ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

Cap. lxvii.

An Act for the better Improvement and Regulation of the Borough of *Sunderland* in the County of *Durham*, and for other Purposes.

[3d *July* 1851.]

WHEREAS the following Acts of Parliament have been passed; that is to say, the Act of the Fiftieth Year of *George* the Third, Chapter Twenty-five (Local and Personal), for lighting and watching the Town of *Bishop Wearmouth* and *Bishop Wearmouth Panns*, for cleansing, paving, and regulating the Footpaths, and for removing and preventing Nuisances and Encroachments therein; and the Act of the Fiftieth Year of *George* the Third, Chapter Twenty-seven (Local and Personal), for paving, lighting, watching, and cleansing the Town of *Sunderland near the Sea* in the County of *Durham*, for removing the Market, for building a Town Hall or Market House, and for otherwise improving the said Town, and for establishing a Watch on the River *Wear*; and the Act of the Seventh Year of *George* the Fourth, Chapter One hundred and twenty (Local), for paving, lighting, watching, cleansing, and improving the Town and Parish of *Sunderland near the Sea* in the County of *Durham*, for removing the Market, and for otherwise improving the said Town; and the Act of the Thirty-second Year of

50 G. 3. c. 25.

50 G. 3. c. 27.

7 G. 4. c. 120.

32 G. 3. c. 90. of *George* the Third, Chapter 90 (Local), for building a Bridge across the River *Wear* from the Bank or Shore thereof in the Parish of *Bishop Wearmouth* in the County of *Durham* to the opposite Shore in the Parish of *Monk Wearmouth* in the same County; and 54 G. 3. c. 117. the Act of the Fifty-fourth Year of *George* the Third, Chapter One hundred and seventeen (Local), to enable the several Persons therein named to dispose of certain Securities upon the Tolls of the Iron Bridge at *Bishop Wearmouth* in the County of *Durham*, and Ferry Boats attached thereto, by way of Lottery: And whereas by virtue of the Act of the Sixth and Seventh Years of the Reign of *William* the Fourth, Chapter 103, the Municipal Borough of *Sunderland* comprises the Parish of *Sunderland*, the Townships of *Monkwearmouth* and *Monkwearmouth Shore*, and so much of the Townships of *Bishop Wearmouth* and *Bishop Wearmouth Panns* as is included within a Circle of One Mile from the Centre of *Wearmouth Bridge*: And whereas the Bridge across the River *Wear* called *Wearmouth Bridge* connects the Parts of the Borough which are separated by the River: And whereas it is expedient that the *Wearmouth Bridge* and other the Property vested in the Commissioners for executing the fourthly-recited Act be vested in the Mayor, Aldermen, and Burgesses of the Borough of *Sunderland*: And whereas it is expedient that the Markets and Fairs in the Borough, and the Profits arising therefrom, and the Control and Management thereof, be vested in the Mayor, Aldermen, and Burgesses: And whereas it is expedient that the Mayor, Aldermen, and Burgesses have the Control and Management of the paving, lighting, sewering, cleansing, regulating, and general improving of the Borough, as well as of the watching of the Borough, which is now under their Direction, and that some of the Powers and Authorities of the Commissioners under the first five recited Acts be transferred to the Mayor, Aldermen, and Burgesses, and that more effectual Provision be made for the Objects of those Acts respectively, and that some of the Rates and Tolls authorized by those Acts be altered: And whereas it is expedient that further Provision be made for lighting the Borough, and supplying the same with Water: And whereas some of the Provisions of the recited Acts are insufficient for the Borough, and it is expedient that other Provisions be made in lieu thereof: And whereas it is expedient that some of the Provisions of "The Public Health Act, 1848," be made applicable to the Borough, and that other Provisions not comprised in that Act be made for the Improvement of the Borough: And whereas it is expedient that the Mayor, Aldermen, and Burgesses be empowered to raise, on the Credit of the Rates by this Act authorized, the Money necessary for such several Purposes: And whereas such several Purposes cannot be effected 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; that is to say,

Short Title.

I. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The Borough of *Sunderland* Act, 1851."

Commencement of Act.

II. That this Act shall commence and have Effect on and from the Eighth *Wednesday* next after the passing thereof.

Certain Provisions of 11 & 12 Vict. c. 63. incorporated with this Act.

III. That the Public Health Act, except the Sections and Parts thereof herein-after mentioned, shall be incorporated with this Act: Provided always, that the following Sections and Parts of such Act shall not be so incorporated; (that is to say,)

The Commencement thereof, which precedes Section 2 thereof:

Section 3 thereof, providing for the Short Title thereof:

Sections 4 to 7, both inclusive, thereof, which relate to the Constitution and Officers of the General Board of Health:

Sections 8 and 9 thereof, which relate to preliminary Inquiries under that Act:

Sections 10 and 11 thereof, which relate to the Application of that Act:

Section 12 thereof, which relates to the Constitution of Local Boards of Health:

Sections 13 to 30, both inclusive, which relate to the Election of Local Boards of Health:

Section 31 thereof, which relates to *Oxford* and *Cambridge*:

Section 32 thereof, which relates to Commissioners or Trustees constituted a Local Board of Health:

Section 33 thereof, which relates to a non-corporate District being comprised within a corporate Borough:

Section 34 thereof, which relates to the Local Boards of Health of non-corporate Districts:

Section 50 thereof, which relates to Parishes of less than Two thousand Inhabitants:

Section 105 thereof, which relates to *Oxford* and *Cambridge*:

Section 121 thereof, which relates to Inquiries under that Act:

Section 138 thereof, which relates to non-corporate Districts:

Sections 141 and 142 thereof, which relate to Orders by Her Majesty in Council:

Section 151 thereof, which relates to Exemptions from Stamp Duties and Window Tax:

Section 152 thereof, which relates to the Amendment or Repeal of that Act:

And the last Proviso to Section 88 thereof, which provides that if within any District or Part of a District any Kind of Property should

should before the passing of that Act have been exempted from rating by any Local Act in respect of all or any of the Purposes for which General or Special District Rates may be made under that Act, the same Kind of Property should in respect of the same Purposes and to the same Extent, within the Parts to which the Exemption applies, but not further or otherwise, be exempt from Assessment to any General or Special District Rates under that Act.

Interpretation of certain Terms.

IV. That, unless there be something in the Subject or Context repugnant to or inconsistent with such Construction, the several Words and Expressions to which by the several Acts wholly or partially incorporated with this Act Meanings are assigned have in this Section and elsewhere in this Act the same respective Meanings; and the following Words have in this Section and elsewhere in this Act the several Meanings hereby assigned to them respectively; (that is to say,)

The Expression "the Borough" means the Municipal Borough of *Sunderland*, except only the Lands herein-after specially excluded from the Limits of this Act:

The Expression "the *Sunderland* District" means the Parish of *Sunderland*:

The Expression "the *Bishop Wearmouth* East District" means the Township of *Bishop Wearmouth Panns*, and such Part of the Township of *Bishop Wearmouth* in the Borough as is situate on the East or Seaward Side of the *Bishop Wearmouth Burn*:

The Expression "the *Bishop Wearmouth* West District" means the remaining Portion of the Township of *Bishop Wearmouth* within the Borough;

The Expression "the *Monk Wearmouth* District" means such Parts of the Borough as lie on the Northern Side of the River *Wear*:

The Expression "the Four Districts" means the *Sunderland* District, the *Bishop Wearmouth* East District, the *Bishop Wearmouth* West District, and the *Monk Wearmouth* District:

The Expression "the Bridge" means the *Wearmouth Bridge* erected under the Authority of the fourthly-recited Act, and includes the Ferries comprised in that Act:

The Expression "the Corporation" means the Mayor, Aldermen, and Burgesses of the Borough of *Sunderland*:

The Word "Street" includes all Streets, Squares, Roads, Footpaths, and public Passages and Places in the Borough:

The

The Expression "the Treasurer" means the Treasurer for the Time being of the Borough of *Sunderland*:

The Expression "the Clerk" means the Town Clerk for the Time being of the Borough of *Sunderland*.

Act not to extend to certain Land in the Township of Monkwearmouth.

V. That this Act shall be put in force for all the Purposes thereof in the Borough, except only a Farm of Land in the Township of *Monkwearmouth*, situate at a Place called *Simonside*, and except any Lands or Tenements in the Township of *Monkwearmouth* distant more than One Mile in a direct Line from the Centre of *Wearmouth Bridge*; and in case the Corporation, under the Provisions of the Public Health Act, 1848, purchase the *Sunderland* Waterworks, this Act shall be put in force for such Purposes as relate to the Supply of Water in all Places within the Limits of "The *Sunderland* Waterworks Act, 1846."

