ANNO TRICESIMO SEXTO

Georgii III. Regis.

CAP. XLIII.

An Act to enlarge the Powers of an Act, paſſed in the Twenty-fifth Year of the Reign of His preſent Majeſty, intituled, *An Act for the better paving, cleanſing, repairing, lighting, and watching, the Highways, Streets, and Lanes, of and in the Vill of* Ramſgate, *in the County of* Kent, *and for removing and preventing Annoyances therein, and for erecting a Market Houſe, and holding a publick Market in the ſaid Vill.* [24th *March* 1796.]

Preamble, 25 *Geo.* III, Cap. 34.

WHEREAS an Act was paſſed in the Twenty-fifth Year of the Reign of His preſent Majeſty, *for better paving, cleanſing, lighting, and watching the Highways, Streets, and Lanes, of and in the Town of* Ramſgate, *and for removing and preventing Annoyances therein, and for erecting a Market Houſe, and holding a publick Market there:* And whereas certain Powers and Authorities were veſted in the Commiſſioners therein reſpectively named, and thereby directed to be appointed, and great Progreſs hath been made by the ſaid Commiſſioners in executing the ſaid Act; in the doing of which the Whole of the Money authorized by the ſaid Act to be raiſed and borrowed hath been expended: And

And whereas divers Works neceſſary to be done for the Completion of the Improvements in the ſaid Town ſtill remain unfiniſhed, and cannot be executed without the further Aid of Parliament; and the ſaid Act alſo requires Amendment and Alteration in ſeveral Reſpects: May it 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 be lawful for the Commiſſioners for executing the ſaid Act, and they are hereby authorized and empowered to raiſe, (over and above the Monies allowed to be raiſed by the ſaid former Act), any Sum or Sums of Money not exceeding, in the Whole, the Sum of Two thouſand Pounds, which Sum the ſaid Commiſſioners are hereby authorized and empowered to borrow on the Security of the Rates, and Aſſeſſments, Duties and Tolls, made and levied, or to be made and levied, by virtue of this Act; and the ſaid Sum and Sums of Money, when paid and raiſed, ſhall be applied by the ſaid Commiſſioners, in the Firſt Place, in the paying and diſcharging the Coſts and Expences of applying for and paſſing this Act, and then in diſcharging any Debts contracted by the ſaid Commiſſioners in the Execution of the ſaid recited Act, and now due and owing; and the Reſidue ſhall be applied by the ſaid Commiſſioners in finiſhing, completing, and making, the ſeveral Improvements in the ſaid Town yet remaining unfiniſhed, in Manner, and under the Rules, Orders, and Regulations herein, and in the ſaid former Act, ſpecified and provided.

Commiſſioners empowered to raiſe a further Sum.

II. And be it further enacted, That the Clauſe in the ſaid former Act contained, relating to the Appointment of other Commiſſioners in the Stead of any Commiſſioners dying or removing out of the ſaid Town of *Ramſgate*, or neglecting or refuſing to act as therein is mentioned, ſhall be, and the ſame is hereby repealed; and that, from and after the paſſing of this Act, when and as often as any of the Commiſſioners named in or appointed by virtue or in purſuance of the ſaid former Act, ſhall die or remove out of the ſaid Town, or ſhall at any Time, during the Space of Twelve Calendar Months together, refuſe to act, then and at any Time afterwards, in every ſuch Caſe, the ſurviving or remaining Commiſſioners ſhall and may, at any Meeting, declare ſuch Death, Removal, or Neglect, and give Notice, by an Order in the Book, containing the Regiſtry of their Proceedings, that they will, at their next Meeting, elect another fit Perſon to be a Commiſſioner in the Place of each Commiſſioner ſo dying, removing, refuſing, or neglecting to act, and at ſuch next Meeting ſhall and may proceed to the Election of a Commiſſioner or Commiſſioners accordingly; and all and every Perſon and Perſons who ſhall be ſo elected, is and are hereby inveſted with full Power and Authority for putting this and the ſaid former Act into Execution.

