ANNO UNDECIMO

GEORGII IV. REGIS.

****

CAP. XIV.

An Act for removing the Market at present held for the Sale of Hay and Straw from the *Haymarket;* and for establishing Markets for the Sale of Hay, Straw, and other Articles, in *York Square*, *Clarence Gardens*, and *Cumberland Market*, in the Parish of *Saint Pancras* in the County of *Middlesex*. [3d *May* 1830.]

WHEREAS a Market has been for a long Time past held for the Sale of Hay and Straw in the Street called the *Haymarket*, in the Parishes of *Saint James* and *Saint Martin-in-the-Fields* within the Liberty of *Westminster* in the County of *Middlesex:* And whereas by an Act passed in the Eighth and Ninth Years of the Reign of His late Majesty King *William* the Third, intituled *An Act for paving and regulating the* Haymarket *in the Parishes of* Saint Martin-in-the-Fields *and* Saint James *within the Liberty of* Westminster, Provisions are made for the Payment, Collection, and Application of certain Sums of Money in respect of every Cart Load or Parcel of Hay and Straw brought into and standing for Sale in the said Street; and the Extent of the said Market is defined, and Provisions made for its Regulation: And whereas the said Market occasions great Obstruction to the Thoroughfare of the said Street, and much Annoyance to the Inhabitants of the Street and its Vicinity; and it is therefore desirable that it should 8 & 9 W. 3. c. 17.

be removed: And whereas it would be of considerable Advantage to the Estates of the Crown contiguous to the said Street, and a great Convenience to the Inhabitants of the Parishes of *Saint Mary-le-bone* and *Saint Pancras*, and of the neighbouring Parts of the Metropolis, that a Market should be established within the open Places or Squares herein-after mentioned, for the Sale of Hay and Straw, and such other Articles, Matters, and Things as shall from Time to Time be appointed and allowed by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues: And whereas the Ground or Soil of the said open Places or Squares belongs to His Majesty in Right of His Crown, and is within the Order and Survey of the Court of Exchequer: 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 from and after the Day next before the Day on which the Market Place to be appropriated for the Sale of Hay and Straw, as herein-after mentioned, shall be opened for public Use, the Market for Hay and Straw now held in the said Street called the *Haymarket* shall cease and be at an end; and if any Person shall thereafter sell or expose to Sale any Hay or Straw within the said Street called the *Haymarket*, every Person so offending shall for each such Offence, on Conviction before One or more Justice or Justices of the Peace for the said County of *Middlesex*, forfeit and pay any Sum not exceeding Ten Pounds, to be received, recovered, and applied as herein-after mentioned: Provided nevertheless, that nothing herein contained shall extend or be construed to extend to prevent or hinder any Person from selling or exposing to Sale any Hay or Straw in his or her own Premises, in such Manner as he or she may now lawfully do.

Discontinuance of the present Market for Hay and Straw in the Haymarket.

II. And be it further enacted, That after the aforesaid Market shall have so ceased, the said recited Act of the Eighth and Ninth Years of the Reign of His late Majesty King *William* the Third shall be and the same is hereby repealed, except so far as regards the Collection, Recovery, and Application of Monies payable or paid under the Provisions of that Act previously to the said Markets having so ceased.

Recited Act, 8 & 9 W. 3. c. 17. repealed.

III. And be it further enacted, That from and immediately after the passing of this Act, the said open Spaces of Ground or Squares situate in the said Parish of *Saint Pancras*, and called *York Square*, *Clarence Gardens*, and *Cumberland Market*, or such of them or such Parts thereof respectively as the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall think proper, shall be appropriated as the Sites of a Market for the Sale of Hay and Straw, and such Goods, Wares, Merchandize, and other Commodities, Articles, Matters, and Things, as shall from Time to Time be by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues appointed or allowed to be sold therein.

Places appropriated for the Sites of a Market for Hay and Straw.