Provision as to Highway Rates at Simonside.

VI. That anything herein contained shall not exempt any Lands or other Premises at or near *Simonside* in the County of *Durham*, or within the Municipal Borough, which are not within the Limits of this Act, from Liability to Rates for the Repair and Maintenance of Highways beyond the Limits of this Act in the Township or Part of a Township in which such Lands and Premises lie, unless and except only when the Owner or Occupier of such Lands or other Premises shall at his own Expense repair and maintain such of those Highways as before the Commencement of this Act the Township in which they lie was liable to repair and maintain.

Act to be carried into execution by Corporation.

VII. That this Act shall be carried into execution by the Corporation acting by the Council of the Borough, and in accordance with the Act of the Fifth and Sixth Years of *William* the Fourth, Chapter Seventy-six, and all other Laws, whether general or local, for the Time being in force affecting the Municipal Corporation of the Borough of *Sunderland*, so far as the same respectively are applicable to the Provisions or Purposes of this Act.

Corporation to be Local Board of Health.

VIII. That the Corporation shall, by the Council of the Borough, be for the Borough and within the Limits of this Act the Local Board of Health under "The Public Health Act, 1848," and that as fully and effectually to all Intents and Purposes whatsoever as if the Parts incorporated with this Act of "The Public Health Act, 1848," had by a Provisional Order of the General Board of Health been duly applied to the Borough and within such Limits, and all proper Proceedings preliminary thereto and consequent thereon had been duly taken in accordance with "The Public Health Act, 1848," and it had been duly enacted by an Act of Parliament passed after the making of such Provisional Order, and taking effect at the Time

of the Commencement of this Act, that the whole of such Provisional Order should be confirmed and be absolute.

Recited Acts 50 G. 3. c. 25., 50 G. 3. c. 27., 7 G. 4. c. 120., 54 G. 3. c. 117., and Part of 32 G. 3. c. 90. repealed.

IX. That from the Commencement of this Act the first, secondly, thirdly, and fifthly recited Acts are respectively hereby repealed; and Section Forty-three of the fourthly recited Act, making the damaging or destroying of the Bridge, Centre, and Ferry Boats a Felony, and Section Fifty-five of that Act, relating to Actions, Suits, and Indictments for Things done in pursuance of that Act, are also respectively hereby repealed.

Property of Commissioners under first Five recited Acts vested in Corporation.

X. That from the Commencement of this Act the Markets, Fairs, Market Houses, and Market Places, and the *Wearmouth Bridge*, and the Ferry Boats, and the Tolls, Rates, Pontage, and Duties, and all other the Buildings and Erections, Lands, Estates, Rents, Monies, Credits, Choses in Action, Possibilities, Expectancies, Property, Effects, Claims, and Demands whatsoever of or to which the respective Commissioners for executing the first, secondly, thirdly, fourthly, and fifthly recited Acts respectively are by virtue of those Acts or any of them, or any other Act or Acts, or by any other Means whatsoever, immediately before the Commencement of this Act, seised, possessed, or in any way entitled, at Law or in Equity, or otherwise howsoever, with the Appurtenances, are hereby effectually vested, according to the Nature, Tenure, and Quality thereof respectively, in the Corporation, as Part of their Corporate Estates and Effects, and may be holden, enjoyed, and disposed of accordingly.

Transfer of Powers of Bridge Commissioners to Corporation.

XI. That, subject to the Provisions of this Act, from the Commencement of this Act the Powers of the Commissioners for executing the fourthly-recited Act shall cease, and all the Powers, Rights, and Privileges by that Act or any other Act or Acts, or otherwise howsoever, conferred on or given to or vested in those Commissioners, and at the Time of the Commencement of this Act in force, shall apply to and be vested in the Corporation, and be exercised and enjoyed by them, and their Committees, Officers, and Servants, under the same Penalties, Provisions, and Restrictions, and subject to the same Duties and Liabilities, so far as the same may for the Time being be applicable, as are by such Act or Acts imposed on or applicable to those Commissioners, and the Name and Corporate Seal of the Corporation may be used when necessary in reference thereto, in like Manner in all respects as if the Corporation instead of the said Commissioners had originally been authorized to carry the fourthly-recited Act into execution; and the Corporation may, as they think fit, from Time to Time allow the said Bridge to be used Toll-free, or, except as herein-after mentioned, may collect the Tolls authorized to be taken by the fourthly-recited Act, or any Part of such Tolls.

XII. That

Bridge Accounts to be verified by Declaration.

XII. That the Clerks, Treasurers, Receivers, Collectors, and Surveyors respectively shall not deliver in upon Oath, as required by Section Thirty-five of the fourthly-recited Act, the Accounts of Monies received and disbursed on account of their respective Offices, but every such Clerk, Treasurer, Receiver, Collector, and Surveyor respectively shall deliver in such Accounts with a Declaration (to be administered by the Mayor) of the Accuracy thereof, to the following Effect; to wit,

'I *A.B.* do solemnly and sincerely declare, as required by "The 'Borough of Sunderland Act, 1851," that the foregoing Account 'is, to the best of my Knowledge, Information, and Belief, a full, true, 'and accurate Account of all the Monies received and disbursed by 'virtue of that Act between the Day of 'exclusive and the Day of inclusive, on 'account of my Office of .'

False Declaration a Misdemeanor.

XIII. That any Person who falsely or corruptly makes and subscribes such a Declaration, knowing the same to be untrue in any material Particular, shall be deemed guilty of a Misdemeanor.

Consols of Bridge Commissioners to be applied in maintaining Bridge in repair.

XIV. And whereas Part of the Property of the Commissioners for executing the fourthly-recited Act is a Sum of Two thousand one hundred and two Pounds Sixteen Shillings and Twopence Consolidated Three Pounds *per Centum* Annuities, invested in the Names of Trustees for those Commissioners, and the Dividends of such Stock are applicable for the Repairs of the Bridge: Be it enacted, That the Trustees of that Stock shall transfer the same unto the Names of such Persons as the Corporation shall appoint in that Behalf, and the Dividends and Proceeds of such Stock shall be applicable exclusively to the Repair and Maintenance of the Bridge, and shall from Time to Time be carried to the Credit of "The *Wearmouth Bridge* Account," by this Act provided for.

So long as Corporation have Funds for Repair of Bridge, it is to be Toll-free.

XV. Provided always, That so long as there is any Money standing to the Credit of "The *Wearmouth Bridge* Account," and applicable to the Repair of the Bridge, the Corporation shall allow the Bridge to be used Toll-free.

Contracts, &c. to remain valid.

XVI. Provided always, That the Repeal of the first, secondly, thirdly, and fifthly recited Acts, or such vesting in the Corporation, shall not annul or in anywise prejudicially affect any Purchase, Sale, Conveyance, Grant, Lease, Mortgage, Bond, Contract, Covenant, Agreement, Security, or other Act, Matter, or Thing whatsoever made, done, entered into, executed, or instituted under or by virtue or in pursuance of the first, secondly, thirdly, fourthly, and fifthly

recited

recited Acts, or any of them, or with reference to the Purposes of the same respectively, but, notwithstanding this Act, or anything therein contained, all such Acts, Matters, and Things shall be as good, valid, and effectual, to all Intents and Purposes whatsoever, for, against, and with reference to the Corporation, as if the same had been made, done, entered into, executed, or instituted by, to, or with reference to the Corporation, instead of the Commissioners of those Acts or any of them respectively, and may be proceeded on and enforced in the same Manner, to all Intents and Purposes whatsoever, as if the Corporation, instead of such respective Commissioners, had been party or privy thereto, and the Name of the Corporation, instead of the Name of such respective Commissioners, had been used or referred to therein or with reference thereto.

Corporation entitled to Credits and liable to Debts of Commissioners.

XVII. That all Persons who immediately before the Commencement of this Act owe any Money to the Commissioners of the first, secondly, thirdly, fourthly, and fifthly recited Acts, or any of them respectively, or to any Person on their respective Behalf, shall pay the same, with all Interest (if any) due or to accrue due for the same, to the Corporation, and all Debts and Monies which immediately before such Commencement are due, owing, or recoverable by or from such Commissioners respectively, or for the Payment of which they respectively are or but for this Act would be liable, shall, according to the Provisions of this Act, be paid, with all Interest (if any) due or to accrue due thereon, by or be recoverable from the Corporation.

