ANNO QUINQUAGESIMO NONO

GEORGII III. REGIS.

Cap. xxi.

An Act for lighting, watching, and cleanſing *Long Lane*, in the Pariſh of *Saint Mary Magdalen, Bermondſey*, in the County of *Surrey*, and the Streets, Lanes, Paſſages, and Places contiguous or adjoining thereto within the ſame Pariſh.

[7th *April* 1819.]

WHEREAS the Street or Lane called *Long Lane*, ſituate within the Pariſh of *Saint Mary Magdalen, Bermondſey*, in the County of *Surrey*, and the Streets, Lanes, Courts, Alleys, Walks, Paſſages and Places adjoining or contiguous to the ſaid Street or Lane, are inſufficiently lighted, watched, and cleanſed; and it would be attended with great Benefit to the Public, and to the Convenience and Comfort of the Inhabitants thereof, if Proviſions were made for effectually lighting, watching, and cleanſing the ſame: May it therefore pleaſe Your Majeſty that it may be enacted; and be it 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 Members for the Time being of the County of *Surrey*, *John Hoſier*, *Joſeph Gutteridge*, *James Hardwidge*, *John Hepburn*, *Joſeph Harvey*, *John Lloyd*, *William Davies*, *Benjamin Dix*, *Joſeph Howlett Fenner*, *John Harvey*, *Frederick Farrand*, *John Apperley*, *John Welch*, *Thomas Simmonds*, *Henry Groſe*, *John Caſtle*, *Abraham Brookſbank*, *James Booth*, *John Hepburn* the younger, and *William Morris*, being Perſons inhabiting, occupying, poſſeſſing, Commiſſioners.

ſeſſing, or entitled unto Lands, Tenements, or Hereditaments, within the ſaid Pariſh of *Bermondſey*, and their Succeſſors, to be elected as hereinafter mentioned, ſhall be and they are hereby appointed Commiſſioners for putting this Act, and the ſeveral Powers and Authorities hereby given and granted, into Execution.

For the Appointment of new Commiſſioners.

II. And be it further enacted, That when any of the ſaid Commiſſioners herein-before named, or to be appointed as herein-after mentioned, ſhall die or remove out of the ſaid Pariſh, or by Writing under his Hand, to be delivered to the Clerk to the ſaid Commiſſioners, ſhall decline to act, or ſhall neglect to attend at ſome public Meeting of the ſaid Commiſſioners, for the Space of Twelve Calendar Months, it ſhall and may be lawful for the ſurviving or remaining Commiſſioners from Time to Time, at any of their Meetings to be held in purſuance of this Act, by Writing under their Hands, or the Hands of any Five or more of them, to elect and appoint ſome other Perſon, being an Inhabitant Houſeholder within the ſaid Pariſh of *Bermondſey*, to be a Commiſſioner in the place of every Commiſſioner ſo dying, removing, declining, or neglecting to act; and every Perſon ſo elected ſhall be and is hereby veſted with the ſame Powers for putting this Act into Execution, as if he had been named a Commiſſioner in and by this Act.

Qualification of Commiſſioners.

III. Provided nevertheleſs, and be it further enacted, That no Perſon ſhall be capable of acting as a Commiſſioner in the Execution of this Act, (except in adminiſtering the Oath or Affirmation of Qualification hereafter mentioned) unleſs he ſhall then be ſeized and poſſeſſed in his own Right, or in the Right of his Wife, and in the actual Enjoyment or Receipt, of the Rents and Profits of a Real Eſtate, in Law or Equity, of the clear yearly Value of Thirty Pounds, or poſſeſſed of a Perſonal Eſtate to the Amount or Value of One thouſand Pounds, over and above what ſhall be ſufficient to ſatisfy his Debts; and if any Perſon not being ſo qualified ſhall preſume to act as a Commiſſioner, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay the Sum of Fifty Pounds, to any Perſon or Perſons who ſhall ſue for the ſame, to be recovered in any of His Majeſty's Courts of Record, by Action of Debt or on the Caſe, or by Bill, Suit, or Information, together with Coſts of Suit, wherein no Eſſoign, Protection, or Wager of Law, nor more than One Imparlance ſhall be allowed, and wherein the Proof of Qualification ſhall lie on the Perſon proſecuted, and it ſhall be ſufficient on the Part of the Proſecutor to prove that the Perſon ſo proſecuted had acted as a Commiſſioner in the Execution of this Act; but nevertheleſs the Acts and Proceedings which ſhall have been done by any ſuch Perſon touching the Execution of this Act, previous to his being convicted of acting without ſuch Qualification, ſhall, notwithſtanding ſuch Conviction, be as valid and effectual as if ſuch Perſon had been qualified according to the Directions of this Act.

Penalty on acting if not qualified.

Oath of Qualification.

IV. Provided always, and be it enacted, That no Perſon ſhall take upon himſelf to act as a Commiſſioner in the Execution of this Act (except in adminiſtering the Oath or Affirmation hereafter mentioned), until he ſhall make and ſubſcribe an Oath or Affirmation before the ſaid Commiſſioners, or any Three or more of them, in the Words or to the Effect next hereinafter ſet forth, and which Oath or Affirmation the ſaid Commiſſioners, or any Three or more of them, are hereby empowered to adminiſter.

'I *A. B.* do ſwear, (*or, being one of the People called Quakers*, do ſolemnly affirm), that I am, in my own Right, or in the Right of my Wife, (*if the Party ſhall be married, if not, the Words*, or in Right of my Wife, *to be omitted*), in the actual Poſſeſſion and Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments of the clear yearly Value of Thirty Pounds, or poſſeſſed of or entitled to a Perſonal Eſtate of the Value of One thouſand Pounds, over and above what ſhall be ſufficient to diſcharge my Debts; and that I will diſcharge the Duty of a Commiſſioner without Favour or Affection, Prejudice or Malice, to any Perſon or Perſons whomſoever.

'So help me GOD.'

No Perſon to act as a Commiſſioner who is a Victualler, or concerned in any Contract.

V. Provided alſo, and be it further enacted, That no Perſon ſhall be capable of acting as a Commiſſioner under this Act, who is a Victualler, or who ſhall ſell Ale, Wine, Cider, or any Spirituous Liquors by Retail, or during the Time he ſhall enjoy any Office of Profit, or be concerned directly or indirectly in any Contract made by virtue of this Act, upon Pain of forfeiting the Sum of Fifty Pounds for each Time of ſuch acting, to be recovered as aforeſaid, with full Coſts of Suit.

Time and Place of Firſt and other Meetings.

VI. And be it further enacted, That the Commiſſioners hereby appointed ſhall, on the Second *Thurſday* next after the paſſing of this Act, meet together in the Committee Room of the Workhouſe of the ſaid Pariſh of *Saint Mary Magdalen, Bermondſey*, between the Hours of Nine of the Clock in the Forenoon and One in the Afternoon, and ſhall proceed to the Execution of this Act, and ſhall afterwards from Time to Time meet at the ſame or any other Place, and at or upon ſuch Days and Times as they ſhall think proper, for the Purpoſe of carrying this Act into Execution.

If a ſufficient Number of Commiſſioners omit to attend, the Meeting to be adjourned by the Clerk.

VII. And be it further enacted, That in caſe Three Commiſſioners ſhall not attend at ſuch Meeting, or at any ſubſequent Meeting, within One Hour after the Time appointed for ſuch Meetings reſpectively, it ſhall and may be lawful to and for the Clerk to the ſaid Commiſſioners, or in his Abſence his Deputy or Aſſiſtant, to declare ſuch Meeting to be adjourned to a future Day, within Fourteen Days after ſuch Meeting was appointed to have been held.

Special Meetings may be called.

VIII. And be it further enacted, That if any Five or more of the ſaid Commiſſioners ſhall on any Occaſion think it neceſſary or expedient to call or convene a Special General Meeting of the ſaid Commiſſioners, it ſhall and may be lawful for ſuch Five or more Commiſſioners, by Writing under their Hands, to direct the Clerk for the Time being to ſummon the ſame, to be aſſembled at the Place where the preceding General Meeting was held, and at ſuch Day and Time as ſuch Five or more Commiſſioners ſhall direct, in which Writing Notice of the particular Object of ſuch Special Meeting ſhall be ſpecified, and thereupon the Clerk to the ſaid Commiſſioners ſhall give Notice to the Commiſſioners requiring the ſame, and alſo to every Commiſſioner, by cauſing Notice to be given to them perſonally or left at their reſpective uſual Places of Abode, of the Day and Hour, and alſo of the Place whereat, and of the Cauſe for holding ſuch Meeting; and ſuch Special General Meeting ſhall have Power to adjourn

adjourn from Time to Time, as the major Part of the Commiſſioners there preſent ſhall think proper.

No Act to be valid unleſs at a Public Meeting.

IX. And be it further enacted, That all and every the Powers and Authorities by this Act granted or veſted in the ſaid Commiſſioners, ſhall and may from Time to Time be exerciſed by the major Part of them who ſhall attend any Public Meeting to be holden as by this Act directed, the Number of Commiſſioners preſent at any ſuch Meeting not being leſs than Three; and that all the Orders and Proceedings of the major Part of the Commiſſioners preſent at any ſuch Meeting ſhall have the ſame Force and Effect as if done or made by all the Commiſſioners conſtituted by this Act; and that no Order or Proceeding ſo made ſhall be revoked or altered, unleſs by the Majority of the Commiſſioners preſent at ſome ſubſequent Meeting, the Number of the Commiſſioners attending which ſhall be Five at the leaſt; and that all the Acts, Orders, and Proceedings of the Commiſſioners, at any of their Meetings, ſhall be entered in a Book or Books to be kept by their Clerk for the Time being for that Purpoſe, and ſhall be ſigned by the Chairman for the Time being of ſuch Meeting; and all ſuch Acts, Orders, and Determinations ſo entered and ſigned, ſhall be deemed and taken to be original Acts, Orders, and Proceedings; and ſuch Book or Books ſhall and may be produced, read, and taken as Evidence of all ſuch Acts, Orders, and Proceedings therein entered, upon any Appeal, Hearing, Trial, or Information, or any Proceedings, Civil or Criminal, in any Court or Courts of Law or Equity whatſoever.

Proceedings to be entered.

Appointment of a Chairman.

X. And be it further enacted, That at every Meeting of the ſaid Commiſſioners to be held in purſuance of this Act, a Chairman ſhall be appointed, and that the ſaid Commiſſioners ſhall at all ſuch Meetings pay their own Expences; and that when and ſo often as it ſhall happen that there ſhall be an equal Number of Votes upon any one Queſtion, including the Vote of the Chairman for the Time being, then it ſhall be lawful to and for the ſaid Chairman to give the caſting or deciſive Vote, although he may have voted before.

Power to appoint Treaſurer, Collector, and other Officers;

to pay Salaries;

and to remove Officers.

XI. And be it further enacted, That the ſaid Commiſſioners ſhall and may, at their firſt or any ſubſequent Meeting, appoint One or more Treaſurer or Treaſurers, Clerk or Clerks, Collector or Collectors, Scavenger or Scavengers, Beadle, Watchmen, and ſuch other Officer or Officers, to be employed by them in the Execution of the Powers and Authorities to them given by this Act, as they ſhall think proper; and by and out of the Monies to ariſe from the Rates and Aſſeſſments by this Act authorized to be made, to allow, order, and direct ſuch Sum and Sums of Money, Salaries, or Allowances, as they may think proper, to be made or paid to ſuch Clerks, Collectors, and other Perſons ſo appointed, for his and their Trouble, Attendance, Coſts, and Expences, as they the ſaid Commiſſioners ſhall think fit; and from Time to Time to remove ſuch Officers and Perſons reſpectively as the ſaid Commiſſioners ſhall ſee Occaſion, and again to appoint any other Perſon or Perſons in their and every of their Room and Stead, as often as they ſhall think it fitting and expedient ſo to do; and ſhall take good and ſufficient Security from every ſuch Treaſurer, Clerk, Collector, and other Officers, for the due Execution of his reſpective Office.

XII. Pro-

Treasurer and Clerk not to be the same Person.

XII. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to appoint the same Person who may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, the Treasurer for the Purposes of this Act, or to continue or appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, the Clerk to the said Commissioners for executing this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk shall act as Treasurer, or being the Partner of any such Treasurer, shall act as Clerk in the Execution of this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance shall be allowed.

The Duty of the Treasurer.

XIII. And be it further enacted, That each and every Treasurer so to be appointed by the said Commissioners is and are hereby directed and required to keep distinct Accounts of the Monies by him received and paid for and on account of the said Commissioners, and from Time to Time, by and out of the Monies in his Hands, to pay and discharge all such Sum and Sums of Money as the said Commissioners, at any of their Meetings, shall from Time to Time order and direct.

Treasurer and other Officers to account.

