

ANNO SEXTO & SEPTIMO

GULIELMI IV. REGIS.

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CAP. L.

An Act to authorize the placing of the Horse Patrol now acting under the Authority of the Chief Magistrate of the Public Office in *Bow Street* under the Authority of the Justices appointed for the Metropolitan Police District. [13th *August* 1836.]

WHEREAS it is expedient that the Horse Patrol now acting under the Authority of the Chief Magistrate of the Public Office in *Bow Street* should be placed under the Authority of the Justices appointed by virtue of an Act passed in the Tenth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for improving the Police in and near the Metropolis;* 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 it shall be lawful for One of His Majesty's Principal Secretaries of State to direct that such Horse Patrol shall be under the Authority of the said Justices for the Time being; and it shall be lawful for One of the said Justices to administer to such Horse Patrol an Oath to act as Constables for the Preservation of the Peace, and preventing Robberies and other Felonies, and apprehending Offenders against the Peace; and the Men so sworn shall, within the Counties of *Middlesex*, *Surrey*, *Hertford*, *Essex*, and *Kent*, and within all Liberties therein, and within the Royal Palaces of His Majesty, His Heirs and Successors, and Ten Miles thereof, have all such Powers, Authorities, Privileges, and Advantages, and be liable to all such Duties and Responsibilities, as any Constable duly appointed now has or hereafter may have within his Constablewick by virtue of the Common Law of this Realm, or of any Statutes made or to be made, and shall obey all such lawful Commands as they may from Time to Time receive from any of the said Justices for conducting themselves in the Execution of their Office.

10 G. 4. c. 44.

Horse Patrol to be under the Authority of the Justices appointed under the recited Act.

II. And

Such Justices to act also in the Counties of Berks and Bucks.

II. And be it further enacted, That it shall be lawful for His Majesty to appoint the said Justices to be Justices of the Peace of the Counties of *Berks* and *Bucks* and of all Liberties therein, and for the said Justices so appointed to execute the Duties of a Justice of the Peace for the said Counties of *Berks* and *Bucks* and for all Liberties therein, although they may not have any such Qualification by Estate as is required by Law in the Case of any other Person being Justices of the Peace for any County: Provided always, that no such Person shall act as a Justice of the Peace at any Court of General or Quarter Sessions, nor in any Matter out of Sessions, except for the Preservation of the Peace, the Prevention of Crimes, the Detection and Committal of Offenders, and in carrying into execution the Purposes of this Act.

The said Justices to appoint the Persons to act as Horse Patrol.

III. And be it further enacted, That the said Justices may from Time to Time, subject to the Approbation of One of His Majesty's Principal Secretaries of State, appoint fit and proper Persons to act as such Horse Patrol, and may frame such Orders and Regulations as they shall deem expedient relative to the general Government of the said Horse Patrol, the Places of their Residence, the Classification, Rank, and particular Service of the several Members, their Distribution and Inspection, the Description of Arms, Accoutrements, and other Necessaries to be furnished them, and all such other Orders and Regulations relative to the said Horse Patrol as the said Justices shall from Time to Time deem expedient; and the said Justices may at any Time suspend or dismiss from his Employment any Man belonging to the said Horse Patrol whom they shall think remiss or negligent in the Discharge of his Duty, or otherwise unfit for the same; and when any Man shall be so dismissed or cease to belong to the said Horse Patrol all Powers vested in him as a Constable by virtue of this Act shall immediately cease and determine.

Penalty for assaulting Horse Patrol.

IV. And be it further enacted, That if any Person shall assault or resist any Person belonging to the said Horse Patrol in the Execution of his Duty, or shall aid or incite any Person so to assault or resist, every such Offender, being convicted thereof before Two Justices of the Peace, shall for every such Offence forfeit and pay such Sum, not exceeding Five Pounds, as the said Justices shall think meet, and in default of immediate Payment shall suffer Imprisonment with or without hard Labour for any Time not exceeding Two Months.

Punishing Horse Patrol for Disobedience of Orders.

V. And be it further enacted, That if any of the said Horse Patrol shall be guilty of any Disobedience of Orders, Neglect of Duty, or of any Misconduct as such Constable, and shall be convicted thereof before Two Justices of the Peace, he shall forfeit any Sum not exceeding Ten Pounds, and in default of immediate Payment shall suffer Imprisonment, with or without hard Labour, for any Time not exceeding Three Months: Provided always, that nothing herein contained shall prevent any such Person from being proceeded against by way of Indictment for any Offence committed by him as a Constable, so as that no Person shall be proceeded against both by Indictment and also under this Act for the same Offence.

Penalty on Victuallers harbouring Horse Patrol.

VI. And be it further enacted, That if any Victualler, or Keeper of any House, Shop, Room, or other Place for the Sale of any Liquors, whether spirituous or otherwise, shall knowingly harbour or entertain

any Man belonging to the said Horse Patrol, or permit such Man to abide or remain in his House, Shop, Room, or other Place during any Part of the Time appointed for his being on Duty, every such Victualler or Keeper as aforesaid, being convicted thereof before any Two Justices of the Peace, shall for every such Offence forfeit and pay such Sum, not exceeding Five Pounds, as they shall think meet.

Receiver of Police Offices to pay over a certain Sum to the Receiver of the Metropolitan Police District for the Support of the Horse Patrol.

