ANNO UNDECIMO

# Georgii III. Regis.

## CAP. XXIX.

An Act for consolidating, extending, and rendering more effectual the Powers granted by several Acts of Parliament, for making, enlarging, amending, and cleansing the Vaults, Drains, and Sewers, within the City of *London*, and Liberties thereof; and for paving, cleansing, and lighting the Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places; and preventing and removing Obstructions and Annoyances within the same.

WHEREAS by an Act of Parliament made and passed in the Nineteenth Year of the Reign of his late Majesty King Charles the Second, intituled, An Act for rebuilding the City of *London*, it was, amongst other Things, enacted, That the Number and Places for all Common Sewers, Drains, and Vaults, within the City of London and Liberties thereof, should be designed and set out by such and so many Persons as the Mayor, Aldermen, and Commonalty of the said City, in Common Council assembled,

Preamble. Act 19° *Caroli* Secundi;

bled, should, from Time to Time, authorise and appoint under their Common Seal, or the major Part of them; to which Persons several Powers and Authorities are thereby given, for making new Vaults, Drains, or Sewers, or for cutting into any Drain or Sewer already made; and for altering, enlarging, amending, cleansing, and scouring of any old Vaults, Sinks, or Common Sewers: And whereas by another Act made in the Twenty-second and Twenty-third Years of the same Reign, the said Clause, or Branch of the said in part recited Act, was made perpetual, and the Powers and Authorities thereby given were directed to be for ever thereafter put in Execution, according to the Purport and Effect of the said former Act, and for defraying the Charges thereof, the said Persons so to be appointed as aforesaid, or any Seven or more of them, were impowered, from Time to Time, to impose and levy a reasonable Tax or Assessment, upon the several Wards within the said City and Liberties, in Manner therein mentioned, to be assessed as well upon the Tenants or Occupiers of Houses, Shops, or other Tenements or Hereditaments, as upon the Owners or others, interested in such Houses, Tofts, or Ground, unbuilt, and other Hereditaments whereof there should be no present Occupier: And whereas, by another Act, made in the Seventh Year of Her late Majesty Queen Anne, it was amongst other Things enacted, That the said Persons so to be appointed as aforesaid, should execute, within the said City and Liberties, all and every the Powers and Authorities given to or vested in any Commissioners of Sewers in any other County or Place, by Force or Virtue of any the Laws and Statutes of this Kingdom, or of any Commission to them granted pursuant to the same, and should be deemed and taken to be Commissioners of Sewers, within the Limits aforesaid, subject, nevertheless, to the Limitations and Directions of the said first in part recited Statute: And whereas, by another Act made in the Eighth Year of His present Majesty's Reign, intituled, An Act for the better paving, cleansing, and enlightening the City of *London* and Liberties thereof, and for preventing Obstructions and Annoyances within the same, and for other Purposes therein mentioned; and for repealing an Act made in the Sixth Year of His present Majesty's Reign, for those Purposes; the sole Power and Authority of pitching, paving, cleansing, and enlightening the Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, within the said City

Act 22° & 23° *Car.* II.

Act 7° *Annæ.*

Act 8° *Geo.* III.

City and Liberties, are veſted in the ſaid Mayor and Commonalty, and Citizens, to be executed by ſuch Perſons as by the ſaid Mayor, Aldermen, and Commons, of the ſaid City, in Common Council aſſembled, by Virtue and in purſuance of the ſaid in part recited Act, of the Twenty-ſecond and Twenty-third Years of His ſaid Majeſty King Charles the Second, then were, or thereafter from Time to Time ſhould be authoriſed and appointed to be Commiſſioners of the Sewers for the ſaid City and Liberties, or by any Seven or more of them; which ſaid Perſons, ſo from Time to Time authoriſed and appointed to be Commiſſioners of the Sewers for the ſaid City and Liberties, were thereby conſtituted Commiſſioners for carrying the ſaid Act of the Eighth Year of the Reign of His preſent Majeſty into Execution: And whereas the Powers given and granted in and by the ſaid ſeveral in part recited Acts, have been found defective and inſufficient to anſwer the good Purpoſes thereby intended; and whereas ſeveral of the Streets, and Places within the ſaid City and Liberties, for want of proper Sewers, Drains, or Vaults, are frequently annoyed, the Houſes and Buildings therein weakened and rendered of leſs Uſe, and the Health of His Majeſty's Subjects greatly affected: And whereas the Rates and Aſſeſſments which the Perſons ſo appointed by the ſaid Mayor, Aldermen, and Commons, in Common Council aſſembled, are by the ſaid Act of the Eighth Year of the Reign of His preſent Majeſty, authoriſed and impowered to raiſe and levy, for paving, cleanſing, and lighting the ſaid City and Liberties, will be ſufficient, by Degrees, alſo to defray the Expence of making new Sewers and publick Drains and Vaults, where wanted, and of enlarging and altering old ones where neceſſary, and the Expence of repairing and cleanſing all the ſaid Sewers, Drains, and Vaults, ought to be defrayed by the Landlords or Proprietors of the Houſes and Lands within the ſaid City and Liberties: 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 from and after the paſſing this Act, the ſole Power of ordering, deſigning, making, enlarging, widening, deepening, raiſing, altering, removing, repairing, cleanſing, and ſcouring, of all Common Sewers, Drains, and Vaults; and of paving,

inſufficient to anſwer the Purpoſes intended.

cleansing, and lighting the several Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, within the said City of London and Liberties thereof, shall be, and the same is hereby vested in the Mayor and Commonalty and Citizens of the said City, to be executed by such Persons as by the Mayor, Aldermen, and Commons of the said City, in Common Council assembled, shall, from Time to Time, be nominated, and under the Common Seal of the said Mayor and Commonalty and Citizens, be appointed for that Purpose, which said Persons so from Time to Time to be nominated and appointed, shall be, and they are hereby constituted Commissioners for carrying this Act into Execution.

The Recorder and Common Sergeant shall be Commissioners.

Provided always, and it is hereby further enacted, That the Authority of the said Commissioners for the Time being shall no wise be suspended or taken away, save by the Appointment, from Time to Time, of new Commissioners for the said City and Liberties: Provided also, That the Recorder and Common Serjeant of the said City of London for the Time being, shall be, and they are hereby constituted and appointed Two of the Commissioners for carrying this Act into Execution.

The Powers to be exercised by the major Part of the Commissioners.

Provided also, and it is hereby further enacted and declared, That all the Powers and Authorities, by this Act granted to or vested in the said Commissioners, hereby constituted as aforesaid, shall and may, from Time to Time, be exercised by the major Part of such of them as shall attend at any publick Meeting of the said Commissioners, to be holden as herein after mentioned, the Number of the said Commissioners present at such publick Meeting not being less than Seven, (except for the Purpose of adjourning) and all Acts, Orders, and Proceedings of the said Commissioners present at such publick Meeting, shall have the same Force and Effect as if done or made by all the Commissioners constituted by this Act.

First publick Meeting.

And it is hereby further declared and enacted, That the First publick Meeting of the said Commissioners, to be had by virtue of and under this Act, shall be at such Time and Place, within the said City and Liberties, as the Mayor of the said City shall think proper to order and appoint: And the said Mayor is hereby directed to order and appoint such First publick Meeting to be held on or before the First Day of June next, and to cause the said Commissioners to be summoned to attend the same.

And

And it is hereby further enacted and declared, That it shall and may be lawful to and for the major Part of the said Commissioners present at such publick Meeting, or at any subsequent publick Meeting of the said Commissioners (the Number so attending not being less than Three) to adjourn such publick Meeting to any future Day and Time, and to any Place within the said City and Liberties: Provided always, That every Commissioner shall have Notice to attend at such adjourned publick Meeting, by Summons from the Clerk to the said Commissioners for the Time being. Power to adjourn.

Provided also, and it is hereby further enacted and declared, That it shall and may be lawful to and for the Mayor of the said City, for the Time being, from Time to Time, to appoint a publick Meeting of the said Commissioners, at any Time and Place within the said City or Liberties, which he shall judge proper for the Execution of this Act, notwithstanding any Adjournment or Non-adjournment of the said Commissioners; and shall cause the said Commissioners to be summoned to attend the same. Mayor to appoint a publick Meeting.

And it is hereby further enacted, That the said Commissioners shall and may, from Time to Time, at any of their said publick Meetings, elect and appoint One or more Clerk or Clerks, and One or more Surveyor or Surveyors, and also such and so many other Officers as they shall find necessary for the due Execution of this Act, (Fourteen Days Notice of their Intention to proceed to such Election or Appointment having been first printed and published in Two or more of the Daily News-papers, and Notice thereof being also expressed in the Summons for such publick Meeting); and the said Commissioners shall take such Security as they shall think proper, for the due Execution of such respective Offices; and shall and may, from Time to Time, remove any of the said Officers, at their Will and Pleasure, and appoint others in the Room of such as shall die, or be removed as aforesaid: And the said Commissioners shall and may, out of the Monies arising, or to arise by virtue of this Act, appoint and pay such Salaries, Gratuities, and Allowances, as they shall judge reasonable, to such Officers, and to all such other Persons as shall have been, or shall be employed in, or aiding and assisting about the Execution of this Act. Commissioners to appoint Clerks.

And it is hereby further enacted, That if any Clerk, Surveyor, or other Officer or Servant, who shall be employed by the said Commissioners, in the Execution of Clerks, &c. shall not take Fee.

this Act, or any Part thereof, shall exact, demand, take, or accept any Fee, Gratuity, or Reward whatsoever (other than such Salaries, Allowances, and Rewards, as shall be appointed, allowed, and approved of by the said Commissioners) for or on Account of any Thing done, or to be done, by virtue of this Act, or for forbearing to do any Thing hereby or by the said Commissioners directed to be done, on any Account whatsoever, relative to the Execution or Nonexecution of this Act, or shall any-way be concerned in Interest, in any Bargain made, or to be made, by the said Commissioners, for any of the Purposes intended by this Act, every Person so offending shall, from thenceforth for ever, be incapable of being employed under this Act; and shall, over and above, forfeit and pay the Sum of Fifty Pounds, to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at Westminster, or within the said City, by Action of Debt, Bill, Plaint, or Information, to be commenced within Six Calendar Months next after the Offence committed; in which Action no Suit, nor Protection, Essoin, or Wager of Law, or more than One Imparlance, shall be allowed.

Proceedings to be entered.

And it is hereby further enacted, That all the Acts, Orders, and Proceedings of the said Commissioners, at their said publick Meetings, from Time to Time, shall be entered in a Book or Books to be kept for that Purpose by the said Commissioners, and shall be signed by their Clerk for the Time being; and such Entries shall be deemed and taken to be the original Orders and Proceedings of the said Commissioners; and such Book or Books shall and may be produced and read in Evidence in all Courts whatsoever.

Persons not free of the City may be employed.

And it is hereby further enacted, That the said Commissioners may, and they are hereby authorised and impowered, from Time to Time, to employ under them any fit Person or Persons, whether free of the said City or not, in or about all or any of the Works which they shall cause to be performed, by virtue or in pursuance of this Act, and to contract for the Performance of such Works, or any of them, with any Person or Persons whatsoever, in such Manner as the said Commissioners shall think fit: And that no Person or Persons who shall be so employed or contracted with, nor any Person or Persons to be set to work by, or under them, or any of them, shall for any Act done, or to be done, in or about any of the Works aforesaid, be subject or liable to any Action, Indictment, or Information, upon

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upon the Statute made in the Fifth Year of Her late Majesty Queen Elizabeth, intituled, An Act containing divers Orders for Artificers, Labourers, Servants of Husbandry, and Apprentices, or be liable to be sued for any Breach of the Custom of London, or for any Penalty inflicted by any Bye-law of the said City.

Notice of Contracts to be given.

Provided always, That previous to the making of any such Contract, Notice shall be given in some of the Daily News-papers, that the said Commissioners do intend to make such Contract, and that all Persons willing to engage therein may make Proposals to the said Commissioners, at a certain Time and Place in every such Notice to be specified; and all Contracts made, or to be made, in consequence of such Notice, shall specify the several Works to be done, and the Price or Prices to be paid for the same, and the Time or Times when the said Works are to be compleated, together with the Penalties to be incurred in case of the Nonperformance thereof, and the same shall be signed by the Clerk for the Time being of the said Commissioners, as also by the Person or Persons contracting to perform such Works respectively, and shall be entered in a Book or Books to be kept for that Purpose by the said Commissioners.

No Member of the Common Council to be concerned in any Contract.

Provided also, and it is hereby further enacted, That no Person being a Member of the Court of Common Council of the said City, shall be, directly or indirectly, interested, or concerned in any Contract, which shall be made or entered into by or on Behalf of the said Commissioners, for or concerning any of the said Works to be carried on or performed in pursuance of this Act, or for or concerning any Materials to be used or employed therein, upon Pain that every such Contract shall be null and void, and that the Person who, being a Member of the said Court, shall be so interested or concerned therein, shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at Westminster, or in the said City, by Action of Debt, Bill, Plaint, or Information, to be commenced within Six Calendar Months next after the Offence committed, in which Action or Suit, no Protection, Essoin, or Wager of Law, or more than One Imparlance shall be allowed; and every Person against whom the said Penalty shall be recovered, shall for ever thereafter be disabled from

being elected a Member of the said Court of Common Council.

Sewers, &c. to be made, and the Streets to be paved by the Commissioners.

And it is hereby further enacted, That the said Commissioners may cause such and so many new Sewers, Drains, and Vaults, as they shall think proper to be dug, and made, in, along or across any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, within the said City and Liberties, and also any of the Sewers, and publick Drains, and Vaults, which now are, or hereafter shall be, within the said City and Liberties, to be enlarged, widened, deepened, raised, altered, removed, repaired, cleansed, or scoured, when, and as often as to them shall seem meet; and also may cause all or any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, to be new-paved, or repaired, when, and as often, and in such Manner, and with such Materials, as the said Commissioners shall think fit; and for any of the said Purposes may, from Time to Time, cause to be dug, carted, and carried out of, or brought into the said Streets, or Places, or any of them, such Gravel, Stones, Bricks, and other Materials, as they shall judge necessary, and may likewise cause the Ground thereof to be raised or lowered, the Course of the Channel running in, into, or through the same, to be turned or altered, and the Water Pipes which now lie, or hereafter shall be laid under Ground, to be taken up and new laid, in such Places, Manner, and Form, as they the said Commissioners shall judge best; and may cause such Posts, Bars, and Chains, as they shall think useless or inconvenient, to be taken away, or removed; and likewise all Steps, Bulks, Shew-glasses, Shew-boards, Balconies, Windows, Window Frames, and Stall Boards, encroaching upon or extending over the Foot-ways, and also all Steps and Doors opening or leading from the Foot-ways into Vaults or Cellars to be taken away, removed, or altered; any Thing contained in the Act of the Nineteenth Year of the Reign of King Charles the Second, for rebuilding the City of London, to the Contrary thereof in any-wise notwithstanding.

Not to extend to the Drains belonging to *Saint Paul's* Cathedral.

Provided always, and it is hereby further enacted and declared, That no new Sewer, Drain, or Vault, shall be made, nor shall any Common Sewer, publick Drain, or Vault, which is already made, be enlarged, widened, deepened, raised, or altered, in any Manner, by virtue of this Act, so as to communicate with, or any-ways injure, prejudice,

prejudice, or affect any Sewer, Drains, Wydraught, or Vault, now belonging to the Cathedral Church of Saint Paul in London, and which is situate, lying and being in the Church-yard, of the said Cathedral Church, as well without as within the Rails thereof, and which hath been made for the Use or Benefit of the said Cathedral, and have been and now are kept in Repair by the Order, and under the Direction of the Lord Archbishop of Canterbury, the Lord Bishop of London, and Lord Mayor of London for the Time being, as Trustees for the Fabrick of the said Cathedral Church, without the Consent of the said Trustees, or the major Part of them, and of the Dean and Chapter of the said Cathedral Church for the Time being, first had and obtained in Writing for that Purpose.

Signs, &c. to be taken down or removed by the Commissioners.

And it is hereby further enacted, That the said Commissioners shall and may cause all Signs, or other Emblems used to denote the Trade, Occupation, or Calling of any Person or Persons, Sign-posts, Sign-irons, Balconies, Penthouses, Shew-boards, Spouts, and Gutters, projecting into any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places, and all other Incroachments, Projections, and Annoyances whatsoever, within the said City or Liberties, to be taken down and removed, and shall cause all Signs, or other Emblems as aforesaid, Shew-boards and Gutters, or such Parts thereof as they shall think fit, to be affixed or placed on the Fronts of the Houses, Shops, Warehouses, or Buildings, whereunto they respectively belong, or were before affixed, and not otherwise; and shall return, or cause to be returned, to their respective Owners, so much of such Signs or other Emblems, Sign-posts, or other Posts, Sign-irons, Shew-boards, Spouts, and Gutters, as shall not be affixed or put up, or otherwise made Use of in the Alterations directed by this Act; and that for the Future, all Signs, Sign-boards, and Gutters, shall be placed or fixed on the Fronts of the Houses, Shops, Warehouses, or Buildings, to which they respectively belong, and not otherwise; and if any Person or Persons shall, at any Time hereafter, hang, place, erect, or build, any Sign, Sign-post, or other Post, Sign-iron, Balcony, Pent-house, Shew-board, Spout, Gutter, or other Projection, Obstruction, or Annoyance, or cause the same to be done, contrary to the Direction aforesaid, every Person so offending shall, for every such Offence, forfeit and pay the Sum of Five Pounds, and the further Sum of Twenty

Twenty Shillings for every Day such Offence shall continue.

Cranes to be kept close to the Walls of Warehouses.