Actions, &c. not to abate, and Penalties to be recoverable.

XVIII. That any Action, Suit, Prosecution, or other Proceeding commenced either by or against the Commissioners or any of the first, secondly, thirdly, fourthly, and fifthly recited Acts respectively shall not abate or be discontinued or be prejudicially affected by this Act, but, on the contrary, the same shall continue and take effect, both in favour of and against the Corporation, in like Manner in all respects as the same would if this Act had not passed have continued and taken effect in relation to such Commissioners respectively, and all Offences committed against the Provisions of those Acts or any of them may be prosecuted, and all Penalties incurred by reason of such Offences may be sued for, in like Manner in all respects as if this Act had not passed, the Corporation being in reference to such Matters in all respects substituted for such Commissioners respectively.

Regulations of Commissioners to remain in force till altered by Corporation.

XIX. That all Rules, Regulations, Byelaws, and Orders made under the Authority and according to the Provisions of the first, secondly, thirdly, fourthly, and fifthly recited Acts respectively, and in force on the Commencement of this Act, shall continue in full Force until the same be repealed, altered, or varied under the Authority

Authority of this Act; and such Regulations, Rules, Byelaws, and Orders, and all Penalties and Forfeitures thereby respectively imposed, may and shall be enforced, recovered, and applied in the same Manner in all respects as the same respectively might be enforced, recovered, and applied in case the same had been made and imposed respectively under the Authority of this Act.

Books to remain Evidence.

XX. That all Books and other Documents by the first, secondly, thirdly, fourthly, and fifthly recited Acts authorized or directed to be kept, and which would have been admissible in Evidence if this Act had not passed, shall be admitted as Evidence in all Courts of Law and Equity and elsewhere, as fully and effectually as if this Act had not passed.

Officers to continue until removed by Corporation.

XXI. That every Officer and Servant appointed by virtue or acting under the Authority of any of the first, secondly, thirdly, fourthly, and fifthly recited Acts respectively shall hold and enjoy his Office and Employment, with the Salary or Emoluments thereunto annexed, and be deemed an Officer and Servant of the Corporation, until he be removed by the Corporation from such Office and Employment, and, until so removed, shall have the like Powers and Authorities for the Purposes of this Act, and be subject to the like Power of Removal, Rules, Regulations, Pains, and Penalties, in all respects whatsoever, as if he had been appointed under the Authority of this Act.

Compensation to Officers removed.

XXII. That every salaried Officer employed by the Commissioners at the Time of the Commencement of this Act who shall (except for Misconduct) be removed from his Office, and shall not be employed and retained in an Office of equal Value and Permanence by the Corporation under this Act, shall be entitled to have an adequate Compensation by way of Annuity or otherwise, to be assessed by the Commissioners of Her Majesty's Treasury or any Two of them, upon the Report of the Council of the Borough of *Sunderland*, for the Salary of his Office which he shall cease to hold, regard being had to the Manner of his Appointment to such Office, and his Term therein.

Statement to be delivered to Town Clerk by Officers claiming Compensation.

XXIII. That every Person entitled to such Compensation shall, within Three Months after his Removal from his Office, deliver to the Town Clerk a Statement under the Hand of such Person, setting forth the Salary received by him or his Predecessors in every Year during the Period of Five Years next before the Day when he ceased to hold such Office, or for any less Time during which the said Office was held, if not held for Five Years, on account of the Salary whereof he claims such Compensation, and containing a Declaration that the

same is a true Statement according to the best of the Knowledge, Information, and Belief of such Person, and also setting forth the Sum claimed by him as such Compensation; and the Town Clerk shall lay such Statement before the Council of the Borough of *Sunderland*, who shall take the same into consideration, and report thereon; and if any Member of the Council so require, the Person preferring such Claim, upon receiving Notice in Writing signed by the Town Clerk, shall attend at any Meeting or adjourned Meeting of the Council for the Investigation of such Claim, and then and there answer all Questions asked by any Member of the Council touching the Matters set forth in the Statement, and produce all Vouchers, Books, Papers, and Writings in his Possession, Custody, or Power relating thereto; and immediately upon a Report being made the Person preferring such Claim shall be informed of the Particulars of the Report by Notice in Writing under the Hand of the Town Clerk.

Town Clerk to lay Statement before Council, who shall report thereon.

If Party aggrieved by Report, they may appeal to the Treasury.

XXIV. That in case the Person preferring such Claim think himself aggrieved by the Report of the Council thereon, or in case One Third of the Council within One Month after such Report has been come to subscribe a Protest against the Amount of Compensation allowed by the Council, the Person preferring such Claim, or any Member of the Council subscribing such Protest, may appeal against such Report to the Commissioners of Her Majesty's Treasury.

Corporation to pay Compensation awarded.

XXV. That the Corporation shall from Time to Time pay to every such Person entitled to such Compensation the Annuity or other Money awarded as and for Compensation, when and as the same becomes due and payable; and such respective Annuities or Money shall be paid as follows: Out of the *Wearmouth Bridge* Account, in respect of the Officers employed under the fourthly-recited Act; and in respect of all other Officers, out of the Account relating to the District in which such Officer held his Office previously to the passing of this Act; or if his Office extended to more than One such District, then such Annuity or Money shall be apportioned by the Council between such Districts.

Officers to account.

XXVI. That all Officers and Persons who have or shall have in their Possession or under their Control any Money, Books, Documents, Papers, Writings, or Effects belonging to the Commissioners of the first, secondly, thirdly, fourthly, and fifthly recited Acts respectively, or to which such Commissioners respectively are or but for this Act would be entitled, shall be liable to account for and to deliver up the same to the Corporation, or to such Persons as they appoint to receive the same, in like Manner, and subject to like Process, Pains, and Penalties for Refusal or Neglect, as if such Officers

and Persons had been appointed by or become possessed of such Money, Books, Documents, Papers, Writings, or other Effects for the Corporation.

8 & 9 Vict. c. 18. incorporated with this Act.

XXVII. That the Lands Clauses Consolidation Act, 1845, is incorporated with this Act: Provided always, that the Corporation shall not purchase any Lands otherwise than by Agreement.

Corporation to maintain Bridge and Ferry.

XXVIII. That the Corporation shall from Time to Time repair and maintain the Bridge and the Approaches thereto, and also the Ferry across the River *Wear*, and provide, repair, and maintain sufficient and proper Ferry Boats for the Ferry, and all requisite Works and Conveniences for the same respectively, and duly keep the Bridge and the Ferry respectively open at all Times for public Traffic.

Power to borrow Money to rebuild the Bridge, in case of need.

XXIX. That in case the Bridge be at any Time destroyed, or become so dilapidated that its Removal shall be expedient, the Corporation may borrow upon Mortgage of the Tolls and Pontage Dues for Passage over the Bridge such Sums as shall be necessary for erecting a new Bridge instead thereof, and may demand and take, under the Authority of the fourthly-recited Act and this Act, the Tolls and Pontage Duties by the fourthly-recited Act granted.

Corporation to establish a Sinking Fund.

XXX. That in order to discharge the Principal Money borrowed on the Security of the said Tolls and Pontage Dues, the Corporation shall every Year appropriate and set apart, out of the Tolls and Pontage Dues, One Twentieth Part of the Sum so borrowed as a Sinking Fund, to be applied in paying off the Principal Money so borrowed, and shall from Time to Time cause such Sinking Fund to be invested in the Purchase of Exchequer Bills, Consolidated Bank Annuities, or other Government Securities, and to be increased by Accumulation in the way of Compound Interest until the same be of sufficient Amount to pay off such Principal Money, or some Part thereof which the Corporation think ought then to be paid off, at which Time the same shall be so applied in paying off the same as by this Act provided.

Mode of paying off Mortgages.

XXXI. That whenever the Corporation are enabled to pay off One or more of the Mortgages on the Tolls and Pontage Dues then payable, and are not able to pay off the whole of those Mortgages, they shall decide the Order in which such Mortgages shall be paid off by Lot, and shall cause a Notice signed by the Town Clerk to be given to the Persons entitled to the Money to be paid off pursuant to such Lot, and such Notice shall express the Principal Sum proposed to be paid off, and that the same will be paid, with the Interest due thereon, at

at a Place specified, at the Expiration of Six Months from the Day of fixing such Notice.

Corporation may sell Estates vested in them by Act.

