Anno ſecundo

Georgii III. Regis.

An Act to impower the Commiſſioners and Truſteees (named and appointed by and in purſuance of an Act of Parliament made in the Tenth Year of the Reign of His late Majeſty King *George* the Firſt, for making more effectual an Act made in the Ninth Year of His Majeſty's Reign, intituled, *An Act for compleating the Repairs of the Harbour of* Dover, *in the County of* Kent; *and for reſtoring the Harbour of* Rye, *in the County of* Suſſex, *to its ancient Goodneſs*, ſo far as the ſame relates to the Harbour of *Rye*) to let the Sea and Tides into a new Cut or Chanel, made in purſuance of the ſaid Act of the Tenth Year of His ſaid late Majeſty's Reign, as far as a Wall called *Winchelſea Wall*.

Preamble, reciting Clauſes in Act 10 Geo. I.

WHEREAS the Commiſſioners and Truſtees named and appointed by and in purſuance of an Act of Parliament made in the Tenth Year of the Reign of His late Majeſty King George the Firſt, intituled, An Act for making more effectual an Act made in the Ninth Year of His Majeſty's Reign, intituled, *An Act for compleating the Repairs of the Harbour of* Dover, *in the County of* Kent; *and for reſtoring*

storing the Harbour of Rye, *in the County of* Sussex, *to its ancient Goodness*, so far as the same relates to the Harbour of *Rye*; are thereby, in Manner therein mentioned, impowered to erect, order, or cause to be done, all Matters and Things necessary for opening or making any new Cut or Chanel from Winchelsea Water to the Sea, and doing all other Works necessary for effecting the Purposes of the said Act, according to the true Intent and Meaning thereof; and are also thereby impowered to repair and heighten the Walls of the Chanel of Winchelsea and Breade, in Manner therein mentioned, from the said new intended Cut to the Town of Winchelsea, and from the said Cut to the present Harbour of Rye, in the same Act mentioned and described: And whereas, in pursuance of the said Act of the Tenth Year of His said late Majesty's Reign, the said Commissioners and Trustees have made a new Cut or Chanel from a Wall called Winchelsea Wall, which Wall divides the said new Cut from the said Chanel of Winchelsea and Breade right out to the sea, and also have erected Two Stone Piers at the End of the said new Cut next the Sea, and have made a navigable Sluice at the Distance of One hundred and fifty Rods from the said Piers; and the Walls of the said new Cut have been wharfed, and are, as well as the said Winchelsea Wall, of such sufficient Height and Breadth, that the Sea and Tides may be let into the said new Cut as far as the said Winchelsea Wall, without any Danger to the Lands lying near the said new Cut or Chanel of Winchelsea and Breade, and Vessels may have the Benefit of coming in, and laying in Safety in the said new Cut: And whereas the said Commissioners and Trustees, by a Clause in the said Act of the said Tenth Year of the Reign of His said late Majesty King George the First, are restrained from letting the Sea and Tides into the said new Cut, until all the Works in the said Act of the Tenth Year of the Reign of His said late Majesty mentioned, for the Defence and Security of Lands lying near the said Chanel of Winchelsea and Breade be fully perfected and compleated; and the said Commissioners and Trustees cannot let the Sea and Tides into the said new Cut or Chanel, without the Aid and Assistance of Parliament: And whereas the other Works directed to be done for restoring the said Harbour of Rye to its ancient Goodness, will take up a considerable Time, and are not at present necessary, the Sea and Tides being proposed to be let into the said new Cut or Chanel as far as the said Winchelsea Wall

Wall only; and that the Works already done in the ſaid new Cut or Chanel will ſoon decay, if the Sea and Tides are not let in: 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 it ſhall and may be lawful to and for the Commiſſioners and Truſtees named and appointed by and in purſuance of the ſaid Act made in the Tenth Year of the Reign of His ſaid late Majeſty King George the Firſt, or any Eleven or more of them, and they are hereby impowered, to let the Sea and Tides into the ſaid new Cut or Chanel, from the ſaid Wall called Winchelſea Wall, as far as the ſaid Winchelſea Wall only which divides the ſaid new Cut or Chanel from the ſaid Chanel of Winchelſea and Breade, right out to the Sea; any thing in the ſaid Act of the Tenth Year of the Reign of His late Majeſty King George the Firſt contained, or in any other Act or Acts, Statute or Statutes, now in Force, to the contrary thereof, in any wiſe notwithſtanding.

Commiſſioners under the recited Act authorized to let the Sea and Tides into the new Cut from *Winchelſea Wall*;

Provided always, and it is hereby enacted, That the ſaid Commiſſioners and Truſtees ſhall make all reaſonable Satisfaction to the Owners or Proprietors of any Lands, Tenements, Tythes, or Hereditaments, for any Preſtudice or Damage they may ſuffer by reaſon or means of any Thing to be done by virtue of this Act; and which Damages ſhall be aſſeſſed, aſcertained, and recovered, in ſuch Manner, and by ſuch Ways and Means, as by the ſaid Act of the Tenth Year of the Reign of His ſaid late Majeſty King George the Firſt, or by any other Act or Acts made for reſtoring the ſaid Harbour of Rye to its ancient Goodneſs, to be aſſeſſed, aſcertained, and recovered; and that as fully and effectually, to all Intents and Purpoſes, as if the ſame Words, to the like Purpoſe in the ſame Acts, or any or either of them, were here again particularly repeated and made uſe of in this preſent Act; any thing in this Act contained to the contrary in any wiſe notwithſtanding.

making Satisfaction to the Proprietors of Lands, *&c.* for any Damage they ſhall do thereby.

Provided always, and it is declared and enacted by the Authority aforeſaid, That nothing in this preſent Act contained ſhall extend, or be conſtrued to impower the ſaid Commiſſioners and Truſtees for the ſaid Harbour to open the ſaid new Cut into Winchelſea Chanel, or to let the Sea and Tides have free Courſe of Flux and Reflux into the ſaid Winchelſea Chanel, by and through the ſaid new Cut, until all the Works for Defence and Security

The new Cut not to be opened, till the Works for Defence of the Lands near *Winchelſea Channel* are finiſhed.

of the Lands lying near to the ſaid Winchelſea Chanel, and mentioned and enacted to be done and perfoꝛmed in and by the ſaid Act of the Tenth Year of the Reign of his ſaid late Majeſty King George the Firſt, ſhall be fully perfected and compleated accoꝛding to the ſaid Act.

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

FINIS.