

ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

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CAP. LXXVII.

An Act to alter and extend the Powers of an Act of the Ninth and Tenth Years of Her Majesty's Reign, intituled *An Act to empower the Commissioners of Her Majesty's Woods to form a Royal Park in* Battersea Fields *in the County of* Surrey. [7th *August* 1851.]

WHEREAS by an Act passed in the Session of Parliament held in the Ninth and Tenth Years of Her Majesty's Reign, intituled *An Act to empower the Commissioners of Her Majesty's Woods to form a Royal Park in* Battersea Fields *in the County of* Surrey, it was enacted, that the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings for the Time being should and might, with the Consent and Approbation of the Lord High Treasurer or of the Commissioners for executing the Office of Lord High Treasurer of the United Kingdom for the Time being, form a Royal Park in *Battersea Fields* in the Parish of *Saint Mary Battersea* in the County of *Surrey*, and for that Purpose lay out and apply any Monies which should from Time to Time come into their Hands as such Commissioners as aforesaid from the Sale of any of the Possessions of the Crown, not exceeding 9 & 10 Vict. c. 38.

in the whole the Sum of Two hundred thousand Pounds, in the Purchase of the Lands and Hereditaments required for the Purposes of the said Act, and in laying out and planting the same, and forming the Embankment and other Works therein-after mentioned, and carrying the other Purposes of the said Act into execution, and such Lands and Hereditaments, when purchased, should be conveyed and assured to Her Majesty, Her Heirs and Successors, and when so conveyed should for ever thereafter be a Royal Park by the Name of *Battersea Park*, and Part and Parcel of the Possessions and Land Revenues of Her Majesty in right of the Crown, and all Laws, Provisions, and Regulations then in force or thereafter to be in force with respect to Royal Parks should be taken to extend and apply to such Park, except that the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings for the Time being might, in such Manner as by Law was provided with regard to the Hereditary Revenues of the Crown not being Royal Parks, lease such Parts of the said intended Park as with such Consent and Approbation as aforesaid they should deem it expedient to lease for the Purposes of Sites for Dwelling Houses or ornamental Buildings, and Offices and Gardens thereto annexed, and that all and every the Powers and Provisions with regard to Leases for the Purposes aforesaid to be made or granted by the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings for the Time being of the Hereditary Revenues of the Crown not being Royal Parks should extend to such Part or Parts of the said intended Park so to be leased as aforesaid; and it was enacted, that if the said Commissioners should not within the Space of Five Years, to be computed from the passing of the said Act, purchase or take the Lands, Tenements, and Hereditaments, or Parts thereof respectively, which they were empowered by the said Act to take and use or purchase as aforesaid, then and from thenceforth the Powers thereby granted to them for compulsory Purchase should cease: And whereas by the said Act, and another Act passed in the same Session of Parliament, intituled *An Act to empower the Commissioners for the Issue of Loans for Public Works and Fisheries to make Loans in Money to the Commissioners of Her Majesty's Woods in lieu of Loans heretofore authorized to be made in Exchequer Bills*, the Commissioners for executing the Office of Lord High Treasurer for the Time being were empowered to authorize the Commissioners for the Issue of Loans for Public Works and Fisheries to advance and lend to the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings for the Time being any Sum or Sums of Money not exceeding in the whole the Sum of Two hundred thousand Pounds, to be advanced by such Instalments and from Time to Time as they should think fit, and the Commissioners of Her

9 & 10 Vict. c. 83.