XXXII. That the Corporation may from Time to Time make Sale and absolutely dispose of and convey such of the Estates and Effects whatsoever which by this Act are respectively vested in the Corporation as shall not be required for the Purposes thereof, and the Monies arising from such Sale shall be applied in or towards the Discharge of the Principal Monies due and owing upon Mortgage under the Authority of this Act: Provided always, that any such Sale shall not be made, except with the Consent of the Commissioners of Her Majesty's Treasury or any Two of them.

Provisions of 10 & 11 Vict. c. 14. incorporated with this Act.

XXXIII. That the Markets and Fairs Clauses Act, 1847, except such of the Provisions thereof as are inconsistent with the Restrictions and Provisions of this Act, is incorporated with this Act.

Market Houses and Market Places to be maintained.

XXXIV. That the existing Market Houses in the Parish of *Sunderland* shall be maintained and used for the Purposes of the Markets in the Borough, and all Markets shall be held in such Parish, and not elsewhere.

Corporation to regulate Markets and Fairs.

XXXV. That, subject to the Provisions of this Act, the Corporation shall for ever maintain and regulate the said Markets for supplying the Inhabitants of the Borough and the Neighbourhood thereof with such marketable Commodities as the Corporation from Time to Time see fit to allow to be bought and sold therein, and may regulate, remove, and alter any Erections or Buildings in such Markets, and may maintain and regulate the Fairs held in the Borough in such Manner as they from Time to Time think proper, and may appoint such Places in the Borough and such Times for the holding of such Fairs as they from Time to Time think proper.

Market Days.

XXXVI. That the Corporation shall hold the Markets in the Borough on *Saturday* in every Week, or on such other Day or Days and during such Hours in each Day as the Corporation from Time to Time appoint: Provided always, that any Market shall not be held on any *Christmas Day* or *Good Friday*, or on any Day appointed for a Public Fast or Thanksgiving.

Fair Days.

XXXVII. That the Fairs in the Borough shall be held on the several Days on which the same have heretofore been usually held in every Year, or when any such Day is *Sunday*, or a Day appointed for a Public Fast or Thanksgiving, on such Day, not being more than Six Days before or after, as the Corporation think fit and appoint.

XXXVIII. That

Corporation may lease Market and Tolls.

XXXVIII. That the Corporation may from Time to Time demise or let the Market Houses and Market Places, and any of them, and any Part thereof respectively, and the Shops, Stalls, Sheds, Places, and other Conveniences in the Market Houses and Market Places and Fairs, and any of them respectively, and the Weighing Houses and Weighing Places and Weighing Machines, and any of them respectively, and the Stallages, Rents, and Tolls for the Market and Fairs, and any of them respectively, for any Term not exceeding Three Years, upon such Terms as are agreed upon between the Corporation and the Person to whom the respective Demise or Letting is made: Provided always, that any such Demise or Letting for any Period exceeding One Year shall be made on Tender, after not less than One Month's public Notice, by Advertisement or otherwise, as the Corporation think fit, of their Intention to make the same.

Tolls for Markets and Fairs.

XXXIX. That the Corporation, and their Lessees in that Behalf respectively, may from Time to Time demand and take from any Person occupying or using any Shop, Stall, Shed, or Place in any Market House, Market Place, or Fair in the Borough, or bringing into any such Place or Fair any Animal or Thing specified in the First Schedule to this Act annexed, or having any marketable Commodity, or any Waggon, Cart, or Carriage, with or without Goods, weighed or measured, or otherwise resorting to the Market or Fair, such respective Stallages, Rents, and Tolls as the Corporation and their Lessees respectively from Time to Time appoint, not exceeding the several Stallages, Rents, and Tolls respectively specified in that Schedule.

Lessees of Stalls may assign with Consent of Corporation.

XL. That the Lessee and Assignee respectively of any such Shop, Stall, Shed, Place, or other Convenience, his Executors and Administrators, may, with, but shall not without, the Consent of the Corporation, assign the same for the Residue of his Term therein.

Sales in Street during Fairs, &c.

XLI. Provided always, That anything in this Act contained shall not prevent any Stalls, Booths, Benches, Erections, or other Things being placed or used in the Streets in the Borough for the Purpose of selling or exposing for Sale any marketable Commodities during the Time of any Fair, in like Manner as heretofore accustomed, or to prevent the selling or exposing for Sale of Corn or Grain in any Market or Place in the Borough, in like Manner as heretofore accustomed.

Offices for Surveyors and Inspectors.

XLII. That the Corporation shall provide, in some convenient Places in the Borough, and as they think most convenient, Offices for the Surveyors and Inspectors appointed for the Purposes of this Act, and shall cause due Notice thereof to be given Twice at least in some

Newspapers circulating in the Borough, and may provide such Offices within the Limits of this Act for any other Officers appointed for the Purposes of this Act as the Corporation think fit.

Certain Provisions of 10 & 11 Vict. c. 34. incorporated with this Act.

XLIII. That the following Clauses of the Towns Improvement Clauses Act, 1847, are incorporated with this Act; (that is to say,)

Section 52, relating to the placing of Fences and Footways:

Sections 64 and 65, with respect to naming the Streets and numbering the Houses:

Sections 66 to 74, both inclusive, with respect to improving the Line of the Streets and removing Obstructions:

Sections 75 to 78, both inclusive, with respect to ruinous or dangerous Buildings:

Sections 79 to 83, both inclusive, with respect to Precautions during the Construction and Repair of the Sewers, Streets, and Houses:

Section 109, with respect to the Construction of Houses for Prevention of Fire:

Sections 110 to 115, both inclusive, with respect to supplying Buildings with fresh Air:

Sections 119 and 120, with respect to lighting the Town or District:

Section 124, which relates to Fire-plugs, &c.:

Section 143, with respect to Clocks.

Provision of 10 & 11 Vict. c. 34., as to Prevention of Smoke, incorporated with this Act.

XLIV. That the Clause of "The Towns Improvement Clauses Act, 1847," with respect to the Prevention of Smoke, shall be and the same is hereby incorporated with this Act: Provided always, that the Words "consume the Smoke" in the said last-mentioned Act shall not be held in all Cases to mean "consume all the Smoke," and that the Justice or Justices before whom any Person shall be summoned may remit the Penalties enacted by the said Act, if he or they shall be of opinion that such Person has so constructed or altered his Fireplace or Furnace as to consume, as far as possible, all the Smoke arising from such Fireplace or Furnace, and has carefully attended to the same, and consumed, as far as possible, the Smoke arising from such Fireplace or Furnace.

"Commissioners" to mean Corporation.

XLV. That the Expression "the Commissioners" in "The Towns Improvement Clauses Act, 1847," means the Corporation.

Certain Provisions of 10 & 11 Vict. c. 89. incorporated with this Act.

XLVI. That the Town Police Clauses Act, 1847, except the Clauses "with respect to the Appointment, and the Powers, Duties, and Privileges, of Constables," of that Act, is incorporated with this Act.

XLVII. That

Conversion of Sewage into Manure.

XLVII. That the Corporation may from Time to Time cause the Sewage and Refuse vested in them under this Act to be sold or converted into Manure, in such Manner, and provide such Works and Conveniences for that Purpose, and sell and dispose of the Sewage and Refuse, or the Products thereof, as they think fit, and may lease any Lands for the Purposes of such Works and Conveniences.

Provisions as to bathing in River Wear, &c.

XLVIII. That the Clauses and Provisions incorporated with this Act of "The Town Police Clauses Act, 1847," with respect to public Bathing, extend to all Parts of the River *Wear* within the Circuit of the Borough, and to all Canals, Streams, Reservoirs, Ponds, and Pools of Water in the Borough, as if the same respectively were the Sea Shore or Strand of any River used as a public Bathing Place: Provided always, that any Byelaw made by the Corporation under those Clauses and Provisions concerning any Part of that River, or any such Canal, Stream, Reservoir, Pond, or Pool of Water, being the private Property of any Person, shall not take away, lessen, or prejudicially affect any of his Rights, Privileges, or Authorities with reference thereto, further or otherwise than as he from Time to Time consents.

Constables.

XLIX. That the Provisions incorporated with this Act of "The Town Police Clauses Act, 1847," extend and apply to all Constables appointed by the Corporation not under the Authority of this Act, as fully and effectually to all Intents and Purposes as if they were appointed under the Authority of this Act.

Brothels.

