ANNO TRICESIMO SEXTO

Georgii III. Regis.

CAP. CIII.

An Act for Rebuilding the Pariſh Church of *Saint Martin Outwich*, in *Threadneedle Street*, within the City of *London*. [14th *May* 1796.]

WHEREAS the Pariſh Church of *Saint Martin Outwich*, in *Threadneedle Street*, within the City of *London*, is in ſo decayed and ruinous a Condition, that it is become dangerous for the Inhabitants of the ſaid Pariſh to attend Divine Service therein, and cannot be effectually repaired, but muſt either entirely or in Part be taken down and rebuilt, which cannot be done without the Aid and Authority of Parliament: 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 Reverend *John Roſe*, *George Sharp* Eſquire, *Richard Bickerton* Cordwainer, *George Briſtow* Eſquire, *Beeſton Long* Eſquire, *William Melliſh* Eſquire, *Abraham Winterbottom* Eſquire, *Thomas Furley Forſter* junior, Eſquire, *Thomas Langley* Eſquire, *William Hunt* Eſquire, *John Perrings* Eſquire, and *Edward Terry* Vintner, and the Churchwardens of the ſaid Pariſh for the Time being, ſhall be, and they and their Succeſſors, to be elected in Manner herein-after mentioned, are hereby appointed Truſtees for putting this Act in Execution; and the ſaid Truſtees, or any Three or more of them, and all Perſons by them appointed, are hereby empowered to receive and take the Monies ariſing by virtue of this Act, which Monies are hereby veſted in them the ſaid Truſtees for the Purpoſes of this Act, and ſhall be by them, and any Three of them, ordered, paid, and applied to and for the Uſes and Purpoſes herein-after mentioned, and not otherwiſe.

Preamble.

Truſtees Names.

Monies to be raiſed veſted in Truſtees.

II. And be it further enacted by the Authority aforeſaid, That when any of the Truſtees named in or appointed by virtue and in purſuance of this Act (except ſuch Perſons as are declared to be Truſtees by virtue of their Situation or Office) ſhall die, or refuſe or be diſabled to act, or (being Inhabitants) ſhall remove out of the ſaid Pariſh, it ſhall and

If Truſtees die, or refuſe or become diſabled to act, new Truſtees to be appointed.

may be lawful for the ſurviving or remaining Truſtees, at any publick Meeting by Writing under their Hands, to elect, nominate, and appoint ſome other Perſon or Perſons, being a Pariſhioner or Pariſhioners of the ſaid Pariſh, or being ſeiſed of an Eſtate therein, to be a Truſtee or Truſtees in the Room of each and every Truſtee or Truſtees ſo dying, or refuſing or being diſabled to act, or removing out of the ſaid Pariſh as aforeſaid; and the Perſon or Perſons ſo choſen or appointed ſhall and may, and is and are hereby authorized and empowered to proceed in the Execution of this Act, to all Intents and Purpoſes, in as full, large, and ample Manner as the Truſtees hereinbefore named and appointed are by this Act authorized and empowered to do.

Qualification of Truſtees.

III. Provided always, and be it further enacted, That no Perſon (other than the Perſons entitled to be Truſtees by virtue of their Offices or Stations) ſhall be capable of acting as a Truſtee in the Execution of this Act, who ſhall not own or occupy ſome Meſſuage, Tenement, or Ground, in the ſaid Pariſh, rated at a Rent of Twenty Pounds *per Annum*, or upwards: Provided alſo, that if any Perſon or Perſons appointed a Truſtee or Truſtees for the Execution of this Act ſhall have any Share, or be any Ways intereſted, directly or indirectly, in any Contract or Work to be done in or about the Execution of any of the Powers of this Act, or ſhall have or enjoy any beneficial Employment under or by virtue of this Act, every ſuch Perſon ſhall, during the Term of ſuch Contract, or during his Continuance in ſuch Employment, be utterly diſabled and diſqualified from acting as a Truſtee or Truſtees under this Act.

Truſtees not to act while holding Employment or Contract.

First Meeting of Truſtees.