Majesty's Woods, Forests, Land Revenues, Works, and Buildings for the Time being were empowered to secure the Repayment of any Sum or Sums so to be advanced, with Interest for the same, by Mortgage of all or any Part or Parts of the Hereditaments to be purchased under the Authority of the said first-recited Act: And whereas by another Act passed in the Session of Parliament held in the Eleventh and Twelfth Years of Her Majesty's Reign, intituled *An Act to enlarge the Powers of an Act empowering the Commissioners of Her Majesty's Woods to form a Royal Park in* Battersea Fields, *to facilitate the raising of Monies authorized to be raised by the said Commissioners for Metropolitan Improvements, and to regulate and simplify the Mode of keeping the Accounts of the Commissioners of Her Majesty's Woods*, the said Commissioners were empowered, in certain Cases, with the Consent of the Commissioners for the Time being of Her Majesty's Treasury, to grant Certificates of Charge on Portions of the Land Revenues of the Crown for any Monies agreed to be paid by them for the Purchase of Lands, Tenements, or Hereditaments, under the Powers or for the Purposes of the first-recited Act, and the Monies in such Certificates expressed or acknowledged to be due as such Purchase Monies as aforesaid were to be thereby charged upon the whole or such particular Portion as should be therein expressed of the Land Revenues of the Crown, other than Royal Palaces and Parks, and the Possessions and Land Revenues of the Crown in the County of *Middlesex* and City of *London* respectively, and the Monies to be advanced by the Commissioners for the Issue of Loans for Public Works and Fisheries upon the Security mentioned in the first-recited Act, when received by the Commissioners of Her Majesty's Woods, were to be applied by them in paying off the Securities which might be granted by them upon the Land Revenues of the Crown under the Authority of the Act now in recital: And whereas the said Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings proceeded to execute the first-recited Act, and have purchased and contracted to purchase Lands required for the Site of the said intended Park, and under the Powers and according to the Provisions contained in the secondly and thirdly recited Acts they have borrowed divers Sums of Money amounting together to the Sum of One hundred and fifty thousand Pounds, and have agreed to borrow further Sums of Money by Instalments from Time to Time from the Commissioners for the Issue of Loans for Public Works and Fisheries, upon Agreements to secure the Repayment of the Monies so borrowed and agreed to be borrowed, with Interest for the same, by Mortgage of the Lands and Hereditaments purchased and to be purchased for the Purposes of the first-recited Act, and the said Commissioners have likewise, in some Instances, granted Certificates of Charge upon the

11 & 12 Vict. c. 102.

the Land Revenues of the Crown for the Purchase Monies of Lands and Hereditaments bought by them for the Purposes of the said first-recited Act, and the Monies now remaining due on such Certificates amount altogether to the Principal Sum of Two thousand eight hundred and ninety-one Pounds, or thereabouts, and no Part of the Monies arising from the Sale of any of the Possessions of the Crown have been applied by the said Commissioners for the Purposes of the said first-recited Act: And whereas some Portions of the Land and Hereditaments required to form the said intended Park yet remain to be purchased by the said Commissioners, and it is expedient that the Time limited for the compulsory Purchase thereof should be extended, and that the Powers of the Commissioners for carrying the first-recited Act into execution should be enlarged as herein-after mentioned: And whereas it is expedient, and Her Majesty has been graciously pleased to consent, that the said intended Park to be called *Battersea Park* shall not continue to form Parcel of the Possessions and Land Revenues of the Crown, as directed by the first-recited Act, but shall be ceded by Her Majesty and vested in the Commissioners for carrying the first-recited Act and this Act into execution, for the Purposes after mentioned or referred to: Be it therefore enacted by the Queen'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, as follows:

So much of first-recited Act as enacts that Battersea Park shall be Parcel of the Land Revenues of the Crown repealed.

I. That so much and such Parts of the said first-recited Act of the Ninth and Tenth Years of Her Majesty's Reign as empower the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings to lay out and apply any Monies which may from Time to Time come into their Hands as such Commissioners as aforesaid from the Sale of any of the Possessions of the Crown in the Purchase of the Lands and Hereditaments required for the Purposes of the said Act, and in laying out and planting the same, and forming the Embankment and other Works in the said Act mentioned, and carrying the other Purposes of the said Act into execution, and so much and such Parts thereof as direct that such Lands and Hereditaments, when purchased, shall be conveyed and assured to Her Majesty, Her Heirs and Successors, and when so conveyed shall for ever thereafter be a Royal Park, and Part and Parcel of the Possessions and Land Revenues of Her Majesty in right of the Crown, and so much and such Parts thereof as enact that all Laws, Provisions, and Regulations in force or hereafter to be in force with respect to Royal Parks shall be taken to extend and apply to such Park, except that the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and

