ANNO TRICESIMO SEXTO

Georgii III. Regis.

CAP. LXV.

An Act for rebuilding the Pariſh Church of *Saint Paul, Covent Garden*, within the Liberty of *Weſtminſter*, in the County of *Middleſex*, and the Veſtry Rooms belonging thereto; for repairing and reinſtating the Iron Rails incloſing the Scite of the ſaid Church, and the Gates leading thereto; and for making ſeveral Regulations relating to the ſaid Pariſh. [26th *April* 1796.]

WHEREAS the Pariſh Church of *Saint Paul, Covent Garden*, within the Liberty of *Weſtminſter*, in the County of *Middleſex*, and the Veſtry Rooms thereto adjoining, with the Pews, Seats, Organ, Bells, Clocks, and Furniture therein, were, on *Thurſday* the Seventeenth Day of *September* laſt, deſtroyed by Fire, and ſeveral of the Iron Rails incloſing the ſaid Church, and the Gates leading thereto, were materially damaged: And whereas the Money neceſſary to defray the Expences of rebuilding the ſaid Church and Veſtry Rooms, of repairing and reinſtating the ſaid Iron Rails and Gates, and of erecting and purchaſing an Organ, and Bells, Clocks, and proper Furniture for the ſaid Church and Veſtry Rooms, cannot be raiſed 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 Preamble.

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 *Richard Bullock*, Doctor in Divinity, Rector of the ſaid Pariſh; *Thomas Bourdillon*, *George Leigh*, and *James Baughan*, Churchwardens of the ſaid Pariſh; and *Percival Bentley*, *Chriſtopher Goulding*, *George Charles D'Almaine*, *John Henry Rigg*, *Richard Chriſtmas*, *John French*, *Theophilus Tomſon Tutt*, *Thomas Byrne*, *Robert Partridge*, and *Peter Paul*, the Veſtrymen of the ſaid Pariſh, and the Rector, Churchwardens, and Veſtrymen, conſiſting of all the Perſons reſident in the ſaid Pariſh who have ſerved the Office of Churchwarden for the Time being, ſhall be, and they are hereby appointed Truſtees for putting this Act in Execution.

Truſtees.

II. And be it further enacted, That the ſaid Truſtees ſhall and may meet together in the Veſtry Clerk's Office, or in any other convenient Place within the ſaid Pariſh, within One Calendar Month next after the paſſing of this Act, or as ſoon after as conveniently may be, between the Hours of Nine of the Clock in the Forenoon and Two of the Clock in the Afternoon; and they, or any Five or more of them ſo aſſembled, ſhall and may proceed to put this Act in Execution; and then, and from Time to Time afterwards, may adjourn themſelves to meet, or may meet according to ſuch Summons as is herein-after directed to be given, at ſuch Time or Times, Place or Places within the ſaid Pariſh, as ſuch Truſtees ſhall think proper and convenient (and of all which Adjournments reaſonable Notice, in Writing or printed, with the Name or Names of the Clerk or Clerks to the ſaid Truſtees for the Time being, thereto affixed, ſhall be given to or left for the Truſtees reſident within the ſaid Pariſh, at their laſt or uſual Places of Abode); and if there ſhall not appear at any Meeting to be appointed by the ſaid Truſtees, Five or more of ſuch Truſtees to act at ſuch Meeting, or to adjourn to another Day; or in caſe the Truſtees at any Meeting aſſembled ſhall not adjourn to ſome other Day, then, and in any or either of ſuch Caſes, the ſaid Clerk or Clerks ſhall, and is and are hereby required to ſummon the Truſtees to meet at the Place where the laſt Meeting was appointed to be held, or was held, as the Caſe may be, within Fifteen Days next after the Day on which ſuch Meeting was to have been held, or was held as aforeſaid (ſuch Summons to be in Writing or printed, and to have the Name or Names of the ſaid Clerk or Clerks affixed thereto, and to be delivered at the laſt or uſual Places of Abode of ſuch Truſtees, within a reaſonable Time before ſuch Meeting): And in caſe the ſaid Clerk or Clerks ſhall happen to die before ſuch Summons ſhall iſſue, or ſhall neglect to iſſue ſuch Summons, then the Churchwardens for the Time being ſhall and may, and they are hereby required to iſſue ſuch Summons, within Ten Days from the Time the ſaid Truſtees ought to have been ſummoned by the ſaid Clerk or Clerks in Manner aforeſaid; and the Truſtees at all ſuch Meetings ſhall pay their own Expences.

First Meeting of the Truſtees.

Notice of Adjournment.

If a ſufficient Number of Truſtees ſhall not be preſent, the Clerk to ſummon the Truſtees, to meet at a future Day.

III. And be it further enacted, That all and every the Powers, Acts, Orders, Reſolutions, Matters, and Things, hereby directed or empowered to be made, done, or executed, by the ſaid Truſtees, ſhall and may be made, done, or executed, by or before Five or more of them; and every Queſtion ſhall be determined by a Majority of the Votes of the Truſtees preſent at every Meeting, and ſuch Determination ſhall be as valid and of as full Force and Effect as if done or executed by

All Acts done by Five Truſtees to be valid.

or

or before all the Truſtees; and the Rector of the ſaid Pariſh, if preſent, and in his Abſence One of the Churchwardens ſhall be Chairman at every Meeting held under this Act; and in caſe the Rector and Churchwardens ſhall reſpectively be abſent, then the Truſtees preſent at every Meeting ſhall, before they proceed to Buſineſs, elect One of the Truſtees then preſent to be Chairman at ſuch Meeting: And if at any Meeting a Queſtion ſhall be put to the Vote, and there ſhall happen to be an equal Number of Votes for and againſt the Queſtion, (including the Vote of the ſaid Chairman), then, and in ſuch Caſe, it ſhall be lawful for the ſaid Chairman, and he is hereby required to give another and the caſting or deciſive Vote, which ſhall determine the Queſtion.

No Act to be reſcinded unleſs by a greater Number of Truſtees than were preſent when it was made.

IV. Provided always, That no Act, Order, or Reſolution, of the ſaid Truſtees ſhall be repealed or reſcinded, unleſs by a Majority of a greater Number of Truſtees preſent at ſome ſubſequent Meeting than were preſent at the doing of ſuch Act, or making ſuch Order or Reſolution.

Proceedings to be entered in a Book.

V. And be it further enacted, That all the Acts, Orders, Reſolutions, and Proceedings, of the ſaid Truſtees, relative to the Execution of this Act, and the Names of the Truſtees who ſhall be preſent at the reſpective Meetings, ſhall be entered by the ſaid Clerk or Clerks in a Book or Books, and ſigned by the Chairman; and all ſuch Entries, being ſo ſigned, ſhall be deemed Originals, and ſhall and may be produced and read in Evidence in all Courts and Places whatſoever.

Truſtees in the Commiſſion of the Peace may act.

VI. And be it further enacted, That all ſuch Truſtees as are or ſhall be Juſtices of the Peace may act as Juſtices notwithſtanding their being Truſtees, except in Caſes where they may be perſonally intereſted; and that in all Caſes where any Juſtice or Juſtices of the Peace is or are hereby authorized to do any Act, Matter, or Thing, it ſhall be lawful for ſuch Truſtee or Truſtees, being ſuch Juſtice or Juſtices, to execute the ſame in the ſame Manner as he or they might have done if he or they had not been a Truſtee or Truſtees under this Act; and that in all Caſes where any Parties, Witneſſes, or other Perſons, are to be heard or examined by or in the Preſence of the ſaid Truſtees, in or about any Matter or Thing relating to this Act, it ſhall be lawful for any Clerk to the ſaid Truſtees, in their Preſence, to adminiſter an Oath to, or take the Affirmation of, ſuch Parties, Witneſſes, or Perſons reſpectively.

