ANNO TERTIO & QUARTO

VICTORIÆ REGINÆ.

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C A P. XXX.

An Act for the more equal Assessment of Police Rates in *Manchester*, *Birmingham*, and *Bolton*, and to make better Provision for the Police in *Birmingham*, for One Year, and to the End of the then next Session of Parliament.

[23d *July* 1840.]

WHEREAS by an Act passed in the Tenth Year of the Reign of King *George* the Fourth, intituled *An Act for improving the Police in and near the Metropolis*, it is provided that the annual Value of the Property rateable for the Purposes of the Police under the said Act shall be computed according to the last Valuation for the Time being acted upon in assessing the County Rate: And whereas by Three Acts passed in the last Session of Parliament, for improving the Police in *Manchester*, *Birmingham*, and *Bolton* respectively, the Powers and Provisions of the first-recited Act were made, during the Continuance of the Three last-mentioned Acts respectively, to apply to the Boroughs of *Manchester*, *Birmingham*, and *Bolton*, except as therein is excepted: And whereas the Amounts required for the Purposes of the Police under the said several Acts would be more fairly and equally raised in *Manchester*, *Birmingham*, and *Bolton* if such annual Value were com-

10 G.4.c.44.

2 & 3 Vict. cc.87.88.95.

computed according to the last Valuation for the Time being acted upon in assessing the Poor Rate: 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,

Property to be valued according to the last Poor Rate Valuation.

That after the passing of this Act the full and fair annual Value of the Property rateable for the Relief of the Poor within any Parish, Township, Precinct, or Place liable to contribute to the Purposes of the Police in *Manchester*, *Birmingham*, or *Bolton* respectively, shall be computed, for the Purposes of the said several Acts, according to the last Valuation for the Time being acted upon in assessing the Rate for the Relief of the Poor within such Parish, Township, Precinct, or Place: Provided always, that the Inhabitants and Occupiers of all Messuages, Lands, Tenements, and Hereditaments in any Precinct or Place, whether Parochial or Extra-parochial, within the said several Police Districts, or Districts affected by the said Acts respectively, which may not be rated to the Relief of the Poor, or may be deemed not to be rateable thereto, shall be liable to contribute to the Expences of the Police under the said several Acts, in like Manner as by the said Acts is provided.

Inspection of Poor Rates.

II. And be it enacted, That any Justice appointed under any of the said Acts, or any Person having an Order for that Purpose under the Hand of any such Justice, may inspect any Poor Rate made or to be made for any Parish, Township, Precinct, or Place, any Part of which shall be within his Jurisdiction, and may also inspect any Returns relating thereunto, and may take Copies or Extracts from any such Rates or Returns, without Payment of Fee or Reward; and if any Person having the Custody of any such Rate or Return shall wilfully neglect or refuse to permit any such Justice or other Person to inspect the same, or to take Copies or Extracts from the same, within Two Days after such Order shall have been produced or shown to him, or a Copy thereof left at his usual Place of Abode, he shall, on Conviction thereof before any Two Justices of the Peace, forfeit and pay for every such Offence such Sum, not exceeding Ten Pounds, as they shall think meet.

Appeal against Poor Rates.

III. And be it enacted, That it shall be lawful for any Justice or Receiver appointed under any of the said Acts to appeal against any Rate made for the Relief of the Poor in any Parish, Township, Precinct, or Place, any Part of which is within the Limits of the Act by which he is appointed, to any Court of General or Quarter Sessions having Jurisdiction in the Matter, or to the Justices holding any Special Session for hearing Appeals against such Rates, in like Manner as any Person aggrieved by any such Rate may appeal thereunto, and subject to all Provisions made respecting Appeals against Poor Rates; and it shall be lawful to defray the Expences of prosecuting any such Appeal out of the Monies raised or to be raised for the Purposes of the said Acts respectively.

Parishes, &c. partly within the Police District.

