CAP. CX.

An Act for the Amendment of the Law relating to the Mitigation of Penalties. [29th *July* 1864.]

'WHEREAS by various Public Acts of Parliament Penalties are imposed in respect of certain Offences, and it is provided that such Penalties are not to be reduced below the Limits in such Acts specified: And whereas the Provisions of the said Public Acts are contravened by special Enactments introduced into certain Local Acts, empowering the Justices or Court having Cognizance of Offences in certain Localities to mitigate all Penalties in respect of such Offences: And whereas it is expedient to prevent such Contravention as aforesaid of the general Law:' 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, as follows:

Justices prohibited from mitigating Penalties under general Powers of Local Act.

1. Where any Public Act of Parliament provides that in respect of any Offence therein mentioned a Penalty is to be imposed of not less than a particular Sum of Money, or of not less than a certain Term of Imprisonment or other Punishment therein specified, it shall not be lawful for the Justices or Court having Cognizance of such Offence to mitigate such Penalty below the Limit specified in that Act of Parliament, in pursuance of any Power of mitigating Penalties conferred on such Justices or Court by any Local or Private Act of Parliament.

Short Title.

2. This Act may be cited for all Purposes as "The Limited Penalties Act, 1864."

CAP. CXI.

An Act to transfer certain Houses in and near *Cranbourne Street* in the City of *Westminster* from the Commissioners of Her Majesty's Works to Her Majesty, for the Considerations therein mentioned. [29th *July* 1864.]

'WHEREAS under and by virtue of Three several Acts of Parliament, (namely,) an Act of the Fifteenth and Sixteenth Years of Queen *Victoria*, Chapter Seventy-eight, an Act of the Sixteenth and Seventeenth Years of Queen *Victoria*, Chapter Forty-four, and an Act of the Twentieth and Twenty-first Years of Queen *Victoria*, Chapter Sixty-seven, the Commissioners of Her Majesty's Works and Public Buildings have executed and completed divers Improvements in *Pimlico* and in the Neighbourhood of *Buckingham Palace*, in the same Acts or some of them specified or referred to, including divers new Streets, Thoroughfares, and open Spaces which have been given up to the Public: And whereas the Property appropriated to the said Improvements consisted, first, partly of Land and Houses belonging to Her Majesty as Part of the Hereditary Land Revenues of the Crown, of the estimated Value of Eight thousand Pounds; secondly, partly of Land and Houses purchased at different Times for an aggregate Sum of Seventy thousand two hundred and sixty Pounds, out of Monies arising from the Sale of other Parts of the Hereditary Land Revenues of the Crown; and thirdly, of Land and Houses purchased with Monies granted by Parliament for that Purpose: And whereas the total Value of the Crown Property appropriated to the said Improvements amounts to the Sum of Seventy-eight thousand two hundred and sixty Pounds: And whereas Parts of the Property appropriated as aforesaid were sold to defray the Costs of

15 & 16 Vict. c. 78.
16 & 17 Vict. c. 44.
20 & 21 Vict. c. 67.