Clerk, Treaſurer, and other Officers, appointed,

VII. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, from Time to Time, to appoint a Clerk or Clerks, Treaſurer or Treaſurers, Collector or Collectors of the Monies to be raiſed under this Act, Surveyor or Surveyors, and ſuch other Officers and Servants as they ſhall think proper, taking ſuch Security as they the ſaid Truſtees ſhall think neceſſary, from ſuch Treaſurer or Treaſurers, Clerk or Clerks, Collector or Collectors, and ſhall and may, from Time to Time, remove ſuch Clerk or Clerks, Treaſurer or Treaſurers, Collector or Collectors, Surveyor or Surveyors, or other Officers or Servants, and appoint others in the Room and Stead of ſuch of them as ſhall be ſo removed, or ſhall die, or diſcontinue, or reſign his or their Office or Offices, or be incapable of performing the ſame; and that ſuch Truſtees ſhall and may, out of the Monies ariſing under this Act, pay, or cauſe to be

paid, to all such Clerk or Clerks, Collector or Collectors, Surveyor or Surveyors, and other Officers or Servants, such Salaries or Allowances as they the said Trustees shall judge a reasonable Compensation or Compensations for his or their respective Trouble and Services.

Actions to be in the Name of the Treasurer.

VIII. And be it further enacted, That the said Trustees shall and may sue and be sued in the Name of their Treasurer or Treasurers for the Time being, to be appointed under this Act; and that no Action or Suit that may be brought by or against the said Trustees, or any of them, in relation to this Act, in the Name of their Treasurer or Treasurers, shall abate or be discontinued by the Death or Removal of such Treasurer or Treasurers, or by the Act of him or them, without the Consent of the Trustees; but the Treasurer or Treasurers for the Time being shall always be deemed Plaintiff or Plaintiffs, Defendant or Defendants, in every such Action or Suit, as the Case may be: Provided always, that all and every such Treasurer or Treasurers shall be reimbursed out of the Monies to be raised by virtue of this Act, all such Costs, Damages, and Expences as he or they shall be put unto, or become charged or chargeable with, by reason of his or their being so made Plaintiff or Defendant, Plaintiffs or Defendants therein.

Church and Vestry Rooms to be rebuilt.

IX. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby required and directed to cause the said Church and Vestry Rooms to be rebuilt; and also to cause Pews, Seats, and Galleries, an Organ, and such Bells, Clocks, Ornaments, and Conveniencies, to be made, erected, and set up in the said Church and Vestry Rooms, as they the said Trustees shall or may deem proper or necessary, so as that the said Church shall be fit for the Celebration of Divine Worship within Two Years next after the passing of this Act; and also to cause the said Iron Rails and Gates to be repaired, and reinstated in such Manner as they the said Trustees shall or may deem proper.

Trustees may contract for Works to be done.

X. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered to contract with any Person or Persons for rebuilding the said Parish Church and Vestry Rooms, or any Part thereof, for supplying the same with an Organ, and with Pews, Seats, Bells, Clocks, and other Furniture; for repairing and reinstating the said Iron Rails and Gates, and for providing or furnishing proper Materials for all or any of the Purposes aforesaid, or for doing any of the Works authorized by this Act; all which Contracts shall be signed by the Parties, and shall specify the Work to be done, the Prices to be paid, the Time within which the same shall be completed, the Quality of the Materials, and the Penalties for Non-performance thereof; and the said Trustees may take such Security from the Contractors, for the due Performance of such Contracts, as to them shall seem necessary; and the said Trustees shall cause the Works done in pursuance of any such Contract to be surveyed, and if the same shall appear not to be performed according to such Contract, the Surveyor shall report the same to the said Trustees at any of their Meetings, and the said Trustees may cause an Action to be brought in the Name of their Treasurer or Treasurers, in any of His Majesty's Courts of Record at *Westminster*, for the Recovery of the Penalty contained in such Contract; and no such Action shall abate or be discontinued by the Death or

Removal of any ſuch Treaſurer or Treaſurers, but the Treaſurer or Treaſurers to the ſaid Truſtees for the Time being ſhall be deemed the Plaintiff or Plaintiffs in ſuch Action.

Truſtees may compound for Penalties contained in any Contract.

XI. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees to compound and agree with any Perſon or Perſons againſt whom they ſhall bring, or cauſe to be brought, any Action or Actions, Suit or Suits, for the Recovery of any Penalty or Penalties contained in any Contract or Contracts which ſhall or may be made or entered into in purſuance of this Act, for or on Account of any Breach or Non-performance of any ſuch Contract or Contracts, or any Part or Parts thereof, or in anywiſe relating thereto, for ſuch Sum or Sums of Money as they ſhall think proper, ſo as the Sum ſo compounded for and agreed upon be not leſs than the Injury or Damage ſuſtained by the Breach or Non-performance of ſuch Contract or Contracts, and the Coſts, Charges, and Expences which ſhall have been occaſioned thereby; and all and every the Sum and Sums which ſhall be received in conſequence of ſuch Compoſition, ſhall be applied to the Purpoſes of this Act, in the ſame Manner as ſuch whole Penalty, if paid or recovered, would have been applicable.

Old Materials veſted in Truſtees.

Old Materials may be ſold.

Payment to be made in Ten Days.

XII. And be it further enacted, That all the Iron, Lead, Bell Metal, and old Materials of the ſaid Church, Veſtry Rooms, Iron Rails and Gates, ſhall be veſted in the ſaid Truſtees; and it ſhall be lawful for the ſaid Truſtees, or their Surveyor or Surveyors, by their Order, to ſell and diſpoſe of the ſame, or of all or any Part or Parts thereof, to any Perſon or Perſons who ſhall be willing to buy or purchaſe the ſame, and to apply the Purchaſe Money ariſing by ſuch Sale to the Purpoſes of this Act; and if ſuch Perſon or Perſons to whom ſuch Materials, or any Part or Parts thereof, ſhall be ſold, ſhall refuſe or neglect to pay for the ſame within Ten Days after the Time or Times appointed for that Purpoſe, it ſhall be lawful for the ſaid Truſtees to bring, or cauſe to be brought, any Action or Actions, in any of His Majeſty's Courts of Record at *Weſtminſter*, in the Name of their Treaſurer or Treaſurers for the Time being for the Recovery of the Money due for ſuch Materials ſo ſold; in which Action or Actions no Eſſoin, Protection, or Wager of Law, or more than One Imparlance ſhall be allowed.

Old Materials may be made uſe of, &c.

XIII. Provided always, and it is hereby further enacted, That it ſhall be lawful for the ſaid Truſtees to order all or any Part of the ſaid old Materials to be made uſe of in rebuilding the ſaid Church and Veſtry Rooms, or in repairing and reinſtating the ſaid Iron Rails and Gates, or otherwiſe in and about the Works to be done and performed under and by virtue of this Act.

For diſpoſing of the Pews.

XIV. And be it further enacted, That when the ſaid Church ſhall be completely rebuilt and finiſhed, the ſaid Truſtees ſhall and are hereby authorized and required to allot and appoint Pews or Seats therein to the ſeveral Perſons who, immediately before the Deſtruction of the ſaid late Church, were entitled to Pews or Seats therein, to accommodate as many Perſons as the Pews or Seats which ſuch Perſon or Perſons was or were at the Time aforeſaid entitled unto, did accommodate, without requiring any Compenſation for the ſame; and that all the other Pews or Seats to be made

made and erected in the ſaid Church, and alſo the ſaid Pews or Seats ſo to be allotted as aforeſaid, when and as the Intereſt of the Parties therein ſhall end and determine, ſhall and may be let by the Churchwardens for the Time being, for ſuch Time not exceeding the Continuance of a Life or Lives in being, in ſuch Manner, and ſubject to ſuch annual Rents, Rules, Orders, and Regulations, as the ſaid Churchwardens ſhall think proper; and that ſuch yearly Sums of Money to be received for the Uſe and Occupation of any Seats or Pews, ſhall be paid, applied, and diſpoſed of towards diſcharging the Salaries of the Organiſt and Pew Openers, and then in Aid of the Proviſions made by this Act; and from and after the Determination of the Annuities to be granted, and full Payment of all Money to be raiſed under this Act, and the Intereſt thereof, then in Aid of the Church Rate of the ſaid Pariſh, and to and for no other Purpoſe whatſoever; any Thing contained in any former Act to the contrary notwithſtanding.

After the Determination of the Annuitants Lives, and Payment of Money borrowed, the Monies ariſing from letting of Pews to go in Aid of the Church Rate.

For preſerving an uniform Appearance of the Pews.

XV. And be it further enacted, That when the ſaid Church ſhall be rebuilt and completely finiſhed, ſo as to be fit for the Celebration of Divine Worſhip, no Alteration or Addition ſhall be made therein, or thereto, without the Conſent of a Majority of the Veſtrymen of the ſaid Pariſh, nor ſhall any Alteration or Addition be made to any Pew or Seat in the ſaid Church, nor ſhall any Perſon or Perſons who now is or are, or at any Time hereafter ſhall or may become entitled to have any Pew or Seat therein, paint or colour the ſame, or affix any Lining thereto, under a Penalty of One Hundred Pounds, to be recovered by the Churchwardens of the ſaid Pariſh for the Time being, by Action of Debt, in any of His Majeſty's Courts of Record at *Weſtminſter*, and be paid and applied in the ſame Manner, and for the ſame Purpoſes, as the Money to ariſe by the letting the Pews or Seats in the ſaid Church is herein-before directed to be paid and applied; provided, that nothing in this Clauſe ſhall be underſtood in any Way to alter, controul, or abridge the ordinary Juriſdiction of the Lord Biſhop of *London* for the Time being.

Rate for raiſing the Money to be applied for the Purpoſes of this Act.

XVI. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, by Writing under the Hands of Five or more of them, to make an Aſſeſſment or Aſſeſſments, Rate or Rates, upon the Occupiers of all Lands, Houſes, Shops, Warehouſes, Vaults, Coach Houſes, Cellars, Stables, Gardens, Tenements, and Hereditaments, within the ſaid Pariſh, in any Sum of Money, not exceeding One Shilling in the Pound, in any One Year, of the Annual or Improved Rent or Value of ſuch Lands, Houſes, Shops, Warehouſes, Vaults, Coach Houſes, Cellars, Stables, Gardens, Tenements, and Hereditaments, and to order and direct the Collector or Collectors to be appointed in purſuance of this Act, to demand, collect, and receive, from ſuch Occupiers of ſuch Lands, Houſes, Shops, Warehouſes, Vaults, Coach Houſes, Cellars, Stables, Gardens, Tenements, and Hereditaments, ſuch Rates and Sums of Money as ſhall be ſo aſſeſſed or rated as aforeſaid, either by Half Yearly or Quarterly Payments; all which Rates and Aſſeſſments, ſo to be made and collected, and all other Monies to ariſe and come to the Hands of the ſaid Truſtees by virtue of this Act, are hereby veſted in the ſaid Truſtees, in Truſt, to be applied by them for the Purpoſes of this Act, and the ſaid Rates and Aſſeſſments ſhall take place from the Twenty-fourth

fourth Day of *June*, in the Year of our Lord One thouſand ſeven hundred and ninety-ſix, and continue payable for and during ſuch Time as any of the Monies to be borrowed on Bond, or raiſed by the Sale of Annuities upon the Credit of this Act, as herein-after mentioned, ſhall remain owing or have Continuance, and no longer.

Rates, how to be levied when Houſes are let to ſeveral Families, &c.

XVII. And whereas there are divers Houſes in the ſaid Pariſh, which are let out to ſeveral Perſons, occupying different Apartments therein, and other Houſes are let Ready Furniſhed to Lodgers, whereby the Payment of the ſaid Rates or Aſſeſſments may be evaded; be it further enacted, That every Perſon or Perſons, whether Landlord or Landlords, Tenant or Tenants, who ſhall let his, her, or their Houſe or Houſes in ſeparate Apartments, or Ready Furniſhed, to a Lodger or Lodgers, ſhall or may, for the ſeveral Purpoſes of this Act, be deemed and taken to be the Occupier or Occupiers thereof, and may be rated and aſſeſſed accordingly, and ſhall be liable and ſubject to the Payment of the ſeveral Sums ſo rated and aſſeſſed, in the ſame Manner as if he, ſhe, or they were the actual Occupier or Occupiers thereof.

Rates may be collected before Quarter Day.

XVIII. And be it further enacted, That in order to avoid the Loſs that frequently happens by Tenants or Occupiers of Premiſes quitting and removing therefrom before the Quarter, Half Yearly, or Yearly Day, on which any Rates and Aſſeſſments, made by or for or in reſpect of the ſaid Pariſh, by virtue of this Act, or otherwiſe, on ſuch Premiſes, ſhall become due and payable, it ſhall be lawful to and for the Collector or Collectors of ſuch ſeveral Rates and Aſſeſſments, to demand and receive Thirty Days before every ſuch Quarter, Half Yearly, or Yearly Day, or at any other ſubſequent Time, the reſpective Rates and Aſſeſſments, which would be due and payable on ſuch Quarter, Half Yearly, or Yearly Day, and to enforce the Payment of ſuch ſeveral Rates and Aſſeſſments, in the ſame Manner and with the ſame Powers, as he or they might have done in caſe of Non-payment upon the Quarter, Half Yearly, or Yearly Day, on which the ſame would become due and payable.

Perſons quitting Houſes or Premiſes before Payment of the Rates, and Perſons entering into ſuch Houſes or Premiſes, to be ſubject to the Payment thereof for the Times of their occupying the ſame.

XIX. And be it further enacted, That in caſe any Perſon ſhall remove out of or from, or quit the Poſſeſſion of any Houſe, Building, Tenement, Ground, or Hereditament, within the ſaid Pariſh, before any Rate or Aſſeſſment, charged thereon by virtue of this Act, or otherwiſe, ſhall be paid, or if any Perſon ſhall enter into the Occupation of any Houſe, Building, Tenement, Ground, or Hereditament, out of or from which any other Perſon ſhall have ſo removed before Payment of any ſuch Rate or Aſſeſſment, or which at the Time of rating or aſſeſſing the ſame ſhall be empty or unoccupied, then the Perſon ſo removing out of or from, or quitting the Poſſeſſion, and the Perſon entering into the Occupation of any ſuch Houſe, Building, Tenement, Ground, or Hereditament, ſhall be reſpectively liable to the Payment of every Rate or Aſſeſſment, in Proportion to the Time ſuch Perſon poſſeſſed or occupied the ſame reſpectively, in like Manner as if the Perſon ſo removing or quitting as aforeſaid had remained in the Poſſeſſion and Occupation of ſuch Houſe, Building, Tenement, Ground, or Hereditament, or the Perſon ſo entering into the Occupation thereof had been originally rated or aſſeſſed; which Proportion (in caſe of Diſpute) ſhall be aſcertained by any

Two of His Majeſty's Juſtices of the Peace for the ſaid City and Liberty of *Weſtminſter*.

Not to affect Agreements between Landlords and Tenants.

XX. And be it further enacted, That this Act, or any Thing herein contained, ſhall not alter, affect, or make void, any Covenant or Agreement between Landlord and Tenant, relating to, or concerning the Payment of, any Rates or Aſſeſſments within the ſaid Pariſh.

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

XXI. 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, not exceeding Sixpence in the Pound, 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.

Recovery of Rates.