IV. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests,

Market Places to be provided for

and Land Revenues, and they are hereby authorized, to appropriate and set apart such Portions as they shall think proper of the said open Spaces of Ground as and for public Market Places for exposing to Sale Hay, Straw, Corn, Grain, Flour, Malt, Hops, and other Agricultural Produce in Bulk; Meat, Fish, Poultry, Eggs, and other Articles of Animal Food; Fruit, Vegetables, Flowers, Plants, and other Articles of Vegetable Produce; and from Time to Time to vary and alter the Form and Situation of the said several Market Places, or any of them, and diminish or extend the same, and appropriate other Portions of the said open Spaces of Ground for exposing to Sale other Commodities, Articles, Matters, and Things, and from Time to Time to alter and vary the same, as the said Commissioners for the Time being shall think expedient; and also to do and perform all such other Acts, Matters, and Things as to the said Commissioners shall appear necessary or proper for the making, preserving, maintaining, and using of the said several Market Places.

Corn, Hay, and other Things.

V. And be it further enacted, That the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall, by Advertisements to be inserted in the *London Gazette* and such other Newspapers as they shall think proper, give Notice of the Day or Days on which the new Market Places to be so appropriated as aforesaid will be respectively opened for public Use, and shall cause such Notice or Notices to be given at least One Calendar Month previously to the Day or Days on which the Market Place or Market Places to which the same shall respectively relate shall be so opened.

Notice to be given when new Markets are ready to be opened.

VI. And be it further enacted, That on the Day for which any such Notice as aforesaid shall be given a Market shall commence and shall from thenceforth continue to be held on the Sites to be so appropriated for the same respectively, as herein-before directed, for the Sale of such several Commodities, Articles, Matters, and Things as shall from Time to Time be directed or allowed to be sold in the said Market by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues; and the said Market to be established shall be called "The *Regent's Park* Market;" and the said Market shall be held on such Days and in such Manner, and subject to such Regulations, as the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall from Time to Time order and direct; and the said Commissioners for the Time being may and shall, by their Collectors, Farmers, Officers, or Servants, ask, demand, recover, receive, and take, of and from all Persons exposing or offering for Sale or selling any Commodity, Article, Matter, or Thing in the said Market, or who shall rent, use, or hire any Stall or Standing Place in the said Market, the several Rents, Tolls, Pickage, Stallage, or Sum or Sums of Money which shall from Time to Time be appointed in that Behalf by the said Commissioners for the Time being, not exceeding the several Rents, Tolls, Duties, Pickage, Stallage, or Sum or Sums of Money specified in the First Schedule to this Act annexed; any Charter, Statute, Usage, or Custom to the contrary thereof in anywise notwithstanding.

Power to hold Markets.

VII. And

Table of Tolls to be set up.

VII. And be it further enacted, That the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall set up and maintain, in some conspicuous Part of the said Market, a Table of the Tolls to be taken by virtue of this Act, painted on Boards in White Letters on a Black Ground, to be renewed as often as the same shall be obliterated or defaced; and in case any Person or Persons holding, using, or in any Manner occupying any Stall or Standing Place in the said Market, or exposing or offering for Sale or selling any Commodity, Article, Matter, or Thing in the said Market, shall neglect or refuse to pay the Sum or Toll payable in respect thereof, when demanded, then and in every such Case it shall be lawful for the said Commissioners, or the Collector, Farmer, or other Person or Persons authorized to receive such Sum or Toll, to seize and distrain the Commodity, Article, Matter, or Thing in respect of which such Sum or Toll shall be payable, or any Commodities, Articles, Matters, or Things in or upon the Stall or Standing Place in respect of which such Sum or Toll shall be payable, or any other Goods or Chattels which shall belong to the Person or Persons so neglecting or refusing, or which shall be exposed for Sale by him, her, or them in the said Market, and the Distress to be taken to sell immediately, rendering the Overplus (if any) of the Monies arising from such Sale, after deducting the Sum or Toll so payable, and the Expences of such Distress and Sale, to the Person or Persons from whom such Distress shall have been taken; and in case any Dispute or Difference shall arise touching the same, such Dispute or Difference shall and may be settled and determined by any One or more of His Majesty's Justices of the Peace for the said County of *Middlesex*, who is or are hereby empowered and required to summon the Parties before him or them, and to hear and determine the Matter of every such Complaint upon Oath, and to make such Order therein, and award such Costs to either Party, as to him or them shall in his or their Discretion seem meet; and by Warrant under his or their Hand and Seal or Hands and Seals to cause the Costs which shall be so awarded to be levied by Distress and Sale of the Goods and Chattels of the Party or Parties liable to pay the same, rendering the Overplus (if any) to the Owner or Owners of such Goods and Chattels, after deducting the reasonable Charges of such Distress and Sale.

