Anno octavo

Georgii III. Regis.

An Act for repealing an Act made in the Twenty ninth Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for the better regulating the Nightly Watch and Beadles, and cleansing, enlightening, and paving, the Streets, Squares, Lanes, and other Passages, and repairing the Highways and Causeways, and regulating the Poor within the Parish of Saint* Mary le Bone, *in the County of* Middlesex; and for making more effectual Provision for those Purposes.



WHEREAS an Act was made in the Twenty ninth Year of the Reign of His late Majesty King George the Second, intituled, An Act for the better regulating the Nightly Watch and Beadles, and cleansing, enlightening, and paving, the Streets, Squares, Lanes, and other Passages, and repairing the Highways and Causeways, and regulating the Poor within the Parish of Saint *Mary le Bone*, in the County of *Middlesex*: And whereas, since the passing the said Act, the said Parish is become very populous, and great In-

Preamble, reciting Act 29 *Geo.* II.

conveniences have happened, so that the Provisions, in the said Act, are found ineffectual to answer the Purposes thereby intended: May it therefore please Your Majesty, that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Second Day of April next, the said Act, and the several Matters and Things therein contained, shall be, and are hereby, repealed and made void to all Intents and Purposes whatsoever.

The recited Act repealed.

Vestrymen.

And be it further enacted by the Authority aforesaid, That from and after the said Second Day of April, the Right Honourable George Simon Harcourt, commonly called Lord Viscount Nuneham, the Right Honourable Archibald Hamilton, commonly called Lord Archibald Hamilton; the Right Honourable John James Perceval, commonly called Lord Perceval, the Right Honourable William Viscount Barrington in the Kingdom of Ireland, the Right Honourable Constantine Lord Mulgrave in the Kingdom of Ireland, Samuel Adams, William Allsop, John Anderson, Sir Hanson Berney Baronet, William Baker, Isaac Barrett, Aubrey Beauclerk, Stephen Beckingham, Levet Blackborne, Robert Bonner, Joseph Brockhurst, John Bullock, Philip Burlton, John Calvert, William Chambers, Archibald Cockran, Charles Cocks, James Colhoun, Thomas Collins, Richard Coombe, Henry Cornelison, Richard Cumberland, John Devall junior, John Dodd, Thomas Dummer, James Dunne, George Durant, Richard Edwards, the Honourable Richard Fitzpatrick, Savile Finch, William Fitzherbert, Thomas Foley senior, Thomas Foley junior, Daniel Foulston, Thomas Gaff, Francis Goodge, Samuel Grandfield, Thomas Allen Greenalgh, William Greenell, Thomas Grosvenor, William Guthrie, John Hagar, William Hanbury, Benjamin Harenc, James Hibbins, Jacob Hinde, Robert Hinde, Richard Hulse, Robert Hunter, Joseph Jackson, Thomas Isatt, Robert Kingsmill, Sir Robert Lawley Baronet, Sir John Lindsay, the Honourable Robert Lane, John Lane, Peter Legh, William Lock, John Lockwood, the Honourable James Murray, Herbert Mackworth, Lauchlan Maclane, Joseph Mahoon, John Manvill, George Mercer senior, George Mercer junior, John Middelton, William Morgan, James Moss, James Murray, John Norris, Edward Pauncefort, Edward Penney, William Plumer, Sir George Bridges Rodney Baronet, George Rawlinson, Evan Richards, Nathaniel

Nathaniel Richmond, Joſeph Roſe, Sir John Shaw Baronet, Sir John Spring Baronet, John Smith, Richard Spencer, William Strode, George Stubbs, Henry Tom, Clement Tudway, Alexander Turner, Sir Edward Winnington Baronet, John Willan, Thomas Wildon, Joſeph Wilton, John Wogan, William Woolaſton, Sir William Yorke, together with the Miniſter and Church-wardens of the ſaid Pariſh for the time being, ſhall be, and are hereby conſtituted and appointed, and ſhall be called, Veſtrymen of the ſaid Pariſh, for putting this preſent Act in Execution, and the ſeveral Powers and Authorities hereby given and granted.

Time and Place of their Meeting.

And be it further enacted by the Authority aforeſaid, That the ſaid Veſtrymen herein before-mentioned, or any Nine or more of them, ſhall, as ſoon as conveniently may be after the ſaid Second Day of April, meet together in the Veſtry Room at the Court Houſe in the ſaid Pariſh, and ſhall then proceed to put this Act in Execution; and that they, or the major Part of them, ſhall and may, at their ſaid Firſt Meeting, elect, by Ballot, any Number, not exceeding Twenty other fit and ſubſtantial Pariſhioners, to be joined with them as Veſtrymen in the Execution of this preſent Act; which ſaid Perſons, ſo elected, ſhall have the like Power in all Reſpects, as is hereby given to the Veſtrymen herein before-mentioned; and that the ſaid Veſtrymen, ſo met and aſſembled as aforeſaid, ſhall and may then and there, and at all future Meetings, be at Liberty to adjourn to the ſame Place, or to any other convenient Place within the ſaid Pariſh, for carrying this Act into Execution: And if any One or more of the Veſtrymen hereby appointed, or to be elected, as aforeſaid, ſhall die, or remove out of the ſaid Pariſh, or refuſe to act; then, and from thenceforth, he and they ſhall reſpectively ceaſe to be a Veſtryman or Veſtrymen; and, in that Caſe, it ſhall and may be lawful for the ſaid Veſtrymen, or any Nine or more of them, then aſſembled at any Veſtry duly called or convened by public Notice, to be given in the Pariſh Church of Saint Mary le Bone aforeſaid on the Sunday before every ſuch Meeting (which Notice the Miniſter or Curate of the ſaid Pariſh is hereby required to read and give, or cauſe to be read and given) and alſo by Writing to be affixed on the Door of the ſame Church, to chooſe, elect, and appoint, by Ballot, One or more fit and ſubſtantial Pariſhioner or Pariſhioners to be a Veſtryman or Veſtrymen of the ſaid Pariſh in the Room and Stead of ſuch Perſon or Perſons ſo dying, removing, or refuſing to act; and ſuch Per-

On Death or Removal, others to be choſen.

Notice thereof to be given.

son or Persons so chosen, elected, and appointed, shall be (and he and they are hereby) vested with the same Powers and Authorities as the Person or Persons in whose Place or Places he or they shall succeed was or were vested with.

Proviso. Provided always, and be it enacted by the Authority aforesaid, That if any Person or Persons, nominated or elected a Vestryman or Vestrymen as aforesaid, shall neglect to act during the Space of Two Years, such Neglect shall be deemed and taken to be a Refusal to act within the Intent and Meaning of this Act.

Persons acting under the late Act, to account and deliver up their Books, &c. And be it further enacted by the Authority aforesaid, That all and every Person and Persons acting, or who have acted, under the said recited Act of the Twenty ninth Year of the Reign of his late Majesty King George the Second, who shall have in his, her, or their Custody or Power any Money collected by virtue of, or any Books, Papers, or Writings, relating to the Execution of, the said recited Act, shall, when thereunto required, deliver up to the said Vestrymen appointed by this Act, or any Five or more of them, at a Meeting to be held for that Purpose (Fourteen Days Notice of such Meeting having been given in and upon the Parish Church aforesaid) all the Money received by him or them by virtue of the said recited Act, and all the Books, Papers, and Writings, relating to the Execution thereof: And in case of Neglect or Refusal so to do, it shall and may be lawful for any One or more Justice or Justices of the Peace of the County of Middlesex to make Enquiry concerning such Default, either by the Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses, upon Oath (which Oath such Justice or Justices is and are hereby impowered and required to administer:) And if it shall be found that any Person or Persons shall have any Money, Books, Papers, or Writings, in his, her, or their Hands, received or possessed by virtue of the said recited Act, and shall not pay or deliver up such Money, Books, Papers, and Writings as aforesaid; such Justice or Justices shall commit every such Offender to the Common Gaol or House of Correction, there to remain, without Bail or Mainprize, until he or she shall give and make a true and perfect Account and Payment as aforesaid; or until he or she shall have compounded with the said Vestrymen appointed by this Act, or any Five or more of them, and shall have paid such Composition in such Manner as they shall appoint (which Composition the said Vestrymen, or any Five or more

On Refusal, Justices may enquire into the Default,

and commit the Offender, till Payment or Composition made.

more of them, are hereby impowered to make) at any Meeting to be held in pursuance of this Act; or until he, she, or they, shall have delivered up such Books, Papers, and Writings, as aforesaid, or given Satisfaction, in respect thereof, to the said Vestrymen, or any Five or more of them.