XXII. And be it further enacted, That in caſe any Perſon or Perſons, charged with any Rate or Aſſeſſment, made by virtue of this Act, or otherwiſe, for the ſaid Pariſh, ſhall refuſe or neglect to pay the Money rated or aſſeſſed upon him, her, or them reſpectively, it ſhall be lawful for any One or more of His Majeſty's Juſtices of the Peace for the City and Liberty of *Weſtminſter*, and he and they is and are hereby authorized and required to ſummon, by Writing under his or their Hand and Seal, or Hands and Seals, all and every Perſon and Perſons ſo charged, and who ſhall have ſo refuſed or neglected as aforeſaid, (on Oath being made before ſuch Juſtice or Juſtices by the Collector or Collectors of ſuch Rates or Aſſeſſments for the Time being, of his or their having attended upon, or at the laſt or uſual Place or Places of Abode of ſuch Perſon or Perſons then intended to be ſummoned, and having perſonally, or by written or printed Notice left on the Premiſes, demanded the Rate or Rates, and of ſuch Perſon or Perſons having refuſed or neglected to pay the ſame), to appear before ſuch Juſtice or Juſtices, at a Time and Place to be mentioned in ſuch Summons (Service by ſuch Collector or Collectors, or any of the Conſtables of the ſaid Pariſh, of every ſuch Summons, either by delivering the ſame to the Perſon or Perſons thereby intended to be ſummoned, or leaving the ſame at his, her, or their laſt or uſual Place of Abode, to be deemed good Service); and if any Perſon or Perſons ſo ſummoned, ſhall refuſe or neglect to attend at the Time and Place mentioned in ſuch Summons or Summonſes, or if he, ſhe, or they, do or ſhall attend, and ſhall not make it appear to ſuch Juſtice or Juſtices, that he, ſhe, or they, is or are not chargeable with ſuch Rate or Aſſeſſment, Rates or Aſſeſſments, all and every the Perſon and Perſons who ſhall have been ſo ſummoned, ſhall pay as well ſuch Rate or Aſſeſſment, Rates or Aſſeſſments, as the reaſonable Coſts and Charges attending ſuch Summons; and in all Caſes where the ſaid Rate or Aſſeſſment, Rates or Aſſeſſments, Coſts and Charges, ſhall not be paid upon the Return of ſuch Summons, it ſhall be lawful for any One or more of ſuch Juſtices, and he and they is and are hereby authorized and required (on Oath being made before him or them of the due Service of ſuch Summons or Summonſes as aforeſaid) to grant a Warrant or Warrants, under his or their Hand and Seal, or Hands and Seals, authorizing and directing ſuch Collector or Collectors, or any Conſtable

Conſtable or Conſtables of the ſaid Pariſh, to levy all ſuch Rates or Aſſeſſments, and all Arrears thereof, and the Expence of the Summons, Warrant, and Levy, by Diſtreſs of the Goods and Chattels of the Party ſo neglecting or refuſing, which ſhall be found either in the ſaid Pariſh or elſewhere, or of any other Goods or Chattels which ſhall be found upon the Premiſes, in reſpect whereof the ſaid Rates or Aſſeſſments ſo unpaid ſhall be made; and if within Five Days next after any ſuch Diſtreſs ſhall be ſo made, the ſaid Rate or Rates, Aſſeſſment or Aſſeſſments, and Arrears, and the Coſts and Charges attending the ſaid Summons and Warrant, and of ſuch Diſtreſs, and keeping Poſſeſſion of ſuch Goods and Chattels, ſhall not be paid and ſatisfied, it ſhall be lawful for ſuch Collector or Collectors, Conſtable or Conſtables, to cauſe the ſaid Goods and Chattels, or ſo much thereof as ſhall be ſufficient, to be ſold, to pay the ſaid Rate or Rates, Aſſeſſment or Aſſeſſments, together with ſuch Arrears, Coſts, Charges, and Expences as aforeſaid, returning the Overplus of the Money ariſing by ſuch Sale, and the Goods and Chattels remaining unſold (if any) to the Owner or Owners of the ſaid Goods and Chattels reſpectively, on Demand thereof made by him, her, or them.

Recovery of Rates from Perſons quitting the Premiſes.

XXIII. And be it further enacted, That in caſe any Perſon or Perſons who may have been rated or aſſeſſed within the ſaid Pariſh, under this Act or otherwiſe, ſhall quit his, her, or their Land or Lands, Houſe or Houſes, Shop or Shops, Warehouſe or Warehouſes, Coach Houſe or Coach Houſes, Stable or Stables, Cellar or Cellars, Tenement or Tenements, Hereditament or Hereditaments, or other Premiſes, whereon any Rate or Aſſeſſment, Rates or Aſſeſſments, ſhall have been made, before he, ſhe, or they ſhall have paid the ſame, and ſhall afterwards refuſe or neglect to pay the ſame, when demanded of ſuch Perſon or Perſons, or at his, her, or their then Place or Places of Abode, by the ſaid Collector or Collectors in Manner aforeſaid, then, and in every ſuch Caſe, it ſhall be lawful for any One or more of His Majeſty's Juſtices of the Peace, for the ſaid City and Liberty of *Weſtminſter*, and he and they is and are hereby required to grant a Warrant or Warrants, under his or their Hand and Seal, or Hands and Seals, (on Oath being made before him or them, by the ſaid Collector or Collectors, of the Perſon or Perſons, having been ſo rated, and of his, her, or their having quitted the Premiſes aforeſaid, and of the ſaid Rate or Aſſeſſment, Rates or Aſſeſſments, having been demanded of, or from, or at the then Place of Abode of ſuch Perſon or Perſons), authorizing and directing ſuch Collector or Collectors, or any Conſtable or Conſtables of the ſaid Pariſh, or of the Pariſh or Place where ſuch Perſon or Perſons ſhall then reſide, to levy all ſuch Rates or Aſſeſſments, and all Arrears thereof, and the Coſts and Charges attending the Summons and Warrant, by Diſtreſs and Sale of the Goods and Chattels of the Perſon or Perſons ſo refuſing or neglecting, (ſuch Warrant being firſt counterſigned by ſome Magiſtrate of the County, City, or Liberty, where the Perſon or Perſons ſhall then reſide, if he, ſhe, or they ſhall have quitted the ſaid Pariſh, which ſuch Magiſtrate is hereby required to counterſign), and if within Five Days next after any ſuch Diſtreſs ſhall be ſo made, the ſaid Rate or Rates, Aſſeſſment or Aſſeſſments, and Arrears, and the Coſts and Charges attending the ſaid Summons and Warrant and of ſuch Diſtreſs, and keeping Poſſeſſion of ſuch Goods and Chattels, ſhall not be paid and ſatisfied, it ſhall be lawful for

for ſuch Collector or Collectors, Conſtable or Conſtables, to cauſe the ſaid Goods and Chattels of the Perſon or Perſons ſo quitting the ſaid Premiſes, without having paid his, her, or their Rate or Aſſeſſment, Rates or Aſſeſſments, as aforeſaid, (or ſo much thereof as ſhall be ſufficient), to be ſold to pay the ſaid Rate or Aſſeſſment, Rates or Aſſeſſments, and all Arrears thereof, and all the Coſts, Charges, and Expences aforeſaid, returning the Overplus of the Money ariſing by ſuch Sale, and the Goods and Chattels remaining unſold (if any) to the Owner or Owners of ſuch Goods and Chattels reſpectively, upon Demand thereof made by him, her, or them.

Lodgers liable to pay the Rates, and to deduct the ſame out of their Rents.

XXIV. And be it further enacted, That the Goods and Chattels of each and every Perſon renting and occupying any ſeparate Part or Apartment of or in any Houſe or Building, and the Goods and Chattels in every Houſe or Building, let Ready Furniſhed, ſhall, after ſuch Summons as is herein-before directed to be given, be liable to be diſtrained and ſold, by virtue of a Warrant under the Hand and Seal of One of His Majeſty's Juſtices of the Peace for the ſaid City and Liberty of *Weſtminſter*, (which Warrant every ſuch Juſtice of the Peace is hereby directed to iſſue), for Payment of the ſaid Rates or Aſſeſſments; and that each and every Perſon who ſhall pay any ſuch Rates or Aſſeſſments, that ought to have been paid by his, her, or their Landlord or Landlords, or upon whoſe Goods or Chattels the ſame ſhall be levied in purſuance of this Act, ſhall and may deduct the ſame from and out of the Rent due and payable, or to become due and payable to his, her, or their Landlord or Landlords ſo letting out the ſame; and the Receipt or Receipts for ſuch Payment, ſhall be a ſufficient Diſcharge to every ſuch Perſon for ſo much Money as he, ſhe, or they ſhall have ſo paid, or ſhall have been ſo levied on his, her, or their Goods and Chattels in purſuance of this Act, and ſhall be allowed by ſuch Landlord or Landlords of ſuch Houſe or Building, in Part or full Payment (as the Caſe may be) of the Rent due or to become due to him, her, or them, from any ſuch Perſon or Perſons as aforeſaid.