Provided always, and it is hereby further enacted, That it shall and may be lawful to and for any Person or Persons to keep any Crane or Cranes already fixed up against any Warehouse or Warehouses, within the said City and Liberties thereof, or to affix any Crane or Cranes to such Warehouse or Warehouses and to make Use of such Crane or Cranes, so as such Crane or Cranes be turned and kept close to the Walls of such Warehouse or Warehouses when not in actual Use; any Thing in this Act, or any former Law, Custom, or Statute to the Contrary thereof in any-wise notwithstanding.

Waggons shall not stand in the Street above One Hour.

And, for the more speedy Removal of sundry Nuisances and Obstructions within the said City and Liberties, it is hereby further enacted, That if after the passing of this Act, any common Stage Waggon, or other Waggon, or any Cart, Dray, or other Carriage, shall, for the Purpose of loading or unloading the same, or any Part thereof, be suffered to stand or continne in any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places, above the Space of One Hour at any One Time; or if any Cart, Waggon, Dray, or other Carriage, shall be placed and suffered to stand athwart or across any such Street, Lane, Square, Yard, Court, Alley, Passage, or Place, for the loading or unloading thereof, or for any other Purpose whatsoever; or if any such Cart, Waggon, Dray, or other Carriage, shall be suffered to stand or continue in any Part of any such Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places, longer than is necessary for the loading or unloading thereof; or if any Goods, Materials, or Things whatsoever, shall be laid or placed, and left in any such Street, Lane, Square, Yard, Court, Alley, Passage, or Place, so as to obstruct the free Passage thereof; then, and in every such Case, any One of the said Commissioners, or any One of their Officers, to be by them appointed to remove Nuisances, shall and may seize, or cause to be seized, the Stage Waggon, Cart, Waggon, Dray, or other Carriage, so placed or suffered to stand or continue, contrary to the true Meaning of this Act, together with the Horse or Horses thereunto belonging, or the Goods, Materials or Things, so laid or placed, and left as aforesaid, and remove the same, or cause the same to be removed, to the common Pound of the said City, commonly

called The Green Yard, there to be kept and detained until the Owner or Owners thereof, or his, her, or their known Servant or Servants, shall and do claim the same, and pay to the Person or Persons in whose Custody the same shall then be the Sum of Twenty Shillings, together with the Charges of removing and keeping the same; and in case the same shall not be claimed, and the said Sum of Twenty Shillings and Charges paid, within the Space of Three Days next after such Seizure, it shall and may be lawful to and for the said Commissioners, to cause the same, or a competent Part thereof, to be appraised and sold, for Payment of the said Penalty and Charges, returning to such Owner or Owners, upon Demand, the Goods and Things not sold, together with the Overplus (if any) of the Monies arising by such Sale.

Continuance of Hoards in the Streets, how to be prevented.

And it is hereby further enacted, That if any Person or Persons whatsoever, shall erect or build, or cause to erected or built, any Posts, Bars, Rails, Boards, or other Things, by Way of Inclosure, for the Purpose of making Mortar, or depositing Bricks, Lime, or other Materials, for building or repairing any House or Houses, Building or Buildings, or other Works, within the said City or Liberties, in any other Manner, or shall suffer the same to remain for any longer Time than shall be necessary for such Building or Repairs, or shall lay any Rubbish within such Inclosure, or in any publick Street, Passage or Place within the said City or Liberties, or cause the same to be done, and Complaint thereof shall be made to the said Commissioners by any Two Householders of the said City or Liberties, and the said Commissioners shall, upon View, or other due Proof of the Matter of the said Complaint, find the same to be true; then, and in every such Case, the Person or Persons erecting and building such Inclosure, and suffering the same to remain longer than shall be necessary as aforesaid, shall, for every such Offence, forfeit and pay the Sum of Twenty Shillings; and moreover, it shall and may be lawful to and for the said Commissioners, to cause such Inclosure or Erection to be pulled down and removed, and the Materials thereof, as also all Bricks, Mortar, Lime, or other valuable Things contained within the same, or thereto belonging, to be deposited in the Green Yard aforesaid, there to be kept and detained until the Owner or Owners thereof, or his, her, or their known Servant or Servants, shall and do pay to the Person or Persons in whose Custody the

same shall be, the Charges of pulling down and removing the same; and in case the same shall not be claimed, and the said Charges paid, within the Space of Eight Days next after such Seizure thereof, it shall and may be lawful to and for the said Commissioners to order the same to be appraised and sold, and the Money arising therefrom shall be applied to the Purposes of this Act; and the said Commissioners are further authorised to remove such Rubbish to such Place as they shall think convenient, and every Person laying such Rubbish, or causing or procuring the same to be laid, within, or on the Outside, or near to such Inclosure, or in any publick Street, Passage, or Place within the said City or Liberties, shall forfeit and pay the Sum of Twenty Shillings, together with the Expence of removing the same.

No Lime to be slaked in the Streets, &c.

And it is hereby further enacted, That no Person or Persons whatsoever shall slake Lime in the Foot-way or Carriage-way of any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places, or in any House or Houses within the same, upon Pain that every Person so offending shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

Bricklayers or Plasterers may slake in the Cellars of Houses new-building or repairing.

Provided always, That nothing herein contained shall be construed to restrain any Bricklayer or Plasterer from slaking Lime within the Yards or Cellars of Houses which shall be new-building or repairing, or within the Yards or Cellars belonging to the Dwelling-house of any such Bricklayer or Plasterer, so that the Steam of such Lime be conveyed into and through the Chimney of such House respectively; and that no Lime be slaked in any Cellar or Yard after the Hour of Seven of the Clock in the Morning, from Lady-day to Michaelmas, nor after the Hour of Eight of the Clock in the Morning, from Michaelmas to Lady-day; and if any Lime shall be slaked contrary to the Directions of this Act, every Person so offending shall, for each Offence, forfeit and pay the Sum of Forty Shillings.

Damage being done to the Foot-pavement,

And be it further enacted, That if any Person or Persons shall for the future carry, run, drive, roll, or draw, or cause to be carried, run, driven, rolled, or drawn, any Bier, or any Wheel or Wheels, empty Cask or Casks, Sledge, Wheelbarrow, or other Carriage whatsoever, or shall ride, lead, or drive, any Horse, Ass, Mule, or other Cattle, Coach, or other Carriage whatsoever, along any Part of the said Foot-pavements; then, and in any of the said Cases, and so often as they or any of them shall happen,

pen, it shall and may be lawful to and for any Person or Persons whatsoever, who shall see any such Offence committed, to seize, and also for any other Person or Persons to assist in seizing such Offender or Offenders, and by the Authority of this Act, and without any other Warrant, to convey or deliver him, her, or them, into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace of the said City; and the Party or Parties accused being brought before him, such Justice shall proceed to examine upon Oath any Witness or Witnesses who shall appear or be produced to give Information touching such Offence, (which Oath the said Justice is hereby authorised and required to administer), and if the Party or Parties accused shall be convicted of any such Offence, either by his, her, or their own Confession, or upon such Information as aforesaid, he, she, or they, so convicted, shall forfeit and pay the Sum of Ten Shillings for the First Time of offending; the Sum of Twenty Shillings for the Second Time of offending; and the Sum of Forty Shillings for the Third, and every other Time of offending.

Offenders to forfeit, for First Offence, 10s. &c.

And it is hereby further enacted, That the said Commissioners shall and may cause to be painted, engraved, or described in Stone, or otherwise, and to be affixed in a conspicuous Part of One or more House or Houses, Building or Buildings, at or near each End, Corner or Entrance, of each of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages or Places, the Name by which each respective Street, Lane, Square, Yard, Court, Alley, Passage, or Place, is or shall be properly or usually called or known; and may also cause every House, Shop or Warehouse in each of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages and Places, to be marked or numbered in such Manner as they shall judge most proper for distinguishing the same; and if any Person or Persons shall wilfully or maliciously destroy, pull down, obliterate, or deface, any such Names, Descriptions, Marks or Numbers, or any Part thereof, or cause or procure the same to be done, every Person so offending shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

Names of Streets, &c. to be fixed up;

Penalty on destroying, &c. the same.

And it is hereby further enacted, That no Person or Persons shall, without Authority from the said Commissioners, alter, or cause to be altered, the Form of the Pavement

Alterations in the Pavement of the Streets, not to be altered.

Pavement of any of the said Streets, Lanes, Squars, Yards, Courts, Alleys, Passages, or Places, or in any Way incroach thereupon, upon Pain that every Person so offending shall, for every such Offence, forfeit and pay the Sum of Five Pounds, over and above the Expence of relaying and reinstating the same, according to the Directions of the said Commissioners; the said Forfeitures and Expences to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, in the Name of the said Mayor and Commonalty, and Citizens of the said City of London, to be commenced within Six Calendar Months next after the Commission of such Offence; in which Action or Suit, no Protection, Essoin, or Wager of Law, or more than One Imparlance shall be allowed.

Bad Pavements to be repaired.

And it is hereby further enacted, That, from and after the passing of this Act, if any Two Housekeepers within the said City and Liberties shall make Complaint, in Writing, under their Hands, to the said Commissioners, of any Defect or Want of Repair in any of the Pavements of any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places, either before or after the same shall have been new-paved or repaired by virtue of this Act; then, and in every such Case, the said Commissioners shall forthwith cause the Pavement so complained of to be inspected by their Surveyor; and if the same shall, by him, be found defective, and so reported to be to the said Commissioners, unless such Defect shall appear to arise from a Defect in the Water-pipes under such Pavement, they the said Commissioners shall forthwith give Orders to their Contractor or Contractors, Paviour or Paviours, to repair the same; and if the Contractor or Paviour of the said Commissioners, to whom such Order shall be given, shall not, within Four Days next after Receipt thereof, repair the said defective Pavement; then, and in every such Case, the said Contractor or Paviour shall forfeit and pay the Sum of Twenty Shillings for every Day that the said defective Pavement shall remain unrepaired, after the Expiration of the said Four Days.

Pavement, when the Water-pipes are broken, how to be taken up.

And it is hereby further enacted, That when, and so often as any Pipe or Pipes, belonging to any of the Water Companies, who furnish any Part of the said City and Liberties with Water, and which now lie, or shall hereafter be laid under Ground, in any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places,

Places, shall happen to break, burst, or decay, so as to require Reparation, the Surveyor of the said Commissioners, for the Time being, or such other Person or Persons as the said Commissioners shall appoint for that Purpose, shall forthwith give, or cause to be given, Notice thereof in Writing, to the Pavior of the Water Company to whom he apprehends the said Pipe or Pipes do belong, who is hereby required to take up the Pavement, and open the Ground at or near the Place where such Reparation shall appear to be wanting; and if the said Pavior shall, upon taking up such Pavement, and opening such Ground, discover that the Pipe or Pipes so broken, burst, or decayed, does not or do not belong to the Water Company, whose Pavior he is; then, and in every such Case, he shall forthwith give, or cause to be given, Notice thereof in Writing, to the Pavior of the Company to whom the said Pipe or Pipes shall appear to belong, in which Case, such last-mentioned Pavior is hereby required, upon Demand, to make Satisfaction for the taking up such Pavement, and opening such Ground, to the Pavior giving Notice as aforesaid; and the Pavior of such Water Company, to whom the said Pipe or Pipes shall belong, is hereby required to cause or procure the said Pipe or Pipes to be repaired, and afterwards to fill up the said Ground, and ram down the same, within two Days next after such Notice to him given; and as soon as such Pipe shall have been so repaired, and the Ground so filled up and rammed down, he shall give, or cause to be given, Notice thereof, in Writing, to the Pavior or Contractor, for the Time being, of the said Commissioners: And if the Pavior of any of the said Water Companies to or for whom such Notice shall be given, or left at his last Place of Abode, shall, by the Space of Two Days next after the giving or leaving such Notice as aforesaid, refuse or neglect to take up such Pavement, and open such Ground; or, if upon discovering that the Pipe or Pipes so broken, burst, or decayed, doth not, or do not belong to the Company whose Pavior he is, he shall refuse or neglect to give immediate Notice thereof in Writing to the Pavior of the Company to whom the said Pipe or Pipes doth or do belong; or if the Pavior of the Water Company to whom the said Pipe or Pipes shall belong, shall, by the Space of Two Days next after such Notice given to him, or left at his last Place of Abode, refuse or neglect to cause or procure such Pipe or Pipes to be

amended and repaired, or afterwards to fill up the Ground so taken up, or to give such immediate Notice of his having so done, to the Paviour or Contractor of the said Commissioners, for the Time being; then, and in every such Case, the Person or Persons so respectively refusing or neglecting, shall, for every such Offence, severally forfeit and pay the Sum of Five Pounds; and if any Pipe or Pipes, not belonging to any of the Water Companies, shall happen to break, burst, or decay, as aforesaid, in any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places; then, and in every such Case, the respective Owner or Owners thereof shall forthwith cause the Ground over the same to be opened, and such Pipe or Pipes to be repaired, and Notice thereof in Writing to be given to the Clerk for the Time being of the said Commissioners, or, in case of Refusal or Neglect so to do, shall, for every such Offence, forfeit and pay the Sum of Five Pounds; and if any Pavement shall be broken or taken up, for the Purpose of making, repairing, or altering any Vault or Drain, or for any other Purpose whatsoever; then, and in every such Case, the Person or Persons so breaking or taking up the said Pavement, or causing the same to be so broken or taken up, shall, as soon as the Nature of the Work will permit, cause the Ground to be filled up, and Notice thereof in Writing to be given to the Clerk, for the Time being, of the said Commissioners, or, in case of Refusal or Neglect so to do, shall, for every such Offence, forfeit and pay the Sum of Forty Shillings; and the said Clerk of the said Commissioners shall forthwith, upon every such Notice as aforesaid given to him, or left at the Office of the said Commissioners, at the Guildhall of the said City, transmit such Notice, or cause the same to be transmitted to the Paviour or Contractor of the said Commissioners for the Time being; and if the said Clerk shall refuse or neglect, by the Space of Two Days next after any such Notice as aforesaid given to him, or left at his last Place of Abode, to transmit such Notice, or cause such Notice to be transmitted to the said Paviour or Contractor for the Time being of the said Commissioners, or if such Paviour or Contractor, to whom any such Notice as aforesaid shall be so transmitted, shall, by the Space of Two Days next after the transmitting of such Notice to him as aforesaid, refuse or neglect to relay and repair the Pavement so broken up; then, and in every such Case, the Person so refusing or neglecting

neglecting shall forfeit and pay the Sum of Twenty Shillings for every Day such Pavement shall continue unrelayed or unrepaired, after the Expiration of the said Two Days.

Provided always, That if it shall happen that, at any Time, there shall be no regular or fixed Appointment of a Paviour of any of the Water Companies, in that Case such Notice as aforesaid shall be delivered to, or left at the Office of the Clerk or Secretary of such Company respectively; who shall, in every such Case, be substituted in the Room of such Paviour, to all the Intents and Purposes aforesaid. Proviso.

And it is hereby further enacted, That the several and respective Paviors now employed, or hereafter to be employed by the said Water Companies respectively, within the said City or Liberties thereof, shall, within the Space of Thirty Days next after the passing of this Act, or within Three Days next after they shall be respectively appointed Paviors to such Company or Companies, give Notice in Writing to the Clerk for the Time being of the said Commissioners, of their respective Names and Places of Abode, and of the Names of the respective Company whose Paviors they are, and of the respective District to which they are appointed; and, in like Manner, the Clerk for the Time being of the said Commissioners shall, within the respective Times aforesaid, give Notice to the respective Paviors of the said several Water Companies, of the Names and Places of Abode of the Paviour or Paviors, Contractor or Contractors, for the Time being, of the said Commissioners; and if any of the said Paviors, or the Clerk of the said Commissioners for the Time being, shall neglect to give such Notice within the respective Times aforesaid, each of them shall, for every such Offence, severally forfeit and pay the Sum of Twenty Shillings. Paviors of the Water Companies to give Notice of their Names, &c.

Provided always, and it is hereby further enacted and declared, That the Charges and Expences of relaying the Pavement which shall be broken or taken up, for the Purposes of repairing or amending any such Pipe or Pipes, shall be reimbursed and paid to the said Commissioners, or to such Person as they shall appoint to receive the same, by the Clerk or Treasurer for the Time being, of the respective Water Companies, to whom such Pipe or Pipes shall belong; or if the same shall not belong to any of the said Water Companies, then, by the respective Owner or Owners thereof, and the Charges and Expences of relaying Water Companies to pay the Expence of new laying Pavement, when the Pipes are broken, &c.

ing the Pavement which shall be broken or taken up for the Purposes of repairing, cleansing, or emptying any Sewer, publick Drain, or Vault, or of making any new or additional Grates, or of repairing and altering any old Grates belonging to such Sewer, publick Drain, or Vault, shall be defrayed and paid by and out of the Rates to be raised under this Act, for the Purposes of repairing and cleansing the said Sewers, publick Drains, and Vaults: And if such Clerk or Treasurer to any of the said Water Companies, or the respective Owner or Owners of such Pipe or Pipes, liable to reimburse and pay such Charges and Expences, shall refuse or neglect to pay the same within Ten Days next after Demand thereof in Writing, signed by the Clerk of the said Commissioners, and left at their respective Dwelling-houses, or last Places of Abode, together with a Bill to be annexed to such Demand, containing an Account of such Charges and Expences; then, and in every such Case, the Money so expended shall and may be recovered by the said Commissioners, of and from the Person or Persons so liable thereto, by Action or Actions of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, in the Name of the Mayor and Commonalty, and Citizens of the said City of London, to be commenced within Three Calendar Months next after such Demand respectively; in which Action or Actions, Suit or Suits respectively, no Essoin, Protection, or Wager of Law, or more that One Imparlance shall be allowed.

Expence of Alteration of the Pipes to be defrayed out of the Monies of this Act.

