ANNO TRICESIMO TERTIO

Georgii III. Regis.

CAP. LXXXVI.

An Act for amending and enlarging the Powers of Two Acts, One made in the Thirty-first Year of the Reign of His late Majesty King *George* the Second, and the other made in the Nineteenth Year of the Reign of His present Majesty, for the better supplying the Town and Neighbourhood of *Leeds*, in the County of *York*, with Coals. [30th *April* 1793.]

WHEREAS by an Act, made in the Thirty-first Year of the Reign of King George the Second, intituled, An Act for establishing Agreements, made between *Charles Brandling* Esquire, and other Persons, Proprietors of Lands, for laying down a Waggon Way, in order for the better supplying the Town and Neighbourhood of *Leeds*, in the County of *York*, with Coals; Preamble. Recital of Act of the 31st *Geo.* II.

the said Charles Brandling, Lord of the Manor of Middleton in the County of York, his Executors, Administrators, or Assigns, was and were impowered to lay down a Waggon Way from his or their Coal Mines or Coal Works in Middleton aforesaid, or elsewhere, to the Coal Yard or Repository fixed by the said recited Act, upon a certain Field, or Open Place, called Cassom Close, near the Great Bridge at Leeds aforesaid, and certain Agreements were established, and certain Rates, Powers, and Authorities were given and granted for supplying the said Town and Neighbourhood of Leeds with Coals: And whereas by One other Act, made in the Nineteenth Year of the Reign of His present Majesty King George the Third, intituled, An Act for rendering more beneficial an Act made in the Thirty-first Year of the Reign of King *George* the Second, intituled, *An Act for establishing Agreements, made between* Charles Brandling *Esquire and other Persons, Proprietors of Lands, for laying down a Waggon Way, in order for the better supplying the Town and Neighbourhood of* Leeds, *in the County of* York, *with Coals*, by enabling the said *Charles Brandling* to supply, annually, a larger Quantity of Coals to and for the Use of the said Town and Neighbourhood, and for regulating the Price of carrying Coals from the Repository at *Cassom Close*; certain other Rates, Powers, and Authorities were given and granted for the better and more effectual supplying of the said Town and Neighbourhood of Leeds with Coals: And whereas the Inhabitants of the said Town and Parish of Leeds are very well satisfied and convinced, that, on Account of the advanced Price of Labour, and of the Materials used in and about the said Coal Works, and in the working thereof, and that as the said Charles Brandling has been at a very great Expence in making fresh Winnings in the said Coal Works, and in making and laying additional Waggon Ways therefrom, the Sum of Five-pence Halfpenny a Corf (containing in Weight about Two hundred and ten Pounds, and in Measure Seven thousand six hundred and eighty Cubical Inches) allowed to be demanded and taken by the last recited Act, is not an adequate or sufficient Price to be

Recital of Act of 19th *Geo.* III.

demanded and taken for the said Coals so brought down and delivered at the said Repository at Cassom Close, and that the said Price is much lower than the Price demanded and taken at all other Coal Works in the Neighbourhood: And whereas, if on Account of the present inadequate Price or Rate of the said Coals, the said Charles Brandling should discontinue and give up the said Waggon Way or Repository, it would be a material Hurt and Detriment to the Manufactures of the said Town and Parish of Leeds, and be a Cause of great Distress to the Inhabitants in general: And whereas the said Charles Brandling cannot, without the Aid and Authority of Parliament, sell and deliver his said Coals at the said Repository at any higher Price or Rate than Five-pence Halfpenny a Corf: 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 the said recited Acts, and all and every the Rates, Clauses, Powers, Agreements, Penalties, Forfeitures, Rules, Remedies, Directions, Payments, Provisions, Articles, Matters, and Things whatsoever therein contained (except such Parts of the same as may relate to any Exemptions from Stamp Duties, and as are hereby varied, altered, or repealed), shall be and are hereby declared to be in full Force and Effect from and after the Tenth Day of May, in the Year of our Lord One thousand seven hundred and ninety-three, during the Continuance of the Time or Term granted by the said recited Acts, for the Purposes of carrying the said recited Acts and this present Act into Execution, as fully, largely, and amply as if the same were repeated and re-enacted in the Body of this present Act.