Charges of Diſtreſs, in caſe of Diſagreement, to be ſettled by Magiſtrate.

XXV. And be it further enacted, That in caſe any Diſagreement ſhall ariſe, reſpecting the Amount of the Coſts, Charges, and Expences, relating to any Summons, Warrant, Diſtreſs, keeping Poſſeſſion, Appraiſement, or Sale of the Goods or Chattels of any Perſon or Perſons, authorized by this Act, the ſame ſhall be aſcertained and ſettled by the Juſtice or Juſtices granting ſuch Summons or Warrant of Diſtreſs.

Power to ſue for Rates, Penalties, and Fines.

XXVI. Provided always, That the ſaid Truſtees may, if they think proper, ſue in any of His Majeſty's Courts of Record at *Weſtminſter*, in the Name or Names of their Treaſurer or Treaſurers for the Time being, for all or any of the Rates or Aſſeſſments to be made under this Act, and for all or any of the Forfeitures, Fines, or Penalties, impoſed by this Act, or to be impoſed under the Authority of the ſame, in which Action or Suit, no Eſſoin, Privilege, Protection, or Wager of Law, or more than One Imparlance ſhall be allowed; and all ſuch Forfeitures, Fines, or Penalties, as ſhall be recovered and received by the ſaid Truſtees, or their Treaſurer or Treaſurers, ſhall be applied for the general Purpoſes of this Act.

XXVII. Pro-

XXVII. Provided alſo, and be it further enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved or overrated by any Rate or Aſſeſſment made under this Act, he, ſhe, or they may appeal and complain thereof to the ſaid Truſtees, who may examine the Appellant or Appellants, and any Witneſs or Witneſſes upon Oath, touching or concerning the Matter of ſuch Appeal, and relieve the Perſon or Perſons appealing or not, and make ſuch Order therein as to them ſhall ſeem meet. Perſons aggrieved by the Rate may appeal.

XXVIII. And be it further enacted, That all Penalties and Forfeitures impoſed by this Act, the Manner of recovering and the Application whereof are not hereby otherwiſe particularly directed, and the Coſts and Charges of the Recovery thereof, ſhall be levied by Diſtreſs and Sale of the Offender's Goods and Chattels, by Warrant or Warrants, under the Hand and Seal, or Hands and Seals, of One or more of His Majeſty's Juſtices of the Peace for the ſaid City and Liberty of *Weſtminſter*, (counterſigned, if the Offender ſhall live out of the ſaid City and Liberty of *Weſtminſter*, by ſome Magiſtrate of the County, City, or Liberty where he ſhall reſide; which Warrant or Warrants ſuch Juſtice or Juſtices is and are hereby empowered and required to grant and counterſign), on the Confeſſion of the Party or Parties, or upon the Information of One or more credible Witneſs or Witneſſes, upon Oath, and the Informer is hereby rendered a competent Witneſs; and ſuch Penalties and Forfeitures, when ſo recovered, ſhall be paid to the Treaſurer or Treaſurers to the ſaid Truſtees for the Time being; and if no ſuch Goods or Chattels of ſuch Offender or Offenders can be found ſufficient to anſwer and ſatisfy ſuch Penalties and Forfeitures, and the Charges of Diſtreſs and Sale, then it ſhall be lawful for ſuch Juſtice or Juſtices, and he or they is and are hereby authorized and required by Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, to commit every ſuch Offender or Offenders to the Common or other Gaol of the County of *Middleſex*, or City and Liberty of *Weſtminſter*, there to remain, without Bail or Mainprize, for any Time not exceeding Six Weeks, nor leſs than Fourteen Days, unleſs ſuch Penalties and Forfeitures, and all reaſonable Charges, ſhall be ſooner fully paid and ſatisfied. Penalties and Forfeitures, how to be recovered and applied.

XXIX. And be it further enacted, That any Inhabitant or Inhabitants of the ſaid Pariſh ſhall and may, and he, ſhe, or they is and are hereby declared to be a competent Witneſs or Witneſſes, in any Action, Suit, Complaint, Proſecution, or Proceeding, to be had, conducted, made, proſecuted, or carried on under the Authority of this Act, in ſuch and the ſame Manner, as he, ſhe, or they would or might have been if he, ſhe, or they was or were reſident in any other Pariſh or Place. Inhabitants may be Witneſſes.

XXX. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees to raiſe, by Sale of Life Annuities, by Annuities to be granted for a certain Term of Years, or by Way of Loan upon Bonds, 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 Eighteen thouſand Pounds; and for the ſeveral Purpoſes aforeſaid it ſhall be lawful for any Perſon or Perſons whomſoever, to contribute, advance, and pay into the Hands of the ſaid Truſtees, or any Money to be raiſed by Annuities for Lives, for Terms of Years, or upon Bond.

any Five or more of them, or into the Hands of the Treaſurer or Treaſurers to the ſaid Truſtees, any Sum or Sums of Money not exceeding in the Whole the ſaid Sum of Eighteen thouſand Pounds for the abſolute Purchaſe of Annuities, or by Way of Loan; and ſuch Annuities, and the Intereſt of Money to be borrowed and taken up as aforeſaid, ſhall be paid and payable by the ſaid Truſtees, in the Veſtry Clerk's Office of the ſaid Pariſh, or in ſuch other Place as the ſaid Truſtees ſhall appoint for that Purpoſe, Half Yearly, during the natural Life or Lives of the Perſon or Perſons for whoſe Life or Lives, or during the Term of Years for which ſuch Annuities ſhall be granted, and a proportionable Part of each Annuity granted upon a Life or upon Lives, to be paid from the laſt Half Yearly Day of Payment to the Day of the Death of the Annuitant, or his or her *Ceſtuique vie*; and the Principal of the Money borrowed ſhall be repaid to the Perſon or Perſons lending or advancing the ſame out of the ſaid Rates as aforeſaid, as the ſame ſhall amount to a ſufficient Sum to diſcharge any One or more Bond or Bonds.

Order of Payment of Bond.

XXXI. And, in order that no Preference may be given to any of the Perſons who may advance or lend any Money by Bond, upon the Credit of the Rates or Aſſeſſments to be made under this Act, be it further enacted, That the ſaid Truſtees ſhall cauſe the Numbers of all the Bonds in force (of which One or more ſhall be intended to be paid off) to be written upon diſtinct Pieces of Paper of an equal Size, and all ſuch Papers ſhall be rolled up in the ſame Manner, as near as may be, and put into a Box or Wheel, and the Number or Numbers of the ſaid Bonds ſhall be drawn ſeparately out of the ſaid Box or Wheel by the Clerk to the ſaid Truſtees; and ſuch Bonds ſhall be paid off and diſcharged according to the Rotation in which the Number thereof ſhall be drawn at every ſuch Ballot, beginning with the Firſt, and proceeding progreſſively to the Second, Third, Fourth, Fifth, and every other Number, drawn as far as the Money in the Hands of the ſaid Truſtees will extend to pay; and after any ſuch Ballot, the ſaid Truſtees ſhall cauſe Notice, ſigned by their Clerk, to be given to or left at the uſual Place of Abode of the Perſon or Perſons who ſhall be entitled to the Money to be paid off purſuant to ſuch Ballot, ſignifying to ſuch Creditor or Creditors, that at the End of Six Calendar Months, to be computed from the Day of giving or leaving ſuch Notice, the ſaid Truſtees intend to pay ſuch Sum or Sums of Money as ſhall be expreſſed in ſuch Notice, and the Intereſt due thereon, at a Place therein alſo to be mentioned; and the Intereſt of the Principal Money ſo to be paid off ſhall, from and after the End of the ſaid Six Calendar Months, ceaſe and be no longer paid or payable, unleſs ſuch Money ſhall be demanded purſuant to ſuch Notice, and not paid; but the Principal Money in reſpect whereof ſuch Notice ſhall be given, and alſo the Intereſt thereof, to the End of the ſaid Six Calendar Months, ſhall nevertheleſs be payable on Demand.

Annuities, how charged and paid.