IV. And be it further enacted, That the ſaid Truſtees ſhall, and they are hereby required to meet in the Veſtry Room of the ſaid Pariſh, or any other convenient Place, on any Day, that they ſhall appoint, within Twenty-one Days next after the paſſing of this Act, and proceed to put the ſame in Execution, and ſhall then, and from Time to Time afterwards adjourn, or may meet again at any Time without Adjournment, upon a reaſonable Notice or Summons in Writing being given, by Order of Three or more of the ſaid Truſtees.

Truſtees to appoint a Treaſurer and other Officers.

V. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, by any Writing under their Hands, to appoint a Treaſurer or Treaſurers, and ſuch other Officers as the ſaid Truſtees ſhall deem neceſſary, (ſuch Officers not being of the People called *Quakers*), and to take Security from them, if they the ſaid Truſtees ſhall think proper, and ſhall and may from Time to Time remove ſuch Treaſurer or Treaſurers, and other Officers as aforeſaid, and appoint others in the Room or Stead of ſuch of them as ſhall be ſo removed, or ſhall die, or diſcontinue or reſign his or their Office or Offices, or Employment.

All Acts done by Three Truſtees to be valid.

VI. And be it further enacted, That all and every the Powers, Authorities, Directions, Matters, and Things, by this Act given to and directed to be done by or before the ſaid Truſtees, ſhall and may be exerciſed, had, and done by or before any Three or more of them; and the Majority of Votes of the Truſtees preſent at every Meeting ſhall be concluſive,

cluſive, and ſhall be as valid, and of as full Force and Effect as if done or executed by or before all the Truſtees; and the Truſtees preſent at every Meeting ſhall, before they proceed to Buſineſs, elect One of the Truſtees then preſent to be Preſident at ſuch Meeting; and if at any Meeting of the Truſtees any Queſtion ſhall be put to the Vote, and there ſhall happen to be an equal Number of Votes for and againſt the Queſtion, then and in ſuch Caſe another Meeting of the Truſtees ſhall be called to determine ſuch Queſtion, and if at ſuch Second Meeting there ſhall again happen to be an Equality of Votes, then the Preſident at ſuch Second Meeting ſhall have a caſting Vote, which ſhall determine the Queſtion.

Truſtees to chooſe a Preſident, who is to have a caſting Vote.

VII. And be it further enacted, That all the Acts, Orders, Reſolutions, and Proceedings, of the ſaid Truſtees ſhall be entered in a Book to be kept for that Purpoſe, and ſigned by the Clerk, by Order of the Truſtees preſent at ſuch Meeting.

All Proceedings to be entered in a proper Book.

VIII. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, and they are hereby authorized to cauſe to be taken down the ſaid Pariſh Church of *Saint Martin Outwich*, in *Threadneedle Street* aforeſaid, or ſuch Part only as they ſhall deem neceſſary or expedient, and alſo that it ſhall and may be lawful for the ſaid Truſtees, and they are hereby authorized and empowered to ſell and diſpoſe of the Materials of the ſaid old Church to ſuch Perſons as ſhall or may be willing to purchaſe the ſame, and to lay into a certain Street there, called *Threadneedle Street*, ſo much of the aforeſaid Ground whereon the ſaid Church now ſtands, as they the ſaid Truſtees ſhall deem expedient for the Purpoſe of widening the aforeſaid Street, oppoſite the ſaid Church.

Truſtees empowered to pull down the Church, &c.

IX. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees to erect and build, or cauſe to be erected and built, on the ſaid remaining Ground, or ſome Part or Parts thereof, a Tower or Steeple, and Church, for the Uſe and Service of the ſaid Pariſh, with all Things proper, expedient, and neceſſary thereto, and in building the ſaid Tower or Steeple, and Church, to make uſe of the Materials of the preſent Church, or any Part thereof, or otherwiſe to ſell and diſpoſe thereof as aforeſaid, as the ſaid Truſtees ſhall deem moſt expedient, and which Church ſhall be conſecrated before Divine Service ſhall be performed therein.

To erect a new Church.

X. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, and they are hereby empowered and required to ſet apart the preſent Veſtry Room as the Place to be made uſe of during the Time of rebuilding the ſaid Church, wherein Matrimony may be ſolemnized and Baptiſms adminiſtered, and alſo wherein the ſaid Truſtees are hereby required to hold their Meetings, during the Time of rebuilding the ſaid Church; and all Marriages ſolemnized in ſuch Place ſhall be conſidered, deemed, and held as legal and effectual, to all Intents and Purpoſes, as if the ſame had been ſolemnized in the Pariſh Church of *Saint Martin Outwich*; and the Banns of Matrimony of the Pariſhioners belonging to the ſaid Pariſh of *Saint Martin Outwich* ſhall and may be publiſhed in the Pariſh Church of *Saint Benedict*, otherwiſe called *Bennet Fink*, in the ſaid City of *London*; and Banns of Matrimony ſo publiſhed

Preſent Veſtry Room ſet apart for religious Rites, &c.

ſhall be as good and valid as if they had been publiſhed in the ſaid Church of *Saint Martin Outwich*, and Marriages ſhall continue to be ſolemnized in the ſaid Veſtry Room, and Banns publiſhed in the ſaid Pariſh Church of *Saint Benedict*, otherwiſe *Bennet Fink*, until the ſaid Church of *Saint Martin Outwich* ſhall be rebuilt and made uſe of for the Celebration of Divine Service, and no longer.

Monuments to be removed.

XI. And whereas, in order to rebuild the ſaid Church, it will be neceſſary to take down and remove the ſeveral Monuments, and all or ſome of the Vaults and Grave Stones, in and about the ſaid Church; be it therefore further enacted, That the ſeveral Monuments, and alſo ſuch of the Vaults and Grave Stones, in and about the ſaid Church, as ſhall or may obſtruct the building of the ſaid intended new Church, ſhall and may be taken down and removed, at the Diſcretion of the aforeſaid Truſtees, and that ſuch Monuments and Grave Stones ſhall and may be preſerved and kept, by or by Order of the ſaid Truſtees, in ſuch Place or Places as they ſhall think proper, until the ſaid Pariſh Church ſhall be rebuilt; and that when the ſaid Church ſhall be rebuilt, it ſhall be lawful for the ſaid Truſtees to order and direct the ſaid Monuments and Grave Stones to be replaced and fixed in ſuch Place or Places, in and about the ſaid intended new Church, and in ſuch Manner as they ſhall think proper; and the Coſts and Charges of replacing and fixing ſuch Monuments and Grave Stones ſhall be paid by the Perſons reſpectively intereſted therein, or at whoſe Deſire the ſame ſhall be ſo replaced or affixed.

Truſtees may contract for the building, and Contracts to be in Writing,

XII. And be it further enacted, That the ſaid Truſtees may contract with any Perſon or Perſons for taking down the old Church, and building ſuch new Church, and may contract with ſuch Perſons for providing proper Materials for the Purpoſes aforeſaid; and all Contracts and Agreements made or entered into by or between the ſaid Truſtees, at any of their Meetings to be held in purſuance of this Act, and any Perſon or Perſons whomſoever, relating to any Act, Matter, or Thing, to be done or performed in Execution of any of the Powers hereby granted, ſhall be reduced or put into Writing, and ſigned by the Parties thereto, and ſhall be good, valid, and binding, as well upon the ſaid Truſtees as upon all other Parties thereto, his, her, and their Executors, Adminiſtrators, Succeſſors, and Aſſigns, and in caſe of Breach thereof, Actions and Suits may be brought, maintained, and defended, and Damages and Coſts recovered thereon, againſt the Party or Parties refuſing or neglecting to perform the ſame.

and to be binding on the Parties.

Truſtees to raiſe any Sum not exceeding 3,500*l.*

XIII. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees to raiſe, either by Annuities on ſingle Lives, or on ſeveral Lives with Survivorſhip, or on Annuities to be granted for certain Terms of Years, or by Way of Loan, upon Bonds or other Securities to be entered into or given by or by the Order and Direction of the ſaid Truſtees, any Sum or Sums of Money, not exceeding in the Whole the Sum of Three thouſand five hundred Pounds, over and above ſuch Sum and Sums of Money as may be voluntarily given to or for the Purpoſe of rebuilding the ſaid Church by any Perſon or Perſons whomſoever; and for the ſeveral Purpoſes aforeſaid, it ſhall and may be lawful for any Perſon or Perſons whatſoever to contribute, advance, and pay into the Hands of the ſaid Truſtees, or into the Hands of their Treaſurer for