Impowering Mr. *Brandling* to raise the Price of his Coals.

II. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Charles Brandling, his Heirs, Executors, Administrators, or Assigns, or any Owner or Owners, Proprietor or Proprietors of the said Coal Works in Middleton, to sell and dispose of his and their Coals which shall be deposited and

laid up in or upon the said Repository at Cassom Close aforesaid, unto the Inhabitants of the said Town and Parish of Leeds, at the Rate and Price of Thirteen Shillings and One Penny for each and every Waggon of Coals, such Waggon containing Twenty-four Corves, each Corf containing in Weight about Two hundred and ten Pounds, and in Measure Seven thousand six hundred and eighty Cubical Inches, any Thing in the said recited Acts, or in any of the Leases or Agreements granted in pursuance thereof, to the contrary notwithstanding; and that the Right and Interest of the said Charles Brandling, his Heirs, Executors, and Assigns, in the said Leases or Agreements, shall not cease and determine, but that he and they shall continue to have the same Interest therein, although the said Coals are sold at the said Sum or Price of Thirteen Shillings and One Penny a Waggon Load as aforesaid.

III. And whereas the greatest Part of the Coals brought down to the said Repository from the said Coal Works of the said Charles Brandling are purchased and taken away by Persons residing at a great Distance from the said Town of Leeds, whereby the Inhabitants of the said Town and Parish of Leeds are deprived of the Benefit and Advantage intended to result to them by virtue of the said recited Acts and Agreements, to the great Distress of the Inhabitants, and Detriment of the Manufactures carried on in the said Town and Parish; and as, since the passing of the said recited Acts, the Trades and Manufactures thereof are greatly increased and extended, and a great Number of Dye Houses, Fire Engines, and Machines have lately been erected therein, for the Purpose of carrying on the said Trades and Manufactures, by which Means the Quantity of Coals stipulated by the said last recited Acts to be brought down to the said Repository is found to be insufficient for supplying the said Town and Parish of Leeds only; be it therefore enacted, That it shall not be lawful to sell, dispose, or deliver any Waggon or Waggons, Corf or Corves, Tub or Tubs, Quantity or Quantities of Coals, which shall be brought down to or deposited in the said Repository in Cassom Close

For the Disposal of Coals.

Close aforesaid, to any Person or Persons but to the Inhabitants of the said Town and Parish of Leeds; and any Person or Persons so offending shall, for every such Offence, forfeit and pay the Sum of not more than Forty Shillings, and not less than Ten Shillings, to be recovered as in Manner herein directed.

Mr. *Brandling* shall bring down so many Corves of Coals from *Middleton*;

IV. And be it further enacted, That the said Charles Brandling, or other Owner or Owners, Proprietor or Proprietors, for the Time being, of the said Coal Works within the said Manor of Middleton, shall bring or cause to be brought down, for the Use and Consumption of the Inhabitants of the said Town and Parish of Leeds, to the said Repository in Cassom Close, Twenty thousand Waggons, or Four hundred and eighty thousand Corves of Coals at the least, by Daily Proportions; (that is to say) On every Monday, Tuesday, Wednesday, Thursday, Friday, and Saturday, in each and every Week, Sixty-four Waggons, or One thousand five hundred and thirty-six Corves, whereof any Number of Waggons, such Number not being less than Ten Waggons, shall be laid down at the said Repository, to be divided into smaller or less Quantities than a Waggon of Twenty-four Corves in each Day, in case Sale shall be had for the same, unless hindered and prevented by Fire or Water, or the Sticking-out or Refusal of the Miners, Pitmen, or Colliers to Work, or any other unavoidable Accident.

or in case of Accident, from *Beeston* and *Hunslett*.