XXXII. And be it further enacted, That all and every the Annuity or 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

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 made; and that all and every the Contributor or Contributors, or 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 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 Purchaſer and Purchaſers of ſuch Annuity or Annuities, and other Perſon or 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, ſhall be ſubject or liable to any Parliamentary Tax, or other Taxes or Duties whatſoever; nor ſhall it be neceſſary, in order to render valid the Grant of any ſuch Annuity, to inroll a Memorial thereof in His Majeſty's High Court of Chancery, purſuant to the Proviſions contained in an Act, made in the Seventeenth Year of His preſent Majeſty's Reign, intituled, *An Act for regiſtering the Grants of Life Annuities, and for the better Protection of Infants againſt ſuch Grants.*

Receipts and Orders for Payment of Annuities to be given.

XXXIII. 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 by the ſaid Truſtees 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 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 an Order in Writing, on Parchment or Vellum, but without any Stamp, for Payment of ſuch Annuity or Annuities, or for Payment of ſuch other Monies to be advanced or paid as aforeſaid, and the Intereſt thereof; all which Orders ſhall be ſigned by the ſaid Truſtees, 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.

XXXIV. And

Writings may be without Stamps.

XXXIV. And be it further enacted, That it ſhall not be neceſſary for the ſaid Truſtees, or their Clerk or Treaſurer, to have any Receipt or Acquittance, to be from Time to Time given for the Annual or growing Payments of the ſaid Annuities, or for the Principal of the Money borrowed, or the Intereſt thereof, or any Deed or Contract to be made or entered into by the ſaid Truſtees with any Artificer or Workmen, written upon Stamped Paper or Parchment; but all Receipts, Deeds, Contracts, and Acquittances, given for any of the Purpoſes aforeſaid, written upon Unſtamped Paper or Parchment, ſhall be valid and effectual to all Intents and Purpoſes whatſoever.

Copies of Aſſignments to be entered in Books; and allowing Securities to be transferred.

XXXV. And be it further enacted, That all and every Perſon and Perſons to whom any ſuch Annuity or Annuities ſhall be ſold, and ordered to be paid as aforeſaid, and the Lender or Lenders of ſuch other Monies as aforeſaid, and his, her, or their Executors, Adminiſtrators, or Aſſigns, may, by Aſſignment under their reſpective Hands, indorſed on their reſpective Orders or Securities, or by any other Writing or Writings, ſigned in the Preſence of Two or more credible Witneſſes, aſſign and transfer his, her, or their Right to the Annuity, or other Monies thereby reſpectively ſecured, to any Perſon or Perſons whomſoever; all which Aſſignments or Transfers ſhall be produced and notified to the ſaid Clerk or Clerks, within Ten Days after the Date thereof, who ſhall cauſe an Entry of ſuch Transfers or Aſſignments to be made, containing the Dates, Names of Parties, and the Sums of Money or Annuities therein mentioned, to be aſſigned and transferred in the Book or Books herein-after directed to be kept for entering the ſaid Annuities and Securities, for which the ſaid Clerk or Clerks ſhall be paid the Sum of Two Shillings and Sixpence, and no more; and after ſuch Entry ſhall be made, ſuch Aſſignment or Transfer ſhall be deemed to paſs the legal Property of, and in ſuch Annuity or Security, and entitle ſuch Aſſignee, and his, her, or their Executors, Adminiſtrators, and Aſſigns, to the full Benefit thereof; and ſuch Aſſignee may in ſuch Manner aſſign and transfer again, and ſo *toties quoties*.

Annuities how recoverable.

XXXVI. 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 Three Calendar Months after the ſame ſhall become due and have been demanded, 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 Re-payment of the

Money advanced, and the Intereſt thereof, according to the Stipulation for Payment thereof, ſhall, upon giving Twenty Days Notice, in Writing, and in Default of Payment at or before the End of ſuch Twenty Days, have the ſame Powers, Rights, and Privileges of aſſeſſing, collecting, diſtraining, and levying the ſaid Rates and Aſſeſſments, 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 over, or cauſe to be delivered over, to ſuch Perſon or Perſons as aforeſaid, the then exiſting Rates or Aſſeſſments, and all Monies then in Hand, and collected on Account thereof.

Books to be kept of Annuities, &c.

XXXVII. And be it further enacted, That there ſhall be provided and kept by the ſaid Truſtees, in the Office of the Veſtry Clerk of the ſaid Pariſh, a Book or Books, in which ſhall be fairly written, in Words at Length, the Names, with the proper Additions, of all ſuch Perſons who ſhall be the Purchaſers of any ſuch Annuities, and of all Perſons who ſhall have lent any Money on the Credit of the ſaid Rates and Aſſeſſments; to which Book or Books it ſhall be lawful for the ſaid reſpective Purchaſers, or Perſons lending any Money on the Credit of the ſaid Rates and Aſſeſſments, their Executors, Adminiſtrators, or Aſſigns; and to and for every Perſon or Perſons who ſhall be liable to pay any Rates or Aſſeſſments to be made by virtue or in purſuance of this Act, from Time to Time, and at all ſeaſonable Times, to have Recourſe, and to inſpect the ſame without Fee or Reward.

Separate Account to be kept of Rates.

XXXVIII. And be it further enacted, That a ſeparate Account ſhall be kept by the Treaſurer or Treaſurers for the Time being, of the Rates to be made in purſuance of this Act.

All Receipts, Payments, and Minutes of Contracts, to be entered in a Book.

XXXIX. And be it further enacted, That the ſaid Truſtees ſhall take care to have all Receipts, Payments, Debts, Credits, and Minutes of Contracts, made with or by the Artificers or Workmen, employed or to be employed in or about the rebuilding of the ſaid Church, or any Matter or Thing relating thereto, and all other their Proceedings, to be fairly written and entered in One or more Book or Books, to be kept for that Purpoſe; and that all Books of Accounts concerning Receipts, Payments, Credits, and Contracts, ſhall from Time to Time, and at all convenient Times, be open to the Inſpection and Peruſal of any Perſon or Perſons who ſhall be liable to pay any Rates or Aſſeſſments by virtue of this Act.

Collectors to account;

and pay the Money in their Hands to the Truſtees.

XL. And be it further enacted, That the Collector or Collectors to be appointed under and by virtue of this Act, ſhall from Time to Time when required, give in a particular, true, and perfect Account in Writing, under his or their Hand or reſpective Hands, to the ſaid Truſtees, on Oath, if required, of all Monies which he or they ſhall have reſpectively received, collected, or levied, by virtue of this Act, or by reaſon or means of the ſaid Office; and ſhall alſo, from Time to Time, when thereto requeſted by the ſaid Truſtees, pay all ſuch Monies as ſhall be in his, their, or any of their Hands, to the ſaid Truſtees, or to ſuch Perſon or Perſons as they ſhall, by any Writing or Writings under their Hands, authorize and empower to receive the ſame; and in caſe any

ſuch Collector or Collectors ſhall at any Time, without having received ſuch Notice or Requeſt, have in his or their Hands, any Sum or Sums of Money, above the Sum of Fifty Pounds, to be collected by virtue of this Act, for the Space of Seven Days, without paying over the ſame to the ſaid Truſtees, or to ſuch Perſon or Perſons as they ſhall have directed or appointed to receive the ſame, every ſuch Collector or Collectors ſhall, for every ſuch Neglect or Omiſſion, forfeit the Sum of One hundred Pounds, to be recovered by Action in any of His Majeſty's Courts of Record at *Weſtminſter*, in the Name or Names of the Treaſurer or Treaſurers to the ſaid Truſtees for the Time being; in which Action no Eſſoin, Protection, or Wager of Law, or more than One Imparlance ſhall be allowed.

Collectors refuſing Account and Payment.