Provided nevertheless, and it is hereby further enacted, That if at any Time it shall be found necessary, for the Purposes of making, enlarging, widening, deepening, raising, altering, repairing, or removing any Sewer or Drain, within the said City or Liberties, or of new-paving, or altering the Pavement of any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places, to raise, sink, or any otherwise alter the Position of any of the Pipes or Plugs laid down or placed by any of the said Water Companies, or by any other Person or Persons whatsoever, the Charges attending the same shall be paid out of the Monies arising, or to arise by virtue of this Act, for the Purposes of paving, cleansing, and lighting the said City and Liberties, and making, enlarging, widening, deepening, altering, and removing the Sewers, publick Drains, and Vaults, within the same.

And, for the more easily obtaining of Water, in Cases of Fire, it is hereby further enacted, That the several Water Companies, who shall supply any of the Inhabitants of the said City with Water, shall, from Time to Time, within the Space of Fourteen Days after the passing of this Act, or within Seven Days after the Appointment of any Turncock or Turncocks, give Notice in Writing to the said Commissioners, of the Names and Places of Abode of their respective Turncocks, distinguishing the Districts to which they respectively belong; and if any of the said Companies shall neglect to give such Notice within the Times aforesaid, they shall, for every such Neglect, forfeit and pay the Sum of Forty Shillings; and the said Commissioners shall, and they are hereby required, yearly, to cause to be printed and distributed through every Ward within the said City and Liberties, to and amongst the several Householders within the same, a List of the Names and Places of Abode of the several Turncocks of the District or Districts within which every such Ward respectively shall lie.

For procuring Water in Times of Fire.

Names of the Turncocks to be delivered in, under Forfeiture of 40 s.

And it is hereby further enacted, That the said Commissioners shall have full Power and Authority to cause the said Streets to be watered as often as they shall think fit, and also to cause any Well or Wells to be dug and sunk in such Places as they shall think proper; and also any Pump or Pumps to be erected in or near such Places, and also any Pumps now standing for the Purpose of watering the said Streets, or for any other Purpose, to be removed or altered, and to defray the Expences thereof out of the Monies to be raised by virtue of this Act, for the Purposes of paving, cleansing, and lighting the said City and Liberties, and making, enlarging, widening, deepening, altering, and removing the Sewers, publick Drains, and Vaults, within the same.

The Streets to be watered.

And, for the more effectually cleansing, and keeping clean the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places, it is hereby further enacted, That it shall and may be lawful to and for the said Commissioners to cause any Number of moveable or fixed Dust Boxes, Dust Holes, or Conveniencies, wherein Dust and Ashes may be deposited for the Scavengers or Rakers, to be erected and placed in such of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, as they shall judge necessary; and the Occupier or Occupiers of Houses or Tenements, within the said City and Liberties, are hereby required, daily and every Day, to

Dust Holes, &c. how to be made.

causs all their Dust and Ashes to be deposited in the said Dust Bores, Dust Holes, or other Conveniencies, where any such shall be; or, in Default thereof, to keep all such Dust and Ashes in their respective Houses or Tenements, or the Appurtenances thereof, until the same shall be removed and carried away, by the respective Rakers to be in this Behalf appointed: And in case any such Persons shall deposit, or cause or permit to be deposited, any Ashes or Dust in any Part of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, except in some of the said Dust Holes, Dust Bores, or other Conveniencies, where any such shall be, or if any Person or Persons shall lay or deposit, or cause to be laid or deposited, in the said Dust Holes, or Dust Bores, or any of them, any Dirt, Dung, or Filth, other than Dust or Ashes, or shall lay or deposit, or cause or permit to be laid or deposited, any Dirt, Dung, or Filth, in any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places, every Person so offending shall, for every such Offence, forfeit and pay the Sum of Ten Shillings.

Foot-ways to be cleansed.

And it is hereby further enacted, That every Occupier of any House or Tenement within the said City and Liberties, and (in respect of Houses lett to Inmates) every House Owner shall, Once in every Day, before the Hour of Ten of the Clock in the Forenoon, scrape, sweep, and cleanse the Foot-way all along the Front of their respective Houses or Tenements, or cause the same to be scraped, swept, and cleansed; and in Default thereof shall, for every such Offence, forfeit and pay the Sum of Five Shillings.

Streets, &c. how to be lighted.

And, for the better lighting the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, be it hereby further enacted, That it shall and may be lawful to and for the said Commissioners, from Time to Time, to cause such and so many Lamps to be set up in such Places within the said City and Liberties thereof, and to be placed in such Manner, and at such Distances, as they shall judge necessary; and the said Commissioners shall order and direct at what Time the Lights within the same shall be lighted, and how long they shall continue lighted; and shall, from Time to Time, give such other Orders and Directions in the Premises as they shall think needful for the well and sufficient lighting the said City and Liberties thereof.

And

And it is hereby further enacted, That if any Person or Persons shall wilfully take away, break, or throw down, or damage any Lamp that now is or hereafter shall be set up for lighting any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, or wilfully extinguish the Light or Lights within the same, or damage the Irons or other Furniture thereof, it shall and may be lawful to and for any Person or Persons whatsoever who shall see such Offence committed, to seize, as also for any other Person or Persons to assist in seizing the Offender or Offenders; and, by Authority of this Act, and without any other Warrant, to convey him, her, or them, or to deliver him, her, or them to the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace of the said City; and such Justice shall proceed to examine upon Oath any credible Witness or Witnesses who shall appear or be produced to give Information touching such Offence (which Oath the said Justice is hereby authorised and required to administer); and if the Party or Parties accused shall be convicted of such Offence, either by his, her, or their own Confession, or upon such Oath as aforesaid, he, she, or they so convicted, shall forfeit and pay the Sum of Twenty Shillings for each such Lamp so broken, thrown down, or damaged, or for every Light so extinguished as aforesaid; and, moreover, shall make full Satisfaction to the said Commissioners, or to such Person as they shall appoint to receive the same, for the Damage so by him, her, or them done, as aforesaid: And in case such Offender or Offenders shall not, on Conviction, pay such Forfeiture, and make such Satisfaction as aforesaid, such Justice is hereby required to commit him, her, or them to the Bridewell of the said City, there to be kept to hard Labour for any Space of Time not exceeding One Calendar Month; and such Offender or Offenders shall not be discharged before the Expiration of the Time for which he, she, or they shall be so committed, unless such Forfeiture and Satisfaction shall be sooner paid and given.

Penalty on Persons damaging Lamps.

And it is hereby further enacted, That in case any Person or Persons shall carelessly or accidentally break, throw down, or damage, any of the said Lamps so set up, or hereafter to be set up as aforesaid, or the Irons or other Furniture thereof, and shall not immediately, upon Demand, make Satisfaction for the Damage done thereto; then, and in every such Case, it shall and may be lawful to and for any One Justice of the Peace of the said City,

Persons carelessly or accidently breaking or damaging Lamps, to make Satisfaction.

upon Complaint to him made, by One or more credible Person or Persons, upon Oath, (which Oath such Justice is hereby impowered and required to administer) to summon before him the Party or Parties who shall be complained of for doing such Damage; and, upon hearing the Allegations and Proofs upon Oath, touching the same, or upon the Nonappearance of the Party or Parties so complained of, and summoned, to award such Sum or Sums of Money, by way of Satisfaction for such Damage, as such Justice shall think reasonable; and in case of Refusal or Neglect of the said Party or Parties to pay the Sum or Sums of Money so awarded within Three Days next after Demand thereof, to cause the same to be levied by Distress and Sale of his, her, or their Goods or Chattels, the Surplus (if any) arising by such Distress and Sale to be paid to him, her, or them.

Lamps how to be placed.

And be it further enacted, That all Lamps which are or shall be put up in any of the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places, by any Person or Persons, at his or their own private Expence, shall, from and after the passing of this Act, be placed in such Manner, as the said Commissioners, appointed to put this Act into Execution, shall direct.

Property of the Sewers and Pavements, to be vested in the Mayor, &c.

And it is hereby further enacted by the Authority aforesaid, That the Property of the Sewers, and Publick Drains and Vaults, and of the Pavements, which, at the Time of passing of this Act, or at any Time or Times thereafter, shall be within the said City and Liberties, and all Materials and Things used, or to be used, in, or about the making or repairing thereof, shall be, and the same are hereby vested in the said Mayor and Commonalty, and Citizens of the said City; and the said Commissioners are hereby authorised and impowered to bring, or cause to be brought, any Action or Actions, in the Name of the said Mayor and Commonalty, and Citizens, or to prefer, or order the preferring of Indictments against any Person or Persons who shall steal, take, or carry away, any, or any Part of such Materials or Things; and if any Person or Persons shall wilfully or maliciously destroy, or otherwise damage or Spoil, any of the said Materials or Things, or any of the Works done in Pursuance of this Act, or any Part or Parts thereof, every Person or Persons so offending therein, and being thereof convicted, by the Oath or Oaths of One or more credible Witness or Witnesses, before any Justice of the Peace, which Oath or Oaths such Justice is hereby required to administer, shall, for every

such Offence, forfeit and pay the Sum of Twenty Shillings for the first Time of offending, and the Sum of Forty Shillings for the second, and the Sum of Five Pounds for every other Time of offending, together with all Costs, Charges, and Expences, in respect of such Damage or Spoil as the said Commissioners shall be put unto, such Costs, Charges, and Expences; to be recovered in any of His Majesty's Courts of Record at Westminster, by Action of Debt, Bill, Plaint, or Information, in the Name of the principal Clerk to the said Commissioners for the Time being, in which Action or Suit no Protection, Essoin, or Wager of Law, or more than One Imparlance, shall be allowed.

Private Drains to be made.

And be it further enacted, That no Person or Persons shall, without the Leave or Licence of the said Commissioners, make or branch any Drain or Drains into any of the said publick Sewers, Drains, or Vaults, made, or to be made, by virtue of this Act, upon Pain that every Person so offending shall, for every such Offence, forfeit and pay the Sum of Twenty Pounds; to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, in the Name of the Principal Clerk to the said Commissioners for the Time being, in which Action or Suit no Protection, Essoin, or Wager of Law, or more than One Imparlance, shall be allowed.

and cleansed.

And be it further enacted, That all private Drains which now are, or by Permission of the said Commissioners shall hereafter be made, within any of the publick Streets or Passages within the said City or Liberties, and which do or shall issue into any of the publick Sewers, Drains, or Vaults, shall be repaired and cleansed under the Inspection and Direction of the Surveyor, or other proper Officer of the said Commissioners, at the Costs and Charges of the Owner or Owners, Occupier or Occupiers, of the Lands or Tenements to which the said private Drains do or shall respectively belong.

Rates for Sewers and Pavements.

And be it further enacted, That for defraying the Expence of paving, cleansing, and lighting the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, and preventing Annoyances therein, and of making, enlarging, widening, deepening, altering and removing, all or any the Common Sewers, Publick Drains, and Vaults, within the said City and Liberties, One or more Rate or Rates, Assessment or Assessments, shall, at such Time or Times as the said Commissioners shall think

fit to order and direct, by Writing under their Hands and Seals, or the Hands and Seals of any Seven or more of them, be made, laid, and assessed in the several Wards of the said City, by the Aldermen or their Deputies respectively, and the major Part of the Common Councilmen of each Ward, upon all and every Person and Persons, who do or shall inhabit, hold, occupy, possess, or enjoy, any Land, House, Shop, Warehouse, Cellar, Vault, or other Tenement or Hereditament within the said several Wards, and who, by the Laws now in being, are, or shall be liable to be rated towards the Relief of the Poor, in the respective Parishes where he, she, or they shall respectively live or reside, for raising such competent Sum and Sums of Money, as the said Commissioners shall, from Time to Time, judge needful and direct, so as such Rates or Assessments do not in any One Year exceed, in the Whole, the Sum of One Shilling and Sixpence in the Pound, of the yearly Rents of such of the said Lands, Houses, Shops, Warehouses, Cellars, Vaults, or other Tenements or Hereditaments respectively, as shall be situate in any Street, Lane, Square, Yard, Court, Alley, Passage, or Place, actually begun to be new-paved by virtue and in pursuance of this Act, or of any former Act of Parliament, and One Shilling in the Pound of the yearly Rents of such of the Lands, Houses, Shops, Warehouses, Cellars, Vaults, Tenements, or Hereditaments respectively, as shall not be so situate; such Rates respectively to be from Time to Time ascertained by the Rates at which such respective Lands, Houses, Shops, Warehouses, Cellars, Vaults, or other Tenements or Hereditaments shall be, from Time to Time, assessed towards the Land Tax.

Major Part of Common Council to compound for Rates on Houses, &c.

Provided always, and be it further enacted, That it shall and may be lawful to and for the major Part of the Common Council of each respective Ward, from Time to Time, to compound with the Owner or Owners, Landlord or Landlords, of any House or Houses within the said Streets and Places to be rated as aforesaid, the annual Rent or Value whereof shall be under Ten Pounds, for the Rate or Assessment by this Act authorised to be laid upon such House or Houses, so as in such Composition there be not remitted to any such Landlord or Landlords, Owner or Owners respectively, more than One Half of the Rate to be laid upon such House or Houses respectively.

Lessees of Markets to pay the Rates.

Provided also, and whereas the Farmers or Lessees of the publick Markets, within the said City and Liberties, were, by their Leases thereof, or otherwise, bound and liable

to

to pave, cleanse, and light the said Markets; and whereas the Expence of paving, cleansing, and lighting the said Markets, greatly exceeds the Rate of One Shilling and Sixpence in the Pound of the respective Rents at which the said Markets stand rated towards the Land Tax; be it further enacted, That the said Farmers or Lessees, their Executors, Administrators, or Assigns, shall from Time to Time, upon Demand of the said Commissioners, or their principal Clerk for the Time being, pay into the Chamber of London all such Sum or Sums of Money as the said Commissioners shall actually expend in or about the paving, cleansing, and lighting, the said Markets respectively; which said Sum or Sums of Money shall or may from Time to Time, in case of Refusal or Neglect to pay the same, be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, or within the said City, in the Name of the said principal Clerk for the Time being, any Thing herein before contained to the Contrary thereof in anywise notwithstanding.

The Farmers and Lessees of Markets, to be compounded with.

Provided nevertheless, That it shall and may be lawful to and for the said Commissioners, from Time to Time, to compound and agree with the Farmers or Lessees of the said Markets for a certain Sum of Money, in lieu and stead of the Sums to be rated and assessed by virtue of this Act, the Account of which Composition shall be entered in a Book or Books to be kept for that Purpose.

How empty Houses shall be assessed.

And it is hereby further enacted, That if it shall happen that any of the Lands, Houses, Shops, Warehouses, Cellars, Vaults, or other Tenements, within the said City and Liberties, shall, at the Time of making any of the said Rates or Assessments, be empty, untenanted, or unoccupied; then, and in every such Case, it shall and may be lawful to and for the Alderman of the Ward where such Premises shall lie, or his Deputy, with the major Part of the Common Councilmen of the said Ward, to rate and assess the said Premises, at the Times the said Commissioners shall direct as aforesaid; and in such Case, as well as in case the said Premises shall, after the making such Rate or Rates, Assessment or Assessments, become empty, untenanted, or unoccupied, One Half of every such Rate or Assessment shall be charged on such Premises respectively, and be paid by the first Tenant or Occupier thereof, who shall and may, and is hereby authorised to deduct and detain the same out of his or her Rent, and the Landlord, or Owner or Owners of such Premises, is

and are hereby required to allow such Deduction and Payment, upon the Receipt of the Residue of his, her, or their respective Rents, and the said Tenant or Occupier shall be, and is hereby acquitted and discharged, of and for so much of his or her Rent, as the Rate or Assessment so paid by him or her shall amount unto.

Houses let out in Lodgings, how to be assessed.

And whereas many Houses in several of the Wards of the said City are, by the several Landlords or Owners thereof, let out to poor Tenants, or in Lodgings or Tenements to divers Tenants, whereby it will be difficult to rate or assess the said Tenants, in respect of such Houses, or to recover such Rates and Assessments when made; for Remedy whereof, be it enacted, That from and after the passing of this Act, it shall and may be lawful to and for the Alderman of each respective Ward, or his Deputy, with the major Part of the Common Councilmen of the said Ward, at the Times the said Commissioners shall direct as aforesaid, to rate and Assess, in every such Rate or Assessment, the Owner or Owners of all such Houses, or Tenements as shall be so let for a less Rent than Ten Pounds per Annum, or occupied by Two or more Tenants, which Rate or Assessment shall be paid by the Occupier or Occupiers of any such Houses or Tenements, or of any Part or Parts thereof, and the Occupier or Occupiers of any such Houses or Tenements, or of any Part or Parts thereof, and the Occupier or Occupiers of whom the same shall be demanded, is and are hereby authorised and required to pay such Sum and Sums of Money as shall be so rated or assessed upon the Owner or Owners thereof, and to deduct the same out of his, her, or their respective Rents, and the Landlord and Landlords, or Owner or Owners of such Houses or Tenements, is and are hereby required to allow such Deductions and Payments, upon the Receipt of the Residue of his, her, or their Rents; and every such Occupier paying such Assessment or Assessments, shall be acquitted and discharged for so much of his, her, or their Rent or Rents, as the said Assessment or Assessments, so paid by him or her shall amount unto, as if the same had been actually paid to the Person or Persons to whom his or her Rent shall be due and payable; and in Default of Payment of the said Rate or Rates, Assessment or Assessments, the same shall be and remain a Charge upon the said Premises, and shall and may be recovered of and from the Landlord or Landlords, Owner or Owners thereof respectively, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record

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at Westminster, or within the said City, to be commenced and prosecuted by the said Commissioners, in the Name of their Principal Clerk for the Time being; in which Action or Suit, no Protection, Essoin, or Wager of Law, or more than One Imparlance, shall be allowed.