'of the said Improvements, and in the Year One thousand eight hundred and fifty-four a further Part thereof was sold for the Sum of Four thousand three hundred Pounds, for the Site of the Duchy of *Cornwall* Office, and the Remainder of the Property appropriated as aforesaid remains vested in Her Majesty as Part of the Hereditary Land Revenues of the Crown, subject only to the Leases and Tenancies of the Lessees or Tenants thereof, and, as regards the Streets, Thoroughfares, and open Spaces aforesaid, to the Rights of the Public over the same, and the Direction and Management thereof has since the Completion of the said Improvements been transferred to the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, who have since received the Rents and Profits of such Parts thereof as are productive of Income: And whereas so much of the said Property remaining vested in Her Majesty as Part of the Hereditary Land Revenues of the Crown as aforesaid as has been added to *Buckingham Palace* and the Grounds thereof in the course of the said Improvements has been valued by *Daniel Norton* of *Old Broad Street* in the City of *London*, Surveyor, at the Sum of Twenty-two thousand six hundred Pounds: And whereas the aforesaid Sum of Four thousand three hundred Pounds, the Purchase Money for the said Duchy of *Cornwall* Office, was paid to the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, and a further Sum of Eight hundred and thirty-five Pounds Sixteen Shillings and Fourpence, arising from the Sale of Materials of Buildings pulled down in the course of the said Improvements, was paid to the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, and carried by such last-mentioned Commissioners to the Credit of the Hereditary Land Revenues of the Crown: And whereas, after deducting the aforesaid Sums of Four thousand three hundred Pounds, Twenty-two thousand six hundred Pounds, and Eight hundred and thirty-five Pounds Sixteen Shillings and Fourpence, from the aforesaid Sum of Seventy-eight thousand two hundred and sixty Pounds, a Sum of Fifty thousand five hundred and twenty-four Pounds Three Shillings and Eightpence remains: And whereas the Estate and Interest of Her Majesty in right of the Crown in the Property now remaining vested in Her Majesty as aforesaid, exclusive of the Part added to *Buckingham Palace* and the Grounds thereof as aforesaid, and of the Streets, Thoroughfares, and open Spaces aforesaid, has been valued by *James Pennethorne* of *Whitehall Yard*, Surveyor, at the Sum of Thirty-six thousand five hundred and forty-six Pounds, and the Difference between the last-mentioned Sum and the said Sum of Fifty thousand five hundred and twenty-four Pounds Three Shillings and Eightpence, being the Sum of Thirteen thousand nine hundred and seventy-eight Pounds Three Shillings and Eightpence, represents the Value of the Property which has been dedicated to the Public in the new Streets, Thoroughfares, and open Spaces aforesaid: And whereas it is just and proper that the Hereditary Land Revenues of the Crown should be compensated for the Loss of the last-mentioned Sum in manner herein-after directed: And whereas, under and by virtue of the Act of the Fourteenth and Fifteenth Years of Queen *Victoria*, Chapter Forty-two, the Hereditaments described and comprised in the Schedule to this Act are (together with other Hereditaments) now vested in the Commissioners of Her Majesty's Works and Public Buildings, and their Successors, as incorporated by the last-mentioned Act, for an Estate in Fee Simple, subject only to the Leases or Tenancies affecting the same, as in the said Schedule mentioned; and by virtue of the Act of the Sixteenth and Seventeenth Years of Queen *Victoria*, Chapter Eighteen, the last-mentioned Commissioners are required to sell the same Hereditaments (under the Direction of the Lords Commissioners of Her Majesty's Treasury), and to pay the Proceeds of the Sale thereof into the Bank of *England*, to the Account of the Consolidated Fund: And whereas the Estate and Interest of the said Commissioners of Her Majesty's Works and Public Buildings in the said Hereditaments comprised in the said Schedule hereto have been valued by the aforesaid *James Pennethorne* at the Sum of Fifty-two thousand six hundred and forty-five Pounds Eighteen Shillings: And whereas the Commissioners of Her Majesty's Woods, Forests, and Land Revenues have now in their Hands a Sum of Thirty-eight thousand six hundred and sixty-seven Pounds Fourteen Shillings and Fourpence (Part of a larger Sum), arising from the Sale of Lands and Hereditaments Part of the Here-

'ditary Land Revenues of the Crown, and subject to be laid out in the Purchase of other 'Lands and Hereditaments, to be added to the same Hereditary Land Revenues: And 'whereas it will be convenient that the said Hereditaments comprised in the said Schedule 'hereto should be transferred to Her Majesty as Part of the Hereditary Land Revenues of 'the Crown, in consideration of the said Sum of Thirteen thousand nine hundred and 'seventy eight Pounds Three Shillings and Eightpence, which ought to be reimbursed 'to the Hereditary Land Revenues as aforesaid, and of the Sum of Thirty-eight thousand 'six hundred and sixty-seven Pounds Fourteen Shillings and Fourpence, to be paid by 'the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, as herein-after 'mentioned:' 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:'

Commissioners of Woods to pay 38,667*l.* 14*s.* 4*d.* to the Consolidated Fund.

1. The Commissioners of Her Majesty's Woods, Forests, and Land Revenues shall, on or before the Twenty-sixth Day of *September* One thousand eight hundred and sixty-four, pay the said Sum of Thirty-eight thousand six hundred and sixty-seven Pounds Fourteen Shillings and Fourpence, now in their Hands, as aforesaid, into the Bank of *England*, to the Account of the Consolidated Fund of *Great Britain* and *Ireland*.

Upon such Payments the Hereditaments comprised in the Schedule to become vested in Her Majesty as Part of the Hereditary Land Revenues of the Crown.

2. So soon as such Payment shall have been made, all the said Hereditaments comprised and described in the said Schedule hereto shall forthwith become and remain vested in Her Majesty, Her Heirs and Successors, as Part of the Hereditary Land Revenues of the Crown, for all the Estate and Interest therein now vested in the said Commissioners of Her Majesty's Works and Public Buildings, and with Power for Her Majesty, Her Heirs and Successors, to recover the Rents and to compel the Performance of the Covenants by and in the Leases or Agreements for Leases thereof reserved and contained and on the Parts of the respective Tenants thereof to be paid, observed, and performed.