Vestrymen to appoint a Churchwarden and Sidesman.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Vestrymen, or any Seven or more of them, and they are hereby required, to assemble and meet together in the Vestry Room at the Court House, or some other convenient Place to be by them appointed in the said Parish, annually, on Friday in Easter Week, between the Hours of Nine and Twelve in the Forenoon; and at such annual Meeting, or if, through any Accident, it shall be then omitted, in such Case, and as often as it shall so happen, at the next or some subsequent Meeting, the Vestrymen present at such Meeting, or any Seven or more of them, shall nominate and appoint One substantial Parishioner to be Churchwarden of the said Parish, and also One substantial Parishioner to be Sidesman to assist the said Churchwarden in the Execution of his Office; such Churchwarden and Sidesman to continue in their respective Offices for the Year next ensuing, and until others shall be appointed in their room; and in case of the Death of them, or either of them, before the Expiration of their respective Offices, another, or others, to be in like Manner nominated and appointed.

The Duchess Dowager and Duke of *Portland* to appoint a Churchwarden, &c.

Provided always, and be it further enacted and declared, That nothing herein contained shall prevent or hinder their Graces Margaret Cavendishe Duchess Dowager of Portland, or William Henry Cavendishe Duke of Portland, or her, his, or their Trustee or Trustees, her, his, or their Heirs and Assigns, from time to time, to nominate and appoint a Churchwarden and Beadle for the said Parish as heretofore; but that it shall and may be lawful for the said Duchess Dowager and Duke of Portland, or her, his, or their Trustee or Trustees, her, his, or their Heirs and Assigns, to appoint such Churchwarden and Beadle, and also One substantial Parishioner to be Sidesman to assist the said Churchwarden in the Execution of his Office; any thing herein contained to the contrary thereof notwithstanding.

Vestrymen to appoint Overseers.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Vestrymen, or any Seven or more of them, assembled at their First annual Meeting, on Easter Tuesday, in the Year One

One thousand seven hundred and sixty eight, or at some other Meeting within Forty Days next after, to make a List in Writing of any Number not exceeding Eight Persons, being substantial Housholders in the said Parish, whom such Vestrymen shall think fitly qualified to be nominated and appointed Overseers of the Poor of the said Parish for the said Year One thousand seven hundred and sixty eight, and so in like Manner annually for every ensuing Year; which List shall be fairly entered in the Minute Books of the said Vestrymens Proceedings, and true Copies thereof, attested under the Hands of the Vestry Clerk of the said Parish, shall by them, or One of them, be delivered, with all convenient Speed, to any Two Justices of the Peace for the said County of Middlesex then residing in or near to the said Parish; who shall, and they are hereby authorized and required, thereupon, forthwith, by Writing under their Hands and Seals, to nominate and appoint any Two, whom they shall think proper, of the Persons named in such Copy or Copies of the said List to be Overseers of the Poor of the said Parish for the Year then next ensuing, and until new Overseers shall in like Manner be nominated and appointed to succeed them; which Persons, when so nominated and appointed, and having Notice thereof, shall, from thenceforth, together with the Churchwardens for the time being of the said Parish, be and be deemed Overseers of the Poor of the said Parish of Saint Mary le Bone; and they, and each of them, the said Overseers, so nominated and appointed as aforesaid, shall, and they are hereby severally required to do, perform, and execute, their respective Duty and Duties, Office and Offices, of Overseer and Overseers of the Poor of the said Parish accordingly: And in case they, or either of them, shall refuse or neglect so to do by the Space of Seven Days next after his or their having had such Notice as aforesaid, then One or more other Person or Persons named in the said List shall in like Manner be nominated and appointed, under the Hands and Seals of Two Justices of the Peace, to be an Overseer or Overseers of the Poor of the said Parish in the Stead of him or them who shall so refuse or neglect to act.

Overseers refusing or neglecting their Duty, others to be chosen.

And be it further enacted, That every Person nominated and appointed an Overseer of the Poor of the said Parish, in Manner aforesaid, who shall refuse or neglect to take upon himself that Office and Duty, within the Space of Seven Days next after he shall have had Notice

Penalty on such Refusal or Neglect.

tice of his being so nominated and appointed, shall, upon Proof thereof, by the Oath or Oaths of One or more credible Witness or Witnesses, before any Two of such Justices of the Peace as aforesaid (which Oath or Oaths they the said Justices are hereby authorized to administer) respectively forfeit and pay, for such Refusal or Neglect, the Sum of Ten Pounds, for the Use of the Poor of the said Parish; to be levied by Distress and Sale of his or their respective Goods and Chattles, by Warrant under the Hands and Seals of the Two Justices before whom the Proof of such Refusal or Neglect shall have been made as aforesaid; (which Warrant or Warrants the said Justices are hereby impowered and required to make and issue): And all Peace Officers are hereby required to execute every such Warrant accordingly; and, with all convenient Speed, to pay over all the Monies, which shall, from time to time, be so levied, into the Hands of the Treasurer or Treasurers for the time being, to be appointed in pursuance of this Act; who shall respectively account for and pay the same, in like Manner as he or they ought to apply, account for, and pay, any other Monies to be assessed and raised for the Maintenance of the Poor, by virtue of this Act.

Annual Meeting of Vestrymen.

And be it further enacted by the Authority aforesaid, That at the said annual Meeting of the said Vestrymen on Tuesday in Easter Week, or at any other Meeting or Meetings which they, or any Seven of them, are hereby authorized and impowered to call or convene, from time to time, as Occasion shall require (Notice being given in the Parish Church aforesaid of such intended Meeting the Sunday before such Meeting, immediately after Morning Service); and also by Writing to be affixed on the Door of the same Church (which Notice the Minister or Curate of the said Parish is hereby required to read and give, or cause to be read and given); it shall and may be lawful for the said Vestrymen, or any Seven or more of them, assembled at such Meeting, to ascertain the Monies to be assessed within the Limits of the said Parish for the better Maintenance of the Poor, paying the Wages and Allowances to the Watchmen and Beadles, cleansing the Streets, Squares, Lanes, and other Passages, and repairing the Highways and Causeways, and lighting the Streets, Squares, Lanes, and other Passages, within the said Parish; and also to make such Rules, Orders, and Regulations, concerning the several Subjects intrusted to

their Care, or any of them, as to them shall, from time to time, seem meet.

Proceedings to be confirmed at a subsequent Meeting.

Provided always, and be it enacted by the Authority aforesaid, That the Proceedings of the Vestrymen, at any Meeting or Vestry to be held in pursuance of this Act, shall not be valid until confirmed at the next subsequent Meeting duly convened as aforesaid.

Notice to be given of Meetings.

Provided also, and be it further enacted by the Authority aforesaid, That no Meeting shall be held by the said Vestrymen for the executing of this Act, unless public Notice be given of such Meeting in the Church of the said Parish, immediately after Divine Service in the Forenoon, on the Sunday next before every such Meeting (which Notice the Minister or Curate of the said Parish is hereby required to read and give, or cause to be read and given, the said annual Meetings on Tuesday in Easter Week, and Meetings by Adjournment, only excepted); and all such Meetings shall be held at the Vestry-room at the Court-house, or other convenient Place, to be by the said Vestrymen appointed hereafter in the said Parish.

Vestrymen to choose, and Justices to swear, Constables.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the Vestrymen of the said Parish, or any Seven or more of them, and they are hereby required, at their annual Meeting upon the Tuesday in Easter Week, or as soon after as conveniently may be, in every Year, to make a List of a sufficient Number of Parishioners to be returned to Two or more Justices of the Peace in Petty Sessions, to be held at the Court-house in the said Parish, for them to appoint thereout such a Number as shall be directed by the said Vestrymen hereby appointed, or to be appointed, not exceeding Twenty Constables for the said Parish for the ensuing Year; and if any One or more of the said Constables shall die, or remove out of the said Parish, within the Year, it shall and may be lawful for the said Vestrymen, or any Seven or more of them, at a Meeting assembled by Adjournment, or upon Six Days Notice given by the Vestry Clerk to the said Vestrymen, or left at their Places of Abode, at any intermediate Times of the Year, to make a List of a sufficient Number of Parishioners, to be returned to Two or more Justices of the Peace in Petty Sessions to be held at the Court-house in the said Parish, for them to appoint thereout One or more Constable or Constables to supply the Place of those so dying or removing out of the said Parish, for the remaining Part of the Year.

Provided

Substitutes to be allowed.

Provided always, That it shall and may be lawful for any Person appointed to be a Constable as aforesaid, to appoint a Person to be his Substitute to serve in his Room or Stead; such Person to be approved of by the Vestrymen, or any Five or more of them, and afterwards to be sworn by the Justices of the Peace at the next Petty Sessions to be held at the Court-house in the said Parish.

Fine for not serving the Office of Constable, &c.

