ANNO DECIMO QUINTO

VICTORIÆ REGINÆ.

***

Wendover to the End of *Oak Lane* aforesaid: And whereas it is expedient that the Trustees for executing the Provisions of the last-mentioned Act should be relieved from the repairing and amending of the said Half a Mile of the *Oxford Road*, and that such repairing and amending should be transferred to the Trustees for repairing and amending the Road from *Beaconsfield* aforesaid: And whereas it is expedient that the said recited Act passed in the Ninth Year of the Reign of His Majesty King *George* the Fourth should be repealed, and that further and more effectual Powers should be granted instead thereof; but such Purpose or such Transfer of such Half a Mile of the *Oxford Road* cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it 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, as follows; (that is to say,)

Act 9 G. 4. c. 6. repealed, and this Act to be put in force.

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of this Act the recited Act of the Ninth Year of the Reign of His Majesty King *George* the Fourth shall be repealed, and this Act shall thereafter be put into execution during the Term and for the Purposes herein-after mentioned.

Monies and Property to vest in the new Trustees.

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and other Monies due to, and all Lands, Property, and all Choses in Action vested in, the Trustees under the Act hereby repealed, shall immediately on the Commencement of this Act be vested in the Trustees for executing this Act, and such last-mentioned Trustees may hold and enjoy, sue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the same, and act in respect thereof as effectually as if the same had been vested in them under the said Act hereby repealed.

Construction of Terms.

III. That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (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 Road" shall mean the Road to which this Act applies:

The Expression "Turnpike" shall include Toll Gate, Bar, and Chain.

Short Title.

IV. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *Beaconsfield and Red Hill* Road Act, 1852."

V. That

So much of Act 3 & 4 W. 4. c. 12. as relates to Half a Mile of Oxford Road repealed.

V. That on the Thirty-first Day of *December* Eighteen hundred and fifty-two so much of the said Act passed in the Third Year of the Reign of His late Majesty King *William* the Fourth as authorizes the Trustees for executing that Act to repair, amend, widen, and improve the Half a Mile of the said *Oxford Road* from the River *Colne* towards *Beaconsfield*, and to demand and take, or to cause to be demanded and taken, at any Turnpike Gate, Toll Gate, Side Gate, Side Bar, or Chain thereon any Toll whatever, shall be and the same is hereby repealed.

Trustees to pay Amount due on the Credit of the Tolls of Act 3 & 4 W. 4. c. 12.

VI. And whereas there is a Mortgage Debt of Six hundred Pounds or thereabouts now due and owing on the Credit of the Tolls collected under and by virtue of the said Act passed in the Third Year of the Reign of His late Majesty King *William* the Fourth: And whereas by reason of the Trustees for executing such last-mentioned Act being restrained from collecting any Toll on the said Half a Mile of the said *Oxford Road* from the River *Colne* towards *Beaconsfield* they will be rendered less able to pay such Portion of the said Debt of Six hundred Pounds as may remain unpaid on the First Day of *January* One thousand eight hundred and fifty-three, and it is reasonable, and it has been agreed between such last-mentioned Trustees and the Trustees for executing this Act, that so much of the said Sum of Six hundred Pounds as shall remain unpaid and unprovided for on the First Day of *January* One thousand eight hnndred and fifty-three shall be paid and provided for by the Trustees for executing this Act, with Interest for the same until such Payment: Be it enacted, That the Trustees shall and they are hereby required to pay so much of the said Sum of Six hundred Pounds as shall remain unpaid and unprovided for on the said First Day of *January* One thousand eight hundred and fifty-three, and all Interest due or that may from Time to Time become due on such Sum, and the same shall be a Charge on the Tolls by this Act granted in the same Manner and to the same Extent as if such Money had been borrowed by the Trustees on the Credit of such Tolls; and upon and from the said First Day of *January* the Trustees for executing the said Act of the Third Year of the Reign of His said late Majesty, and the Tolls by such Act granted, shall be relieved, exonerated, and discharged from the Payment of such Principal and Interest.

Appointment of Trustees.

VII. That all Her Majesty's Justices of the Peace for the Time being acting for the County of *Buckingham*, together with *Thomas Newland Allen*, *William Blount*, *Rice Richard Clayton*, *Anthony Davis*, *William Dawkins*, *Thomas Tyrwhitt Drake*, *John Tyrwhitt Drake* Clerk, *John Drummond*, *James Du Pre*, *Caledon George Du Pre*, *William Maxwell Du Pre* Clerk, *Harry Edgell*, Honourable *William Edward Fitzmaurice*, *Robert Freeman* Clerk, *Charles Thomas*

The Beaconsfield and Red Hill Road Act, 1852.

