upon any Application made within the said Period of Four Years, may be made, had, and taken within the further Period authorized by this Act.

Costs of Petitioner for Sale shall not be paid out of Proceeds, otherwise than in same Order as Incumbrance shall be payable.

XII. In the Case of any Petition for a Sale presented after the passing of this Act, the Costs of the Petitioner in respect of such Petition and of any Proceedings thereunder shall not (unless the Commissioners shall otherwise direct) be payable out of the Proceeds of the Sale otherwise than in the same Order of Priority in which the Incumbrance of the Petitioner shall be payable, anything in the said recited Acts, or any Rule or Practice of the Commissioners, to the contrary notwithstanding.

CAP. LXV.

An Act to amend the Acts for the Regulation of Parish Vestries.

[15th *August* 1853.]

58 G. 3. c. 69. 59 G. 3. c. 85.

'WHEREAS an Act was passed in the Fifty-eighth Year of the Reign of King *George* the Third, intituled *An Act for the Regulation of Parish Vestries*, by which it was enacted, "that no Person who shall have refused or neglected to pay any Rate for the "Relief of the Poor, which shall be due from and shall have been demanded of him, shall "be entitled to be present in any Vestry of the Parish for which such Rate shall have been "made until he shall have paid the same:" And whereas by another Act passed in the Fifty-ninth Year of the Reign of King *George* the Third, intituled *An Act to amend and correct an Act of the last Session of Parliament, for the Regulation of Parish Vestries in* England, it is enacted, "that no Person who shall have refused or neglected to pay any "Rate for the Relief of the Poor, which shall be due from and shall have been demanded "of him, shall be entitled to vote or to be present in any Vestry of the Parish for which "such Rate shall have been made until he shall have paid the same, nor shall any such "Clerk, Secretary, Steward, or Agent be entitled to be present or to vote nor shall be "present or vote at any Vestry in such Parish unless all Rates for the Relief of the Poor, "which shall have been assessed and charged upon or in respect of the annual Rent, Profit, "or Value in right of which any such Clerk, Secretary, Steward, or Agent shall claim to "be present and vote, which shall be due and which shall have been demanded at any "Time before the Meeting of such Vestry, shall have been paid and satisfied:" And it is expedient to make further Regulations as to the Payment of Rates to qualify Persons to be present and vote at Vestry Meetings in *England* and *Wales*:' 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:

Rates which have become due less than 3 Months previous to a Vestry Meeting not required to be paid before voting.

I. From and after the passing of this Act no Person shall be required, in order to be entitled to vote or be present at any Vestry Meeting held under the Provisions of the said Acts of the Fifty-eighth and Fifty-ninth Years of King *George* the Third, to have paid any Rate for the Relief of the Poor of the Parish in which such Meeting shall be held, which shall have been made or become due within Three Calendar Months immediately preceding such Vestry Meeting.

CAP. LXVI.

An Act to continue an Act for authorizing the Application of Highway Rates to Turnpike Roads.

[15th *August* 1853.]

4 & 5 Vict. c. 59.

'WHEREAS an Act was passed in the Fifth Year of the Reign of Her Majesty, intituled *An Act to authorize for One Year, and until the End of the then next Session of Parliament, an Application of a Portion of the Highway Rates to Turnpike Roads* "*in*

'*in certain Cases*, which Act has been continued by sundry Acts until the First Day of '*October* in the Year One thousand eight hundred and fifty-three, and to the End of the 'then next Session of Parliament; and it is expedient that the same be further continued:' Be it 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, That the said Act shall be continued until the First Day of *October* One thousand eight hundred and fifty-four, and to the End of the then next Session of Parliament.

Recited Act further continued.

CAP. LXVII.

An Act for the better Regulation of Public Houses in *Scotland*.

[15th *August* 1853.]

'WHEREAS an Act was passed in the Ninth Year of the Reign of His Majesty King '*George* the Fourth, intituled *An Act to regulate the granting of Certificates by Justices* '*of the Peace and Magistrates, authorizing Persons to keep Common Inns, Alehouses, and Victualling Houses in* Scotland, *in which Ale, Beer, Spirits, Wine, and other exciseable Liquors* '*may be sold by Retail under Excise Licences; and for the better Regulation of such Houses,* '*and for the Prevention of such Houses being kept without such Certificate:* And whereas in '*Scotland* great Evils have been found to arise from the granting of Certificates for Spirits, 'Wine, and exciseable Liquors, to be drunk or consumed on the Premises, to Dealers in Provisions and other such Commodities; and it is expedient that a Remedy be applied to such 'Evils, and that further Provision be made for the regulating of Public Houses in *Scotland*:' 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:

9 G. 4. c. 58.

I. It shall not be lawful to the Justices of the Peace for any County or District nor to the Magistrates of any Royal Burgh in *Scotland*, whether acting under the said recited Act or this Act, to grant any Certificate for Spirits, Wine, or exciseable Liquors, to be drunk or consumed on the Premises, in Terms of the said recited Act, with respect to any House or Premises not previously licensed, unless on the express Condition that no Groceries or other Provisions to be consumed elsewhere shall be sold in the House or Premises with respect to which such Certificate is granted within the Period to which such Certificate applies; and from and after the Term of *Whitsunday* next ensuing from the passing of this Act it shall not be lawful to such Justices or Magistrates to grant any Certificate, in Terms of the said recited Act, with respect to any House or Premises, whether previously licensed under the said recited Act or not, unless on the express Condition aforesaid.

No Certificate to be granted unless with express Condition that no Groceries be sold on the Premises.

II. Provided always, That nothing herein contained shall prevent any Person or Persons obtaining a Certificate as a Grocer, according to the Schedule to this Act annexed, for the Sale of Porter, Ale, Beer, Cyder, or Perry, or Wines, Spirits, and other exciseable Liquors, by Retail, but not to be consumed on the Premises, at the same Rate as is exigible for a Certificate for a Public House.

Grocers may obtain Certificates for the Sale of Porter, Spirits, &c. by Retail.

III. 'And whereas by an Act passed in the Sixth Year of the Reign of King *George* the 'Fourth, intituled *An Act to repeal several Duties payable on Excise Licences in* Great Britain '*and* Ireland, *and to impose other Duties in lieu thereof, and to amend the Laws for granting* '*Excise Licences*, it is enacted, that no Licence for the Sale of any Spirits or Foreign Wine, 'or Sweets or Made Wines, or Mead or Metheglin, by Retail, to be drank or consumed in 'or upon the House or Premises where sold, shall be granted to any Person or Persons who 'shall not have and produce a Licence for the Sale of Beer, Cyder or Perry, by Retail, to 'be drank or consumed in or upon such House or Premises, in that Behalf granted; and if 'any Licence for the Sale of any Spirits or Foreign Wine, or Sweets or Made Wines, or Mead 'or Metheglin, by Retail, to be drank or consumed in or upon the House or Premises where 'sold,

Certain Provision of 6 G. 4. c. 81., so far as regards granting Licences in Scotland, repealed.