Owners of large Warehouses, &c. may be relieved by Commissioners.

And whereas several Manufactures, Trades, Occupations, and Callings, necessarily take up and require great Room, by reason whereof the Persons concerned therein are obliged to pay large Rents, and it may be a great and intolerable Hardship upon such Persons to be rated to the full Extent of their respective Rents, towards the Purposes of this Act; and whereas it may be reasonable to excuse some Persons from the Payment of the aforesaid Rates and Assessments, in the Whole, or in Part, on account of their Poverty; for Relief therefore, in such Cases, it is hereby further enacted and declared, That in any of the Cases aforesaid, any Person or Persons may apply to the said Commissioners by Petition, in Writing, setting forth the Circumstances of his, her, or their Case, giving Notice to the Alderman of the Ward wherein such Rate or Assessment shall have been made, or his Deputy; and such Petition shall be taken into Consideration by the said Commissioners, at their next publick Meeting, of which the Alderman of the Ward, or his Deputy, shall have special Notice; and if it shall then appear to the said Commissioners, upon hearing the said Petitioner or Petitioners, that the said Petitioner or Petitioners is or are intitled to Relief, it shall and may be lawful to and for the said Commissioners, and they are hereby authorised and impowered to award the said Petitioner or Petitioners such Relief as they the said Commissioners shall think just and reasonable.

Provided always, That if the Alderman, or his Deputy, or the major Part of the Common Councilmen of such Ward, shall think such Award unjust or unreasonable, or if the Party or Parties concerned shall think him, or herself, or themselves aggrieved by such Award, it shall and may be lawful to and for any of them to appeal from such Award to the Court of Mayor and Aldermen of the said City, who shall finally determine whether the said Petitioner or Petitioners is or are intitled to any, and what Relief in the Premises.

Wharfs, &c. how to be assessed.

Provided always, and it is hereby further enacted, That no Person or Persons shall, in respect of any Wharf, or of any Warehouse, Vault, or Cellar upon any Wharf, not fronting any Street or Lane, be rated or

or assessed, or be liable to pay more than Two-thirds of the Rates or Assessments herein before directed to be rated and assessed on Lands, Houses, Shops, Warehouses, Cellars, Vaults, and other Tenements, within the several Wards of the said City of London; but the Alderman of the Ward where any Ground, which shall be claimed to be a Wharf, shall lie, or his Deputy, and the Common Councilmen of such Ward, or the major Part of them, shall, and they are hereby directed and impowered to conform to and pursue such Determination as they shall respectively receive from the said Commissioners, and which the said Commissioners are hereby impowered and required to signify by their principal Clerk for the Time being, in Writing, as to what Part of the said Ground ought to be deemed a Wharf, within the Intent and Meaning hereof, and shall rate and assess the same accordingly; any Thing herein before contained to the Contrary thereof in any-wise notwithstanding.

Books relating to the Poors Rates, to be examined.

And, in order to enable the several Aldermen of the said City, or their respective Deputies, and also the said Commissioners, to form proper Judgement of any Rate or Rates made, or to be made, in pursuance of this Act, and to grant proper Relief, be it further enacted, That the said Aldermen, or their respective Deputies, and also the said Commissioners, shall and may, and they are hereby authorised and impowered, to cause any of the Books of the Assessment of the Land Tax, within the said City or Liberties, and also any of the Books of the Assessments of the Rates towards the Relief of the Poor, within any of the Parishes within the same, to be brought before them, or any of them, and to take Copies of such Books, or any Part thereof, as they or any of them shall think fit, without Fee or Reward; and if any Person or Persons, in whose Custody or Power any of the said Books shall be, shall refuse or neglect to attend the said Aldermen or their Deputies respectively, or their said Commissioners, with such Book or Books, or to permit them, or any of them, to take Copies thereof as aforesaid; then, and in every such Case, every Person who shall so refuse or neglect shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

Churches and publick Buildings, Meeting-houses, and void Spaces of Ground, to be assessed.

And, forasmuch as it is reasonable, that all publick Buildings (Hospitals excepted) and all Dead Walls, and void Spaces of Ground, should be rated and assessed in a due Proportion towards the paving, cleansing, and lighting

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ing the said City and the Liberties thereof, and the making and altering the publick Sewers, Drains, and Vaults, within the same, it is hereby further enacted, That it shall and may be lawful to and for the Alderman of each Ward within the said City and Liberties, or his Deputy, with the major Part of the Common Councilmen of such Ward, and they are hereby required, at such Time as the Rates and Assessments herein before directed to be made by them, by Order of the Commissioners, shall, from Time to Time, be made, to rate and assess towards the said Purposes, all Parish Churches, Church-yards, Chapels, Meeting-houses, and other publick Buildings whatsoever, not charged to the Land Tax, and all void Spaces of Ground, situate, lying, and being within their Ward, other than, and except the Cathedral Church of Saint Paul in London, and the Church-yards and Ground within the Iron Rails encompassing the said Cathedral Church, at such Rate as the Commissioners, by Writing under their Hands and Seals, or the Hands and Seals of any Seven or more of them, shall order and direct, for every Square Yard of such Churches, Church-yards, Chapels, Meeting-houses, publick Buildings, and void Spaces of Ground, not exceeding the Rate of Four-pence per Square Yard; and also to rate and assess all Dead Walls within their Wards, towards the Purposes aforesaid, at such Rate as the said Commissioners shall order and direct, in Manner aforesaid, for every Yard running Measure of such Dead Walls, not exceeding the Rate of Sixpence per Yard; such Rate or Rates, Assessment or Assessments, so to be, from Time to Time, made upon any Parish Church, Church-yard, or Chapel, to be paid by their respective Church or Chapel Wardens; and the Rate or Rates, Assessment or Assessments, so to be made, from Time to Time, upon any Meeting-house within the said City or Liberties, to be paid by the Minister or Deacons, or other Person usually officiating therein: And if such Church or Chapel Wardens, Minister, Deacons, or other Person, shall refuse or neglect to pay the same upon Demand; then, and in every such Case, such Rate or Rates, Assessment or Assessments, shall and may be recovered of and from the Person or Persons so required to pay the same, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, or within the said City, to be commenced and prosecuted in the Name of the principal Clerk to the said Com-

missioners for the Time being, in which Action or Suit no Essoin, Protection, or Wager of Law, or more than One Imparlance, shall be allowed: And in Default of Payment of such Rate or Rates, Assessment or Assessments, by the Minister or Deacons of such Meeting-house, or the Person or Persons officiating therein, the same shall be and remain a Charge upon such Meeting-house, and shall and may be recovered by such Action, Bill, Plaint, or Information, as aforesaid, against the Landlord or Landlords, Owner or Owners thereof; and such Rate or Rates, Assessment or Assessments, so to be from Time to Time made upon any publick Building (not being an Hospital) or upon any Dead Wall or void Space of Ground, shall be paid by the respective Owner or Owners, Proprietor or Proprietors thereof; and in case the Owner or Owners, Proprietor or Proprietors, of any such void Space of Ground, shall not be known, or cannot be found, then the said Rate or Rates, Assessment or Assessments, to be thereon made, shall be advanced by the Chamberlain of the City of London for the Time being, out of the Cash of the said City in his Hands, and the said Ground shall be and remain a Security to the said Chamberlain and his Successors for Repayment of all Rates so to be by him advanced.

Tenants to Hospitals to be assessed.

Provided always, and whereas several Lands, Houses, Shops, Warehouses, Cellars, Vaults, or other Tenements or Hereditaments, within the said City and Liberties, belonging to some of the publick Hospitals thereof, are or may be by Law exempted from being assessed towards the Land Tax, in respect of the Rents payable to the said Hospitals, be it enacted, That at all Times after the passing of this Act, the Tenants or Occupiers of all such Lands, Houses, Shops, Warehouses, Cellars, Vaults, and other Tenements and Hereditaments, shall be assessed, and pay towards the Purposes of this Act, at such Rates respectively, in the same Proportion, and to the full Extent as other Lands, Houses, Shops, Warehouses, Cellars, Vaults, and other Tenements and Hereditaments, within the said City and Liberties, are or shall be assessed, without any Exemption or Deduction in respect of the Rent or Rents which is, are, or shall be payable to the said Hospitals, or the Governors thereof; any Thing herein before contained, or any other Law or Usage to the Contrary thereof in any-wise notwithstanding.

The Pavements belonging to the Cathedral Church of *Saint Paul* to be assessed.

And whereas, before the passing of the said Act of the Eighth Year of His present Majesty, the Pavement then

lying between the Fence of the Church-yard belonging to the Cathedral Church of Saint Paul, in the said City of London, and the Channels of the several Streets and Ways adjoining to and surrounding the said Church, contained Two thousand two hundred and forty Square Yards, and the Charges and Expences of repairing, cleansing, and lighting the same, was then paid out of the Interest and yearly Produce of the Surplus-money of certain Duties on Coals, granted by divers Acts of Parliament, and vested in the Lord Archbishop of Canterbury, Lord Bishop of London, and Lord Mayor of the City of London for the Time being; be it hereby further enacted, That it shall and may be lawful to and for the Alderman of the Ward of Castle-baynard, or his Deputy, with the major Part of the Common Council of the said Ward, and they are hereby required, when, and at such Times as the Rates and Assessments herein before directed to be made shall, from Time to Time, be made, to rate and assess the said Cathedral Church towards the paving, cleansing, and lighting the said Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, and Places, and of making, enlarging, widening, deepening, altering, and removing the common Sewers, publick Drains, and Vaults within the said City and Liberties, at such Rate as the said Alderman, or his Deputy, with the major Part of the Common Council of the said Ward, shall judge reasonable, not exceeding the Rate of One Shilling and Threepence by the Year for every square Yard of the said Pavement now kept in Repair, out of the Interest of such Trust-monies as aforesaid; and that such Rates or Assessments so to be, from Time to Time, made on the said Cathedral Church as aforesaid, shall be paid by the Lord Archbishop of Canterbury, Lord Bishop of London, and Lord Mayor of the said City of London for the Time being, or their Treasurer, or other proper Officer, out of the Interest and Produce of the said Surplus-monies so vested in them, upon the Trusts and for the Purposes aforesaid.

The Ground, Area, or Space, in the West Front of *Saint Paul*'s Church, may be layed into the publick Street.

And whereas it would be a great Accommodation to the Publick, without any Diminution of the Grandeur or Beauty of the said Cathedral Church of Saint Paul, if the Ground, Area, or Space in the West Front thereof, now inclosed with an Iron Rail or Fence, or some Part thereof, was to be opened and laid into the Street; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners under this Act to treat and agree with the

Lord Archbishop of Canterbury, Lord Bishop of London, and Lord Mayor of the said City for the Time being, Trustees for the Fabrick of the said Cathedral Church, or any Two of them, and with the Dean and Chapter of the said Cathedral Church for the Time being, (who are hereby severally authorised and impowered to contract with the said Commissioners accordingly), for opening and laying into the said publick Street all or any Part of the said Ground, Area, or Space, lying Westward of the great Steps leading up to the said Church, (except that Part encompassed with an Iron Rail, whereon the Statue of the late Queen Anne is erected) and the said Commissioners are hereby authorised and impowered, by and out of the Monies arising from the Rates and Assessments to be made by virtue of this Act, for paving, lighting, and cleansing the said City and Liberties, to make such Compensation for the same to the said Trustees, as shall be agreed for; and thereupon to cause the said Ground, Area, or Space (except as before excepted) or so much thereof as shall be so agreed for, to be opened and laid into the publick Street, any Law, or Prescription to the Contrary thereof in any-wise notwithstanding.

Inns of Court shall be rated.

And be it further enacted, That it shall and may be lawful to and for the Alderman of Farringdon Ward Without, for the Time being, or his Deputy, with the major Part of the Common Councilmen of the said Ward, and they are hereby required, from Time to Time, to rate and assess, in every such Rate and Assessment as aforesaid, the several Inns of Court and Chancery herein after named, in the several and respective Sums herein after mentioned, as a Composition for the Repairs of the Pavements which they have respectively sustained; that is to say, The Inner Temple, in the Sum of Two Pounds Two Shillings per Annum; the Middle Temple, in the Sum of Six Pounds Six Shillings per Annum; Serjeants Inn in Chancery Lane in the Sum of Ten Pounds per Annum; and also to rate and assess the several Inns of Chancery herein after named, in the several and respective Sums herein after mentioned; that is to say, Staples Inn, in the Sum of Fourteen Pounds per Annum; Furnival's Inn, in the Sum of Twenty Pounds per Annum; Bernard's Inn, in the Sum of Six Pounds per Annum; Clifford's Inn, in the Sum of Two Pounds two Shillings per Annum; which Rates or Assessments, shall be paid by the Treasurer, Principal, or other proper Officer of the

said Inns of Court and Inns of Chancery respectively; and in Default of Payment may be sued for and recovered in like Manner as the Rates and Assessments upon Parish-churches, Church-yards, and Chapels, are herein before directed to be levied and recovered.

Streets in building, may be compounded for.

And whereas there are and hereafter may be several new Streets and Places, which are not paved, Part of which are or may be built and in building, and small Pieces or Parcels of Ground in several of the Streets, Lanes, Squares, Courts, Yards, Alleys, Passages, or Places, within the said City and Liberties, unbuilt, which are neither paved, cleansed, or lighted; and whereas it would be a Means of greatly forwarding the good Purposes intended by this Act, if Builders or others, Owners of Lands or Houses in such new Streets or Places, were to pay such Sum or Sums of Money towards the new-paving the same, as is herein after directed, to the said Commissioners; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners to view and inspect any such Street, Lane, Square, Yard, Court, Alley, Passage, or Place, which now is, or hereafter may be built upon or building upon; and if, upon such View, they shall be of Opinion that the same, or any Part or Parts thereof, is, or are fit and proper to be paved, the said Commissioners, at any Meeting after such View, shall and may order their Surveyor or Surveyors, or other Person or Persons by them appointed for that Purpose, to give Notice to the Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, of any Land, Ground, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Tenement, or Hereditament, in any such Street, Lane, Square, Yard, Court, Alley, Passage, or Place, or leave the same at his, her, or their last or usual Place of Abode, or with his, her, or their known Servant or Servants, or if no such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, can be found, then such Notice shall be stuck against the said Premises, or any conspicuous Part thereof, which Notice shall require such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, to meet such Commissioners at the Time and Place therein mentioned, not being less than Fourteen Days from the Date of such Notice, to compound for the paving thereof, at any Sum not exceeding Three Shillings for every square Yard of such Pavement, whether Carriage-way or Foot-way, which Composition the said Commissioners,

Commiſſioners, at their publick Meeting, are hereby authoriſed to make; and if ſuch Owner or Owners, Proprietor or Proprietors, Leſſee or Leſſees, ſhall not attend, or ſhall not compound or agree with the ſaid Commiſſioners as aforeſaid; then it ſhall and may be lawful to and for the ſaid Commiſſioners, at their publick Meeting, to order the ſame to be paved as ſoon as conveniently can be, and all the Charges and Expences attending ſuch paving ſhall be paid by the reſpective Owner or Owners, Proprietor or Propietors, Leſſee or Leſſees, and may be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record at Weſtminſter, or within the ſaid City, in the Name of the principal Clerk to the ſaid Commiſſioners for the Time being, in which Action or Suit no Protection, Eſſoin, or Wager of Law, or more than One Imparlance ſhall be allowed.

Not to vacate any Agreement between Landlord and Tenant.

Provided always, and it is hereby further enacted, That nothing in this Act contained ſhall be deemed or taken to make void any Contract, Covenant, or Agreement, between Landlord and Tenant, touching or concerning any Matter or Thing to be done or performed in purſuance of this Act; and in caſe any Diſpute ſhall ariſe concerning ſuch Contract, Covenant, or Agreement, the ſaid Court of Mayor and Aldermen ſhall have Power to hear and finally determine the ſame.

Commiſſioners may compound with Perſons for Breach of Contract.

And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners, from Time to Time, and at all Times hereafter, to compound and agree with any Perſon or Perſons, againſt whom the ſaid Commiſſioners ſhall bring, or cauſe to be brought, any Action or Actions, Suit or Suits, for any Penalty or Forfeiture contained in any Contract or Contracts, hereafter to be made or entered into in purſuance of this Act, on account of any Breach or Nonperformance of any ſuch Contract or Contracts, for ſuch Sum or Sums of Money as they ſhall think proper, ſo as the Sum ſo compounded and agreed for be not leſs than the Injury or Damage ſuſtained, by the Breach or Nonperformance of ſuch Contract or Contracts; and all Coſts, Charges, and Expences which ſhall be occaſioned thereby, and ſo as ſuch Compoſition doth not extend to remit more than One Half of the ſaid Penalty or Forfeiture.

Perſons refuſing or neglecting to attend after Notice, to forfeit 20 l.

And be it further enacted, That if any Perſon or Perſons, againſt whom Complaint ſhall be made, to any One of the ſaid Aldermen, touching any Offence or Offences

to be committed against this Act, shall neglect or refuse, after Three Days Notice served upon him, her, or them, for that Purpose, to attend such Alderman, at the Time and Place for which he, she, or they shall have Notice to attend, every such Person or Persons so offending shall, upon the Oath of any One or more credible Witness or Witnesses (which Oath any One of the said Aldermen is hereby authorised and required to administer) forfeit and pay the Sum of Twenty Shillings.

Recovery of Rates against any Persons who shall be liable to pay the same, becoming Bankrupts.