Thomas Gaskell, *George Gleed* Clerk, *John Gould* Clerk, *John Hargreaves*, *Robert Harvey*, *Richard Hemmings*, *John Nembhard Hibbert*, Honourable *George Ives Irby*, *John Kaye*, *Isaac King* junior, Clerk, *James Knollis* Clerk, *Edward Moore* Clerk, Colonel *William Spiller*, *Benjamin Way*, *Robert Wheeler*, *Thomas Wright*, *Florance Thomas Young*, and *Abraham Youldon* Clerk, 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.

VIII. 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.

IX. That the Trustees shall hold their First Meeting at the House known by the Name or Sign of the "*Saracen's Head*" in the Town of *Beaconsfield*, or at some other convenient Place in the said Town, 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 Trustees may from Time to Time adjourn themselves to meet at such Time and Place upon or near the Road as they shall think proper.

Purposes of the Act.

X. That this Act shall be put in execution for and during the Term herein-after mentioned for the Purpose of maintaining, improving, and keeping in repair the present Road, commencing from the West End of the Town of *Beaconsfield* in the County of *Buckingham*, passing from thence through or into the Parishes of *Chalfont*, *Saint Peter Fulmer*, *Iver*, and *Denham* to a Stone near the *Ivy House* in the said Parish of *Denham*, having an Inscription thereon "Half a Mile from the River *Colne*," and from and after the said Thirty-first Day of *December* One thousand eight hundred and fifty-two also the said Half a Mile of the said *Oxford Road* from the said Stone to or near the River *Colne*, all in the County of *Buckingham*.

Present Tolls continued for a Time.

XI. That, notwithstanding the Repeal of the said recited Act, the several Tolls now payable by virtue of the said Act shall continue to be payable at the Toll Gates upon or at the Side of the said Road until the Thirty-first Day of *December* One thousand eight hundred and fifty-two.

XII. That

XII. That upon and after the said Thirty-first Day of *December* One thousand eight hundred and fifty-two it shall be lawful for the Trustees to demand and take at the Turnpikes which now are or shall hereafter be upon or on the Sides of such Road such Tolls as the Trustees may direct, not exceeding the Sums following; (that is to say,) Tolls.

Upon the Road from the said West End of the Town of *Beaconsfield* to the West Corner of *Oak Lane* in the Parish of *Denham* aforesaid:

For every Horse or other Beast drawing any Coach, Landau, Berlin, Barouche, Sociable, Chariot, Calash, Hearse, Break, Chaise, Curricle, Gig, Chair, or other such Carriage, the Sum of Threepence:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage having the Fellies of the Wheels thereof of the Breadth of Six Inches at the Bottom or Soles thereof, the Sum of Threepence:

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

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

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

For every Coach, Chariot, or other Carriage whatsoever with Four Wheels which shall be affixed, tied, or secured to any Waggon, Wain, Cart, or other Carriage, the same Toll as if such Coach, Chariot, or other Carriage had been drawn by Two Horses or other Beasts:

For every Chaise, Cart, or other Carriage whatsoever with Two Wheels only which shall be affixed, tied, or secured to any Waggon, Wain, Cart, or other Carriage, the same Toll as if such Chaise, Cart, or other Carriage had been drawn by One Horse or other Beast:

For every Dog drawing any Carriage whatever, the Sum of One Penny:

For every Carriage not drawn by any Horse or Beast of Draught, but propelled by Machinery, the Sum of Two Shillings and Sixpence:

And upon the Road from the West Corner of *Oak Lane* aforesaid to the Termination of the said Half a Mile of Road near the River *Colne* aforesaid:

For every Horse or other Beast drawing any Coach, Landau, Berlin, Barouche, Sociable, Chariot, Calash, Hearse, Break, Chaise,

Chaise, Curricle, Gig, Chair, or other such Carriage, the Sum of One Penny:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches at the Bottom or Soles thereof, the Sum of One Penny:

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

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of Twopence Halfpenny *per* Score, and so in proportion for any greater or less Number:

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

For every Coach, Chariot, or other Carriage whatsoever, with Four Wheels, which shall be affixed, tied, or secured to any Waggon, Wain, Cart, or other Carriage, the same Toll as if such Coach, Chariot, or other Carriage had been drawn by Two Horses or other Beasts:

For every Chaise, Cart, or other Carriage whatsoever, with Two Wheels only, which shall be affixed, tied, or secured to any Waggon, Wain, Cart, or other Carriage, the same Toll as if such Chaise, Cart, or other Carriage had been drawn by One Horse or other Beast:

For every Dog drawing any Carriage whatever, the Sum of One Penny:

For every Carriage not drawn by any Horse or Beast of Draught, but propelled by Machinery, the Sum of Two Shillings and Sixpence:

Which said respective Tolls shall be paid before any Horse, Beast, Dog, Cattle, or Carriage whatsoever in respect of which a Toll is payable shall pass through any Turnpike which shall be by virtue of this Act upon or across such respective Portions of the Road or on the Side thereof.