Providing for the Payment and Apportionment of Rents.

3. The Rents in arrear at the passing of this Act, and the Rents which shall accrue due down to and inclusive of the First quarterly or half-yearly Day of Payment which shall happen after the Payment of the said Sum of Thirty-eight thousand six hundred and sixty-seven Pounds Fourteen Shillings and Fourpence, as aforesaid, in respect of any of the Hereditaments comprised in the said Schedule hereto, shall be received by the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, but shall be paid by them to the Commissioners of Her Majesty's Works and Public Buildings, subject to the Deduction thereout by the Commissioners of Her Majesty's Woods, Forests, and Land Revenues of One Moiety of the Half Year's Rents which will accrue due at *Christmas* 1864 in respect of any Hereditaments the Rents of which are payable half-yearly at *Christmas* and *Midsummer*.

SCHEDULE referred to by the foregoing Act.

Coventry Street to Long Acre.

Name of Lessee.	Premises.	No.	Annual Rent. £	s.	d.	Date of Lease.	Term.	Expiration of Lease.
Alexander Robb.	A Messuage on the West Side of Saint Martin's Lane.	79	80	0	0	10th September 1847	80 Years	Christmas 1924.
Robert Archbutt.	Ditto - - -	78	75	0	0	27th September 1845	80 Years	Christmas 1924.
Idem -	A Messuage on the West Side of Saint Martin's Lane and on the South Side of Cranbourne Street - -	77 26	75	0	0	26th September 1845	80 Years	Christmas 1924.

Name of Lessee.	Premises.	No.	Annual Rent. £	s.	d.	Date of Lease.	Term.	Expiration of Lease.
Robert Archbutt.	A Messuage on the South Side of Cranbourne Street (Second West from Saint Martin's Lane).	27	75	0	0	25th September 1845	80 Years	Christmas 1924.
Idem -	Ditto (Third West from Saint Martin's Lane).	28	75	0	0	24th September 1845	80 Years	Christmas 1924.
Lancelot ArcherBurton.	Ditto - - -	29	31	10	0	3d December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	30	35	0	0	4th December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	31	32	0	0	5th December 1845	80 Years	Michaelmas 1924.
William Dent	Ditto - - -	32	35	0	0	3d December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	33	34	0	0	4th December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	34	35	0	0	5th December 1845	80 Years	Michaelmas 1924.
Charles Murton.	Ditto - - -	35	} 100	0	0	31st December 1845	42 Years	Midsummer 1887.
	and in Saint Martin's Court.	12						
GeorgeHealey	Ditto - - -	36	} 113	0	0	19th July 1850 -	42 Years	Michaelmas 1886.
	Ditto - -	13						
John Hill -	Ditto - - -	37	} 102	5	0	31st December 1846	42 Years	Michaelmas 1886.
	Ditto - -	14						
William Herbert.	Ditto - - -	39	63	0	0	23d August 1845 -	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	40	22	0	0	25th August 1845 -	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	41	37	0	0	26th August 1845 -	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	42	32	0	0	27th August 1845 -	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	43	38	0	0	28th August 1845 -	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	44	38	0	0	29th August 1845 -	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	45	27	0	0	30th August 1845 -	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	47	} 55	0	0	1st September 1845	80 Years	Michaelmas 1924.
	and in Bear Street -	4						
Idem -	Ditto - - -	48	54	0	0	2d September 1845	80 Years	Michaelmas 1924.
Idem -	A Messuage on the North Side of Cranbourne Street.	16	56	0	0	15th December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	17	40	0	0	16th December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	18	24	0	0	17th December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	19	25	0	0	18th December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	20	54	0	0	19th December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	21	54	0	0	20th December 1845	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	25	60	15	0	22d December 1845	80 Years	Michaelmas 1924.
Killingworth Hedges.	A Messuage in Upper Saint Martin's Lane.	5	32	5	0	3d December 1845	80 Years	Michaelmas 1924.
William Hooper.	Ditto - - -	4	20	0	0	23d March 1846 -	80 Years	Michaelmas 1924.
Idem -	Ditto - - -	3	20	0	0	24th March 1846 -	80 Years	Michaelmas 1924.
		£	1,649	15	0			

C A P. CXII.

An Act to amend the Law relating to future Judgments, Statutes, and Recognizances. [29th *July* 1864.]

'WHEREAS it is desirable to assimilate the Law affecting Freehold, Copyhold, and Leasehold Estates to that affecting purely Personal Estates in respect of future Judgments, Statutes, and Recognizances:' Therefore be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal,