ANNO DECIMO QUINTO

VICTORIÆ REGINÆ.

***

and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

Recited Act repealed, and this Act to be put in force.

I. That upon the Commencement of this Act the recited Act of the Fifty-third Year of the Reign of His Majesty King *George* the Third shall be repealed, and this Act shall thereafter be put into execution, during the Term and for the Purposes herein-after mentioned.

Short Title.

II. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *Battle and Robertsbridge* Road Act, 1852."

Interpretation of Terms.

III. That in the Construction of this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless such Meanings be repugnant to or inconsistent with the Context; (that is to say,)

The Expression "the Trustees" shall mean the Trustees for the Time being acting in execution of this Act:

The Expression "the Roads" shall mean the Roads to which this Act relate:

The Expression "Toll Gate" or "Toll Gates" shall include Turnpike Gates, Toll Bars, Side Gates, Side Bars, and Toll Chains.

Monies and Property vested in new Trustees.

IV. That all Rents, Arrears of Tolls, and other Monies due to, and all Monies, Property, and all Choses in Action vested in, the Trustees under the Act hereby repealed, shall immediately on the Commencement of this Act be vested in the Trustees for executing this Act; and such last-mentioned Trustees may sue for and recover the same and act in respect thereof as fully and effectually as if the same had been vested in them under the Act hereby repealed.

Trustees.

V. That all Her Majesty's Justices of the Peace for the Time being acting for the County of *Sussex*, together with Sir *Peregrine Palmer Fuller Palmer Acland* Baronet, the Honourable *Percy Ashburnham*, Sir *Charles William Blunt* Baronet; *John Constable*, *Joseph Gould*, *Burrell Hayley*, *John Burrell Hayley*, *George Edward Haviland*, *H. T. Murdoch Kirby*, *John Read Munn*, *Edward Langdale*, *Hugh Totty*, *Ralph Raisbeck Tatham*, *Jacob George Wrench* Doctor of Divinity, *James Young*, Clerks; *Edward Allfre*, *John Blackman* of *Warbleton*, *Henry Blackman*, *John Baker*, *John Cruttenden*, *Horatio D'Esterre Darby*, *Edward Donne*, *James Drewitt*, *James Hilder*, *John Hallaway*, *John Hilder*, *James Hill*, *Charles Laurence*, *James Laurence*, *Samuel John Luke Nicoll*, *John Smith* of *Lewes*, *John Sawyer*, *Tilden Smith*, *Stephen Smith*, *James Watts*, and their Successors, being duly qualified to act as Trustees of

Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for carrying this Act into execution.

Power to appoint additional Trustees.

VI. That it shall be lawful for the Trustees at any Meeting to elect any Number of Persons, duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated; and such Trustees so elected shall have the same Powers and Authorities for executing this Act as if they had been hereby appointed.

First Meeting of Trustees.

VII. That the Trustees shall hold their First Meeting at the House known by the Name of the *Swan* at *Hood's Corner*, or at some other convenient Place near the Roads, on the Day of the Commencement of this Act, or as soon after as conveniently may be, and proceed to the Execution of this Act; and the Trusteees may from Time to Time adjourn themselves to meet at such Time and at such Place in the Neighbourhood of the Roads as they shall think proper.

Power to appoint Committees.

VIII. That the Trustees may from Time to Time appoint a Committee or Committees out of their own Number to take the Care and Management of any particular Part or Parts of the Roads, or to execute any of the Purposes of this Act; and the said Committee or Committees may proceed and act according to such Appointment, and in conformity to any Rules, Instructions, or Regulations which may be made or laid down by the Trustees.

Road to which this Act is applicable.

IX. That this Act shall be put in execution for and during the Term herein-after mentioned for the Purpose of maintaining and keeping in repair the present Main Turnpike Road from *Beach Down* in the Parish of *Battle* to or near the *Crown* Inn in the Parish of *Heathfield*, and also the Branch Road from the present Station of the *South-eastern* Railway Company near the Town of *Robertsbridge* to *Hood's Corner* in the Parish of *Dallington*, all in the County of *Sussex*.

Respecting Toll Gates.

X. That the several Toll Gates and Toll Houses now standing or being upon the said Road or on the Sides thereof shall be continued until removed by any Order of the said Trustees; and it shall be lawful for the said Trustees, in the Manner prescribed by the Fifth Section of an Act passed in the Ninth Year of the Reign of King *George* the Fourth, intituled *An Act to amend the Acts for regulating Turnpike Roads*, to order or cause to be set up in or across the said Road or on the Sides thereof any Toll Gate or Toll House, and to remove the present or any future Toll Gate or Toll House now standing or being upon the said Road or on the Sides thereof; and all

9 G. 4. c. 77.

all the Provisions of this Act with regard to any Toll Gates or Toll Houses now standing or being upon the said Road or on the Sides thereof shall apply to any Toll Gate or Toll House to be erected or set up in or across the said Road or on the Sides thereof.

Present Tolls continued for a certain Time.

XI. That, notwithstanding the Repeal of the recited Act, the several Tolls now payable by virtue of the same Act shall continue to be paid at the Toll Gates upon or at the Side of the Roads until the First Day of *January* One thousand eight hundred and fifty-three.

On and after 1st Jan. 1853 the Tolls herein named to be taken.