And be it further enacted by the Authority aforesaid, That if any Person who shall be appointed a Constable by virtue of this Act, shall neglect or refuse to take upon himself the Execution of such Office, or to provide a Substitute as aforesaid; every such Person shall, for every such Neglect or Refusal, forfeit the Sum of Ten Pounds: And if any Constable, or Deputy Constable, shall neglect to attend in his Turn, to keep Watch and Ward in Manner, and during the Times herein after mentioned, or which shall be appointed by virtue of this Act, or shall otherwise neglect his Duty, or misbehave himself; every such Person shall, for every such Offence, forfeit the Sum of Twenty Shillings.

Penalty on Neglect of Duty.

Copy of all Nominations, &c. to be delivered to the Constables:

And be it further enacted by the Authority aforesaid, That a true Copy or Transcript of all Nominations, Appointments, Acts, Rules, Orders, and Regulations, as shall be made by the said Vestrymen, from time to time, in pursuance of this Act, shall be fairly written and signed by the Vestry Clerk of the said Parish; and shall be delivered to the Constables for the time being of the said Parish, and to every of them; and that from and after the said Second Day of April, One or more of the said Constables for the time being, or their sufficient Deputies, shall attend every Night by Turns, and shall keep Watch and Ward within the said Parish, from the Hours of Nine in the Evening till Seven the next Morning, from the Twenty ninth Day of September till the Thirtieth Day of March; and from the said Thirtieth Day of March till the Twenty ninth Day of September, from Ten of the Clock in the Evening till Five of the Clock the next Morning; and shall, in their several Turns or Courses of Watching, use their utmost Endeavours to prevent all Mischiefs happening by Fires, and to that End shall and may arrest, apprehend, and detain, any suspected Person or Persons, and convey him, her, or them, as soon as conveniently may be, before One or more Justice or Justices of the Peace for the County of Middlesex, to be examined and dealt with according to Law; and shall Twice, or oftener, at convenient Times in every Night, go about the

Their Duty.

To prevent Fires, and take up suspected Persons.

Parish,

Parish, and take Notice whether all the Watchmen perform their Duties in their several Stations, according to such Orders and Regulations as shall be made in pursuance of this Act; and in case any such Watchman shall misbehave himself, or neglect his Duty, the said Constables, or their Deputies, shall, as soon as conveniently may be, give Notice thereof to the said Vestrymen, or any Seven or more of them, for the time being, for the Examination and Punishment of such Offender.

None liable to be re-elected within Seven Years.

Provided nevertheless, That no Person who shall have served the said Office of Constable, or provided a Substitute as aforesaid, or paid the Penalty of Ten Pounds for refusing to serve such Office, shall be liable to be appointed to serve such Office for the Space of Seven Years then next ensuing.

Watchmen and Beadles to be chosen.

And be it further enacted by the Authority aforesaid, That the said Vestrymen of the said Parish, or any Seven or more of them, shall, at the Time when they appoint Constables as aforesaid, also appoint what Number of Watchmen they shall judge necessary to be kept in the said Parish for such Year, and shall appoint as well such honest and able-bodied Men, to be employed in that Service, as they shall think best qualified for the same, as also One or more Beadle or Beadles (not exceeding Six); and the said Vestrymen, or any Seven or more of them, shall meet, within Six Days next after the holding of the said yearly Meeting, at the Vestry-room aforesaid, and then, and from time to time afterwards, adjourn themselves: And the said Vestrymen, or any Seven or more of them, shall, from time to time, direct and set down in Writing at what Stands it is fit for the said Watchmen to be placed; in what Manner, and how often, it is required of them to go their Rounds; how they ought to be armed; how long they are to watch; what Wages and Allowances shall be given to the said Watchmen, and Beadle or Beadles, for his and their Attendance; and all such other Orders and Regulations for the Government and Direction of the said Beadle or Beadles, and Watchmen, and for the due Execution of this Act, as they shall think proper: And if any of the said Watchmen, or such Beadle or Beadles, so appointed as aforesaid, shall die within the Year, or shall be negligent in his or their Duty, or guilty of any Misbehaviour; or if it shall be found necessary to repeal, amend, or alter, any of the said Nominations, Orders, and Regulations; it shall and may be lawful for the said Vestrymen, or any

Vestrymen to make Orders concerning Beadles and Watchmen.

Watchmen or Beadles dying or misbehaving, &c.

Seven

Seven or more of them, at any Meeting assembled by Adjournment, or upon Six Days Notice given in the Church as aforesaid, to nominate and appoint One or more Person or Persons, fitly qualified, in the Room and Stead of him or them so dying, or guilty of Misbehaviour; and also to make such other Nominations and Appointments, and such further Orders and Regulations, for the better Government and Direction of the said Watchmen, and Beadle or Beadles, as they shall think proper, and to do all such other Acts as shall be necessary for the due Execution of this Act. Vestrymen to appoint Owners; and make new Regulations.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Watchmen, or any of them, in the Absence of the Constables of the Night, or their Deputies, and they are also hereby authorised and required, in their several Stations, during the Time of their keeping Watch and Ward as aforesaid, to apprehend and detain as aforesaid any Malefactors, Rogues, Vagabonds, or other disorderly Persons, whom they shall find disturbing the public Peace, or have just Cause to suspect of any evil Designs; and to deliver the Person or Persons so apprehended, as soon as conveniently may be, to the Constables of the Night, or their Deputies (or, in their Absence, to the Keeper of the Watch-house:) And the said Constables or Deputies are hereby required to carry him, her, or them, as soon as they conveniently can, before One or more Justice or Justices of the Peace of the said County, to be examined and dealt with according to Law. Watchmens Power in the Absence of the Constables, &c.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Vestrymen for the time being, or any Seven or more of them, at their First Meeting yearly as aforesaid, by Writing under their Hands, to choose and appoint One or more fit Person or Persons, residing in the said Parish, to be Surveyor or Surveyors, to view, from time to time, the Condition of the Highways in the said Parish, and report the same to the said Vestrymen at their public Meetings; and the said Vestrymen, or any Seven or more of them, upon viewing the said Highways, shall give Orders and Directions in Writing to the said Surveyor or Surveyors what Work they think proper to be done, from time to time, on the said Highways: And the said Surveyor or Surveyors shall, from time to time, view the Condition of the Paving in the Streets, Squares, Lanes, Courts, Alleys, and Markets, and other Passages, in the said Parish; and Surveyors of Highways to be chosen and directed by the Vestrymen.

also such Streets, Squares, Courts, Lanes, Alleys, and Ways, on which Buildings may or shall be erected, which are, may, or shall be, fit and convenient to be paved; and view and see if there be any Nuisances and Incroachments in the said Streets, Squares, Lanes, Courts, Alleys, Markets, and other Passages, in the said Parish, and to give Notice to the said Vestrymen, at any of their public Meetings, of the same, or of bad Paving; and the said Vestrymen are hereby impowered to make such Allowance to such Surveyor or Surveyors, for his or their Trouble, as they, or any Seven or more of them so assembled as aforesaid, shall think fit, not exceeding the annual Sum of Thirty Pounds, and so in Proportion for any less Time than a Year: And if the said Surveyor or Surveyors shall die, or remove out of the said Parish, or neglect his or their Duty, it shall and may be lawful for the said Vestrymen, or any Seven or more of them, at a Meeting as aforesaid, to choose and appoint another Person or Persons in his or their Room or Stead.

Allowance to be made to Surveyors for their Trouble, not exceeding 30 *l.* a Year.

On Death or Removal of Surveyors, others to be chosen.

Regulations concerning Pavements.

And be it further enacted by the Authority aforesaid, That all Streets, Squares, Lanes, Courts, Alleys, Markets, and other Places, which are now paved, or shall hereafter be paved, within the said Parish, shall be, from time to time, repaired and paved at the Costs and Charges of the Owners, or Housholders, and Inhabitants, of the Buildings in the said Streets, Squares, Lanes, Courts, Alleys, or other Places respectively; and where any Houses or other Buildings shall be empty or unoccupied in any such Streets, Squares, Lanes, Courts, Alleys, or other Places, such Pavements shall be repaired at the Costs and Charges of the Owners or Proprietors thereof, which Pavements shall be done in the Manner following; (that is to say) Every of the said Housholders, Owners or Proprietors of Houses, shall repair, pave, and keep repaired and paved, all the Footways in the said Streets, Squares, Lanes, Courts, Alleys, and other Places, before his, her, or their House or Houses, Coach-houses, Stables, Out-houses, or other Buildings or Premisses, with Squares or Purbeck Paving, and at the least Four Feet wide; and all the Horse and Carriage-ways to the Denter-stone, Channel, or Middle of the same Street, Square, Lane, Court, Alley, or other Place, with good Rag Stones or Pebbles: And it shall and may be lawful for the said Vestrymen, or any Five or more of them, upon Complaint to them made, that any Part of such Pavement is not amended and kept in Repair in the Manner directed

by this Act, to view the Condition of such Pavement, and to give Notice, in Writing, signed by Three of the said Vestrymen, to the Person or Persons who ought to repair such Pavement, to repair the same in the Manner hereby directed: And in case such Person or Persons shall not within Fourteen Days after such Notice given or left at his, her, or their Place or Places of Abode, well and sufficiently repair such Pavement in the Manner hereby required; it shall and may be lawful for the said Vestrymen, or any Five or more of them, to cause such Pavement to be effectually repaired, and the Expence thereof shall be defrayed by the Person or Persons guilty of such Neglect, and shall be recovered and levied in such Manner as the Penalties and Forfeitures hereby inflicted are directed to be recovered and levied; and every such Person shall also, for every such Neglect, forfeit and pay the Sum of Twenty Shillings for every Perch or Rod, and after that Rate for a greater or lesser Quantity, and the like Sum for every Week, till the same be paved and repaired.

