ANNO SEPTIMO

GEORGII IV. REGIS.

CAP. LXXVIII.

An Act to vest in the Commissioners of His Majesty's Woods, Forests, and Land Revenues, the Powers of several Acts for the Improvement of the Streets near *Westminster Hall* and the Houses of Parliament; and to authorize the Conversion of the Pavements in several Parts of the Metropolis into broken Stone Roads.

[31st *May* 1826.]

WHEREAS by an Act passed in the Forty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for consolidating and rendering more* 46 G.3. c.89. *effectual the several Acts for the Purchase of Buildings and further Improvement of the Streets and Places near to* Westminster Hall *and the Two Houses of Parliament,* certain Commissioners were appointed and authorized to be appointed; and by the said recited

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Act, and an Act passed in the Forty-eighth Year of the Reign
48G.3.c.137. of His said late Majesty, intituled *An Act to amend and enlarge the Powers of an Act of the Forty-sixth Year of His present Majesty, for consolidating and rendering more effectual the several Acts for the Purchase of Buildings and further Improvement of the Streets and Places near to* Westminster Hall *and the Two Houses of Parliament*; an Act passed in the Fiftieth Year of the Reign
50G.3.c.119. of His said late Majesty, intituled *An Act for further amending and enlarging the Powers of an Act of the Forty-sixth Year of His present Majesty, for consolidating and rendering more effectual the several Acts for the Purchase of Buildings and further Improvement of the Streets and Places near to* Westminster Hall *and the Two Houses of Parliament*; and an Act passed in the Fifty-
54G.3.c.154. fourth Year of the Reign of His said late Majesty, intituled *An Act for further amending and enlarging the Powers of an Act of the Forty-sixth Year of His present Majesty, intituled 'An Act for consolidating and rendering more effectual the several Acts for the Purchase of Buildings and further Improvement of the Streets and Places near to* Westminster Hall *and the Two Houses of Parliament;' and for other Purposes therein mentioned*; various Powers and Authorities were given, subject to and under the Controul of the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, to the said Commissioners appointed and to be appointed under and by virtue of the said recited Act of the Forty-sixth Year of the Reign of His said late Majesty: And whereas it is expedient that the Powers and Authorities given by the several Acts herein-before recited to the Commissioners so appointed and to be appointed as aforesaid, should be transferred to the Commissioners of His Majesty's Woods, Forests, and Land Revenues, and that the Ground, Houses, and Buildings which have been purchased for the Purposes of the said recited Acts, and which have been conveyed to His Majesty, or to the said Commissioners of His Majesty's Treasury, or any Person or Persons in Trust for them, should be vested in His Majesty, His Heirs and Successors, and form Part of the Land Revenue of the Crown: 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 all the several Powers and Authorities given by the said Acts herein-before recited to the said Commissioners appointed or to be appointed under and by virtue of the said recited Act of the Forty-sixth Year of the Reign of His said late Majesty, shall from and after the passing of this Act be transferred to the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, and be vested in the said last-mentioned Commissioners, in as full, ample, and beneficial a Manner to all Intents and Purposes, for the carrying into effect the Objects of the said recited Acts, as the same are now vested in the said Commissioners appointed under or by virtue of the said recited Act of the Forty-sixth Year of the Reign

Powers and Authorities given by recited Acts to the Commissioners appointed by 46G. 3. c. 89. transferred to the Commissioners of His Majesty's Woods, Forests, &c.

Reign of His said late Majesty; and the said Powers and Authorities shall, as to any Exercise thereof by the said Commissioners appointed or to be appointed by the said recited Act of the Forty-sixth Year of the Reign of His said late Majesty, from and after the passing of this Act, cease, determine, and be void, except as to any Matter or Thing which may have been done or contracted to be done by the said last-mentioned Commissioners in virtue thereof before the passing of this Act; any thing in the said recited Acts or any of them to the contrary thereof in anywise notwithstanding.

Provisions of recited Acts applicable to Commissioners of 46 G. 3. to be applied to Commissioners of His Majesty's Woods, &c.

II. And be it further enacted, That all the several Provisions in the said herein-before recited Acts contained, and thereby made applicable to the said Commissioners appointed or to be appointed under or by virtue of the said recited Act of the Forty-sixth Year of the Reign of His said late Majesty, shall, from and after the passing of this Act, apply to the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, in the same Manner to all Intents and Purposes as they would have done in case the said last-mentioned Commissioners had been named in the said recited Acts instead of the said Commissioners appointed or to be appointed under or by virtue of the said recited Act of the Forty-sixth Year of the Reign of His said late Majesty.

Ground and Buildings purchased for the Purposes of recited Acts shall henceforth form Part of the Land Revenues of the Crown.

III. And be it further enacted, That from and after the passing of this Act, the whole of the Ground, Houses, and Buildings, which have been purchased for the Purposes of the said recited Acts, and which have been conveyed to His Majesty, or to the said Commissioners of His Majesty's Treasury, or any other Person or Persons in Trust for him or them, shall from henceforth be vested in His Majesty, His Heirs and Successors, for the Purposes of the said Acts, and shall form Part of the Land Revenues of the Crown; and the Annual Rents and Profits arising from the Ground, Houses, and Buildings, which have been or shall be hereafter purchased, erected, or built in pursuance of the said several Acts or any of them, shall be received by the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, or by some Person or Persons to be appointed by them for that Purpose, and shall be paid and applied in like Manner as the Rents of other Parts of the Land Revenue of the Crown are now received, paid, and applied; and that all and every Acts or Act of Parliament now in force relating to or concerning the Land Revenue of the Crown, shall be construed and held to extend, and shall extend to this Act; and the several Powers, Provisions, and Authorities given to or vested in the Commissioners of His Majesty's Woods, Forests, and Land Revenues, in and by such Act or Acts of Parliament, with respect to other Parts of the Land Revenue of the Crown, shall be exercised and put in force by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, with respect to the Ground, Houses, and

and Buildings herein-before mentioned, so far as the same can be made applicable thereto, and the Nature of the Property will admit, as fully and effectually as if such Powers, Provisions, and Authorities were severally repeated and re-enacted in and by this Act.