and Buildings for the Time being may, in such Manner as by Law is provided with regard to the Hereditary Revenues of the Crown not being Royal Parks, lease such Parts of the said intended Park as with such Consent and Approbation as therein mentioned they shall deem it expedient to lease, for the Purpose of Sites for Dwelling Houses or ornamental Buildings, and Offices and Gardens thereto annexed, and that all and every the Powers and Provisions with regard to Leases for the Purposes aforesaid to be made or granted by the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings for the Time being, of the Hereditary Revenues of the Crown not being Royal Parks, shall extend to such Part or Parts of the said intended Park so to be leased as aforesaid, and so much and such Parts of the said Act as require Grants, Demises, and Mortgages, and Assignments thereof, to be inrolled in the Office of Land Revenue Records and Inrolments, and entered in the Office of Woods, within Three Calendar Months from the Date thereof, and so much and such Parts of the said Act as enact that Embankments of the Shore and of the Ground and Soil of the River *Thames*, and Piers, Stairs, Hards, or Landing Places to be constructed as therein mentioned, shall be and remain vested in Her Majesty, Her Heirs and Successors, for an Estate in Fee Simple, for the Purposes of the said Act, shall from and after the passing of this Act be and the same are hereby repealed.

So much of thirdly-recited Act as empowers Commissioners of Woods, &c. to grant Certificates of Charge upon the Land Revenues of the Crown repealed.

II. That so much and such Parts of the thirdly-recited Act of the Eleventh and Twelfth Years of Her Majesty's Reign as empower the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings to give Certificates of Charge upon the Land Revenues of the Crown for unpaid Purchase Monies of any Lands, Tenements, or Hereditaments, or of any subsisting Leases, Terms, Shares, Estates, or Interests therein or Charges thereon which have been or shall be agreed to be purchased under the Powers or for the Purposes of the said first-recited Act, shall (subject nevertheless and without Prejudice to any such Certificates which shall have been already given by the said Commissioners) henceforth be and the same are hereby repealed.

Appointment and Incorporation of Commissioners.

III. That the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings shall from and after the passing of this Act, or, in the event of the Offices of Commissioners of Her Majesty's Woods, Forests, and Land Revenues being separated from the Offices of Commissioners of Her Majesty's Works and Buildings, then the Commissioners for the Time being of Her Majesty's Works and Public Buildings shall, from and after such Separation of Offices as aforesaid, be Commissioners for carrying the

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first-recited Act and this Act into execution, and shall be and they are hereby constituted a Corporation by the Name and Style of "The *Battersea Park* Commissioners," and by that Name shall have perpetual Succession and use a Common Seal, to be by them from Time to Time altered as they shall think fit, and shall and may sue and be sued, implead and be impleaded, and take and hold Lands and Hereditaments to them and their Successors for ever, and sell and dispose of any such Lands and Hereditaments for the Purposes of the said first-recited Act and this Act; and all Duties, Powers, Rights, Properties, Privileges, Immunities, and Authorities whatsoever which by the first-recited Act are imposed upon, vested in, or given to the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings shall, except as the same are altered or varied by this Act, be imposed upon, vested in, and given to, and performed, exercised, and enjoyed by the Commissioners hereby appointed, and their Successors, in as full and ample Manner as if such Commissioners had been incorporated by the said first-recited Act, and had been thereby appointed Commissioners for carrying the same Act into execution.

Lands vested in Her Majesty to be vested in the Commissioners, and future acquired Lands to be conveyed to them.

IV. That all Lands, Tenements, and Hereditaments, and Rights and Interests in the same, which have been purchased under the Powers or for the Purposes of the first-recited Act, and which have been conveyed and assured to Her Majesty, Her Heirs and Successors, under the Authority of the same Act, and all Embankments of the Shore and of the Ground and Soil of the River *Thames*, and Piers, Stairs, Hards, and Landing Places, by the same Act directed to be and remain vested in Her Majesty, Her Heirs and Successors, shall from and after the passing of this Act be divested from Her Majesty, Her Heirs and Successors, and be vested in and held by the Commissioners hereby appointed, and their Successors; and all Lands, Tenements, and Hereditaments, and Rights and Interests, which have been contracted to be purchased for the Purposes of the said Act, and which have not yet been conveyed and assured to Her Majesty, Her Heirs and Successors, and all Lands, Tenements, and Hereditaments which shall hereafter be purchased or agreed to be purchased for the Purposes of the said Act and this Act, or for enabling the said Commissioners to execute and carry into effect any Contract already entered into by the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, shall be conveyed and assured to and shall be held by the Commissioners hereby appointed, and their Successors, for the Purposes of the said Act and this Act, subject nevertheless to any Mortgage or other Charge now affecting the said Hereditaments or any of them; and the said Park shall be laid out and

