Anno tertio

Georgii III. Regis.

An Act to amend and render more effectual so much of an Act passed in the last Session of Parliament, intituled, "*An Act for amending and widening the Road from the Market House in* Stourbridge, *to* Colly Gate; *in* Cradley, *and from* Pedmore *to* Holly Hall, *and from* Colly Gate *to* Halesowen, *and from the Turnpike Road on* Dudley Wood *to* Rednal Green, *in the Parish of* King's Norton, *and from* Carter's Lane *to the* Bell Inn *at* Northfield, *in the Counties of* Worcester, Stafford, *and* Salop," as relates to the Road from the Turnpike Road on *Dudley Wood* to *Rednal Green*, and from *Carter's Lane* to the *Bell Inn* at *Northfield*.

WHEREAS by an Act made in the Second Year of the Reign of His present Majesty, intituled, An Act for amending and widening the Road from the Market House in *Stourbridge*, to *Colly Gate*, in *Cradley*, and from *Pedmore* to *Holly Hall*, and from *Colly Gate* to *Halesowen*, and from the Turnpike Road on *Dudley Wood* to *Rednal Green*, in the Parish of *King's Norton*, and from *Carter's Lane* to the *Bell Inn* at *Northfield*, in the Counties of *Worcester*, *Stafford*, and *Salop*; it was, among other Things, enacted, That the Trustees in the said

Preamble, reciting Clause in Act 2 *Geo.* III.

said Act named, or any Seven or more of them, should and might, from time to time, during the Continuance of the said Act, cause to be erected and set up One or more Gate or Gates, Turnpike or Turnpikes, Toll-house or Toll-houses, in, upon, across, or on the Sides of, any Part or Parts of the said several Roads, by the said Act directed to be amended, widened, and repaired, or across any Lane or Way leading into the same; and also to remove the same, from time to time, as they, or any Seven or more of them, should think proper, the Consent, in Writing, of such Person or Persons who should have lent Money thereon, being first obtained; provided that no Turnpike or Gate should be erected on any Part of the Road on Blake Heath or Pensnet Common, or at any Place between Blake Heath and Pensnet Common: And whereas the said Proviso, restraining the said Trustees from erecting any Turnpike or Gate on any Part of the said Road, at any Place between Blake Heath and Pensnet Common, has been found to be very inconvenient, in regard the said Road between Blake Heath and Pensnet Common is near Two Miles in Length; and, in the Course thereof, there are divers Roads and Ways, by means whereof Persons travelling over a considerable Part of the said Turnpike Road, may evade passing through any of the Toll-gates thereupon erected, and avoid paying the Tolls intended by the said Act to be raised and paid, contrary to the true Intent and Meaning of the said Act; To remedy therefore the said Inconveniences, and to enable the Trustees in the said Act named, or to be chosen and elected by Authority of the said Act, more effectually and completely to carry the said Act into Execution, and to amend, widen, and repair, the several Roads and Ways intended to be repaired by virtue of the said Act, 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 of this Act, so much of the said Proviso in the said Act as prohibits or restrains the erecting or setting up any Turnpike or Turnpikes, Toll-gate or Toll-gates, on any Part of the said Road, at any Place between Blake Heath and Pensnet Common, shall be, and the same is hereby repealed.

So much of the recited Proviso, as prohibits the setting up any Toll-gate between *Blake Heath* and *Pensnet Common*, repealed;

And be it further enacted, That it shall and may be lawful for the said Trustees, and their Successors, or any Seven or more of them, from time to time, to erect and set up, or cause to be erected and set up, One or more Gate or Gates, Turnpike or Turnpikes, Toll-house or Toll-

and the Trustees are impowered to set up Toll-gates thereon;

Toll-houses, in, upon, across, or on the Sides of, any Part of the said Road at any Place between Blake Heath and Pensnet Common, or across any Lane or Way leading into the same, so as such Gate or Gates be not set up or placed more than Twenty Yards from the direct or main Road; and also to remove such Gate or Gates, Turnpike or Turnpikes, Toll-house or Toll-houses, from time to time, as they, or any Seven or more of them, shall think proper; the Consent, in Writing, of such Person or Persons, who shall have lent Money thereon, being first obtained; and also to demand and take, at such Gate or Gates, Turnpike or Turnpikes, so to be erected, the same, or the like Tolls, as by the said Act are directed to be received and taken, in the same Manner, and with, and under, and subject to the same Penalties, Forfeitures, Remedies, Powers, Authorities, Clauses, Rules, Directions, Provisions, and Regulations, in all Respects whatsoever, as in the said Act are mentioned, with respect to the Tolls thereby directed to be taken or paid, the said Proviso in the said Act notwithstanding.

and remove the same with Consent of the Creditors;

and take Tolls thereat;

And whereas in the said recited Act there is likewise contained a Proviso, That no Person liable at the Time of passing the said Act to perform Two Days Statute-work upon any other Turnpike Road, should, during such Time as he should be so liable to do such Statute-work, be subject to do any Statute-work whatsoever upon any Part of the said Roads in the said Act mentioned: And whereas the said last mentioned Proviso hath been also found to be inconvenient; be it therefore further enacted, That from and after the passing of this Act, all and every Person and Persons, who before the Time of passing the said Act were by Law liable, or would, in case the said last-mentioned Proviso had not been inserted in the said Act, have continued or been liable, to do Statute-work on the said Roads between the Turnpike Road on Dudley Wood and Rednal Green, and between Carter's Lane and the Bell Inn at Northfield aforesaid, shall, notwithstanding his, her, or their being liable to do Two Days Statute-work as aforesaid upon any other Turnpike Road, and notwithstanding the said Proviso in the said Act last mentioned, be and remain liable to, and shall do One Day's Statute-work on the above-mentioned Parts of the said Roads by the said recited Act made Turnpike, unless such Person or Persons respectively shall be liable to and charged with the doing Three or more Days Statute-work upon some other Turnpike Road or Roads lying within the same Parish and Division, Weild, or Place, wherein such Parts of the said Roads before mentioned shall respectively lie as aforesaid;

Clause exempting from doing Statute-work on the said Roads, repealed;

and Persons liable by Law to do Statute-work on the Road between *Dudley Wood* and *Rednal Green*, and between *Carter's Lane* and *Northfield*, are to perform the same accordingly.

and in case of such Person or Persons refusing or neglecting to do such Statute-work or Duty as aforesaid, on due Notice to be given to him, her, or them, by the Surveyor of the said Roads, for that Purpose; the Person or Persons so refusing or neglecting, shall, for such Neglect or Refusal, be subject and liable to the same Penalties and Forfeitures, and to be recovered in the same Manner, as by the said recited Act are directed in case of Non-performance of the Statute-work thereby directed to be performed.

Charges of passing this Act to be paid.

And be it further enacted, That the Costs, Charges, and Expences of obtaining and passing this Act, and incident thereto, shall be paid out of the Tolls and Duties to be collected on the said Roads, between the Turnpike Road on Dudley Wood and Rednal Green, and between Carter's Lane and the Bell Inn at Northfield, by virtue of the said recited Act, and of this present Act; or out of the Monies borrowed, or to be borrowed on the Credit thereof.

Publick Act.

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

FINIS.