XIV. And be it further enacted, That each and every of such Treasurer, Collector, or other Officer so to be appointed, shall, as often as they shall be thereunto required by the said Commissioners, or any Three or more of them, render and deliver unto the said Commissioners, or any Three or more of them, or to such Person as they shall appoint, distinct, true, and perfect Accounts in Writing, signed with their own Hands respectively, of all Matters and Things committed to their Charge by virtue of this Act; and also of all the Monies which shall have been by such Officers or Persons respectively received by virtue of such Appointment, or for or on account of the said Commissioners, and how much thereof hath been paid and applied, and for what Purposes, together with the proper and legal Receipts or Vouchers for such Payments; and shall pay all such Monies as shall remain due from them respectively to the said Commissioners, or any Three or more of them, or to such Person or Persons as they the said Commissioners shall from Time to Time direct; and if any such Officer or Person, so appointed as aforesaid, shall not render and deliver, signed with his own Hand, all and every such Statements and Accounts, when thereunto required as aforesaid, or shall not produce and deliver up the Receipts or Vouchers relating to all Monies received and paid by him or them, or shall not pay the Monies in his Hands to such Commissioners or any Three or more of them, or to such Person as the said Commissioners shall direct, or shall not deliver to such Commissioners, or to any other Person or Persons whom they shall direct, all Books, Papers, and Writings in his or their Custody or Power, relating to the Execution of this Act, within Twenty-four Hours next after he or they shall have been required so to do by a Notice in Writing signed by any Three of the said Commissioners, or delivered to or left at the last or usual Place of Abode of such Officers, then and in either of the said Cases, the

ſaid Commiſſioners may and they are hereby authorized and empowered to bring or cauſe to be brought any Action or Actions againſt ſuch Officer or Officers ſo neglecting or refuſing as aforeſaid, for the Recovery of the Money that ſhall be in the Hands of ſuch Officer or Officers, or againſt the Perſon or Perſons having become Securities for him or them; or ſuch Commiſſioners, or any Three or more of them, or any other Perſon whom they ſhall direct for that Purpoſe, may complain of any ſuch Refuſal or Neglect as aforeſaid, to any Juſtice of the Peace for the County, City, Borough, or Place wherein ſuch Officer ſo neglecting or refuſing ſhall be or reſide; and ſuch Juſtice may and is hereby authorized and required, by a Warrant under his Hand and Seal, to cauſe ſuch Collector ſo refuſing or neglecting, and againſt whom ſuch Complaint ſhall be made, to be brought before him, and upon his appearing, or not being to be found, to hear and determine the Matter in a ſummary Way; and if upon the Confeſſion of the Party, or by the Teſtimony of any credible Witneſs or Witneſſes upon Oath, or upon the Teſtimony of any credible Witneſs or Witneſſes being of the People called *Quakers* upon Affirmation (which Oath or Affirmation ſuch Juſtice is hereby empowered to adminiſter), it ſhall appear to ſuch Juſtice that any of the Monies that ſhall have been collected and received by any ſuch Officer or Perſon, ſhall remain due from ſuch Officer or Perſon, then ſuch Juſtice may and is hereby authorized and required, by a Warrant under his Hand and Seal, to cauſe ſuch Money, and all Coſts, Charges, and Expences incurred and to be incurred thereabouts, to be levied by Diſtreſs and Sale of the Goods, Chattels, and other Effects of ſuch Officer or Perſon reſpectively; and if no Goods or Chattels of ſuch Officer or Perſon can be found, ſufficient to anſwer and ſatisfy the ſaid Money, and the ſaid Coſts, Charges, and Expences of diſtraining, removing, and ſelling the ſaid Goods, Chattels, and other Effects, and all ſuch Coſts and Expences as aforeſaid; or if it ſhall in Manner aforeſaid appear to ſuch Juſtice that ſuch Officer or Perſon ſhall not have rendered ſuch true and perfect Accounts, ſigned as aforeſaid, or ſhall have detained any Receipts or Vouchers, Rates, Books, Papers, and Writings as aforeſaid, then and in each and every of ſuch Caſe, ſuch Juſtice ſhall commit every ſuch Offender to the Common Gaol or Houſe of Correction of the ſaid County of *Surrey*, or the Common Gaol or Houſe of Correction for the County, City, or Place where ſuch Offender ſhall be or reſide, there to remain without Bail or Mainpriſe until he ſhall have rendered and delivered, ſigned as aforeſaid, ſuch true and perfect Account as aforeſaid, and ſhall have delivered as aforeſaid all Receipts and Vouchers relating thereto, and ſhall have paid all Monies remaining in his Hands, or ſhall have compounded with the ſaid Commiſſioners or any Three or more of them for all ſuch Money to their Satisfaction, and ſhall have paid the Amount of ſuch Compoſition in ſuch Manner as they ſhall approve (and which Compoſition the ſaid Commiſſioners are hereby empowered to make and accept), or until he ſhall have delivered up all ſuch Books, Papers, and Writings as aforeſaid, in his Cuſtody or Power, or ſhall have given Satisfaction in reſpect thereof to the ſaid Commiſſioners.

Commitment to Priſon not to be for more than a Year.

XV. Provided always, That no ſuch Collector or other Officer, or Perſon ſo committed as aforeſaid, ſhall be detained and kept in Priſon, by virtue of any ſuch Warrant, for any longer Space of Time than Twelve Calendar Months.

XVI. And

Collectors liable to Penalties on Retention of Money.

XVI. And be it further enacted, That in caſe any Collector of any of the ſaid Rates or Aſſeſſments ſhall at any Time retain and have in his Hands any Sum or Sums of Money amounting together to the Sum of Twenty Pounds, collected and received by virtue of ſuch Appointment, for the Space of Seven Days, without paying over the ſame to the Treaſurer or Treaſurers for the Time being to the ſaid Commiſſioners, or to ſuch other Perſon or Perſons as they ſhall have from Time to Time appointed or directed to receive the ſame, then every ſuch Collector ſhall, for every ſuch Retention or Offence, forfeit and pay any Sum not exceeding Twenty Pounds, to be recovered in the ſame Manner in which other Penalties and Forfeitures are herein-after to be recovered by virtue of this Act.

Proceedings againſt Principals not to diſcharge the Securities.

XVII. Provided always, and be it further enacted, That no Proſecution or Commitment, Action or other Proceeding, of or againſt any Treaſurer, Collector, or other Officer by the ſaid Commiſſioners appointed, ſhall in any Manner acquit, releaſe, or diſcharge any Surety or Security, that ſhall or may have been taken by or given to or for the ſaid Commiſſioners, for the due and faithful Execution of the Duties of any ſuch Appointment; or for the due and punctual Payment and Application of the Monies received by him or them in purſuance or by virtue of ſuch Appointment; or for the proper Obſervance and Performance by him of the Duties enjoined on any ſuch Treaſurer, Collector, or other Officer by virtue of this Act; nor ſhall acquit, releaſe, or diſcharge in any Manner any Perſon or Perſons who ſhall have become bound for him, or on his Behalf, to the ſaid Commiſſioners.

Streets and Places to be lighted, watched, and cleanſed.

XVIII. And be it further enacted, That the ſaid Street or Lane called *Long Lane*, and all and every the Streets, Squares, Lanes, Courts, Alleys, Walks, Paſſages, and Places adjoining or contiguous thereto, on the South Side of the ſaid Lane, within the ſaid Pariſh of *Saint Mary Magdalen, Bermondſey*, or which may hereafter be formed and made to communicate therewith, and alſo all and every the Streets, Squares, Lanes, Courts, Alleys, Walks, and Paſſages adjoining or contiguous thereto, on the North Side of the ſaid Lane, ſituate within a Boundary Line running in the Manner following; that is to ſay, from the Back or North Side of the Houſes and Shops in *Laxton's Court*, being at the Weſt End of the ſaid Lane, and extending thence Eaſtward at the Back of the Houſes and Yards on the North Side of *Long Lane*, croſſing *Croſby Row*, and continuing in a Line behind the Warehouſes and Premiſes of *John Maberly* Eſquire, up to the Sewer or Ditch at the Eaſt End of the Premiſes of the ſaid *John Maberley*, then turning Northward in a Line with the ſaid Sewer or Ditch, and following the Line of the ſaid Sewer up to the Place where the Collateral Sewer, running at the Bottom of *Nelſon Street* and *Richardſon Street*, joins the firſt-mentioned Sewer, then turning Eaſtward along the laſt-mentioned Sewer up to the Sewer dividing the Stable Yard of *Day* from the Garden of *William Morris*, then turning Southward and running along the ſaid Sewer up to the Yard or Manufactory of the ſaid *William Morris*, then turning Eaſtward, following the ſaid Sewer to the End of the ſaid Yard or Manufactory of the ſaid *William Morris*, and then returning Southward along the ſaid Sewer up to another Sewer, which divides the Garden occupied by *Joſeph Howlett Fenner*, from the Garden occupied by Miſtreſs *Sarah Walker* Widow, then

then following the ſaid laſt-mentioned Sewer up to another Sewer which divides the Tan Yard of *Henry Bacon* from the Tan Yard of *Brown*, then turning Southward along the ſaid laſt-mentioned Sewer up to the Manufactory of *Pillet Savignac*, and then turning Eaſtward in a Line with the Sewer there up to the End of the Tan Yard of *John Hepburn*, then turning Southward in a Line with a ſmall Sewer or Ditch running on the Eaſt Side of Mr. *Hepburn*'s Tan Yard, to the Head of ſuch Sewer, and then running at the Back of the Yards of the Houſes in *Long Lane* up to the End of the Back of the Yard belonging to the Houſe occupied by *James Palmer*, at the Eaſt End of *Long Lane*, ſo as to include all the Premiſes ſituate on the South Side of the ſaid Boundary Line; and that all the Streets, Squares, Lanes, Courts, Alleys, Walks, and Paſſages, which may hereafter be formed and made within the ſaid Boundary Line, ſhall and may henceforth be lighted, watched, and cleanſed by and under the Powers and Authorities in this Act contained.

Commiſſioners empowered to light, &c. Bermondſey Square and other Places, upon Application of the Inhabitants.

XIX. And be it further enacted, That if at any Time hereafter One-half of the Number of the Houſeholders, being rated to any Aſſeſſment for the Relief of the Poor of the Pariſh of *Bermondſey* upon the Sum of Ten Pounds or upwards as the yearly Value of their reſpective Occupations, ſituate Eaſtward between the North-eaſt Corner of the Entrance to *Bermondſey Square*, including a Public Houſe known by the Sign of *King John's Head*, to the ſaid Square, and alſo *Bermondſey Square*, *Long Walk*, and *Grange Walk*, or within any other Street, Lane, Court, or Place that may be hereafter formed or made to communicate with ſuch Square or Walks, ſhall apply in Writing to the Commiſſioners for putting into Execution this Act, at any of their Meetings, deſiring to have ſuch Streets, Squares, Walks, and Places, or either of them, cleanſed, watched, and lighted under the Powers of this Act, then it ſhall and may be lawful to and for the ſaid Commiſſioners, and they are hereby empowered, to cauſe the ſame to be done, and to aſſeſs the Inhabitants and Occupiers of the ſeveral Meſſuages, Buildings, Ground, and Tenements within the ſame Streets, Squares, Walks, and Places, in and towards the Charges and Expences of lighting, watching, and cleanſing the ſame, and of putting this Act into Execution, in ſuch and the like Manner, and as fully to all Intents and Purpoſes, as the ſaid Commiſſioners are hereby empowered to rate and aſſeſs any other Perſon or Perſons occupying any other Lands, Tenements, Hereditaments, or Premiſes herein compriſed, or hereby intended to be rated and aſſeſſed.

Commiſſioners empowered to put up Lamps, &c.

XX. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners, and they are hereby authorized and empowered, from Time to Time to cauſe ſo many Lamp Irons, or Lamp Poſts, or Pipes, to be put or affixed in, under, or upon the ſaid Streets, Lanes, or Places hereby authorized to be lighted and watched, or unto, upon, or againſt any Houſe, Building, or Tenement, or the Walls, Fences, or Paliſadoes within or next adjoining thereto, as they ſhall think proper and convenient; and to remove and alter ſuch Irons, Poſts, and Pipes, as they ſhall think meet, making good all Damages occaſioned thereby; and alſo to cauſe ſuch Number of Lamps of ſuch Sizes and Sorts to be provided and placed in or upon ſuch Lamp Irons or Lamp Poſts, and ſuch other Works to be done and performed, as they ſhall think proper or neceſſary for lighting the ſaid Streets, Lanes, and Places ſo to be lighted and watched, or any of them,

them, for and during ſuch Hours and Seaſons as they the ſaid Commiſſioners ſhall think proper; and alſo from Time to Time to contract with any Perſon or Perſons for providing, lighting, maintaining, cleanſing, and repairing the ſaid Lamps, Irons, Poſts, and Pipes.

Lamps, &c. veſted in the Commiſſioners.

