

ANNO QUINQUAGESIMO PRIMO

GEORGII III. REGIS.

CAP. XL.

An Act to explain and amend an Act of the laſt Seſſion of Parliament, for repealing certain Parts of ſeveral Acts relating to the limiting the Number of Perſons to be carried by Stage Coaches in *Ireland*. [31ſt *May* 1811.]

WHEREAS by an Act made in the Parliament of *Ireland*, paſſed in the Thirty-third Year of the Reign of His preſent Majeſty, intituled, *An Act to explain and reduce into One Act, the Laws for making, repairing, or amending the Turnpike Roads leading from the Town of* Naas *to the Towns of* Maryborough *and* Ballyroan *from the ſaid Town of* Maryborough *to the City of* Limerick, *and from the Town of* Nenagh *to* O'Brien's *Bridge*; the Tolls granted by the ſaid Act are veſted in certain Perſons in the ſaid Act mentioned, and the Survivor of them, and the Executors and Adminiſtrators of ſuch Survivor, upon the Conditions and for the Purpoſes in the ſaid Act ſpecified, for the Term of Thirty Years from the paſſing of the ſaid Act: And whereas by an Act of the Parliament of *Ireland*, paſſed in the Thirty-ſeventh Year of His preſent Majeſty's Reign, intituled, *An Act to explain and amend an Act of the Twenty-ſeventh of* George *the Third, for improving and repairing the Road from* Dublin *to* Kilcullen *Bridge, and the Twenty-one Mile Stone*, Stage Coaches, Stage Landaus, Stage Chariots or Chaiſes, carrying Paſſengers paying for their Paſſage reſpectively, are ſubjected to the Payment of Double the Tolls on the ſaid Roads that any Coaches, Landaus, Chariots or Chaiſes, were then reſpectively ſubject to by former Acts then in force: And whereas by an

Iriſh Act, 33 G. 3.

Iriſh Act, 37 G. 3.

Act paſſed in the Parliament of *Ireland* in the Thirty-eighth Year of the Reign of His preſent Majeſty, intituled, *An Act to explain and reduce into One Act the ſeveral Laws for making, improving, and repairing the Turnpike Road leading from the City of* Dublin *to* Kilcullen *Bridge, in the County of* Kildare, *and to the Twenty-one Mile Stone Weſtward of the ſaid Bridge, and for prolonging the Duration of the Act for repairing the Road from* Naas *to* Limerick, *and for the further Improvement of the Road from* Kilworth Mountain *to the City of* Cork; the Tolls by the ſaid Act appointed and granted to be raiſed and collected on the ſaid Road from *Dublin* to *Kilcullen* Bridge are veſted in certain Perſons, their Executors and Adminiſtrators, for the Term of Fifty Years, for the Purpoſe of repairing, improving, and keeping in Repair the ſaid Road, ſubject nevertheleſs to the ſeveral Debts, Charges, and Conditions therein mentioned, and amongſt others, ſubject to the Payment of a Debt of Four thouſand five hundred Pounds, bearing Intereſt at the Rate of Six *per Centum per Annum*, and ſubject alſo to the Payment of the Intereſt of a further Debt of Nine thouſand Pounds affecting the ſaid Tolls, bearing Intereſt at the Rate of Five *per Centum*; and the Perſons in whom the ſaid Tolls are reſpectively veſted for the Purpoſes aforeſaid, are bound in certain Penalties for the due and faithful Performance of the ſeveral Matters and Things by the ſaid ſeveral Acts required to be done, executed and performed; and by the ſaid recited Act of the Thirty-eighth Year of His preſent Majeſty, the Term of Thirty Years, mentioned in the ſaid Firſt recited Act of the Thirty-third Year, is extended to the like Term of Fifty Years: And whereas by the ſaid Two recited Acts of the Thirty-third and Thirty-eighth Years of His preſent Majeſty, Stage Coaches and other Carriages carrying Paſſengers for Hire upon both the ſaid Roads are ſubjected to an higher Rate of Toll than other Carriages drawn by the ſame Number of Horſes; and the Number of Paſſengers, both Inſide and Outſide, are by the ſaid Two Acts of the Thirty-third and Thirty-eighth Years of His preſent Majeſty limited, and the Toll is conſiderably increaſed, in caſe ſuch Stage Coaches and other Carriages conveying Paſſengers for Hire ſhall carry more Inſide or Outſide Paſſengers than ſpecified in the ſaid Acts: And whereas, upon the Faith of the ſaid Acts of the Thirty-ſeventh and Thirty-eighth Years of His preſent Majeſty's Reign, and on the Credit of the Tolls thereby veſted in the Perſons in the ſaid Act mentioned, their Executors, Adminiſtrators, and Aſſigns, large Sums have been advanced by ſuch Perſons in paying off the ſaid Debt of Four thouſand five hundred Pounds, and the Intereſt thereof, ſo chargeable on the ſaid Roads from *Dublin* to *Kilcullen* Bridge, and in paying and keeping down the Intereſt on the ſaid Sum of Nine thouſand Pounds, alſo chargeable thereon, and which ſaid laſt-mentioned Sum of Money ſtill remains due and owing, and other large Sums have alſo been advanced and expended in the Improvement of the ſaid Roads, which are brought to a high State of Perfection; and upon the Faith of the ſaid Act of the Thirty-third Year of His preſent Majeſty, and of the ſaid Act of the Thirty-eighth Year of His preſent Majeſty, large Sums of Money have been advanced and expended in the Improvement of the ſaid *Limerick* Roads: And whereas by an Act made in the laſt Seſſion of Parliament, intituled, *An Act to repeal certain Parts of ſeveral Acts of the Parliament of* Ireland, *ſo far as relates to the limiting the Number of Perſons to be carried by Stage Coaches or other Carriages, and for enacting other Limitations in lieu thereof, and for other Purpoſes relating thereto*, it is among other

