

ANNO TERTIO & QUARTO

GULIELMI IV. REGIS.

****

CAP. LXXX.

An Act requiring the Annual Statements of Trustees or Commissioners of Turnpike Roads to be transmitted to the Secretary of State, and afterwards laid before Parliament.

[28th *August* 1833.]

WHEREAS an Act was passed in the Third Year of the Reign of His late Majesty, intituled *An Act to amend the General Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, by which it was enacted, that all Trustees and Commissioners of every Turnpike Road or Roads should hold a General Meeting of the Trust for which they should respectively act on a Day to be appointed in the Months of *April*, *September*, or *October* in every Year, which said Meeting should be called or known as "The General Annual Meeting of the Trustees or Commissioners," and at such Meeting the Trustees or Commissioners assembled should elect a Chairman for the Purposes thereof, and should also audit the several Accounts of the said Trusts, and report the State of the Roads under their Care and Superintendence, and, as soon as such Accounts should be allowed and signed, the Clerk to the Trustees or Commissioners holding such Meeting should forthwith make out a Statement of the Debts, Revenues, and Expenditure received or incurred on account of the Trust for which the Meeting should be held, in the Form contained in the Schedule annexed to the said Act, which said Statement should be submitted to the Trustees or Commissioners 3 G. 4. c. 126.

assembled at such Meeting, and when approved by the Majority of them should be signed by the Chairman of the said Meeting, and should within Thirty Days thereafter be transmitted to the Clerk of the Peace of the County in which the Road or the major Part thereof to which the said Statement related should lie; and it was further enacted, that on such Statement being received by the said Clerk of the Peace he should produce the same to the Justices assembled at the Quarter Sessions to be held next after the Receipt thereof, and that such Statement should also be registered and kept amongst the Records of the Quarter Sessions of the County for which such Clerk of the Peace should act: And whereas another Act was passed in the Fourth Year of the Reign of His said late Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the General Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, by which it was enacted, that where by any Act of Parliament a General Annual Meeting of the Trustees acting in execution of such Act should be appointed to be held at any other Time of the Year than in the said Months of *April*, *September*, or *October*, and the said Trustees should have held such Meetings under the Authority of such Act, it should be lawful for such Trustees to continue to hold the said General Annual Meetings at the Time mentioned and directed in the Act by virtue of which they should be appointed, instead of in the said Months of *April*, *September*, or *October*, any thing in the said first-recited Act contained to the contrary notwithstanding: And whereas it is expedient that such Annual Statements should be transmitted to One of His Majesty's Principal Secretaries of State, for the Purpose of being revised, and afterwards laid before both Houses of Parliament; and for the sake of one uniform System it is also expedient that Provisions should be made in respect to the Time for holding such General Annual Meetings: 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 the several and respective Clerks to the said Trustees or Commissioners holding such Annual Meetings respectively as aforesaid shall within Thirty Days from the passing of this Act transmit to One of His Majesty's Principal Secretaries of State for the Time being Copies of all such Annual Statements so already sent by them respectively to the Clerks of the Peace as aforesaid, and shall also transmit to One of His Majesty's Principal Secretaries of State for the Time being Copies of all such General Annual Statements for any future Year or Years so directed to be transmitted to the Clerks of the Peace as aforesaid within Thirty Days after the same shall have been so approved and signed as aforesaid; and if any such Clerk to the said Trustees or Commissioners shall refuse or neglect to transmit such Copies of such Annual Statements within the Time hereinbefore prescribed for that Purpose, then and in every such Case every such Clerk so offending shall for every such Offence forfeit any Sum not exceeding Ten Pounds nor less than Five Pounds, at the Discretion of any Justice or Justices of the Peace before whom Complaint of such Offence shall be made.

4 G. 4. c. 95.

Clerks of Trustees to transmit Copies of all past Annual Statements of Debts, &c. under 3 G. 4. c. 126. to the Secretary of State within 30 Days from the passing hereof; and in future transmit them within 30 Days after they have been signed.