L. That if any Person keeps or acts in the Management of any Brothel or other disorderly House, Room, or other Place in the Borough, or appears, acts, or behaves as Master or Mistress, or as the Person having the Care, Government, or Management thereof, every Person so offending shall for every such Offence be liable to a Penalty not exceeding Ten Pounds, or, in the Discretion of the Justices before whom he is convicted, to Imprisonment, with or without Hard Labour, for a Period not exceeding One Month: Provided always, that any Conviction under this Provision shall not exempt any Owner, Occupier, Keeper, or Manager of such Place, or any Person so appearing, acting, or behaving, or any Person resorting thereto, from any other penal Consequence to which he is liable with reference thereto.

Corporation indictable for Non-repair of Highways.

LI. That the Corporation shall be deemed guilty of a Misdemeanor for refusing or neglecting to repair any public Highway in the Borough, and shall be liable to be indicted for such Misdemeanor in the same Manner as the Inhabitants of any Part of the Borough, or of any Parish,

Parish, Township, or other District in the Borough, were liable before the Commencement of this Act.

Turnpike Tolls not to be taken in the Borough.

LII. That on and after the First Day of *January* One thousand eight hundred and fifty-two the Trustees of any Turnpike Road shall not collect any Toll on any Road in the Borough, or lay out any Money thereon.

Highway Rate not to be assessable in the Borough.

LIII. That after the Commencement of this Act any Highway Rate shall not be payable in respect of any Property in the Borough, and any Person shall not be liable in respect of any Property in the Borough to Statute Labour in the Borough.

As to Waggonway on Wearmouth and Tyne Bridge Road.

LIV. Provided always, That the Waggonway in the Borough along the Part of the Turnpike Road leading from *Wearmouth Bridge* to *Tyne Bridge* shall (subject to the Rights of the Public in, over, or along the same,) remain under the Management of the Trustees of such Road, who shall receive the Rents or Payments made for the Use thereof; and the Toll House and Ground belonging thereto upon the Part of the said Road within the Borough may be sold by the said Trustees, and the Profits arising from such Sale shall form Part of the Funds of such Trustees.

As to Property of Sunderland and Durham Road Trustees.

LV. That the Trustees of the *Durham and Sunderland* Turnpike Road may sell and dispose of any Land which may have been purchased by them within the Borough, not forming Part of the Turnpike Road or the Footpath thereof, nor used as a Place for depositing Materials for the Repair of the said Turnpike Road, and the Monies arising from the Sale of such Land shall form Part of the Funds of such Trustees; and all Contracts or Agreements made by such Trustees with any Company or Person, with reference to any Improvement or Alteration in the Part of the Road within the Borough, shall remain in force in the same Manner as if the Corporation had been Party thereto instead of the said Trustees.

Penalty for disturbing Corpses.

LVI. That if any Person having the Preparation of any Grave in the Borough, not being a Vault or Catacomb, in the course of the Preparation thereof knowingly or wilfully displace or disturb any undecomposed or only partly decomposed Corpse or Part of a Corpse, or any undecomposed or only partly decomposed Coffin or Part of a Coffin, every such Person shall for every such Offence be liable to a Penalty not exceeding Ten Pounds.

Lighting of Monkwearmouth and Monkwear-

LVII. And whereas the lighting of the Townships of *Monkwearmouth* and *Monkwearmouth Shore* is regulated under the Act of the Third and Fourth Years of *William* the Fourth, Chapter Ninety, and

it is expedient that the Provisions for the lighting of the Borough be uniform throughout the Borough: Be it therefore enacted, That from the Commencement of this Act that Act shall cease to be in operation in those Townships respectively: Provided always, that the Provisions of that Act shall continue in force for the Purpose of collecting and recovering any Rate previously made; and if, on ceasing to act on the Provisions of that Act, there be any Balance in the Hands of the Inspectors, after defraying the Expenses incurred in carrying into effect the Provisions of that Act, such Balance shall be paid to the Overseers of the Poor of those Townships, to be applied in aid of the Poor Rates of those Townships.

mouth Shore, under 3 & 4 W. 4. c. 90., to cease.

LVIII. That in all Cases where, either from Accident or Failure of Works under the Control of the Corporation, Damage or Loss is occasioned to any Person, the Corporation may, where they think fit, make such reasonable Compensation as to the Corporation seems just for such Damages and Loss, although such Compensation may not be recoverable at Law against the Corporation: Provided always, that this Act or anything therein contained shall not exempt the Corporation from any Liability to any Action or Suit in respect of any such Accident, Failure, Damage, or Loss.

Corporation may make Compensation for accidental Damage.

LIX. That the Borough shall be divided into Four distinct Districts, with reference to the Rates to be made under this Act; namely, the *Sunderland* District, the *Bishopwearmouth* East District, the *Bishopwearmouth* West District, and the *Monkwearmouth* District; and the Corporation shall have Power to subdivide into Special Districts all or any of the said Four Districts, in such Manner as they may think fit, and from Time to Time to alter or vary such Special Districts; and in case any Improvement in respect of which the Corporation may make a Special District Rate benefits more than One of the Four Districts, the Council shall justly apportion the Expense of such Improvement between such of the Four Districts or such Parts thereof respectively as are thereby benefited.

Districts and Special Districts.

LX. That if any Owner or Occupier of any Premises in the Borough be dissatisfied with the Determination of the Corporation as to the Subdivision of any of the said Four Districts into Special Districts, or as to any Alteration or Variation thereof, or as to the Expenses, or the Proportion of the Expenses, of any Improvement, to be borne by all or any Part of any One of the Four Districts, or as to the Liability of all or any Part of any One or more than One of the Four Districts to any such Expenses, he may, within Twenty-eight Days after Notice to him, or public Notice as required by this Act, of any such Determination, appeal to the General Board of Health

Power of Appeal to General Board of Health against Determination by Corporation.

Health against such Determination; and the General Board of Health shall hear such Appeal, and may take such Course of Inquiry thereon as they think right, and may confirm or alter the Terms of such Determination.

Improvement not to be proceeded with until Appeal decided.

LXI. That any Improvement as to the Expenses whereof any Determination by the Corporation is by this Act required shall not be commenced until such Determination have been made, and the Appeal, if any, thereon have been decided.

Proceeds of Sale of Premises to be credited to the District which bore the Expense of purchasing the Premises.

LXII. That if any Premises purchased at the Expense of any One of the Four Districts be afterwards sold, the net Proceeds of the Sale thereof shall be carried to the Credit of the Account of the same respective District; and if any Premises purchased at the Expense of any Two or more of the Four Districts be afterwards sold, the net Proceeds of the Sale thereof shall be carried to the Credit of the respective Accounts of the same respective Districts, in like Proportions as those in which the Expense of the Purchase of the same Premises was borne by those Districts.

Rates not to be made for longer than a Year.

LXIII. That any Rate made by the Corporation under the Authority and for any of the Purposes of this Act shall not be made in respect of any longer Period than One Year, and shall not be made retrospectively.

Expense of repairing Highways to be the First Charge.

LXIV. That the Expense of maintaining and keeping in repair the Highways in the said Borough shall be paid and discharged in the first place out of the General District Rates to be levied in pursuance of this Act.

Limit of Amount of Rates.

LXV. Provided always, That any Rate or Rates made by the Corporation under the Authority and for any of the Purposes of this Act shall not be greater in the aggregate than after the yearly Rate of Two Shillings and Sixpence in the Pound on the net annual Value of all the rateable Property in the Borough.

Amount of Rate may include Expenses of recovering same, and as regards Improvement Rate, Interest on Outlay.

LXVI. That the Amount of any Rate made after the Commencement of this Act by the Corporation, or by any Overseer or other Person, in pursuance of any Warrant from the Mayor of *Sunderland*, and whether such Rate be a General District Rate, a Special District Rate, or an Improvement Rate, may, if the Corporation think fit, be such Amount as in their Judgment will be sufficient to raise or discharge, not only the Sum or Expenses in respect of which such Rate is made, but also such a Sum as will meet the Expenses, or what is, in the Judgment of the Corporation, a due Proportion of the Expenses, incurred and to be incurred in and about making and recover-

ing such Rate; and the Sum to be raised by any such Improvement Rate may, if the Corporation think fit, include the Amount of Interest, not exceeding Five Pounds in the Hundred, on the Amount of the Expenses of the Improvement in respect of which such Rate is made.

Recovery of Improvement Rate in certain Cases.