Iriſh Act, 38 G. 3.

50 G. 3. c. 32.

Things enacted, that ſo much of the ſeveral Acts of the Parliament of *Ireland* as relates to the Limitation of Paſſengers to be conveyed by Stage Coaches, and other Four-wheeled Carriages; alſo ſo much of the ſaid Acts as relates to the additional Tolls and Penalties which are thereby demandable and forfeited in caſe of a greater Number being conveyed by Stage Coaches and other Four-wheeled Carriages than is ſpecified by the aforeſaid Acts, ſhall be and the ſame are repealed; and it is alſo by the ſaid recited Act of the laſt Seſſion of Parliament further enacted, that no Coach or other Carriage deſcribed in the ſaid Act, conveying Perſons for hire, ſhall be charged or compelled to pay at any Toll or Turnpike Gate any greater Toll than is paid by other Coaches or Carriages drawn by an equal Number of Horſes, any Thing in any Act to the contrary in anywiſe notwithſtanding; by which Proviſions in the ſaid laſt recited Act mentioned, if the ſame were applied to the Roads in the ſaid Acts of the Thirty-third, Thirty-ſeventh, and Thirty-eighth Years mentioned, the Toll payable by Stage Coaches and other Carriages carrying Paſſengers for hire on the ſaid Roads would be ſo reduced that the Fund applicable to the Purpoſes of the ſaid recited Acts of the Thirty-third and Thirty-eighth Years aforeſaid, would be conſiderably diminiſhed, and the Roads in the ſaid Act mentioned would be thereby materially injured, contrary to the true Intent and Meaning of the ſaid Acts; be it therefore declared and 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 herein-before recited Clauſes and Proviſions in the ſaid recited Act of the laſt Seſſion of Parliament, or any Clauſes or Proviſions whatſoever in the ſaid recited Act contained, whereby the Limitation of Paſſengers to be conveyed by Stage Coaches, or the additional Tolls or Penalties relating to Carriages conveying Perſons for hire are repealed, ſhall not extend nor be conſtrued to extend to the ſaid Turnpike Roads leading from the City of *Dublin* to *Kilcullen* Bridge, and from *Naas* to *Limerick*, or either of them, nor to repeal or alter any of the Proviſions, Clauſes, or Regulations contained in the ſaid recited Acts of the Thirty-third, Thirty-ſeventh, and Thirty-eighth Years of the Reign of His preſent Majeſty, or either of them, with regard to Stage Coaches or other Carriages carrying Paſſengers for hire on the ſaid Roads, or either of them.