the Time being, or of ſuch other Perſon or Perſons as they the ſaid Truſtees ſhall, by any Writing under their Hands and Seals, authorize to receive the ſame, for the Uſes and Purpoſes aforeſaid, (ſuch Treaſurer or other Perſon or Perſons firſt giving ſufficient Security, if required, to the ſaid Truſtees as aforeſaid), any Sum or Sums of Money not exceeding in the Whole the Sum of Three thouſand five hundred Pounds as aforeſaid, for the abſolute Purchaſe of Annuities, or by Way of Loan, as herein-before is mentioned, the ſaid Annuities if granted on Lives, to be paid and payable for and during the natural Life or Lives of ſuch Contributor or Contributors reſpectively, or the natural Life or Lives of ſuch other Perſon or Perſons as ſhall be nominated by or on Behalf of ſuch Contributor or Contributors reſpectively, at the Time of Payment of their reſpective Contribution Money; and ſuch Annuities ſhall and may be granted with or without Benefit of Survivorſhip, and on ſuch Terms and Conditions as the ſaid Truſtees ſhall think proper; and the ſaid Annuities, if granted for a certain Term of Years, to be granted for ſuch Term of Years, and on ſuch Conditions as the ſaid Truſtees ſhall think fit; and all which Annuities, and alſo the Intereſt of the Money to be borrowed or taken up as aforeſaid, ſhall be paid and payable by the ſaid Truſtees in the Veſtry Room of the ſaid Pariſh, or in ſuch other Place as the ſaid Truſtees ſhall appoint for that Purpoſe; and the Principal of ſuch Money to be borrowed and taken up by the ſaid Truſtees on Intereſt as aforeſaid, on the Credit of this Act, ſhall be repaid to the Perſon or Perſons lending or advancing the ſame, out of the Rates, as often as the ſame ſhall amount to a ſufficient Sum to diſcharge any One Bond or Security, upon giving the Lender Six Months Notice in Writing for that Purpoſe, at the End of which Time all Intereſt on the ſaid Bonds or Securities ſhall ceaſe.

How the Money is to be raiſed.

XIV. And be it further enacted, That all and every of the Annuities ſo to be purchaſed under or by virtue of this Act as aforeſaid, and all and every Sum and Sums of Money to be borrowed and taken up on the Credit of this Act, and the Intereſt thereof, ſhall be and the ſame are and is hereby charged upon and made payable, from Time to Time, out of the Monies ariſing by the Rates and Aſſeſſments by this Act directed to be raiſed and aſſeſſed, as herein-after is mentioned; and all and every the Contributor and Contributors, Lender or Lenders, of any Money upon the Credit of this Act, duly paying the Conſideration or Purchaſe Money for any ſuch Annuity or Annuities, or otherwiſe advancing the Money as aforeſaid, or ſuch Perſon or Perſons as he, ſhe, or they ſhall appoint, his, her, or their reſpective Executors, Adminiſtrators, or Aſſigns, ſhall have, receive, and enjoy, and be entitled, by virtue of this Act, to have, receive, and enjoy, the reſpective Annuity or Annuities ſo to be purchaſed, and the Principal and Intereſt of the other Monies ſo to be advanced as aforeſaid, out of the ſaid Rates or Aſſeſſments by this Act appropriated or appointed for Payment thereof; and all and every ſuch Purchaſer or Purchaſers of ſuch Annuity or Annuities, and other Perſons advancing Money as aforeſaid, and his, her, and their reſpective Executors, Adminiſtrators, and Aſſigns, ſhall have a good, ſure, abſolute, and indefeaſible Eſtate, Right, and Intereſt, in and to the ſaid Annuities ſo to be by them reſpectively purchaſed, and in and to the ſaid other Monies ſo to be advanced as aforeſaid, according to the Tenor and true Meaning of this Act; and that none of the ſaid Annuities and other Monies to be advanced as aforeſaid ſhall be ſubject

Annuities how charged and paid.

ject or liable to any Parliamentary Tax, or other Taxes or Duties whatſoever, nor ſhall it be requiſite to regiſter or enrol the ſame, or any of them.

