


ANNO QUINQUAGESIMO SEPTIMO

# GEORGII III. REGIS.

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## CAP. XXXVII.

An Act to explain and amend an Act of the Fifty-third Year of His preſent Majeſty, relating to Tolls on Carriages uſed in Huſbandry, and to remove Doubts as to Exemption of Carriages, not wholly laden with Manure, from Payment of Toll. [20th *June* 1817.]

WHEREAS by a Clauſe in an Act of Parliament made in the Fifty-third Year of the Reign of His preſent Majeſty, intituled *An Act to amend an Act made in the Fifty-ſecond Year of His preſent Majeſty's Reign, intituled 'An Act to explain the Exemption from 'Toll in ſeveral Acts of Parliament for Carriages employed in Huſbandry, 'and for regulating the Tolls to be paid on other Carriages, and on Horſes 'in certain other Caſes therein ſpecified,' and for other Purpoſes relating thereto*, it is enacted, that from and after the paſſing of the ſaid Act the Owner or Driver of any Waggon, Cart, or other Carriage laden with Manure for Land, paſſing through any Turnpike, or otherwiſe paſſing on or acroſs any Turnpike Road, ſhould not be liable to pay any Toll, nor ſhould any Toll be demanded for ſuch Carriage ſo laden, or the Cattle drawing the ſame, by reaſon only of any empty Baſket or Baſkets, empty Sack or Sacks, for more convenient Carriage, or Spade, Shovel, or Fork, neceſſary for loading or unloading ſuch Manure, being in or upon any ſuch Waggon, Cart, or other Carriage, in addition to ſuch Manure, if the Loading thereof is ſubſtantially Manure for Land as aforeſaid; any Thing in any Act contained to the contrary thereof notwithſtanding: And whereas Doubts have ariſen whether the ſaid Clauſe does not extend to give 53 G. 3. c. 82.

give a general Exemption from Toll to all Carriages laden with Manure for Land, although the ſame were made expreſsly liable to Toll by the reſpective Local Acts by which Tolls are impoſed and levied for the Maintenance of any Turnpike Roads: And whereas ſuch Conſtruction would operate very injuriouſly both to the Funds required for the keeping up ſuch reſpective Roads, and to the Security of the Creditors who have advanced Money upon the Credit of the ſame: For Remedy thereof be it 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 nothing in the ſaid Clauſe, or in any other Clauſe of the ſame, or of any other Act or Acts of Parliament, ſhall extend or be conſtrued to extend to exempt any ſuch Carriages as aforeſaid, or the Horſes or other Cattle drawing the ſame, from any Tolls or Duties impoſed by virtue of any Local Act or Acts under which any ſuch Tolls or Duties have been or ſhall be impoſed for the Maintenance and Repair of ſuch reſpective Roads upon which ſuch Carriages ſhall go or travel.

Recited Act, or any other Act, not to exempt certain Carriages from Tolls.

II. Provided always, and it is hereby enacted and declared, That nothing in this Act contained ſhall be conſtrued to repeal, vary, or alter any Clauſe or Proviſion in the ſaid Act paſſed in the ſaid Fifty-third Year of His preſent Majeſty's Reign, nor any other Act or Acts of Parliament, ſo far as reſpects any Turnpike Road or Roads, or the Tolls to be collected at any Gate or Gates erected or to be erected thereon, within the Cities of *London* or *Weſtminſter*, or within the Diſtance of Fifteen Miles from the *Royal Exchange*.

Not to alter the Proviſions of the recited Act, etc. ſo far as reſpects Turnpike Roads or Tolls collected within a certain Diſtance.

III. And be it further enacted, 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 others, without being ſpecially pleaded.

Public Act.

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