Penalties on evading Tolls.

Regulations may be made for holding the said Markets.

VIII. And be it further enacted, That it shall be lawful for the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues from Time to Time to direct and appoint what particular Parts of the said Market Place shall be occupied and made use of for exposing to Sale therein of the different Commodities, Articles, Matters, or Things which shall be sold or exposed to Sale within the same respectively; and also from Time to Time to make such Rules, Orders, Regulations, and Bye Laws, (not inconsistent with or repugnant to the Directions or Provisions contained in this Act, or to any Law or Statute of that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*,) as the said Commissioners shall think proper, for the better regulating, cleansing, letting, occupying, holding, and using all and every or any of the said Market Places, with such Penalties for disobeying the same, not exceeding for each and every Offence the Sum of Five Pounds, as they shall

 think

think fit; and also for fixing from Time to Time the Day or Days of the Week and the Time or Times of holding the said Market, and also the Hours at which the several Commodities, Articles, Matters, and Things to be sold in the said Market shall respectively begin to be offered or exposed to Sale therein, and how long the same shall continue exposed to Sale therein; with Liberty to the said Commissioners to change the said Days and Hours from Time to Time, at their Discretion, and to appoint different Days or Hours, if they shall think proper, for the Sale of different Commodities, Articles, Matters, and Things; and also for fixing the Time or Times when and the Manner in which every moveable Shed, Stall, Standing, and Bench, allowed to be used or set up in the said Market Place, shall be set up, used, taken down, and removed from and deposited and laid by therein; and a Copy of the said Rules, Orders, Regulations, and Bye Laws shall be from Time to Time painted on Boards in large and legible Characters, and affixed and stuck up in some conspicuous Part or Parts of each of the Market Places to be made and set up as aforesaid, and continued and renewed from Time to Time as often as the same shall be obliterated or defaced; and no Penalty shall be incurred for disobeying any such Rule, Order, Regulation, or Bye Law, until a Board containing a Copy thereof shall have been so stuck up Two Market Days; and the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall cause the Time or Times of beginning and concluding every Market to be announced by the ringing of a Bell, or otherwise, as they shall think proper.

Penalty on Persons exposing Articles to Sale except in the Market Places.

IX. And be it further enacted, That if any Person shall on any Market Day, or on any other Day, sell or expose to Sale at any Time within the Precincts of the Crown Estate called the *Regent's Park* Estate, (except in the said Market Places and as herein-after mentioned,) any Commodities, Article, Matter, or Thing in respect of which, if sold in the said Market hereby established, a Toll would be payable under the Provisions of this Act, every Person so offending shall for every such Offence, on Conviction before any One or more of His Majesty's Justices of the Peace for the said County of *Middlesex*, forfeit and pay any Sum not exceeding Forty Shillings, to be recovered and applied as herein-after mentioned, and that without Prejudice to any other Penalty, Action, or Suit to which such Person may be liable under any other Statute or Law: Provided nevertheless, that nothing herein contained shall extend or be construed to extend to prevent any Person from selling or exposing to Sale any Commodities, Articles, Matters, or Things whatsoever in his or her own private Dwelling House, or in any Shop, Part of such Dwelling House, nor to subject, charge, or make liable any Person whomsoever selling or exposing to Sale in the said Market or its Neighbourhood any Butter, Eggs, or Poultry, in any Hand Basket or Baskets, to any Payment for or in respect of the same by way of Toll, or of Pickage or Stallage, or otherwise howsoever.

Appointment of Officers.

X. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and they are hereby required, from Time

to Time, to appoint a Clerk of the Market, and a Collector or Collectors of the Tolls and other Payments hereby authorized to be taken, (unless during such Time as the said Tolls and Payments shall be leased under the Power herein-after contained,) and also to appoint and employ Inspectors of Meat, Fish, and other Provisions, and such other Person or Persons as may be necessary for the Purposes of this Act; and from Time to Time to remove any such Clerk of the Market, Collector, or Inspector, or other Person or Persons so to be appointed; and out of the Monies to arise under or by virtue of this Act to make such Allowances to such Person or Persons respectively as the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall judge a reasonable Compensation for their respective Trouble and Services.

Power to erect and appoint public Weighing House, &c.

XI. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues to erect and appoint One or more House or Place, or Houses or Places, in or near the said Market Places or any of them, as they shall from Time to Time think proper, for publicly weighing and measuring such Articles, Matters, and Things sold or exposed for Sale in the said Market, as shall be bought and sold by Weight or Measure; and the said Commissioners shall and they are hereby required to have and keep proper and sufficient Weights, Scales, and Measures, (according to the respective Standard Weights and Measures in the Exchequer at *Westminster*, established by Two several Acts, the one passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act for ascertaining and establishing Uniformity of Weights and Measures*, and the other passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act to prolong the Time of the Commencement of an Act of the last Session of Parliament, for ascertaining and establishing Uniformity of Weights and Measures, and to amend the said Act*, at such House or Place, Houses or Places, and to appoint some proper Person or Persons to attend the same on every Market Day at such Time or Times as in the Rules, Orders, or Bye Laws to be made by virtue of this Act shall from Time to Time be directed; and every Person selling any Commodity, Article, Matter, or Thing, by Weight or Measure, in the said Market, shall weigh or measure the same in or by the said Weights, Measures, or Scales, if required so to do by the Buyer or Buyers thereof; and in order to defray the Expences of providing the said Weights, Scales, and Measures as aforesaid, and a proper Person or Persons to attend the same as aforesaid, there shall be paid by the Person requiring any Commodity, Article, Matter, or Thing to be weighed or measured by the same, the Sum or Sums of Money mentioned in respect thereof in the Second Schedule to this Act annexed.

5 G. 4. c. 74.

6 G. 4. c. 12.

Penalty on Sellers refusing to weigh, &c. and on Buyers refusing to pay Tolls for weighing, &c.

XII. And be it further enacted, That if any Seller of any Commodity, Article, Matter, or Thing which shall be sold by Weight or Measure in the said Market, shall refuse or neglect to weigh or measure the same by and with the public Scales, Weights, and Measures as aforesaid, upon being required so to do by the Buyer or Buyers thereof, or if the Buyer or Buyers of any Meat, Fish, or other Provisions

Provisions which shall be so weighed or measured as aforesaid shall refuse or neglect to pay the Tolls for the same respectively, at the Rate mentioned in the Second Schedule to this Act annexed, the Person or Persons in either Case so refusing or neglecting shall forfeit and pay for every such Refusal or Neglect any Sum not exceeding Ten Shillings; and the said Tolls, Sums of Money, and Penalties shall and may be recovered in like Manner as herein-before directed concerning the Recovery of Tolls to be paid in respect of the said Market.

For preventing Nuisances in the Market.

XIII. And be it further enacted, That if any Person shall kill, slaughter, singe, scald, or dress, or cause to be killed, slaughtered, singed, scalded, or dressed, any Beast, Swine, Calf, Sheep, or other Cattle, in any Stall, Standing, or other Place in any of the said Market Places, or shall wilfully, carelessly, or negligently injure, deface, or spoil the Stalls or Standings therein, or the Roofs, Walls, Columns, Steps, or Pavements belonging thereto respectively, or any of them or any Part thereof; or if any Person shall do or commit or cause any other kind of Damage, Injury, Spoil, Obstruction, Annoyance, or Nuisance in any of the said Market Places or any Part thereof, or upon any of the Stalls, Standings, Erections, or Buildings therein; every Person so offending shall forfeit and pay any Sum not exceeding Five Pounds, and shall, over and above such Penalty, pay such Sum or Sums of Money as any Justice or Justices for the said County of *Middlesex*, before whom the Complaint of any such Act or Offence shall be heard, shall think reasonable, by way of Satisfaction for the Damage done or occasioned thereby.