Recited Act, 50 G. 3. c. 32. not to extend to Roads mentioned in recited Acts, 33, 37, and 38 G. 3.

II. And be it further enacted, That from and after the paſſing of this Act, it ſhall and may be lawful to and for all and every Perſon and Perſons in whom the Tolls are veſted under the ſaid recited Act of the Thirty-third Year of His preſent Majeſty's Reign, their and each and every of their Executors, Adminiſtrators, and Aſſigns, to have, demand, receive, and take upon the ſaid Road leading from *Naas* to *Maryborough* and *Ballyroan*, and from *Maryborough* to *Limerick*, and from *Nenagh* to *O'Brien*'s Bridge, within the Limits for that Purpoſe ſpecified by the ſaid Act of the Thirty-third Year of His preſent Majeſty, and during the Continuance of the ſaid Act of the Thirty-eighth Year of His preſent Majeſty, by ſuch Perſon or Perſons as they ſhall authorize thereto, ſuch Tolls and Penalties, and in ſuch Caſes reſpectively as by the ſaid laſt recited Acts they are authorized and empowered to have, demand, receive, and take, any Thing in the ſaid Act of the laſt Seſſion of Parliament to the contrary thereof in anywiſe notwithſtanding; and that from and after the paſſing of this Act, it ſhall

Former Tolls may be continued to be taken on Roads under recited Acts of 33, 37, and 38 G. 3.

ſhall and may be lawful to and for all and every Perſon and Perſons in whom the Tolls are veſted under the ſaid recited Act of the Thirty-eighth Year of His preſent Majeſty's Reign, and for their and each and every of their Executors, Adminiſtrators, and Aſſigns, to have, demand, receive, and take upon the ſaid Road leading from *Dublin* to *Kilcullen* Bridge, and to the Twenty-one Mile-ſtone Weſtward of the ſaid Bridge, within the Limits for that Purpoſe ſpecified by the ſaid Act of the Thirty-eighth Year of His preſent Majeſty, and during the Continuance thereof, by ſuch Perſon or Perſons as they ſhall authorize thereto, ſuch Tolls and Penalties, and in ſuch Caſes reſpectively, as by the ſaid Acts of the Thirty-ſeventh and Thirty-eighth Years they are authorized and empowered to have, demand, levy, receive and take; any Thing in the ſaid recited Act of the laſt Seſſion of Parliament to the contrary thereof in anywiſe notwithſtanding.

The Tolls and Penalties under recited Acts, 33, 37, and 38 G. 3. may be levied in the ſame Manner as before the paſſing of 50 G. 3. c. 32.

III. And be it further enacted, That from and after the paſſing of this Act, ſuch and the like Tolls and Penalties as under the ſaid herein-before recited Acts of the Parliament of *Ireland* of the Thirty-third, Thirty-ſeventh, and Thirty-eighth Years of His preſent Majeſty, or either of them, could or might be demanded, raiſed, levied and taken, before the paſſing of the ſaid recited Act of the laſt Seſſion of Parliament, upon the Roads in the ſaid Acts mentioned, ſhall and may be hereafter from Time to Time demanded, raiſed, levied and taken, in ſuch Manner and under ſuch Rules and Regulations, in all reſpects, as by the ſaid recited Acts, or any of them, are ſpecially enacted and provided; any Thing in the ſaid recited Act of the laſt Seſſion of Parliament to the contrary notwithſtanding.

Act may be altered this Seſſion.

IV. And be it further enacted, That this Act may be altered, varied and amended by any Act during this Seſſion of Parliament.

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