Repealing the former Clauſe for appointing new Commiſſioners, and enacting another inſtead thereof.

III. And, for raiſing Money for the Purpoſes aforeſaid, be it further enacted, That for all Sorts of Coals, Coke, or Cinder, which, from and after the paſſing of this Act, ſhall be imported or brought into, and landed and delivered in or carried through the Liberty of the ſaid Town of *Ramſgate*, or the Pier or Harbour thereof, there ſhall be paid by way of Impoſition thereon, over and above all other Impoſitions and Duties

Granting an additional Duty on Coals.

Duties due and payable for Coals, Coke, or Cinder, by virtue of any Law or Statute now in Force, and alſo over and above, and in Addition to, the preſent Duty of One Shilling *per* Chaldron or Ton, granted and levied by the ſaid former Act, according to the Rates herein-after mentioned; that is to ſay, for ſuch Coals, Coke, or Cinder, as are or ſhall or may be uſually ſold by the Chaldron, for every Chaldron thereof containing Thirty-ſix Buſhels *Wincheſter* Meaſure, the further Sum of One Shilling, and ſo in proportion for any leſs Quantity than a Chaldron; and for all ſuch Coals, Coke, or Cinder, as are or ſhall or may be uſually ſold by the Ton, for every Ton thereof containing Twenty hundred Weight, the like further Sum of One Shilling, and ſo in proportion for every leſs Quantity than a Ton; which ſaid additional or further Impoſition of One Shilling for every Chaldron or Ton of Coals, Coak, or Cinder, reſpectively, ſhall from Time to Time be paid to the Commiſſioners acting by virtue of this and the former Act, and their Succeſſors, or to ſuch Perſon or Perſons as they ſhall, from Time to Time, appoint as their Deputy or Deputies, Receiver or Receivers, to collect and receive the ſame; and they the ſaid Commiſſioners, and ſuch Perſon or Perſons as they ſhall, from Time to Time, appoint as aforeſaid, are hereby authorized and empowered to demand, collect, receive, and take the ſaid additional or further Duty of One Shilling *per* Chaldron or Ton of Coals, Coke, and Cinder, together with the ſaid Sum of One Shilling *per* Chaldron or Ton impoſed on Coals, Coke, or Cinder, in and by the ſaid former Act, of and from the ſame Perſons as in and by the ſaid former Act are made liable to, and charged with, the Payment of the ſaid former Duties on Coal, Coke, or Cinder.

Duty to be paid before any Cocket or other Diſcharge is made out.

IV. And, to the Intent that the ſaid additional or further Duty may be truly collected and paid, be it further enacted, That no Collector, Cuſtomer, or Collector of His Majeſty's Cuſtoms, Comptroller, Receiver of Entries, or Ship Surveyor or Searcher, or other Officer of the Cuſtoms whatſoever belonging to the Port of *Sandwich*, (to which ſaid Port of *Sandwich* the ſaid Town, and Port and Harbour of *Ramſgate* do belong and are ſubject), ſhall at any Time, after the paſſing this Act, give or make out any Cocket or other Diſcharge, or take any Report Outwards for any Ship, Bark, or other Veſſel, or permit any Ship, Bark, or other Veſſel, to go out of the ſaid Port until the Maſter or Owner, or other Perſon or Perſons having the Rule or Command of any ſuch Ship, Bark, or Veſſel, ſhall produce a Certificate or Certificates from the Collector or Collectors, Receiver or Receivers, appointed and to be appointed in purſuance of this and the former Act, that as well the further or additional Rate or Duty by this Act granted, as alſo the Rate or Duty granted by the ſaid former Act, is paid, or ſecured to be paid; (which ſaid Certificate or Certificates the ſaid Collector or Collectors, Receiver or Receivers, is and are hereby required to give, without Fee or Reward), upon Pain that ſuch Collector, Cuſtomer, Collector of His Majeſty's Cuſtoms, Comptroller, Surveyor, or other Officer of the Cuſtoms, ſhall forfeit the ſame Penalty or Penalties as they or any of them now is or are liable to in and by the ſaid former Act, to be recovered and applied, in ſuch and the ſame Manner as in and by the ſaid former Act is directed and appointed; and in caſe of Nonpayment of the ſaid further or additional Rate or Duty, the ſame ſhall be demanded, levied,

and diſtrained for, and the Payment thereof enforced by the Detention of any Ship, Bark, or other Veſſel, or of any Waggon, Cart, or other Carriage, in ſuch and the like Manner as is directed in and by the ſaid former Act, touching the Rate or Duty on Coals, Coke, or Cinder thereby made payable.

Commiſſioners may borrow any further Sum not exceeding 2000 *l.*

V. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners to borrow and take up at Intereſt, or by Sale of Annuities as herein-after mentioned, any further Sum or Sums of Money upon Credit of this Act, not exceeding in the Whole the Sum of Two thouſand Pounds; and the ſaid Commiſſioners ſhall and may make ſuch Securities on the Monies to ariſe by virtue of this Act, for the Payment of the Principal Money to be advanced, with Intereſt for the ſame, as in and by the ſaid former Act is directed with reſpect to the Money to be borrowed in purſuance thereof.

Money may be raiſed by Annuities.

VI. And whereas many Perſons may chuſe to advance Money for the Purchaſe of Annuities, be it therefore further enacted, That it ſhall be lawful for any Perſon or Perſons to contribute, advance, and pay, into the Hands of the ſaid Commiſſioners for the Purpoſes of this Act, any Sum or Sums of Money not exceeding in the Whole, together with the Money which may be ſo advanced upon Mortgage, the Sum of Two thouſand Pounds, for the abſolute Purchaſe of One or more Annuity or Annuities, to be paid and payable during the natural Life or Lives of the Perſon or Perſons ſo contributing, or of ſuch Perſon or Perſons as ſhall be nominated by and on the Behalf of ſuch Contributor or Contributors reſpectively, at the Time of the Payment of their reſpective Contribution Money, which ſaid Annuity or Annuities ſhall not exceed the Rate of Ten Pounds by the Year for every One hundred Pounds, and ſo in Proportion for any leſs Sum, to be advanced and paid as aforeſaid, and ſhall be paid and payable by the ſaid Commiſſioners out of the Monies to ariſe by virtue of this Act, by Four equal Quarterly Payments, the Firſt Payment thereof to be made to the Purchaſer or reſpective Purchaſers thereof, or his or their Aſſigns, at the Expiration of One Quarter of a Year after Payment of his or their reſpective Purchaſe Monies, the Rate whereof ſhall be ſettled and adjuſted by a publick Sale of the ſaid Annuities by the ſaid Commiſſioners, to the beſt Bidder for the ſame.

The Commiſſioners to raiſe and continue 500 *l.* on Annuities to act as a Sinking Fund.

VII. Provided always, and be it enacted, That the ſaid Commiſſioners ſhall, as ſoon as conveniently may be after the paſſing this Act, proceed by publick Sale to borrow and take up at Intereſt on Annuities for Lives, any Sum or Sums of Money not leſs than Five hundred Pounds, upon the Terms and in Manner herein-before directed; and whenever (by the Death or Deaths of any Annuitant or Annuitants) ſuch Sum and Sums of Money ſo borrowed on Annuities for Lives by virtue of this Act, ſhall be leſs than the Sum of Five hundred Pounds, then and ſo often the ſaid Commiſſioners ſhall proceed to take up and borrow, by publick Sale as aforeſaid, a further Sum or Sums of Money on Annuities for Lives, at the Rate and Manner herein-before directed, as ſoon as ſuch Sum and Sums of Money on Annuities aforeſaid can be procured, ſo that the ſaid Commiſſioners may, if poſſible, until the Purpoſes of the ſaid Act and this Act are fully anſwered and finiſhed,