IV. And be it enacted, That in every Case in which any Parish, Township, Precinct, or Place liable to support its own Poor shall be partly within and partly without the District affected by any of the

said Acts, the Overseers or other Persons charged with the Collection of the Rates made for the Relief of the Poor in such Parish, Township, Precinct, or Place, upon the Receipt of any Warrant from any of the said Justices for the Payment of Money for the Purposes of One of the said Acts (which Warrants the said Justices are severally empowered to direct to them, in like Manner as if the whole of such Parish, Township, Precinct, or Place were within their District respectively), shall assess upon and levy from the Inhabitants and Occupiers of all Messuages, Lands, Tenements, and Hereditaments liable to Poor Rates in that Part of their Parish, Township, Precinct, or Place which is within the Police District, the Rate mentioned in the Warrant, with and as Part of the Poor Rate, and in addition to the Poor Rate to which the Inhabitants and Occupiers of Property within that Part of the Parish, Township, Precinct, or Place may be liable, in common with the Inhabitants and Occupiers of Property within the other Part thereof which is not within the Police District, and out of the increased Poor Rates so levied and collected from the Part within the Police District shall pay the Amount mentioned in the Warrant in the Manner mentioned by the first-recited Act, and shall be subject to all the Provisions and Penalties contained in the said Act concerning the Nonpayment thereof.

Rates in Manchester and Bolton not to exceed 6*d.* in the Pound.

V. And be it enacted, That instead of the Rates authorized to be paid for the Purposes of the said Police in *Manchester* and *Bolton* any Sum may be demanded and paid for such Purposes which in any Period of Twelve Calendar Months, beginning to reckon from the Seventeenth Day of *April* now last past, shall not in the whole exceed the Sum of Sixpence in the Pound on the full and fair annual Value of the Property rateable thereunto under the Provisions of this Act; but this Enactment shall not be construed to prevent the Recovery of any Arrears due upon any Warrant which shall have been issued before the passing of this Act for the said Purposes under the Provisions of the said Acts for improving the Police in *Manchester* and *Bolton*.

Rates in Birmingham not to exceed 1*s* in the Pound.

VI. And be it enacted, That any Sums may be demanded and paid for the Purposes of the said Police in *Birmingham* which in any Period of Twelve Calendar Months, beginning to reckon from the Twenty-sixth Day of *August* now last past, shall not in the whole exceed the Sum of One Shilling in the Pound on the full and fair annual Value of the Property rateable thereunto under the Provisions of this Act; and that any Parish, Township, Precinct, or Place liable to support its own Poor, and being partly within and partly without the Police District of the said Borough of *Birmingham*, and which may not have contributed its equal Proportion rateably with the Remainder of the said District towards the Expences of the Police under the said Act for improving the Police in *Birmingham*, shall be liable to pay and contribute in the first instance from that Part of such Parish, Township, Precinct, or Place which is within the Police District such Sum as may be necessary to make up such equal Proportion; and it shall be lawful for any Justice appointed under the last-mentioned Act to issue a separate Warrant for Payment of such Sum accordingly.

Parishes, &c. partly within the Police District not hitherto charged to be henceforth liable.

VII. And

Provision as to Half Pay.

VII. And be it enacted, That no Office or Employment in the *Manchester*, *Birmingham*, or *Bolton* Police Force shall prevent the Holder thereof from receiving any Half Pay to which, if he did not hold such Office or Employment, he might have been or may become entitled.

Accounts to be made up to the 31st December in every Year.

VIII. And be it enacted, That Accounts of the Receipt and Expenditure under each of the said Acts, as amended by this Act, shall before the Thirty-first Day of *December* in every Year be made up, under the Direction of the several Justices appointed under the said Acts respectively, in such Form and Manner as shall be directed by One of Her Majesty's Principal Secretaries of State; and the said Justices shall forthwith send such Accounts to the Secretary of State, and such Accounts shall be laid before both Houses of Parliament within Three Weeks after they shall be received, if Parliament be then sitting, or if not, then within Three Weeks after the next Meeting of Parliament.

Duration of Act.

IX. And be it enacted, That this Act shall continue in force for One Year, and from thence until the End of the then next Session of Parliament.

Act may be amended.

X. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.

LONDON: Printed by GEORGE E. EYRE and ANDREW SPOTTISWOODE, Printers to the Queen's most Excellent Majesty. 1840.