and formed as by the said first-recited Act is directed, and in all respects for the Benefit of the Public, as the said Commissioners hereby appointed shall, with the Consent of the Lord High Treasurer or the Commissioners for executing the Office of Lord High Treasurer, direct.

Goods and Chattels vested in Commissioners.

V. That the Right and Property of and in all ornamental and other Trees and Shrubs, Gates, Posts, and Rails, Fixtures, Materials, and Implements for enclosing, planting, and building, and for other Purposes, Materials of Buildings pulled down, Sheds, Utensils, and Goods and Chattels whatsoever, now belonging to Her Majesty, or to the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, in and upon the said Premises or any Part thereof, and all such like Articles and Things whatsoever which shall hereafter be acquired or provided under the Powers or for the Purposes of the first-recited Act or this Act, shall from and after the passing of this Act, or such future Acquisition thereof as aforesaid, be vested in and belong to the Commissioners hereby appointed, and their Successors, to be used, applied, and disposed of as they shall think fit.

Provisions of first-recited Act extended to this Act.

VI. That all the Provisions, Clauses, and Enactments in the said first-recited Act contained with reference to the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, and with reference to making Orders and Regulations for opening and closing the Gates and Entrances of the said Park, and the Appointment of Park Keepers and other Officers to preserve Order therein, and to any other Acts, Deeds, Matters, or Things to be done or executed under the Authority of the same Act, shall (except in so far as the same Provisions or Enactments, or any of them, are by this Act repealed or altered,) extend and apply to the Commissioners hereby appointed, and their Successors, and to all Acts, Deeds, Matters, and Things to be done or executed under the Authority of this Act, as fully and effectually, to all Intents and Purposes whatsoever, as if the Commissioners hereby incorporated and appointed had been incorporated and appointed in and by the said first-recited Act, and the several Acts, Deeds, Matters, and Things hereby authorized or required to be done or executed had been authorized or required to be done or executed by the said first-recited Act; and further, that all and every the Powers and Provisions by the said firstly and secondly herein-before recited Acts relating to the borrowing Monies from the said Commissioners for the Issue of Loans for Public Works and Fisheries, and the giving Securities for the same, shall be vested in and applicable to the said Commissioners hereby appointed, and their Successors.

VII. That

Engagements of Commissioners under recited Acts to be fulfilled and enforced by Commissioners under this Act.

VII. That all Sums of Money which shall at the Time of the passing of this Act be due and owing by the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, under or by virtue of the Provisions of the recited Acts or any of them, in so far as such Provisions are herein-before set forth or referred to, and all Interest due and to grow due thereon respectively, shall be paid and discharged by the Commissioners hereby appointed, and their Successors, as fully and effectually to all Intents and Purposes as if such Monies had become due and owing from the said last-mentioned Commissioners; and every Person and Body Corporate who shall at the Time of the passing of this Act owe or may become subject or liable to the Payment of any Sum of Money to Her Majesty, or to the said Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, or to any Person, for the Benefit of Her Majesty or the said Commissioners respectively, under the Provisions or for the Purposes of the said recited Acts or any of them, in so far as the same Provisions are herein-before set forth or referred to, shall be liable to the Payment of every such Sum of Money to the Commissioners hereby appointed and their Successors; and all Leases, Deeds, Bonds, Covenants, Agreements, Contracts, and Securities made or entered into by any Person to or with the said Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, under or by virtue of the Provisions of any of the said recited Acts, in so far as the same Provisions are herein-before set forth or referred to, shall remain in full Force and Effect, and shall continue available in all Courts of Law and Equity, until the same are fully satisfied and performed on account of and for the Benefit of the Commissioners hereby appointed, and their Successors, and shall be vested in the said last-mentioned Commissioners, and shall and may be enforced and recovered upon in any Action or Suit to be brought and carried on by and in the Name of the said last-mentioned Commissioners, and their Successors; and all Leases, Deeds, Assignments, Securities, Contracts, or Agreements duly made or entered into by the said Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings shall remain in full Force and Effect, and be observed and kept by the Commissioners hereby appointed, and their Successors, according to the Terms and Stipulations thereof respectively, and shall and may be enforced and recovered upon in any Action or Suit to be brought against the said last-mentioned Commissioners.