keep a Sum or Sums of Money, out of the Money to be raiſed and borrowed by virtue of this Act, not leſs than Five hundred Pounds in the Whole, at Intereſt on Annuities for Lives; and ſo from Time to Time, as any Annuity or Annuities ſhall fall in, and another Sum or Sums of Money be raiſed as laſt herein-before mentioned, ſuch Sum or Sums ſhall be applied in paying off and diſcharging the Principal and Intereſt of the Money which ſhall have been borrowed, and be then due and owing on Mortgage of the additional Duties hereby granted.

Commiſſioners to reduce the Duty of One Shilling *per* Chaldron on Coal, *&c.* as ſoon as the Sum of 2000*l.* and Intereſt are paid off.

VIII. And be it further enacted, That when and ſo ſoon as the ſaid Sum of Two thouſand Pounds, herein-before authorized to be borrowed upon the Credit of the ſaid Duty on Coals, Coke, or Cinder, hereby made payable, and the Intereſt thereof, ſhall be paid off and diſcharged, and the Annuities to be granted in reſpect thereof ſhall ceaſe and be determined, the ſaid Commiſſioners ſhall, and they are hereby required and directed to reduce the ſaid Duty of One Shilling *per* Chaldron or Ton on Coals, Coke, or Cinder, to Sixpence *per* Chaldron or Ton, and ſo in Proportion for a leſſer Quantity than a Chaldron or Ton; and the ſaid Commiſſioners ſhall have Power to collect, levy, recover, and enforce Payment of the ſaid Duty of Sixpence *per* Chaldron or Ton, by the ſame Ways and Means as they are hereby authorized and empowered to collect, levy, recover, and enforce Payment of the ſaid Duty or Rate of One Shilling *per* Chaldron or Ton.

When the Whole of the Debt is paid off, the Majority of the Inhabitants, if they think fit, either continue the Duty for a limited Time, or elſe direct it to ceaſe.

IX. And be it further enacted, That when and ſo ſoon as the ſaid Sum of Three thouſand Pounds borrowed by virtue of the ſaid former Act, and alſo the ſaid Sum of Two thouſand Pounds herein-before authorized to be borrowed on the Credit of this Act, and the Intereſt thereof, ſhall be paid off and diſcharged, and the Annuities to be granted in reſpect thereof ſhall ceaſe and be determined, the ſaid Commiſſioners ſhall, and they are hereby required and directed to aſſemble and call together the Inhabitants of the ſaid Town, charged with and paying the Rates made for the Relief of the Poor, (Ten Days publick Notice being given of ſuch Meeting, and ſpecifying in ſuch Notice the Cauſe thereof), and if the Majority of the Inhabitants of the ſaid Town preſent at ſuch Meeting ſhall ſignify their Conſent in Writing, that the ſaid Duty under the former Act, and the ſaid additional further Duty by this Act granted, ſhall continue for the further Term of Ten Years, then ſuch Duties ſhall continue to be collected for ſuch further Term of Ten Years; but in caſe the Majority of the ſaid Inhabitants ſo aſſembled as aforeſaid, ſhall not ſignify their Conſent in Writing to the Collectors of the ſaid Duties, then the Sum of One Shilling only *per* Chaldron or Ton of Coals, Coke, or Cinder, and ſo in Proportion for a leſs Quantity than a Chaldron or Ton, ſhall be collected for the further Term of Ten Years; and the ſaid Commiſſioners ſhall have Power to collect, levy, recover, and enforce, the Payment of the ſaid Duty of One Shilling *per* Chaldron or Ton, by the ſame Ways and Means as they are hereby authorized and empowered to collect, levy, recover, and enforce Payment of the ſaid additional Duty or Rate of One Shilling *per* Chaldron or Ton; and at the Expiration of the ſaid further Term of Ten Years, the ſaid reſpective

tive Duties of One Shilling, and One Shilling *per* Chaldron or Ton of Coals, Coke, or Cinder, as the Caſe may happen to be, ſhall ceaſe and determine, and be no longer collected, paid, or payable.