XXI. And be it further enacted, That all the Lamps and Lamp-Irons, with the Appendages, which ſhall be purchaſed by the Commiſſioners for executing this Act, or of which they may become poſſeſſed by virtue of any of the Powers in this Act contained, or which may be ſet up by them for the Purpoſes aforeſaid, and all the Dirt, Duſt, Dung, Aſhes, and Filth to be ſwept, gathered, and collected under or by virtue of this Act, and all Watch-boxes, Watch-houſes, and other Matters and Things which ſhall be uſed, erected, or fixed up by virtue of this Act, and all Materials and Implements which ſhall be purchaſed or provided by the ſaid Commiſſioners for the Purpoſes of this Act, ſhall belong to and be the Property of, and the ſame are hereby veſted in the ſaid Commiſſioners, which Commiſſioners ſhall be known by the Name of 'The Commiſſioners for 'lighting, watching, and cleanſing *Long Lane* in the Pariſh of *Saint Mary* '*Magdalen, Bermondſey*, in the County of *Surrey*;" and the ſaid Commiſſioners ſhall and may cauſe to be brought any Action or Actions, or direct the preferring of any Bill or Bills of Indictment, as the Caſe may require, againſt any Perſon or Perſons who ſhall ſteal or carry away, detain, ſpoil, injure, or deſtroy the ſeveral Articles and Things hereby veſted in them the ſaid Commiſſioners as aforeſaid, or any of them, or any Part thereof; and in all ſuch Actions and Bills of Indictment reſpectively, it ſhall be deemed and taken to be ſufficient to ſtate generally that the Article or Articles, Thing or Things, for or on account of which ſuch Action or Actions ſhall be brought, or Bill or Bills of Indictment preferred, is or are the Property of 'The Commiſſioners for lighting, watch-'ing, and cleanſing *Long Lane* in the Pariſh of *Saint Mary Magdalen*, '*Bermondſey*, in the County of *Surrey*,' without particularly ſtating or ſpecifying the Name or Names of all or any of the ſaid Commiſſioners; and the ſaid Commiſſioners ſhall have Power and Authority from Time to Time to ſell and diſpoſe of, for the Purpoſes of this Act, all or any of the ſaid Articles and Things, or any Part of the ſame reſpectively, to ſuch Perſon or Perſons and in ſuch Manner as they the ſaid Commiſſioners, or any Three of them, ſhall think proper.

Penalty on wilfully damaging Lamps.

XXII. And be it further enacted, That if any Perſon or Perſons ſhall wilfully take away, break, throw down, or damage any Lamp that ſhall be placed or ſet up as aforeſaid, or ſhall wilfully extinguiſh the Light or Lights within the ſame, or take or throw away any of the Oil from or out of the ſaid Lamps, or throw down or damage the Poſts, Irons, Pipes, or other Furniture thereof, it ſhall and may be lawful for any One or more Juſtice or Juſtices of the Peace for the County of *Surrey*, and he and they is and are hereby required, upon Oath made of the Commiſſion of any ſuch Offence, to iſſue a Warrant or Warrants for apprehending the Party or Parties accuſed, or it ſhall and may be alſo lawful to and for any Perſon or Perſons whomſoever who ſhall ſee any ſuch Offence committed, to ſeize, as alſo for any other Perſon or Perſons to aſſiſt in ſeizing, ſuch Offender or Offenders, and by the Authority of this Act, without any other Warrant, to convey and deliver him, her, or them into the Cuſtody of a Peace Officer, or otherwiſe to ſecure ſuch Offender, in order to be

conveyed before ſome Juſtice of the Peace for the ſaid County, as ſoon as conveniently may be, and ſuch Juſtice ſhall proceed to examine upon Oath (or Affirmation, if the Perſon ſhall be a *Quaker*) any Witneſs or Witneſſes who ſhall be produced to give Evidence touching ſuch Offence, which Oath or Affirmation the ſaid Juſtice is hereby authorized and required to adminiſter; and if the Party or Parties accuſed ſhall be convicted of any ſuch Offence, either by his, her, or their Confeſſion, or upon ſuch Evidence as aforeſaid, he, ſhe, or they ſo convicted, ſhall forfeit and pay the Sum of Forty Shillings for each Lamp or Lamp Iron, Poſt, Pipe, Furniture, or Oil, ſo broken, taken, thrown down, or damaged, or for every Light ſo extinguiſhed as aforeſaid; and moreover ſhall make ſuch a Satisfaction to the ſaid Commiſſioners, or to ſuch Perſon or Perſons as they ſhall appoint to receive the ſame, for the Damage ſo by him, her, or them done as aforeſaid; and in caſe ſuch Offender or Offenders ſhall not, on Conviction, pay ſuch Forfeiture, and make ſuch Satisfaction as aforeſaid, ſuch Juſtice is hereby required to commit him, her, or them to the Houſe of Correction for the ſaid County, there to be kept to hard Labour for any Space of Time not exceeding Three Months nor leſs than Seven Days, and ſuch Offender or Offenders ſhall not be diſcharged before the Expiration of the Time for which he, ſhe, or they ſhall be ſo committed, unleſs ſuch Forfeiture and Satisfaction ſhall be ſooner paid and given.

Perſons accidentally damaging Lamps, to make Satisfaction.

XXIII. And be it further enacted, That if any Perſon or Perſons ſhall careleſsly or accidentally break, throw down, or damage any Lamp or Lamps ſet up by Order of the ſaid Commiſſioners, or any of the Poſts, Irons, Pipes, or other Furniture thereof, or waſte any of the Oil of the ſaid Lamps, and ſhall not immediately, on Demand, make Satisfaction to the ſaid Commiſſioners for the Damage thereto done, then and in every ſuch Caſe it ſhall and may be lawful to and for any one Juſtice of the Peace in and for the ſaid County, upon Complaint to him made by any one of the ſaid Commiſſioners, or any of their Officers, to ſummon before him the Party or Parties who ſhall do ſuch Damage, and upon hearing the Allegations and Proofs on both Sides, or in caſe of the Non-appearance of the Party or Parties complained againſt, to award ſuch Sum or Sums of Money, by way of Satisfaction, to the Owner or Owners of ſuch Lamp or Lamps, Poſts, Irons, Pipes, Furniture, or Oil, or to the ſaid Commiſſioners, as the Caſe ſhall be, for ſuch Damage, as ſuch Juſtice ſhall think reaſonable; and in caſe of Neglect or Refuſal to pay forthwith ſuch Sum or Sums of Money, the ſaid Juſtice ſhall cauſe the ſame to be levied and raiſed by Diſtreſs and Sale of the Goods and Chattels of the Offender or Offenders, together with the Charges of proſecuting ſuch Complaint, and of ſuch Diſtreſs and Sale, rendering to him, her, or them, on Demand, the Overplus of the Monies ariſing by ſuch Sale; and in caſe ſufficient Diſtreſs cannot be found to pay and ſatisfy the Money ſo directed to be levied, ſuch Juſtice ſhall commit the Offender to the Common Gaol or Houſe of Correction for the ſaid County of *Surrey*, for any Time not exceeding Three Calendar Months, or until he or ſhe pay the Sum ſo awarded, together with ſuch Coſts and Charges.

Commiſſioners to provide Watch Houſes,

XXIV. And be it further enacted, That the ſaid Commiſſioners ſhall and may, if they ſee Occaſion, cauſe any Watch Houſe or Watch Houſes to be built, and alſo ſuch Number of proper Watch Boxes to be purchaſed,

provided, erected, and built, and to affix the ſame againſt the Sides of any Houſes, Buildings, Fences, or Places in the ſaid Streets, Lanes, and Places, when, where, and as they ſhall think fit; and to appoint ſuch a Number of fit and able-bodied Men as Watchmen, Guards, or Patroles, as they ſhall think proper from Time to Time, to watch and guard the ſaid Streets, Lanes, and Places herein-before mentioned and hereby authorized to be lighted and watched, and alſo one or more Perſon or Perſons to act as Superintendant or Superintendants of the ſaid Watchmen, Guards, or Patroles, and give and make ſuch Rules, Orders, and Regulations concerning the Manner in which the ſaid Superintendants, Watchmen, Guards, and Patroles ſhall be armed, and for the watching and guarding the ſaid Streets, Lanes, and Places, and the keeping the Peace thereon or therein, as they the ſaid Commiſſioners ſhall judge expedient; and from Time to Time to remove any of the ſaid Superintendants, Watchmen, Guards, or Patroles, and appoint others in their Stead, as Occaſion ſhall require; and out of the Money to be raiſed by virtue of this Act to pay the Expences of purchaſing, building, and fitting up ſuch Watch Houſes and Watch Boxes, and alſo ſuch Allowances or Payments as the ſaid Commiſſioners ſhall think proper to make or give to ſuch Superintendants, Watchmen, Guards, and Patroles, for their Attendance, Trouble, and Labour in Performance of their reſpective Duties, and alſo to pay and defray all other neceſſary Charges and Expences incident to and attending the Execution of the Powers and Authorities hereby given to them. Watchmen, and Beadles.

XXV. And be it further enacted, That in caſe any Perſon or Perſons ſhall diſplace, overturn, damage, or injure any or either of ſuch Watch Houſes or Watch Boxes, when ſo erected and fixed, then ſuch Perſon or Perſons ſo offending ſhall for every ſuch Offence forfeit and pay, by way of Penalty, any Sum of Money not exceeding Ten Pounds, as the ſaid Commiſſioners ſhall direct. Penalty on damaging Watch Boxes.

XXVI. And be it further enacted, That the ſaid Superintendants, Watchmen, Guards, and Patroles, ſhall and they are hereby required to uſe their beſt Endeavours to prevent all Miſchief by Fire, and all Murders, Burglaries, Robberies, Diſturbances, and Breaches of the Peace, and all Riots, Outrages, Miſdemeanors, Indecencies, or Diſorders on or in the ſaid Lanes, Streets, and Places, and ſhall and they and every of them are hereby empowered and required, without further Warrant, to arreſt, apprehend, and detain in the Watch Houſe, or other convenient Place to be provided or appointed by the ſaid Commiſſioners for the Purpoſe, or otherwiſe as they may be able, all Malefactors, Rogues, Vagabonds, Diſturbers of the Peace, and all other diſorderly and ſuſpicious Perſons who ſhall be found loitering, wandering, or miſbehaving themſelves, or committing any Offences or Diſorders in or near the ſaid Lane, Streets, and Places ſo hereby authorized to be lighted and watched, or whom the ſaid Superintendants, Watchmen, Guards, or Patroles, or any of them, ſhall have Reaſon or juſt Cauſe to ſuſpect of evil Deſign; and the Perſon or Perſons ſo apprehended to carry, as ſoon as conveniently may be, before One or more of His Majeſty's Juſtices of the Peace acting in and for the ſaid County of *Surrey*, to be examined and dealt with according to Law. Duty of Watchmen and Beadles.

XXVII. And

Commissioners may reward Watchmen wounded or disabled in their Service.

XXVII. And be it further enacted, That it shall be lawful for the said Commissioners to cause Rewards in Money to be paid to the Superintendants, Watchmen, Guards, and Patroles, appointed or to be appointed by the Authority of this Act, who may be disabled or wounded in the Execution of their Office, or for extraordinary Vigilance, as they the said Commissioners shall think reasonable, and to be paid out of the Monies to be collected by virtue of this Act.

Punishing Victuallers permitting Watchmen to remain in their Houses or Shops.

XXVIII. And be it further enacted, That if any Victualler or Keeper of a Public House or Shop for the Retail of Beer or Spirituous Liquors, shall knowingly and willingly harbour or entertain any Superintendant, Patrole, or Watchman employed by the said Commissioners, or permit or suffer any such Superintendant, Patrole, or Watchman, to remain in his, her, or their Public House, Shop, or Cellar, during any Part of the Time appointed for their being on Duty, every such Victualler or Keeper of such House, Shop, or Cellar, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Commissioners empowered to purchase Carts and other Vehicles for cleaning the Streets.