Paving Committees of any of the Parishes in Westminster, and of Saint Mary-le-bone and Pancras, may convert the Carriage Pavement of any Street, &c. into a broken Stone Road, upon Request of Two Thirds of the Inhabitants, and Consent to pay an increased Rate.

IV. And be it further enacted, That from and after the passing of this Act it shall and may be lawful for the respective Committees for paving, cleansing, and lighting the several Parishes within the City and Liberty of *Westminster*, and for the Commissioners for paving, cleansing, and lighting the City and Liberty of *Westminster*, and Parts adjacent, in respect of the optional Streets under their Management, and for the Persons having the Controul of the Pavements in the respective Parishes of *Saint Mary-le-bone* and *Saint Pancras* in the County of *Middlesex*, if they shall so think fit, in case Two Thirds in Number of the rated Occupiers of any of the Streets, Squares, Circusses, Ways, Passages, or Places within any or either of such several Parishes and Places respectively as aforesaid, shall make Application for that Purpose in Writing, signed by them (and signifying therein their Consent to be thenceforth assessed to the Rate for paving, cleansing, and lighting such Parish or Place respectively, at such higher Proportion as may be found necessary in that Behalf, not exceeding One Third more than the General Rate or Assessment to be from Time to Time made upon them for those Purposes), to convert the Carriage Pavement of such Streets, Squares, Circusses, Ways, Passages, or Places into a broken Stone Road, commonly called or known as a Macadamized Road, and for that Purpose to take up the existing Pavement and replace the same with broken Stone, Granite, Flint, Gravel, or other firm and sufficient Materials, and from Time to Time to amend and keep in repair the same with the like Materials; and for and towards defraying the Expences thereof, it shall and may be lawful for the said Committees, Commissioners (in the respect aforesaid), or other Persons having the Controul of the Pavements respectively, from Time to Time, if necessary, to make an increased Rate or Assessment upon all the Occupiers of such Streets, Squares, Circusses, Ways, Passages, or Places as aforesaid, beyond their Proportion of the General Rate or Assessment for paving, cleansing, and lighting such Parish or Place respectively, and with the like Powers and Remedies for recovering and enforcing Payment of the same, as such Committees, Commissioners, or other Persons having the Controul of the Pavements respectively have for recovering and enforcing the Payment of such General Rate or Assessment: Provided nevertheless, that the Increase of Rate to be from Time to Time laid on all such Occupiers for the Purposes aforesaid, shall not in any Case be more than One Third of the General Rate or Assessment upon them for paving, cleansing, and lighting, for the Period for which such increased Rate or Assessment shall be made.

Provision for repaving such Streets, on like Application and Consent of Inhabitants.

V. Provided always, and it is hereby further enacted, That in case it shall be deemed necessary and expedient to repave all or any of the several Streets, Squares, Circusses, Ways, Passages, and Places within any or either of the several Parishes or Places herein-before mentioned, which shall have been converted into a broken Stone Road, called or known as a Macadamized Road, under the Powers and Provisions of this Act, it shall and may be lawful for the respective Committees, Commissioners, or other Persons having the Controul of the Pavements within the said several Parishes and Places aforesaid, if they shall so think fit, in case Two Thirds in Number of the rated Occupiers of any of the said Streets, Squares, Circusses, Ways, Passages, or Places, within any or either of such several Parishes and Places respectively as aforesaid, shall make Application for that Purpose in Writing signed by them (and signifying therein their Consent to be thenceforth assessed to the Rate for paving, cleansing, and lighting such Parish or Place respectively, at such higher Proportion as may be found necessary in that Behalf, not exceeding One Third more than the General Rate or Assessment to be from Time to Time made upon them for those Purposes), to repave such of the said several Streets, Squares, Circusses, Ways, Passages, and Places as shall be so required as aforesaid, in the now existing Manner; and for and towards defraying the Expences of such Repavement, it shall and may be lawful for the said Committees, Commissioners (in the respect aforesaid), or other Persons having the Controul of the Pavements respectively, from Time to Time, if necessary, to make an increased Rate or Assessment upon all the Occupiers of such Streets, Squares, Circusses, Ways, Passages, or Places as aforesaid, beyond their Proportion of the General Rate or Assessment for paving, cleansing, and lighting such Parish or Place respectively, and with the like Powers and Remedies for recovering and enforcing Payment of the same, as such Committees, Commissioners, or other Persons having the Controul of the Pavements respectively, have for recovering and enforcing the Payment of such General Rate or Assessment: Provided nevertheless, that the Increase of Rate to be from Time to Time laid on all such Occupiers for the Purposes aforesaid, shall not in any Case be more than One Third of the General Rate or Assessment upon them for paving, cleansing, and lighting, for the Period for which such increased Rate or Assessment shall be made.

Powers of 7 G. 4. c. cxxi. not to be affected.

VI. Provided always, and it is hereby further enacted, That nothing in this Act contained shall extend or be construed to extend to vary, alter, or affect any of the Powers or Provisions contained in an Act passed in the present Session of Parliament, intituled *An Act for better paving, lighting, regulating, and improving the Parish of* Saint George Hanover Square, *within the Liberty of the City of* Westminster.

Public Act.

VII. 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.

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