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.

One full Toll only to be taken on the same Day, except as specified.

XIV. That no more than Two full Tolls shall be taken on the same Day on the said Road, namely, One full Toll may be demanded or taken on the same Day on the Road from the said West End of the Town of *Beaconsfield* to the West Corner of *Oak Lane* aforesaid, and One full Toll shall and may be demanded or taken on the same Day on the Road from the said East Corner of *Oak Lane* aforesaid to

to the Eastern Termination of the said Half a Mile of Road near the River *Colne*, for or in respect of the passing and repassing of the same Horse, Beast, Cattle, or Carriage through all the Turnpikes upon such respective Portions of the Road (except as herein-after mentioned); but on a Note or Ticket being produced denoting such Payment the same Horse, Beast, Cattle, or Carriage shall be permitted to pass and repass Toll-free through all such Turnpikes upon such respective Portions of the Road.

Tolls granted by this Act to be over and above the Tolls for narrow Wheels.

XV. That all the Tolls by this Act directed or authorized to be taken upon the Road shall be paid and payable and shall be demanded and taken over and above the Tolls which by any Law in force are directed to be demanded and taken for Carriages therein described, having the Fellies of the Wheels of the Breadth therein described, and also over and above all Penalties directed by such Laws to be taken and demanded for Overweight.

Stage Coaches, &c. to pay every Time of passing.

XVI. That the Tolls hereby made payable for and in respect of Horses or Beasts drawing any Stage Coach, Diligence, Van, or Caravan, or other Stage Carriage conveying Passengers or Goods for Pay or Reward, or any Stage Coach, Diligence, Van, or Caravan, or other Stage Carriage propelled by Machinery, used for the same Purpose, shall be payable and paid every Time of passing or repassing along the Road.

Postchaises, &c. on every new Hiring.

XVII. That the Tolls hereby made payable for or in respect of Horses or Beasts let out to hire, and drawing any Postchaise or other Carriage, or any Postchaise or other Carriage propelled by Machinery let out to hire, shall be payable and paid every Time of passing along the Road whenever any new Hiring thereof shall take place.

When Toll to be reduced.

XVIII. Provided always, That when and as often as the Funds of the Trust will allow of the Tolls by this Act granted being reduced, the Trustees shall and they are hereby required to reduce such Tolls in such Way and Manner as shall cause the Tolls that may be received to be collected as equally as the same can be arranged in respect of all Horses, Beasts, and Carriages passing upon the Road.

Application of the Tolls.

XIX. That all the Monies in the Hands of the Trustees, and all Monies which shall be received by them 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 so much of the said Sum of Six hundred Pounds and Interest thereon to the Trustees for executing the

the said Act passed in the Third Year of the Reign of His late Majesty as the Trustees are by this Act required to pay;

Thirdly, in paying the Expense of erecting, providing, and keeping in repair the Turnpikes, Toll Houses, and their Appurtenances upon the Road, and in paying the Officers to be employed in the Execution of this Act, and the Management of the Affairs of the Trust, but not exceeding in any One Year the Sum of Eighty Pounds, exclusive of the Wages of Toll-gate Keepers in case the Tolls should not be let, and the Expenses of Actions at Law and Indictments;

Fourthly, in paying the Expense of maintaining, improving, watering, and keeping in repair the Road.

No Money to be laid out or taken in Towns.

XX. That no Money shall be laid out on any Road comprised in this Act within the Limits of any Act of Parliament passed for the Improvement of any Town, nor shall any Toll be collected therein.

Money not to be borrowed unless with Consent.

XXI. That it shall not be lawful for the Trustees to borrow any Money on the Credit of the Tolls collected and received by virtue of this Act.

Road not exempt from Provisions of future General Acts.

XXII. That nothing herein contained shall be deemed to exempt the Road in this Act mentioned 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.

XXIII. That this Act shall commence on the Fourth *Wednesday* next after the passing thereof, and shall continue in force for the Term of Twelve 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.