LXVII. That whenever any Premises in respect of which any Expenses authorized to be paid by an Improvement Rate have been incurred are wholly or partly destroyed, pulled down, or suffered to fall into Decay, or are unoccupied for more than Twelve successive Months, or are subdivided, or have their Boundaries altered, and whenever, for any other Cause, it appears to the Corporation that the Recovery of such Expenses by an Improvement Rate may be impracticable, or practicable only at an undue Cost, or with undue Difficulty or Delay, then and in every such Case the Corporation may at any Time, if they think fit, order that such Expenses, or such Part thereof as (after applying towards the Discharge of such Expenses, with Interest, the Rate or Rates, if any, previously levied,) remain unpaid, shall be paid by the Owner for the Time being of such Premises or of the Site thereof, and in such Case such unpaid Expenses and Interest shall be paid, on Demand, by such Owner, and shall be recoverable according to the Provisions of this Act relating to the Recovery by the Corporation of Expenses incurred by them with reference to dangerous Premises.

Remedies for Recovery of Rates, &c.

LXVIII. That the Corporation may from Time to Time as they think fit recover the whole or any Part of any Rate or other Money payable to them by virtue of this Act, by Distress and Sale of the Goods and Chattels, wherever found, of the Person liable to pay the same, or in like Manner as Rates for the Relief of the Poor are by Law recoverable, or by Action of Debt, Special Action on the Case, Plaint, or other Proceeding in any of the Superior Courts, or any County Court, or other Court of competent Jurisdiction; and in any such Action, Plaint, or other Proceeding it shall be sufficient to declare or allege that the Defendant is indebted to the Corporation in such Sum of Money as the Corporation suppose to be due, and if they recover such Sum or any Part thereof they shall have full Costs, to be levied and recovered in like Manner as the Sum so recovered, and all Judges, Justices, and others shall give Effect to this Act accordingly.

Remedies for Recovery of Rates, &c. to be cumulative.

LXIX. That the Powers and Provisions for the Recovery of Rates and other Monies by this Act granted are in addition to the Powers and Remedies whatsoever for the Recovery of Rates and other Monies which the Corporation have independently of this Act.

LXX. That

Several Names in One Warrant.

LXX. That any Number of Names and Sums may be included in any Warrant of Distress or Notice for the Purpose of this Act, and may be stated either in the Body of such Warrant of Distress or Notice, or in any Schedule thereto.

Forms in Second Schedule may be used.

LXXI. That the several Forms in the Second Schedule to this Act, or Forms to the like Effect, with such Alterations and Additions, if any, as Circumstances require, may be used for any of the Purposes of this Act for which such Forms are applicable, and such Forms shall accordingly be to all Intents sufficient for such Purposes, and it shall not be necessary for any of such Purposes to use any other Form.

Expenses of executing this Act, &c. to be paid out of "General Improvement Fund."

LXXII. That all the Monies expended by the Corporation for any of the Purposes of this Act, and other the Costs, Charges, and Expenses of and incident to the carrying into execution of this Act by the Corporation, except such Costs, Charges, and Expenses as are by this Act required to be and can be otherwise paid or satisfied, shall be charged upon and be paid or satisfied out of the General Improvement Fund; and all Monies borrowed or otherwise raised by the Corporation under the Authority of this Act, and all the Rates, Rents, Tolls, Duties, Dividends, Charges, Damages, Penalties, and other Sums of Money whatsoever received by or for the Benefit of the Corporation under the Authority of this Act, or in carrying it into execution, shall, except as by this Act otherwise provided, be paid to the Credit of such Fund.

Corporation to keep distinct Accounts of Receipts and Expenditure.

LXXIII. That the Corporation shall keep several distinct and proper Accounts of their Receipts, Payments, Credits, and Liabilities with reference to the carrying of this Act into execution, to be respectively called "The *Wearmouth Bridge* Account," "The Waterworks Account," "The *Sunderland* District Account," "The *Bishopwearmouth* East District Account," "The *Bishopwearmouth* West District Account," "The *Monkwearmouth* District Account," and "The General Improvement Account;" and Abstracts of such Accounts shall be published yearly in the Month of *November* in a *Sunderland* Newspaper.

Credits and Debits of Bridge Account.

LXXIV. That all Monies received on account of the Tolls and Pontage Dues, and borrowed on the Credit of those Tolls and Dues, shall be carried to the Credit of "The *Wearmouth Bridge* Account," and the Expenses of executing this Act with reference to the Bridge and Ferries shall be carried to the Debit of that Account, and any Surplus shall be allowed to accumulate, and shall be applicable to the Purposes of this Act relating to the said Bridge.

LXXV. That

Credits and Debits of Waterworks Account.

LXXV. That in case of the Purchase of Waterworks all Monies received on account of Rates and Rents for the Supply of Water, and borrowed on the Credit of those Rates and Rents, shall be carried to the Credit of "The Waterworks Account," and the Expenses of executing this Act with reference to Waterworks and Supply of Water shall be carried to the Debit of that Account.

Credits and Debits of Sunderland District Account.

LXXVI. That all the Market Tolls and Dues by this Act granted, and all Monies received on account of Rates on the *Sunderland* District, and borrowed on the Credit of those Rates, shall be carried to the Credit of "The *Sunderland* District Account;" and the Interest and Principal of all Money borrowed previously to the passing of this Act under the thirdly-recited Act, hereby repealed, and also the Expenses of executing this Act with reference to that District, and of maintaining the Market, shall be carried to the Debit of that Account.

Credits and Debits of Bishop Wearmouth Account.

LXXVII. That all Monies received on account of Rates on the *Bishop Wearmouth* East District, and borrowed on the Credit of those Rates, shall be carried to the Credit of "The *Bishop Wearmouth* East District Account;" and the Interest and Principal of all Money borrowed previously to the passing of this Act under the first-recited Act hereby repealed, and also the Expenses of executing this Act with reference to that District, shall be carried to the Debit of that Account: Provided always, that the Principal Money borrowed under the Authority of the first-recited Act previously to the passing of this Act, and all Interest thereon, shall be borne and paid by such Portion of the *Bishop Wearmouth* East District as is at the passing of this Act under the Operation of the said first-recited Act.

Credits and Debits of Bishop Wearmouth West District Account.

LXXVIII. That all Monies received on account of the Rates on the *Bishop Wearmouth* West District, and borrowed on the Credit of those Rates, shall be carried to the Credit of "The *Bishop Wearmouth* West District Account;" and the Expenses of executing this Act with reference to that District shall be carried to the Debit of that Account.

Credits and Debits of Monk Wearmouth Account.

LXXIX. That all Monies received on account of Rates on the *Monk Wearmouth* District, and borrowed on the Credit of those Rates, shall be carried to the Credit of "The *Monk Wearmouth* District Account;" and the Expenses of executing this Act with reference to that District shall be carried to the Debit of that Account.

Credits and Debits of General Im-

LXXX. That all Monies raised or received under this Act, and not by this Act directed to be carried to the Credit of any other Account,

provement Account.

Account, shall be carried to the Credit of "The General Improvement Account;" and all the Expenses of executing this Act which are not thereby directed to be debited to any other Account shall be debited to "The General Improvement Account."

Limiting Amount to be raised by Mortgage.

LXXXI. That the Money to be borrowed on Mortgage by the Corporation shall not exceed on the whole the Sum of Eighty thousand Pounds.

Mortgages to be stamped.

LXXXII. That every Mortgage or Assignation in Security of Rates or other Property granted or made by the Corporation under the Provisions of this Act or any Act incorporated herewith shall be by Deed duly stamped under the Common Seal of the Corporation, wherein the Consideration shall be truly stated; and every Transfer of any such Mortgage or Assignation shall be by Deed duly stamped, wherein the Consideration shall be truly stated.

Provisions in Public Health Act as to Sinking Fund to extend to existing Mortgages.

LXXXIII. That Section One hundred and thirteen of "The Public Health Act, 1848," relating to Mortgage Debts to be paid off by means of a Sinking Fund, shall apply to any Money due upon Mortgage or other Security at the passing of this Act by the Commissioners acting under the Authority of the Acts hereby repealed, as if the Money owing upon Mortgage at the passing of this Act had been borrowed by the Corporation under the Authority of "The Public Health Act, 1848."

Corporation may take Security of Guarantee Societies.

LXXXIV. That the Corporation may, if they think proper, accept, in lieu of any other Security, the Security of any Guarantee Society established by Charter or Act of Parliament in any Part of *Great Britain*, for the due Performance of the Duties of any Officer appointed or employed by the Corporation for any of the Purposes of this Act.

