

ANNO TERTIO & QUARTO

GULIELMI IV. REGIS.

****

CAP. XLIII.

An Act for transferring to the Commissioners of His Majesty's Woods and Forests the several Powers now vested in the *Holyhead* Road Commissioners, and for discharging the last-mentioned Commissioners from the future Repairs and Maintenance of the Roads, Harbours, and Bridges now under their Care and Management. [14th *August* 1833.]

WHEREAS an Act was passed in the Fourth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for vesting in Commissioners the Bridges now building over the* Menai Straits *and the River* Conway, *and the Harbour of* Howth *and* Holyhead, *and the Road from* Dublin *to* Howth, *and for the further Improvement of the Road from* London *to* Holyhead, by which said Act certain Commissioners were appointed for carrying the Powers of the said Act and of the several other Acts therein mentioned into execution: And whereas an Act was passed in the Sixth Year of the Reign of His said late Majesty King *George* the Fourth, intituled *An Act to extend the Powers of an Act for vesting in Commissioners the Bridges building over the* Menai Straits *and the River* Conway, *and the Harbours of* Howth *and* Holyhead, *and the Road from* Dublin *to* Howth, *and for the further Improvement* 4 G. 4. c. 74. 6 G. 4. c. 100.

ment of the Road from London *to* Holyhead: And whereas an Act was passed in the Seventh Year of the Reign of His said late Majesty
7 G. 4. c. 76. King *George* the Fourth, intituled *An Act for further extending the Powers of an Act for vesting in Commissioners the Bridges building over the* Menai Straits *and the River* Conway, *and the Harbours of* Howth *and* Holyhead, *and the Road from* Dublin *to* Howth, *and for the further Improvement of the Road from* London *to* Holyhead: And whereas an Act was passed in the Seventh and Eighth Years of the
7&8G.4.c.35. Reign of His said late Majesty King *George* the Fourth, intituled *An Act for the further Improvement of the Road from* London *to* Holyhead, *and of the Road from* London *to* Liverpool: And whereas an Act was passed in the Ninth Year of the Reign of His said late Majesty King
9 G. 4. c. 65. *George* the Fourth, intituled *An Act for the further Improvement of the Road from* London *to* Holyhead, *and of the Road from* London *to* Liverpool: And whereas an Act was passed in the First Year of the
1 W. 4. c. 67. Reign of His present Majesty, intituled *An Act to alter and amend several Acts, for the Improvement of the Roads from* London *to* Holyhead, *and from* London *to* Liverpool; *and for the further Improvement of the said Roads:* And whereas under and by virtue of the Powers and Authorities contained in the said several Acts herein-before mentioned large Sums of Money have been issued and applied in the building and completing the Bridges over the *Menai Straits* and the River *Conway*, in repairing and improving the Harbours of *Howth* and *Holyhead*, and in the making, repairing, and amending the several Roads, and in executing the several other Works in those Acts mentioned, under the Superintendence of the Commissioners appointed in and by the said recited Act of the Fourth Year of the Reign of His said late Majesty; and many important Improvements have been effected and are now carrying on on the said Roads, and further intended Improvements on the said several Roads still remain to be carried into effect: And whereas it is of great public Importance, towards the maintaining and facilitating the Intercourse between *Great Britain* and *Ireland*, that the said Bridges, Roads, Harbours, and other Improvements already erected and made, and now making, should be preserved and maintained and kept in a proper and efficient State of Repair: And whereas the said several Improvements and Works may be more effectually preserved and performed and carried into effect if the several Powers and Authorities given by the said several Acts herein-before recited to the Commissioners appointed by the said recited Act of the Fourth Year of the Reign of His said late Majesty as aforesaid were transferred to the Commissioners of His Majesty's Woods, Forests, Land Revenues, Works, and Buildings, and such other Person or Persons as may be nominated and appointed in manner herein-after mentioned: 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 passing of this Act the Commissioners appointed in and by the said recited Act of the Fourth Year of the Reign of His late Majesty King *George* the Fourth shall be discharged from and shall cease to carry into execution all or any of the Trusts and Powers vested in them by the said recited Act of the Fourth Year of the Reign of His said late

Powers of Commissioners under 4 G. 4. c. 74. to cease.

late Majesty, and by the said several other Acts herein-before recited, or any of them.

Appointment of Commissioners.

II. And be it further enacted, That the Commissioners of His Majesty's Woods, Forests, Land Revenues, Works, and Buildings for the Time being, and such other Person or Persons as shall be nominated and appointed in manner herein-after mentioned, shall be Commissioners for carrying into execution the Powers and Provisions of the said several herein-before recited Acts and this Act.