And be it further enacted, That if any Person or Persons, who shall be liable to pay any Rate or Assessment to be made by virtue or in pursuance of this Act, shall become a Bankrupt or Bankrupts, before he, she, or they shall have fully paid and satisfied all the Money then due and owing for such Rates and Assessments, then, and in every such Case, the Assignee or Assignees of his, her, or their Estate and Effects, or other Person or Persons possessing the same, shall, out of such Estate and Effects, after paying to the petitioning Creditor or Creditors, his, her, or their Costs of suing out and prosecuting the Commission against any such Bankrupt or Bankrupts, in the next Place, pay unto the Chamberlain of the said City of London, for the Time being, all such Sums of Money as were due for such Rates and Assessments at the Time of the suing out any such Commission against him, her, or them respectively, or so much thereof as the said Estate and Effects will extend to pay; and the Receipt of the said Chamberlain shall be a good Discharge for the said Money, and every Assignee and Assignees, or other Person as aforesaid, may, to any Action or Suit commenced or brought against him, her, or them, plead or give in Evidence the Payment of the same, and shall be allowed such Payment out of the Estate or Effects of such Bankrupt or Bankrupts, prior to any other Debt or Demand whatsoever, except as before is excepted; and in case of Nonpayment of the same, by the Space of One Calendar Month after the same shall be demanded, it shall and may be lawful to and for the said Commissioners, to commence and prosecute One or more Action or Actions, Suit or Suits, for the same, in the Name of the principal Clerk of the said Commissioners for the Time being, in any of his Majesty's Courts of Record at Westminster, or within the said City, against such Assignee or Assignees, or other Persons as aforesaid.

Duplicates of Rates, how to be made.

And it is hereby further enacted, That the Alderman, or his Deputy, and the major Part of the Common Councilmen, for the Time being, in each Ward, within the said City or Liberties, are hereby required to set down in Writing, and sign Two Duplicates of the Rates and Assessments, which they shall, from Time to Time, make by Virtue of this Act, for the Purposes aforesaid; in which shall be expressed the Names of the Collectors, who shall be appointed to collect the same, one of which Duplicates shall, within Ten Days next after the making thereof, be deposited by the Beadle of the said Ward, in the Office of the Chamberlain of the said City of London, where the same shall remain, and every Citizen of London, liable to be rated by virtue of this Act, shall and may have free Access thereto, at all convenient Times, and be permitted to inspect the same without Fee or Reward; and the Person or Persons neglecting to deposit such Duplicates, in the Manner or within the Time aforesaid, or refusing to permit such Inspection as aforesaid, shall, for every such Offence respectively, forfeit and pay the Sum of Five Pounds.

Collectors, how to be appointed.

And to the End that the said several Rates and Assessments may be fully and compleatly raised and paid for the Purposes aforesaid, it is hereby further enacted, That it shall and may be lawful to and for the Alderman, or his Deputy, with the major Part of the Common Councilmen of each Ward, at the Court of Wardmote to be holden upon or near the Feast-day of Saint Thomas the Apostle, for the Choice of Ward Officers, to return to the said Wardmote, the Names and Places of Abode of a competent Number of substantial Inhabitants of such Ward, of whom, so many as the said Alderman, or his Deputy, and the major Part of the said Common Councilmen shall think fit and direct, not exceeding half the Number of Persons so returned, shall be chosen and appointed at the said Wardmote, to be Collectors of the said Rates and Assessments for one whole Year from the said Feast-day of Saint Thomas the Apostle to the same Feast-day then next following, and so yearly, and from Year to Year: And the said Collectors, for the Time being, are hereby authorised and required, in the respective Wards for which they shall be so chosen Collectors, to collect and receive, from Time to Time, such of the said Rates, Assessments, and Sums of Money, as shall be due and payable by Virtue of this Act, of and from all Persons liable to pay the same; and all Persons, who, by virtue of this Act, shall

ſhall be charged therewith, or be liable thereunto, are hereby required to pay ſuch Rates or Aſſeſſments, unto ſuch reſpective Collectors for the Time being accordingly; ſuch Collectors, from Time to Time, giving Receipts for the ſame gratis, if thereunto required, and which they are hereby enjoined to do, upon Requeſt: And every ſuch Collector, who ſhall be ſo choſen, ſhall, at the Wardmote at which he ſhall be choſen as aforeſaid, or within the Space of Twenty Days then next enſuing, before the Alderman of the Ward for which he ſhall be ſo choſen Collector, or his Deputy, take and ſubſcribe the following Oath, or being one of the People called Quakers, make and ſubſcribe the following ſolemn Affirmation, for the true and faithful Execution of the ſaid Office. Collectors to take an Oath.

I *A. B.* do ſwear (or ſolemnly affirm) that I will, according to the beſt of my Skill and Knowledge, well and truly perform and execute the Office of a Collector, within the Ward of according to the Directions and true Intent of an Act made in the Eleventh Year of the Reign of His Majeſty King *George* the Third, *for conſolidating, extending, and rendering more effectual, the Powers granted by ſeveral Acts of Parliament, for making, enlarging, amending, and cleanſing the Vaults, Drains, and Sewers, within the City of* London *and Liberties thereof, and for paving, cleanſing, and lighting the Streets, Lanes, Squares, Yards, Courts, Alleys, Paſſages, and Places, and preventing and removing Obſtructions and Annoyonces within the ſame.* The Oath.

Which Oath, or Affirmation, ſhall be adminiſtered without Fee or Reward, by the Alderman of each reſpective Ward for the Time being, or his Deputy: And if any Collector, choſen in purſuance of this Act, ſhall refuſe or neglect to take the ſaid Oath, or (being one of the Perſons called Quakers) to make the ſaid Affirmation, or to take upon himſelf the ſaid Office, or after having taken upon himſelf the ſaid Office, ſhall refuſe or neglect to ſerve and execute the ſame, according to the true Intent and Meaning of this Act, he ſhall, for every ſuch Refuſal or Neglect, forfeit and pay the Sum of Fifty Pounds; and ſhall, nevertheleſs, continue liable to be choſen into the ſaid Office again the Year following, or at any other Time, and ſhall be liable to the like Penalty ſo often as he ſhall thereupon refuſe or neglect to take upon him, and duly to execute the ſame.

And

In case of Refusal or Neglect to take the Office, the Alderman, &c. of the Ward, &c. may appoint others.

And it is hereby further enacted, That when, and as often as any Person shall refuse or neglect to take upon him the said Office, or to execute the same, when chosen, or shall die, or remove out of the Ward, in and for which he shall be so chosen and appointed, before he has finished his Collection, then, and in every or any such Case, it shall and may be lawful to and for the Alderman of such Ward, for the Time being, or his Deputy, with the major Part of the Common Councilmen of the said Ward, by Appointment under their Hands and Seals, to nominate and appoint some other fit and proper Person within such Ward to collect the said Rates therein, or such Sum or Sums of Money, as shall remain due and unpaid thereof; and if such other Person, so appointed, shall refuse or neglect to take and subscribe the said Oath (or being one of the Persons called Quakers) to make the said Affirmation, or to serve and execute the said Office, then, and in every such last-mentioned Case, every Person so refusing or neglecting shall be liable to the like Penalty of Fifty Pounds, as if he had been chosen into the said Office, at the Wardmote as aforesaid.

Persons not to serve who are by Law exempted.

Provided always, and it is hereby further enacted, That nothing in this Act contained shall extend, or be construed to oblige, any Person or Persons to serve the said Office of Collector, who, by the Laws now in being, is, or are exempted from serving any Ward Office.

On Refusal or Neglect of Aldermen to do any Act, Commissioners impowered to execute the same.

Provided also, and it is hereby further enacted, That if the Alderman of any Ward of the said City, or his Deputy, and the major Part of the Common Councilmen of such Ward, shall, at any Time, refuse or neglect to do and perform all or any of the Matters and Things, which they are hereby respectively directed or impowered to do or perform, within the Space of Fourteen Days next after they shall respectively be ordered or required to do or perform the same by the said Commissioners, in pursuance of this Act; or if any Matter or Thing so directed to be done or performed, shall not or cannot legally be done within the said Fourteen Days, then, and in any such Case, so often as the same shall happen, it shall and may be lawful to and for the said Commissioners, and they are hereby authorised, impowered, and directed, to do and perform all such Matters and Things, as fully and effectually as the Aldermen of the respective Wards, or their Deputies, and the major Part of the Common Council of such Wards, might or

or could do or perform the same, any Thing herein contained to the Contrary thereof in any-wise notwithstanding.

If no Collector appointed, Commissioners to appoint.

Provided also, and it is hereby further enacted, That in case it shall, at any Time or Times hereafter, happen that no Collector, or sufficient Number of Collectors of the Rates and Assessments shall be chosen and appointed in any Ward of this City, in Manner herein-before directed, then, and in every such Case, it shall and may be lawful to and for the said Commissioners, and they are hereby authorised, impowered, and directed, to nominate and appoint fit and able Persons, being Inhabitants of such Ward, to collect and receive the said Rates and Assessments; which Persons, to be nominated and appointed by the said Commissioners, shall, and they are hereby impowered and enjoined, to collect and pay the same into the said Chamber of London, and to do and perform all other Matters and Things, which the Collectors nominated and appointed by, or at the Wardmote of such Ward, are hereby before authorised to do or perform, and shall be subject and liable to the same Penalties for Neglect of Duty, as such last mentioned Collectors are herein before made subject or liable to; any Thing herein contained to the Contrary thereof in any-wise notwithstanding.

Time for Night Carts, &c. limitted.

And be it further enacted, That if any Person or Persons shall come with any Night Cart or Carts, or begin to empty any Bog-house or Bog-houses, or to take away any Night-soil from any House or Houses within any of the Streets, Lanes, Squares, Courts, Yards, Alleys, Passages, and Places within the said City and Liberties, before the Hour of Eleven of the Clock in the Night, or shall continue to take away such Soil after the Hour of Five in the Morning; or if any Person or Persons shall put or cast any such Soil, or wilfully or negligently permit the same to run out of any Cart, Tub, or Pail, or otherwise into any of the said Streets, Lanes, Squares, Courts, Yards, Alleys, Passages, or Places, then, and in every such Case, it shall and may be lawful to and for any Constable, Beadle, or Watchman, (and they, and each and every of them, is hereby required and enjoined so to do) and to and for every or any other Person or Persons whomsoever to apprehend the Person or Persons so offending, and to carry him, her, or them, to One of the Compters of the said City, the Keepers whereof respectively are hereby

required to take such Offender or Offenders into Custody, and thereafter, as soon as conveniently may be, convey him, her, or them, before One or more of the Aldermen of the said City, who, upon Oath made of such Offence or Offences respectively (which Oath such Alderman or Aldermen is and are hereby impowered and required to administer) shall and may commit such Offender or Offenders to the Bridewell of the said City, for any Time not exceeding One Month, nor less than Ten Days, there to be kept to hard Labour; and the said Commissioners are hereby authorised to order any Sum not exceeding Twenty Shillings, nor less than Five Shillings, to be paid out of the said Rates to be raised by virtue of this Act, to the Person or Persons by whom the said Offender or Offenders shall be so detected, apprehended, and conveyed, to One of the said Compters.

Penalty on Sugar-bakers and Soap-boilers throwing Lime or Clay into the Streets.

And be it further enacted, That if any Sugar-baker, Sugar-refiner, Soap-boiler or Soap-maker, or any other Person or Persons, shall deposit, or cause to be deposited, any Lime or Clay used in his, her, or their Trade, in any of the publick Streets, Lanes, Squares, Yards, Courts, Alleys, Passages, or Places within the said City, or Liberties thereof, and suffer the same to remain for any longer Time than is necessary for the Purpose of loading or carting away the same; or shall deposit, or throw, or permit or suffer to be deposited or thrown, any such Lime or Clay in or into any of the Channels within the said City or Liberties; then, and in every such Case, every such Sugar-baker, Sugar-refiner, Soap-boiler, Soap-maker, or other Person or Persons, so offending, shall, for the First Offence, forfeit and pay the Sum of Twenty Shillings; for the Second Offence, the Sum of Forty Shillings; and for the Third, and every other Offence, the Sum of Five Pounds.

Rate for repairing and cleansing and keeping in Repair Sewers and Drains.

And be it further enacted, That for defraying the Expence of repairing and cleansing the publick Sewers, Drains, and Vaults, which now are or hereafter shall be within the said City and Liberties, it shall and may be lawful to and for the said Commissioners, by Writing under their Hands and Seals, or the Hands and Seals of Seven or more of them, to make, lay, and assess One or more Rate or Rates, Assessment or Assessments, upon all and every Person and Persons who do or shall inhabit, hold, occupy, possess, or enjoy any Land, House, Shop, Warehouse, Cellar, Vault, or other Tenements or Hereditaments, within the said City or Liberties, for raising such

such competent Sum or Sums of Money, as the said Commissioners shall, from Time to Time, think needful; so as such Rates or Assessments do not, in any One Year, exceed the Sum of Four-pence in the Pound of the real yearly Rack Rents of the said Lands, Houses, Shops, Warehouses, Cellars, Vaults, or other Tenements or Hereditaments respectively: And the several and respective Tenant or Tenants, Occupier or Occupiers, of all such Lands, Houses, Shops, Warehouses, Cellars, Vaults, Tenements or Hereditaments, who shall be rated for the Purpose last above mentioned, are hereby required and authorised to pay such Sum and Sums of Money as shall be rated upon him, her, or them, in respect of such Lands, Houses, Shops, Warehouses, Cellars, Vaults, or other Tenements or Hereditaments respectively, to such Person or Persons as the said Commissioners shall, from Time to Time, appoint to collect and receive the same, and to deduct the same out of his, her, or their Rent; and the Landlord or Landlords, mediate and immediate, according to their respective Interests, are hereby required to allow such Deductions and Payments, upon Receipt of the Residue of their Rents.

Commissioners to appoint Collectors.

And, to the End that the said last-mentioned Rates and Assessments may be fully rated and paid, it is hereby further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby directed, from Time to Time, to nominate and appoint a substantial Person or Persons to collect the said Rates and Assessments; and shall and may allow unto such Collector or Collectors such reasonable Recompence or Satisfaction for his or their Trouble therein as to the said Commissioners shall seem meet.

Commissioners to repair and cleanse Sewers, &c. in certain Places out of the Liberties of the City.

And whereas there are several Places within the said City and Liberties, which are not subject to the Jurisdiction thereof, but in which the Commissioners of Sewers for the said City and Liberties have exercised the Power of repairing and cleansing the publick Sewers, Vaults, and Drains, and of assessing the Inhabitants and Occupiers of Lands, Houses, Shops, Warehouses, Cellars, and other Hereditaments, towards the Expence thereof, in the same Manner as the Inhabitants of the said City and Liberties have been assessed, be it enacted, That, from and after the passing of this Act, it may be lawful to and for the said Commissioners, from Time to Time,

Time, and they are hereby authorised and impowered, at any publick Meeting, to order and direct the repairing and cleansing all and every the publick Sewers, Vaults, and Drains, within the Places aforesaid, when and as often as the said Commissioners shall judge fit and necessary, and also to make such Rate or Rates, Assessment or Assessments as aforesaid, for defraying the Expences thereof, on the several Tenants or Occupiers of Lands, Houses, Shops, Cellars, Warehouses, and other Tenements, and Hereditaments, within the said several Places, to be in like Manner deducted by and allowed to them by their respective Landlord or Landlords.

Sugar-bakers, &c. not to throw Lime into the Sewers.

And be it further enacted, That if any Sugar-baker, or Sugar-refiner, Soap-boiler or Soap-maker, or any other Person or Persons whatsoever, shall convey, throw, or cause, or permit, or suffer to be conveyed or thrown, any Lime or Clay used in his, her, or their Trade, into any of the publick Sewers, Drains, or Vaults, which now are, or hereafter may be made, within the said City and Liberties, or into any publick Sewer, Drain, or Vault, without the said Liberties, which have been, or now are, or shall hereafter be under the Management or Direction of the said Commissioners, every such Sugar-baker, or Sugar-refiner, Soap-boiler, or Soap-maker, or other Person or Persons so offending shall, for the First Offence, forfeit and pay the Sum of Forty Shillings; for the Second Offence, the Sum of Five Pounds; and for the Third, and every other Offence, the Sum of Ten Pounds; and shall also pay all such Costs, Charges, Damages, and Expences, which the said Commissioners shall or may be put unto for or on account of the opening, scouring, cleansing, closing up, and paving over the Sewer or Sewers, Drain or Drains, Vault or Vaults, into which the same shall be by him, her, or them conveyed or thrown into as aforesaid, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Westminster, or within the said City, in the Name of the principal Clerk to the said Commissioners for the Time being, in which Action or Suit, no Protection, Essoin, or Wager of Law, or more than One Imparlance shall be allowed.

Account to be kept for cleansing and repairing Sewers, &c.

And be it further enacted by the Authority aforesaid, That the said Commissioners shall, and they are hereby required to keep a separate and distinct Account of all the Money raised for the Purposes of cleansing and supporting of all publick Sewers, Vaults, and Drains, and the Expenditure thereof.

And it is hereby further enacted and declared, That if any Person or Persons, who shall be rated or assessed by virtue or in pursuance of this Act, shall, by the Space of Ten Days next after his, her, or their respective Rate or Rates, Assessment or Assessments, shall be due and demanded by the Collector or Collectors authorised and appointed to collect and receive the same, (such Demand being either personally made to the respective Person or Persons so charged, or left in Writing at his, her, or their respective House or Houses, or Place or Places of Abode); then, and in every such Case, it shall and may be lawful to and for such Collector or Collectors, every or any of them, having a Warrant or Warrants under the Hand and Seal of the said Commissioners, or any Three of them, (which Warrant or Warrants the said Collector and Collectors is and are hereby required to apply for, and the said Commissioners, or any Three of them, are hereby authorised and required to grant), and, with the Assistance of a Constable, or other Peace-officer of the Ward, County, City, or Liberty, where the Person or Persons so refusing or neglecting shall reside, to enter his, her, or their House or Houses, Apartment or Apartments, and then and there to distrain his, her, or their Goods and Chattels; and if the same shall not be replevied, or such Rate or Assessment paid, within Five Days next after such Distress made, together with the Costs and Charges thereof, then to appraise and sell so much and such Part of the said Goods and Chattels as shall be sufficient to pay the said Rate or Assessment, with the Costs and Charges attending such Distress and Sale, returning the Overplus (if any) to the Owner or Owners of such Goods and Chattels; the said Costs and Charges to be settled and allowed by the said Commissioners, or any Three or more of them, who shall have granted such Warrant or Warrants respectively.