Liability to Rates not to disqualify Justices.

LXXXV. That any Justice shall not be disqualified for acting in the Execution of this Act by reason of his being liable to the Payment of any Rate or other Charge under this Act.

Saving Rights of Corporation.

LXXXVI. That this Act, or anything therein contained, shall not take away, lessen, alter, or prejudice any of the Rights, Privileges, or Authorities of the Corporation, but all such Rights, Privileges, and Authorities respectively may be had, exercised, and enjoyed as if this Act had not passed.

Saving Rights of Sunderland Water Company.

LXXXVII. That, except as is by this Act expressly enacted, this Act, or anything therein contained, shall not take away, lessen, alter, or prejudice any of the Rights, Privileges, or Authorities of "The *Sunderland* Water Company," but all such Rights, Privileges, and

Authorities respectively may be had, exercised, and enjoyed as if this Act had not passed.

Saving Rights of Sunderland Corporation Gas Company.

LXXXVIII. That, except as is by this Act expressly enacted, this Act, or anything therein contained, shall not take away, lessen, alter, or prejudice any of the Rights, Privileges, or Authorities of "The *Sunderland* Corporation Gas Company," or "The *Sunderland* Subscription Gaslight Company," but all such Rights, Privileges, and Authorities respectively may be had, exercised, and enjoyed as if this Act had not passed.

Saving Rights of the Bishop of Durham.

LXXXIX. That nothing in this Act shall have the Effect of severing or separating from the Bishoprick of *Durham* any Lordship, Manor, Lands, Tenements, Hereditaments, Mines, Minerals, Dues, Profits, or Emoluments, or of taking away, lessening, altering, or prejudicing any of the Rights, Privileges, Powers, or Authorities of the Bishop of *Durham* for the Time being, but all such Rights, Privileges, Powers, and Authorities may be had, exercised, and enjoyed as if this Act had not passed.

Corporation not to sell Lands, &c. without the Approbation of Treasury.

XC. That nothing in this Act contained shall enable the Corporation to alienate, incumber, or demise, for the Purposes of this Act, without the Approbation of the Commissioners of Her Majesty's Treasury or any Two of them, any Lands, Tenements, or Hereditaments which they could not have sold, alienated, incumbered, or demised without such Approbation before the passing of this Act, anything in this Act to the contrary notwithstanding.

Act subject Provisions of any future Public Health Act.

XCI. That this Act shall be subject to the Provisions of any Act for amending or extending "The Public Health Act, 1848," passed in the present or any future Session of Parliament.

Expenses of Act.

XCII. That all the Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act, or otherwise in relation thereto, shall be borne and be raised and paid by the Corporation as Part of the Expenses of executing this Act, to be paid out of the General Improvement Account, or out of the Borough Fund, as the Corporation may think proper.

The SCHEDULES referred to in the foregoing Act.

THE FIRST SCHEDULE.

TOLLS TO BE TAKEN FOR THE MARKETS AND FAIRS.

For every Waggon, Cart, or other Carriage in which anything is exposed for Sale, any Sum not exceeding, for every Day - - - - -	Sixpence.
For every Shop or Stall in which any Vegetables, Roots, Fruit, Fish, Butter, Cheese, Bacon, or Butchers Meat is exposed for Sale, any Sum not exceeding, for every Week - - - - -	Two Shillings and Sixpence.
For every Shop or Stall on which any Clothes, Wares, or other Goods or Merchandise are exposed for Sale, any Sum not exceeding, for every Week - -	Four Shillings.
For every Bushel of Corn or Grain exposed for Sale, any Sum not exceeding - - -	One Penny.

THE SECOND SCHEDULE.

Forms that may be used (with such Alterations and Additions, if any, as Circumstances may require) for any of the Purposes of the foregoing Act for which such Forms are applicable.

N.B.—In making any Additions to or Alterations of any Form Conciseness is to be attended to.

PART I.

FORMS relating to MARKETS, FAIRS, and SLAUGHTER-HOUSES.

1. *Form of Appointment by the Corporation of Places and Times for holding Markets.*

The Borough of Sunderland Act, 1851.

The Corporation hereby appoint the under-mentioned Place [*or* Places] in the Borough and Times for holding a Market [*or* Markets] for the Sale of the under-mentioned Articles, until further Order.

Dated this [*29th*] Day of [*March 1852*].

(L. S.) *The Common Seal of the Corporation.*

, Mayor.

[*William Snowball*], Town Clerk.

Place [*or* Places] [*King Street*].

Times [*every Monday from 6 o'Clock in the Morning to 6 o'Clock in Evening*].

Articles to be sold [*Hay, Corn, Fish, Poultry, Cattle, &c.*]

2. *Form*

2. *Form of Appointment of Places and Times for holding Fairs.*

The Borough of Sunderland Act, 1851.

The Corporation hereby appoint the under-mentioned Place [*or* Places] in the Borough and Time [*or* Times] for holding a Fair [*or* the Midsummer Fair] till further Order.

Dated this [*29th*] Day of [*March 1852*].

(L. S.) *The Common Seal of the Corporation.*

, Mayor.

[*W. S.*], Town Clerk.

Place [*or* Places] [*King Street*].

Time [*or* Times] [*the Tuesday, Wednesday, and Thursday next after Midsummer Day, from 6 o'Clock in the Morning till 9 o'Clock in the Evening of every Day*].

Articles to be sold [*here indicate them, if thought expedient*].

---

3. *Form of Appointment of Stallages, Rents, or Tolls to be taken for the Markets, Fairs, &c.*

The Borough of Sunderland Act, 1851.

The Corporation hereby appoint the under-mentioned Stallages [*or* Rents *or* Tolls] to be taken for the Market [*or* the Cattle Market, *&c.*] till further Order.

Dated this [*29th*] Day of [*March 1852*].

(L. S.) *The Common Seal of the Corporation.*

, Mayor.

[*W. S.*], Town Clerk.

[*Here give the First Schedule, or such Part thereof, if any, as may be necessary, with the Tolls, &c. appointed, or otherwise specify the Stallages, &c. to be taken.*]

---

4. *Form of Notice of the opening of a Market or Fair.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation will on [*Monday*] the [*29th*] Day of [*March 1852*] open a Market [*or* Fair] for the Sale of [*Corn, Hay, &c.*] in the Borough, and that till further Order the Market [*or* Fair] will be held [*in the Market Place*] in the Borough, and the Market [*or* Fair] Days will be [*Monday*] and [*Wednesday in every Week*], and the Stallages, Rents, and Tolls specified below will be demanded and taken under the Authority of the Corporation.

Dated this [*29th*] Day of [*March 1852*].

[*W. S.*], Town Clerk.

Stallages, Rents, and Tolls:
[*Here specify them.*]

---

5. *Form of Notice of Intention to demise Market House, Market Places, Weighing Houses, &c., Stallages, &c., Shops, &c., in Market House, &c.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation are willing to let the under-mentioned Property for the Term of [*Seven Years*] from the [*29th*] Day of [*March 1852*], and to receive Tenders in Writing in that Behalf. The Tenders must be delivered at the Town Clerk's Office in the Borough on or before the [*29th*] Day of [*March 1852*]. Forms of the Tender may be obtained on Application at that Office on or before the [*29th*] Day of [*March 1852*]. The Corporation do not bind themselves to accept the lowest or any Tender.

Dated this [*29th*] Day of [*March 1852*].

[*W. S.*], Town Clerk.

Property to be let [*the Market House, the Market Tolls, Six Stalls, Numbers 1 to 6, in the Market Place*].

PART II.

Forms relating to Buildings and Works.

1. *Form of Requisition to set back Premises taken down to be rebuilt or altered.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that the Premises in [*King Street*] in the Borough, now [*or* late] in the Occupation of [*John Brown*] [*or otherwise indicating the Premises*], be set backwards according to the Specification given below.

Dated this [*29th*] Day of [*March 1852*].

[*William Snowball*], Town Clerk.

Specification.

[*Here indicate the Improvement required.*]

To [*C. D.*] or other the Owner of the Premises, and all others concerned.

---

2. *Form of Notice to remove or alter Projections, &c.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that the Porch [*or other the Projection or Thing in question*] erected [*or* placed] against [*or* in front of] the Premises in [*King Street*] in the Borough, now [*or* late] in the Occupation of [*John Brown*] [*or otherwise indicating the Premises*], be removed [*or* altered,] according to the Specification given below.