Power to appoint additional Commissioners.

III. And be it further enacted, That it shall be lawful for the Lord High Treasurer, or the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland* for the Time being, or any Three or more of them, by any Writing under their Hands, to elect and appoint any Number of Persons (not exceeding Four in the whole) to be Commissioners for the Execution of this Act, in addition to the Commissioners herein-before nominated and appointed; and such Commissioners so elected shall have and possess and are hereby declared to be invested with the same and like Powers and Authorities for the Execution of this Act as if they had been specially named and appointed in and by this Act.

Appointment of new Commissioners in Cases of Death, Resignation, &c.

IV. And be it further enacted, That in case of a Vacancy by Death or Resignation of any of the Commissioners to be elected and appointed as last aforesaid it shall and may be lawful for the said Lord High Treasurer, or the Commissioners of the Treasury for the Time being, or any Three or more of them, and they are hereby required, from Time to Time, by Writing under their Hands, to nominate and appoint any Person or Persons they may think proper to supply such Vacancy or Vacancies; and every Person so nominated and appointed shall have and possess and is hereby declared to be invested with the same and the like Powers and Authorities for the Execution of this Act as the Commissioner in whose Room such Person shall be nominated and appointed.

Powers of former Acts vested in the Commissioners.

V. And be it further enacted, That it shall and may be lawful for the Commissioners for the Execution of this Act, and they are hereby authorized, empowered, and required, to exercise and carry into effect all the Powers, Authorities, Clauses, Enactments, and Provisions contained in the said recited Act of the Fourth Year of the Reign of His said late Majesty King *George* the Fourth, and in the several other Acts herein-before recited, either expressly or by reference to any other Act or Acts, as fully, amply, and effectually as the same could have been carried into effect and exercised by the Commissioners appointed by the said recited Act of the Fourth Year of the Reign of His late Majesty as aforesaid, or as if the Commissioners for the Execution of this Act had been named in the said last-mentioned Act instead of the Commissioners thereby appointed.

Meetings of Commissioners.

VI. And be it further enacted, That the Powers and Provisions of this Act shall be executed by the Commissioners for the Execution of

of this Act at Meetings to be held as herein-after mentioned; and that at any such Meeting it shall be sufficient if Three Commissioners shall be present; but no Act shall be done at any Meeting unless the Commissioners of His Majesty's Woods, Forests, Land Revenues, Works, and Buildings, for the Time being, or One of them, shall be present; and for the Purpose of executing the Powers and Provisions of this Act the said Commissioners shall and they are hereby required to meet from Time to Time at such Times and Places as shall be expedient.

Officers under former Acts to continue till removed.

VII. And be it further enacted, That the several Officers appointed by the Commissioners named in the said recited Act of the Fourth Year of the Reign of His said late Majesty King *George* the Fourth shall continue to act in the same Capacity, for the Purposes of this Act, until they shall be removed by the Commissioners for the Execution of this Act; and such several Officers shall account to the said Commissioners for the Execution of this Act in the same Manner as they would have done if they had been appointed by such last-mentioned Commissioners.

Roads, Harbours, and Bridges, &c. vested in Commissioners under this Act.

VIII. And be it further enacted, That the several Roads, Harbours, and Bridges which by the said herein-before recited Act of the Fourth Year of the Reign of His late Majesty King *George* the Fourth were vested in the Commissioners appointed by that Act, and all other Roads and Bridges, and all Turnpikes, Tolls, Toll Houses, Gates, Weighing Machines, and all Lands, Houses, Quarries, and Gravel Pits, or other Hereditaments, Properties, Rights, and Privileges whatsoever, vested in such Commissioners under the said recited Acts, shall from and after the passing of this Act be and become and shall remain vested in the Commissioners for the Time being for the Execution of this Act; and all Materials, Tools, Barrows, Furniture, and other Things which now belong to the Commissioners for the Execution of the said Act of the Fourth Year of the Reign of His said late Majesty shall from henceforth belong to and shall be and become the Property of the Commissioners for the Execution of this Act.

Securities for Loans borrowed under former Acts not to be prejudiced by this Act; and Leases and Contracts to continue valid.