Power to appoint Officers, and pay Salaries as Treasury shall approve.

VIII. That it shall be lawful for the Commissioners hereby appointed, and their Successors, from Time to Time to appoint and remove Collectors, Superintendents, Clerks, and other Officers for the Execution of the first-recited Act and this Act, and to pay and allow to

to the Persons from Time to Time appointed or employed by them such Salaries or other Remuneration for their Services as the Lord High Treasurer or Commissioners of Her Majesty's Treasury for the Time being shall approve of.

Extension of Time for compulsory Purchase of Lands, &c.

IX. That the Time by the said first-recited Act limited for the compulsory Purchase of the Lands, Tenements, and Hereditaments which the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues were thereby empowered to purchase shall be and the same is hereby renewed and extended for the Space of Two Years from the passing of this Act; and all and singular the Powers and Authorities by the said Act granted to or vested in the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings to purchase, take, or use compulsorily any Lands, Tenements, and Hereditaments, or Parts thereof, or Rights or Interests therein, required for the Purposes of or included in the Schedule to the said Act, and the Royal Park thereby authorized to be made, shall and may be exercised by the Commissioners hereby appointed, and their Successors, for the Space of Two Years from the passing of this Act: Provided always, that if, in the Opinion of the Referees or Jury by whom the Compensation to be paid in respect of any Lands herein-after mentioned is to be determined under the recited Act of the Ninth and Tenth Years of *Victoria*, Chapter Thirty-eight, any Person interested in the Lands, Tenements, or Hereditaments remaining to be purchased for the Purposes of the said Act shall have sustained Injury or Damage by reason of the Purchase of such Lands, Tenements, or Hereditaments not having been completed within the Period limited by the said recited Act, such Referees or Jury shall award Recompence or Compensation for such last-mentioned Injury or Damage, in addition to any other Recompence or Satisfaction to be awarded under the said Act.

Power to Commissioners to demise and lease Lands, &c.

X. That it shall be lawful for the said last-mentioned Commissioners and their Successors, and they are hereby authorized and empowered, from Time to Time, when and as they shall think fit, by Indenture or Indentures or other Instrument in Writing under their Common Seal, to demise and lease such Part and Parts of the Lands, Tenements, and Hereditaments hereby vested in them, or which shall hereafter be vested in them or their Successors, as they shall think it expedient to let, either together or in Parcels, to any Person or Persons whomsoever, for such Number of Years or any shorter Term, and either before or after the said Park shall have been formed, and notwithstanding the same or any Part thereof may be subsequently

