

ANNO TERTIO

GEORGII IV. REGIS.

CAP. LVIII.

An Act for enabling the Commissioners of His Majesty's Woods, Forests, and Land Revenues to effect Improvements in the Neighbourhood of *Parliament Street* and *Privy Garden*, within the Liberty of *Westminster*. [5th *July* 1822.]

WHEREAS certain Alterations and Improvements are in contemplation, and are now carrying on on certain Lands and Grounds, Part of the Land Revenues of the Crown, in the Neighbourhood of *Parliament Street* and *Privy Garden*, in the City of *Westminster* and County of *Middlesex*, under the Superintendence of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, by which, when completed, the Estate and Property of His Majesty in and about *Privy Garden*, under the Management and Superintendence of the said Commissioners, will be considerably augmented and benefited: And whereas, for the Purpose of carrying into Effect and completing the said Alterations and Improvements, it is necessary that the said Commissioners should have Possession of a certain Freehold Messuage or Dwelling House, with the Appurtenances, situate in *Parliament Street*, in the City of *Westminster*, now in the Occupation of *Robert Hart*, Pastry Cook, and it is expedient that Power and Authority should be given to the said Commissioners to purchase for and on Behalf of His Majesty, and to all Persons interested therein to sell and dispose of the said Messuage, Hereditaments, and Premises, with the Appurtenances;

but

but the Aid and Authority of Parliament is necessary for those Purposes: 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 it shall and may be lawful for the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, for and on Behalf of His Majesty, to treat, contract, and agree with the Owners of and Persons interested in the said Messuage, Hereditaments, and Premises, with the Appurtenances herein-before mentioned, for the Purchase thereof, or for the Loss or Damage such Owners and Persons interested therein shall or may anyways sustain by the carrying and completing the Improvements aforesaid; and it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Guardians, or other Trustees whatsoever, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of any Infant, Feme Covert, Cestuique Trust, Tenants for Life or in Tail, and for all and every Person and Persons whomsoever who are or shall be seised or possessed of or interested in the said Messuage, Hereditaments, and Premises, with the Appurtenances, or in any Part thereof, to contract and agree with the said Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Satisfaction to be made for such Damages as aforesaid, or to sell and convey to them the said Messuage, Hereditaments, and Premises, with the Appurtenances, as the said Commissioners shall require; and all Contracts and Sales so made shall, without any Fine or Fines, Common Recovery or Common Recoveries, or any other Conveyance or Assurance, be valid and effectual in the Law to all Intents and Purposes whatsoever; any Law, Statute, or Usage, or any other Matter or Thing whatsoever, to the contrary notwithstanding; and all such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants for Life or in Tail, Feoffees in Trust, Executors, Administrators, Guardians, and Trustees, and all other Persons, shall be and are hereby indemnified for what they shall do by virtue of or in pursuance of this Act.

Commissioners empowered to contract for the Purchase of the Premises herein mentioned.

Bodies Politic, &c. empowered to sell.

II. And be it further enacted, That every Sum of Money or Recompence to be agreed for as aforesaid, shall be paid by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, out of the Money raised or to be raised for the Payment of the Purchase Monies of Estates to be purchased on Behalf of His Majesty, under the Authority of an Act made and passed in the Fifty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for ratifying Articles of Agreement entered into by the Right Honourable* Henry Hall *Viscount* Gage, *and the Commissioners of His Majesty's Woods, Forests, and Land Revenues; and for the better Management and Improvement of the Land Revenues of the Crown*, either into the Bank of *England* or to the Parties or their Agents, as the Case may require, as herein-after is mentioned; and upon Payment or Tender thereof to the Party or Parties entitled to receive the same, or their Agent, or on depositing the same in the Bank of *England* in Manner by this Act directed,

Purchase Money raised under 57 G. 3. c. 97. to be paid either into the Bank or to the Parties interested, as the Case may require.

On such Payment Commissioners may take Pos-

and after Ten Days Notice thereof given to such Parties or Persons, or their Agents, it shall and may be lawful for the said Commissioners of His Majesty's Woods, Forests, and Land Revenues to take Possession of the said Messuage, Hereditaments, and Premises, and to make use of the same in such Manner as they shall think fit in carrying on and completing the said intended Improvements; and from thenceforth the Inheritance in Fee Simple, free from Incumbrances of and in the said Messuage, Hereditaments, and Premises, with the Appurtenances, or of and in so much or such Parts thereof as the said Commissioners shall contract and agree to purchase, shall be and become and the same is and are hereby absolutely vested in the King's Majesty, His Heirs and Successors, for ever, freed and discharged and absolutely acquitted and exonerated of and from all Trusts, Powers, and Incumbrances whatsoever, and shall become Part of the Land Revenues of the Crown within the Ordering and Survey of the Exchequer in *England*, and shall be settled and administered to the same Uses and in the same Manner as such Land Revenues now are or hereafter may be settled or administered.

Possession of Premises, which shall vest in His Majesty, and become Part of the Land Revenues.

III. And be it further enacted, That if any Money shall be agreed to be paid for the said Messuage, Hereditaments, and Premises, with the Appurtenances or any Part thereof, purchased, taken, or used by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Lunatic, Tenants for Life or in Tail, or Person or Persons under any Disability or Incapacity, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Commissioners of His Majesty's Woods, Forests, and Land Revenues, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Messuage, Hereditaments, and Premises, with the Appurtenances, in the Purchase or Redemption of the Land Tax, or towards the Discharge of any Debt or Debts, or other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the said Messuage, Hereditaments, and Premises, or affecting other Lands, Tenements, or Hereditaments standing settled therewith, to the same or the like Uses, Intents, and Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Messuage, Hereditaments, and Premises, with the Appurtenances, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the meantime and until such Purchase shall be

Application of Purchase Money belonging to Corporations or incapacitated Persons, where the same shall amount to 200*l*.

be made, the said Money shall, by Order of the said Court of Chancery, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Messuage, Hereditaments, and Premises, with the Appurtenances, so hereby directed to be purchased, in case such Purchase or Settlement had been made.

