ANNO SEXTO

GULIELMI IV. REGIS.

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Cap. lxiv.

An Act to enable the Mayor, Aldermen, and Burgesses of the Borough of *Bristol* to raise a Sum of Money towards discharging the Monies borrowed under the Authority of an Act passed in the Second Year of the Reign of His present Majesty. [21st *June* 1836.]

WHEREAS an Act was passed in the Second Year of the Reign of His present Majesty King *William* the Fourth, intituled *An Act for more easily providing Compensation for the Damage and Injury committed within the City of* Bristol *and County of the same City during the late Riots and Disturbances therein,* whereby it was enacted that the Sums of Money to be paid for Compensation under the said Act should be raised by annual Assessments of Ten thousand Pounds upon the several Inhabitants, Owners, or Occupiers of rateable Property within the several Parishes and the Precincts of the Castle in the said City and County, in the same rateable Proportions as the Sums certified and assessed for the Relief of the Poor within the said City and County had been apportioned and assessed; and it was further enacted, that it should be lawful for the Governor, Deputy Governor, Assistants, and Guardians of the Poor of the said City and County to borrow and take up at Interest any Sum not exceeding in the whole the Amount of the Compensation to be recovered under the said Act, and the Costs, Charges, and Expences attending the Execution of the said Act, on the Credit and by Mortgage of the Rates thereby authorized to be raised; and it was further enacted, that it should be lawful for the said Governor, Deputy Governor, Assistants,

2 & 3 W. 4. c. 78.

ants, and Guardians of the Poor to apply for the Loan of all or any Part of the Money thereby authorized to be borrowed and raised to the Commissioners acting in the Execution of an Act made and passed in the First and Second Years of the Reign of His present Majesty, intituled *An Act to amend several Acts passed for authorizing the Issue of Exchequer Bills and the Advance of Money for carrying on Public Works and Fisheries and Employment of the Poor, and to authorize a further Issue of Exchequer Bills for the Purposes of the said Acts*, and of the several Acts therein recited and referred to; and that it should be lawful for the said last-mentioned Commissioners to advance to the said Governor, Deputy Governor, Assistants, and Guardians of the Poor the Whole or any Part of the Money thereby authorized to be borrowed and raised; and that it should be lawful for the said Governor, Deputy Governor, Assistants, and Guardians of the Poor to mortgage or assign the said Rates to the said last-mentioned Commissioners as Security for Payment of the Principal and Interest of any Sum or Sums so to be advanced by such annual or other Instalments as might be agreed upon between the said Governor, Deputy Governor, Assistants, and Guardians, and the said last-mentioned Commissioners: And whereas the said Governor, Deputy Governor, Assistants, and Guardians of the Poor have borrowed of the said Commissioners on Security and by Mortgage of the said Rates the Sum of Fifty-eight thousand five hundred Pounds, being Part of the Monies required for the Purposes of the said first-mentioned Act, and which is now reduced by the Payment of the Monies raised by the said annual Assessments to the Sum of Forty-two thousand Pounds, or thereabouts: And whereas by an Act passed in the Fifth and Sixth Years of the Reign of His present Majesty King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in* England *and* Wales, it is enacted, that the Rents and Profits of all Hereditaments, and the Interest, Dividends, and annual Proceeds of all Monies, Dues, Chattels, and valuable Securities belonging or payable to any Body Corporate named in conjunction with the Borough in Schedules (A.) and (B.) to the said Act annexed, should be paid to the Treasurer of such Borough, and that all the Monies which he should so receive should be carried by him to the Account of a Fund to be called "The Borough Fund," and that such Fund, subject to the Payment of any lawful Debt due from such Body Corporate to any Person, which should have been contracted before the passing of the said Act, and unredeemed, should be applied for the Purposes of that Act: And whereas, prior to the passing the said last-mentioned Act, the Corporation of *Bristol* were possessed of large Estates and Revenues, and other Real and Personal Estate, which they held in Trust for the Public Good of the said City and County within its then Boundary, and by the Operation of the said Act the Rents and Profits of all the said Estates and Revenues are to be carried to the Account of the Borough Fund for the said Borough: And whereas by the Provisions of the said last-mentioned Act divers Parishes and Places theretofore within the Counties of *Gloucester* and *Somerset* are added to the said City and County of *Bristol*, and therewith compose or form the Borough of *Bristol*, and will participate in the said Borough Fund, although they have not contributed thereto, and are not liable to the said Compensation Rates: And whereas the Estates and Revenues of the Mayor, Aldermen, and Burgesses of the Borough of *Bristol* (being the Body Corporate named in the said Schedule (A.) to the said last-mentioned Act annexed in conjunction with the said Borough), now forming

1 & 2 W. 4. c. 24.