required for the Purposes of the said Park, and under such Conditions as they may think fit, and either at a Rent or without any Rent, but so that in every such Demise or Lease there be contained a Covenant for the Payment of the Rent, if any shall be thereby reserved, and also such other Covenants on the Part of the Tenant or Lessee therein to be named as the said Commissioners shall reasonably require, and also a Clause in the Nature of a Condition of Re-entry on Nonpayment of the Rent (if any) thereby to be reserved, or on Nonperformance of the Covenants therein to be contained on the Part of the Tenant or Lessee to be observed and performed, and that the Lessee or Lessees named in each Indenture of Lease shall execute a Counterpart thereof; and on any such Lease the said Commissioners may, if they think fit, accept and take any Fine for the granting thereof, and may enter into any Agreement for the granting any Lease or Leases, on such Terms and Conditions as they may think fit, and on the granting the Leases in pursuance of such Agreements may alter the Amount of the Rents agreed to be reserved on such Leases, and may apportion the same, and grant separate Leases of any Part of the Hereditaments by any such Agreement agreed to be leased, as they may think fit, and may also, as they think fit, alter or rescind any Agreement as aforesaid, and may accept any Surrender of any Lease granted, for the Purpose of granting separate Leases of the same Premises at apportioned Rents, or under different Covenants, or otherwise, in all respects as the said Commissioners shall think fit; and the Powers, Provisions, and Enactments in the said first-recited Act contained with respect to Leases and Agreements for Leases to be made by the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, of Hereditaments comprised in any Mortgage made or to be made in pursuance of the said first-recited Act, and the Surrender and new Grant of such Leases, and with respect to the Rights of Distress and Entry of Mortgagees, shall extend and be applied to Leases and Agreements for Leases, and Surrenders and new Grants of Leases, of any mortgaged Hereditaments, which may be made, accepted, or granted by the Commissioners hereby appointed, and their Successors, under the Authority of this Act, and to any Mortgages which may be made by them, and to the Rights of Mortgagees thereunder, or under Mortgages already made: Provided nevertheless, that if the said Commissioners shall accept and take any Fine for the granting of any such Lease as last aforesaid, every such Fine shall be paid and applied by them in satisfaction, as far as the same will extend, of the Mortgages or other Incumbrances subsisting on the Hereditaments comprised in any such Lease, according to their respective Priorities.

XI. That

Commissioners empowered to sell Ground Rents;

XI. That as soon as conveniently may be after any Land or Ground shall have been let for Building Purposes, and either before or after the Houses, Erections, and Buildings to be erected and built thereon, or any of them, shall be finished and completed, and either before or after the Leases thereof shall have been actually granted, the said Commissioners and their Successors shall and they are hereby authorized and empowered to sell and dispose of or cause to be sold and disposed of the Ground Rents to be reserved by the Lease or Demise or Leases or Demises in pursuance or in consideration of which the same Houses respectively shall have been erected and built or shall be agreed to be erected and built, and also the Reversion and Inheritance in Fee Simple in possession (subject to such Lease or Demise, or Leases or Demises, Agreement or Agreements,) of the Pieces or Parcels of Ground thereby demised or agreed to be demised, and such Houses and other Buildings thereon, either altogether or in Parcels, by Public Auction or Private Contract, for such Price or Prices, or Sum or Sums of Money, as the said Commissioners shall think reasonable, and subject to such Stipulations and Provisions as to the Enjoyment thereof, and as to the Nature of the Buildings which are to be at all Times erected and built thereon, and also subject to such Stipulations as to the Title to be produced to the Hereditaments to be sold, as the said Commissioners shall think fit, and as regards any Stipulations or Provisions which may be contained in any such Conveyance, the same may at all Times thereafter be enforced in a Court of Equity by the said Commissioners for the Time being, for the Benefit of the Public, or of the Parties entitled to the other Property adjoining or held under the same Title, in such Manner in all respects as the said Commissioners may think fit; and the said Commissioners shall and they are hereby empowered, at the Costs and Charges of the Purchaser or Purchasers of the same Premises respectively, upon Payment of the Sum or Sums of Money agreed to be given for the same respectively, by any Deed or Instrument in Writing under their Common Seal, to convey and assure the Piece or Parcel of Ground or Pieces or Parcels of Ground so purchased by such Purchaser or Purchasers respectively together with the Houses, Erections, and Buildings then erected and built or to be erected and built thereon respectively, and the Fee Simple and Inheritance thereof, with the Appurtenances, to such Purchaser or Purchasers, his, her, or their Heirs and Assigns respectively, or as he or they respectively shall in that Behalf order or direct, free from all Incumbrances, including any Mortgage or Agreement for Mortgage then charged thereon (except the Building Lease or Building Leases, or Agreement or Agreements for Building Lease or Building Leases to be granted thereof by virtue of this Act); and the Monies to be received on any such Sale or Sales shall be in the first place applied in the same Manner as is herein-before declared

declared with respect to any Monies to be paid as the Fine for any Lease to be granted as aforesaid, and all Conveyances and Leases which shall be made as aforesaid, pursuant to the Authority hereby in them reposed, shall be adjudged sufficient to vest such Estate in the Purchaser or Lessee, or otherwise, as shall have been agreed for, or shall be expressed or meant and intended to be conveyed and granted by any such Conveyance or Lease.