Impowering the Collectors to distrain in case of Non-payment.

Provided always, That no such Distress shall, by virtue of this Act, be made out of the Limits of the said City, and Liberties thereof, unless such Warrant or Warrants respectively shall be first backed or countersigned by some Magistrate of the County, City, or Liberty, where such Distress is proposed to be made, which Warrant or Warrants any Magistrate, who shall be applied to for that Purpose, shall forthwith back or countersign, without Fee or Reward.

Warrant of Distress to be backed.

Distress not to be deemed unlawful for want of Form, nor the Party be deemed a Trespasser *ab initio*.

And be it further enacted, That where any such Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, 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 Default or Want of Form in any Proceedings relating thereto, nor shall the Party or Parties be deemed a Trespasser or Trespassers ab initio, on account of any Irregularity which shall be afterwards done by the Party or Paties distraining, but the Person or Persons aggrieved by such Irregularity may recover full Satisfaction for the Special Damage by any Action on the Case.

Plaintiff not to recover if Tender of Amends is made.

Provided always, That no Plaintiff or Plaintiffs shall recover in any Action for such Irregularity, Trespass, or other Proceedings, if Tender of sufficient Amends shall be made by or on the Behalf of the Party or Parties who shall have committed, or caused to be committed, any such Irregularity, Trespass, or wrongful Proceedings before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he or they shall think fit, whereupon such Proceedings or Orders and Judgements shall be had, made, and given in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Persons neglecting their Duty in granting or executing any Warrant, to forfeit 5*l.*

And it is hereby further enacted, That if any such Collector or Collectors shall refuse or neglect to apply for such Warrant or Warrants as aforesaid, or to make such Distress and Sale pursuant to the Directions of this Act, except in Cases where such Distress shall be dispensed with by the Alderman, or his Deputy, and the major Part of the Common Councilmen of each respective Ward, by Writing under their Hands, in respect of the Poverty of the Party or Parties assessed, such Collector or Collectors shall, for every such Refusal or Neglect, forfeit and pay the Sum of Five Pounds; and if any Justice of the Peace, upon such Application to him made, to back or countersign such Warrant or Warrants as aforesaid, shall refuse or neglect so to do, such Justice shall, for every such Refusal or Neglect, forfeit and pay the Sum of Five Pounds; and if any Constable, being called upon by any Collector or Collectors, having such Warrant or Warrants, shall refuse or neglect to aid and assist him or them in making such Dis-

trels and Sale, he shall, for every such Offence, forfeit and pay the Sum of Forty Shillings.

Freemen, not paying the Rates, incapable of voting at Elections.

And, for the more effectual enforcing the Payment of the said Rates and Assessments for the Purposes aforesaid, it is hereby further enacted, That if any Freeman of London, liable to pay the said Rates and Assessments, or any Re-assessments which shall and may be made in the Cases herein before or after mentioned, shall have neglected or refused to pay the same, or any Part thereof, after such Demand as aforesaid; or if any such Freeman shall, for or in respect of Poverty or Inability, have desired to be excused, and accordingly shall have been excused, from paying any such Rate, Assessment, or Re-assessment; then, and in every such Case, every such Freeman shall be under the same Incapacity of voting at Elections within the City of London, as any Person or Persons now is or are who do not pay their Scot and Lot to any of the yearly Rates and Assessments, to which the Citizens of London are at this Time, or shall hereafter become liable.

Appeal to the Commissioners allowed.

Provided always, and it is hereby declared and enacted, That any Person or Persons who shall think him, her, or themselves aggrieved by any Rate or Assessment to be made by virtue or in pursuance of this Act, may, within the Space of Thirty Days next after such Rate and Assessment shall have been demanded as aforesaid, appeal to the said Commissioners, and they are hereby authorised and required forthwith to appoint a Day for hearing such Appeal, and the Party or Parties so appealing shall give Three Days Notice at the least of the Day so appointed, to the Alderman of the Ward in which the said Assessment shall have been made, or to his Deputy; and such Notice having been given, the said Commissioners shall and may, upon the Day so appointed, proceed to hear and determine such Appeal, and their Determination shall be final, and no Fees shall be paid on the making, hearing, or determining of such Appeal.

Commissioners to hear and determine Complaints of Inhabitants, upon any Deficiency of Rate, or Omission.

Provided also, and it is hereby further enacted and declared, That if the Alderman of any Ward within the said City of London, or his Deputy, with the major Part of the Common Councilmen of the said Ward, shall, at any Time or Times hereafter, in any Rates or Assessments by them to be made by virtue and in pursuance of this Act, neglect or omit to rate or assess any Person or Persons liable to such Rates or Assessments, or shall neglect or omit to rate or assess any Lands, Tenements, or Hereditaments, or the Inhabitants or Occupiers thereof, within

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their Ward, in proportion to the yearly Rent of such Lands, Tenements, or Hereditaments respectively, as the same shall be ascertained and rated in the Rate or Assessment towards the Land Tax; then, and in every such Case, upon Complaint thereof made by any Inhabitant of the said City to the said Commissioners, they are hereby authorised and required forthwith to appoint a Day for hearing such Complaint, and the Party or Parties complaining shall give Three Days Notice at the least of the Day so appointed, to the Alderman of the Ward to which such Complaint shall relate, or to his Deputy; and such Notice having been given, the said Commissioners shall and may proceed to hear and determine such Complaint, and for that Purpose shall and may summon Witnesses before them, and examine such Witnesses upon Oath, (which Oath the said Commissioners are hereby authorised and impowered to administer;) and if the said Commissioners shall judge the Matter of such Complaint to be true, they shall make such Alterations in the said Rate or Assessment as shall be just.

The Money collected to be paid into the Chamberlain's Office.

And it is hereby further enacted, That every Collector of the Rates and Assessments for the Purposes of paving, cleansing, and lighting the said City and Liberties, and for making, enlarging, widening, deepening, altering, and removing the common Sewers, publick Drains, and Vaults within the same, shall, from Time to Time, pay the Monies arising therefrom, as he shall receive the same, to the Chamberlain of the said City of London for the Time being; and, upon every such Payment, the said Chamberlain, or One of his Clerks, shall, without Fee or Reward, sign and give Receipts in Writing to such Collector, expressing his Name, the Sum paid, and the Name of the Ward to which the said Collector shall belong; and if such Collector shall, at any Time, keep and retain in his Hands, of the Monies so to be collected by him, the Sum of Twenty Pounds or upwards, above Two Days, (the Chamber of London being within that Time open to receive the same); then, and so often, such Collector shall forfeit and pay the Sum of Ten Shillings for every Day he shall retain the said Sum of Twenty Pounds or upwards, beyond the said Two Days.

Collectors to deliver in an Account in Writing under their Hands.

And it is hereby further enacted by the Authority aforesaid, That every Collector to be appointed by virtue or in pursuance of this Act, to collect the Rates and Assessments for the paving, cleansing, and lighting the said City and Liberties, and for making, enlarging, widening, deepen-

ing, altering, and removing the common Sewers, publick Drains, and Vaults within the same, shall, upon Three Days Notice, in Writing, given to or left for him, at his usual Place of Abode, by the Alderman of the Ward to which such Collector shall belong, or his Deputy, attend the said Alderman, or his Deputy, at such Time and Place, within their Ward, as he shall appoint, or upon Notice in Writing to be given or left as aforesaid by the Clerk to the said Commissioners, shall attend the said Commissioners at such Place as they shall appoint in such Notice, and then and there, if required, deliver to such Alderman, or his Deputy, or to the said Commissioners, upon Oath, (or if such Collector be a Quaker, then upon his solemn Affirmation, which Oath or Affirmation such Alderman, or Deputy, is, or the said Commissioners are hereby impowered to administer), a true, exact, and perfect Account, in Writing, under the Hand of such Collector, of all Sums of Money which he shall then have received by reason of the said Office; and also a true List of the Names of all Persons within his Ward who shall have refused or neglected to pay his, her, or their said Rates or Assessments, with a true Account of the several Sums of Money which such Persons shall respectively be in Arrear, to the Intent that the same may be speedily got in and recovered: And if any Collector, after such respective Notices given as aforesaid, shall refuse or neglect to attend or deliver in his Accounts as aforesaid, or to produce and deliver in the Vouchers relating to the same, or to account for any Sum or Sums of Money by him collected or received, and to pay the same, and every Part thereof, as is herein above directed; then, and in every such Case, such Collector shall, for every such Refusal or Neglect, forfeit and pay such Sum of Money as the Rates and Assessments, which he shall have been intrusted or authorised to collect, shall amount unto, after deducting the Amount of the Sum or Sums by him actually paid to the Chamberlain of the said City for the Time being; which Forfeiture shall and may be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record, to be commenced and prosecuted in the Name of the principal Clerk of the said Commissioners for the Time being; in which Action or Suit such Collector shall be held to Special Bail, and no Essoin, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

Collectors refusing to account, the same to be levied by Distress and Sale.

Provided always, and it is hereby further enacted and declared, That if any Collector or Collectors of any of the said Rates and Assessments shall have, in his or their

Hands, any of the said Rates or Assessments, collected by him or them, and shall refuse to account for and pay the same as aforesaid, it shall and may be lawful to and for any Justice of the Peace for the said City, by Warrant under his Hand and Seal, to cause such Collector or Collectors to be brought before him, to hear and determine the Matter of such Complaint in a summary Way; and if upon the Confession of such Collector or Collectors, or the Testimony of any credible Witness or Witnesses upon Oath (which Oath such Justice is hereby impowered and required to administer) it shall appear to him that any of the Monies which shall have been collected and raised by virtue of this Act shall then be in the Hands of such Collector or Collectors, and that he or they refuseth or refuse to pay the same according to the true Intent and Meaning of this Act, the said Justice is hereby authorised and required, by a Warrant or Warrants under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Collector or Collectors respectively; and if no Goods or Chattels of such Collector or Collectors can be found, sufficient to answer and satisfy the said Money and the Charges of such Distress and Sale, then the said Justice may and shall commit such Collector or Collectors to one of the Compters of the said City, there to be detained and kept, without Bail or Mainprize, until he or they shall pay the same, or such Composition as the said Commissioners shall agree to accept in full, which Composition such Commissioners are hereby impowered to make.

Commissioners to summon and examine Collectors, upon Oath, touching any Complaint or Neglect of Duty.

And it is hereby further enacted, That every Collector to be appointed, by virtue or in pursuance of this Act, to collect the Rates and Assessments for the Purposes of paving, cleansing, and lighting the said City and Liberties, and for making, enlarging, widening, deepening, altering, and removing the common Sewers, publick Drains, and Vaults within the same, shall, upon Three Days Notice, in Writing, given to or left for him at his usual Place of Abode, by the Clerk of the said Commissioners, attend the said Commissioners at such Time and Place as shall be appointed in such Notice, and then and there, if required, answer upon Oath (or if such Collector shall be a Quaker, then upon his solemn Affirmation, which Oath or Affirmation such Commissioners, or any Two of them, are hereby impowered to administer) touching any Neglect of Duty, or other Matters of Complaint against him; and if any such Collector shall refuse or neglect to attend

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on such Notice as aforesaid, it shall and may be lawful to and for the said Commissioners, and they are thereby authorised and required, by Warrant under their Hands and Seals, or the Hands and Seals of any Three or more of them, to cause such Collector to be brought before them, and to hear and determine the Matter of such Complaint in a summary Way; and if such Collector shall not shew good Cause of Excuse, to the Satisfaction of the said Commissioners, for his neglecting or refusing to attend on such Notice as aforesaid, he shall, for every such Neglect or Refusal, forfeit and pay the Sum of Forty Shillings, to be levied by Distress and Sale of the Goods and Chattels of such Collector; and if no Goods and Chattels of such Collector can be found sufficient to answer and satisfy the same and the Charges of such Distress and Sale, then the said Commissioners, by their Warrant as aforesaid, may and shall commit such Collector to any of the Compters of the said City, there to be detained and kept for any Time not longer than One Month, nor less than Fourteen Days.

In case of Collectors becoming Bankrupts, Executors or Assignees to pay the Money.

And it is hereby further enacted, That if any Collector or Collectors, appointed in pursuance of this Act, to collect the said Rates and Assessments shall happen to die, or become Bankrupt, before he or they shall have fully paid and satisfied all the Money by him or them received, by virtue of this Act, or such Composition for the same as aforesaid; then, and in every such Case, the Executors or Administrators, Executrix or Administratrix, or other legal Representative or Representatives of such Collector or Collectors, or other Person or Persons possessing his or their Estate and Effects, shall, in the first Place, out of such Estate and Effects, pay unto the Chamberlain of the said City of London for the Time being, all such Sums of Money as were in the Hands of such Collector or Collectors, at the Time of his or their Death; and the Assignee or Assignees of his or their Estate and Effects, in case of Bankruptcy, shall, after paying to the petitioning Creditor or Creditors, his, her, or their Costs of suing out and prosecuting the Commission against such Bankrupt or Bankrupts, in the next Place, pay unto the said Chamberlain all such Sums of Money as were in the Hands of such Collector or Collectors, at the Time of the suing out of any such Commission of Bankruptcy against him or them, or so much thereof as the said Estate or Effects will extend to pay, and the Receipt of the said Chamberlain shall be a good Discharge for the said Money; and every

every Executor and Administrator, Assignee or Assignees, or other Person as aforesaid, may, to any Action or Suit, commenced and brought against him or them, plead, or give in Evidence the Payment of the same, and shall be allowed such Payment out of the Estate and Effects of such Collector or Collectors, prior to any other Debt or Demand whatsoever; and in Case of Nonpayment of the same, by the Space of One Month after the same shall be demanded, it shall and may lawful to and for the said Commissioners to commence and prosecute One or more Action or Actions for the same, in the Name of the principal Clerk of the said Commissioners for the Time being, in any of His Majesty's Courts of Record, against such Executors or Administrators, Assignee or Assignees, or other Person as aforesaid.

If Collectors or Receivers become insolvent, &c the Money to be again assessed.

And to the Intent that substantial Persons may be chosen and appointed Collectors in each Ward, it is hereby further enacted, That in case any such Collector or Receiver shall become insolvent, or shall embezzle, or make away with, detain, or misapply any Sum or Sums of Money, so collected by him, so that the same cannot be recovered, or shall die possessed of any such Sum or Sums of Money, and the same shall not be paid by his Executors or Administrators; then, and in every such Case, such Sum and Sums of Money shall be again rated and assessed on the Inhabitants of the Ward, for which such Person was chosen and appointed Collector, by the Alderman of such Ward, or his Deputy, with the major Part of the Common Councilmen of the said Ward, in such Proportion and Manner as the said Rates are directed to be made by this Act, and shall be collected, and levied in such Manner, and under such Penalty as are herein provided for collecting and levying the said original Rate and Assessment.

Penalty on interrupting Workmen.

And be it further enacted, That if any Person or Persons shall, at any Time or Times, obstruct, hinder, or molest any of the said Commissioners, or any Surveyor or Surveyors, or other Officer or Officers, Workmen, Person or Persons whomsoever, who shall be employed by virtue of this Act, in the Performance or Execution of their Duty, every such Person so offending, shall, for the First Offence, forfeit and pay the Sum of Five Shillings; for the Second, the Sum of Twenty Shillings; and for the Third, and every other Offence, the Sum of Five Pounds.

And

And it is hereby further enacted, That the Chamberlain of the said City of London for the Time being, shall and may, and is hereby authorised and required, out of the Monies collected and paid into the Chamber of the said City, pursuant to this Act, to pay all Sums of Money which the said Commissioners shall, from Time to Time, draw upon him for, or order him to pay; and the said Chamberlain for the Time being shall, and he is hereby required to keep regular and clear Entries, in a Book or Books to be for that Purpose by him provided and kept, of all and singular his Receipts and Payments, on account or in pursuance of this Act, to which Book or Books every Citizen of London, liable to the said Rates, shall and may have free Access, at all convenient Times, with full Liberty to inspect the same, without Fee or Reward; and also that the said Chamberlain for the Time being shall, Once in every Year, have the said Accounts audited and passed by the said Commissioners, and shall deliver Copies of the said Accounts to each House of Parliament, within Twenty Days after the opening of every Session.

Chamberlain to pay all Sums of Money, by Order of the Commissioners, and to make Entries.

And, for the more effectually enabling the said Commissioners to execute the Purposes of this Act, in the most expeditious Manner, it is hereby further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby impowered, from Time to Time, when they shall judge it necessary for the Purposes of paving, cleansing, and lighting, the said City and Liberties, and of making, enlarging, widening, deepening, altering, and removing, the common Sewers, publick Drains, and Vaults within the same, to borrow and take up at Interest, any Sum or Sums of Money, not exceeding Forty thousand Pounds, upon the Credit of the Rates or Assessments to be made and payable for the said Purposes, by virtue of this Act, and by any Writing or Writings, upon Vellum or Parchment, signed by them, to assign the said Rates or Assessments to any such Person or Persons who shall advance or lend such Money thereon, as a Security or Securities for the several Sums so borrowed, with legal or lower Interest for the same, which Interest shall be payable and paid half-yearly by the Chamberlain of the said City for the Time being, out of the Monies to arise by or from the said Rates or Assessments.