Receipts and Orders for Payment of Annuities to be given.

XV. And be it further enacted, That every Contributor for the Purchaſe of any ſuch Annuity or Annuities as aforeſaid, and all and every other Perſon or Perſons advancing or paying Money as aforeſaid, and their ſeveral and reſpective Executors, Adminiſtrators, and Aſſigns, upon Payment of the Conſideration or Purchaſe Money for ſuch Annuity or Annuities, or upon Payment of ſuch other Monies as aforeſaid, or any Part or Proportion thereof reſpectively, into the Hands of the ſaid Truſtees, or to their Treaſurer or Treaſurers for the Time being, or to ſuch other Perſon or Perſons as ſhall be appointed to receive the ſame as aforeſaid, ſhall have and be entitled to One or more Receipt or Receipts, Acquittance or Acquittances, importing or acknowledging the Receipt of ſo much of the Purchaſe Money or other Money as ſhall be ſo paid or advanced as aforeſaid, and that upon Payment of the Remainder of ſuch Purchaſe Money or other Monies as aforeſaid, all and every ſuch Contributor or Contributors, or other Perſon or Perſons advancing Money as aforeſaid, and his, her, or their reſpective Executors, Adminiſtrators, or Aſſigns, ſhall have and be entitled to a Grant in Writing on Parchment or Vellum, but without any Stamp, for Payment of ſuch Annuity or Annuities for the natural Life of ſuch Perſon as ſhall be nominated therein as aforeſaid, or for Payment of ſuch other Monies to be advanced or paid as aforeſaid, and the Intereſt thereof, all which Grants ſhall be ſigned by the ſaid Truſtees, or any Three or more of them, and after ſigning thereof the ſame ſhall be good, valid, and effectual in Law, according to the Purport, true Intent, and Meaning thereof, and of this Act.

Annuities aſſignable.

XVI. And be it further enacted, That it ſhall and may be lawful for any Purchaſer or Purchaſers of any ſuch Annuity or Annuities as aforeſaid, and the Lender or Lenders of ſuch other Monies as aforeſaid, and his, her, or their Executors, Adminiſtrators, or Aſſigns, at any Time or Times, by Writing under his, her, or their Hand and Seal or Hands and Seals, to aſſign ſuch Annuity or Annuities, or other Monies to be advanced or paid as aforeſaid, or any Part thereof reſpectively, or his, her, or their Intereſt therein, to any Perſon or Perſons whomſoever, as often as Occaſion ſhall require, which Aſſignment, after a Memorial thereof ſhall be entered in a Book or Books to be kept by or by Order of the ſaid Truſtees, ſhall be effectual to veſt the ſame in the Aſſignee or Aſſignees.

Annuities how recoverable.

XVII. And be it further enacted, That the ſeveral Rates or Aſſeſſments hereby directed to be made, collected, levied, and paid, ſhall be charged and chargeable with and for the Payment of all and every ſuch Annuity and Annuities as aforeſaid, and all Arrears thereof reſpectively, and all Sums of Money to be advanced, lent, or paid as aforeſaid, and the Intereſt thereof reſpectively, from Time to Time, and ſhall veſt in the Annuitant or Annuitants, or other Perſon or Perſons advancing, lending, or paying Money as aforeſaid, upon Default of Payment of ſuch Annuity or Annuities, or other Monies ſo to be advanced, lent, or paid, or the Intereſt thereof, or any Part thereof reſpectively, for the Space of Twenty-one Days after the ſame ſhall become due, until the ſame

