Anno nono

Georgii III. Regis.

An Act for continuing Two Acts made in the Sixth Year of King *George* the First, and in the Seventh Year of His late Majesty, for laying a Duty of Two Pennies *Scots*, or One Sixth Part of a Penny *Sterling*, upon every Pint of Ale or Beer that shall be vended or sold within the Town of *Montrose* and Privileges thereof, for supplying the said Town with fresh Water, and for other Purposes therein mentioned.

WHEREAS by an Act of Parliament made in the Sixth Year of the Reign of His late Majesty King George the First, intituled, An Act for laying a Duty of Two Pennies *Scots*, or One Sixth Part of a Penny *Sterling*, upon every Pint of Ale or Beer that shall be vended or sold within the Town of *Montrose* and Privileges thereof, for supplying the said Town with fresh Water, and for other Purposes therein mentioned; it was enacted, that from and after the Twenty fourth Day of June, One thousand seven hundred and twenty, for the Term of Twenty five Years, and to the

Preamble, reciting Acts 6 Geo. I.

the End of the then next Seſſion of Parliament, there ſhould be laid on an Impoſition or Duty of Two Pennies Scots, or the Sixth Part of a Penny Sterling, over and above the Duty of Exciſe paid or payable to His Majeſty, His Heirs, and Succeſſors, upon every Scots Pint of Ale or Beer that ſhould be for Sale, either brewed, brought in, or vended, tapped, or ſold, within the ſaid Town and Privileges thereof, and ſhould be paid by the Brewers, Vintners, Sellers, and Tapſters, of ſuch Ale and Beer, during the ſaid Term, to the Magiſtrates and Town Council of the ſaid Town of Montroſe, and their Succeſſors in Office for the time being, and to their Collectors and Aſſigns, for ſupplying the ſaid Town with good freſh Water, for the Improvement and Preſervation of the Harbour thereunto belonging, and for building a convenient Dock there, and for maintaining and preſerving other Public Works for the Benefit of the ſaid Town, and for paying off and diſcharging the Publick Debts thereof; which ſaid Duty was to be levied, collected, and applied, in ſuch Manner, and ſubject to ſuch Directions, as in and by the ſaid Act are particularly mentioned and deſcribed:

and 7 *Geo.* II. And whereas by an Act made in the Seventh Year of the Reign of His late Majeſty King George the Second, intituled, An Act for enlarging the Terms and Powers granted by an Act paſſed in the Sixth Year of the Reign of His late Majeſty King *George* the Firſt, intituled, *An Act for laying a Duty of Two Pennies* Scots, *or One Sixth Part of a Penny* Sterling, *upon every Pint of Ale or Beer that ſhall be vended or ſold within the Town of* Montroſe *and Privileges thereof, for ſupplying the ſaid Town with freſh Water, and for other Purpoſes therein mentioned,* it was enacted, that for laying, raiſing, collecting, receiving, ſecuring, recovering, levying, managing, diſpoſing of and borrowing of Money upon the ſaid Impoſition and Duty, and accounting for the ſame, the ſaid in Part above recited Act paſſed in the Sixth Year of the Reign of His Majeſty King George the Firſt, and all the Clauſes, Powers, Authorities, Articles, Rules, Proviſions, Directions, Penalties, and Forfeitures, and all other Matters and Things, in the ſaid Act contained, ſhall be and continue in full Force, and be executed for and during the further Term of Twenty five Years, and from thence to the End of the then next Seſſion of Parliament; which ſaid additional Term of Twenty five Years ſhall commence and be computed from the Expiration of the Term granted by the ſaid former Act for the Intents and Purpoſes in the