XII. That upon and after the said First Day of *January* One thousand eight hundred and fifty-three it shall be lawful for the Trustees to demand and take, or cause to be demanded and taken, at the several and respective Toll Gates which shall be upon or at the Side of the Roads, such several and respective Tolls as the Trustees at any of their Meetings shall from Time to Time direct, not exceeding the Sums following; (that is to say,)

For every Horse or other Beast of Draught drawing any Coach, Berlin, Landau, Chariot, Calash, Hearse, Caravan, Chaise, or other Pleasure Carriage, the Sum of Fourpence:

For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or other such like Carriage (except as herein-after mentioned), having the Soles or Bottoms of the Fellies of the Wheels of the Breadth or Gauge of Six Inches or upwards, the Sum of Twopence:

For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or other such like Carriage, having the Soles or Bottoms of the Fellies of the Wheels of a less Breadth or Gauge than Six Inches, the Sum of Threepence:

For every Horse, laden or unladen, and not drawing, the Sum of One Penny Halfpenny:

For every Mule or Ass, laden or unladen, and not drawing, the Sum of One Penny:

For every Drove of Oxen or Neat Cattle, the Sum of Fivepence *per* Score, and so in proportion for any less Number:

For every Drove of Hogs, Sheep, or Lambs, the Sum of Twopence Halfpenny *per* Score, and so in proportion for any less Number:

For every Coach, Waggon, Vehicle, or other Carriage, of whatever Description, propelled or drawn wholly or in part by Steam, Gas, or any such like Means, or by Machinery or otherwise than by Animal Power, for every Wheel of such Coach, Waggon, Vehicle, or other Carriage, the Sum of One Shilling:

For every Dog, Goat, or other such like Animal drawing any Cart, Truck, or other Carriage, the Sum of One Penny:

Which said Tolls shall be paid before any Horse, Beast, Dog, Goat, Cattle, or Carriage whatsoever, in respect of which a Toll is payable, shall be permitted or authorized to pass through any Toll Gate which shall be by virtue of this Act upon or at the Side of the Roads.

As to the fractional Part of a Halfpenny in Tolls.

XIII. That in all Cases in which there shall be a fractional Part of a Halfpenny in the Amount of the Tolls by this Act authorized to be collected the Sum of One Halfpenny shall be payable in lieu of such fractional Part.

As to Tolls payable at the same Gate on each Day.

XIV. That every Horse, Beast, Animal, and Carriage in respect whereof the Tolls hereby authorized to be taken shall have been paid at any Toll Gate upon or at the Side of the Roads shall, upon the Production of a Ticket denoting such Payment, be permitted to pass Toll-free for any Number of Times on the same Day through the same Toll Gate, or any other Toll Gate which the Ticket for such Payment shall free, except in the Cases herein-after mentioned.

Limiting Number of Tolls to be taken.

XV. That no more than Three full Tolls shall be taken (except in the Cases herein-after mentioned) for passing or repassing any Number of Times on the same Day with the same Horses, Beasts, or Carriages through all or any of the Toll Gates upon or at the Side of the Roads.

Regulations as to Stage Coaches, &c.

XVI. That all Horses and Cattle drawing any Stage Coach, Omnibus, Waggon, or other Stage Carriage conveying Passengers or Goods for Hire or Reward, and any Carriage propelled or drawn by Steam or any other Power than Animal Power, in respect whereof the Toll hereby authorized to be taken shall have been paid at any Toll Gate, shall, upon a Ticket denoting such Payment being produced, be permitted to repass once Toll-free on the same Day through the same Toll Gate, and to pass and repass once Toll-free through any other Gate which such Ticket shall free, in the Case of Horses or Cattle drawing any other Carriage, and no further or additional Toll shall be payable in respect of any Stage Coach or other such Carriage as aforesaid at any Toll Gate the Payment at which shall be freed by such Ticket as aforesaid, on account only of their conveying other Passengers: Provided always, that no additional Toll shall be charged on repassing by reason or in consequence of the Carriage drawn by the same Horses having been changed.

Postchaises, &c. to pay on every new Hiring.

XVII. That the Tolls hereby made payable for or in respect of Horses or other Beasts let out to Hire, and drawing any Postchaise or other Carriage, or for or in respect of any Postchaise or other Carriage propelled by Machinery, let out to Hire, shall be payable

and paid every Time of passing or repassing along the Roads whenever any new Hiring thereof shall take place.

Interest and Principal of Debt to be extinguished.

XVIII. And whereas no Interest has been paid upon the Principal Money borrowed on the Credit of the Tolls authorized to be taken by the recited Act since the same was authorized to be borrowed in the Year One thousand eight hundred and thirteen: Be it enacted, That the Principal Money borrowed upon the Credit of the Tolls authorized to be taken by the said recited Act, and all Arrears of Interest on the same, shall be considered as and the same are hereby extinguished and discharged.

Application of the Monies.

XIX. That all Monies which shall come to the Hands of the Trustees by virtue of this Act shall be applied as follows; (that is to say,)

First, in paying and discharging the Expenses of obtaining and passing this Act or incident thereto:

Secondly, in paying the Expenses of erecting, providing, altering, and keeping in repair the Toll Gates, Toll Houses, and their Appurtenances, and in paying the Salaries and Compensation to be made to Officers and other Persons employed by the Trustees, and the Cost attending the Management of the Roads, not exceeding Forty-five Pounds *per Annum*:

Thirdly, in maintaining, repairing, and improving the said Road.

No more Money to be borrowed on the Tolls.

XX. That it shall not be lawful for the Trustees to borrow any Sum of Money on the Credit of the Tolls by this Act authorized to be taken.

Road not exempt from Provisions of future General Acts.

XXI. That nothing herein contained shall be deemed to exempt the Road comprised in this Act from the Provisions of any General Act relating to the Consolidation or other improved Arrangement of Turnpike Roads which may pass during the present or any future Session of Parliament.

Term of Act.

XXII. That this Act shall commence on the Fourth *Friday* next after the passing thereof, and shall continue in force for the Term of Twenty-one Years, and from thence to the End of the Session of Parliament which shall then next follow.

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1852.