XXIX. And be it further enacted, That it shall and may be lawful for the said Commissioners to purchase Carts, Horses, and all other necessary Vehicles and Implements for cleansing the Pavements of the said Lane, Streets, and Places empowered by this Act to be cleansed, lighted, and watched, and for the Removal of the Ashes, Dust, Dirt, Soil, and Filth therefrom, or to agree by private Contract or by public Auction, or by Tender or Proposal, if they shall think fit, for any Time not exceeding Three Years, with any Person or Persons to be the Scavenger or Scavengers, Raker or Rakers, Cleanser or Cleansers of the said Lane, Streets, and Places within the Jurisdiction aforesaid; and such Person or Persons on a certain Day in every Week, and oftener when thereunto required by any Three or more of the said Commissioners, or any Inspector or other Officer or Person by them or any of them appointed, shall bring or cause to be brought One or more convenient Cart or Carts, with proper Horses, and a sufficient Number of Labourers, into the said Street or Lane called *Long Lane*, and into other the Streets, Lanes, and open Places comprised within or authorized to be cleansed by or under this Act, in which such Carts or Carriages can pass; and also a sufficient Number of Wheelbarrows, Baskets, and other sufficient Vehicles and Labourers into all the Courts, Alleys, and other open Places within the Jurisdiction aforesaid, into which no such Carts can conveniently pass and repass; and at or before the Approach of such Cart, Carriage, or Vehicle into or near the said Street, Lanes, and Places, give Notice (by Bell, Horn, Clapper, or otherwise by a loud Noise or Cry) to the Inhabitants thereof, of such their Approach; and such Scavengers, Rakers, or Cleansers, shall take and carry away, or cause to be taken and carried away from the respective Houses and Premises of the Inhabitants and Occupiers, their Soil, Ashes, Cinders, Rubbish, Dust, Dirt, and Filth, at the Costs and Charges of such Scavengers, Rakers, or Cleansers, upon Pain of forfeiting a Sum of Forty Shillings for every Neglect or Default, (except nevertheless all such Rubbish, Earth, Dust, and Filth as shall be occasioned by building, repairing, amending, or altering any House or Houses, or any other Building or Buildings, or by cleansing or repairing any Drain or Sewer); and if any Person or Persons shall refuse to permit such other Soil, Ashes, Cinders, Rubbish, Dust, Dirt, or Filth to be taken away by

Duty of Scavengers.

the

the Scavengers, Rakers, or Cleanſers, or other Perſons appointed by and agreeing with the ſaid Commiſſioners, or other Perſons as aforeſaid, then every ſuch Perſon or Perſons ſo offending ſhall in like Manner forfeit and ſhall pay the like Sum of Five Pounds: Provided always, that it ſhall and may be lawful to and for the ſaid Commiſſioners, either to contract and agree with and to appoint the ſame Perſon or Perſons, or a different Perſon, or other Perſons, to be the Scavenger, Raker, or Cleanſer of the ſaid Streets and public Places, and to be the Perſon or Perſons to collect and carry away, and poſſeſs and retain the Soil, Aſhes, Cinders, Rubbiſh, Duſt, Dirt, and Filth from the Houſes and Premiſes within the ſaid Streets, Lanes, and Places comprifed within this Act, as they ſhall deem moſt expedient.

Rubbiſh and Soil occaſioned by repairing Houſes or Sewers to be removed by the Owners.

XXX. And be it further enacted, That all Rubbiſh, Earth, Duſt, or Soil, occaſioned by erecting, repairing, amending, or altering any Houſe or Houſes, or other Building or Buildings within the Diſtrict compriſed within this Act, ſhall be carried away by or at the Charge of the Owner or Owners, Occupier or Occupiers of ſuch Houſe or Houſes, Building or Buildings, within the Space of Twenty-four Hours after the ſame ſhall be placed or laid in any of the ſaid Places; and that all Rubbiſh, Soil, or Filth, occaſioned by repairing, caſting, or cleanſing any Drain or Sewer within the Diſtrict aforeſaid, ſhall be carried away by the Perſon or Perſons by whoſe Order or Direction ſuch Sewer or Drain ſhall be caſt or cleanſed, if the ſame ſhall not be caſt or cleanſed by or under the Direction of the Commiſſioners of Sewers, or if the ſaid Sewers or Drains ſhall be public Drains or Sewers, or cleanſed by or under the Direction of the Commiſſioners of Sewers, then by or at the Charge of the ſaid Commiſſioners of Sewers, within the like Space of Twenty-four Hours next after the ſame ſhall be placed or laid in any of the ſaid Places; and on Neglect thereof the Perſon or Perſons by whoſe Order or Direction ſuch Drain or Sewer ſhall be caſt or cleanſed, or the Surveyor to the ſaid Commiſſioners of Sewers for the Time being (as the Caſe may be) ſhall forfeit and pay Five Shillings for every Hour the ſame ſhall remain after the Expiration of the ſaid Twenty-four Hours.

Penalty for laying Aſhes, &c. in the Streets.

XXXI. And be it further enacted, That no Perſon or Perſons whoſoever ſhall throw, caſt, or lay, or cauſe, permit, or ſuffer to be thrown, caſt, or laid, any Aſhes, Duſt, Dirt, Soil, Rubbiſh, or other Filth whatſoever, before any Dwelling Houſe, Shop, Stable, Building, or Wall, in either of the ſaid Streets, Lanes, Squares, Courts, Yards, Alleys, Paſſages, or Places, compriſed within this Act, but ſhall keep or cauſe the ſame to be kept in their reſpective Houſes or Yards, until ſuch Time as the Perſon or Perſons by the ſaid Commiſſioners contracted with or employed to carry away ſuch Aſhes, Duſt, Dirt, Soil, Rubbiſh, or Filth, do come before or near their reſpective Houſes, Doors, or Places where they dwell, with a Cart or Carts, or other Conveniences for carrying away the ſame, upon Pain of forfeiting for the Firſt Offence the Sum of Ten Shillings, for the Second Offence the Sum of Twenty Shillings, and for the Third and every other Offence the Sum of Forty Shillings.

No Perſon to collect Aſhes, but the Scavengers em-

XXXII. And be it further enacted, That if any Perſon or Perſons other than the Scavenger, Raker, Cleanſer, or other the Perſon or Perſons employed or appointed by or contracting with the ſaid Commiſſioners, or

ployed by the Commiſſioners.

ſuch other Perſon as ſhall be appointed by the ſaid Commiſſioners to collect and retain the ſaid Duſt, Cinders, or Aſhes, or thoſe employed by and under ſuch Perſon or Perſons, ſhall on any Pretence whatſoever go about to collect or gather, or ſhall aſk for, take, receive, or carry away any Duſt, Cinders, or Aſhes from the Houſes or other Premiſes of any of the Inhabitants of the ſaid Streets, Lanes, Paſſages, and Places compriſed within this Act, except ſuch Perſon or Perſons as ſhall or may be employed by any Inhabitant of the Lanes, Streets, and Places compriſed within this Act for the Purpoſe of removing ſuch Duſt, Cinders, or Aſhes from the Houſe or Premiſes therein occupied by ſuch Inhabitant, to any other Place occupied by ſuch Inhabitant, it ſhall and may be lawful for any Juſtice of the Peace for the ſaid County, upon Complaint to him made, to grant a Warrant to bring before him ſuch Offender or Offenders, and alſo for any Perſon or Perſons who ſhall ſee any ſuch Offence committed, to ſeize, and alſo for any other Perſon or Perſons to aſſiſt in ſeizing the Offender or Offenders, together with the Horſes, Aſſes, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages or Implements made uſe of for carrying the ſame away, and by the Authority of this Act, and without any other Warrant, to convey him, her, or them before ſome Juſtice of the Peace for the ſaid County, and every ſuch Juſtice ſhall and he is hereby authorized and required to examine upon Oath the Perſon or Perſons apprehending ſuch Offender or Offenders, or any Witneſs or Witneſſes who ſhall appear to give Information or Evidence touching ſuch Offence; and if the Party or Parties ſo accuſed ſhall be convicted of going about contrary to the Intent and Meaning of this Act, to collect or gather, or of aſking for, receiving, or carrying away any Duſt, Cinders, or Aſhes from any Houſe or other Premiſes within any of the ſaid Streets, Lanes, or Places under the Juriſdiction of the ſaid Commiſſioners, not being the Perſon or Perſons employed or appointed by or contracting with the ſaid Commiſſioners to collect and poſſeſs the Duſt, Cinders, and Aſhes from ſuch Houſes and Premiſes, or not acting with and under his or their Authority, he, ſhe, or they ſo offending, ſhall reſpectively for the firſt Offence forfeit and pay the Sum of Ten Pounds, for the Second Offence the Sum of Fifteen Pounds, and for the Third and every ſubſequent Offence the Sum of Twenty Pounds, One Moiety of which reſpective Penalties ſhall be paid to the Informer or Informers, or to the Perſon or Perſons who ſhall apprehend the Offender or Offenders, and the other Moiety ſhall be paid and ſhall belong to the Perſon or Perſons ſo employed or appointed by or contracting with the ſaid Commiſſioners; and if ſuch Offender or Offenders ſhall not on Conviction pay the ſaid Penalty or Penalties, ſuch Juſtice is hereby required to direct ſuch Horſes, Aſſes, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages and Implements which ſhall have been ſo ſeized, to be appraiſed and ſold, and after deducting out of the Monies to ariſe by ſuch Sale the Penalty or Penalties incurred, together with the reaſonable Charges and Expences of ſuch Warrant, and of ſuch Diſtreſs, Appraiſement, and Sale, the Overplus thereof ſhall be returned upon Demand to the Party or Parties whoſe Horſes and other Things ſhall have been appraiſed and ſold; and in caſe there ſhall have been no ſuch Seizure as aforeſaid, or if the Horſes, Aſſes, Cattle, Carts, or other Things which ſhall be appraiſed and ſold, ſhall not produce a ſufficient Sum of Money to pay the ſaid Penalty or Penalties, Charges, and Expences; and if ſuch Offender or Offenders ſhall not upon the Conviction pay the ſaid Penalty or Penalties, Charges and Expences, or ſuch Part or Parts of the ſaid Penalty

Penalty or Penalties, Charges and Expences which ſhall remain over and above the Produce of the Horſes, Aſſes, Cattle, Carts, or other Things ſo ſeized and ſold, then ſuch Juſtice is hereby required to commit ſuch Offender or Offenders to the Common Gaol or Houſe of Correction for the ſaid County, there to be kept to hard Labour for any Time not exceeding Twenty-one Days, unleſs ſuch Penalty or Penalties, Charges and Expences, and every Part thereof, ſhall be ſooner paid and ſatisfied.

Liberty for Inhabitants to remove their Aſhes for their own private Uſe.

XXXIII. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend to prevent any of the Inhabitants of the ſaid Lane, Streets, or Places compriſed within this Act, from preſerving or keeping any Dung, Aſhes, Duſt, Dirt, Filth, or Rubbiſh within their Houſes, Yards, or Gardens for their own Uſe, or removing the ſame to any other Place or Places by them occupied, ſo as ſuch Dung, Aſhes, Duſt, Dirt, Filth, or Rubbiſh be not laid down or placed in the ſaid Lane, Streets, Paſſages, or Places, for any longer Time than ſhall be neceſſary for loading and carrying away the ſame, or be of any Annoyance to the Inhabitants reſiding therein; but in caſe the Perſon or Perſons ſo preſerving ſuch Dung, Aſhes, Duſt, Dirt, Filth, or Rubbiſh, ſhall permit or ſuffer the ſame to become a Nuiſance or Annoyance to any of ſuch Inhabitants, and ſhall not remove the ſame for the Space of One Day after Notice in Writing given to him or them under the Hands of the ſaid Commiſſioners, or any Three or more of them, or left at the Dwelling Houſe of ſuch Perſon or Perſons, to remove the ſame, ſuch Perſon or Perſons ſhall forfeit and pay Ten Shillings for every Day ſuch Annoyance ſhall be permitted to remain after ſuch Notice given as aforeſaid.

On Neglect of Scavengers to remove Duſt, ſame may be removed by other Perſons.

XXXIV. And be it further enacted, That in caſe the Perſon or Perſons ſo employed or appointed by or contracting with the Commiſſioners for the Purpoſes aforeſaid, ſhall neglect for the Space of Seven Days to bring or cauſe to be brought Carts or proper Carriages into all the Streets or public Places aforeſaid, where ſuch Carts or Carriages can paſs, or into ſuch Places in which ſuch Carts cannot paſs and repaſs ſuch Wheelbarrows, Baſkets, or other ſufficient Vehicles for the removing and taking away the ſaid Soil, Aſhes, Cinders, Rubbiſh, Mud, Slop, Duſt, Dirt, and Filth, except as herein-before mentioned, and to give Notice in Manner aforeſaid to the Inhabitants of their coming for the Purpoſe of taking away the ſame, and to give the like Notice in every Place into which the ſaid Carts and Carriages cannot paſs, or to take away and remove all ſuch Duſt, Dirt, Soil, Rubbiſh, Filth, Cinders, or Aſhes from the Houſes and Premiſes of all and every the Inhabitants of the ſaid Lane, Streets, or Public Places compriſed in this Act, or from ſuch Part or Parts of ſuch Houſes or Premiſes where ſuch Duſt, Dirt, Soil, Rubbiſh, Filth, Cinders, or Aſhes ſhall be depoſited, that then (after Twenty-four Hours Notice given to the Perſon or Perſons ſo employed or appointed by or contracting with the ſaid Commiſſioners for the Purpoſes aforeſaid, or left for him or them at his or their uſual Houſe or Houſes, Yard, or other Premiſes, requiring him or them to bring, or cauſe to be brought, Carts or Carriages, Wheelbarrows, Baſkets, and other ſufficient Vehicles to take away ſuch Duſt, Dirt, Filth, Cinders, or Aſhes, and to take away and remove the ſame from their reſpective Houſes and Premiſes), it ſhall and may be lawful for ſuch of the Inhabitants of the ſaid Lane, Streets, or Places who ſhall have given ſuch Notice as aforeſaid, to give away or to ſell their Duſt, Dirt, Filth,

Filth, Cinders, or Aſhes to any Perſon whomſoever; and that ſuch Perſon or Perſons who ſhall take and carry away the ſaid Duſt, Dirt, Filth, Cinders, or Aſhes, ſhall not be ſubject or liable to any Penalty or Penalties for ſo doing upon every ſuch Neglect, any Thing in this Act to the contrary notwithſtanding.

