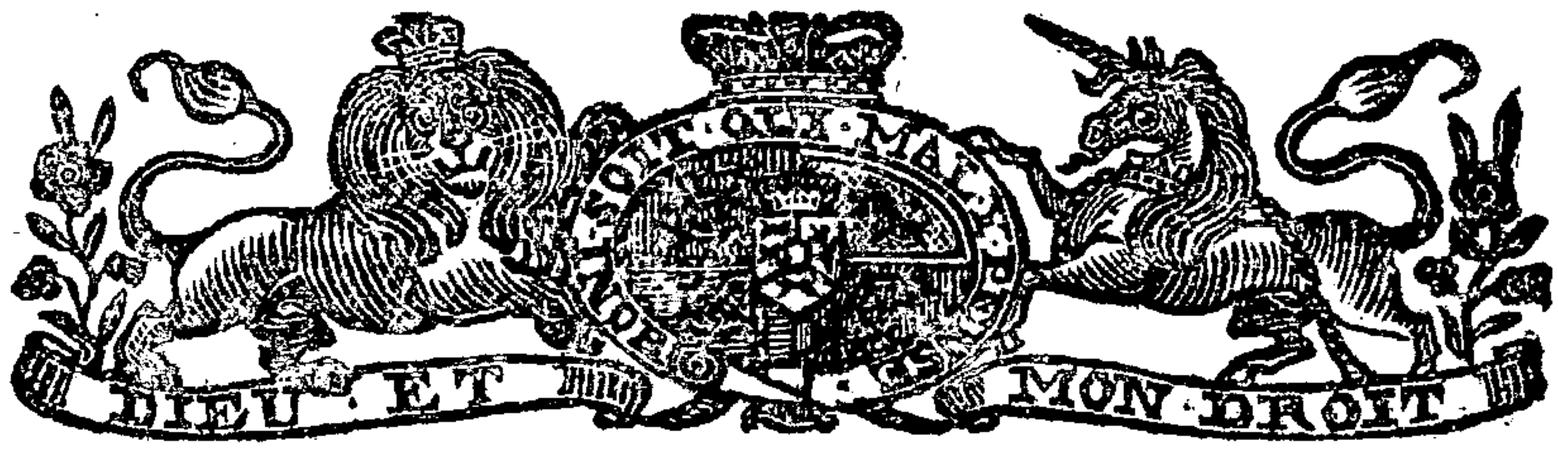


ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

Cap. 171.

An Act for reviving, continuing, and amending an Act, passed in the Twenty-sixth Year of His present Majesty's Reign, intituled, *An Act for laying a Toll upon all Horses and Carriages passing on a* Sunday *over* Blackfriars Bridge, *and for applying the Money to arise thereby towards increasing the Fund for watching, lighting, cleansing, watering, and repairing the said Bridge.* [15th *June* 1809.]

WHEREAS by an Act passed in the Twenty-ninth Year of the Reign of his late Majesty King *George* the Second, intituled, *An Act for building a Bridge cross the River* Thames, *from* Blackfriars *in the City of* London, *to the opposite Side in the County of* Surrey; the Mayor, Aldermen, and Commons of the City of *London* in Common Council assembled, were authorized and empowered to build the said Bridge, and to preserve and maintain the same when built: And whereas by another Act passed in the Seventh Year of His present Majesty's Reign, intituled, *An Act for completing the Bridge cross the River* Thames, *from* Blackfriars *in the City of* London, *to the opposite Side, in the County of* Surrey, *and the Avenues thereto on the* London *Side; for redeeming the Tolls on the said Bridge, and on* London Bridge; *for rebuilding the Gaol of* Newgate *in the said City; for repairing the* Royal Exchange *within the same; for embanking Part of the North Side of the said River, within certain Limits; and for further continuing towards those Purposes the Imposition of Sixpence*