XLI. And be it further enacted, That in caſe any ſuch Collector or Collectors as aforeſaid, ſhall neglect or refuſe to make ſuch Accounts and Payments as are required to be made by him or them reſpectively by this Act, then any Two Juſtices of the Peace for the ſaid City and Liberty of *Weſtminſter*, ſhall and may, upon Complaint thereof, examine and enquire of and concerning ſuch Neglect or Refuſal, as well by the Confeſſion of the Parties themſelves, as by the Oath or Oaths of One or more credible Witneſs or Witneſſes; and if any ſuch Collector or Collectors ſhall be convicted of ſuch Neglect or Refuſal, before ſuch Juſtices of the Peace, then the ſaid Juſtices ſhall, upon Conviction, commit the Perſon or Perſons ſo offending to the County or other Gaol, there to remain, without Bail or Mainprize, until he or they ſhall have rendered a true and perfect Account and Payment as aforeſaid, or otherwiſe compounded for the ſame at a General Meeting, to the Satisfaction of the Truſtees; and which Compoſition the ſaid Truſtees are hereby empowered to accept.

For regulating the Poor.

XLII. And be it further enacted, That the ſaid Truſtees, together with the Overſeers of the Poor of the ſaid Pariſh for the Time being, or any Five of them, preſent at their uſual Weekly Meetings in the Workhouſe of the ſaid Pariſh, ſhall, and they are hereby authoriſed and empowered, from Time to Time, to make and iſſue ſuch Bye Laws, Rules, Orders, and Regulations, as they ſhall think proper for maintaining, regulating, governing, and employing the Poor of the ſaid Pariſh, in ſuch Workhouſe, and for carrying on any Trade therein; and from Time to Time afterwards, to repeal, alter, or amend ſuch Bye Laws, Rules, Orders, and Regulations, as to them, the ſaid Truſtees and Overſeers, ſhall ſeem meet.

Puniſhment for curſing, ſwearing, diſobeying of Orders, &c.

XLIII. And whereas many Perſons, maintained in publick Workhouſes, ſteal, embezzle, purloin, take, and carry away the Goods and Chattels entruſted to them, refuſe to work, are guilty of profane curſing, ſwearing, and abuſive Language, of committing Waſte of Proviſions, Materials and Things, of diſobeying wholeſome Orders and Regulations, and are guilty of Miſdemeanors and Miſbehaviour, and by the Laws now in being no Puniſhment can be inflicted upon them without committing them to the Houſe of Correction or County Gaol, which Commitments have been found not to anſwer the Purpoſes thereby intended; be it therefore enacted, That if any poor Perſon or Perſons, who ſhall be maintained in any Workhouſe or Workhouſes, or other Houſes for the Reception and Employment of the Poor of the ſaid Pariſh, ſhall be guilty of

of ſtealing, embezzling, taking or carrying away, or cauſing to be ſtolen, embezzled, taken or carried away, any Goods, Chattels, or Proviſions belonging to the ſaid Pariſh, or to the ſaid Truſtees or Overſeers, in Truſt for the ſaid Pariſh, of profane Curſing, Swearing, Drunkenneſs, lewd, immoral, or indecent Behaviour, of uſing abuſive Language, of committing Waſte of Proviſions, Materials, or Things, of refuſing to perform, or of being remiſs in performing, the Work or Service which he, ſhe, or they ſhall be required to do, of diſobeying any Orders or Regulations made by the ſaid Truſtees and Overſeers, or the reaſonable Commands of any Perſon or Perſons, by the ſaid Truſtees and Overſeers put in Authority over them, or ſhall otherwiſe miſbehave himſelf, herſelf, or themſelves, that then, and in every ſuch Caſe, it ſhall and may be lawful to and for the ſaid Truſtees and Overſeers, at any Meeting, conſiſting of not leſs than Five in Number of ſuch Truſtees or Overſeers, to cauſe ſuch Perſon or Perſons ſo offending to be puniſhed in ſuch Workhouſe or Workhouſes, or other Houſes, by Confinement, or ſetting him, her, or them to hard Labour, or diſtinguiſhing him, her, or them, in Dreſs, Diet, or by ſuch other Method as may beſt tend to remedy ſuch Offences in future, without committing ſuch Offender or Offenders to the Houſe of Correction; any Law, Statute, or Uſage, to the contrary thereof in anywiſe notwithſtanding.

Penalty on Servants purloining Money, Materials, &c.

XLIV. And be it further enacted, That if any Governor, Steward, or other Officer, or any Matron, acting by or under the Authority of the ſaid Truſtees or Overſeers, ſhall purloin, embezzle, or wilfully miſapply any of the Monies, Materials, or Implements of Work, Proviſions, Utenſils, Goods or Chattels, the Property of or belonging to the ſaid Pariſh, every ſuch Offender ſhall not only be diſcharged from his or her Office, but ſhall alſo forfeit and pay the Sum of Ten Pounds, or Treble the Value of ſuch Money, Materials, Implements of Work, Proviſion, Utenſils, Goods and Chattels, which ſhall be ſo purloined, embezzled, or miſapplied, to be levied by Diſtreſs and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand and Seal of One of His Majeſty's Juſtices of the Peace in and for the ſaid City and Liberty of *Weſtminſter*; and in caſe ſufficient Diſtreſs ſhall not be found, then and in every ſuch Caſe it ſhall and may be lawful to and for any One Juſtice of the Peace for the ſaid City and Liberty, to commit ſuch Offender to the Common Gaol or Houſe of Correction for the ſaid City and Liberty, there to remain, without Bail or Mainprize, for any Space not exceeding Three Calendar Months, nor leſs than One Calendar Month.

Truſtees may provide a convenient Stock of Materials for employing the Poor.

XLV. And be it further enacted, That the ſaid Truſtees and Overſeers, or any Five or more of them, ſhall and may, and are hereby authorized and empowered to keep, maintain, and employ, and to cauſe to be kept, maintained, and employed, in any Works, Trades, Manufactures, and Employments whatſoever, all and every the Poor, maintained in any Workhouſe or Workhouſes, or any other Houſes or Tenements made uſe of by the ſaid Pariſh, and ſhall and may provide a convenient Stock of Flax, Hemp, Wool, Cotton, Thread, Iron, Stone, Wood, Leather, or other Materials, for the Employment of the Poor received into ſuch Houſe or Houſes, and for that Purpoſe only may ſet up, uſe, and occupy any Trade, Myſtery, or Occupation whatſoever, in ſuch Houſe or Houſes, and

and may ſell, vend, and diſpoſe of ſuch Goods, Wares, and Merchandizes, as ſhall be manufactured or made by ſuch Poor in ſuch Workhouſe or Workhouſes; any Law, Statute, or Uſage, to the contrary thereof in anywiſe notwithſtanding.

How the Profit of their Labour is to be applied.

XLVI. And, in order that all the poor People in ſuch Workhouſe or Workhouſes, or other Houſes made uſe of by the ſaid Pariſh, may be encouraged to execute ſuch Works as ſhall be aſſigned to them with Skill and Diligence, be it further enacted, That the ſaid Truſtees and Overſeers ſhall and may, by and out of the Monies ariſing from the Work which ſhall be done by ſuch poor Perſons in the Workhouſe or Workhouſes, or other Houſes made uſe of by the ſaid Pariſh, allow and pay unto ſuch poor Perſons ſuch Rewards as to the ſaid Truſtees and Overſeers ſhall appear equivalent to the Induſtry and Skill diſplayed in the Execution of ſuch Work, ſo as no Part of the Money ſo to be allowed ſhall be expended in the Purchaſe of unwholeſome or unneceſſary Liquors, the drinking of which is hereby expreſsly prohibited; and that the Reſidue of the Monies ariſing from any ſuch Work or Labour done by the Poor, in the Workhouſe or Workhouſes, or other Houſes made uſe of by the ſaid Pariſh, ſhall go in Aid of the Rates for the Relief of the Poor of the ſaid Pariſh.

Perſons taking Apparel, *etc.* of the Poor into pawn, to forfeit.