For preventing Nuiſances in the Town.

X. And be it further enacted, That in caſe any Hogſtye, Carrion, Blood, Offal, Ordure, or other Soil, being near any of the ſaid Highways, Streets, and Lanes in the Town of *Ramſgate* aforeſaid, ſhall annoy or be offenſive to Paſſengers or Inhabitants, the ſame ſhall be deemed a Nuiſance; and it ſhall and may be lawful for the ſaid Commiſſioners, or any Three or more of them, although not aſſembled at a publick Meeting, upon Complaint thereof made to them by any Perſon or Perſons, by Notice in Writing under their Hands, to order any ſuch Nuiſance or Offence to be removed; and in caſe the ſame ſhall not be removed within Two Days after ſuch Notice given to the Perſon or Perſons who ought to remove the ſame, he, ſhe, or they, ſhall forfeit and pay the Sum of Ten Shillings daily for every Day that the ſame ſhall continue unremoved after the Expiration of the ſaid Term.

To prevent Annoyances on the Foot Ways.

XI. And be it further enacted, That if any Perſon or Perſons ſhall run, drive, carry, or place, on any Part of the Footways in any of the ſaid Streets, Lanes, Paſſages, and Places, any Sledge, Wheelbarrow, Handbarrow, Truck, or Carriage, or ſhall roll any Caſk, or carry any Buckets or Pails of Water, or wilfully ride, drive, lead, or place any Horſe or other Beaſt or Cattle on any of the Footways aforeſaid, or ſhall kill, ſlaughter, ſinge, ſcald, dreſs, or cut up any Beaſt or Swine, Calf, Sheep, Lamb, or other Cattle, in any of the ſaid Streets, Lanes, Paſſages, or Places, or ſhall permit or ſuffer any Blood, Filth, or Annoyance whatſoever to run or drain from any Slaughter Houſe, Stable Yard, or Premiſes into or upon any of the ſaid Streets, Lanes, Paſſages, or Places, every Perſon offending in any of the Caſes aforeſaid ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding the Sum of Ten Shillings, over and above ſuch Penalties as are inflicted on any of the Offenders by any Law or Statute now in Force.

Carriages, &c. not to be left in the Streets.

XII. And be it further enacted, That if any Waggon, Cart, Market Cart, Dray, or other Carriage, ſhall be left to ſtand and remain in any of the Streets, Lanes, Paſſages, or Places aforeſaid, with or without Horſes or other Cattle, for any longer Time than ſhall be neceſſary for the loading or unloading thereof; or if any Stage Coach, Diligence, Poſt Chaiſe, or other Carriage let to hire ſhall be left to ſtand or remain in any of the Streets, Lanes, Paſſages, or Places aforeſaid, without Horſes, for any longer Time than ſhall be neceſſary for the taking up or ſetting down the Paſſengers, and for loading and unloading their Baggage; then and in every ſuch Caſe the Owner or Driver of every ſuch Waggon, Market Cart, Dray, Stage Coach, Diligence, Poſt Chaiſe, or other Carriage, ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Ten Shillings.

Commiſſioners may cauſe Names of Streets to be put up, and Houſes to be numbered.