V. Provided always, and be it further enacted, That then, and in every such Case, the said Charles Brandling, or other Owner or Owners, Proprietor or Proprietors, for the Time being, of the Coal Works within the said Manor of Middleton, may, and is and are hereby impowered to bring, or cause to be brought, down to the said Repository in Cassom Close any Number of Waggons or Corves of Coal from the Coal Works lying and being within and under the Lands and Grounds in the Townships of Beeston and Hunslett, or any other Township, upon Requisition for that Purpose being made to the said Charles Brandling, or other Owner or Owners, Proprietor or Proprietors, for the Time being, of the Coal

Works

Works within the said Manor of Middleton, or his or their Agent or Agents, Clerk or Clerks, by the Mayor and Corporation of the Borough of Leeds, any Thing in the said recited Acts to the contrary notwithstanding.

Penalty on Mr. *Brandling*, Owners, &c.

VI. And be it further enacted, That if the said Charles Brandling, or other Owner or Owners, Proprietor or Proprietors of the Coal Works in the Manor of Middleton, shall refuse or neglect to bring or cause to be brought down to the Repository in Casson Close the aforesaid Number of Waggons or Corves of Coals, in the Daily Proportions aforesaid, from the said Coal Works in the said Manor of Middleton, unless hindered and prevented by Fire or Water, or the Sticking out or Refusal of the Miners, Pitmen, or Colliers to work, or other unavoidable Accident, or shall refuse to sell or offer to Sale the said Coals, when so brought down to the said Repository, or shall refuse or neglect to lay down, or cause to be laid down, at the said Repository, Ten Waggons, to be divided into smaller or less Quantities, in case Sale shall be had for the same, for the Use and Consumption of the Inhabitants of the said Town and Parish of Leeds, at the Rate or Price of Thirteen Shillings and One Penny per Waggon, or shall refuse to permit or suffer any Person or Persons authorized and appointed as hereinafter mentioned to gauge and measure, at the said Repository, any Waggon, Cork, Tub, or other Measure used by the said Charles Brandling, his Heirs, Executors, Administrators, or Assigns, or such Owner or Owners, Proprietor or Proprietors of the said Coal Works for the Time being, for the measuring of Coals for Sale at the said Repository, then and in every such Case it shall and may be lawful to and for the Owners or Proprietors of the several Lands and Grounds, in, through, or over which any Waggon Way or Ways, or Branches, are or shall be laid or made for leading of Coals from the said Coal Works, and for each and every of them, to enter into and upon the several Lands and Grounds belonging to them respectively, which shall be used or employed for the Purpose of such Waggon Way or Ways as aforesaid, and then also all the Estate, Right, Interest, and Privilege of

him the said Charles Brandling, his Heirs, Executors, Administrators, or Assigns, of and in the same, shall in that Case and from thenceforth cease, determine, and be void, save only that in such Case it shall and may be lawful to and for the said Charles Brandling, his Heirs, Executors, Administrators, or Assigns, within One Year then next ensuing, to remove and take away the Materials of such Waggon Way or Ways and Branches, in such Manner, and upon such Terms and Conditions as in the said recited Act of the Thirty-first Year of the Reign of his late Majesty King George the Second are expressly mentioned and declared.

Provision in case of Coals not being sold.

