Anno ſexto

Georgii III. Regis.

An Act to render more effectual an Act paſſed in the laſt Seſſion of Parliament, for rebuilding the Pariſh Church of *Alhallows on the Wall*, in the City of *London*; and for rebuilding the Houſe belonging to the Rector of the ſaid Pariſh; and for purchaſing ſeveral Pieces of Ground and Tenements thereon; to render the Paſſages to and from the ſaid Church and Houſe more commodious.



WHEREAS by an Act paſſed in the laſt Seſſion of Parliament, intituled, An Act for rebuilding the Pariſh Church of *Alhallows on the Wall*, in the City of *London*; and for rebuilding the Houſe belonging to the Rector of the ſaid Pariſh; and for purchaſing ſeveral Pieces of Ground and Tenements thereon, to render the Paſſages to and from the ſaid Church and Houſe more commodious; it is enacted, That it ſhall and may be lawful to and for any Perſon or Perſons to contribute, advance, and pay, into the Preamble, reciting Act of laſt Seſſion.

Hands of the Trustees appointed in and by the said Act, or any Seven or more of them, or such Person or Persons as they, or any Seven or more of them, shall, by any Writing under their Hands and Seals, authorize to receive the same, for the Uses in the said Act mentioned, any Sum or Sums of Money, not exceeding in the Whole the Sum of Four thousand Pounds, for the absolute Purchase of One or more Annuity or Annuities, to be paid and payable during the full Term of the natural Life of every Contributor, or the natural Life of any Person who shall be nominated by or on Behalf of such Contributor, at the Time of Payment of their respective Contribution-monies, which Annuity or Annuities shall not exceed the Rate of Eight Pounds per Centum per Annum, and so in Proportion for any greater or lesser Sum to be advanced and paid as aforesaid; all which said Annuity or Annuities so to be purchased as aforesaid, shall not exceed in the Whole the Sum of Three hundred and twenty Pounds, and shall be payable and paid by the said Trustees, or any Five or more of them, in the Vestry Room of the said Parish, or in such Place of the said Parish as they, or any Five or more of them, shall for that Purpose appoint, at or upon the Four most usual Feasts or Days of Payment in the Year, by even and equal Portions; the First Payment to begin and be made to the respective Purchasers and their Assigns, at or on such of the Feasts aforesaid as shall first happen next after Payment of the respective Monies: And whereas the said Sum of Four thousand Pounds hath been contributed, advanced, and paid, by several Persons, in the Manner in the said Act mentioned; and such Persons are thereby become intitled to Annuities for their respective Lives, payable out of the Rates or Assessments granted by the said Act: And whereas the said Trustees have proceeded in the Execution of the said Act, and have made great Progress therein, but find the said Sum of Four thousand Pounds insufficient for the pious Purposes thereby intended: Now in order to carry the said Act into effectual Execution, 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 Henry Muilman Esquire, together with the Trustees appointed or to be appointed in or by virtue of the said Act, shall be, and they are hereby appointed Trustees to put this Act, and all the

Assessments to be made.

Powers hereby granted, in Execution: And the said Trustees, or any Seven or more of them, shall and may, by Writing under their Hands and Seals, and they are hereby required to make an Assessment on all Lands, Houses, Tenements, and Hereditaments, within the said Parish, not exceeding One Shilling and Ten Pence Halfpenny in the Pound in any One Year, of the yearly Rent of such Lands, Houses, Tenements, and Hereditaments, as the same shall be ascertained and rated to the Land Tax for the time being; and shall order and direct the Collectors and Receivers chosen and appointed, and to be chosen and appointed, by virtue of the said Act, to collect Quarterly from the Owners and Occupiers of such Lands, Houses, Tenements, and Hereditaments, the several and respective Sums assessed as aforesaid, Two Third Parts of which Rates or Assessments shall be paid by the Landlords or Owners, and the other Third Part by the Tenants or Occupiers of such respective Lands, Houses, Tenements, and Hereditaments, and which said Tenants or Occupiers shall and may deduct and retain out of the Rents payable to the Landlords and Owners of the same Premisses, the said Two Thirds of such Rates or Assessments so to be made and collected as aforesaid; and the said Landlords, mediate or immediate, according to their respective Interests, are hereby required to allow to such Tenants such Deductions and Payments accordingly; and every Tenant paying such Rate or Assessment for or upon the Landlord's Account, shall be acquitted and discharged of and from so much Money as the same shall amount unto, as fully and effectually as if the same had been actually paid to any such Landlord or Landlords, or any Person or Persons to whom his or her Rent was or should have been paid or payable; and the said Rates or Assessments shall be, and they are hereby vested in the said Trustees, and shall be recovered, accounted for, paid, and applied, in such Manner as the Rates or Assessments are by the said Act and this Act directed to be recovered, accounted for, paid, and applied.

Owners of Houses let in divers Tenements, to be assessed.