Commissioners impowered to borrow Money upon the Credit of the Rates.

And whereas many Persons may chuse to advance Money for the Purchase of Annuities, to be secured upon and payable out of the said Rates and Assessments, it is hereby further enacted,

Money by Annuities on Lives may be borrowed.

acted, 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 Commissioners, for the Purposes of paving, cleansing, and lighting the said City and Liberties, and of making, enlarging, widening, altering, and removing the common Sewers, publick Drains, and Vaults within the same, any Sum or Sums of Money, not exceeding in the Whole the Sum of Sixty thousand Pounds, over and above all such Sums as have been already borrowed for the Purposes of paving, cleansing, and lighting the said City and Liberties, for the absolute Purchase of One or more Annuity or Annuities, for the natural Life of such Persons, being of the Age of Forty-five Years, or upwards, as shall be nominated by or on Behalf of such respective Contributors, at the Time of Payment of 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, or for the absolute Purchase of One or more Annuity or Annuities for the natural Life of such Person, being of the Age of Sixty Years or upwards, as shall be so nominated, which last Annuity or Annuities shall not exceed the Rate of Ten Pounds per Centum per Annum for every One hundred Pounds; all which Annuities, so to be purchased, shall be payable and paid by the said Chamberlain of the said City for the Time being, out of the Monies to arise by or from the said Rates and Assessments, by Four equal Quarterly Payments, the First Payment to be made to the respective Purchasers, or their Assigns, at the Expiration of the First Quarter after Payment of their respective Purchase-monies, the Rate whereof shall be settled and adjusted by a publick Sale of the said Annuities, by the said Commissioners, to the best Bidder for the same.

If Annuitants die any Persons may purchase Annuities for their Lives.

Provided always, and it is hereby further enacted, That when and as often as any of the Persons for whose Lives any Annuities have been purchased by virtue of or under any of the said recited Acts, or for whose Lives any Annuities shall or may be purchased by virtue of or under this present Act, shall happen to die, it shall and may be lawful to and for the said Commissioners to sell and grant One or more Annuity or Annuities for the Lives of other Nominees, upon the Terms aforesaid, so that the Whole of the Monies paid for the Purchase of such Annuities, then actually existing, doth not exceed the Sum of One hundred and se-

venty-five thousand Pounds; any Thing herein before contained to the Contrary thereof in any-wise notwithstanding.

Clerk to enter all Securities for Monies borrowed, or Annuities granted.

And it is hereby further enacted, That the Clerk of the said Commissioners for the Time being, shall enter in a Book or Books, to be for that Purpose provided and kept by the said Commissioners, all Securities for Money borrowed, or Annuities granted, by virtue or in pursuance of this Act, and all Assignments or Transfers thereof, expressing, in Words at Length, the Names, Surnames, Additions, Places of Abode, and other Descriptions, of all such Persons as shall, from Time to Time, be intitled to such Securities, and the Sums received upon such Securities, and also the Names, Surnames, Additions, Places of Abode, and other Descriptions of the Persons for whose Lives the said Annuities shall be respectively granted, and the Days whereon the said Annuities shall respectively be payable; to which Book and Books the Person and Persons intitled to and possessed of such Annuities, and all every the Person and Persons liable to the Payment of the said Rates and Assessments, shall, at all seasonable Times, have Access, with free Liberty to inspect the same without Fee or Reward.

Annuities shall not be liable to Taxes.

And it is hereby further enacted, That all and every Person and Persons, who shall purchase such Annuity or Annuities, and shall duly pay the Purchase-monies for the same, at the Rates aforesaid, and his, her, or their respective Executors, Administrators, and Assigns, shall have, receive, and enjoy the respective Annuity or Annuities so purchased, during the Term of the natural Life or Lives of the Person or Persons by them respectively nominated at the Time of such Purchase, and shall have good, sure, absolute, and indefeasible Estates and Interests in the said Annuities respectively, according to the true Tenor and 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 every such Purchaser shall, upon Payment of his or her Purchase-money as aforesaid, have an Order on Parchment or Vellum for Payment of the Annuity or Annuities so purchased by him or her, for and during the natural Life or Lives of such Person or Persons as shall be nominated by him or her as aforesaid, which Order shall be signed by the said Commissioners; and after signing thereof, shall be firm, good, valid, and effectual in the Law, according to the Purport and Meaning thereof, and of this Act.

And

Securities may be aſſigned.

And it is hereby further enacted, That it ſhall and may be lawful to and for any Perſon or Perſons, intitled to any of the Securities aforeſaid, and his, her, or their Executors, Adminiſtrators, or Aſſigns, at any Time or Times, by Writing under his, her, or their Hand or Hands reſpectively, to aſſign or transfer ſuch Securities, by Indorſement on the Back thereof, to any Perſon or Perſons whatſoever, and ſo toties quoties; and ſuch Aſſignments or Transfers, after they ſhall reſpectively be entered by the Clerk of the ſaid Commiſſioners in Manner aforeſaid, (which he is hereby required to do without Fee or Reward) ſhall intitle the Perſon or Perſons to whom they ſhall be reſpectively made, and his, her, or their reſpective Executors, Adminiſtrators, and Aſſigns, to the Benefit of the Security or Securities ſo aſſigned or transferred.

Felony in caſe any Perſon ſhall forge, &c. any Aſſignment, Certificate, &c. of all Annuitants.

And be it further enacted, That if any Perſon or Perſons whatſoever ſhall forge or counterfeit, or procure to be forged or counterfeited, or wilfully Act or aſſiſt in forging or counterfeiting any Aſſignment of any ſuch Annuity as aforeſaid, or any Certificate of the Age, or of the Life of any Nominee, or any Order or Authority, in Writing, to receive any Annuity due, or to grow due, to any Proprietor thereof, or any Part thereof; or ſhall knowingly or fraudulently demand, or endeavour to have or receive any ſuch Annuity or Annuities, or any Part thereof, by virtue of any forged or counterfeited Aſſignment, Letter of Attorney, Certificate, Inſtrument, Order, or Authority, in Writing; or ſhall falſely and deceitfully perſonate any true and real Proprietor or Proprietors of any ſuch Annuity or Annuities, or the Aſſignee of any ſuch Proprietor or Proprietors, and thereby receiving, or endeavouring to receive, the Money of any ſuch true and lawful Proprietor or Aſſignee, as if ſuch Offender were the true and lawful Owner thereof; then, and in every and any of the ſaid Caſes, all and every ſuch Perſon and Perſons, ſo offending, and being thereof convicted in due Form of Law, ſhall be adjudged guilty of Felony, and ſhall ſuffer Death without Benefit of Clergy.

Annuities to be be paid out of Money borrowed on the Rates.

And it is hereby further enacted, That all and every the Sum and Sums of Money ſo to be advanced and lent, and the Intereſt thereof, and all and every the Annuity and Annuities, ſo purchaſed, and to be purchaſed, ſhall be, and they are hereby charged upon, and ſhall be paid and payable, from Time to Time, out of the Monies ariſing from the Rates and Aſſeſſments, to be rated and aſſeſſed

by virtue of this Act, for the Purposes of paving, cleansing, and lighting the said City and Liberties, and of making, enlarging, widening, deepening, altering, and removing, the common Sewers, publick Drains, and Vaults within the same; and all the Persons who shall be so possessed of such Securities, shall be Creditors in equal Degree, without Preference in respect of the Priority of his, her, or their advancing the Money thereon.

Certain Places in *Holborn*, &c. out of the Liberties of the said City, to be assessed.

And whereas certain Parts of Holborn, the Minories, and Aldersgate Street, are supposed to be out of the Liberties of the said City of London, by Means whereof the Pavements of the several Streets and Places within the same respectively cannot be compleatly finished by the Powers hereby vested in the said Commissioners; wherefore, for the better and more speedy Completion of the same, be it enacted, That the several Powers and Authorities hereby vested in the said Commissioners, and all the Provisions and Regulations herein before established, declared, and provided, for the Purposes of paving, cleansing, and lighting the said City and the Liberties thereof, and of making, enlarging, widening, deepening, altering, and removing, all or any the said publick Sewers, Drains, and Vaults, within the same, shall respectively extend, and shall be in Force, and in all Respects be executed by the said Commissioners, within such Parts of Holborn, the Minories, and Aldersgate Street, as are, or are supposed to be, out of the Liberties of the said City of London, and the Courts and Alleys leading into the same, or communicating therewith; and the Inhabitants of the several Parts and Places aforesaid shall be rated and assessed according to the Provisions herein before made, by the Alderman of the Ward next adjoining to the same respectively, or by his Deputy, with the major Part of his Common Councilmen; and such Rates shall be recovered in Manner herein before directed, any Law, Statute, Custom, Usage, or Prescription to the Contrary notwithstanding.

Proviso.

Provided always, and be it further enacted and declared, That nothing in this Act contained, with regard to paving, cleansing, and lighting, shall extend, or be construed to extend, to the Liberty of St. Martin le Grand, belonging to the Dean and Chapter of Westminster; any Thing in this Act to the Contrary in any-wise notwithstanding.

Same Powers given to Commissioners, as to Commissioners of Counties.

And be it further enacted, That the said Commissioners shall and may, at all Times hereafter, exercise and put in Practice all and every the Powers and Authorities given to

to and vested in any Commissioners of Sewers, in any other County or Place, by Force and Virtue of any of the Laws and Statutes of this Kingdom, or of any Commission to them granted pursuant to the same.

A Toll to be taken at the several Turnpikes hereafter mentioned, before any Cattle or Carriage shall be permitted to pass on a *Sunday*.

And, to the End and Intent that the useful Purposes of this Act may be the better and more speedily carried into Execution, and for and towards increasing the Fund for defraying the Charges of paving, cleansing, and lighting the said City and Liberties, and of making, widening, deepening, altering, and removing the common Sewers, publick Drains, and Vaults, within the same, it is hereby further enacted, That upon and after the First Sunday next after the passing of this Act, there shall be paid to the Receiver or Receivers, Collector or Collectors, to be nominated and appointed as herein-after mentioned, before any Cattle or Carriage shall be permitted to pass on a Sunday through any or either of the Turnpikes herein-after mentioned, or through any Turnpike to be erected by virtue of this or any other Act or Acts of Parliament near the same, (videlicet) The Turnpike at Mile End, the Turnpike at Bethnal-green, the Turnpike at Hackney, the Turnpike at Kingsland, the Turnpike at Ball's Pound, or Pond, Islington, the Turnpike at Holloway, the Turnpike at the End of Saint John's Street, the Turnpike at the End of Goswell Street, and the Turnpike on the New Road, commonly called the City Road, all which Turnpikes are in the County of Middlesex; the following Tolls, (videlicet)

The Tolls.

For every Coach, Chariot, Berlin, Chaise, Chair, Calash, or other Carriage, drawn by Six or more Horses, or Mules, the Sum of Ten-pence.

For every Coach, Chariot, Berlin, Chaise, Chair, Calash, or other Carriage, drawn by Four Horses, or Mules, the Sum of Eight-pence.

For every Coach, Chariot, Berlin, Chaise, Chair, Calash, or other Carriage, drawn by Three or Two Horses, or Mules, the Sum of Sixpence.

For every Chaise, Chair, Calash, or other Carriage, drawn by One Horse, or Mule, the Sum of Threepence.

And for every Horse, Mule, or Ass not drawing, the Sum of One Penny.

The said Tolls to be taken above and exclusive of all other Tolls.

Which said respective Sums of Money shall and may be demanded and taken for and in the Name of a Street-toll,

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toll, over and above and exclusive of all other Tolls, which are or shall be authorised to be taken and collected, upon or on account of the said Roads, or any of them, and the Monies arising therefrom shall be and are hereby vested in the said Mayor and Commonalty, and Citizens, and shall be disposed of for the Purposes of paving, cleansing, and lighting the said City and Liberties, and of making, enlarging, widening, deepening, altering, and removing the common Sewers, publick Drains, and Vaults, within the same: And the said Commissioners are hereby impowered by themselves, or by any Person or Persons by them thereto authorised, to levy the Toll hereby required to be paid, upon any Person or Persons who shall, after Demand thereof made, neglect or refuse to pay the same as aforesaid, or to deny or hinder any Passage through the said Turnpikes respectively, until Payment thereof; which said Toll shall and may be levied by Distress of any Horse or Horses, or other Cattle, upon which the Toll is by this Act imposed, or upon any of the Goods and Chattels of such Person or Persons who ought to pay the same; and all such Horses, Cattle, or Goods, may be detained until such Toll, with the reasonable Charges of such Distress shall be paid; and it shall and may be lawful for the Person or Persons so distraining, after the Space of Four Days from the Time of making and taking such Distress, to sell the Horse or Horses, Cattle, Goods, or Chattels, so distrained, rendering the Owner or Owners thereof the Overplus upon Demand, after Satisfaction of the said Toll, and the reasonable Charges in and about making such Distress, Keeping, and Sale, shall be fully paid and satisfied.

Tolls vested in the Mayor and Commonalty and Citizens;

to be levied by Distress and Sale.

Distress may be sold after Four Days.

And it is hereby further enacted by the Authority aforesaid, That it shall and may be lawful for the said Commissioners, if they shall think proper, at any Time or Times during the Continuance of this Act, to cause to be erected any Turnpike or Turnpikes, at or near all or any of the respective Places aforementioned, for the Purposes of collecting the several and respective Tolls hereby made payable, and also cause to be erected or provided a Toll-house at or near each Turnpike, and, from Time to Time, to remove or alter the same as they the said Commissioners shall think expedient; and the Right and Property of all the Turnpikes and Toll-houses, to be from Time to Time erected and provided by virtue of this Act,

Commissioners may erect Turnpikes, &c.

Turnpikes, &c. vested in the Mayor and Commonalty and Citizens.

Act, and the Right and Property of the Materials provided for building or repairing the same, shall be, and are hereby vested in the Mayor and Commonalty, and Citizens; and they are hereby impowered to bring, or cause to be brought, any Action or Actions, in the Name of the Corporation, and to prefer, or order the preferring of Indictments against any Person or Persons who shall injure the same, or any Part thereof, or disturb them in the Possession thereof, or take or retain, or hold Possession thereof, after being required by Order of the Commissioners to deliver up the same.

Tolls may be collected at the Turnpikes already erected.

Provided always, and it is hereby further enacted and declared, That it shall and may be lawful for the several and respective Receivers or Collectors, and other Persons to be appointed by virtue of this Act, to receive and collect the several Tolls hereby made payable; and they are hereby authorised and impowered, for the Purposes of this Act, without the Let, Hinderance, or Molestation of any Person or Persons whatsoever, to make Use of all or any of the Gates, Turnpikes, and Toll-houses, already erected, or hereafter to be erected or continued, by virtue of any Act or Acts of Parliament, at or near the several and respective Places whereat any Toll is hereby authorised to be taken, so as such respective Receivers, Collectors, or other Persons, do in no-wise hinder or interrupt the transacting of any Business or Purpose for which such Turnpikes and Toll-houses were respectively erected or provided.

Tolls to be paid but once a Day.

Provided also, and it is hereby further enacted, That no Person or Persons, shall be liable to pay the said Street-toll more than once for passing or re-passing at any Time or Times on the same Day as aforesaid, with the same Cattle and Carriage, but that all and every Person and Persons, after having paid such Toll once as aforesaid, shall, during the Remainder of such Day, pass Toll-free, with respect to the said Street-toll, with the same Cattle and Carriages, through the Gate or Turnpike at which any such Toll was paid, and also through all other Gates and Turnpikes whereat the said Tolls are hereby made payable, upon producing a Note or Ticket, denoting the Payment of such Toll; which Notes or Tickets the Collector of the said Tolls are hereby required to give gratis, on Receipt of such Tolls.

Commissioners may Lease, &c. the Tolls.

And it is hereby further enacted, That the said Commissioners may, and they are hereby impowered, upon or

Ten Days Notice being given in the London Gazette, to leaſe, or farm by the Year, the Tolls by this Act granted, or any Part or Parts thereof, to any Perſon or Perſons, at, or for the largeſt yearly Sums that can be got for the ſame; provided that ſuch Lettings or Agreements be made in Writing, and ſigned by the Perſon or Perſons taking or farming any ſuch Tolls, and by the ſaid Commiſſioners letting the ſame, and be not made for more than Three Years at a Time; and that the Money that ſhall be ſo agreed to be paid for the ſaid Tolls, ſhall be made payable, and ſhall be paid to the Chamberlain of the ſaid City for the Time being, by quarterly Payments; and that the Perſon or Perſons to whom the ſame ſhall be ſo lett, ſhall always pay One Quarter's Pay in Advance; and if any Letting or Agreement for letting the ſaid Tolls, or any Part or Parts thereof, ſhall be made, and any Default ſhall be made in paying the Money agreed to be paid, contrary to the true Meaning of this Act; then, every ſuch Letting and Agreement ſhall be void, and the Perſon or Perſons to whom the ſaid Tolls ſhall be lett ſhall be liable to account for the ſame, and to have the ſame levied and recovered upon and of him or them, in the ſame Manner as is by this Act directed for the accounting for the ſaid Tolls by the Collectors thereof, and for the levying and recovering the ſame upon and of them.

Commiſſioners may appoint Officers.

And it is hereby further enacted, That it ſhall and may be lawful, to and for the ſaid Commiſſioners, at any Time or Times, by any Writing or Writings under their Hands and Seals, to nominate and appoint ſuch Perſon or Perſons, to be Receiver or Receivers, Collector or Collectors of the ſaid reſpective Tolls, as they ſhall think fit; and all Perſons by this Act made liable to pay the ſaid Tolls, or any of them, are hereby required to pay the ſame to ſuch Receiver or Receivers, Collector or Collectors as aforeſaid; and all ſuch Receivers and Collectors, ſhall reſpectively pay the ſame into the Office of the Chamberlain of the ſaid City, in like Manner, and under the like Regulations and Reſtrictions, as are herein before expreſſed, of and concerning the collecting and paying the Rates and Aſſeſſments aforeſaid; and ſhall alſo upon Oath, if thereunto required by the ſaid Commiſſioners conſtituted by this Act, (which Oath the ſaid Commiſſioners are hereby authoriſed and impowered to adminiſter) from Time to Time give unto the ſaid Commiſſioners, or to ſuch Per-

son or Persons as they shall appoint for that Purpose, a true, exact, and perfect Account, in Writing, under their respective Hands, of all Monies which they, and every or any of them, shall to such Time have received, by virtue of this Act; and if such Receiver or Collector shall not make and render, or shall refuse to verify upon Oath any such Account, or to make Payment as aforesaid; then, or in either of such Cases, it shall be lawful to or for One or more Justice or Justices of the Peace; and such Justice or Justices, upon Complaint to him or them made, is and are hereby authorised and required, to make Enquiry concerning such Default, as well by Confession of the Party as by the Testimony of any credible Witness or Witnesses upon Oath, (which Oath such Justice or Justices is and are hereby impowered and required to administer, without Fee or Reward); and if any such Receiver or Collector shall be convicted of any or either of the Offences aforesaid, such Justice or Justices shall commit every such Offender to the common County Gaol, without Bail or Mainprize, until he shall give or make a true and perfect Account and Payment as aforesaid, or until he shall have compounded with the said Commissioners constituted by this Act, and shall have paid such Composition, in such Manner as they shall appoint, which Composition the said Commissioners are hereby impowered to make; and the said Commissioners shall and may, out of the Monies arising by the said Tolls, or otherwise, make such Allowance unto their Receivers and Collectors, and all other Persons to be employed by or under the said Commissioners, in the Execution of this Act, for their Care and Pains in their respective Offices, as the said Commissioners shall think fit and reasonable.

Justices to inquire into the Default,

and commit the Offender until Payment or Composition be made.

Commissioners to allow Officers Salaries.

And it is hereby further enacted, That it shall and may be lawful to and for the Commissioners of any One of the said Turnpikes for the Time being, or for any Three or more of the Commissioners of each of the said Turnpikes, at any of their publick Meetings, to treat and agree with the Commissioners constituted by this Act, for the taking or farming any of the said Tolls.

For farming the Tolls.

And it is hereby further enacted, That the said Commissioners, at any publick Meeting, may, and they are hereby impowered to borrow, and take up at Interest, any Sum or Sums of Money, upon the Credit of the Tolls payable by virtue of this Act, and to assign over the same,

Tolls may be assigned for Money borrowed.

or any Part thereof, by any Writing or Writings, under their Hands and Seals, or under the Hands and Seals of any Seven or more of them, the Charges of such Assignments and Conveyances to be paid out of such Tolls respectively, to any Person or Persons who shall advance or lend their Money thereon, as a Security or Securities, for the several Sums which shall be borrowed, and the Interest thereof, as aforesaid: And Copies of all such Assignments and Conveyances shall be entered in a Book or Books to be kept for that Purpose, by the Clerk for the Time being of the said Commissioners; and all and every Person and Persons, to whom such Assignments shall be made, are hereby impowered, from Time to Time, to assign and transfer their Right and Interest, by Indorsement on the Back of their Securities, in like Manner and Form as the Securities for the Monies borrowed on the Rates and Assessments, to be made and levied by virtue of this Act, are before directed to be assigned and transferred; and all such Assignments and Transfers shall be produced, notified, and entered in like Manner as is before described, with respect to the Producing, Notification, and Entry of the Assignments and Transfers of the Securities for such Rates and Assessments; and it shall not be in the Power of any Person who shall have made any Assignment or Transfer of their Securities on the said Tolls to make void or discharge the same, or any Money due thereon; and no Person or Persons advancing any Sums of Money on the Credit of the said Tolls, shall be intitled to any Preference with respect to the Priority of advancing any such Sum or Sums, but all Persons to whom any Mortgages or Assignments shall be made as aforesaid, shall be Creditors in equal Degree, One with another, in Proportion to the Sums therein mentioned.

Assignments to be entered in a Book.

All creditors deemed equal in Degree.

And it is hereby further enacted, That if any Person or Persons shall forcibly or wilfully go or pass with any Horse, Beast, or Carriage through any Turnpike whereat any Toll is, by virtue of this Act, to be paid, without paying such Toll, or producing a Note or Ticket as aforesaid, at such Turnpike; or shall knowingly or designedly assault, interrupt, or obstruct any or either of the Collectors or Persons employed in the collecting or receiving any or either of the said Tolls, in the Execution of his or their respective Office or Offices, or shall forge, counterfeit, or alter, or shall

Penalty on forcibly passing through the Gates, &c. or giving or receiving Tickets, &c. to avoid Payment of the Tolls.

ſhall deliver to, or receive from any other Perſon or Perſons, any Note or Ticket with an Intent to avoid the Payment of any or either of the ſaid Tolls, or any Part thereof, every Perſon ſo offending, ſhall, for every ſuch Offence, forfeit and pay the Sum of Forty Shillings, over and beſides ſuch Damages and Puniſhments as they and every of them reſpectively ſhall be liable to by Law; and it ſhall and may be lawful to and for the ſaid Receivers or Collectors, and for every of them, and all other Perſons required by them, to aſſiſt in that Reſpect to ſeize any Horſe or Horſes, Cattle or Goods, belonging to, or in the Poſſeſſion, or under the Care of any Perſon or Perſons ſo offending in the Premiſes, and to take ſuch Offenders before any Juſtice of the Peace, and before him to make Complaint of ſuch Offence or Offences; and ſuch Juſtice may and is hereby required to enquire into the ſame, as well by Examination of the Party or Parties, as by the Teſtimony of any credible Witneſs or Witneſſes upon Oath, (which Oath ſuch Juſtice is hereby impowered to adminiſter without Fee or Reward); and if the ſaid Juſtice ſhall ſee Cauſe, to convict the Party or Parties complained of in the Penalty aforeſaid, and for Nonpayment thereof, and of the Tolls that ſhall be due (though the ſame ſhall not be demanded) by Warrant under his Hand and Seal, to cauſe the ſaid Horſe or Horſes, Cattle or Goods, to be ſold for Payment of the ſaid Tolls and Penalties, and the Charges of ſeizing and keeping the ſame, and of ſuch Sale, rendering the Overplus, if any there ſhall be, to the Owner or Owners of the ſaid Horſe or Horſes, Cattle or Goods, or to the Perſon or Perſons under whoſe Care or in whoſe Poſſeſſion they reſpectively were when ſo ſeized as aforeſaid; and if no ſuch Seizure as aforeſaid can or ſhall be made, then the aforeſaid Penalty and Tolls ſhall be levied and recovered by ſuch Means, and applied in ſuch Manner, as herein after mentioned.

Perſons aſſulting, &c. the Collectors they are impowered to take them before a Juſtice of the Peace.

And moreover, it ſhall and may be lawful for any of the Collectors of the Rates and Tolls hereby granted, or other Officer to be appointed by virtue of this Act, who ſhall be aſſaulted, obſtructed, or interrupted in the Execution of any of their reſpective Offices, and for every of them, and all other Perſons required by them to aſſiſt in that reſpect, to take ſuch Offender before any Juſtice of the Peace, who is hereby required to enquire into the ſame in Manner as above directed; and if he ſhall ſee Cauſe, to convict the Party

Party or Parties complained of in the Penalty last mentioned, to be levied and recovered as hereafter directed.

And it is hereby further enacted, That all the Monies to be raised by virtue of this Act, shall be, and the same are hereby vested in the said Mayor and Commonalty, and Citizens of the said City, and shall be applied to the Purposes of this Act, and to and for no other Use or Purpose whatsoever. Money raised by this Act vested in the Mayor, &c.

Provided also, and it is hereby further enacted, That no Nomination, Contract, Bond, Warrant, Judgement, or other Writing whatsoever, under the Hand and Seal, or Hands and Seals, or only signed by any Commissioner or Commissioners, constituted by this Act, or any Justice of Justices of the Peace, or exhibited before any of them, or under the Hand and Seal, or Hands and Seals, or only signed by any other Person or Persons whatsoever, relating to the Execution of this Act, shall be chargeable with any Duty whatsoever. Writings to be without Stamps.

And whereas it would be very convenient and beneficial to the Publick, if the Number of Hackney Coaches which are allowed to ply for Hire in certain Streets or Places within the said City and Liberties, were, in some Instances, to be limitted, and their Distances one from the other, when so plying, were to be regulated and settled, and a proper Register of the Places of Abode of the several Owners of such Coaches was to be kept at the Office of the Commissioners under this Act, at the Guildhall in the said City; be it therefore enacted, That from and after the passing of this Act, the Number of Coaches to stand and ply for Hire, between the End of Freeman's Court in Cornhill and the End of Cornhill Eastward, in the said City, shall be no more than Ten at any One Time; and from the End of Bucklersbury to the End of King-street, Cheapside, no more than Five, and not to approach or continue nearer the one to the other than Twenty Feet; and that all and every other Coach, standing or plying for Hire in any other Street or Place within the said City and Liberties, shall so stand or ply, except where the Standing shall be against any Dead Wall, at the Space or Distance of Eight Feet at the least from each other; and that all and every Coach or Coaches, plying or standing for Hire within the said City and Liberties, shall give Way to, and make Room for all Waggons, Drays, Carts, and other Carriages, For limiting the Number and Distances of Coaches.

riages, to pass or repass along or across any of the said Streets and Places, upon Pain that the Owner or Driver of every Hackney Coach, which shall stand or ply for Hire in any of the said Places where the Number of Hackney Coaches is hereby limitted, after the Number of Coaches so respectively limitted shall be standing or plying therein, or shall stand or ply for Hire nearer to any other Hackney Coach than is hereby directed, or shall not, upon Demand, from Time to Time, give Way, and make sufficient Room for such other Carriage to pass or repass as aforesaid, shall, for every such Offence, forfeit and pay the Sum of Twenty Shillings; to be recovered and levied by such Ways and Methods as by the several Acts of Parliament now in Force concerning Hackney Coaches, or any of them, as all or any of the Penalties and Forfeitures incurred by Hackney Coachmen, may be now recovered and levied.

Places of Abode of Hackney Coachmen to be registered.

And be it further enacted, That within Seven Days after the Owner of every Hackney Coach shall be licensed by the Commissioners appointed for licensing and regulating Hackney Coaches and Chairs, every such Owner shall leave at the Office of the said Commissioners under this Act, at the Guildhall aforesaid, with the principal Clerk, or the Assistant Clerk, to the said Commissioners, a true Account in Writing of his, her, or their Place or Places of Abode, with the Figure or Number of each Coach; and the several Owners of Hackney Coaches already licensed by the said Commissioners, shall, within Sixty Days after the passing of this Act, leave the like true Account in Writing of their respective Places of Abode, Figures and Numbers, at the aforesaid Office, with the said principal Clerk, or Clerk-assistant; and so, from Time to Time, every licensed Hackney Coachman shall, within Seven Days after his Place of Abode shall be changed, give the like Account at the said Office, upon Pain that the Owner or Owners of every such Hackney Coach shall, upon every Refusal or Neglect so to do, forfeit and pay the Sum of Twenty Shillings.

Proviso.

Provided always, That the said Justice or Justices may, and they are hereby impowered, at his or their Discretion, to mitigate or compound any of the said Forfeitures or Penalties to or for any lesser Sum, not less than One Half thereof.

And

And it is hereby further enacted, That in every Case where any Person shall, either upon his or her own Confession, or by the Oath of One or more credible Witness or Witnesses, be convicted before One or more Justice or Justices of the Peace of the said City, or of the Place where such Person shall be found, of any Offence by him or her committed against this Act, for which Offence any Forfeiture or Penalty is or are hereby enacted, the Manner of recovering whereof is not hereby particularly directed, (which Oath such Justice or Justices is and are hereby impowered to administer), it shall and may be lawful to and for such Justice or Justices, and he and they are hereby authorised and directed, upon the said Party's Refusal or Neglect to pay down such Forfeiture or Penalty, immediately to commit him or them to One of the Compters of the said City, for any Time not exceeding One Month, and not less than Fourteen Days, unless the said Forfeiture or Penalty shall be sooner paid; and all and every the Forfeitures and Penalties to be recovered by virtue of this Act, shall be paid into the Chamber of the said City, and applied to some of the Purposes to which any of the Rates or Assessments, to be raised by virtue hereof, are hereby directed to be applied. Offenders not paying Penalties to be committed.

And it is hereby further enacted, That no Proceeding to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or other Matter or Thing to be done or transacted, in or relating to the Execution of this Act, shall be vacated or quashed for want of Form; any Law or Statute to the Contrary notwithstanding. Proceedings not to be quashed for want of Form.

And it is hereby further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act, until Twenty-one clear Days Notice shall be thereof given in Writing to the Clerk for the Time being of the Commissioners constituted by this Act, or after sufficient Satisfaction, or Tender thereof, hath been made to the Party or Parties aggrieved, or after Six Calendar Months next after the Fact committed, for which such Action or Actions, Suit or Suits, shall be so brought; and every such Action shall be brought, laid, and tried in the City or County where the Cause of Action shall arise, and not elsewhere; and that the Defendant or Defendants, in such Actions or Suits, and every of them, Limitation of Actions.

General Issue. may plead the General Issue, and give this Act, and the Special Matter, in Evidence, at any Trial or Trials which shall be had thereupon; and that the Matter or Thing for which such Action or Actions, Suit or Suits, shall be so brought, was done in pursuance and by the Authority of this Act: And if the said Matter or Thing shall appear to have been so done, or if it shall appear that such Action or Suit was brought before Twenty-one clear Days Notice given as aforesaid, or that sufficient Satisfaction was made or tendered as aforesaid, or if any such Action or Suit shall not be commmenced within the Time before for that Purpose limitted, or shall be laid in any other County or Place than as aforesaid, then the Jury or Juries shall find for the Defendant or Defendants therein; and if the Plaintiff or Plaintiffs in such Action or Actions, Suit or Suits, shall become nonsuited, or suffer a Discontinuance of such Action or Actions, or if Judgement shall be given for the Defendant or Defendants therein; then, and in either of the Cases aforesaid, such Defendant or Defendants shall Treble Costs. have Treble Costs, and shall have such Remedy for recovering the same, as any Defendant or Defendants may have for his, her, or their Costs, in any other Cases by Law.

Act 8 Geo. III. repealed. And it is hereby further enacted and declared, That immediately after the several Authorities, Powers, and Provisions herein before given or granted, established, declared, and provided, shall commence and take Effect respectively, for the Purposes of paving, cleansing, and lighting the said City, and the Liberties thereof, and the other Purposes of this Act, according to the Tenor and true Meaning thereof, the said Act made in the Eighth Year of His present Majesty's Reign, for the better paving, cleansing, and lighting the City of London, and the Liberties thereof, and for preventing Obstructions and Annoyances within the same, and for other Purposes therein mentioned, and for repealing an Act made in the Sixth Year of His present Majesty, for those Purposes, shall be, and the same is hereby repealed.

Rates under former Acts not to be annulled. Provided also, and it is hereby further enacted and declared, That nothing in this Act contained shall extend, or be construed to extend, to repeal, annul, or make void, any of the Rates or Assessments made or charged by virtue or in pursuance of any such former Act or Acts of Parliament, which

were due and payable, or in Arrear, on the Twenty-fifth Day of March, in the Year One thousand seven hundred and seventy-one, or any of the Remedies, Powers, or Provisions given or provided by such former Act or Acts respectively, for the collecting, levying, or recovering the same; but all such Rates and Assessments, and all Arrears thereof respectively, which were due and payable on the said Twenty-fifth Day of March, One thousand seven hundred and seventy-one, and all the Remedies, Powers, and Provisions in and by such former Act or Acts respectively granted, enacted, or provided, for the collecting, recovering, and levying the same respectively, shall continue and be in Force; any Thing herein before contained to the Contrary thereof in any-wise notwithstanding.

Provided always, and it is hereby enacted and declared, That nothing herein contained shall extend, or be construed to extend, to make void the Appointment of any Officers already appointed, by virtue of the said Act hereby repealed, or to make void any other Proceeding, already had or commenced by virtue of, and under the Authority of the said Act, or to prevent the compleating of any such Proceedings; but that the said Commissioners, constituted by this Act, shall and may carry into Execution, and compleat all such Proceedings commenced under the said Act, although repealed, in the like Manner as if the same had been commenced under and by virtue of this Act. Not to make void Proceedings under the said Act.

Provided also, and it is hereby enacted and declared, That nothing in this Act contained shall extend, or be construed to extend, to revive the said Acts made in the Nineteenth, and Twenty-second, and Twenty-third Years of the Reign of the late King Charles the Second, or the said Act made in the Second Year of the Reign of their late Majesties King William and Queen Mary, or the said Act made in the Tenth Year of the Reign of his late Majesty King George the Second, or the said Act made in the Seventeenth Year of the Reign of his said late Majesty King George the Second, or an Act made in the Thirty-third Year of the Reign of his said late Majesty, or an Act made in the Sixth Year of his present Majesty's Reign, but such Parts of the said several Acts as respectively relate to the publick Sewers, Drains, Vaults, or Pavements of the said City and Liberties, shall, and the same are hereby declared to be repealed; any Thing in any of the said Acts to the Contrary thereof in any-wise notwithstanding.

Act 19°, 22° & 23° *Car.* II.

2° *Gul. & Mary.*

10° *Geo.* II.

17° *Geo.* II.

33° *Geo.* II.

6° *Geo.* III.

Publick Act. And it is hereby further enacted, 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. I

FINIS.