And whereas there are in the said Parish, Streets, Squares, Courts, Lanes, Alleys, and Ways, on Part of which there are small Pieces or Parcels of Ground unbuilt upon, and Houses and other Buildings which are unfinished or uninhabited; be it enacted by the Authority aforesaid, That it shall and may be lawful for the said Vestrymen, or any Five or more of them, to view and inspect such Streets, Squares, Courts, Lanes, Alleys, and Ways, as are or shall be made from time to time; and if upon such View they shall find the said Streets, Squares, Courts, Lanes, Alleys, and Ways, fit to be paved, or otherwise amended, to certify the same to Two or more Justices of the Peace assembled in Special Sessions at the Court House, or elsewhere, in the said Parish for that Purpose, who are hereby authorized and required to make, sign, and give, such Order or Orders as shall be requisite for effectually paving, or otherwise amending the same; and all and every Person and Persons, Owners or Inhabitants, of all and every the Houses, Coach-houses, Stables, Out-houses, Yards, and vacant Ground, fronting the said Streets, Squares, Courts, Lanes, Alleys, and Ways, found necessary to be paved or amended, shall, and they are hereby required, according to their several and respective Interests therein, by Order of such Justices at their Sessions aforesaid, and by a Time in such Order to be limited, pave in Manner aforesaid all the Ground that doth or shall lie in Front before every such

Vestrymen to view the Streets, &c.

and certify the same to Two or more Justices; who are to make Order accordingly.

Inhabitants to comply with Justices Order.

such Dwelling-house or other Buildings, Yards and vacant Ground, as aforesaid, and extend such Pavement to the Middle of the Way or Center-stone; and every Person offending herein, or that shall not, from time to time, repair and amend his, her, or their Proportion of their respective Pavements in Manner aforesaid, shall forfeit Twenty Shillings for every such Offence for every Perch; and after that Rate for a greater or lesser Quantity, and the like Sum for every Week till the same be paved and repaired.

Contracts for repairing the Squares, &c. not to be altered.

Provided always, and it is hereby further enacted, That nothing herein contained shall extend, or be construed to extend, to alter, vary, or impeach, any Contract or Agreement whereby any Person or Persons shall or may be subject or liable to repair, pave, or keep repaired and paved, any Part of the Squares or Markets within the said Parish further or beyond the Center-stone.

Vestrymen to repair Pavements in certain Cases;

And whereas it is often difficult, if not impossible, to find out or ascertain who are the Proprietors of such Houses, Coach-houses, Stables, Yards, and vacant Ground, to serve proper Notices for paving or repairing the Pavements in such Streets, Squares, Courts, Lanes, Alleys, and Ways; be it enacted by the Authority aforesaid, That it shall and may be lawful for the said Vestrymen, or any Five or more of them, (where and in such Cases as the Proprietors of such Houses, Coach-houses, Stables, Out-houses, Yards, and vacant Ground, cannot be found,) and they are hereby authorized and required to pave, or repair, or amend, or cause to be so paved, or repaired, or amended, such Pavements, in the Fronts of such Houses, Coach-houses, Stables, Out-houses, Yards, and vacant Ground, and defray the Expence thereof out of the Rates to be raised in pursuance of this Act; which said Expence shall be reimbursed by the Proprietor or Proprietors, Tenant or Tenants, Occupier or Occupiers, of such Houses, Coach-houses, Stables, Out-houses, Yards, and vacant Ground respectively, when and so soon as they, or any or either of them, shall be known and discovered; and the said Expence, together with the Costs (if any) attending the Recovery thereof, shall be recovered and levied in such Manner as the Penalties or Forfeitures hereby inflicted are directed to be recovered and levied.

Expences to be reimbursed.

Penalty on driving Barrows, &c. on Foot Pavement.

And be it further enacted, That if any Person or Persons shall for the future carry, run, drive, draw, or cause to be carried, run, driven, or drawn, on any of the

the Foot Pavements within the said Parish any Wheel or Wheels, Sledge, Wheelbarrow, or other Carriage whatsoever; or shall wilfully ride, lead, or drive, any Horse, Ass, or other Cattle, Coach or other Carriage whatsoever, upon any Part of the said Foot Pavement; then, and in any of the said Cases, and so often as they, or any of them, shall happen, it shall and may be lawful to and for any Person or Persons whatsoever, who shall see any such Offence committed, to seize, and also for any other Person or Persons to assist in seizing, such Offender or Offenders; and by the Authority of this Act, and without any other Warrant, to convey or deliver him, her, or them, into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the said County of Middlesex; and the Party or Parties accused being brought before him, such Justice shall proceed to examine, upon Oath, any Witness or Witnesses who shall appear or be produced to give Information touching such Offence (which Oath the said Justice is hereby authorized and required to administer;) and if the Party or Parties accused shall be convicted of any such Offence, either by his, her, or their own Confession, or upon such Information as aforesaid, he, she, or they, so convicted, shall forfeit and pay any Sum not exceeding Ten Shillings for the First Time of offending; any Sum not exceeding Twenty Shillings for the Second Time of offending; and any Sum not exceeding Forty Shillings for the Third and every other Time of offending.

Vestrymen may contract for cleansing the Streets, &c.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Vestrymen, or any Seven or more of them, to contract with One or more fit Person or Persons for cleansing the Streets, Squares, Lanes, Courts, Alleys, Markets, and other Passages, where Buildings are erected, and the Streets paved, in the said Parish, and also the Highways within the said Parish; and the said Person or Persons so contracted with shall, Twice in every Week, or oftener, bring or cause to be brought Carts, or other proper Carriages, into all the said Streets, Squares, Lanes, Courts, Alleys, Markets, and other Passages, where such Carts or Carriages can pass; and at or before their Approach, by Sound of Bell, or with an audible and distinct Voice, give Notice to the Inhabitants of their coming, and give the like Notice in every Court, Alley, or Place, into which the said Carts or Carriages cannot pass; and shall abide and

Dust, &c. be carried away Twice a Week.

stay a convenient Time near the said Court, Alley, or Place, to the Intent that all Persons concerned may bring forth their respective Dust, Dirt, Ashes, Filth, and Soil, to the respective Carts and Carriages so staying as aforesaid, all which the said Person or Persons, so contracted with, shall carry or cause to be carried away;

Streets, &c. to be cleansed every Month,

and the said Person or Persons, so contracted with, shall sweep all the paved Streets, Squares, Lanes, Courts, Alleys, Markets, and other Passages, within the said Parish, and carry or cause to be carried away the Dust, Dirt, and Soil, out of the same, as often as shall be necessary, but at least Once in every Month,

on Penalty of 10 *l.*

under a Penalty not exceeding Ten Pounds for every Neglect: And that no Person or Persons whatsoever

Penalty on laying Ashes, &c. in the Streets, &c.

shall throw, cast, or lay, or cause, permit, or suffer, to be thrown, cast, or laid, any Ashes, Dust, Dirt, or other Filth or Annoyance whatsoever, in any paved Street, Square, Lane, Court, Alley, Market, or open Passage, or Highway, within the said Parish, before his or their own Dwelling-house or Houses, Stables, Buildings, or Walls, or before the Houses, Buildings, or Walls, of any other Person or Persons, Inhabitants of the Parish aforesaid; but shall keep, or cause the same to be kept, in their respective Houses or Yards, until such Time as the Person or Persons so contracted with to carry away the Ashes, Dust, Dirt, or Soil, from the said Streets and Places where they dwell, do come by or near their Houses, Doors, or Places, with his or their Carts or other Conveniencies for carrying away such Ashes, Dust, Dirt, or Soil, and then shall carry, or cause to be carried out, the said Ashes, Dust, Dirt, Filth, or Annoyance as aforesaid, and deliver the same to the Person or Persons so contracted with, or their Agents or Servants, upon Pain of forfeiting, for every Offence, any Sum not exceeding Ten Shillings.