How to be applied where the Purchase Money shall be less than 200*l.* or amount to 20*l.*

IV. Provided always, and be it further enacted, That if the Money so agreed to be paid for the said Messuage, Hereditaments, and Premises, with the Appurtenances, or any Part thereof, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, or shall amount to or exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Messuage, Hereditaments, and Premises, with the Appurtenances, or of any Part thereof, so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed, or otherwise the same shall be paid at the like Option to Two Trustees to be nominated by the Person or Persons making such Option, and approved by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Dividends arising thereon may be applied in manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Chancery.

Application where the Purchase Money shall be less than 20*l.*

V. Provided always, and be it further enacted, That where such Money so agreed to be paid as next before-mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Messuage, Hereditaments, and Premises, with the Appurtenances, or the Part thereof so purchased, taken, or used as aforesaid, in such Manner as the said Commissioners of His Majesty's Woods, Forests, and Land Revenues shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

VI. And

In default of Title, or refusing to execute Conveyance of the Premises, how Money shall be invested.

VI. And be it further enacted, That in case the Persons to whom any Sum or Sums of Money shall be so ordered to be paid as aforesaid, shall not be able to make a good Title to the Premises to the Satisfaction of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, or shall refuse to execute such Conveyance or Conveyances, then and in every such Case it shall be lawful for the said Commissioners of His Majesty's Woods, Forests, and Land Revenues to order the said Sum or Sums of Money so agreed for to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Chancery, to be placed to his Account to the Credit of the said Parties interested in the said Messuage, Hereditaments, and Premises, with the Appurtenances (describing them), subject to the Order, Controul, and Disposition of the said Court of Chancery; which said Court, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, or to order Distribution thereof according to the respective Estate or Estates, Title, or Interests of the Person or Persons making Claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Persons in Possession to be deemed lawfully entitled to the Premises till the contrary is shewn to the Satisfaction of the Court of Chancery.

VII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in pursuance of this Act, for the Purchase of the said Messuage, Hereditaments, and Premises, with the Appurtenances or any Part thereof, or of any Estate, Right, or Interest in the same or in any Part thereof to be purchased in pursuance thereof, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Messuage, Hereditaments, and Premises, with the Appurtenances at the Time of such Purchase, and all Persons claiming under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Messuage, Hereditaments, and Premises according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery, and the Dividends or Interest of the Bank Annuities shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Messuage, Hereditaments, and Premises, with the Appurtenances, or some Estate or Interest therein.

Purchase Money belonging to Corporation or incapacitated Persons to be applied in the Purchase of other Premises.

VIII. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to the said Messuage, Hereditaments, and Premises, or any Part thereof, to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court, and be applied in the Purchase of other Lands, Tenements, or Hereditaments to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Commissioners may empower Builders to make Gateways and open Passages into Parliament Street and Privy Gardens.

IX. And whereas, in order to carry on and complete the said Improvements before mentioned, it is intended to erect several commodious Houses and Buildings on the Site of the said Messuage, Hereditaments, and Premises hereby authorized to be purchased, and adjoining thereto, and it will be a Convenience to the Persons occupying such intended new Houses and Buildings, and an Advantage to that Part of the Estate of the Crown, if Gateways were made from the said intended Houses and Buildings into *Parliament Street* or *Privy Gardens*, so as to afford Access from the said Street or Gardens to the said intended Houses and Buildings, or to the Stables, Outhouses, or Offices attached thereto; be it therefore enacted, That it shall and may be lawful for the Commissioners of His Majesty's Woods, Forests, and Land Revenues, on His Majesty's Behalf, to license and empower either the Builders employed or contracted with by them the said Commissioners, for erecting such intended new Houses and Buildings, or any Person to whom the said Commissioners shall let any Part of the Scite of the said Messuage, Hereditaments, and Premises hereby authorized to be purchased, or any Land adjoining thereto, for the Purpose of building, or to open or make such Gateway or Gateways, or Passage or Passages, as to the said Commissioners of His Majesty's Woods, Forests, and Land Revenues shall seem necessary and proper, from the said intended Houses and Buildings, or any of them, into *Parliament Street* or *Privy Gardens*, so as to afford Access for Horses and Carriages to the said intended Houses and Buildings, or any of them, or to the Stables, Outhouses, or Offices thereto belonging, so as the said Commissioners, or the Person or Persons to whom such Licences shall be granted, shall bear the first Expence of paving the Entrance into such Gateways or Passages in a proper Manner, and such Licences shall be and are hereby declared to be good and sufficient Authority for the making such Gateways or Passages, taking up, removing, and altering the Pavement in Front thereof in *Parliament Street* and *Privy Gardens*, and doing all Things requisite thereto, and for the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, or the Owners or Occupiers of the said intended Houses and Buildings, to keep and use such Gateways or Passages at all Times thereafter, without any other Licence

Licence or Authority whatever; any thing in any existing Act or Acts of Parliament, or any Law or Usage to the contrary in anywise notwithstanding.

Saving Rights to the Committee of Pavements.

X. Saving always to the Committee or other Persons who for the Time being shall have the Controul of the Pavements of *Parliament Street* and *Privy Gardens*, all such Powers and Authorities relative to the paving and repairing the said Gateways and Passages, and preventing Nuisances and Obstructions therein, as they might have had in case this Act had not been passed.

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