VII. Provided always, and be it further enacted, That when and as often as any Cork or Corves of Coals shall be and remain under all and every the Spouts or Places for shooting and delivering the said Coals at the said Repository at Cassom Close, that then it shall and may be lawful for the said Charles Brandling, or other Owner or Owners, Proprietor or Proprietors of the said Coal Works at Middleton, to sell and deliver the Coals brought down in the said Waggons, during the Time that any Cork or Corves of Coals shall be and remain under all and every the Spouts or Places for shooting and delivering the said Coals at any other Part or Place within the said Parish of Leeds, and the Coals so brought down in the said Waggons, although not delivered at the said Repository, shall be and be deemed to be Part of the Daily Proportion of Sixty-four Waggons, or One thousand five hundred and thirty-six Corves, that are to be delivered at the said Repository; and in case it shall so happen, on any One Day, that any of the said Waggons of Coals shall remain at the said Repository unsold and undelivered, that then such Waggons shall be and be deemed to be Part of the aforesaid Daily Proportion of Waggons or Corves of Coals to be delivered the next succeeding Day at the said Repository; and that it shall and may be lawful for the said Charles Brandling, or other Owner or Owners, Proprietor or Proprietors of the said Coal Works, to deliver for Sale (if thereunto required by any Inhabitant or Inhabitants of the said Parish), at

Coals may be left at certain Places.

any convenient Place or Places near or adjoining to the said Waggon Way, within the said Parish of Leeds, between the said Coal Works and the said Repository in Cassom Close aforesaid, any Number of Dozens of Coals, not exceeding Twelve Waggons, or Two hundred and eighty-eight Corves of Coals in each Day, at such Price as is herein-before mentioned, and that then and in every such Case the said Number of Waggons or Corves of Coals so delivered as aforesaid shall be deemed and accounted as Part of the said Twenty thousand Waggons, or Four hundred and eighty thousand Corves, which the said Charles Brandling, or other Owner or Owners, Proprietor or Proprietors of the said Coal Works, are to bring down or cause to be brought down to the said Repository in Cassom Close.

Penalty on Leaders and Drivers.

VIII. And be it further enacted, That in case any Leader or Leaders, Driver or Drivers, or any other Person or Persons employed by the said Charles Brandling, or other Owner or Owners, Proprietor or Proprietors, of the said Coal Works in Middleton aforesaid, in leading or driving the said Coals, shall (except as herein excepted) lead or drive away, or cause to be led or driven away, the said Coals to any other Part or Place, although any Cork or Corves of Coals shall not be and remain under all and every the Spouts or Places for shooting and delivering the said Coals at the said Repository at Cassom Close, then every such Leader or Leaders, Driver or Drivers, or other Person or Persons so employed in leading or driving, shall, for every such Offence, forfeit and pay the Sum of not more than Forty Shillings, nor less than Ten Shillings, to be recovered and applied in Manner herein directed; nor shall the said Charles Brandling, or other Owner or Owners, Proprietor or Proprietors as aforesaid, in any such Case be deemed or adjudged to have acted contrary to the Provisions and Directions of the said recited Acts or this present Act.

Appointing Superintendants.

IX. And, for the preventing all undue Preference in the Delivery of the said Coals, and that the poor and lower Class of Inhabitants of the said Town and Parish

of

of Leeds may be better supplied with Coals, be it therefore enacted, That it shall and may be lawful for the Justices of the Peace, at the First Quarter Sessions to be holden after the Tenth Day of May One thousand seven hundred and ninety-three, for the Borough of Leeds, and so from Time to Time, at any other Quarter Sessions for the said Borough, as often as shall be necessary by Death, Removal, or otherwise, to nominate and appoint (or in case they shall disagree upon such Nomination and Appointment, then at a Special Sessions to be called and holden within Fourteen Days next after for that Purpose) One proper Person or Persons to be Superintendant or Superintendants of the said Coals that shall be delivered at the said Repository at Casson Close, who shall be subject and liable to the Regulations and Directions herein-after mentioned.