IX. And be it further enacted, That all Loans or Sums of Money which have been borrowed or raised or which may be now due and owing by the Commissioners appointed by the said recited Act of the Fourth Year of the Reign of His said late Majesty King *George* the Fourth as aforesaid, under or by virtue of the Provisions of the herein-before recited Acts or any of them, and all Interest due and to grow due thereon respectively, shall be paid and discharged by the Commissioners for the Execution of this Act, 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 all and every Person and Persons who may owe or be subject or liable to the Payment of any Sum or Sums of Money to the said Commissioners appointed by the said recited Act of the Fourth Year of the Reign of His said late Majesty as aforesaid, or to any other Person or Persons for the Benefit of the said Commissioners, shall be liable to the Payment of all such Sum and Sums of Money

to the Commissioners for the Execution of this Act; and all Leases, Deeds, Bonds, Covenants, Agreements, Contracts, and Securities entered into by any Person or Persons to or with the said Commissioners appointed by the said recited Act of the Fourth Year of the Reign of His said late Majesty as aforesaid, or to or with their Clerk, Treasurer, or other Officer, under or by virtue of the Powers or Directions of either of the said herein-before recited Acts, shall remain in full Force and Effect, and shall be and continue available in all Courts of Law and Equity, until the same are fully satisfied and performed on account and for the Benefit of the Commissioners for the Execution of this Act, and shall be vested in such last-mentioned Commissioners, and shall and may be enforced and recovered upon in any Action or Suit to be brought and carried on in the Name of the Clerk for the Time being to the said last-mentioned Commissioners; and all Leases, Deeds, Assignments, Securities, Contracts, or Agreements duly made or entered into by the said Commissioners appointed by the said recited Act of the Fourth Year of the Reign of His said late Majesty as aforesaid, to or with any Person or Persons, shall remain in full Force and Effect, and be observed and kept by the said Commissioners for the Execution of this Act, 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 Clerk for the Time being to the said last-mentioned Commissioners.

All Monies now in the Hands of the Commissioners under 4 G. 4. c. 74., or hereafter to be received by the Commissioners under this Act, to be paid into the Bank of England to the Account of the Commissioners of Woods, &c.

X. And be it further enacted, That all Monies, Bills, or Drafts now in the Hands of the Commissioners acting in execution of the said recited Act of the Fourth Year of the Reign of His late Majesty King *George* the Fourth, or of their Treasurer or Secretary, or in any Bank placed to the Credit of any Account or Accounts under the Controul of the said Commissioners or of their Treasurer or Secretary, shall immediately after the passing of this Act be paid into the Bank of *England* to the Account of the Commissioners of His Majesty's Woods, Forests, Land Revenues, Works, and Buildings, intituled "The Woods and Forests Fund," or to such other Account with the said Bank of *England* as the said Commissioners for the Time being of His Majesty's Woods, Forests, Land Revenues, Works, and Buildings shall direct; and all Sums of Money, Bills, and Drafts which shall hereafter be received by the Commissioners for the Execution of this Act, their Agents or Receivers, on account of Tolls, Rates, and Assessments, or from any other Source whatsoever, under or by virtue of the herein-before recited Acts or this Act, or any of them, shall be paid by them into the Bank of *England* as soon as conveniently may be after the same shall have been received; and all Sums of Money, Bills, and Drafts which shall be received by the said Commissioners on any of the Accounts aforesaid at their Office in *London* shall be paid by them into the Bank of *England* within One Day after the same shall have been so received, or within One Day after any such Bill or Draft shall have been accepted, completed, and perfected, if the same be not accepted, completed, and perfected at the Time it shall be received; and all Monies, Bills, and Drafts which shall be received by the Bank of *England* in pursuance of the Provisions of this Act shall be placed to the said Account intituled "The Woods and Forests Fund," or to such other Account as aforesaid;

and the Drafts or Orders of the Commissioners for the Time being of His Majesty's Woods, Forests, Land Revenues, Works, and Buildings, or any Two of them, shall be sufficient Authority to the said Bank of *England* to pay, apply, and dispose of the said Monies, Bills, and Drafts to the Person or Persons or in the Manner in such Drafts or Orders respectively mentioned or specified; and after Payment of such Monies, Bills, and Drafts in manner herein-before directed, the Commissioners of His Majesty's Woods, Forests, Land Revenues, Works, and Buildings for the Time being shall be alone answerable and accountable for the future Application of such Monies, Bills, and Drafts respectively.

A separate Account to be kept of Monies received and paid under this Act.

XI. And be it further enacted, That the Commissioners for the Time being of His Majesty's Woods, Forests, Land Revenues, Works, and Buildings shall cause a separate and distinct Account to be kept in the Books of their Office of the Monies received under the Powers and Provisions of this Act, and of the Payment and Application of the same.

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