

ANNO QUINQUAGESIMO

GEORGII III. REGIS.

CAP. CXVI.

An Act to extend and amend the Term and Provisions of an Act of the Thirty-ninth and Fortieth Year of His present Majesty, for the better Preservation of Timber in the *New Forest* in the County of *Southampton*, and for ascertaining the Boundaries of the said Forest, and of the Lands of the Crown within the same. [20th *June* 1810.]

WHEREAS by an Act passed in the Thirty-ninth and Fortieth Years of His present Majesty, intituled, *An Act for the better Preservation of Timber in the* New Forest, *in the County of* Southampton; *and for ascertaining the Boundaries of the said Forest, and of the Lands of the Crown within the same;* a Power is given to the Commissioners of the Treasury for Ten Years after the passing of that Act, to contract for the Exchange of any of the Waste Lands lying in the *New Forest*, belonging to the Crown, not exceeding the Value of Five hundred Pounds, for any other Land lying in the same Forest, belonging to Individuals of the Nature, Situation, and Description in the said Act particularly specified: And whereas the Time limited for making such Exchanges will expire on the Twenty-eighth Day of *July* One thousand eight hundred and ten, and it is expedient to enlarge the same: Be it therefore 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 the Time for making such Exchanges under the said recited Act shall be extended to

39 & 40 G. 3. c. 86.

Time for making Exchanges under the recited Act extended to July 28, 1811.

to the Twenty-eighth Day of *July* One thouſand eight hundred and eleven, and all Powers, Proviſions, and Directions, contained in the ſaid recited Act relative to ſuch Exchanges, ſhall be and continue in force for ſuch extended Period.

II. And whereas by the ſaid Act it was amongſt other Things enacted, that the Commiſſioners named in the ſaid Act ſhould aſcertain the Boundaries of the ſaid Foreſt, and the Lands within the ſame, which belong to His Majeſty, they ſhould cauſe a Map or Plan to be made of the ſaid Foreſt; in which Map or Plan the Boundaries of the ſaid Foreſt, and the Lands belonging to His Majeſty within the ſame, as aſcertained by the ſaid Commiſſioners, ſhould be accurately and diſtinctly marked, ſet out, and diſtinguiſhed; and the Lands within the ſaid Foreſt belonging to other Perſons ſhould alſo be marked and diſtinguiſhed in the ſaid Map or Plan, ſo far as the ſaid Commiſſioners ſhould be able to aſcertain the ſame; and that ſuch Map or Plan ſhould be certified and depoſited as therein mentioned; and that after ſuch Map or Plan ſhould have been ſo made and completed, certified, and depoſited amongſt the Records of the Court of Attachments of the ſaid Foreſt, all unlawful Incloſures, Purpreſtures, Encroachments, and Treſpaſſes whatſoever, within the ſaid Foreſt, ſhould and might be enquired of by the Verdurers of the ſaid Foreſt in the Court of Attachments of the ſaid Foreſt, and the Perſon or Perſons guilty of any ſuch Incloſure, Purpreſture, Encroachment, or Treſpaſs, ſhould and might be proſecuted for the ſame in the ſaid Court; and upon Proof being made thereof by the Oath of One credible Witneſs, the Verdurers of the ſaid Foreſt or any Two of them preſent at the ſaid Court, ſhould have Power, and they were thereby authorized to fine any Perſon or Perſons ſo offending for every ſuch Offence, in any Sum not exceeding Ten Pounds, to be recovered and applied in the Manner therein provided; and to order and direct every ſuch Incloſure, Purpreſture, Incroachment, and Treſpaſs, to be abated by the Regarders, Underkeepers, or other Officers of the ſaid Foreſt, who ſhould abate the ſame accordingly: And whereas Two of the Commiſſioners authorized by the ſaid Act, and a Commiſſioner named in a ſubſequent Act of the Forty-firſt Year of His Majeſty's Reign, proceeded to aſcertain and ſettle the Boundaries of the ſaid Foreſt, and the Lands within the ſame, belonging to His Majeſty, and have returned their Proceedings thereon purſuant to the ſaid Act; but have not proceeded to cauſe ſuch Map or Plan to be made purſuant to the ſaid Act, and have repreſented that they were unable ſo to do: And whereas great Treſpaſſes have been made in the ſaid Foreſt, and the Verdurers are unable to proceed according to the ſaid Act, for want of ſuch Map or Plan: Be it therefore enacted, That notwithſtanding ſuch Map or Plan has not been made, certified, and depoſited as aforeſaid, it ſhall be lawful for the Verdurers of the ſaid Foreſt to proceed as directed and authorized by the ſaid Act, in caſe ſuch Map or Plan had been made, certified, and depoſited as aforeſaid: Provided nevertheleſs, in caſe it ſhall be inſiſted by any Perſon or Perſons who ſhall be proceeded againſt in the Attachment Court as directed by the ſaid Act, that the Place wherein the Incloſure, Purpreſture, or Treſpaſs, ſhall be or alledged to have been made, was not within the Boundaries of the ſaid Foreſt or within the Lands belonging to His Majeſty within the ſaid Foreſt, the ſaid Verdurers ſhall not proceed to Conviction, but ſhall certify the Preſentment of ſuch Offence to His Majeſty's Attorney General

Verdurers to proceed in aſcertaining Boundaries without the Map directed to be prepared under recited Act.

General, to the end that ſuch Proceeding may be had therein, by Information of Intruſion or otherwiſe, as by Law might have been done before the paſſing of the ſaid recited Act or of this Act.

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