XLVII. And be it further enacted, That if any Perſon or Perſons ſhall knowingly buy, receive into pawn, or ſecrete, any of the Clothes or wearing Apparel of any of the Poor who ſhall be received into and maintained in the Workhouſe or Workhouſes of the ſaid Pariſh, or any of the Goods or Materials carried into the ſaid Workhouſe or Workhouſes, to be wrought up, manufactured, or uſed by the Poor there, or any of the Goods and Furniture of the ſaid Workhouſe or Workhouſes, or ſhall buy or receive any of the Proviſions allotted to or provided for the Poor in the ſaid Workhouſe or Workhouſes, or ſhall be aiding or aſſiſting therein, every Perſon ſo offending ſhall forfeit for every ſuch Offence any Sum not exceeding the Sum of Twenty Pounds upon Conviction, by the Oath of One or more credible Witneſs or Witneſſes, before any One or more Juſtice or Juſtices of the Peace for the City and Liberty of *Weſtminſter*, which Penalty ſhall be levied by Warrant under the Hand and Seal, or Hands and Seals, of the ſaid Juſtice or Juſtices, by Diſtreſs and Sale of the Goods and Chattels of the Offender or Offenders; One Moiety of the ſaid Penalty to be paid to the Informer or Informers, and the other Moiety to the Overſeers of the Poor of the ſaid Pariſh, or One of them, for the Uſe of the Poor of the ſaid Pariſh; and if no Goods or Chattels can be found whereon to make ſuch Diſtreſs, or if the ſaid Penalty ſhall not be forthwith paid, then and in ſuch Caſe ſuch Juſtice or Juſtices ſhall and may, by Warrant under his or their Hand and Seal, or Hands and Seals, commit ſuch Offender or Offenders to the Houſe of Correction, there to be kept to Hard Labour, for any Time not exceeding Three Calendar Months, unleſs ſuch Penalty, and all Expences, ſhall be ſooner paid and ſatisfied.

Watch Rate may be made Quarterly.

XLVIII. And whereas the Method hitherto practiſed of making a Half-yearly Rate for paying the Wages of the Watchmen and Beadles of the ſaid Pariſh, and other Charges incident thereunto, within Ten Days of the Third Day of *May* and Third Day of *November* in every Year, and

of the Collectors of such Rate or Assessment, rendering an Account of their Receipts upon the Twenty-sixth Day of *July* in every Year, hath been found by Experience to be attended with much Trouble and Inconvenience; be it further enacted, That, from and after the passing of this Act, the Trustees or Commissioners for better regulating the Nightly Watch and Beadles within the said Parish, shall and may make the Rates or Assessments for paying the said Watchmen and Beadles, and other Charges incident thereunto, at such Time or Times in the Year as they shall find most convenient, and that such Rates and Assessments may be made Quarterly or Half-yearly, as the said Trustees or Commissioners shall think proper and find most convenient; and that the said Trustees or Commissioners may call for and settle the Account of the Collector or Collectors of the said Rates or Assessments, at such Time or Times of the Year as they shall think proper to appoint; and the Payment of such Rates and Assessments may be enforced, and the Collector or Collectors thereof compelled to render an Account, and to pay the Money in his or their Hands, in such and the same Manner as might have been done if such Rates and Assessments had been made and collected at the Time or Times, and in the Manner heretofore practised; any Law, Statute, Usage, or Custom, to the contrary notwithstanding.

Paying the Expences of the Act.

XLIX. And be it further enacted, That all Costs, Charges, and Expences of passing this Act, and all other Charges incident to the obtaining thereof, or incurred in Relation thereto, shall be borne, paid, and defrayed, out of the First Monies which shall arise by virtue of this Act.

Distress not to be deemed unlawful for Want of Form.

L. And be it further enacted, That where any Distress shall be made for any Money by virtue of this Act, the Distress itself 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 any Proceedings relating thereto, nor shall the Party or Parties distraining 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 such Irregularity may recover full Satisfaction for the special Damage in an Action on the Case: Provided always, that no Plaintiff or Plaintiffs shall recover in any Action or Actions for any such Irregularity, Trespass, or other Proceedings, if Tender of sufficient Amends shall be made by or on the Behalf of the Party or Parties who shall have committed any such Irregularity, Trespass, or other wrongful Proceeding, before such Action brought; and in case no Tender shall have been made, it shall be lawful for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he or they shall think fit, whereupon such Proceedings, Order, and Judgement shall be made, had, and given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Proceedings not to be vacated for Want of Form.

LI. And be it further enacted, That no Proceedings to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or any other Matter or Thing done or transacted in or relating to the Execution of this Act, shall be vacated or quashed for Want

of Form, or be removed or removeable by *Certiorari*, or any other Writ or Proceſs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter*.

General Appeal.

LII. And be it further enacted, That if any Perſon or Perſons ſhall find himſelf or themſelves aggrieved, by any Order, Direction, or Appointment of the ſaid Truſtees; or by Means of the ſaid Rate or Rates, Aſſeſſment or Aſſeſſments, or any Order or Conviction of One or more Juſtice or Juſtices of the Peace, it ſhall be lawful for ſuch Perſon or Perſons to appeal to the next General Quarter Seſſions of the Peace, to be held in and for the ſaid City and Liberty of *Weſtminſter*, before the Juſtices then and there aſſembled, and they are hereby authoriſed to ſummon and examine Witneſſes, upon Oath, and to hear and determine the Matter of the ſaid Appeal, and make ſuch Order therein as to them ſhall ſeem meet, which Order ſhall be final and concluſive to and upon all Parties, but ſo as ſuch Appeal ſhall be made within Three Calendar Months next after the Cauſe of Complaint ſhall have ariſen, and ſo as the Perſon or Perſons ſo appealing ſhall firſt give, or cauſe to be given, Ten Days Notice at the leaſt, in Writing, of his, her, or their Intention of appealing as aforeſaid, and of the Matter or Cauſe thereof, to the Churchwardens for the Time being of the ſaid Pariſh, and to the Clerk or Clerks of the ſaid Truſtees, and ſhall, within Three Days next after ſuch Notice, enter into a Recognizance before One of the Juſtices of the Peace for the ſaid City and Liberty, with Two ſufficient Sureties conditioned to try ſuch Appeal, and abide by the Order of Seſſions, and pay ſuch Coſts as ſhall be made and awarded thereon; and ſuch Juſtices, upon hearing and finally determining the Matter of ſuch Appeal, are hereby authoriſed to award ſuch Coſts to the Party or Parties appealing, or appealed againſt, as they ſhall think proper.

Limitation of Actions.

LIII. And be it further enacted, That no Action or Suit ſhall be commenced againſt any Perſon or Perſons for any Thing done in purſuance or under colour of this Act, until Twenty-one Days Notice ſhall be given thereof, in Writing, to the ſaid Churchwardens, and the Clerk or Clerks to the ſaid Truſtees, nor after ſufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Three Calendar Months next after the Fact committed, for which ſuch Action or Actions, Suit or Suits, ſhall be ſo brought; and every ſuch Action ſhall be brought, laid, and tried, in the ſaid County of *Middleſex*, and not in any other County or Place; and the Defendant or Defendants in every ſuch Action or Suit may plead the General Iſſue, and give this Act and every ſpecial Matter in Evidence, at any Trial or Trials which ſhall be had thereupon; and if the Matter or Thing ſhall appear to have been done under or by virtue of this Act, or if it ſhall appear that ſuch Action or Suit was brought before Twenty-one Days Notice thereof was given as aforeſaid, or if any ſuch Action or Suit ſhall not be commenced within the Time before limited, or ſhall be laid in any other County or Place than as aforeſaid, then the Jury or Juries ſhall find for the Defendant or Defendants therein; and if a Verdict or Verdicts ſhall be found for ſuch Defendant or Defendants, or if the Plaintiff or Plaintiffs in ſuch Action or Actions, Suit or Suits, ſhall become Nonſuit, or ſuffer a Diſcontinuance of ſuch Action or Actions, or if upon any Demurrer or Demurrers in ſuch Action or Actions, Judgement ſhall be given for the

Defendant or Defendants therein, then, and in any of the Caſes aforeſaid, ſuch Defendant or Defendants ſhall have Treble Coſts, and ſhall have ſuch Remedy for recovering the ſame, as any Defendant or Defendants may have for his, her, or their Coſts, in any other Caſes by Law. Treble Coſts.

LIV. And be it further enacted, That this Act ſhall be taken and allowed, in all Courts of Juſtice, as a Publick Act; and all Judges, Juſtices, and others, are hereby required to take Notice thereof as ſuch, without the ſame being ſpecially pleaded. Publick Act.

FINIS.