II. And

General Annual Meeting to be held on or before the 25th March.

II. And be it further enacted, That from and after the Expiration of the present Year the Trustees and Commissioners of every Turnpike Road shall hold their General Annual Meeting on or before the Twenty-fifth Day of *March* in every future Year, and not at any other Time, any thing in the said recited Acts, or in either of them, to the contrary notwithstanding.

Regulating the Time for making out the Annual Statement of Debts, &c.

III. And be it further enacted, That the Annual Statement of the Debts, Revenues, and Expenditure of every Turnpike Trust so as aforesaid required by the said recited Act of the Third Year of the Reign of His said late Majesty, and also by this Act, to be made out by the Clerk and Surveyor to the Trustees or Commissioners holding such General Annual Meeting, and submitted to the Trustees or Commissioners then assembled, shall, for the Year One thousand eight hundred and thirty-four, be made out from the Date of the last Annual Statement of the Year One thousand eight hundred and thirty-three until the Thirty-first Day of *December* One thousand eight hundred and thirty-three, according to the Form contained in Schedule (A.) annexed to this Act; and that in all future Years such Annual Statements shall be made out of the Debts, Revenues, and Expenditures received or incurred on account of the Trust for which the Meeting shall be held between the First Day of *January* and the Thirty-first Day of *December* of the Year preceding the Year in which such Meeting shall be so held, and according to such Schedule.

Clerks to prepare Estimates for Annual Meetings.

IV. And be it further enacted, That the several and respective Clerks to the said Trustees or Commissioners shall cause to be prepared and laid before such General Annual Meetings of the Trustees and Commissioners respectively Estimates, made out in the Form contained in the Schedule (B.) to this Act annexed, of the probable Expenditure of their respective Trusts for the current Year, from the First Day of *January* preceding such Meeting to the Thirty-first Day of *December* following; and if any such Clerk shall refuse or neglect to prepare and lay before such General Annual Meeting such Estimate as aforesaid, every such Clerk so offending shall for every such Offence forfeit any Sum not exceeding Ten Pounds nor less than Five Pounds, at the Discretion of any Justice or Justices of the Peace before whom Complaint of such Offence shall be made.

Secretary of State to cause Abstracts of Annual Statements to be laid before Parliament;

V. And be it further enacted, That such Secretary of State for the Time being shall yearly and every Year cause such Annual Statements so transmitted to him to be revised and abstracted, and shall cause such Abstracts to be laid before both Houses of Parliament, together with any Observations he may think proper with respect to the State, Condition, and Repair of the Roads or any of them, or with respect to the Debts, Revenues, Expenditure, and Management of any of such Turnpike Trusts.

and for that Purpose to summon any Clerks, Surveyors, &c. before him, and inquire

VI. And be it further enacted, That to enable such Secretary of State for the Time being to elucidate such Annual Statements, and to make such Abstract, and prepare such Report and Observations for both Houses of Parliament, it shall be lawful for such Secretary of State for the Time being to inquire into the State of the several Turnpike

into the State of the Roads and the Method of maintaining them.

Turnpike Trusts whose Annual Statements shall be so as aforesaid transmitted, and ascertain the Amount of the Annual Income and Expenditure of such several Trusts, and also to inquire into the Method in which the Roads under the Charge of such Trusts are maintained and repaired; and for the Purposes aforesaid it shall be lawful for such Secretary of State for the Time being to summon before him any Surveyors, Treasurers, Clerks, or other Officers employed by the Trustees or Commissioners in respect of the said Roads; and the said Surveyors, Treasurers, Clerks, and other Officers shall, if required, produce all Books of Account, Plans, Maps, Papers, Documents, and Writings in their Possession respectively, and shall permit any Person appointed by such Secretary of State for the Time being to inspect, examine, and take Copies or Extracts from the same or any or either of them; and if any such Surveyor, Treasurer, Clerk, or other Officer shall refuse or neglect to attend any such Summons, or refuse or neglect to give a full and satisfactory Answer to any Question which he shall be by such Secretary of State for the Time being required to answer, or shall refuse or neglect to produce any Book of Account, Plan, Map, Paper, Document, or Writing in his Possession relating to the Road as to which he shall be employed, every Person so offending shall for every such Offence forfeit any Sum not exceeding Twenty Pounds nor less than Five Pounds, at the Discretion of any Justice or Justices of the Peace before whom Complaint of such Offence shall be made.