Inspectors to destroy unwholesome Meat, &c.

XIV. And be it further enacted, That if any Person shall sell or expose to Sale in the aforesaid Market any Meat, Fish, or other Provisions which shall be of an unwholesome Nature, or in a State improper for Human Food, it shall be lawful for the Persons to be from Time to Time appointed, by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, Inspectors of Meat, Fish, and other Provisions, and each and every of them, without any other Authority than this Act, to seize and destroy or cause to be seized and destroyed such Meat, Fish, and other unwholesome Provisions as aforesaid; and every Person selling or exposing to Sale any such Meat, Fish, or other Provisions as aforesaid, shall, in addition to the Forfeiture thereof, for every Offence, upon Conviction before One or more of His Majesty's Justices of the Peace for the said County of *Middlesex*, forfeit and pay any Sum not exceeding Five Pounds; and in case any Offender shall not have sufficient Goods and Chattels to answer and satisfy the said Penalty, and the Charges and Expences attending the Recovery thereof, the Justice or Justices before whom he or she shall be convicted shall and may commit the Offender to the House of Correction for the said County of *Middlesex* for any Period not exceeding Thirty Days, there to be kept to hard Labour, without Bail or Mainprize, unless the Penalty, and all Costs, Charges, and Expences, shall in the meantime be paid and satisfied.

Justices to grant Warrants to

XV. And be it further enacted, That it shall be lawful for any One or more of His Majesty's Justices of the Peace for the said County

search for and seize unwholesome Provisions.

County of *Middlesex*, and he and they is and are hereby authorized and required, upon Information exhibited to him or them upon Oath that any Meat, Fish, or other Provisions of an unwholesome Nature, or in a State improper for Human Food, is or are concealed or suspected to be concealed for Sale in the said Market hereby established, or in any Dwelling House, Shop, or other Place within the Distance of One hundred Yards from the said Market, to issue his or their Warrant or Warrants to the Inspectors aforesaid, or any One or more of them, to search the said Market, or such Dwelling House, Shop, or other Place, and any Meat, Fish, or other Provisions of an unwholesome Nature, or in a State improper for Human Food, then and there found, to seize and convey before such Justice or Justices, who, upon Proof of the unwholesome Nature thereof, or of the same being improper for Human Food, either by One credible Witness or upon his or their own Inspection, may order the same to be destroyed; and it shall be lawful for the said Justice or Justices to summon the Person or Persons in whose Custody the same unwholesome Meat, Fish, or other Provisions shall have been found, to appear before him or them, and upon the Appearance of such Person or Persons, or in case he, she, or they shall not appear, then upon due Proof of the Service of the Summons, either personally or by leaving the same at his, her, or their last or usual Place or Places of Abode, to adjudge the said Person or Persons to have incurred the Penalty hereby imposed on the Sale or exposing for Sale of unwholesome or improper Meat, Fish, or Provisions.

No Goods to be sold by Auction in the Streets.

XVI. And be it further enacted, That if any Person or Persons shall sell or offer or expose for Sale, or cause to be sold or offered or exposed for Sale, by Auction or Outcry, any Cattle, Goods, Wares, Merchandize, Chattels, Articles, or Things whatsoever in the public Streets within the Distance of One hundred Yards from the said Market hereby established, every Person so offending shall, beyond any other Penalty, Forfeiture, or Punishment to which he or she may be liable, forfeit and pay for every such Offence, on Conviction before any One or more of His Majesty's Justices of the Peace for the said County of *Middlesex*, any Sum not exceeding Forty Shillings, to be recovered and applied as herein-after mentioned.

Commissioners of Woods and Forests may cause the Sale of any particular Things in the said Market to be discontinued.