Nuisances to be removed.

And be it further enacted by the Authority aforesaid, That no Person or Persons shall, for the future, throw out any Dung, Soil, or Rubbish, into any Street, Square, Lane, Court, Alley, Market, or other Passage, or set out, or lay out, any Coach, Cart, Dray, or Waggon, Wheels, Timber, or Stone, nor make Saw-pits, in paved Streets, before or near his or their House or Houses, Buildings, or Premisses, that shall or may obstruct or endanger the passing or repassing of any Person or Carriage whatsoever; and no Posts or Rails shall be erected, fixed, or set up, in or cross the Foot-ways or Streets within the said Parish; nor the Paving of the said Foot-ways or Streets raised above the Pav-

ing

ing adjoining: And it shall and may be lawful for the said Vestrymen, or any Five or more of them, upon Complaint to them made of any such Nuisance or Incroachment, as aforesaid, to view the Condition of such Nuisance and Incroachment, and to give Notice in Writing, signed by Five or more of them, to the Person or Persons so offending as aforesaid, to remove such Nuisance or Incroachment; and in case such Person or Persons shall not, within Six Days after such Notice given or left at his, her, or their Place or Places of Abode, remove such Nuisance or Incroachment, it shall and may be lawful for the said Vestrymen to cause such Nuisance or Incroachment to be removed in such Manner as they shall think proper; and the Expence thereof shall be defrayed by the Person or Persons guilty of such Neglect, and shall be recovered and levied in such Manner as the other Penalties or Forfeitures hereby inflicted are directed to be recovered and levied; and every such Person shall also, for every such Neglect after Notice as aforesaid, forfeit any Sum not exceeding Ten Shillings, and also any Sum not exceeding Ten Shillings for every Day during the Continuance of such Nuisance or Incroachment.

Offender to remove the same on Notice,

on Penalty of 10 *s.* and 10 *s.*

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Vestrymen, or any Five or more of them, at a publick Meeting, upon Complaint of any Nuisance or Incroachment as aforesaid, which was caused or made before, and shall not be removed at the Time of passing this Act, to view the Condition of such Nuisance or Incroachment, and to give Notice in Writing, signed by Three of the said Vestrymen, to the Person or Persons who caused or made the same: And in case such Person or Persons shall not, within Fourteen Days after such Notice given or left at his, her, or their Place or Places of Abode, remove such Nuisance or Incroachment; it shall and may be lawful for the said Vestrymen, or any Five or more of them, to cause such Nuisance or Incroachment to be removed in such Manner as they shall think proper; and the Expence thereof shall be defrayed by the Person or Persons guilty of such Neglect, and shall be recovered and levied in such Manner as the Penalties or Forfeitures hereby inflicted are directed to be recovered and levied.

Nuisances made before passing this Act, how to be removed.

And be it further enacted by the Authority aforesaid, That no Person or Persons whatsoever, from and after the passing of this Act, shall breed, feed, or keep, any Sort or Manner of Swine, within Two hundred Yards of any Part of the Houses, Yards, or Backsides of the Streets, Lanes, Passages, or Alleys, of the said Parish, where

No Swine to be bred, &c. near the Houses,

or suffered about the Streets.

where the Houses are contiguous; nor suffer any to go about the Streets, Lanes, Passages, or Alleys, aforesaid, upon Pain of forfeiting the same to the Churchwardens and Overseers of the Poor of the said Parish for the time being, for the Use of the Poor thereof: And it shall be lawful for all or any of the Vestrymen, Constables, or Beadles, of the said Parish, at all Times hereafter in the Day-time, by Warrant under the Hand and Seal of any One of his Majesty's Justices of the Peace for the County of Middlesex, to search in all such Places as aforesaid, within the said Parish, for the finding all such Swine; and all such Swine that shall be so found, to seize, take, drive, and carry away the same, and sell for the best Price that can be had, and the Money thereby produced, forthwith to deliver to the Churchwardens or Overseers of the Poor of the said Parish, to be applied for the Use of the Poor thereof.

Search may be made for the same,

and Sale made there.

Vestrymen to appoint Governors of the Poor;

And be it further enacted by the Authority aforesaid, That the Vestrymen of the said Parish, or any Seven or more of them, assembled at their annual Meeting, on Easter Tuesday, in the Year One thousand seven hundred and sixty eight, or at some subsequent Meeting, within the Space of Forty Days next after the said Easter Tuesday, and so in like Manner in every succeeding Year, shall nominate and appoint Twenty one substantial and discreet Persons, whom the said Vestrymen, or any Seven or more of them, so assembled, shall think proper to make choice of, who, together with the Churchwardens and Overseers of the Poor of the said Parish for the time being, shall be, and be called, Governors and Directors of the Poor of the said Parish, and shall and may make such Rules, Orders, and Regulations, for applying and disposing of such Money as shall be raised and received, in Manner herein after directed and appointed for the Relief of the Poor of the said Parish, and for the better maintaining, governing, employing, and regulating, the Poor of the said Parish, as to them, or any Seven or more of them, assembled together, shall appear necessary or expedient; but no such Rules, Orders, or Regulations, shall be in Force, until confirmed by the major Part of the Vestrymen of the said Parish, who shall be present at a Vestry-meeting, to be assembled in pursuance of this Act; nor shall any such Rules, Orders, or Regulations, when made and confirmed, as aforesaid, be repealed or altered, except at a Meeting of Nine or more of the Vestrymen of the said Parish, to be assembled pursuant to this Act; which Vestrymen, or the major Part of them, then present,

who are to make Rules, &c. for their Relief:

The same not to be in Force till confirmed by Vestrymen, &c.

are hereby impowered, from time to time, to repeal or alter the same in such Manner as they shall think proper.

And be it further enacted, That if any of the said Rules, Orders, or Regulations, when made and confirmed as aforesaid, shall contain any Order or Orders, whereby the Overseers of the Poor of the said Parish for the time being, or any of them, shall be ordered or required to do, perform, and execute, any Acts, Matters, or Things, to be therein specified, relating to the relieving, taking Care of, or employing, all or any of the Poor of the said Parish; that then the said Overseers of the Poor, and each and every of them, are hereby respectively authorized and required to do, perform, and execute, all such Acts, Matters, and Things accordingly, as fully and effectually, to all Intents and Purposes, as if the same were herein particularly expressed and enacted. Overseers to execute such Rules, &c. if the same are not repugnant to Law.

And be it further enacted by the Authority aforesaid, That the said Governors and Directors of the Poor, or any Seven or more of them, assembled together, shall, and they are hereby impowered, by Writing under their Hands, to order and direct the Treasurer or Treasurers for the time being, from time to time, to pay such Sum and Sums of Money as shall be by him or them received by virtue of this Act, to any Person or Persons, at such Time or Times, and in such Manner and Proportions, as they the said Governors and Directors of the Poor, or any Seven or more of them, shall think necessary for the Use of the said Poor: And the said Treasurer or Treasurers are hereby respectively authorized and required to pay the same, from time to time, accordingly; all which Sum or Sums, so paid, shall be allowed him or them in his or their Accounts respectively. Governors to direct the Application of Money.

Provided nevertheless, That no such Order or Orders shall, at any Time or Times, be made by the said Governors and Directors of the Poor, or any Seven of them, for the paying of any Sum or Sums of Money, for or on account of the erecting, building, hiring, altering, or repairing, any Workhouse or Workhouses, or other House or Houses, to be made use of for the keeping, lodging, maintaining, or employing therein, any of the Poor of the said Parish; or for or on account of any Contract or Agreement, which shall at any Time or Times be made by the said Governors and Directors, with any Person or Persons, for the lodging, keeping, maintaining, or employing, any or all of the Poor of the said Parish, or for or on account of providing House- No Money to be paid for Workhouses, &c. unless by Consent of Vestrymen.

hold Furniture, of any Kind or Kinds, to be used in any such Workhouse, or other House, unless such erecting, building, hiring, altering, or repairing, of any such Workhouse or Workhouses, or other House or Houses, or such Contract or Agreement with any Person or Persons, for the lodging, keeping, maintaining, or employing, any or all of the said Poor, or the providing such Household Furniture, shall have been first respectively approved of by the said Vestrymen, or any Nine or more of them, who shall be present at a Vestry-meeting held pursuant to this Act.

No Governor to furnish Goods, &c.

And be it further enacted by the Authority aforesaid, That no Governor or Director of the Poor for the time being, either in his own or any other Person's Name, shall provide, furnish, or supply, for his or their own Profit, any Goods, Materials, or Provisions, for the Use of the Workhouse or Workhouses erected or hired, or to be erected or hired, in the said Parish, for the Support and Maintenance of the Poor, or be concerned in any Contract or Contracts relating thereto, during the Time of his being such Governor or Director, or Overseer.

Governors to maintain and employ the Poor, &c.

And be it further enacted by the Authority aforesaid, That the Governors and Directors of the Poor to be appointed as aforesaid, or any Seven or more of them, assembled together, shall, and they are hereby impowered to keep, maintain, and employ, all or any of the Poor of the said Parish, in any Workhouse or Workhouses erected or hired, or to be erected or hired, or in such other Place or Places as they shall think proper in the said Parish; and to purchase Materials for that Purpose; and to take the Benefit of the Work, Labour, and Service, of every such Person or Persons, who shall be kept and maintained in such House or Houses, to be applied towards the Relief and Maintenance of the Poor of the said Parish.

No Workhouse to be built without Consent of the Vestrymen.

Provided nevertheless, That no Workhouse or Workhouses, or any other House or Houses, for the keeping, maintaining, or employing therein, any of the said Poor (other than the present Workhouse now belonging to the said Parish) shall be erected, built, or hired, without the Consent and Approbation of the said Vestrymen, or any Nine or more of them, who shall be present at any Vestry-meeting to be held in pursuance of this Act.

Governors may contract for the Maintenance of the Poor, &c.

And be it further enacted by the Authority aforesaid, That the said Governors and Directors of the Poor, or any Seven or more of them, are hereby impowered to contract and agree, from time to time, if they think fit, with

with any Person or Persons for the Lodging, Keeping, Maintaining, or Employing, any or all the Poor of the Parish; and to pay the Money due, or to become due, upon such Contracts and Agreements, to the Person or Persons intitled to receive the same, out of the Money to be raised and collected by Authority of this Act.

Provided always, That such Contract and Agreement shall be approved of by the said Vestrymen, or any Seven or more of them, who shall be present at any Vestry-meeting held in pursuance of this Act. Proviso.

And be it further enacted by the Authority aforesaid, That if any poor Person maintained in any Workhouse or Workhouses belonging to the said Parish shall refuse to work, or shall be guilty of any lewd, immoral, or indecent Behaviour, or refuse to perform the Work or Service which he or she shall be required to do, or shall be remiss therein; it shall and may be lawful to and for any One or more Justice or Justices of the Peace of the County of Middlesex, to cause such Person or Persons so offending to be punished in such Workhouse, either by moderate Correction, Confinement, Distinction in Dress, or such other Method as may best tend to remedy such Offences for the future, without committing such Offenders to the House of Correction or other Prison; any Law, Statute, or Usage, to the contrary notwithstanding. Governors impowered to correct, &c. the Poor.

And be it further enacted by the Authority aforesaid, 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 at the Time of passing this Act, or at any Time after, 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; every Person so offending shall forfeit, for every such Offence, any Sum not exceeding the Sum of Five 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 County of Middlesex; which Penalty of Five Pounds 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 Chattles of the Offender or Offenders; Persons taking Apparel, &c. of the Poor into Pawn, to forfeit 5 l.

One

One Moiety of the said Penalty to be paid to the Informer or Informers, and the other Moiety to the Treasurer or Treasurers aforesaid, or One of them, for the Use of the Poor of the said Parish: And, if no Goods or Chattles can be found, whereon to make such Distress, or that 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.

or be committed.

And whereas divers Children, deserted by their Parents, are frequently found wandering and begging, and not able to give an Account of themselves, or the Place of their legal Settlement; who, if properly employed, and inured to a Habit of Industry, might be furnished with Means for their future Maintenance, and instead of a Nuisance, be rendered useful to the Public; be it therefore enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Churchwardens, Overseers of the Poor, Governors and Directors, or any One or more of them, to cause such Child or Children, who shall be found wandering or begging in the said Parish of Saint Mary le Bone, if he or they think proper, to be taken and sent to any Workhouse or Workhouses belonging to the said Parish, there to be detained and employed till he or she shall attain, or (in case his or her Age cannot be ascertained) till he or she shall be adjudged to have attained the Age of Twenty one Years (or Day of Marriage, if a Female) unless sooner discharged by the said Officers or Governors, or any Five or more of them, or by due Course of Law.

Vagrant Children to be sent to the Workhouse.

And be it further enacted by the Authority aforesaid, That when, or as soon as conveniently may be, in every Year after the said Vestrymen shall have ascertained such Sums as they, in their Discretion, shall think sufficient to answer all the Ends and Purposes of the several Statutes for Relief of the Poor; for paying the Watchmen and Beadles; repairing the Highways, and cleansing the Streets; and enlightening the Streets, Squares, Lanes, Places, and Passages, within the said Parish; it shall and may be lawful for the said Vestrymen, or any Nine or more of them, present at any Meeting, and they are hereby required, to make Four distinct and equal Pound Rates or Assessments; (that is to say) One Rate or Assessment for the Maintenance of the Poor of the said Parish; One other Rate

Vestrymen to make Four distinct Rates:

Application thereof.

or Assessment for paying the Wages and Allowances to the Watchmen and Beadles within the said Parish; One other Rate or Assessment for cleansing the Streets, Squares, Lanes, and other Passages, and repairing the Highways within the said Parish; and One other Rate or Assessment for lighting the Streets, Squares, Lanes, and other Passages, within the said Parish, for One whole Year, in lieu of any Rates or Assessments directed by any former Act of Parliament for those Purposes; upon all and every Person or Persons who do or shall inhabit, hold, use, occupy, or enjoy, any Land, Ground, House, Shop, Warehouse, Coach-house, Stables, or other Buildings, within the said Parish, or any other Person or Persons who by Law are chargeable and assessable for and towards the Maintenance of the Poor within the said Parish; and all the Rates to be made and assessed by virtue of this Act shall be entered and kept in One or more Book or Books to be provided for that Purpose; in which Book or Books there shall be Eight separate Columns, One Column for the Arrears standing out the preceding Year; One other Column for the Names of the several Persons to be charged in the said Rates or Assessments; Four other Columns distinguishing the Title of each of the said Four separate Rates or Assessments, over-against the Name of every Person so to be charged; One other Column to contain the whole Money charged and assessed upon such Persons respectively for all the said Four Rates or Assessments; and the last Column for the Arrears standing out and unpaid at the End of the Year in order to be carried on to the next succeeding Account.

Rates to be entered in a Book.

Provided always, That nothing in this Act contained shall extend to charge the Inhabitants of the said Parish dwelling and residing in the Out Parts thereof, where no Streets or Paving lies before their respective Houses, or Landholders for their Lands, with the Payment of the Rate or Assessment for paying the Wages of the Watchmen and Beadles, and lighting the paved Streets and other Passages within the said Parish.

Inhabitants not living in Streets, exempted.

And whereas there are divers Houses, Buildings, Lands, Grounds, Tenements, Hereditaments, and Premisses, in the said Parish, which are taken on Leases for Years, or otherwise, and by the Lessees or Tenants let out in Parcels or separate Apartments to Undertenants; and there are other Houses let out ready furnished to Lodgers, by which Means the Payment of all Parochial Taxes for the same is evaded; for Remedy whereof, be it enacted by the Authority aforesaid,

Lessees, &c. subject to Payment of the Rates of Houses let to Lodgers.

That the Lessee, Landlord, or Owner, of each and every such House, Building, Land, Ground, Tenement, or Hereditament, so let out, or which shall be let out, in Parcels or separate Apartments, or ready furnished, to a Lodger or Lodgers, shall be deemed, and taken to be, the Occupier or Occupiers thereof, and shall be liable and subject to the Payment of the Rates or Assessments directed by this Act to be made, raised, and levied, according to the yearly Rent or Value of the Premisses.

Persons occupying separate Apartments, liable to pay Rates;

And for the more easy Recovery of the said Rates or Assessments, be it further enacted, That each and every Person so renting or occupying any such Parcel or separate Apartment as aforesaid, shall be liable and compellable to the Payment of the said Rates or Assessments, to be recovered in manner herein directed.

who may deduct the same out of their Rent;

Provided always, That each and every such respective Occupier or Occupiers who shall pay such Rates or Assessments, or from whom the same shall be recovered in pursuance of this Act, shall and may deduct the same from and out of the next Rent due and payable from him, her, or them, to such respective Lessee, Landlord, or Owner, and the Receipt for such Payment shall be a sufficient Discharge for such Tenant or Tenants, Occupier or Occupiers, to his, her, or their Landlord for so much Money as he, she, or they shall pay, or shall be levied on him, her, or them, by virtue of this Act.

but not to gain a Settlement thereby.

Provided also, That no such Tenant or Occupier of any Part, Parcel, or separate Apartment, of any House, Building, Land, Ground, Tenement, or Hereditament, shall, by Payment of any such Rate or Assessment in manner aforesaid, be deemed to acquire any Settlement in the said Parish, but that the Lessee, Landlord, or Owner, shall be deemed and construed, to all Intents and Purposes, to have paid the same; any Law, Statute, or Usage, to the contrary notwithstanding.