ſhall be fully paid and ſatisfied, together with Intereſt for ſuch Arrears of Annuity from the Time the ſame ought to have been paid until Payment and Satisfaction thereof, and of the Coſts and Charges occaſioned by the Non-payment of the ſame; and ſuch Annuitant or Annuitants in caſe there ſhall be any Arrear of ſuch Annuity or Annuities, and until full Payment thereof reſpectively, with ſuch Intereſt and Charges as aforeſaid, and ſuch other Perſon or Perſons as aforeſaid, until Repayment of their Money advanced, and Intereſt, according to the Stipulation for Payment thereof, ſhall, upon giving Ten Days Notice in Writing, and Default of Payment at or before the End of ſuch Ten Days, have the ſame Powers, Rights, and Privileges of aſſeſſing, collecting, diſtraining, and levying the ſaid Rates and Aſſeſſments, payable by virtue of this Act, as the ſaid Truſtees could have had in caſe the ſaid Annuity or Annuities, or other Money to be advanced as aforeſaid, and the Intereſt thereof, had been regularly and fully paid and ſatisfied; and for that Purpoſe the Truſtees ſhall deliver or cauſe to be delivered over to ſuch Perſon or Perſons as aforeſaid the then exiſting Rates, and all Monies then in Hand, and collected on Account thereof.

Truſtees to make a Rate.

XVIII. And be it further enacted, That the ſaid Truſtees may and ſhall, from Time to Time, by Writing under their Hands, and they are hereby required to make a Rate or Aſſeſſment on all and every Perſon and Perſons who do or ſhall occupy, inhabit, or enjoy any Meſſuages, Tenements, Grounds, or Hereditaments, within the ſaid Pariſh of *Saint Martin Outwich*, not exceeding One Shilling and Sixpence in the Pound for One Year, according to the Land Tax in the ſaid Pariſh, ſuch Rates or Aſſeſſments to commence from *Lady Day* One thouſand ſeven hundred and ninety-ſix, which ſaid Rates or Aſſeſſments ſhall be collected by, and paid to ſuch Perſon or Perſons as the ſaid Truſtees ſhall appoint to receive the ſame, (not being of the People called *Quakers*), who ſhall from Time to Time account for and pay the Money collected by him in ſuch Manner as the ſaid Truſtees ſhall order and appoint, which Account ſhall be given upon Oath, if required, to be made before any Juſtice of the Peace for the City of *London*, or any other Place where ſuch Perſon ſhall happen to be reſident; and it ſhall be lawful for ſuch Juſtice to ſummon before him any Perſon complained of, and to proceed in a ſummary Way to enquire into any ſuch Complaint, and upon Refuſal or Neglect to account for and pay any Money collected, ſhall and may commit ſuch Perſon to Priſon until he ſhall account for and pay the Money collected, or make Compoſition for the ſame, to the Satisfaction of the ſaid Truſtees, and which Compoſition the ſaid Truſtees are hereby empowered to accept.

When Rates to commence.

Collector to account.

Rates to be veſted in Truſtees.

XIX. And be it further enacted, That the ſaid ſeveral Rates are hereby veſted in the ſaid Truſtees for the Purpoſes herein mentioned, and ſhall be by them ordered, paid, and applied to and for the ſeveral Uſes and Purpoſes, and in ſuch Manner as is herein alſo mentioned, all Charges and Expences being thereout firſt paid, ſatisfied, and deducted; and the ſaid Truſtees ſhall or may cauſe the ſaid Rates or Aſſeſſments to be recovered in like Manner as the Poor's Rates are by Law recoverable, and all Magiſtrates and other Perſons are hereby authorized and empowered to proceed and act therein in like

Method of Recovery.

Manner as they may by Law proceed and act for Recovery of the Poor's Rates.

Rates payable Quarterly.

XX. And be it further enacted, That the ſaid Rates or Aſſeſſments ſhall be payable Quarterly, at *Michaelmas*, *Chriſtmas*, *Lady Day*, and *Midſummer*, the Firſt Payment thereof to be made at *Midſummer Day* One thouſand ſeven hundred and ninety-ſix, and Half thereof ſhall be paid or allowed by the Landlords or Owners, and the other Half by the Tenants or Occupiers of ſuch reſpective Meſſuages or Tenements, Grounds or Hereditaments.

Tenants to pay the whole Rate, and to deduct One Half out of their Rent.