XVII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, at any Time or Times hereafter, to order and direct that any of the Commodities, Articles, Matters, and Things which are herein-before specified, or which may at any Time hereafter be appointed or allowed by the said Commissioners to be sold in the said Market, shall cease to be any longer sold in the said Market; and in case and so often as any such Order or Direction shall be made, the said Commissioners shall cause a Board to be stuck up in some conspicuous Place within the Limits of the said Market, notifying the Day on which such Order and Direction shall take effect; and from the Day so notified the said Market hereby established shall cease to be a Market for the Sale of the Commodities, Articles, Matters, or Things specified in that Behalf in such Notice, until the Order or Direction to be so made shall at any Time thereafter

after be rescinded in whole or in part by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues: Provided always, that no Person shall incur any Penalty for the selling or exposing or offering for Sale in the said Market any Commodity, Article, Matter, or Thing to which any such Order or Direction shall relate, unless Notice of such Order or Direction shall have been stuck up in manner aforesaid at least Two clear Market Days before the Day on which such Sale or Exposure or Offer for Sale shall take place.

Penalty on exposing for Sale Articles which are not authorized, or at other Times than those appointed.

XVIII. And be it further enacted, That if any Person shall sell or offer or expose for Sale in the said Market hereby established any Commodity, Article, Matter, or Thing which he or she shall not be for the Time being authorized to sell or offer or expose for Sale therein under the Provisions of this Act, or shall sell or offer or expose for Sale in the said Market any Commodity, Article, Matter, or Thing at any other Time than that appointed by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues for the Sale thereof, every Person so offending shall, on Conviction before any One or more of His Majesty's Justices of the Peace for the said County of *Middlesex*, forfeit and pay any Sum not exceeding Ten Pounds for every such Offence.

Powers of 36 G. 3. c. 88. extended to the Market established by this Act.

XIX. And be it further enacted, That all the Powers, Provisions, and Penalties of an Act passed in the Thirty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to regulate the buying and selling of Hay and Straw, and for repealing so much of Two Acts made in the Second Year of the Reign of King* William *and Queen* Mary, *and in the Thirty-first Year of the Reign of King* George *the Second, as relate to the buying and selling of Hay and Straw within the Limits therein mentioned*, shall extend to the Market hereby established, and to all Sales therein, as fully and effectually as if the said Market had been established before the passing of that Act.

Power to lease Market Places, Tolls, &c.

XX. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, at any Time or Times, or from Time to Time, to demise and lease, and enter into any Contract or Agreement for the demising or leasing, the said Market Places or any of them, and the Stalls, Standing Places, or other Conveniences thereto, and the Rents, Tolls, Stallage Duties, and other Sum or Sums of Money to be collected or to arise from or in respect of the said Market, or any of them, by virtue of this Act, to any Person or Persons who shall be willing to take and farm the same respectively, by public Auction or private Contract, for such Terms, Estates, and Interests, at such Rent or Rents, and for such Fine or Fines, and under and subject to such Covenants, Clauses, Conditions, and Restrictions, as Market Places, Stalls, Standings, and Conveniences thereto, and the Rents, Tolls, Stallage Duties, and other Sum or Sums of Money to be collected or to arise therefrom, may or might now be demised or leased by the said Commissioners under or by virtue of an Act passed in the Tenth Year of the Reign of His present Majesty, intituled *An Act to consolidate and amend the Laws relating to the* 10 G. 4. c. 50.

Management and Improvement of His Majesty's Woods, Forests, Parks, and Chases; of the Land Revenue of the Crown within the Survey of the Exchequer in England; *and of the Land Revenue of the Crown in* Ireland; *and for extending certain Provisions relating to the same to the Isles of* Man *and* Alderney.

Remedy in case of Non-payment of Rents.