XIII. And be it further enacted, That the Commiſſioners may order and direct the Houſes within the Streets, Lanes, Paſſages, and Places aforeſaid, or any of them, to be numbered with Figures placed or painted on the Door of every ſuch Houſe, or ſuch other Part thereof as the

ſaid Commiſſioners ſhall think proper; and may alſo order and direct to be engraved, painted, or otherwiſe deſcribed, on a conſpicuous Part of ſome Houſe or other Building, at or near the End or Corner of any ſuch Street, Lane, Paſſage, and Place, the Names by which ſuch reſpective Streets, Lanes, Paſſages, and Places aforeſaid, are uſually or properly called or known; and if any Perſon ſhall wilfully deſtroy, obliterate, or deface, any ſuch Number, Figure, Name, or Deſcription, or any Part thereof, or cauſe or procure the ſame to be done, every Perſon ſo offending ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding the Sum of Ten Shillings.

For Recovery of Market Tolls.

XIV. And whereas, in purſuance of the Power granted for that Purpoſe in and by the ſaid former Act, the Commiſſioners aforeſaid have erected and built a Market, and have ſettled and affixed certain Rents and Tolls to be paid by all Perſons ſelling or expoſing to Sale any Meat, Fiſh, Poultry, Butter, Garden Stuff, and other Goods, Wares, and Merchandizes: And whereas Doubts have ariſen as to the Mode of recovering the ſaid Rents and Tolls, in caſe of a Refuſal to pay the ſame: Now be it therefore enacted, That the ſaid Rents and Tolls, and all ſuch future Rents and Tolls as the ſaid Commiſſioners ſhall fix and aſcertain, in purſuance of the Power granted in and by the ſaid former Act, ſhall be levied and recovered of any Perſon or Perſons who ſhall, after Demand thereof made, refuſe to pay ſuch Rents and Tolls as aforeſaid, by Diſtreſs and Sale of any of the Goods and Chattels of ſuch Perſon or Perſons ſo refuſing, by Warrant under the Hand and Seal of any Juſtice or Juſtices of the Peace of the Town and Port of *Sandwich* aforeſaid, which Warrant the ſaid Juſtice or Juſtices is and are hereby empowered and required to iſſue, upon Proof being made of ſuch Refuſal by the Oath of One or more credible Witneſs or Witneſſes, (which Oath ſuch Juſtice or Juſtices is and are hereby empowered and required to adminiſter without Fee or Reward), rendering the overplus Money (if any) upon Demand, to the Perſon or Perſons on whom the Diſtreſs or Diſtreſſes were taken, after ſuch Rents and Tolls, and any reaſonable Charges of the Diſtreſs for the ſame, ſhall be deducted, paid, and ſatisfied.

Rents and Tolls ſo recovered, to be applied for the Purpoſes of this Act.

XV. And be it further enacted, That the ſaid Rents and Tolls, ſo to be received and recovered, ſhall be applied for and towards the general Purpoſe of the ſaid Act and this Act.

Inhabitants may be Witneſſes.

XVI. And be it further enacted, That in all Actions, Proſecutions, Informations, Cauſes, and Proceedings whatſoever, relating to or concerning the Execution of this or of the ſaid former Act, any Inhabitant within the ſaid Town of *Ramſgate* ſhall be admitted and allowed to give Evidence, notwithſtanding his or her being charged with, and liable to pay any Rate or Aſſeſſment, Duty or Toll, by virtue of this Act.

Proviſions of former Act extended to this Act.

XVII. And be it further enacted, That all Clauſes and Powers in the ſaid former Act contained (except ſuch as are hereby varied, altered, or repealed) ſhall extend, and be conſtrued to extend to this Act, as fully and effectually as if the ſame were repeated and re-enacted in this preſent Act,

Act not to affect the Jurisdiction of the Corporation of *Sandwich*.

XVIII. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend, or be deemed or conſtrued to extend, to take away, leſſen, or abate any Power, Juriſdiction, or Authority, which the Corporation of the Town and Port of *Sandwich* hath or may have, or legally claims to have, in or over the ſaid Town or Vill of *Ramſgate*.

Publick Act.

XIX. And be it further enacted, That this Act ſhall be deemed, adjudged, 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.