XXI. And be it further enacted, That the Tenants or Occupiers of ſuch reſpective Meſſuages or Tenements, Grounds and Hereditaments, ſhall pay the Whole of ſuch Rates or Aſſeſſments on what they hold and occupy, and ſhall and may deduct out of his or her Rent, payable to his or her immediate Landlord or Landlords, Owner or Owners, One Half of ſuch Rate or Aſſeſſment, and ſuch Landlord or Landlords, Owner or Owners, is and are hereby required to allow to ſuch Tenants ſuch Payment and Deductions accordingly; and every Tenant paying ſuch Part of the ſaid Rate or Aſſeſſment, for or upon the Landlord's or Owner's Account, and producing a Receipt for the ſame (which Receipt ſhall be given without Expence, except for the Stamp only), ſhall be acquitted and diſcharged of and from ſo much Money as the ſame ſhall amount unto, as fully and effectually as if the ſame had been actually paid to any ſuch Landlord or Landlords, Owner or Owners, or any Perſon or Perſons to whom his or her Rent was or ſhould have been paid or payable.

Not to affect Agreements between Landlord and Tenant.

XXII. Provided always, and be it further enacted, That nothing herein contained ſhall make void any Covenant, Contract, or Agreement, between Landlord and Tenant relating to the Payment of any Rates within the ſaid Pariſh.

Money loſt by Inſolvency, or otherwiſe, new Rate to be laid.

XXIII. And be it further enacted, That in caſe any of the Monies to be collected, or payable by virtue of this Act ſhall be loſt or irrecoverable by Inſolvency or otherwiſe, the ſaid Truſtees ſhall and may make a new and additional Rate or Aſſeſſment, Rates or Aſſeſſments, for ſupplying and making good ſuch Deficiencies, and the Charges occaſioned by or on account of the ſame, which ſhall be collected and levied in Manner aforeſaid, ſo as ſuch additional Rate, together with the common and ordinary Rate or Aſſeſſment, ſhall not together, in any One Year, exceed One Shilling and Sixpence in the Pound, according to the Land Tax, as herein-before mentioned; any Thing herein-before contained to the contrary thereof in anywiſe notwithſtanding.

Perſons aggrieved may appeal to the Quarter Seſſions.

XXIV. And be it further enacted, That if any Perſon ſhall find himſelf or herſelf aggrieved by any Rate or Aſſeſſment made or to be made by virtue of this Act, it ſhall and may be lawful for every ſuch Perſon to apply to the Lord Mayor, Aldermen, or Juſtices of the ſaid City of *London*, at the next General or Quarter Seſſions of the Peace, or any Adjournment thereof, to be holden for the City of *London*, who are hereby empowered to ſummon and examine Witneſſes upon Oath, and to hear and determine the Matter of the

ſaid Appeal, and their Determination thereupon ſhall be concluſive to all Parties.

Empty Houſes not to be rated.

XXV. Provided always, and be it further enacted, That nothing herein contained ſhall extend to charge or ſubject any Perſon to pay any of the Rates or Aſſeſſments to be made by virtue of this Act, for any Meſſuage or Tenement, Building or Ground, which ſhall be empty or unoccupied, during the Time the ſame ſhall be ſo empty and unoccupied; any Thing herein contained to the contrary notwithſtanding.

Truſtees may inſpect Duplicates of Land Tax.

XXVI. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, or for ſuch Perſon or Perſons as they ſhall appoint, at all convenient Times, to inſpect the Duplicates of the Aſſeſſments of the Land Tax for the ſaid Pariſh *gratis*, in order to aſcertain the Rates to be made by virtue of this Act, and to take Copies thereof.

When Rates to ceaſe and determine.

XXVII. And be it further enacted, That, from and after the Deaths of the ſeveral Perſons on whoſe Lives, or at the Expiration of ſuch Term of Years for which Annuities ſhall or may be granted, as herein-before is mentioned, and from and after Payment and Diſcharge of all Monies to be raiſed, borrowed, or taken up at Intereſt, or otherwiſe, by virtue of this Act, on the Credit of the ſaid Rates and Aſſeſſments, and alſo after Payment and Diſcharge of all the Expences and Charges of applying for and paſſing this Act, and putting the ſame into effectual Execution, and all Matters relating thereto, the Rates or Aſſeſſments hereby directed to be raiſed and paid ſhall abſolutely ceaſe and determine.

Expences of Act, &c. to be firſt paid.