XXI. And be it further enacted, That in case the said Market Places, and the Rents, Tolls, Stallage Duties, and other Sum or Sums of Money to be collected or to arise from or in respect of the said Market, or any Part thereof, by virtue of this Act, shall be demised or let to farm, and the Lessee or Lessees, Farmer or Farmers thereof, shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let, or in case the Rent or Rents agreed to be paid by such Lessee or Lessees, Farmer or Farmers, shall be in arrear by the Space of Fourteen Days next after any of the Days on which the same ought to be paid pursuant to the Lease or Agreement for the demising or letting thereof, then and in either of the said Cases the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, or any Person or Persons duly authorized by them, shall be at liberty to enter upon and take Possession of the said Market Places and every Part thereof, and to remove and put out such Lessee or Lessees, Farmer or Farmers, from the Possession thereof, and from the Collection of such Rents, Tolls, Stallage Duties, Sum and Sums of Money; and thereupon it shall be lawful for the said Commissioners, if they shall think fit, by any Notice in Writing under their Hands, or the Hands of any Two of them, to be given to such Lessee or Lessees, Farmer or Farmers, or left at his, her, or their last or usual Place or Places of Abode, forthwith, or from any Time to be named in such Notice, to vacate and determine the Lease, Contract, or Agreement for demising or letting the said Market Places, Rents, Tolls, Stallage Duties, Sum and Sums of Money to such Lessee or Lessees, Farmer or Farmers, and then and from thenceforth, or from the Time named in that Behalf in such Notice, the same Lease, Contract, or Agreement shall be utterly void to all Intents and Purposes, save as to the Covenants or Agreements for Payment of the Rent or Rents thereby reserved, or other unperformed or broken Covenants or Agreements on the Lessees Part, as if such Demise, Contract, or Agreement had never been made; and it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, in every such Case, again to demise or let to farm the said Market Places, Rents, Tolls, Stallage Duties, Sum or Sums of Money to any other Person or Persons, or to cause the said Rents, Tolls, Stallage Duties, and Sum or Sums of Money to be collected, as if such former Demise, Contract, or Agreement had not been made.

Justices may proceed by Summons.

XXII. And be it further enacted, That in all Cases wherein any Penalty or Forfeiture hereby imposed is made recoverable by Information before a Justice of the Peace, it shall be lawful for any Justice of the Peace to whom Complaint shall be made of any Offence against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, whether he be present or absent, and to adjudge him to pay the

Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before such Justice; and all such Proceedings by Summons shall be as good, valid, and effectual, to all Intents and Purposes, as if an Information in Writing had been exhibited.

For securing Offenders.

XXIII. And be it further enacted, That it shall and may be lawful for any Collector, Inspector, or other Officer appointed under the Authority of this Act, and such Person or Persons as they or any of them shall call to their or his Assistance, without any Warrant or other Authority than this Act, to seize and detain any Person or Persons who shall commit any Offence or Offences against this Act, and to deliver him, her, or them into the Custody of any Peace Officer, in order to be secured and conveyed before any Justice or Justices of the Peace for the said County of *Middlesex*; and such Justice or Justices is and are hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act.

Form of Conviction.

XXIV. And be it further enacted, That for the more speedy Conviction of Offenders against this Act the Justice or Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act may cause the Conviction to be drawn up in the Form or to the Effect following; (that is to say),

'} BE it remembered, That on the Day of
' in the Year of our Lord ,
' is convicted before me [*or* us] of His
' Majesty's Justices of the Peace for the County of *Middlesex*, by
' virtue of an Act passed in the Eleventh Year of the Reign of His
' Majesty King *George* the Fourth, intituled *An Act* [*here set forth*
' *the Title of this Act, and specify the Offence and the Time and Place*
' *when and where the same was committed*]. Given under Hand
' and Seal the Day and Year first above written.'

Distress not to be unlawful for Want of Form.

XXV. And be it further enacted, That when any Distress shall be made for any Sum or Sums of Money by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Notice, Information, Summons, Conviction, Warrant of Distress, or other Proceeding relating thereto; nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards done by the Party or Parties so distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage in an Action upon the Case.

Fines and Penalties how to be recovered.

XXVI. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by this Act, (the Manner of levying and Recovery whereof is not otherwise herein particularly directed,) or which shall be inflicted or imposed by any Rule, Order, or Bye Law to be made by the Commissioners of His Majesty's Woods, Forests, and Land Revenues under the Power herein-before given, shall and may, in case of Nonpayment thereof, be recovered in a summary