Commiſſioners not to be perſonally liable for Contracts.

XXXV. Provided always, and be it further enacted, That no Contract which ſhall be made by the ſaid Commiſſioners for any of the Purpoſes of this Act, ſhall be binding upon the ſaid Commiſſioners as Individuals, or in their private Capacity, nor ſhall any of the ſaid Commiſſioners perſonally, or their reſpective Eſtates, be anſwerable for or ſubject to the Payment of any of the Mortgages or Annuities to be granted in purſuance of this Act; and that all Money which ſhall be expended by, or recovered againſt any of the ſaid Commiſſioners, or any Perſon or Perſons employed by them, by Means of any Action or Suit, Proſecution or Appeal, to be brought by or againſt them, or any of them, touching the Execution of this Act, ſhall be borne and defrayed by and out of the Money which ſhall come to the Hands of the Treaſurer to the ſaid Commiſſioners by virtue of this Act; but nothing herein contained ſhall extend to exonerate or diſcharge any of the ſaid Commiſſioners, their Houſes, Lands, Tenements, Hereditaments, Goods, Chattels, or Effects, from the Payment of the Rates or Aſſeſſments to be raiſed by virtue of this Act.

Streets to be named, and the Houſes numbered.

XXXVI. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners, or any Three or more of them, to order and direct to be affixed, engraved, painted, or otherwiſe deſcribed on a conſpicuous Part of ſome Houſe or other Building at or near the End or Corner of each Street, Lane, Court, Yard, Alley, Paſſage, or Place hereby authorized to be cleanſed, lighted, and watched, the Name by which ſuch reſpective Street, Lane, Court, Yard, Alley, Paſſage, or Place is uſually or properly called or known, or which the ſaid Commiſſioners may hereafter determine any ſuch Street, Lane, Court, Yard, Alley, Paſſage, or Place ſhall in future be deſignated or called; and alſo ſhall and may order and direct the ſeveral Houſes, Shops, Warehouſes, and Buildings within the ſaid Streets, Lanes, Public Paſſages, and Places, or any of them, to be numbered with Figures, painted or placed on the Door of every ſuch Houſe, Shop, Warehouſe, or other Building, or ſuch other Part thereof as the ſaid Commiſſioners ſhall think proper; and if any Perſon ſhall wilfully deſtroy, obliterate, or deface any of ſuch Names or Numbers, or any Part thereof, or cauſe or procure the ſame to be done, every Perſon ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings.

Penalty on Owners not reſtoring Numbers.

XXXVII. And be it further enacted, That when any ſuch Number or Numbers, Figure or Figures, painted or put on any Houſe, Shop, Warehouſe, or other Building within any of the ſaid Streets, Lanes, or Places aforeſaid, ſhall be defaced or rubbed out, the Owner or Owners, Occupier or Occupiers of any ſuch Houſe, Shop, Warehouſe, or other Building where the Number or Numbers, Figure or Figures, ſhall have been ſo defaced or rubbed out, ſhall, upon Notice in Writing left at ſuch Houſe, Shop, Warehouſe, or other Building, ſigned by the Clerk to the

ſaid Commiſſioners, cauſe the ſame Number or Numbers, Figure or Figures, to be in the ſame or like Manner painted or put on ſuch Houſe, Shop, Warehouſe, or other Buildings, within Seven Days after ſuch Notice, and in caſe of Neglect or Refuſal to comply with ſuch Order, every ſuch Owner or Occupier ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Forty Shillings.

Commiſſioners to make Rates.

XXXVIII. And, for defraying the Charges and Expences of lighting, watching, and cleanſing the ſaid Lane, Streets, and Places which ſhall be lighted, watched, or cleanſed by virtue of this Act, or which may be incurred in putting this Act into Execution, be it enacted, That from and after the paſſing this Act, One or more Rate or Rates, Aſſeſſment or Aſſeſſments, ſhall in every Year, or oftener if it ſhall be thought needful by the Commiſſioners, be made, laid, and aſſeſſed by the ſaid Commiſſioners of and upon all and every Perſon or Perſons who do or ſhall inhabit, hold, or occupy any Land, Houſe, Shop, Warehouſe, Yard, Mill, Rope Walk, Cellar, Vault, or other Tenement, now or hereafter to be ſituate in, near, adjoining, or contiguous to the ſaid Lane, Streets, Courts, Alleys, Yards, Paſſages, and Places hereby authorized and empowered to be cleanſed, lighted, and watched, in ſuch competent Sum and Sums of Money as the ſaid Commiſſioners ſhall order and direct, ſo as ſuch Rates or Aſſeſſments do not exceed in the Whole the Sum of One Shilling and Sixpence in the Pound in any one Year, of the yearly Value of ſuch Land, Houſes, Shops, Warehouſes, Yards, Mills, Rope Walks, Cellars, Vaults, or other Tenements as aforeſaid.

Exemption of Corner Houſes on Payment of Half Rates.

XXXIX. Provided always, and be it further enacted, That the Aſſeſſments upon the firſt Houſe on the North Side of the ſaid Lane called *Long Lane*, now in the Occupation of *James Palmer*, and the laſt Houſe on the South Side of the ſaid Lane called *The Star and Windmill*, both of which partly abut on *Long Lane* aforeſaid, and partly on *Bermondſey Street* thereto adjoining, ſhall not exceed One-half of the Rates which ſhall be aſſeſſed for or in reſpect of ſuch Houſes, Tenements, and Buildings which abut wholly on the ſaid Lane.

Rates to be ſigned by Commiſſioners, with Warrants to collect.

XL. And be it further enacted, That all Rates made by virtue of this Act ſhall be ſigned by any Three or more of the ſaid Commiſſioners, who are alſo hereby empowered and required to grant any Warrant or Warrants for the Collection and levying the ſame by ſuch Perſon or Perſons as they ſhall nominate or appoint, and ſuch Nomination or Appointment ſhall be ſufficient Authority or Authorities to and for ſuch Perſon or Perſons ſo appointed, to collect and levy ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, and to make ſuch Diſtreſſes as ſhall be neceſſary for the Recovery of any of the Monies to be aſſeſſed thereby.

For Recovery of Rates.

XLI. And be it further enacted, That if any Perſon or Perſons liable to the Payment of any ſuch Rates or Aſſeſſments ſhall refuſe or neglect to pay the ſame, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Collector or Collectors, and he and they is and are hereby authorized and required, by Warrant under the Hand and Seal of any One or more of His Majeſty's Juſtices of the Peace acting in and for the ſaid County of *Surrey*, which Warrant ſuch Juſtice or Juſtices is and are hereby authorized and required to grant, to levy all and every ſuch Rates and Aſſeſſments by Diſtreſs and Sale of the Goods

and Chattels of ſuch Perſon or Perſons ſo refuſing to pay the ſame, which ſhall be found within the ſaid County of *Surrey*; but if ſufficient Diſtreſs cannot be found within the ſaid County of *Surrey*, then in any other County, City, Liberty, or Place, upon ſuch Warrant being endorſed by ſome One Juſtice of the Peace for ſuch other County, City, Liberty, or Place, which Warrant ſuch Juſtice is hereby authorized and required to endorſe; and if within Five Days after ſuch Diſtreſs or Diſtreſſes ſhall be made the ſaid reſpective Rates or Aſſeſſments, and all Arrears thereof, ſhall not be paid, together with the Coſts and Charges of taking and keeping the ſame, the ſaid Collector or Collectors ſhall cauſe the ſaid Goods and Chattels, or a ſufficient Part thereof, to be appraiſed and ſold, rendering to the ſaid Perſon or Perſons the Overplus (if any there be), after deducting the ſaid Rates or Aſſeſſments, and all Arrears thereof, and the reaſonable Coſts and Charges attending ſuch Diſtreſs and Sale, which Coſts and Charges, in caſe of Diſpute, ſhall be ſettled and aſcertained by any One or more of His Majeſty's Juſtices of the Peace for the County, City, or Liberty in which ſuch Diſtreſs ſhall be made; and in caſe no ſufficient Diſtreſs can or may be found whereby the ſaid Rates or Aſſeſſments may be levied, or in caſe ſuch Goods and Chattels ſhall be locked up or ſecured, or removed from the Perſon or Perſons authorized to diſtrain as aforeſaid, then and in either of the ſaid Caſes, upon Information thereof given to One or more Juſtice or Juſtices of the Peace acting in and for the County of *Surrey*, or of the County or Place where the Perſon or Perſons ſo rated or aſſeſſed ſhall then reſide or be, it ſhall be lawful to and for ſuch Juſtice or Juſtices, and he and they is and are hereby authorized and required to iſſue a Warrant under his Hand and Seal, or under their Hands and Seals, for the Apprehenſion of any ſuch Perſon or Perſons making Default in the Payment of ſuch Rates or Aſſeſſments, and the Arrears thereof or of any Part thereof, and of ſuch Coſts, Charges, and Expences as the ſaid Commiſſioners, or the Perſon or Perſons authorized to collect and recover the ſaid Rate or Aſſeſſment, ſhall ſuſtain in that Behalf, or any of them, and to commit ſuch Perſon or Perſons to the Common Gaol or Houſe of Correction for the ſaid County, or of the County or Place wherein ſuch Perſon or Perſons ſhall reſide, there to remain without Bail or Mainprize for any Time not exceeding the Space of One Calendar Month, unleſs ſuch Rate or Aſſeſſment, and all ſuch Coſts, Charges, and Expences occaſioned by the Non-payment thereof, ſhall be ſooner paid.

To inſpect Poor Rates.

XLII. And be it further enacted, That it ſhall and may be lawful to and for the Clerk or Clerks, Collector or Collectors, or for any other Perſon or Perſons appointed by the ſaid Commiſſioners, at any Time or Times between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon, on any Day, not being a *Sunday* or a Holiday appointed by Law, to peruſe, examine, and inſpect the Book or Books of the Rates or Aſſeſſments made for raiſing Money for the Relief and Maintenance of the Poor of the ſaid Pariſh of *Bermondſey*, in order that thereby the Names of ſuch Perſons liable to be aſſeſſed to the Rates or Aſſeſſments by this Act authorized to be made, and the Value of the Meſſuages or Tenements by them reſpectively held or occupied, may be more correctly aſcertained; and alſo to require Copies thereof, or Extracts therefrom, which Inſpection, Copies, and Extracts, the Aſſeſſors, Collectors, Churchwardens, Overſeers of the Poor, Veſtry Clerk, or other Officer or Officers of the ſaid Pariſh of *Bermondſey*, or other Officer or

Officers, Perſon or Perſons, having the Cuſtody of ſuch Book or Aſſeſſments and Rate Books of Aſſeſſments and Rates, are hereby required to permit and give to ſuch Perſon or Perſons appointed as aforeſaid, on Payment to the Perſon or Perſons having the Cuſtody of ſuch Rates of Three Shillings for every ſuch Inſpection, and Sixpence for every Seventy-two Words and Figures to be contained in ſuch Copies or Extracts ſo required to be given; and in caſe any Perſon or Perſons having the Cuſtody of ſuch Books of Aſſeſſment or Rate Books ſhall neglect or refuſe to permit ſuch Inſpection, or to give ſuch Extracts or Copies, Three Days after any Requeſt in Writing ſhall have been delivered to or left at his or their laſt or moſt uſual Place of Abode, and after Payment of the Sums before mentioned, then and in every ſuch Caſe, and after ſuch Payment or Tender as aforeſaid, he or they ſo refuſing or neglecting ſhall forfeit and pay any Sum not exceeding Five Pounds nor leſs than Twenty Shillings.

To rectify Miſtakes.

