ANNO VICESIMO SEPTIMO & VICESIMO OCTAVO

# VICTORIÆ REGINÆ.

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## *Cap.* cxxxviii.

## An Act for the Amendment of the *Bolton and Saint Helen's* Turnpike Roads Act, 1860.

[30th *June* 1864.]

WHEREAS by Section 30. of the *Bolton and St. Helen's* Turnpike Roads Act, 1860, herein-after called "the principal Act," it is provided that none of the Tolls by that Act granted, and no Money to be raised by virtue of that Act shall be expended in maintaining, repairing, or improving any of the Streets, Lanes, Highways, or Places within the Towns of *Leigh*, *Newton-in-Makerfield*, and *Bolton-le-Moors* respectively, or within the Limits of any Local Improvement Act, or in which the Local Government Act, 1858, or the Public Health Act, 1848, was or might thereafter be in force, nor shall any Toll Gate be erected or continued or Toll taken by virtue of that Act in any Part of those Towns respectively, or within those Limits respectively: And whereas it is expedient that such Provision of that Act should be repealed, and that other Provisions should be made in lieu thereof: And whereas the Objects of this Act cannot be attained without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

23 & 24 Vict. c. cxiii.

## *The Bolton and Saint Helen's Turnpike Roads Act*, 1864.

Short Title.

**1.** This Act may for all Purposes be cited as "The *Bolton and Saint Helen's* Turnpike Roads Act, 1864."

Sect. 30. of recited Act repealed.

**2.** The herein-before recited Provision of "the principal Act" is hereby repealed.

No Money to be expended in certain Townships.

**3.** None of the Tolls by that Act granted, and no Money to be raised by virtue of that Act shall be expended in maintaining, repairing, or improving any of the Streets, Lanes, Highways, Roads, or Places within the Township of *Atherton*, or within the Township of *Pennington* respectively.

Tolls may be collected on Roads in Atherton and Pennington for Three Years.

**4.** The Trustees may collect Tolls at the *Kirkhall Lane* Gate and Side Bar and at *Pennington* Gate respectively on the said Roads, as authorized by the principal Act, for the Term of Three Years from and including the Day appointed for the Commencement of this Act, in the same Manner in all respects as such Tolls might have been collected by the Trustees if the Local Government Act, 1858, had not been put in force in the respective Townships of *Atherton* and *Pennington*.

Roads in Atherton and Pennington to be deemed Turnpike Roads for Collection of Tolls.

**5.** So much and such Parts of the said Roads as are situated in the Townships of *Atherton* and *Pennington* respectively shall, from and including the Day appointed for the Commencement of this Act, and during the Period of Three Years thence ensuing, be deemed to be Turnpike Roads for all Purposes necessary to enable the Trustees to collect and compel or secure the Payment of the Tolls authorized by this Act or by the principal Act, but for all other Purposes the aforesaid Portions of the said Road shall be deemed to be Parts of the Highways within the Limits of the Districts wherein such Portions may be respectively situate; and from and after the Expiration of such Period of Three Years, the same Parts of the said Roads which are situated in the Townships of *Atherton* and *Pennington* respectively shall not for any Purpose be or be deemed to be Part of the said Turnpike Roads, nor shall any Toll be collected thereupon.

Existing Gates in Atherton and Pennington not to be varied.

**6.** The Trustees may reinstate such of the Gates and Bars which may have been lately removed or disused, and are known by the Name or Description respectively of the *Kirkhall Lane* Gate and Side Bar and *Pennington* Gate, but shall not vary the existing Sites of such Gates or Bar, or any of them, or erect in any Part of the Townships of *Atherton* and *Pennington*, or either of them, any additional Gate or Side Bar, except for the Purpose of preventing the Evasion of Tolls at any of the aforesaid Gates or Side Bar.

No additional Toll Gate to be erected

**7.** The Trustees shall not, from and after the Commencement of this Act, erect any additional Toll Gate or Side Bar between *Bolton* and the Northerly Boundary of the Township of *Atherton*, nor between

between the Southerly Boundary of *Pennington* and the Easterly Boundary of *Newton*, except for the Purpose of preventing the Evasion of Tolls at any of the Gates and Side Bars existing between the respective Points aforesaid at the Commencement of this Act, but they may vary the Situation of any of such existing Toll Gates or Side Bars between the respective Points aforesaid. between Bolton and the Northerly Boundary of Atherton, &c.

**8.** The Payment of One full Toll by any Person, as provided by the Twenty-seventh Section of the principal Act, on any Part of the Road between the North Boundary of the Township of *Atherton* and *Bolton* shall clear the whole of such Road, and the Payment of One such Toll on any Part of the Road between the South Boundary of the Township of *Pennington* and the Easterly Boundary of the Township of *Newton* shall clear the whole of such last-mentioned Road, and the Payment of One such Toll on any Part of the Road between the North Boundary of the Township of *Atherton* and the South Boundary of the Township of *Pennington* during the said Term of Three Years shall clear the whole of such last-mentioned Road; and after the Expiration of Three Years from the Commencement of this Act, not more than Two full Tolls shall be taken on the same Day along the whole of the Roads on which the Trustees may then be authorized to take Tolls, instead of Three full Tolls as authorized by the principal Act. Number of Tolls that may be taken.

**9.** Notwithstanding anything contained in the Thirty-second Section of the principal Act respecting the Application of Monies coming to the Hands of the Trustees by virtue of that Act, the Sum to be applied in maintaining and repairing the Roads shall not exceed Four hundred and forty Pounds a Year, instead of Eight hundred Pounds a Year as provided by that Act. Limitation of Monies to be expended in repairing Roads.

**10.** This Act shall commence on the Fourteenth Day next after the Day on which the same shall pass and become Law. Commencement of Act.

**11.** This Act and the "principal Act" shall be taken and read together as One Act. This and principal Act to be as One.

**12.** The Expenses of this Act shall be paid by the Trustees out of the Monies which shall come to their Hands by virtue of the "principal Act" and this Act. Expenses of Act.

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