X. And be it further enacted, That such Person or Persons so nominated and appointed as Superintendant or Superintendants shall keep a Book or Books, in which he or they shall from Time to Time enter, or cause to be entered, the Names and Places of Abode of the Persons who shall apply to purchase the said Coals to be led by any publick Leader or Leaders, and also the Names and Places of Abode of any other Person or Persons within the said Parish of Leeds, keeping their own Teams, and shall cause such Entries to be made in the Course and in the Order that the same shall be applied for, and shall from Time to Time deliver, or cause to be delivered, the Coals so ordered in the Course and Order of such Entries, and shall deliver to the Leader or Leaders thereof a Ticket or Tickets, in which shall be ascertained or set down the Quantity of Coals so delivered to such Leader or Leaders, and to whom the same are to be redelivered, and also that before he or they shall permit or suffer any Person or Persons who shall lead Coals for Hire to take or lead away from the said Repository any of the said Coals, the said Superintendant or Superintendants shall mark, or cause to be marked, with White-Paint, upon some conspicuous Part of the Cart, Wain, or Waggon, so employed in carrying

carrying of Coals, the Quantity such Cart, Wain, or Waggon, doth contain within the Body thereof, exclusive of any Sideboard or Sideboards put or placed thereon.

Superintendant's Fee.

XI. And be it further enacted, That such Superintendant or Superintendants shall and may be entitled to demand and take from any Leader or Leaders of Coals, as a Recompence for his or their Trouble in making out the said Ticket or Tickets, before such Coals shall be delivered to such Leader or Leaders, the Sum of only One halfpenny, when the Quantity of Coals to be delivered shall exceed Three Corves, and not exceed Twelve Corves, and the Sum only of One Penny whenever a greater Quantity than Twelve Corves shall be delivered; and for any Quantity not exceeding Three Corves, such Superintendant or Superintendants shall deliver such Ticket or Tickets without any Fee or Reward for the same.

Removing Superintendants for Misbehaviour.

XII. And be it further enacted, That such Superintendant or Superintendants shall, for any Matter or Thing done contrary to the Provisions and Directions of this Act, on being thereof convicted, by the Oath of any credible Witness, before One or more of his Majesty's Justices of the Peace for the said Borough of Leeds (who is and are hereby impowered to inquire into such Offence, and to issue forth his or their Summons or Warrant, and to administer Oaths accordingly), be discharged, and be incapable of holding the said Office; and the said Justice or Justices shall, and he and they is and are hereby impowered to appoint, by Writing under his Hand and Seal, or their Hands and Seals, One other proper Person or Persons in the Room of him or them so discharged, who shall act as Superintendant or Superintendants, and be subject to the like Regulations and Restrictions, and have the same Powers in dividing and measuring the said Coals, until some other Person or Persons, as Superintendant or Superintendants, for dividing and measuring the said Coals, shall have been nominated and appointed by the Justices of the Peace at the next Quarter Sessions to be holden for the said Borough

tough of Leeds, and then all such Nominations and Appointments by the said Justice or Justices of the Peace shall be void, and cease.

Mayor may appoint in case of Death.

XIII. And be it further enacted, That when and as often as it shall so happen that any Superintendant or Superintendants shall die, or be unable or unwilling to discharge the said Office or Offices, in the intermediate Time between the holding of the last Quarter Sessions for the said Borough of Leeds and the next ensuing Quarter Sessions, that then, and in every such Case, it shall and may be lawful for the Mayor of Leeds for the Time being, by Writing under his Hand and Seal, to nominate and appoint One other proper Person or Persons as Superintendant or Superintendants, who shall be subject and liable to the like Regulations and Restrictions, and have the same Powers, until some Person or Persons, as Superintendant or Superintendants, shall be nominated and appointed at the next Quarter Sessions to be holden for the said Borough, and then all such Nominations and Appointments by the said Mayor shall be void, and cease.

Regulating the Delivery of Coals by Superintendants.

XIV. And be it further enacted, That such Superintendant or Superintendants shall, and is and are hereby directed to deliver, or cause to be delivered, One Waggon of Coals, to any Person or Persons, not having had One Waggon of Coals in any One Day, and who shall apply for the same, in Preference to any other Person or Persons, who shall have had One or more Waggon or Waggons in the same Day; and the said Superintendant or Superintendants shall not, for so acting, be deemed or adjudged to be guilty of any undue Preference whatsoever, any Thing in this Act contained to the contrary thereof in anywise notwithstanding.