XLIII. And be it further enacted, That if it ſhall appear to the ſaid Commiſſioners, at any Time or Times after any ſuch Rate or Aſſeſſments ſhall have been made by virtue of this Act, that the Name or Names of any Perſon or Perſons who ought to be included therein hath or have been omitted therein, or that the Name or Names of ſome Perſon or Perſons hath or have been inſerted in ſuch Rate or Aſſeſſments inſtead of ſome other Perſon or Perſons who ought to have been rated or aſſeſſed, or that the Perſons rated are over-rated or under-rated therein, or that any other Alteration or Amendment of ſuch Rate or Aſſeſſment may be neceſſary, then and in any and every ſuch Caſe it ſhall be lawful for the ſaid Commiſſioners from Time to Time to add or inſert, or cauſe to be added and inſerted to or in ſuch Rate or Aſſeſſment, the Name or Names of the Perſon or Perſons ſo omitted, with the Sum or Sums for which he, ſhe, or they ought to be rated and aſſeſſed, and the Amount of ſuch Aſſeſſment in reſpect thereof, and alſo to inſert and ſubſtitute or cauſe to be inſerted and ſubſtituted the Name or Names of ſuch Perſon or Perſons as may be the Inhabitants, Holders or Occupiers of any Meſſuages or Hereditaments, inſtead of the Name or Names of the Perſon or Perſons incorrectly inſerted in ſuch Rate or Aſſeſſments as the Inhabitants, Holders or Occupiers of any Meſſuages or Hereditaments, and to leſſen or raiſe the Rate or Rates, Aſſeſſment or Aſſeſſments of the Perſon or Perſons ſo over-rated or under-rated, and otherwiſe, from Time to Time, to alter and amend the ſaid Rates and Aſſeſſments, as often as Occaſion ſhall require; and that every ſuch Addition, Inſertion, Alteration, and Amendment to or in any ſuch Rate or Aſſeſſments ſhall be valid and effectual in Law to all Intents and Purpoſes; and that the Monies charged to any Perſon or Perſons in conſequence thereof ſhall and may be demanded, received, and recovered in the ſame Manner as if the Name or Names of ſuch Perſon or Perſons, or other Alteration or Amendment, had been inſerted and made in ſuch Rate or Aſſeſſment at the Time of or previous to the original making or ſigning thereof.

Meeting Houſes and Burial Grounds to be rated.

XLIV. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners, and they are hereby required, at ſuch Times as the Rates hereby directed ſhall be made, to rate and aſſeſs for the Purpoſes aforeſaid all Chapels, Meeting Houſes, and other Places of Public Worſhip, or intended for that Purpoſe, with the Ground belonging

ing thereunto, and all other public Buildings whatſoever, and all Burial Grounds ſituate in, near, adjoining, or contiguous to the ſaid Lane and Places hereby authorized to be lighted, watched, and cleanſed, at ſuch Rates as the ſaid Commiſſioners ſhall think reaſonable; and ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſo to be from Time to Time made, ſhall be paid by the Proprietor or Proprietors, Truſtee or Truſtees, or Treaſurer thereof, or by the Miniſter or Deacon, or other Perſon officiating therein; and in caſe any of the Perſons aforeſaid ſhall refuſe or neglect to pay the ſaid Rate or Rates to the Collector or Collectors thereof, or Perſon or Perſons appointed to receive the ſame, upon Demand thereof made, either perſonally or in Writing left at the uſual Place of Abode of the Perſon or Perſons ſo required to pay the ſame, then and in every ſuch Caſe the ſame ſhall and may be recovered of the Perſon or Perſons ſo required to pay the ſame by Action in any of His Majeſty's Courts of Record at *Weſtminſter*, together with Treble Coſts of Suit, to be commenced or proſecuted by the ſaid Commiſſioners; in which Action or Suit no Eſſoign, Protection, or Wager of Law, or more than One Imparlance, ſhall be allowed.

Perſons to compound for Rates.

XLV. Provided always, and be it further enacted, That when the yearly Rent or Value of any Houſe, Tenement, or Hereditament, hereinbefore authorized to be rated, ſhall not exceed Fifteen Pounds, or where any Houſe, Tenement, or Hereditament ſhall be let to weekly or monthly Tenants, or which ſhall be let furniſhed or in Lodgings, or in ſeparate Apartments, or at Rents which ſhall become payable or to be collected at any ſhorter Period than quarterly, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Commiſſioners, if they ſhall think proper, to compound with the Landlord or Landlords, Owner or Owners, Leſſee or Leſſees, of all and every or any ſuch Houſe or Houſes, Tenement or Tenements, Hereditament or Hereditaments, for Payment of the ſaid Rates or Aſſeſſments, for or in reſpect of ſuch Meſſuages or Hereditaments, at ſuch reduced yearly Rental as ſuch Commiſſioners ſhall think reaſonable, or to remit to the Owner or Owners of any ſuch Meſſuages or Tenements reſpectively ſuch Part of ſuch Rates or Aſſeſſments as ſuch Commiſſioners ſhall think proper; and every ſuch Owner or Owners, Leſſee or Leſſees, Landlord or Landlords, of all ſuch Houſes, Tenement or Tenements, is and are hereby required to enter into ſuch Compoſitions with ſuch Commiſſioners; and in caſe of Refuſal or Neglect to enter into ſuch Compoſition, he, ſhe, or they ſhall from thenceforth be deemed and taken to be the Occupier or Occupiers of ſuch Premiſes, and ſhall thereupon pay or cauſe to be paid the whole of ſuch Rates or Aſſeſſments charged on their reſpective Premiſes by virtue of this Act; and that they the ſaid Commiſſioners may vary, diſcontinue, or renew either or any of ſuch Compoſitions, as ſuch Commiſſioners ſhall from Time to Time deem expedient.

Owners not to be charged on Account of any Agreement to pay Rates.

XLVI. Provided always, That no Owner or Owners, nor any Perſon or Perſons, ſhall be charged with or liable to pay for or in reſpect of any increaſed Rent reſerved or made payable to him or them in reſpect of any Agreement made by ſuch Owner or Owners, or Perſon or Perſons, with the actual Occupier or Occupiers of ſuch Meſſuages or Hereditaments, to pay the ſeveral Rates or Aſſeſſments chargeable upon the Occupier or Occupiers of ſuch Meſſuages or Tenements.

XLVII. Pro-

XLVII. Provided always, and be it further enacted, That nothing in this Act contained ſhall be conſtrued, deemed, or taken to impeach, alter, or make void any Agreement made between any Landlord and Tenant, in any Leaſe now granted or hereafter to be granted purſuant to any Contract or Agreement now exiſting; any thing in this Act contained to the contrary notwithſtanding. Agreement between Landlords and Tenants not to be impeached.

XLVIII. And be it further enacted, That it ſhall and may be lawful for the ſaid Commiſſioners, from Time to Time and at all Times hereafter, to remit or excuſe the Payment of any Rate or Rates, Aſſeſſment or Aſſeſſments, made by virtue of this Act, for or on account of the Poverty or Indigence of any Perſon or Perſons charged thereby. Commiſſioners may mitigate Rates on Account of Poverty.

XLIX. And be it further enacted, That all and every Perſon and Perſons, paying the Rates or Aſſeſſments by this Act authorized and directed to be made, ſhall be, and they and each and every of them is and are hereby exempted and diſcharged from all other Rates or Aſſeſſments, Charges and Expences, in reſpect of the Meſſuages or Tenements ſo aſſeſſed, of or towards the lighting, watching, and cleanſing the ſaid Lanes, Streets, and Places compriſed within this Act, and from the paying any Scavenger's Rate within the ſaid Pariſh, and alſo from all Penalties which may or might be incurred by reaſon or means of their neglecting to light, watch, or cleanſe the ſaid Streets or Places, or refuſing to pay any ſuch Scavenger's Rate as aforeſaid; any Law, Statute, or Uſage to the contrary notwithſtanding. Perſons paying the Rates by this Act directed to be made, exempted from other Rates.

L. Provided always, and be it further enacted, That it ſhall and may be lawful for the ſaid Commiſſioners, in the Name or Names of any Three of them, or of their Treaſurer or Treaſurers, or of any Perſon or Perſons appointed by them to collect or receive any Rate or Rates, Aſſeſſment or Aſſeſſments to be made by virtue of this Act, to bring and proſecute, or cauſe to be brought and proſecuted, any Action or Actions of Debt, or ſpecial Action on the Caſe, or other Action or Actions, in any of His Majeſty's Courts of Record at *Weſtminſter*, for the Recovery of and from the Landlord or Landlords, Owner or Owners, Proprietor or Proprietors, Leſſee or Leſſees, of any Houſe or Houſes, Tenement or Tenements, Hereditament or Hereditaments, the Rates on which ſhall be compounded for under or by virtue of this Act, of the Amount of ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſo compounded for; and that in any ſuch Action or Actions, or other Proceedings, it ſhall be ſufficient for the Plaintiff or Complainant to declare or alledge that the Perſon or Perſons againſt whom ſuch Action or Actions or other Proceedings may be brought, is indebted to ſuch Plaintiff or Complainant in ſuch Sum or Sums of Money as ſhall appear to be due by or on account of any ſuch Rates or Aſſeſſments; and that it ſhall only be neceſſary for ſuch Plaintiff or Complainant to produce any ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, and to prove that the Perſon or Perſons againſt whom ſuch Action or Actions or other Proceedings ſhall be brought was or were the Perſon or Perſons named or deſcribed in ſuch Rate or Aſſeſſment, or liable to the Payment thereof by virtue of the ſaid Act, to entitle ſuch Plaintiff or Complainant to recover the whole of the Sum or Sums of Money, for the Recovery whereof ſuch Action or Actions or other Proceedings ſhall be brought againſt ſuch Perſon or Perſons; and that if ſuch Plaintiff or Complainant, by any ſuch Action or Actions or other Compounded Rates may be recovered by Action at Law.

Proceedings, ſhall recover ſuch Sum or Sums of Money ſo intended to be recovered thereby, or any Part thereof, he ſhall have the full Coſts of ſuch Actions or other Proceedings, to be levied in the Manner in which all other Monies and Coſts, recovered in any Court or Courts wherein ſuch Action or Actions or other Proceedings ſhall be brought, may be levied and obtained; and that in any ſuch Action or Actions no Eſſoign, Protection, or Wager of Law, nor any more than One Imparlance, ſhall be allowed.

Rates to be recovered from Perſons removing.

LI. And be it further enacted, That in caſe at any Time or Times hereafter any Perſon or Perſons, rated and aſſeſſed to any Rates or Aſſeſſments to be made by virtue of this Act, ſhall quit the Meſſuages, Tenements, or Premiſes, for or in reſpect whereof he, ſhe, or they ſhall be rated or aſſeſſed, before he, ſhe, or they ſhall have paid the Rates or Aſſeſſments made on him, her, or them in reſpect thereof, then and in every ſuch Caſe it ſhall be lawful for any Perſon or Perſons, by the ſaid Commiſſioners appointed to collect or receive any ſuch Rates or Aſſeſſments (Oath being made by him, them, or any of them, that he or they doth or do ſuſpect that ſuch Perſon or Perſons hath or have removed his, her, or their Goods and Chattels), by Warrant under the Hand and Seal of any One or more of His Majeſty's Juſtices of the Peace for the County of *Surrey* (and which Warrant ſuch Juſtice or Juſtices of the Peace is or are authorized and required to grant); and in caſe ſuch Perſon or Perſons ſhall have removed into any other County, City, or Place, ſuch Warrant being firſt backed and counterſigned by ſome Magiſtrate of the County, City, or Place to which ſuch Perſon or Perſons ſhall have removed, and which Warrant every ſuch Magiſtrate is hereby empowered and directed, without Fee or Reward, to back or counterſign), enter any Meſſuage, or other Place or Places, wherein the Perſon or Perſons ſo quitting ſhall then reſide, or have any Goods and Chattels, and there to diſtrain the Goods and Chattels of ſuch Perſon or Perſons who ſhall have ſo quitted, for the Sum or Sums of Money due from any ſuch Perſon or Perſons by virtue of ſuch Rates or Aſſeſſments; and after ſuch Diſtreſs to ſell and diſpoſe of the ſaid Goods and Chattels, and out of the Monies thereby ariſing to pay or retain the Amount of the ſaid Rates or Aſſeſſments, and all Coſts, Charges, and Expences occaſioned by ſuch Warrant, Diſtreſs, Appraiſement, and Sale, rendering the Overplus of ſuch Monies ariſing by ſuch Diſtreſs, upon Demand, to the Party to whom the ſaid Goods and Effects may have belonged.

Rates collected from Tenants of divided Tenements to be repaid by Landlords.