And whereas several Houses within the said Parish, are by their Landlords or Owners thereof let out in Lodgings or Tenements to divers Tenants, whereby it may be difficult to rate or assess such Houses, and to recover such Rates and Assessments when made; for Remedy thereof, be it enacted, That the said Trustees, or any Seven or more of them, shall and may rate and assess the Owner and Owners of all such Houses as shall

be let to, or occupied by, Two or more Tenants, which Rate or Assessment shall be paid by One or more of the Occupiers of any Part or Parts of such Houses.

Losses how to be made good.

And be it further enacted, That in case any of the Monies collected or received by virtue of this Act, shall be lost by Insolvency or otherwise, the said Trustees, or any Seven or more of them, shall and may make a new additional Rate or Assessment, or Rates or Assessments, for supplying and making good such Deficiencies, and the Charges occasioned by or on account of the same; which Rates or Assessments shall be recovered and applied in Manner aforesaid.

Persons aggrieved may appeal to the Quarter Session.

Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves, aggrieved by any Rate or Assessment to be made by virtue of this Act, it shall and may be lawful for such Person or Persons to apply to the Justices of the Peace at the next General or Quarter Sessions to be holden for the City of London, who are hereby impowered to summon and examine Witnesses upon Oath, and to hear and determine the Matter of the said Appeal, and their Determination thereupon shall be conclusive to all Parties.

Owners of empty Houses not liable to pay.

And be it further enacted, That nothing herein contained shall extend to charge or subject any Person to pay any of the Rates or Assessments to be made by virtue of this Act, for any House or other Building which shall be empty and unoccupied during the Time such House or Building shall be so empty and unoccupied; any thing herein contained to the contrary notwithstanding.

Trustees may impower Persons to inspect Books of Assessment of Land Tax.

And be it further enacted, That it shall and may be lawful to and for such Person or Persons as the said Trustees, or any Five or more of them, shall appoint, at all convenient Times to inspect the Books of Assessment of the Land Tax for the said Parish gratis, in order to ascertain the Rates to be paid by virtue of this Act, and to take Copies thereof, paying for the same after the Rate of Six Pence for every Two hundred Words.

Charges of passing this Act how to be paid.

And be it further enacted, That the Charges and Expences attending the obtaining and passing of this Act, shall be paid out of the said Rates or Assessments, or out of the first Money which shall be advanced and paid upon the Credit thereof.

And be it further enacted, That it shall and may be lawful to and for any Person or Persons to contribute, advance, and pay, into the Hands of the said Trustees,

or

or any Seven or more of them, or such Person or Persons as they, or any Seven or more of them, shall, by any Writing under their Hands and Seals, authorize to receive the same, for the Uses and Purposes of the said Act and this Act, any Sum or Sums of Money, not exceeding in the Whole the Sum of One thousand Pounds, for the absolute Purchase of One or more Annuity or Annuities, to be paid and payable during the full Term of the natural Life of every Contributor, or the natural Life of any Person who shall be nominated by or on Behalf of such Contributor at the Time of Payment of their respective Contribution-monies; which Annuity or Annuities shall not exceed the Rate of Eight Pounds per Centum per Annum, and so in Proportion for any greater or lesser Sum to be advanced and paid as aforesaid; all which said Annuity or Annuities so to be purchased as aforesaid, shall not exceed in the Whole the Sum of Eighty Pounds; and shall be payable and paid by the said Trustees, or any Five or more of them, in the Vestry Room of the said Church, or in such Place of the said Parish as they, or any Five or more of them, shall for that Purpose appoint, at or upon the Four most usual Feasts or Days of Payment in the Year, by even and equal Portions; the First Payment to begin and be made to the respective Purchasers and their Assigns, at or on such of the Feasts aforesaid, as shall first happen next after Payment of the said respective Sum or Sums of Money.

1000*l.* may be received on Lives,

at 8*l. per Cent.*

Annuities not to exceed 80*l. per Ann.* and to be paid by the Trustees.

And be it further enacted, That there shall be provided by the said Trustees, and kept in the Vestry Room of the said Church, or in such Place in the said Parish as the said Trustees, or any Five or more of them, shall appoint, a Book or Books, in which shall be fairly written, in Words at Length, the Christian and Surnames, with the proper Additions, and Places of Abode, of all such Persons who shall be Purchasers of any of the Annuities aforesaid, and of all Persons by whose Hands the said Purchasers shall pay in any Sum or Sums of Money upon the Credit of this Act, and also the Sum and Sums so paid for the Purchase of such Annuities, and the respective Days of Payment thereof; to which Book and Books it shall and may be lawful for the respective Purchasers, and their Assigns, and to and for any Person or Persons who shall be liable to pay any Rate or Assessment to be made by virtue of this Act, from time to time, and at all seasonable Times, to have Recourse to, and inspect the same, without Fee or Reward.

Purchasers Names to be entered in a Book;

and the Sums paid, &c.