Power to Commissioners to sell Grounds, &c. not required for the Park.

XII. That it shall be lawful for the said Commissioners to sell and dispose of in manner aforesaid, and absolutely to grant and convey, any Part or Parts of any of the Hereditaments which have been or may be acquired under the Powers of the said first-recited Act or of this Act, and which shall not be wanted or which they shall not deem it expedient to retain for the Purposes of the said first-recited Act, and which they shall not think proper to let on Building Leases as aforesaid, subject nevertheless to such Stipulations and Conditions as they may think fit, and thereupon the same shall be conveyed and assured by the said Commissioners as they shall think fit.

Purchases, Sales, &c. not to be made without the Authority of the Treasury.

XIII. That no Purchase, Lease, Agreement for Lease, or Sale, to be made by the said Commissioners, shall be made, except with the Assent in Writing of the Lord High Treasurer or the Commissioners for executing the Office of Lord High Treasurer of the United Kingdom; but it shall not be necessary for any Purchaser or Lessee to ascertain that such Consent has been given as aforesaid, nor shall the said Commissioners be bound to produce to any such Purchaser or Lessee any Evidence of such Assent: Provided nevertheless, that such Assent may be given either generally for any Class of Cases, or for any particular Purchase, Lease, or Agreement for Lease, as to the said Lord High Treasurer or Commissioners for executing the Office of Lord High Treasurer as aforesaid shall seem meet.

Provision for Discharge of Securities on the Land Revenues of the Crown.

XIV. That out of any Monies raised under the Powers or applicable to the Purposes of the first-recited Act, which at the Time of the passing of this Act shall be in the Bank of *England* or in any other Bank, placed to the Credit of any Account under the Control of the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, the said last-mentioned Commissioners shall and they are hereby required, in the first place, to pay off and discharge all such Sum and Sums of Money as shall be then due and owing upon the Security of any Certificate of Charge upon the Land Revenues of the Crown granted under the Powers of the thirdly-recited Act of the Eleventh and Twelfth Years of Her Majesty's Reign, and the Interest thereof; or if any such Sum or Sums of Money shall not be then due, and the Person entitled thereto shall not be willing to receive the same before it is due, then the said

said last-mentioned Commissioners shall and they are hereby required to reserve and retain such Sum and Sums of Money, and the Interest thereof, until due, and to pay the same to the Person or Persons entitled thereto at the Time fixed by any such Certificate of Charge for the Payment thereof; and the Residue or Surplus of all such Monies as aforesaid shall be paid or transferred to the Credit of the Commissioners hereby appointed, and their Successors, for the Purposes of the said first-recited Act and this Act; provided that if at the Time of the passing of this Act the Monies under the Control of the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, which have been raised under or are applicable to the Purposes of the first recited Act, shall not be sufficient to satisfy and discharge all such Certificates of Charge upon the Land Revenues of the Crown as aforesaid, and the Interest thereof, the Deficiency of such Monies shall be supplied and made good and be paid to the said last-mentioned Commissioners, by the Commissioners hereby appointed, and their Successors, out of the First Monies which the said Commissioners hereby appointed, and their Successors, shall receive by way of Loan from the Commissioners for the Issue of Loans for Public Works and Fisheries, or otherwise, under the Provisions of the recited Acts and this Act, or any of them.

Receipts of Commissioners to be sufficient Discharges.

XV. That the Receipts in Writing of any Two of the Commissioners hereby appointed, and their Successors, and, after the Separation of the Offices of Commissioners of Her Majesty's Woods, Forests, and Land Revenues from the Offices of Commissioners of Her Majesty's Works and Buildings, the Receipt in Writing of the First Commissioner for the Time being of Her Majesty's Works and Buildings, for any Monies payable to the Commissioners hereby appointed, and their Successors, under or by virtue of the recited Acts or this Act or any of them, shall be sufficient Discharges for the same to the Person or Body paying the same.

Application of Monies.