ſaid

said former and the then present Act mentioned and declared; and all the Powers and Authorities given by the said first Act were therein renewed and confirmed, and declared to be in Force, and to be executed as well for building and maintaining a Pier on the East Side of the Harbour of the said Town, and for amending, cleansing, and repairing, the Public Streets thereof, and for keeping the same clean and repaired, as for the several Intents and Purposes in and by the said former Act mentioned and declared; any thing in the same contained to the contrary notwithstanding: And whereas the Publick Works in the Two former and this present Act mentioned, cannot be effectually done, maintained, and preserved, and the Publick Debts of the said Town paid off and discharged, unless the Terms and Powers granted in and by the said Two Acts above recited be further enlarged: We therefore, Your Majesty's most dutiful and loyal Subjects, the Provost, Magistrates, and Council, of the Town of Montrose, in Behalf of ourselves, and the Community of the said Town, most humbly beseech 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 for laying, raising, collecting, receiving, securing, recovering, levying, managing, disposing of, and borrowing of Money upon the said Imposition and Duty, and accounting for the same, the Act first above recited passed in the Sixth Year of His Majesty King George the First; and also the Act passed in the Seventh Year of the Reign of his late Majesty King George the Second; and all the Clauses, Powers, Authorities, Articles, Rules, Provisions, Directions, Penalties, and Forfeitures, and all other Matters and Things, in the said Two Acts contained, shall be and continue in full Force, and be executed for and during the further Term of Twenty five Years, and from thenceforth to the End of the then next Session of Parliament; which said additional Term of Twenty five Years shall commence and be computed from the Expiration of the Term granted by the said Act last above recited, passed in the Seventh Year of the Reign of his late Majesty, for the Intents, Uses, and Purposes, of supplying the said Town of Montrose with good fresh Water, for the Improvement and Preservation of the Harbour thereunto belonging, and for building and maintaining a Pier on the East Side of the Harbour

The recited Acts continued for the further Term of 25 Years, for the Purposes herein mentioned.

of the said Town, and for building a convenient Dock there, and for amending, repairing, and cleansing, the Public Streets thereof, and for keeping the same clean and in Repair, and for maintaining and preserving other Public Works for the Benefit of the said Town, and for paying off and discharging the Public Debts thereof, and for the whole other Intents and Purposes as in and by the said Two former Acts above recited are mentioned and declared, in as full and ample Manner as if the said Two Acts were verbatim inserted, repeated, and re-enacted, in the Body of this present Act; and all the Authorities and Powers by the said Two former Acts granted and hereby continued shall, from and after passing of this Act of Parliament, be in full Force, and be executed for the Intents, Uses, and Purposes, as in and by the said Two former and this present Act are mentioned and declared; any thing in the same contained to the contrary thereof notwithstanding.

Additional Overseers.

And be it further enacted by the Authority aforesaid, That George Earl of North-Esk, John Erskine of Dun Esquire, Hercules Tailyour of Burrowfield Esquire, Anthony Falconer Esquire Master of Halkerton, George Carnegie of Pittarow, Archibald Scott of Rossie, Patrick Scott younger of Rossie, William Mill of Bonnytoun, John Mill of Old Montrose, James Scott of Commiston, Robert Scott of Hedderwicke, Archibald Scott of Ulisseshaven, John Erskine younger of Dun, Robert Stephan of Letham, Charles Strachan Foulerton of Kinnaber, Esquires; shall be, and they are hereby appointed Overseers during the Remainder of the Term in the Act passed in the Seventh Year of the Reign of his late Majesty above recited, and also during the Continuance of this Act; and are hereby authorized and impowered to act to all Intents and Purposes, in the same Manner, and with the same Powers, as are given to the Overseers by the Two former Acts above recited; and if any of the said Overseers shall happen to die or refuse to act, it shall and may be lawful to and for any Five or more of them, by any Writing under their Hands and Seals, to elect, nominate, and appoint, a fit Person or Persons to supply the Place or Places of such of them as shall die, remove, or refuse to act; and all and every Person or Persons so to be elected and appointed Overseer or Overseers, shall be, and he and they are hereby impowered to act, and to do to all Intents and Purposes in as full, large, and ample Manner, as if he and they

Power to elect other Overseers in the Room of such as shall die, or refuse to act.

they had been nominated and appointed by this present Act.

And be it further enacted and declared, That any Three of the Overseers above named, or of those that shall be elected in Manner above specified, shall and are hereby declared to be a sufficient legal Number or Quorum to act and do as Overseers, to all the Intents, Uses, and Purposes, by this and the Two former Acts mentioned and declared, in like Manner as if any greater Number or the Whole of the said Overseers were present. Three declared to be a *Quorum*.

And be it further enacted by the Authority aforesaid, That the said Two former Acts, and this present Act, shall be deemed, adjudged, and taken to be Public Acts, and be judicially taken Notice of as such, by all Judges and other Persons whatsoever, without specially pleading the same. Publick Acts.

FINIS.