29 G. 2. c. 86.

7 G. 3. c. 37.

per *Chaldron or Ton of Coals and Culm, imported into the Port of the ſaid City, eſtabliſhed by an Act of the Fifth and Sixth Years of the Reign of King* William *and Queen* Mary; *and alſo for carrying on the new Pavements in the City and Liberties of* Weſtminſter, *and Pariſhes adjacent, and within the Town and Borough of* Southwark, *and for other Purpoſes therein mentioned*; the ſaid Mayor, Aldermen, and Commons, in Common Council aſſembled, were further authorized and empowered to incloſe and embank the Ground and Soil of the River *Thames*, between the Weſt Corner of *Powell's Wharf*, near *Puddle Dock*, in the ſaid City of *London*, and the Eaſt Corner of *Robert's Wharf*, near *Milford Lane*, in the County of *Middleſex*, and towards providing a Fund for defraying the Expences of lighting, watching, cleanſing and repairing the ſaid Bridge, it was thereby enacted that the Soil and Ground of the ſaid River, which by virtue of the ſaid Act ſhould be ſo encloſed and embanked, ſhould be ſubject to, and the ſame was thereby charged with certain Quit Rents, which were thereby veſted in and made payable to the Mayor and Commonalty and Citizens of the ſaid City for ever; and the ſame were thereby appropriated towards the lighting, watching, cleanſing, and repairing of the ſaid Bridge: And whereas by an Act paſſed in the Twenty-ſixth Year of the Reign of His preſent Ma-
26 G. 3. c. 37. jeſty, intituled, *An Act for laying a Toll upon all Horſes and Carriages paſſing on a* Sunday *over* Blackfriars Bridge, *and for applying the Money to ariſe thereby towards increaſing the Fund for watching, lighting, cleanſing, watering, and repairing the ſaid Bridge*, ſeveral Tolls and Duties were granted to and veſted in the ſaid Mayor and Commonalty and Citizens of the City of *London*, and their Succeſſors, and divers Powers and Authorities were given to the ſaid Mayor, Aldermen, and Commons of the ſaid City, in Common Council aſſembled, for carrying the ſame Act into Execution, and which ſeveral Tolls, Powers, and Authorities were to commence on, and have Continuance from the firſt *Sunday* next after the Twenty-fourth Day of *June* One thouſand ſeven hundred and eighty-ſix, for the Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament, and the ſeveral Sums of Money which ſhould ariſe from the ſaid Tolls were thereby directed to be applied to the annual Maintenance and Support, as well as to the lighting, watching, cleanſing, repairing, and watering of the ſaid Bridge, which ſaid Term expired on or about the Fourth Day of *July*, One thouſand eight hundred and eight: And whereas the Funds ariſing from and under the Authority of the Two firſt herein-before recited Acts, applicable to the Support and Maintenance of the ſaid Bridge, as well as the lighting, watching, cleanſing, and watering thereof, now amount, without the ſaid Tolls, to no more than the Sum of One hundred and eighty-ſeven Pounds Eight Shillings and Ten-pence Three Farthings *per Annum*, which is quite inſufficient for theſe Purpoſes: And whereas, inaſmuch as for want of the ſaid Tolls there is now no adequate Fund for maintaining and ſupporting the ſaid Bridge, and defraying the Expences incident thereto as aforeſaid, it is expedient that the laſt herein-before recited Act ſhould be revived and continued for a further Term, and that ſome of the Powers and Proviſions thereof ſhould be altered, and further Powers granted for more effectually carrying the ſaid Act into Execution: 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,

assembled, and by the Authority of the same, That the last herein-before recited Act, passed in the Twenty-sixth Year of the Reign of His present Majesty, and all and every the Tolls, Authorities, Powers, Privileges, Remedies, Penalties, Forfeitures, Punishments, Exemptions, Directions, Provisions and Clauses therein contained (except so far as the same are hereby altered, varied, or repealed, or are repugnant to any of the Provisions contained in this Act), shall be and are hereby revived, and shall continue in full Force and Effect, for and during the Term herein-after limited and expressed, as fully and effectually to all Intents and Purposes as if the same Tolls, Authorities, Powers, Privileges, Remedies, Penalties, Forfeitures, Punishments, Exemptions, Directions, Provisions, and Clauses herein referred to (except as aforesaid), were repeated and expressly inserted and enacted in the Body of this Act.

Term and Powers of the last recited Act revived and continued.

II. And be it further enacted and declared, That all Receipts and Payments of Money, and all other Acts, Matters, and Things which, since the Expiration of the said last herein-before recited Act of the Twenty-sixth Year of the Reign of His present Majesty have been made, done, executed, authorized, permitted, or suffered by the said Mayor, Aldermen, and Commons of the City of *London*, in Common Council assembled, and by any Committee or Committees acting for or under them, and by the Lessees, Collectors, and Receivers of the Tolls taken at the said Bridge, or any of them, and by all or any other Officers and Persons respectively, touching or in anywise concerning the Exercise or Execution, or under Colour of any of the Powers, Authorities, or Trusts in or by the same Act granted or expressed, shall be as good, valid, and effectual in the Law, to all Intents and Purposes whatsoever, as if the same last herein-before recited Act had continued in full Force and Effect until the Day of the Commencement of this Act; and the said Mayor, Aldermen, and Commons, and also the several Lessees, Collectors, Receivers, and other Officers, and all other Persons whomsoever acting under the Authority of the said Mayor, Aldermen, and Commons, since the Expiration of the said last herein-before recited Act, shall be and are hereby indemnified for what they shall have done in pursuance or under Colour of the same Act, since the Expiration thereof, in as full, ample, and effectual a Manner as they would have been if the said Act had continued in Force until the Day of the Commencement of this Act.