5 & 6 W. 4. c. 76.

the Borough Fund for the said Borough, are greatly more than sufficient to pay and discharge all the lawful Debts due and owing from them, and it is expedient that Power should be given to them to sell or dispose of so much of their Real or Personal Estate as will enable them to pay off and discharge the Sum of Thirty-five thousand Pounds, being Part of the said Monies remaining due to the said Commissioners upon the Credit of the Rates authorized to be raised by the said Act of the Second Year of His said present Majesty; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the 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 it shall be lawful for the said Mayor, Aldermen, and Burgesses, by and out of their said Real or Personal Estate, or any Part thereof, to pay off and discharge such Part of the Debt now remaining due under and by virtue of the said first-recited Act as shall amount to the Sum of Thirty-five thousand Pounds, and for such Purpose to contract for and to sell, and by any Deed or Deeds under their Common Seal to convey to the Purchaser or respective Purchasers, such Part of the Lands, Tenements, Rents, and Hereditaments vested in the said Mayor, Aldermen, and Burgesses as shall be sufficient to raise the aforesaid Sum of Thirty-five thousand Pounds or any Part thereof; and all Contracts, Sales, and Conveyances which may be made by virtue of this Act may be according to the following Form, or as near thereto as the Circumstances of the Case will reasonably admit; (that is to say,)

Power to sell Estates and pay off the Money borrowed.

Form of Conveyance

'WE, the Mayor, Aldermen, and Burgesses of the Borough of the City of *Bristol* and County of the same City, in consideration of the Sum of to us paid by *A. B.* of do hereby convey to the said *A. B.*, his Heirs, Executors, Administrators, and Assigns, all [*describing the Premises to be conveyed*], together with all the Ways, Rights, and Appurtenances thereunto belonging, and all such Estate, Right, Title, and Interest in and to the same and every Part thereof as we are seised or possessed of, to hold the Premises to the said *A. B.*, his Heirs, Executors, Administrators, and Assigns. In witness whereof we have hereunto set our Common Seal the Day of in the Year of our Lord .'

Mayor, &c. to give a Receipt for Purchase Money.

And all Conveyances which shall be made by the said Mayor, Aldermen, and Burgesses, under the Authority of this Act, shall be good, valid, and effectual Conveyances to all Intents and Purposes; and upon Payment of the Money which shall be contracted or agreed to be paid for the Purchase of any such Lands, Tenements, Rents, or Hereditaments as aforesaid, it shall be lawful for the Treasurer for the Time being to the said Mayor, Aldermen, and Burgesses to sign and give a Receipt for the Sum of Money therein expressed and acknowledged to be received; and all and every the Purchaser or Purchasers of any such Lands, Tenements, Rents, and Hereditaments, and his, her, and their Heirs, Executors, Administrators, and Assigns respectively, shall hold and enjoy the same freed and discharged of and from all Debts, Payments, and Charges to which the same are rendered liable or subject under and by virtue of the Provisions of the said Act of the Fifth and Sixth Years of His said Majesty; and no such Purchaser, his Heirs, Executors, Administrators, or Assigns, shall be bound

Purchaser not liable for the Appli-

cation of the Money.

bound to see to the Application of his, her, or their Purchase Money or respective Purchase Monies, or to inquire into the Necessity or Propriety of any such Sale, or be affected by express Notice that any such Sale was unnecessary or improper.

Act not to give better Title to Lands than existed before this Act.

II. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to give to the said Mayor, Aldermen, and Burgesses any further or better Title to any Lands, Tenements, and Hereditaments which they may now claim or be seised or be possessed of than they had before the passing of this Act, or could or might have had in case this Act had not been passed.

Expences of Act.

III. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act shall be paid and discharged by the said Mayor, Aldermen, and Burgesses out of the said Borough Fund.

Public Act.

IV. 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.

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