And

And be it further enacted, That all and every the Annuities so to be purchased by virtue of this Act shall be, and are hereby declared to be, charged upon the Rates or Assessments by this Act granted, and shall be paid and payable, from time to time, out of the Monies arising thereby; and all and every the Contributor and Contributors upon the Credit of this Act, or such Person or Persons as he or they shall appoint, and his and their respective Assigns, shall be intitled, by virtue of this Act, to have, receive, and enjoy, the respective Annuity or Annuities, so to be purchased as aforesaid, during the Term of the natural Life of the Person to be nominated by each such Purchaser and Contributor as before mentioned; and that all and every such Purchaser and Purchasers, and their Assigns respectively, shall have good, sure, absolute, and indefeasible Estates and Interests in the Annuities so by them respectively to be purchased, according to the Tenor and true Meaning of this Act; and that none of the said Annuities shall be subject or liable to the Cares charged upon Land by the Authority of Parliament.

Contributors intitled to Annuities.

And be it further enacted, That every Contributor for the Purchase of any such Annuity or Annuities as aforesaid, his, her, or their Assigns, upon Payment of the Consideration or Purchase-money for the same, or any Part or Proportion thereof, into the Hands of the said Trustees, or any Seven or more of them, or to such Person or Persons as they, or any Seven or more of them, shall, for that Purpose, appoint, shall have One or more Receipt or Receipts, importing the Receipt of such Purchase-money as shall be so paid; and, upon Payment of all the Purchase-money for any such Annuity or Annuities at the Rate aforesaid, every such Contributor, his, her, or their Assigns respectively, shall have an Order on Parchment or Vellum (which may be made without any Stamp thereon) for Payment of the said Annuity or Annuities for and during the natural Life of such Person as shall be so nominated as aforesaid; which Order shall be signed by the said Trustees, or any Seven or more of them; and after Signing thereof, the same shall, by virtue of this Act, be firm, good, valid, and effectual in Law, according to the Purport and true Meaning thereof and of this Act.

Contributors to have Receipts, and Orders for Payment.

And be it further enacted, That it shall and may be lawful to and for the Purchaser or Purchasers of any such Annuity or Annuities as aforesaid, and his, her, or their Executors, Administrators, or Assigns, at any Time or Times, by Writing under his, her, or their Hands

Annuities may be assigned.

and Seals (without any Stamp thereupon) to assign such Annuity or Annuities, or any Part thereof, or Interest therein, to any Person or Persons whomsoever, and so toties quoties; and a Memorandum or Entry of all such Assignments shall be made in a Book which is hereby required to be kept for that Purpose in the Vestry Room belonging to the said Church; which Entry or Memorandum shall be made gratis; and such Book may, at all seasonable Times, be inspected by any Person or Persons interested therein. Memorandum to be made thereof;

Provided always, That no Assignment shall be deemed good or effectual, until such Entry or Memorandum shall be made in such Book as aforesaid. Otherwise ineffectual.

And be it further enacted, That the several Rates and Assessments by this Act granted, shall be chargeable with and for the Payment of all and every such Annuity or Annuities, and all Arrears thereof, from time to time; and shall, upon Default of Payment of any such Annuity, or any Part thereof, within the Space of Forty Days next after any of the Times when the same shall be made payable, vest in the Annuitant or Annuitants, until the same shall be fully paid and satisfied, together with Interest, and the Costs and Charges occasioned by the Nonpayment of the same; and that the said Annuitants, in case the said Annuities shall be in Arrear and unpaid by the Space of Forty Days as aforesaid, and until full Payment thereof, with Interest and Charges as aforesaid, shall have the same Powers and Authorities of assessing, collecting, and recovering, the said Rates or Assessments as are by this Act granted to the said Trustees, their Collectors or Receivers, or any of them. Annuitants Remedy for Arrears.

And be it further enacted, That the several Rates or Assessments hereby granted, shall take Place from the Twenty fourth Day of June, One thousand seven hundred and sixty six; and from and after the Determination of any of the said Annuities, a proportionable Part, as near as may be, of such Rates or Assessments, shall cease and determine; and from and after the Determination of all the said Annuities, all the said Rates and Assessments shall cease and determine. Commencement of the Rates.

Provided always, and be it further enacted, That nothing in this Act contained shall extend to prejudice, lessen, or defeat, the Right, Title, or Interest, of the several and respective Persons to whom any Annuity or Annuities shall have been granted by virtue of the said Act, or to their or any of their respective Assigns. Rights of the former Annuitants not to be prejudiced.

And be it further enacted, That if any Suit or Action shall be commenced or prosecuted against any Person or Limitation of Actions.

Persons for any thing done or to be done in pursuance of this Act, every such Suit or Action shall be commenced within Six Months next after the Fact committed, and not afterwards; and shall be brought and tried in the City of London, and not elsewhere; and the Defendant or
General Issue. Defendants therein may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon; and that the same was done in Pursuance of, and by the Authority of, this Act: And if it shall appear so to be done, that then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become Nonsuited, or discontinue his, her, or their Action, after the Defendant or Defendants shall have appeared; or if, upon Demurrer, Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants
Treble Costs. shall and may recover Treble Costs, and have the like Remedy for the same as any Defendant or Defendants hath or have for Costs in any other Cases by Law.

Publick Act. And be it further enacted and declared, That this Act shall be deemed and taken to be a Publick Act; and all Judges, Justices, and other Persons, are to take Notice thereof as such in all Courts and Places whatsoever, without specially pleading the same.

FINIS.