Common Council, and Collectors, &c. indemnified for having acted since the Expiration of the last recited Act.

III. And be it enacted, That on the First *Sunday* next after the passing of this Act, and on every subsequent *Sunday* during the Term herein-after limited in that Behalf, the several and respective Tolls which were in and by the said last herein-before recited Act of the Twenty-sixth Year aforesaid prescribed and expressed, shall be paid to the Receiver or Receivers, Collector or Collectors, to be appointed or authorized as in that Act is mentioned, before any Horses, Mules, or Asses, or any Coaches, Chaises, or other Carriages shall be permitted to pass on such respective *Sunday* over the said Bridge.

Sunday Tolls on Horses, etc. to be paid on first Sunday after passing of Act, etc.

IV. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, or any Committee or Commitees acting for and authorized by them, from Time to Time, as they shall see convenient, to compound and agree for any Term not exceeding One Year at any one Time, with all or any of the Inhabit-

Power to compound for Tolls.

ants of any Pariſh or Pariſhes, Townſhip or Townſhips, Place or Places whatſoever, for the paſſing of their, his, or her Horſes, Cattle or Carriages liable to the ſaid Tolls, through any Toll Gate erected or to be erected under the Authority of the laſt herein-before recited Act and of this Act, or either of them; which Compoſition Money ſhall be paid yearly in advance, and in Default thereof the Compoſition or Agreement with the Perſon or Perſons making ſuch Default ſhall from thenceforth be void.

Application of the Monies in Hand, and hereafter to be collected.

V. And be it alſo enacted, That all the Monies which before the Day of the Commencement of this Act ſhall have been raiſed and produced by virtue or under Colour of the laſt herein-before recited Act, and ſhall be remaining undiſpoſed of on that Day, and alſo all the Monies which ſhall ariſe and be produced by and from the Tolls by this preſent Act granted or made payable, and all other Monies which ſhall ariſe and be produced by virtue of this Act, and not herein or in the laſt herein-before recited Act, otherwiſe appropriated or directed to be applied, ſhall be and are hereby veſted in the ſaid Mayor and Commonalty and Citizens of the City of *London*, and their Succeſſors, and ſhall and may be applied and diſpoſed of, in the firſt Place, in Payment of the Coſts, Charges, and Expences incident to or attending the obtaining and paſſing of this Act, and afterwards in and towards the annual and other Maintenance and Support, as well as the lighting, watching, cleanſing, watering, and repairing of the ſaid Bridge, and executing the ſeveral other Powers, Intents, and Purpoſes of the ſaid laſt herein-before recited Act and of this Act.

Moveable Toll Gates, &c. to be uſed.

VI. Provided always, and be it further enacted, That the Turnpike or Turnpikes, Toll Houſe or Toll Houſes, which the ſaid Mayor, Aldermen, and Commons of the City of *London* are under or by virtue of the ſaid recited Act of the Twenty-ſixth Year of His preſent Majeſty empowered to erect and place, for the Purpoſe of collecting the ſeveral and reſpective Tolls thereby made payable, and hereby revived and continued, ſhall not hereafter be permanent, but temporary or moveable Turnpikes or Toll Houſes; and that no ſuch Turnpike or Turnpikes, Toll Houſe or Toll Houſes, ſhall be fixed or placed within the Limits ſpecified in the ſaid laſt mentioned Act, until after Ten of the Clock in the Evening of every *Saturday*, and that the ſame, with the Poſts and all the Appurtenances thereunto belonging, ſhall be entirely removed before Nine of the Clock on every *Monday* Morning, to ſome convenient Place to be provided for that Purpoſe, exceeding the Diſtance of One hundred Yards from the ſaid Bridge, any Thing in the ſaid recited Act contained to the contrary thereof in anywiſe notwithſtanding.

Allowing certain Exemptions from Toll.

VII. And be it further enacted, That none of the Tolls granted or continued by the ſaid recited Acts and this Act ſhall be demanded, taken, or received for any Horſe, Cattle, or Carriage of whatſoever Deſcription, employed or to be employed in conveying the Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, nor for the Horſes belonging to any Officers or Soldiers on their March or on Duty nor for any Horſe, Cattle or Carriage, employed in carrying or conveying the Arms or Baggage of any ſuch Officers or Soldiers, or in carrying any ſick, wounded, or diſabled Officers or Soldiers, nor for any Waggon, Wain, Cart, or other Carriage whatſoever, or the Horſe or Horſes, or other Cattle drawing the ſame, which ſhall be employed in conveying