Landlords to pay for Ambassadors Houses.

And be it further enacted by the Authority aforesaid, That every Rate, Tax, or Assessment, which shall be made or imposed by virtue of this Act, for or in respect of any House or Tenement which any Ambassador or Resident, Agent, or other public Minister, of any foreign Prince or State, now doth or hereafter shall inhabit or occupy, shall be paid by the Landlord or Owner of every such House or Tenement, who shall be liable and compellable to the Payment thereof, and to have the same recovered in manner herein after directed.

And whereas Persons frequently remove without paying the Money rated and assessed on them, and other Persons

Persons do enter and occupy their Lands, Houses, Tenements, or Hereditaments, Part of the Year, by reason whereof great Sums of Money may be annually lost; be it therefore enacted by the Authority aforesaid, That where any Person or Persons shall come into or occupy any Land, Ground, House, Shop, Warehouse, Coach-house, Stable, Building, Tenement, or Hereditament, in the said Parish, out of or from which any other Person, rated and assessed by virtue of this Act, shall be removed, or which, at the Time of making any Rates or Assessments in pursuance of this Act, was empty or unoccupied; that then every Person so removing from, and every Person so coming into or occupying the same, shall be liable to pay such Rates or Assessments in Proportion to the Time that such Persons occupied the same respectively, in the same Manner, and under the like Penalty of Distress, as if such Person so removing had not removed, or such Person so coming in or occupying, had been originally rated and assessed in such Rates; which said Proportion shall, in case of Dispute, be settled by any Two Justices of the Peace for the County of Middlesex, whose Determination shall be final.

Persons removing, and others succeeding them, to pay due Proportions.

And be it further enacted by the Authority aforesaid, That the Pound-rate or Assessment for paying the Wages and Allowances to the said Watchmen and Beadles, so to be made as aforesaid for One whole Year, shall be charged and chargeable upon all and every Person or Persons who do or shall inhabit, hold, or enjoy, any House, Shop, Warehouse, Coach-houses, Stables, or other Buildings, within the said Parish, in every paved Street, Alley, Passage, or open Place, not exceeding Four Pence in the Pound for any One Year, for and towards the raising the full Sum of Money by them the said Vestrymen judged necessary to be charged upon the said Parish for that Purpose; which said Rate or Assessment (being first allowed and confirmed by Two or more Justices of the Peace of the said County of Middlesex) and all Arrears due upon the same, shall be collected quarterly, or otherwise, from the said Inhabitants and Occupiers, by such Person or Persons as shall be appointed by the said Vestrymen, or any Nine or more of them, to collect and receive the same.

The Rate for Watchmen and Beadles not to exceed 4*d.* in the Pound.

And be it further enacted by the Authority aforesaid, That the Pound-rate or Assessment for defraying the Expence for cleansing the Streets and other Passages, and repairing the Highways, so to be made as aforesaid, for One whole Year, shall be charged and chargeable upon

The Rate for cleansing the Streets, &c. not to exceed 4*d.* in the Pound.

upon all and every Perſon and Perſons who do or ſhall hold, inhabit, or enjoy, any Land, Houſe, Shop, Warehouſe, Coach-houſes, Stables, or other Buildings, within the ſaid Pariſh, not exceeding Four Pence in the Pound in any One Year, for and towards the raiſing the full Sum of Money by them judged neceſſary to be charged upon the ſaid Pariſh, for cleanſing the Streets and Paſſages, repairing the Highways, paying the Compoſition-money in lieu of the Statute-work, and paving Part of Oxford Street, within the ſaid Pariſh, which ſaid Rate or Aſſeſſment (being firſt allowed and confirmed by Two or more Juſtices of the Peace of the ſaid County of Middleſex) and all Arrears due upon the ſame, ſhall be collected quarterly, or otherwiſe, from the ſaid Inhabitants and Occupiers, by ſuch Perſon or Perſons as ſhall be appointed by the ſaid Veſtrymen, or any Seven or more of them, to collect and receive the ſame.

Rate for lighting the Lamps not to exceed 1*s.* 6*d.* in the Pound.

And be it further enacted by the Authority aforeſaid, That the Pound-rate for lighting the Streets, Squares, Lanes, and other Paſſages, ſo to be made as aforeſaid, for One whole Year, ſhall be charged and chargeable on all the Perſons inhabiting in the ſeveral Streets, Squares, Lanes, Courts, Alleys, and other Paſſages; and on all other Perſons occupying any Buildings where the ſaid Lamps are or ſhall be erected, ſhall not exceed Eighteen Pence in the Pound for any One Year; Provided, That ſuch Perſon or Perſons, who ſhall put up, or cauſe to be put up, any ſuch Lamp or Lamps, at his or their own Expence, at their reſpective Houſes or Buildings, and cauſe them to be lighted from Sun-ſetting to Sun-riſing, throughout the Year, as aforeſaid, and ſhall give Notice to the Veſtry Clerk, in Writing, left at his Dwelling-houſe on or before the Twentieth Day of April next, of their Intention to put up ſuch Lamps or Lights (which Notice is to be, and ſhall be deemed, taken, and accepted, as a Notice for each and every ſucceeding Year, till the Perſon or Perſons ſo giving ſuch Notice, ſhall, by another Notice in Writing, declare the contrary) ſhall not be ſubject or liable to pay the ſaid laſt-mentioned Rate or Aſſeſſment, or any Part thereof: But if any Perſon or Perſons ſhall give Notice of his or her Intention to put up ſuch Lamp or Lamps, and to keep the ſame lighted as aforeſaid, ſhall neglect ſo to do, then, and in ſuch Caſe, every Perſon ſo neglecting, ſhall, for each Night's Default, forfeit the Sum of Two Shillings; and if any Perſon ſhall die, or remove out of any Houſe in the ſaid Pariſh, then, and in that Caſe, the Perſon, from

Perſons putting up Lamps at their own Expence exempted:

time to time succeeding to such House, shall be subject and liable to the Forfeiture of the like Sum of Two Shillings for every Night's Neglect or Default in putting up such Lamp or Lamps, and keeping the same lighted, as aforesaid.

Vestrymen to make Orders as to such Lamps, &c.

And be it further enacted by the Authority aforesaid, That the Vestrymen of the said Parish, or any Seven or more of them, assembled at any Meeting or Meetings to be held as aforesaid, in pursuance of this Act, shall and may, yearly and every Year, order, direct, and appoint, what Number, and what Sort of Lamps, shall be erected and set up within the said Parish; and may appoint or contract with any Person or Persons for such Lamps, or find and provide the same themselves, as they shall think fit; and also for the lighting, supplying, maintaining, and repairing, such Lamps, and appoint in Writing how and where the said Lamps shall be placed, and at what Time, and how long, the said Lamps shall be and continue lighted; and what Sum or Sums of Money shall be paid to the Person or Persons appointed or contracted with to light, maintain, and repair, the said Lamps.

Vestrymen to contract for fixing and lighting the Lamps, &c.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Vestrymen, or any Five or more of them, to order to be erected, in that Part of the Parish where the Streets, Lanes, Alleys, and other Places, are already paved, or shall hereafter be paved, Stone or Wooden Pedestals, or Posts of Eight Feet in Height, to range with the Posts of the Streets, and other Places where the Breadth of the Streets and Places aforesaid will admit of, or else upon the Walls of the several Houses or Buildings at any Distance not exceeding One hundred Feet from each other; and to agree with a Person or Persons to fix globular Lamps, with One or more Lights in each Lamp, on the said Pedestals, Posts, or other Places, as shall be directed by the said Vestrymen, or any Five or more of them, from time to time; and that the said Lamps shall be kept burning from Sun-setting till Sun-rising, throughout the Year: And if any Person or Persons shall wilfully break, or extinguish any Lamp or Lamps, set to light the Streets or other Places, or damage the Pedestals, Posts, or Furniture thereof; every Person so offending, shall, for every such Offence, forfeit the Sum of Forty Shillings, and for Non-payment thereof, be committed to the House of Correction, by One or more Justice or Justices, there to remain for the Space of One Calendar Month, and shall not be

Penalty on damaging the Lamps, &c.

discharged until he, she, or they, shall have paid the said Sum of Forty Shillings, or until the Expiration of the said One Calendar Month.

