ANNO TRICESIMO QUINTO

Georgii III. Regis.

CAP. XCI.

An Act to amend an Act, made in the Twenty-ninth Year of the Reign of His preſent Majeſty, for the better Regulation of Hawkers, Pedlars, and Petty Chapmen; and for repealing ſo much of the ſaid Act as reſtrains them from ſelling Goods, Wares, or Merchandize, within a certain Diſtance from any City or Market Town. [22d *June* 1795.]

Preamble.

WHEREAS by an Act of Parliament, made and paſſed in the Twenty-ninth Year of the Reign of His preſent Majeſty, intituled, *An Act to explain and amend an Act made in the twenty-fifth Year of the Reign of His preſent Majeſty, intituled,* '*An Act for granting to His Majeſty additional Duties on Hawkers, Pedlars, and Petty Chapmen, and for regulating their Trade*;' it is amongſt other Things enacted, that if any ſuch Hawker, Pedlar, or Petty Chapman, as is in the ſaid Act mentioned, or other trading Perſon ſo travelling as in the ſaid Act mentioned, ſhould, from and after the Firſt Day of *Auguſt* One thouſand ſeven hundred and eighty-nine, trade, as in the ſaid Act is deſcribed, without ſuch Licence as is therein alſo mentioned and deſcribed, that then and in any of the ſaid Caſes ſuch Hawker, Pedlar, Petty Chapman, or trading Perſon, ſo offending, ſhould, for each and every ſuch Offence, forfeit the Sum of Ten Pounds; and it is by the ſaid Act alſo enacted, that if any ſuch Hawker, Pedlar, Petty Chapman, or other trading Perſon as aforeſaid, ſhould be found trading without a Licence contrary to the ſaid Act, or who being found trading ſhould refuſe or

29 *Geo.* III, Cap. 26, recited.

neglect to produce a Licence according to the said Act, after being required so to do, that then it should and might be lawful for any of His Majesty's Justices of the Peace of the County or Place where such Offence or Offences should be committed, to convict the Offender of trading without a Licence: And whereas it is expedient that, in Default of Payment, it should be lawful for such Justice, by Warrant under his Hand and Seal, to cause the Penalty in which the Offender or Offenders shall be convicted, to be forthwith levied by Distress and Sale of the Goods, Wares, or Merchandizes of such Offender or Offenders, or of the Goods with which such Offender or Offenders should be found trading as aforesaid: 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, upon every Conviction of any Hawker, Pedlar, Petty Chapman, or other trading Person in the said Act mentioned, who shall be found trading without a Licence contrary to the said Act, or who being found trading shall refuse or neglect to produce to such Person or Persons a Licence according to the said Act, it shall be lawful for such Justice, and he is hereby required, by Warrant under his Hand and Seal, to cause the Penalty in which such Offender or Offenders shall be convicted, to be forthwith levied by Distress and Sale of the Goods or Chattels of such Offender or Offenders, or of the Goods with which such Offender or Offenders shall be found trading as aforesaid, rendering the Overplus (if any be) to the Owner or Owners thereof, after Deduction of the reasonable Charges for taking and detaining the said Distress, and selling the same, and out of the said Sale to pay the said respective Penalties and Forfeitures aforesaid, and in the mean Time to commit such Offender to the Common Gaol or House of Correction of the County, Riding, Division, City, Liberty, Town, or Place, where the said Offence shall be committed, there to remain until the said Penalties and Forfeitures, and the reasonable Charges of taking the said Distress, shall be levied and raised by such Distress and Sale as aforesaid, or until the same shall be otherwise paid or satisfied by such Offender.

Penalty inflicted by recited Act on Hawkers trading without a Licence, or not producing it, may be levied by Distress of the Goods.

II. And whereas, by the Sixteenth, Seventeenth, and Eighteenth Sections of the said Act, all Hawkers, Pedlars, and Petty Chapmen, are restrained, under the Penalties therein mentioned, from vending, selling, or exposing to Sale, any Goods, Wares, or Merchandizes whatsoever, in any City or Market Town in *England*, *Wales*, or the Town of *Berwick upon Tweed*, or within the Distance of Two Miles from the Middle of the most central Market Place of any such City or Market Town, except on Market and Fair Days, such Hawkers, Pedlars, and Petty Chapmen, not being Householders there, or the same not being the usual Place of their Abode, or of their carrying on Business: And whereas the said Restrictions have been found inconvenient to the Manufacturers in general, and also detrimental to the Revenue: Be it therefore enacted by the Authority aforesaid, That, from and after the First Day of *August* One thousand seven hundred and ninety-five, so much of the said Act as relates to the said Restrictions shall be, and the same is hereby repealed.

Restrictions by Sect. 16 and 18 of recited Act repealed.

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FINIS.