VII. And be it further enacted, That it shall be lawful for One of His Majesty's Principal Secretaries of State to direct that the Receiver for the Time being of the Police Offices established in the Parishes of *Saint Margaret Westminster*, *Saint James Westminster*, *Saint Marylebone*, *Saint Andrew Holborn*, *Saint Leonard Shoreditch*, *Saint Mary Whitechapel*, and *Saint John* of *Wapping*, in the County of *Middlesex*, and *Saint Saviour* in the County of *Surrey*, to pay over, out of the Monies issued to him out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to the Receiver of the Metropolitan Police District for the Time being, an annual Sum, not exceeding Ten thousand Pounds, for the Support and Maintenance of the said Horse Patrol.

Receiver of Metropolitan Police District to pay such Monies into the Bank of England.

VIII. And be it further enacted, That the said Receiver of the Metropolitan Police District shall pay over all Monies so received by him on account of the said Horse Patrol into the Hands of the Governor and Company of the Bank of *England*, and shall keep a separate and distinct Account of such Monies, and of all Sums expended by him in respect of the said Horse Patrol.

Extending certain Powers of Act 10 G. 4. to this Act.

IX. And be it further enacted, That all the Provisions and Enactments contained in the aforesaid Act relative to the drawing and accounting for Monies which may come into the Hands of the said Receiver of the Metropolitan Police District for the Purposes of that Act, and for the auditing the Accounts of the said Receiver, and the Powers and Liabilities of the said Receiver, shall be deemed and taken to extend to the said Receiver in respect to the said Horse Patrol, so far as the same may be applicable, as fully and entirely as if the same were herein expressed and enacted.

Horses, Arms, &c. of Horse Patrol vested in Receiver of Metropolitan Police.

X. And be it further enacted, That the said Receiver of the Metropolitan Police District shall stand possessed of all the Horses, Arms, Accoutrements, and other Necessaries which have been furnished, and are in the Use or Possession of the said Horse Patrol, and make all such Contracts or Disbursements as shall be necessary for renting any Land or Buildings, or for erecting, fitting up, furnishing, or repairing any Buildings for the Purposes of this Act, in such Manner as One of His Majesty's Principal Secretaries of State shall direct; and of all Lands and Buildings so to be rented, and of the Fixtures and Furniture thereof, and of all Goods and Chattels whatsoever to be from Time to Time held or purchased for the Purposes of this Act, the Property acquired therein shall be vested in the said Receiver for the Time being; and the said Receiver may, by the Directions of such Principal Secretary of State, sell, assign, or dispose of the Whole or any Part of such Property as aforesaid, and shall execute all such lawful Matters for carrying this Act into execution as such Principal Secretary of State shall from Time to Time direct.

The said Receiver to pay Wages of

XI. And be it further enacted, That the said Receiver of the Metropolitan Police District, out of the Monies so received by him on account of

Horse Patrol, and Expences connected therewith.

of the said Horse Patrol, shall from Time to Time pay to the Horse Patrol such Salaries, Wages, and Allowances, and at such Periods, as One of His Majesty's Principal Secretaries of State shall direct, and also any extraordinary Expences which they shall appear to have necessarily incurred in apprehending Offenders, and executing the Orders of either of the Justices, such Expences being first examined and approved by One of the said Justices; and the Receiver shall likewise pay any further Sums which such Principal Secretary of State shall direct to be paid to any of the Persons belonging to the said Horse Patrol, as a Reward for extraordinary Diligence or Exertion, or as a Compensation for Wounds or severe Injuries received in the Performance of their Duty, or as an Allowance to such of them as shall be disabled by bodily Injury received, or shall be worn out by Length of Service, and he shall also pay all other Charges and Expences which such Principal Secretary of State shall direct to be paid for carrying this Act into execution.

Provisions of recited Act relative to Punishment of Offenders extended to this Act.

XII. And be it further enacted, That all the Provisions contained in the herein-before mentioned Act for the Punishment of Offences and Recovery and Application of Penalties shall be deemed and taken to extend to any Offence committed against this Act, so far as the same may be applicable, as fully and entirely as if the same were herein expressed and enacted.

Horse Patrol not to be allowed to vote, or otherwise interfere in Elections, except in discharge of their official Duties.

XIII. And be it enacted, That no Person who after the passing of this Act may be appointed to the said Horse Patrol shall, during the Time that he shall continue a Member thereof, or within Six Calendar Months after he shall have quitted the same, be capable of giving his Vote for the Election of a Member to serve in Parliament for the Counties of *Middlesex*, *Surrey*, *Hertford*, *Essex*, or *Kent*, or for any City or Borough within the Metropolitan Police District, nor shall, by Word, Message, Writing, or in any other Manner, endeavour to persuade any Elector to give or dissuade any Elector from giving his Vote for the Choice of any Person to be a Member to serve in Parliament for any such County, City, or Borough; and if any such Person belonging to the said Horse Patrol shall offend therein he shall forfeit the Sum of One hundred Pounds, to be recovered by any Person who will sue for the same by Action of Debt to be commenced within Six Calendar Months after the Commission of the Offence; and one Moiety of the Sum so recovered shall be paid to the Informer, and the other Moiety thereof to the Receiver for the Metropolitan Police District, to be by him added to and applied as Part of the Funds for the Purposes of the said Horse Patrol: Provided always, that nothing in this Enactment contained shall subject any such Person belonging to the said Horse Patrol to any Penalty for any Act done by him at or concerning any of the said Elections in the Discharge of his official Duty.

Act may be altered.

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

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