Any Persons to lead Coals for Hire.

XV. And be it further enacted, That it shall and may be lawful to and for any Person or Persons to lead Coals for Hire from the said Repository in Casson Close to and for any of the Inhabitants of the said Town and Parish of Leeds, such Leader or Leaders having first entered his or her Name, or their Names, and Place or

Places of Abode, with such Superintendant or Superintendants, and permitting such Superintendant or Superintendants to measure and mark, or cause to be marked, on some conspicuous Part of his, her, or their Cart or Carts, Wain or Wains, Waggon or Waggons, the Quantity of Coyves such Cart or Carts, Wain or Wains, Waggon or Waggons may contain or hold within the Body thereof, without Side Boards.

Leaders shall be ready with their Carts.

XVI. And be it further enacted, That when and as often as it shall so happen, that any publick Leader or Leaders shall not be ready to take and carry away the said Coals, with his, her, or their Cart or Carts, Wain or Wains, Waggon or Waggons, in the Turn or Turns of any Person or Persons by whom they may be employed to take and carry away the said Coals, or if any Purchaser or Purchasers, leading their own Coals, shall not be ready with his, her, or their Cart or Carts, Wain or Wains, Waggon or Waggons, with the full Team or Teams of Horses, or other Cattle, used to draw the same, when it shall be his, her, or their Turn or Turns to take and carry away the said Coals, then, and in every such Case, the Person or Persons entitled in regular Course and Order, according to such Entry made as aforesaid, being so ready with his, her, or their said Carriage or Carriages in the said Repository, may take the Turn or Turns of the Person or Persons so neglecting to be ready, and the Turn or Turns of the Person or Persons so neglecting to be ready shall be postponed until he, she, or they shall be ready; any Thing in this Act to the contrary notwithstanding.

Leaders guilty of Fraud to be punished.

XVII. And be it further enacted, That if any Person or Persons so entering his, her, or their Name or Names, and Place or Places of Abode, with such Superintendant or Superintendants as aforesaid, as a Leader or Leaders of Coals from the said Repository for Hire, shall take, load, or carry away any Coals from the said Repository, without demanding, receiving, and paying for such Ticket or Tickets herein-before directed to be delivered by the said Superintendant or Superintendants, or shall, after receiving the same, in any Manner alter or change the same, or shall refuse or neglect to deliver

liver the same to the Person or Persons to whom such Coals are thereby directed to be delivered, or shall refuse or neglect to deliver the said Coals mentioned and ascertained in such Ticket or Tickets, to such Person or Persons, or shall fraudulently diminish, sell, or otherwise dispose of, for his, her, or their own Benefit, or otherwise, any Part or Parts of the said Coals so mentioned or ascertained in such Ticket or Tickets, or shall demand and take any larger or greater Sum or Sums of Money for leading the same than such as shall at any Time be fixed and ascertained by the Authority and in the Manner herein mentioned and directed by this Act, or shall alter, or cause or procure to be altered or defaced, the Mark fixed by the said Superintendant or Superintendants, expressing the Quantity which such his, her, or their Cart or Carts, Wain or Wains, Waggon or Waggons may contain in the Body thereof, or shall put or place any Side Board or Side Boards to, in, or upon such Cart or Carts, Wain or Wains, Waggon or Waggons, or shall lead or deliver any Coals received at the said Repository to any Person or Persons not residing or dwelling or being an Inhabitant within the said Town and Parish of Leeds, he, she, or they shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings, nor less than Ten Shillings.

Justices to fix the Rates for leading.