Clerks to Trustees to send Copies of Resolutions of Trustees as to Continuation or Alteration of Turnpike Acts, &c. to Secretary of State.

VII. And be it enacted, That when and so soon as the Trustees of any Turnpike Road shall have entered into a Resolution to apply to Parliament for the Continuation of the Term and Powers of the Act under which such Turnpike Road is regulated, or for the Alteration or Enlargement of any of those Powers, or for an Increase of the Tolls to be levied on such Turnpike Road, the Clerk of the said Trustees is hereby required immediately to transmit a Copy of such Resolution to One of His Majesty's Principal Secretaries of State for the Time being, together with a Copy of any special Clauses which the Trustees may wish to be inserted in any new Act respecting such Turnpike Road, and also a Statement of the increased Tolls intended to be levied thereon.

Penalties how to be recovered.

VIII. And be it enacted, That the Penalties hereby imposed shall be recovered and applied in the same Manner as Penalties imposed by the said recited Act of the Third Year of His late Majesty, and the several Clauses and Provisions therein contained respecting the Recovery and Application of Penalties shall be in force for that Purpose as if the same were herein specially re-enacted and contained.

Act may be altered this Session.

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

SCHE-

SCHEDULES to which this Act refers.

SCHEDULE (A.)

GENERAL STATEMENT of the INCOME and EXPENDITURE of the TURNPIKE TRUST in the County of between the 1st Day of January and the 31st Day of December .

INCOME.	£ s. d.	EXPENDITURE.	£ s. d.
Balance in Treasurer's Hands brought forward		Balance due to the Treasurer brought forward	
Revenue received from Tolls		Manual Labour	
Parish Composition in lieu of Statute Duty		Team Labour and Carriage Materials	
Estimated Value of Statute Duty performed		Materials for Surface Repairs	
Revenue from Fines		Land purchased	
from Incidental Receipt		Damage done in obtaining Materials	
Amount of Money borrowed on the Security of the Tolls		Tradesmen's Bills	
		Salaries: Treasurer	
		Clerk	
		Surveyor	
		Law Charges	
		Interest of Debt	
		Improvements	
		Debts paid off	
		Incidental Expences	
		Statute Duty performed, estimated Value	
Balance due to the Trust		Balance due to Treasurer	

DEBTS.	£ s. d.	Rate of Interest per Cent. £ s. d.	ARREARS OF INCOME.		Insert the Name and Place of Abode of the Treasurer, Clerk, General and Superintending Surveyor below.
Bonded or Mortgage Debt			Arrears of Tolls for current Year		
Floating Ditto			Arrears of Parish Composition - ditto		
Unpaid Interest			Arrears of any other Receipt - ditto		
Balance due to the Treasurer			Arrears of former Years		
Total Debts			Total Arrears		

SCHEDULE (B.)

An ESTIMATE of the EXPENCE of maintaining the TURNPIKE TRUST in the County of between the 1st Day of January and the 31st Day of December .

	£ s. d.
Manual Labour	
Team Labour and Carriage	
Materials delivered on the Road, exclusive of Carriage	
Land purchased	
Damage done in obtaining Materials	
Tradesmen's Bills	
Salaries	
Law Charges	
Interest of Debt	
Watering the Roads	
Lighting Ditto	
Incidental Expences	

Date of the existing Act of Parliament,

The Length of the Trust, Miles. *Distinguishing Main from Branch Roads.*

State the Description and Quantity of Materials used on the Trust, with the Price per Yard or Ton; and if the Damages in obtaining Materials are paid for at per Yard or Ton, state the Price.

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE, Printers to the King's most Excellent Majesty. 1833.