LII. And be it further enacted, That the Goods and Chattels of each and every Perſon and Perſons renting and occupying any ſeparate Part or Apartment of or in any Meſſuage or Hereditament, and the Goods and Chattels in every Meſſuage or Hereditament let ready furniſhed (although the Perſon or Perſons occupying ſuch Meſſuage or Tenement, or ſeparate Part or Apartment, be not rated or aſſeſſed under or by virtue of this Act), ſhall be liable to be diſtrained and ſold for any Rate or Aſſeſſment, Rates or Aſſeſſments, made by virtue of this Act, which ſhall have accrued or become due during the Time of the Occupancy by any Perſon or Perſons of any ſuch Meſſuage or Tenement, or ſeparate Part or Apartment thereof, and for the Coſts, Charges, and Expences of any Appraiſement, Poſſeſſion, Removal, or Sale of ſuch Goods and Chattels, or attendant thereupon; but no ſuch Perſon or Perſons ſhall be required or compellable to pay any greater Sum for or towards the Diſcharge of the ſaid

Rates

Rates or Aſſeſſments, or any of them, than the Amount of the Rent actually due and payable by ſuch Perſon or Perſons to the Owner or Owners of ſuch Meſſuage, Tenement, or other Perſon or Perſons rated or aſſeſſed as the Occupier or Occupiers of the Meſſuages or Hereditaments ſo entirely or partly occupied by ſuch Perſon or Perſons; and that each and every Perſon or Perſons rated or aſſeſſed as the Occupier or Occupiers of the Meſſuages or Tenements ſo entirely or partly occupied by ſuch Perſon or Perſons, and each and every Perſon or Perſons who ſhall pay any ſuch Rates or Aſſeſſments as ought to have been paid by the Owner or Owners of any ſuch Meſſuage or Hereditament, or by his, her, or their Landlord or Landlords, upon whoſe Goods and Chattels the ſame ſhall be levied in purſuance of this Act, ſhall and may deduct the ſame from and out of the Rent due and payable, or to become due and payable to his, her, or their Landlord or Landlords ſo letting out the ſame Meſſuage or Hereditament, or ſeparate Part or Apartment to him or them (unleſs there ſhall be ſome Agreement to the contrary between the Landlord and Tenant); and the Receipt and Receipts for ſuch Payment or Payments ſhall be a ſufficient Diſcharge to every ſuch Perſon or Perſons for ſo much Money as he, ſhe, or they ſhall have ſo paid, or which ſhall have been levied on his or their Goods and Chattels in purſuance of this Act, and ſhall be repaid by ſuch Owner or Owners, or be allowed by ſuch Landlord or Landlords of ſuch Meſſuages or Tenements in Part or full Payment (as the Caſe may be) for the Rent due or to become due to him or them from ſuch Perſon or Perſons as aforeſaid, for or in reſpect of ſuch Meſſuages or Tenements, or ſeparate Parts or Apartments thereof reſpectively.

Perſons receiving the Rents to be deemed the Owner.

LIII. And be it further enacted, That the better to prevent Diſputes touching the Deſignation of Owner or Landlord or Proprietor of any Meſſuages or Hereditaments intended to be made liable to be rated and aſſeſſed by any Rates or Aſſeſſments to be made under the Authority of this Act, all and every the Perſon or Perſons authorized and empowered to receive and collect, or receiving and collecting, or claiming to be entitled to receive and collect the Rents of any Meſſuages or Hereditaments from the Tenants or actual Occupiers thereof, or any of them, ſhall and may be deemed and taken to be the Owner or Owners, Landlord or Landlords, Proprietor or Proprietors of ſuch Meſſuages or Hereditaments, and ſhall be liable to be rated and aſſeſſed, and ſhall be compellable to pay the Rates and Aſſeſſments in reſpect of ſuch Meſſuages or Tenements, in all Caſes in which either Owners or Landlords or Proprietors are made liable to be rated or aſſeſſed, and to the Payment of Rates and Aſſeſſments by virtue of this Act, unleſs the real Owner or Owners, Landlord or Landlords, Proprietor or Proprietors thereof, ſhall be declared by himſelf, herſelf, or themſelves to be the real Owner or Owners, Landlord or Landlords, or Proprietor or Proprietors thereof, or ſhall be diſtinctly and certainly known as ſuch to the Satisfaction of the ſaid Commiſſioners.

Monies to be raiſed by Loan or Annuities;

LIV. And be it further enacted, That it ſhall and may be lawful for the ſaid Commiſſioners from Time to Time, and at all Times hereafter, to borrow and take up at Intereſt on the Credit of the Rates and Aſſeſſments to be made by virtue of this Act, any Sum or Sums of Money not exceeding in the whole the Sum of One thouſand five hundred Pounds, or

to

to raiſe all or any Part of the ſaid Sum of One thouſand five hundred Pounds by way of Annuity or Annuities, to be paid and payable during the Term of the natural Life of any Perſon or Perſons who ſhall be willing to contribute to the raiſing thereof reſpectively, or the natural Life of ſuch other Perſon or Perſons as ſuch Contributor or Contributors ſhall nominate for that Purpoſe; and all and every ſuch Sum and Sums of Money ſo to be borrowed, or ſuch Annuity or Annuities ſo to be granted, ſhall be and are hereby charged upon, and ſhall be paid and payable from Time to Time out of the Monies ariſing by the Rates or Aſſeſſments to be made under the Authority of this Act.

and charged upon the Rates.

Rates of Annuities to be granted.

LV. Provided always, and be it further enacted, That no Annuities to be granted by virtue of this Act, for any ſingle Life, ſhall be at any higher Rate than the following; that is to ſay, where the Age of the Annuitant or Perſon for whoſe Life the Annuity ſhall be granted, ſhall not exceed Thirty-five Years, the Annuity granted ſhall not exceed the Rate of Eight Pounds Three Shillings for each One hundred Pounds of the Conſideration Money paid for the Purchaſe thereof; where the Age of ſuch Perſon ſhall not exceed Forty Years, the Annuity ſhall not exceed the Rate of Eight Pounds Ten Shillings for each One hundred Pounds of the Conſideration Money; where the Age of ſuch Perſon ſhall not exceed Forty-five Years, the Annuity ſhall not exceed the Rate of Nine Pounds for each One hundred Pounds of the Conſideration Money; where the Age of ſuch Perſon ſhall not exceed Fifty Years, the Annuity ſhall not exceed the Rate of Nine Pounds Twelve Shillings for each One hundred Pounds of the Conſideration Money; where the Age of ſuch Perſon ſhall not exceed Fifty-five Years, the Annuity ſhall not exceed the Rate of Ten Pounds Eight Shillings for each One hundred Pounds of the Conſideration Money; where the Age of ſuch Perſon ſhall not exceed Sixty Years, the Annuity ſhall not exceed the Rate of Eleven Pounds Eight Shillings for each One hundred Pounds of the Conſideration Money; where the Age of ſuch Perſon ſhall not exceed Sixty-five Years, the Annuity ſhall not exceed the Rate of Twelve Pounds Seventeen Shillings for each One hundred Pounds of the Conſideration Money; where the Age of ſuch Perſon ſhall not exceed Seventy Years, the Annuity ſhall not exceed the Rate of Fifteen Pounds One Shilling for each One hundred Pounds of the Conſideration Money; and where the Age of ſuch Perſon ſhall exceed Seventy-five Years, the Annuity ſhall not exceed the Rate of Eighteen Pounds Ten Shillings for each One hundred Pounds of the Conſideration Money.

To aſſign the Rates for ſecuring the Money borrowed.

LVI. And be it further enacted, That every Perſon ſo advancing any Sum of Money, ſhall have an Order on Parchment under the Hands of any Three of the ſaid Commiſſioners, for Payment by the Treaſurer for the Time being to the ſaid Commiſſioners, at ſuch Times and upon ſuch Conditions as may be mutually agreed upon, out of any Monies to ariſe by Rates or Aſſeſſments to be made as aforeſaid, of the Sum or Sums of Money ſo lent, with Intereſt for the ſame, or of the Annuity or Annuities agreed by the ſaid Commiſſioners to be given in reſpect of any Money to be advanced for the Purchaſe thereof; and the Treaſurer for the Time being to the ſaid Commiſſioners is hereby authorized and required to pay or diſcharge the ſame accordingly, out of any Monies coming to his

Hands by virtue of such Rate or Rates, without further Warrant in that Behalf.

Form of Annuity.

LVII. And be it further enacted, That the Order, Grant, or Certificate, to be given by the said Commissioners for the Payment of any Annuity or Annuities to be purchased under the Authority of this Act, shall or may be in the Form or to the Effect following; that is to say,

'WE of the Commissioners appointed by or in pursuance of an Act made in the Fifty-ninth Year of the Reign of King *George* the Third, intituled (*set forth the Title of this Act*) in consideration of the Sum of paid by *A. B.* to *C. D.* the Treasurer appointed in pursuance of the said Act, do hereby grant unto the said *A. B.* an Annuity or yearly Sum of out of the Rates and other Monies granted or arising by virtue of the said Act, which Annuity or yearly Sum of shall be paid to the said *A. B.* his (*or* her) Assigns, or to the said *A. B.* his (*or* her) Executors, Administrators, and Assigns (*as the Case may be*) by equal Half-yearly Payments, on the Day of and the Day of in every Year, during the natural Life of , the First Payment thereof to be made on the Day of now next ensuing the Date hereof. In Witness whereof we have hereunto set our Hands and Seals, the Day of .'

And every such Grant shall be good, valid, and effectual in the Law, without any Inrolment or Registry of any Memorial thereof in the High Court of Chancery, or elsewhere, any Law or Statute to the contrary notwithstanding.

Assignments transferable.

LVIII. And be it further enacted, That it shall and may be lawful to and for all and every Person or Persons advancing any Money, either by way of Loan, or for the Purchase of One or more Annuity or Annuities as aforesaid, his, her, or their Executors, Administrators, or Assigns, at any Time or Times by Writing under his, her, or their Hand or Hands, to assign such Money so lent, or such Annuity or Annuities so purchased, or any Part or Parts thereof, and their Right, Title, and Interest therein, to any Person or Persons whomsoever.

As Annuitants die, other Annuities may be granted.

LIX. And be it further enacted, That when and so often as any Person or Persons for whose Life or Lives any Annuity or Annuities shall be granted by virtue of this Act, shall die, or any Sum or Sums of Money so to be borrowed shall be paid off and discharged, then it shall be lawful for the said Commissioners to borrow any further Sum or Sums of Money at Interest, or upon any other Life or Lives by way of Annuity, and so *toties quoties*: Provided nevertheless, that the Sum or Sums of Money owing from original or subsequent Advances, shall not at any one Time exceed the Sum of One thousand five hundred Pounds in the Whole.

Assignments of Loans and Annuities to be registered.

LX. And be it further enacted, That every Assignment or Transfer of any Sum to be lent, or of any Annuity to be granted by virtue of this Act, shall be left with the Clerk for the Time being to the said Commissioners, and shall be entered by him in a Book or Register to be kept for that Purpose, before any Assignee or Transferee named in such Assignment or

Transfer ſhall be entitled to receive any Sum or Sums of Money ſo lent, or the Intereſt thereof, or ſuch Annuity or Annuities; and in caſe any Sum or Sums of Money ſo lent, or the Intereſt thereof, or ſuch Annuity or Annuities, ſhall be paid to the Aſſignor or Transferor in ſuch Aſſignment or Transfer made, before the ſame ſhall be entered in ſuch Book or Regiſter, the Payment thereof ſhall be deemed a good and valid Payment, and the ſaid Aſſignee or Transferee ſhall be barred from any Claim thereto, or Recovery thereof, out of the Rates ſo to be made by the ſaid Commiſſioners, and for the Entry of every ſuch Aſſignment or Transfer, the Clerk to the ſaid Commiſſioners ſhall be paid by the Perſon to whom ſuch Aſſignment or Transfer ſhall be made, the Sum of Five Shillings, and no more.

Commiſſioners may ſue or compound for Breaches of Contract.

LXI. And be it further enacted, That in caſe any Perſon or Perſons who ſhall enter into any Contract or Contracts with the ſaid Commiſſioners, ſhall at any Time be guilty of any Breach or Non-performance thereof, or of any Stipulation or Agreement therein, it ſhall and may be lawful to and for the ſaid Commiſſioners at any of their General Meetings, in caſe they ſhall deem it proper and expedient, to declare ſuch Contract or Contracts to be null and void, and the ſame ſhall thereupon be null and void accordingly; or it ſhall and may be lawful to and for the ſaid Commiſſioners to compound for ſuch Sum or Sums of Money with the Perſon or Perſons who ſhall have ſo entered into ſuch Contract or Contracts for ſuch Breach or Non-performance of ſuch Contract or Contracts, and for all Coſts, Charges, and Expences which ſhall be occaſioned thereby, as to them the ſaid Commiſſioners ſhall appear proper and expedient; or it ſhall and may be lawful to and for the ſaid Commiſſioners, by and in the Names of any Three of them, or of their Treaſurer or Treaſurers, to ſue for and recover the full Penalty and Penalties contained and expreſſed in any ſuch Contract or Contracts, or in any Bond or Bonds given and executed for the due Performance of ſuch Contract or Contracts, by Action of Debt or on the Caſe, in any of His Majeſty's Courts of Record at *Weſtminſter*, in which Action or Actions no Eſſoign, Protection, or Wager of Law, nor more than One Imparlance, ſhall be allowed.

Juſtices may compel the Attendance of Witneſſes.