Vestrymen to appoint Collectors,

And be it further enacted by the Authority aforesaid, That the said Vestrymen, or any Seven or more of them, shall and may (if they think fit) annually or oftener, choose and appoint One or more fit Person or Persons, to be a Collector or Collectors of the said Rates or Assessments, and shall and may, from time to time, remove such Person or Persons, and appoint another Person or Persons in his or their Room or Stead;

and allow them Salaries,

and shall and may, out of such Rates or Assessments to be collected as aforesaid, make such Allowance to such Collector or Collectors, for his or their Trouble in collecting the same, as they shall think fit, not exceeding Six Pence in the Pound;

and take Security;

and they are hereby required to take such Security of such Collector or Collectors, so by them appointed, for the faithful accounting for all such Money as he or they shall receive by virtue of his or their Appointment, as to the said Vestrymen shall appear a sufficient Security for the Money to be received by the said Collector or Collectors from time to time;

and account for Money in their Hands:

and such Collector or Collectors so to be appointed, and the Person or Persons appointed Treasurer or Treasurers, or into whose Hands the Money collected upon the said Rates respectively, have, from time to time, been paid by such Collector or Collectors, shall, and he and they is and are hereby required to make and render to the said Vestrymen, as often as thereunto required, a full, true, perfect, and separate Account, of all the Monies so collected and received by him or them by virtue of this Act, upon such Rates or Assessments respectively, and pay over, from time to time, such Money so by him or them collected, and remaining in his or their Hands, to such Person or Persons as the said Vestrymen shall, by Writing under their Hands, authorize to receive the same: And if such Collector or Collectors shall refuse or neglect to give in a just Account, and to pay the Money remaining in his or their Hands, in the Manner aforesaid, it shall and may be lawful for any Two Justices of the Peace of the County of Middlesex, upon Complaint made to them by either of the said Churchwardens, or any Three of the said Vestrymen, and Proof thereof by the Oath of One or more of them (which Oath the said Justices are hereby authorized and impowered to administer) by Warrant under their Hands and Seals, to commit such Person or Persons to the Common Gaol, there to remain without Bail or Mainprize until he

or they shall have made a true and fair Account, and until such Money as, upon the said Account, shall appear to be remaining in his or their respective Hands, shall be paid and satisfied by such Person or Persons, or his or their respective Security or Securities; any thing to the contrary thereof in any wise notwithstanding.

Also to appoint a Treasurer;

And be it further enacted by the Authority aforesaid, That the said Vestrymen, or any Seven or more of them, shall and may (if they think fit) annually, or oftener, appoint One or more Treasurer or Treasurers, for the Receipt of the Money to be collected, levied, and raised, by the said Rates or Assessments, and of all other Money whatsoever, applicable to the Relief of the Poor within the said Parish, or to any other of the Purposes of this Act; and also for the issuing and paying out of the Money which shall by him or them be so received, all such Sum and Sums of Money as he or they shall be directed from time to time to pay in pursuance of this Act; and the said Vestrymen, or any Seven or more of them, so assembled as aforesaid, shall and may, and they are hereby impowered, from time to time, to remove and displace such Treasurer or Treasurers, and appoint any other Person or Persons to be a Treasurer or Treasurers, in the Room or Stead of him or them who shall be so removed and displaced; and likewise shall and may, out of the Money raised by the aforesaid Rates or Assessments, make such Allowance or Allowances to such Treasurer or Treasurers, for his or their respective Care, Time, and Trouble, in executing his or their said Office or Offices, as they, or the major Part of the said Vestrymen so assembled as aforesaid, shall think reasonable.

who may be removed;

making him Satisfaction.

Provided always, That the said Vestrymen, so assembled, or any Seven or more of them, shall, and they are hereby authorized and required, from time to time, to take such Security or Securities of such respective Treasurer or Treasurers, for his or their faithfully accounting for and paying all such Money as he or they shall receive by virtue of his or their said Office or Offices, as to them the said Vestrymen so assembled, or any Seven or more of them, as aforesaid, shall appear to be sufficient for those Purposes.

Treasurer to give Security.

And for the better and more effectual raising and levying the Rates or Assessments directed to be made by this Act, be it further enacted by the Authority aforesaid, That in case any of the Inhabitants or Occupiers of any Houses, Coach-houses, Stables, Shops, Ware-houses, or other Buildings, or Tenements, or any Land-

Rates may be levied by Distress and Sale.

Landholders, within the said Parish, shall refuse or neglect to pay the Moneys rated and assessed upon him, her, or them respectively, and all Arrears thereof; it shall and may be lawful to and for the Person or Persons appointed to collect and receive such Rates or Assessments, by Warrant under the Hands and Seals of Two of his Majesty's Justices of the Peace of the County of Middlesex, to levy the same, and all Arrears due upon the said Rates or Assessments, by Distress and Sale of the Goods and Chattles of the Party so neglecting or refusing, which shall be found either in the said Parish, or elsewhere; rendering to him, her, or them, the Overplus (if any be) the reasonable Charges of making the said Distress and Sale being first deducted.

Penalties and Forfeitures how to be recovered and applied.

And be it further enacted by the Authority aforesaid, That the Penalties or Forfeitures hereby inflicted shall be recovered and levied by Distress and Sale of the Offender's Goods and Chattles, by Warrant under the Hands and Seals of any Two or more of his Majesty's Justices of the Peace for the County of Middlesex; and for want of sufficient Distress the Offender shall be, by like Warrant, committed to the common Gaol or House of Correction, there to remain, without Bail or Mainprize, for any Time not more than Three Calendar Months, nor less than One Calendar Month, at the Discretion of the said Justices, unless such Penalty or Forfeiture shall be sooner paid; and all such Penalties and Forfeitures shall (except where otherwise directed) be applied towards the Relief of the Poor of the said Parish.

Accounts to be entered in a Book, &c.

And be it further enacted by the Authority aforesaid, That an Account of the total Sum assessed, collected, and received, within the said Parish, for all or any the Purposes mentioned in this Act, and of all the Monies paid and disbursed for the Purposes aforesaid, shall be fairly entered in a Book or Books to be provided for that Purpose; and shall yearly be examined, adjusted, and signed, at a Meeting of the Vestrymen in Vestry assembled (the several Officers and Collectors being previously sworn before One or more Justice or Justices of the Peace to the Truth of their respective Accounts;) which said Books and Accounts shall be lodged in such proper Place as shall be appointed by the said Vestrymen, or any Seven or more of them, under the Care of the Vestry Clerk; and shall and may at all reasonable Times be inspected and perused by any of the Inhabitants of the said Parish, who shall desire the same, without Fee or Reward.

to be lodged with the Vestry Clerk.

Provided

Provided nevertheless, and be it enacted by the Authority aforesaid, That if any Person or Persons shall think him, her, or themselves, aggrieved by any such Rates or Assessments, he, she, or they, shall and may first apply for Relief to Two or more Justices of the Peace for the County of Middlesex, at the Petty Session to be held at the Court House in the said Parish, and if not relieved, shall be obliged to pay such Rates or Assessments; and then he, she, or they, shall and may appeal to the General Quarter Sessions of the Peace to be held for the said County of Middlesex next after the Payment of such Rates or Assessments respectively, or next after making such Distress or Distresses as herein before directed for such Rates or Assessments; and it shall and may be lawful for the Justices of the Peace, or the greater Number of them in such Quarter Sessions assembled, to cause so much Money to be returned to such Person or Persons who shall appeal as aforesaid, if any shall appear to the said Justices to have been overpaid by such Person or Persons respectively, or otherwise to confirm such Rates or Assessments with or without Costs; and to make such Order therein as to them shall seem meet, which Order shall be final and conclusive to all the Parties. Persons aggrieved may appeal to the Quarter Sessions.

And be it further enacted by the Authority aforesaid, That all the Costs, Charges, and Expences, of passing this Act, and all other Charges incident to the obtaining thereof, shall be borne, paid, and defrayed, out of the First Money to be raised by the Rates to be made by virtue of this Act. Charges of passing this Act, to be first paid.

And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be brought or commenced against any Person or Persons for any Thing done in pursuance of this Act, or in relation to the Premisses; that in every such Case, such Action or Suit shall be commenced within Six Calendar Months next after the Cause of Action shall arise, and not afterwards; and shall be laid and brought in the County of Middlesex, and not elsewhere; and the Defendant or Defendants in such Action or Actions 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 and by Authority of this Act: And if it shall appear to be so done, or if any such Action or Suit shall be brought after the Time before limited for bringing the same, or shall be brought in any other County, City, or Place, than in the County of Middlesex; that then, and in such Case, upon the Trial thereof, the Limitation of Actions. General Issue.

Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs in such Action shall become Nonsuit, or discontinue his, her, or their Action; or if a Verdict shall pass against him, her, or them; or if upon Demurrer, Judgement shall be given against such Plaintiff or Plaintiffs, the Defendant or Defendants shall recover Treble Costs; and have the like Remedy for the same, as any Defendant or Defendants hath or have for the Costs of Suit in other Cases by Law.

Treble Costs.

Publick Act.

And be it further enacted by the Authority aforesaid, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.

FINIS.