summary Way by the Order and Adjudication of any One or more of His Majesty's Justices of the Peace for the said County of *Middlesex*, on Complaint to him or them for that Purpose exhibited, and afterwards levied, as well as the Costs of such Proceedings on Non-payment, by Distress and Sale of the Goods and Chattels of the Offender or Offenders, or Person or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, who is and are hereby authorized and required to summon any Witness or Witnesses upon Oath, and to examine him, her, or them of and concerning such Offences, Matters, and Things, and to hear and determine the same; and the Overplus (if any) of the Money so to be levied or recovered, (after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall be issued, and the Costs and Expences of recovering and levying the same,) shall be returned, upon Demand, to the Owner or Owners of the Goods and Chattels so seized or distrained; and in case such Fines, Penalties, and Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice or Justices to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress, unless such Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice or Justices, for his, her, or their Appearance before them on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Ten Days from the Time of taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, or in case it shall appear to the Satisfaction of such Justice or Justices, either by the Confession of the Offender or Offenders or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels whereon such Penalties, Forfeitures, and Fines can be levied if a Warrant of Distress were issued, in which Case such Justice or Justices shall not be required to issue such Warrant of Distress, then and in either of the said Cases it shall be lawful for the said Justice or Justices, or any other Justice or Justices of the Peace for the said County of *Middlesex*, and he and they is and are hereby authorized and required, by Warrant under his or their Hand and Seal or Hands and Seals, to cause such Offender or Offenders to be committed to the Gaol or House of Correction for the said County of *Middlesex*, there to remain without Bail or Mainprize for any Term not exceeding Three Calendar Months, unless such Fines, Penalties, and Forfeitures, and all reasonable Charges, shall be sooner paid and satisfied; and such Penalties and Forfeitures, when so levied, (the Application whereof is not otherwise directed,) shall be paid, one Moiety thereof to the Informer or Person suing for or recovering the same, and the other Moiety thereof to the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues.

Public Act.

XXVII. 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.

SCHE-

SCHEDULES to which the aforegoing Act refers.

SCHEDULE I.

	£	s.	d.
For every Waggon or Cart Load or Parcel of Hay which shall be brought into and stand to be sold, a Toll not exceeding -	0	3	0
For every Waggon or Cart Load or Parcel of Straw, Grass, or Vetches, a Toll not exceeding - - - -	0	0	1
For entering the Sale of every Load of Hay, Straw, Grass, or Vetches - - - - - -	0	0	1
For every yearly Stand for a Waggon or Cart, a Rent for every superficial Foot of such Stand after the Rate per Annum of not exceeding - - - - - -	0	1	0
For every Waggon or Cart which shall be placed in any casual Stand, and shall contain any Articles or Things, (Hay, Straw, Grass, or Vetches excepted,) a Toll not exceeding - -	0	0	6
If the Contents of any Waggon or Cart shall be placed or pitched on any Stand in that Part of the Market which shall be appropriated to Waggons and Carts, the same Rent or Toll shall be paid for such Contents as would have been payable for the Waggon or Cart if such Waggon or Cart had been placed on such Stand.			
If any Waggon or Cart shall be brought to and remain upon a casual Stand, or the Contents thereof shall be placed or pitched and remain upon any casual Stand in that Part of the Market which shall be appropriated to Waggons and Carts, for more than One Day, such further Toll for every other Day beyond the first Day shall be paid for every such Waggon or Cart, or the Contents thereof, as shall be equal to the Toll payable for such Waggon or Cart, or the Contents thereof, for the first Day that the same shall have been brought to or placed or pitched on such Stand.			
For every yearly Stand in that Part of the Market which shall not be appropriated to Waggons and Carts, a Rent for every superficial Foot thereof not exceeding after the Rate per Annum of - - - - - - -	0	1	8
For every casual Stand in that Part of the Market which shall not be appropriated to Waggons and Carts, for every superficial Foot thereof a Rent or Sum per Day not exceeding -	0	0	1

SCHEDULE II.

WEIGHING and MEASURING.	£	s.	d.
For every Load of Hay, Straw, or other Agricultural Produce, not exceeding the Sum of - - - - - -	0	0	6
Every Weighing of other Articles not exceeding One Hundred Weight, not exceeding - - - - -	0	0	1
And if more than One Hundred Weight and less than Two Hundred Weight, not exceeding - - -	0	0	2
And so in proportion for any greater Quantity.			
For every Quantity of Goods and Articles sold by Measure, for every Bushel, not exceeding - - - -	0	0	0½

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