XVIII. And be it further enacted, That His Majesty's Justices of the Peace for the Borough of Leeds, at their General Quarter Sessions to be holden next after the passing of this Act, shall and are hereby impowered to fix and ascertain the Rates and Prices for leading and carrying away the said Coals from the said Repository to all and every Part or Parts of the said Town and Parish of Leeds, whether Twenty-four Corves of Coals shall be led or carried away in One Cart, Wain, or Waggon, or other Carriage, at One Draught, or in more than One Cart, Wain, or Waggon, or other Carriage, at more than One Draught; and also that it shall and may be lawful to and for the said Justices, from Time to Time and at all Times during the Continuance of the said recited Acts and this Act, at any

Quarter

Quarter Sessions of the Peace to be holden for the said Borough, to advance, lower, alter, or change such Rates or Prices for leading or carrying Coals, a Copy or Copies whereof, when and as often as the same shall be so ascertained, fixed, advanced, lowered, altered, or changed, shall from Time to Time be wrote or painted upon a Table or Board to be fixed or placed in or upon some conspicuous Place in the said Repository in Classon Close aforesaid, and such Table or Board of such Rates and Prices for leading or carrying Coals shall be, and be deemed to be, full and conclusive Notice to all the Leaders for Hire of such Rates or Prices.

Penalties and Forfeitures how to be recovered.

XIX. And be it further enacted, That all Penalties and Forfeitures by the said recited Acts or by this Act imposed (the Manner of levying and recovering whereof is not otherwise particularly directed) shall be levied and recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace for the said Borough of Leeds, which Warrant such Justice or Justices is and are hereby impowered and required to grant, upon Information of any credible Witness upon Oath (which Oath the said Justice or Justices are hereby impowered and required to administer without Fee or Reward); and the Penalties and Forfeitures, when recovered, after rendering the Overplus (if any) when demanded, to the Party or Parties whose Goods and Chattels shall be so distrained and sold (the Charges of such Distress and Sale being first deducted), shall be paid, One Moiety to the Informer or Informers, and the other Moiety to the Poor of the Parish of Leeds; and in case sufficient Distress cannot be found, it shall and may be lawful for the said Justice or Justices, by Warrant under his Hand and Seal, or their Hands and Seals, to commit such Offender or Offenders to the House of Correction at Wakefield, or to the Common Gaol of the said Borough of Leeds, for any Time not exceeding One Month, without Bail or Mainprize, until he, she, or they shall have paid the said Penalties and Forfeitures, or until the Expiration of the said Commitment.

XX. And be it further enacted, That if any Person or Persons shall conceive himself, herself, or themselves aggrieved by any Matter or Thing whatsoever to be done in pursuance of this Act, then, and in every such Case, he, she, or they may appeal to the then next Quarter Sessions to be held for the said Borough, upon such Appellant or Appellants giving sufficient Security, by Recognizance, to the Justice or Justices before whom the Matter shall then be, to appear and prosecute such Appeal at the next Quarter Sessions for the said Borough; and the Justices at their said Sessions shall proceed in, and hear and finally determine the Causes and Matters of such Appeal or Appeals in a summary Way, and award such Costs to the Party appealing or appealed against as they the said Justices shall think proper, and the Determination of such Justices shall be binding and conclusive to all Intents and Purposes. Appeal to Quarter Sessions.

XXI. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers on Account of any Defect or Want of Form in the Summons, Conviction, Notice, Warrant of Distress, or other Proceeding relative thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers ab initio on Account of any Irregularity which shall be afterwards done by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity may recover full Satisfaction for the special Damages by an Action on the Case. Distress not unlawful for Want of Form.

XXII. And be it further enacted, That no Proceeding to be had touching or concerning any of the Matters aforesaid, or any other Proceeding to be had touching the Conviction of any Offender or Offenders against the said recited Acts or this Act, shall be quashed or vacated for Want of Form only, or be removed or removeable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at West- Proceedings not to be quashed for Want of Form, or removed by *Certiorari*.

minſter, any Law or Statute to the contrary notwithſtanding.

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

FINIS.