conveying any Ordnance, Barrack, or Commiſſariat, or other public Stores, of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, nor for any Horſe, Mare, or Gelding, furniſhed by or for any Perſon belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by him in going to or returning from any Place appointed for Exerciſe, Inſpection, or Review, provided that ſuch Perſon is in the Uniform of his Corps, and has his Arms, Furniture, and Accoutrements according to the Regulations appointed for ſuch Corps at the Time of claiming the Exemption; and if any Perſon ſhall claim and take the Benefit of any of the Exemptions aforeſaid, not being entitled to the ſame, every ſuch Perſon ſhall for every ſuch Offence, forfeit and pay any Sum not exceeding Five Pounds; and in all Caſes the Proof of Exemption ſhall lie upon the Perſon claiming the ſame, which ſaid Penalty ſhall be recovered, paid, and applied in ſuch and the ſame Manner as Penalties or Forfeitures incurred under the ſaid recited Acts, or any or either of them, are directed to be recovered, paid, and applied.

Owners or Drivers of Waggons, conveying Military Stores, not ſubject to Penalties for Overweight.

VIII. And be it further enacted, That no Perſon owning or driving, or cauſing to be driven, any Waggon, Wain, Cart, or other Carriage, provided for the Service of His Majeſty's Forces, or conveying any Ordnance, Barrack, or Commiſſariat, or other public Stores, of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject to any Penalty or Forfeiture for Overweight, nor ſhall any ſuch Waggon, Wain, Cart, or other Carriage, be ſtopped or detained by reaſon of any Weight in any ſuch Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horſes or Oxen, but it ſhall be lawful for any Owner or Driver of any ſuch Waggon, Wain, Cart, or other Carriage, to put any Number of Horſes or Oxen to ſuch Waggon, Wain, Cart, or other Carriage, any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads contained to the contrary notwithſtanding.

Amendment concerning Actions or Suits.

IX. And be it alſo enacted, That in any Action or Suit to be brought or commenced by, or by Order of, the ſaid Mayor, Aldermen, and Commons, againſt any Perſon or Perſons, or Body or Bodies Politic or Corporate, in purſuance and Execution, or under the Authority of the laſt herein-before recited Act and this Act, or of either of them, ſuch Action or Suit ſhall or may in every ſuch Caſe be brought and commenced in the Name of the Mayor, and Commonalty and Citizens of the City of *London*; any Thing in the laſt herein-before recited Act contained to the contrary in anywiſe notwithſtanding.

Toll Collectors, etc. may be Witneſſes.

X. And be it further enacted, That in caſe any Diſpute, Suit, Action, Proſecution, or Litigation ſhall ariſe touching or in anywiſe relating to any of the Tolls granted or made payable by the laſt herein-before recited Act and this Act, or either of them, the Perſon or Perſons appointed to collect the ſame, or any other Perſon or Perſons acting by or under the Authority of the ſaid Mayor, Aldermen, and Commons, in Common Council aſſembled, ſhall be and are hereby declared not to be incompetent to give Evidence in any ſuch Diſpute, Suit, Action, Proſecution, or Litigation, by reaſon of his or their being appointed to collect the ſame, or by reaſon of ſuch Perſon or Perſons acting by or under the Authority of the ſaid Mayor, Aldermen, and Commons, in Common Council aſſembled.

Power to mitigate Penalties,

XI. And be it enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, or for the Justice or Justices before whom any Offender or Offenders shall be convicted by virtue or under the Authority of the last herein-before recited Act and of this Act, or of either of them, to mitigate, compound, or lessen any of the Penalties or Forfeitures incurred under the same Acts or either of them, so as the Mitigation of such Penalties or Forfeitures do not extend to remit above One Moiety of the same respectively.

Power to reward Informers with Part of Penalties.

XII. And be it also enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, or for the Justice or Justices before whom any Offender or Offenders shall be convicted, by virtue or under the Authority of the last herein-before recited Act and of this Act or either of them, from Time to Time, if they or he shall see Cause, to pay and apply such Part of the said Penalties or Forfeitures, or any of them, as they or he shall think proper, not exceeding One Moiety of the same respectively, to and for the Use of the Informer or Informers, or of any of them; any Thing in the same Two Acts or in either of them contained to the contrary notwithstanding.

For paying the Expences of this Act.

XIII. And be it further enacted, That the Expences incident to and incurred in obtaining and passing this Act, shall be paid out of the Monies received, or to be received under or by virtue of the said recited Act of the Twenty-sixth Year of His present Majesty or this Act.

Publick Act.

XIV. And be it further enacted, That this Act shall commence and take Effect on the Day of the passing thereof, and shall continue in Force for the Term of One Year, and from thence to the End of the then next Session of Parliament; and that this Act shall be deemed and taken to be a Publick Act; and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

LONDON: Printed by George Eyre and Andrew Strahan, Printers to the King's most Excellent Majesty. 1809.