XXVIII. And be it further enacted, That all the Coſts, Charges, and Expences, of paſſing this Act, and all other Charges incident to the applying for and obtaining thereof, or incurred in relation thereto, and in putting the ſame into Execution, ſhall be borne, paid, and defrayed out of the firſt Monies which ſhall be raiſed by virtue of this Act.

Proceedings not to be quaſhed for Want of Form.

XXIX. And be it further enacted, That no Order, Conviction, Judgement, Warrant, or other Proceeding, to be had or made in purſuance of this Act, ſhall be quaſhed or vacated for Want of Form; and that in all Caſes where any 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 to be unlawful, nor ſhall the Party or Parties making the ſame be deemed a Treſpaſſer or Treſpaſſers, *ab initio*, on Account of any Irregularity which ſhall afterwards be done by the Party or Parties diſtraining, but the Perſon or Perſons aggrieved by any ſuch Irregularity ſhall and may recover Satisfaction for the ſpecial Damage in any Action upon the Caſe, but no Plaintiff ſhall recover in any Action for any ſuch Irregularity, Treſpaſs, or other wrongful Proceeding, by virtue of this Act, if before ſuch Action is brought Tender of Amends ſhall be made by or on Behalf of the Party or Parties who ſhall commit or cauſe to be committed any ſuch Irregularity, Treſpaſs, or other wrongful Proceeding; 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 or Actions,

tions, by Leave of the Court where ſuch Action ſhall depend, at any Time before Iſſue is joined, to pay into Court ſuch Sum of Money as he or they ſhall think fit, whereupon ſuch Proceeding, Order, and Judgement, ſhall be made and given in and by ſuch Court as in other Actions wherein the Defendant is allowed to pay Money into Court.

Limitation of Actions.

XXX. And be it further enacted, That no Action at Law ſhall be commenced againſt any Perſon or Perſons for any Thing done or to be done by virtue of this Act, until after Thirty Days Notice thereof ſhall have been given to or left at the uſual Place of Abode of the Perſon or Perſons againſt whom ſuch Action is intended to be brought, thereby ſetting forth the particular Cauſe of ſuch Action, nor after Tender of ſufficient Amends hath been made to the Party or Parties aggrieved, nor after Six Calendar Months next after the Fact or Cauſe of ſuch Action ſhall have ariſen; and in every ſuch Action the Venue ſhall be laid in *London*, and not elſewhere, and ſhall not be changed; and the Defendant or Defendants in every ſuch Action ſhall and may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence at any Trial to be had thereupon, and that the ſame was done by virtue and under the Authority of this Act; and if on the Trial of ſuch Action it ſhall appear to have been ſo done, or that ſuch Action ſhall be brought before the Expiration of Thirty Days next after ſuch Notice ſhall have been given or left as aforeſaid, or after ſufficient Tender of Amends ſhall have been made to the Party or Parties aggrieved, or after the End of Six Calendar Months next after the Fact or Cauſe of ſuch Action ſhall have ariſen, or if the Venue in ſuch Action ſhall be laid otherwiſe than as aforeſaid, then and in every of the ſaid Caſes the Jury, on the Trial of ſuch Action or Actions, ſhall find a Verdict for the Defendant or Defendants therein; and in all Caſes wherein a Verdict ſhall be found for any Defendant or Defendants in any ſuch Action, or the Plaintiff or Plaintiffs therein ſhall diſcontinue the ſame after the Defendant or Defendants ſhall have appeared thereto, or ſhall be nonſuited, or if upon Demurrer Judgement ſhall be given againſt the Plaintiff or Plaintiffs, then and in every ſuch Caſe the Defendant or Defendants in ſuch Action ſhall have Treble Coſts, and ſhall have the like Remedy for recovering the ſame as Defendants have for recovering his, her, or their Coſts in any other Caſe by Law.

General Iſſue.

Treble Coſts.

This Act not to invalidate any Eccleſiaſtical Law.

XXXI. Provided always, and it is hereby enacted by the Authority aforeſaid, That this Act, or any Thing herein contained, ſhall not extend or be conſtrued to extend to affect or prejudice the Right or Intereſt of the Rector or Patron of the ſaid Pariſh, or to invalidate any Eccleſiaſtical Law of the Church of *England* now ſubſiſting.

Publick Act.

XXXII. 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.