XVI. That all and every Sum and Sums of Money which shall be received by the Commissioners hereby appointed and their Successors by way of Loan, or from any Sales authorized to be made by them, or by way of Fine or Consideration for granting any Lease or rescinding any Contract, or by way of Penalty or Forfeiture, and also the Rents and Profits of all Lands and Hereditaments vested or to be vested in them under the Provisions of this Act in the meantime and until the same shall be sold, and all other Monies which shall come into their Hands by virtue of this Act, shall, after Payment of the Costs and Charges of this Act, and such Sale and Sales as aforesaid, be applied, in the first place, in Satisfaction and Discharge of the

before-mentioned Securities upon the Land Revenues of the Crown, and the Interest thereof, and, subject thereto, in the Purchase of such of the Lands and Hereditaments comprised in the Schedule to the first-recited Act as yet remain to be purchased, and in making, forming, and maintaining the Park by the said Act authorized to be made and maintained, and in carrying the Purposes of the said recited Act and this Act or any of them into execution, and also in Payment and Satisfaction of all Principal Monies and Interest which under the Authority of the recited Acts and this Act shall have been charged upon the said Lands and Hereditaments or any of them, or raised or borrowed for the Purposes of the said Acts or any of them, and the Residue or Surplus of all such Monies as aforesaid shall be applied to the Creation of a Fund for Improvements in the Metropolis and its Neighbourhood, and shall from Time to Time be invested in the Purchase of Stock in some of the Public Stocks or Funds of *Great Britain*, or upon Government or Real Securities at Interest, in the Names of the said Commissioners and their Successors, and the Interest and Dividends of all and singular the Stocks, Funds, and Securities upon which such Monies or any Part thereof shall from Time to Time be invested shall in like Manner be invested from Time to Time in the Names of the said Commissioners and their Successors, for the Purpose of Accumulation, in the meantime and until the said Fund shall be required for and appropriated by Parliament to the Execution of Improvements in the Metropolis or its Neighbourhood.

Commissioners to account.

XVII. That the said Commissioners and their Successors shall from Time to Time render and give an Account to the Lord High Treasurer or the Commissioners for executing the Office of Lord High Treasurer for the Time being of all Monies which shall be raised or received by them under or by virtue of the Provisions of the recited Acts and this Act as aforesaid, and of the Application of all such Monies; and the said Lord High Treasurer or Commissioners for executing the said Office of Lord High Treasurer shall be and he and they is and are hereby authorized to examine or cause to be examined every such Account, and in case they shall approve thereof to signify their Approbation at the Foot of such Account, and to transmit and return the same, so approved, to the said Commissioners hereby appointed, and their Successors; and every Account, so approved and signed as aforesaid, shall be a full and sufficient Discharge to the said last-mentioned Commissioners for or on account of all such Sums of Money as shall be mentioned in such Account, and for the Expenditure and Application thereof; and the said Commissioners shall not be compelled or compellable to give or render any

any further or other Account of any such Money, or of the Expenditure or Application thereof, any Law, Usage, or Custom to the contrary notwithstanding.

Powers of Treasury under 11 & 12 Vict. c. 102., to regulate the Accounts of the Commissioners of Woods, &c., to be applied to the Accounts of the Commissioners under this Act.

XVIII. That all the Powers and Authorities which under the said thirdly-recited Act of the Eleventh and Twelfth Years of Her Majesty's Reign are vested in the Commissioners of Her Majesty's Treasury for making from Time to Time Rules and Regulations, and General and Special Orders, with respect to the Receipt and Payment of Monies by or on behalf of the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, the Persons to be employed in conducting such Receipts and Payments, and the Manner, Form, and Place in which the Accounts of such Receipts and Payments shall be kept, and with respect to the Payment and Transfer of Monies from and into any general or special, particular or separate Account of the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, and with respect to the Form in which Cheques or Orders for the Payment of Monies placed to any Account of the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings shall be drawn, and with respect to the Appointment of Persons to draw such Cheques or Orders in the Names of such Commissioners, and to countersign such Cheques, shall extend and be applicable and be exercised concerning the like Matters in relation to the Commissioners under this Act, in the same Manner as if the Provisions of the said Act of the Eleventh and Twelfth Years of Her Majesty, concerning such Powers and Authorities, were repeated and re-enacted in this Act, and the Commissioners hereby appointed, and their Successors, were in every Case substituted for the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings.

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