LXII. And be it further enacted, That it ſhall and may be lawful to and for any Juſtice or Juſtices of the Peace, who is or are by this Act made competent, empowered, or required to hear and determine any Complaint or Matter under or by virtue of this Act, to iſſue a Summons under his or their Hand and Seal or Hands and Seals, to any Perſon or Perſons whomſoever, to attend as a Witneſs or Witneſſes, and to give Evidence upon Oath (or if one of the People called *Quakers*, ſolemnly to affirm) before any ſuch Juſtice of the Peace, touching any Matter or Fact contained in any Information or Complaint for any Offence againſt this Act, whether on the Part of the Proſecutors or Informers, or Commiſſioners, or of the Perſon or Perſons complained of; and which Summonſes ſuch Juſtice or Juſtices as aforeſaid are hereby required to iſſue when thereunto required; and if ſuch Perſon or Perſons ſo ſummoned as aforeſaid, upon being paid or tendered ſuch Sum for his or their Attendance, as ſuch Juſtice or Juſtices ſhall deem reaſonable, ſhall refuſe or neglect to appear at the Time or Place to be for that Purpoſe appointed, without a reaſonable Excuſe, to be approved by ſuch Juſtice or Juſtices, for ſuch Refuſal or Neglect,

Neglect, or on his, her, or their appearing, ſhall refuſe to be examined on Oath or ſolemn Affirmation, or to give Evidence before ſuch Juſtice or Juſtices, then and in every ſuch Caſe every ſuch Perſon ſhall forfeit for every ſuch Offence any Sum not being leſs than Five Pounds nor exceeding the Sum of Ten Pounds, at the Diſcretion of ſuch Juſtice or Juſtices, to be recovered as herein directed.

Recovery of Penalties.

LXIII. And be it further enacted, That all Penalties and Forfeitures by this Act impoſed, the Manner of levying and recovering whereof is not otherwiſe particularly directed, and the Coſts and Charges of levying or recovering the ſame, ſhall be levied and recovered by Diſtreſs and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant of any Juſtice of the Peace for the ſaid County of *Surrey*, which Warrant ſuch Juſtice is hereby required to grant, upon the Application of the Party or Parties, or upon the Information of any credible Witneſs on Oath, or Affirmation by One of the Perſons called *Quakers*, or in caſe ſuch Offender or Offenders ſhall have removed into any other County, City, or Place, then ſuch Warrant ſhall be backed and counterſigned by ſome Magiſtrate of the County, City, or Place to which ſuch Offender or Offenders ſhall have removed; and which Warrant every ſuch Magiſtrate is hereby empowered and directed, without Fee or Reward, to back or counterſign; and all ſuch Penalties and Forfeitures, when recovered, ſhall, if not otherwiſe directed to be applied by this Act, be paid and applied as herein-after mentioned, that is to ſay, One Moiety to the Informer or Informers, and the other Moiety to the Treaſurer to the ſaid Commiſſioners; and in caſe of there being no Informer, or ſuch Informer being a Commiſſioner appointed under this Act, then the whole ſhall be paid to the ſaid Treaſurer, ſuch Payments to the ſaid Treaſurer to be applied for the Purpoſes of this Act; and in caſe ſufficient Diſtreſs ſhall not be found, or ſuch Penalties and Forfeitures ſhall not be paid forthwith, it ſhall be lawful for ſuch Juſtice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cauſe the Offender or Offenders to be committed to the Common Gaol or Houſe of Correction for the County, Town, or Place in which ſuch Offender ſhall be found, there to remain without Bail or Mainpriſe for any Time not exceeding Six Calendar Months, unleſs ſuch Penalties and Forfeitures, and all reaſonable Charges attending the Recovery thereof, ſhall be ſooner paid and ſatisfied.

Appeal.

LXIV. And be it further enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by any Rate or Rates, Aſſeſſment or Aſſeſſments to be made in purſuance of this Act, or by the Conviction or Order of any Juſtice or Juſtices of the Peace for the ſaid County of *Surrey*, for any Offence committed againſt this Act, it ſhall and may be lawful to and for ſuch Perſon or Perſons to appeal againſt the ſame to the next General or Quarter Seſſion of the Peace for the ſaid County, firſt giving, Twenty-one Days at leaſt before the Commencement of ſuch Quarter Seſſion, a Notice in Writing of his, her, or their Intention to bring ſuch Appeal, and of the Grounds and Matters thereof, ſigned by every ſuch Appellant, and ſpecifying his, her, or their true Reſidence and Trade or Profeſſion, to the Clerk to the ſaid Commiſſioners, or other Perſon concerned in ſuch Appeal, by delivering ſuch Notice to him, or by leaving ſuch Notice for him at his laſt or uſual Place of Abode, and

alſo

alſo within Five Days next after the Service of ſuch Notice ſhall enter into a Recognizance before One of His Majeſty's Juſtices of the Peace for the ſaid County, in the Sum of Forty Pounds, with Two ſufficient Sureties in the Sum of Twenty Pounds each, conditioned for the proſecuting ſuch Appeal, and to abide the Order of and to pay ſuch Coſts as ſhall be awarded by the Juſtices at ſuch General Quarter Seſſion; and the ſaid Juſtices at ſuch Seſſion, upon due Proof given of ſuch Notice aforeſaid, and of the entering into ſuch Recognizance as aforeſaid, ſhall hear and finally determine the Cauſe and Matter of ſuch Appeal in a ſummary Way, and award ſuch Satisfaction and Coſts to the Party or Parties appealing or appealed againſt, as they the ſaid Juſtices ſhall think proper; and the Determination of ſuch Juſtices at ſuch their Quarter or General Seſſion ſhall be final, binding, and concluſive.

Direction as to the Service of Notices.

LXV. And be it further enacted, That all Notices, Summonſes, and Demands which by this Act are directed and required, or which ſhall or may be neceſſary to be given for carrying into Execution any of the Powers thereof, of which the Manner of ſerving the ſame is not by this Act particularly directed, ſhall be printed or written, or partly printed and partly written, and ſhall and may be ſerved either by delivering the ſame perſonally to the Perſon or Perſons to whom ſuch Notices, Summonſes, and Demands are to be given, or by leaving the ſame at his, her, or their uſual or laſt known Warehouſe, Manufactory, Office, Counting Houſe, or with any of his or her Partners, Clerks, or Servants, at his, her, or their uſual or laſt known Place of Abode.

Actions to be brought and defended in the Name of Treaſurer or Clerk.

Clerk or Treaſurer to be reimburſed.

LXVI. And be it further enacted by the Authority aforeſaid, That any Action which ſhall or may be brought by or againſt the ſaid Commiſſioners, or any of them, for any Thing done touching or relating to the Execution of or for the Purpoſes of this Act, ſhall and may be brought or inſtituted in any of His Majeſty's Courts of Record, in the Name of the Clerk or Treaſurer to the ſaid Commiſſioners; and that no ſuch Action ſhall abate or be diſcontinued by the Death or Removal of ſuch Clerk or Treaſurer, but the Clerk or Treaſurer for the Time being to the ſaid Commiſſioners ſhall be deemed the Plaintiff or Defendant in any ſuch Action, as the Caſe may be: Provided always, that every ſuch Clerk or Treaſurer in whoſe Name any Action or Suit ſhall be commenced, proſecuted, or defended in purſuance of this Act, ſhall always be reimburſed and paid, out of the Monies to ariſe by virtue of this Act, all ſuch Expences, Damages, Coſts, and Charges as by the Event of any ſuch Proceeding he ſhall be put to or become chargeable with by reaſon of his being ſo made Plaintiff or Defendant therein.

LXVII. And be it further enacted, That all and every Juſtice and Juſtices of the Peace before whom any Perſon or Perſons ſhall be convicted of any Offence againſt this Act, ſhall and may cauſe the Conviction to be drawn up in the following Words, or any other Form to the like Effect; that is to ſay,

Form of Convictions.

‘ County of } BE it remembered, That on this Day of
‘ to wit. } , in the Year of our Lord
‘ *A. B.* is duly convicted before
‘ me, One of His Majeſty's Juſtices of the Peace for the
‘ [*City*,

'[*City, Borough, or County, as the Case may be*], of having [*state the*
'*Offence*], contrary to the Form of a Statute made in the Year of
'the Reign of His Majesty King *George* the Third, intituled *An Act*
'[*inserting the Title of this Act*] in that Case made and provided: And I
'the said Justice do declare and adjudge that the said *A. B.* hath forfeited
'for his [*or* her] said Offence the Sum of , and
'also the Sum of , for the Costs, Charges, and
'Expences already incurred thereabouts. Given under my Hand and
'Seal the Day and Year first above written.'

No Inhabitant to be an incompetent Witness.

LXVIII. And be it further enacted, That in any Action, Prosecution, Appeal, Cause, Hearing, Examination, or other Proceeding relating to or concerning the Execution of this Act, no Inhabitant or Owner or Occupier of Property within the District by this Act authorized to be lighted and watched, shall be deemed to be an incompetent Witness to give Evidence, by reason of his or her being charged with or liable to pay any Rate or Assessment to be raised, levied, and collected by virtue of this Act.

Distress not unlawful for Want of Form.

LXIX. And be it further enacted, That where any Distress shall be made for any Sum of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceeding relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards done by the Party or Parties so distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage in an Action on the Case.

Proceedings not to be quashed for Want of Form.

Proceedings not to be removed.

LXX. And be it further enacted, That no Proceeding to be had touching the Conviction of any Offender or Offenders against this Act, or any Order of Distress made, nor any other Matter or Thing done or transacted in or about the Execution of this Act, or in pursuance of or by virtue thereof, shall be vacated or quashed for want of Form; nor shall any Appeal, Proceeding, Conviction, Order, Matter, or Thing, be removed or removable by *Certiorari*, or by any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*, or elsewhere; any Law, Statute, or Usage to the contrary notwithstanding.

Punishment for giving false Evidence.

LXXI. And be it further enacted, That in all Cases where any Justice or Justices of the Peace is or are by this Act authorized or required to examine any Person or Persons on Oath, it shall be lawful for such Justice or Justices respectively to administer such Oath; and that if any Person or Persons shall, upon his or her Examination upon Oath before such Justice or Justices respectively, wilfully and corruptly give false Evidence, such Person or Persons so offending, and being thereof duly convicted, shall be and is and are hereby declared to be subject and liable to such Pains and Penalties as by any Law now in being Persons convicted of wilful and corrupt Perjury are subject and liable to.

Limitation of Actions.

LXXII. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in execution of or in pursuance of or under this Act, until after Twenty-one Days Notice in Writing signed by the Person or Persons intending to bring such Action or Suit, specifying his, her, or their real Residence, and his, her, or

or their Trade or Profeſſion, and the Cauſe or Cauſes of ſuch Action or Suit, ſhall be given to the Clerk of the ſaid Commiſſioners or other the Defendant or Defendants, nor after ſufficient Satisfaction made or tendered, nor after Three Calendar Months from the Time of the Fact being committed; and that all ſuch Actions and Suits ſhall be laid and tried in the County where the Cauſe of ſuch Action ſhall have ariſen, and not elſewhere; and that the Defendant and Defendants in ſuch Action or Actions (in caſe no ſufficient Tender or Amends ſhall have been previouſly made), ſhall or may, after ſuch Action ſhall have been brought, and before Iſſue joined therein, pay unto the Court in which ſuch Action ſhall be depending, ſuch Sum or Sums of Money as he, ſhe, or they ſhall think fit, whereupon ſuch Order, Proceedings, and Judgment ſhall be made and given in and by ſuch Court, as in other Actions wherein a Defendant is allowed to pay Money into Court; or ſuch Defendant and Defendants may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence at any Trial or Trials which ſhall be had thereupon, and that the Matter or Thing for which ſuch Action or Suit ſhall be brought was done in purſuance and by the Authority of this Act; and if the ſaid Matter or Thing ſhall appear to have been ſo done, or that ſuch Action or Suit ſhall have been brought before Twenty-one Days Notice thereof was given as before directed, or that ſufficient Satisfaction was made or tendered, or paid into Court as aforeſaid, or if any ſuch Action or Suit ſhall not be commenced within the Time before for that Purpoſe limited, or ſhall be laid in any other County than as aforeſaid, then the Jury ſhall find for the Defendant or Defendants; and thereupon, or in caſe the Plaintiff or Plaintiffs in any ſuch Action or Suit ſhall be nonſuited, or ſuffer a Diſcontinuance of ſuch Action or Suit after the Defendant or Defendants ſhall have appeared, or if upon a Demurrer or Demurrers in any ſuch Action or Suit, or upon a Verdict or otherwiſe for the Defendant or Defendants therein, Judgment ſhall be given for the Defendant or Defendants therein, then and in any or either of the Caſes aforeſaid, ſuch Defendant or Defendants ſhall have and be entitled to Treble Coſts, and ſhall have ſuch Remedies for recovering the ſame as any Defendant may have for the Recovery of Coſts in other Caſes by Law.

Defendant to pay Money into Court, or plead the General Iſſue.

Treble Coſts.

Money advanced for procuring the Act to be repaid with Intereſt.

LXXIII. And be it further enacted, That the Expences and Charges in and about the procuring and paſſing this Act, ſhall be raiſed and paid out of the Rates and Aſſeſſments to be made by virtue thereof; and if any Perſon or Perſons ſhall have advanced and paid, or ſhall advance or pay any Money towards defraying the Expences of obtaining and paſſing this Act, he, ſhe, or they ſhall be repaid the ſame, together with lawful Intereſt, out of the firſt Monies to be borrowed, raiſed, or received by virtue of this Act.

Public Act.

LXXIV. And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices, and others, without being ſpecially pleaded.

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