Dated this [*29th*] Day of [*March 1852*].

[*W. S.*], Town Clerk.

Specification.

[*Here indicate the Improvement required.*]

[To *E. F.*] or other the Occupier of the Premises, and all others concerned.

---

3. *Form of Notice to alter a Door, Gate, or Bar, so as not to open outwards.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that the Door [*or* Gate *or* Bar] mentioned in the Specification below be altered so as not to open outwards.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

SPECIFICATION.

[*Here indicate the Door, Gate, or Bar, and the Premises to which it belongs.*]

To [*E.F.*] or other the Occupier of the Premises, and all others concerned.

---

4. *Form of Direction to make or keep in repair a Door or Covering to an Entrance to a Vault or Cellar.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that a Door [*or* Covering] to the Opening made in the Pavement [*or* Footpath] at [*indicating where*] in [*King Street*] in the Borough be made [*or* kept in good Repair], according to the Specification given below.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

SPECIFICATION.

[*Here indicate the Work to be done.*]

To [*C.D.*] or other the Owner [*or* Occupier] of the Premises, and all others concerned.

---

5. *Form of Notice to put up a Water Spout or Trough.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that a Water Spout [*or* Trough] [and a Pipe *or* Trunk] to the Premises in [*King Street*] in the Borough, now in the Occupation of [*John Brown*] [*or otherwise indicating the Premises*], be made or kept in good Repair and Condition, according to the Specification given below.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

SPECIFICATION.

[*Here indicate the Improvement required.*]

To [*E.F.*] or other the Owner [*or* other the Occupier] of the Premises, and all others concerned.

---

6. *Form of Notice to take down, alter, secure, et cetera, dangerous Premises.*

The Borough of Sunderland Act, 1851.

Take notice, That the under-mentioned Premises [*or* Wall, Fence, or Construction,] are to be taken down [*or* altered, repaired, *&c.*], according to the Specification

Specification below, and if the Works be not begun within Three Days after this Notice, and completed as speedily as the Nature of the Case admits, Complaint thereof will be made before Two Justices, according to the Act.

Dated this [*29th*] Day of [*March 1852*].

[*A.B.*], Surveyor to the Corporation.

SPECIFICATION.

[*Here indicate the Premises or Wall, &c. and the Work to be done.*]

To [*C.D.*] the Owner and [*E.F.*] the Occupier of the Premises, and all others concerned.

---

7. *Form of Order by Justices to take down, &c. dangerous Premises.*

The Borough of Sunderland Act, 1851.

We hereby order the Owner, or, in his Default, the Occupier, if any, of the under-mentioned Premises [*or* Wall, Fence, *&c.*] to take down [alter, *&c.*] the same within [*Three Days*] from the Day of the Date of this Order, according to the Specification below.

Given under our Hands and Seals, this [*29th*] Day of [*March 1852*].

(L.S.) [*L.M.*]
(L.S.) [*N.O.*] } Justices of the Peace for, &c.

SPECIFICATION.

[*Here indicate the Premises or Wall, &c. and the Work to be done.*]

To [*C.D.*] the Owner [and *E.F.* the Occupier] of the Premises, and all others concerned.

---

8. *Form of Notice of Intention of Corporation to take down dangerous Premises.*

The Borough of Sunderland Act, 1851.

Take notice, That as the Owner of the under-mentioned Premises cannot be found in the Borough [*or* as sufficient Distress of the Goods and Chattels in the Borough of the Owner of the under-mentioned Premises cannot be made], the Corporation intend to take the under-mentioned Premises, and the Site and Curtilage thereof [*or* the Site and Curtilage of the under-mentioned Premises], according to the Act, making Compensation for the same, as required by the Act.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

PREMISES TO BE TAKEN.

[*Here indicate the Premises.*]

To [*C.D.*] the Owner [and *E.F.* the Occupier] of the Premises, and all others concerned.

---

9. *Form*

9. *Form of Notice to pave, &c. private Streets.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require you to execute, before the [*29th*] Day of [*March 1852*], in the under-mentioned Street [Lane, Square, *&c.*], the Works indicated in the Specification below.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

Street [Alley, *&c.*] [*King Street in Sunderland.*]

SPECIFICATION.

[*Here indicate the Work of sewering, levelling, paving, flagging, or channelling.*]

To [*C.D., I.K., &c.,*] the Owners [*or E.F., P.Q., &c.,*] the Occupiers of Premises fronting [adjoining or abutting] on the Street [Passage, *&c.*], and all others concerned.

---

10. *Form of Direction to remove Hoard or Fence, &c.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation direct the Removal of the under-mentioned Hoard [*or* Fence, Platform, *&c.*] within [*Three Days*] after this Notice.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

WORK TO BE REMOVED.

[*Here indicate the Hoard, &c.*]

To [*G.H.*], and all others concerned.

---

11. *Form of Notice to the Corporation of Intention to build a Church or other large Building.*

The Borough of Sunderland Act, 1851.

Notice is hereby given to the Corporation, That the undersigned intends to build in [*King Street*] in the Borough the Church [*or* Chapel, *or other large Building*], mentioned below, according to the Plans, Sections, and Descriptions, showing the Manner proposed for its Construction, with respect to the Means of supplying Air to such Building, which are hereunto annexed.

Dated this [*29th*] Day of [*March 1852*].

R.S., of, *&c.*
T.V., of, *&c.*

THE BUILDING.

[*A Concert Room in King Street, between the Houses Nos. 40 and 45.*]

To , Mayor of Sunderland.

---

12. *Form of Notice to construct a public Urinal.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that a public Urinal be constructed to the Satisfaction of their Surveyor, at [*or* near to] the Public House [*or Place of Business*] mentioned below, with proper Drains.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

Public House [*or Place of Business*].

[*The Queen's Head Public House, King Street in the Borough.*]

To [*G.H.*], and all others concerned.

---

13. *Form of Notice to construct Waterclosets, Privies, and Ashpits.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that a sufficient [Watercloset, *or* Privy, *or* Ashpit, *or* Number of Waterclosets, *&c.*], furnished with proper Doors and Coverings, be provided for the under-mentioned House in the Borough, according to the Specification below.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

House [*No. 45 in King Street*].

SPECIFICATION.

[*Here indicate the Works to be done.*]

To [*C.D.*], the Owner [*or E.F.*, the Occupier] of the House, and all others concerned.

---

14. *Form of Notice to construct House Drains.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that a covered Drain [*or* covered Drains] from the under-mentioned House in the Borough to the under-mentioned Sewer in the Borough be constructed, according to the Specification below.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

House [*No. 45 in King Street*].

Sewer [*the Main Sewer in King Street*],

SPECIFICATION.

[*Here indicate the Materials, Size, Level, and Fall of the Drain, &c.*]

To [*C.D.*], the Owner, *or* [*E.F.*, the Occupier] of the House, and all others concerned.

---

15. *Form of Notice to Occupier to obtain Water Supply.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require you to obtain, before the [*29th*] Day of [*March 1852*], a proper Supply of Water to the under-mentioned House in the Borough, and to do all such Works as may be necessary for that Purpose.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

House [*No. 45 in King Street*].

To [*E.F.*], the Occupier of the Premises, and all others concerned.

---

16. *Form*

16. *Form of Notice to cleanse a House, &c.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that the under-mentioned House [Rooms, Passages, *&c.*] be cleansed [whitewashed, *&c.*]

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

House [*No. 45 in King Street, or the Ground-floor Rooms of No. 45 in, &c.*]

To [*C.D.*], the Owner [*or E.F.*, the Occupier] of the Premises, and all others concerned.

---

17. *Form of Order of Justices to take Measures against the Danger of Infection or Contagion.*

The Borough of Sunderland Act, 1851.

Borough of Sunderland to wit.—We hereby order, That the under-mentioned Measures be taken for the Preservation and Security of the Inhabitants in the Neighbourhood of the under-mentioned House [*or* Houses] against the Danger of Infection or Contagion.

Given under our Hands and Seals, this [*29th*] Day of [*March 1852*].

(L.S.) *L.M.*
(L.S.) *N.O.* } Justices of the Peace for, *&c.*

Houses [*Nos. 45 and 46 in King Street*].

[*Remove all the Inmates, limewash the Walls, cleanse the Sewers, Drains, Cesspools, and Privies, remove the Furniture, burn all the Straw, Rags, and Filth found on the Premises, &c. &c.*]

---

18. *Form of Warrant of Justices to enter a House to take Measures against Danger of Infection or Contagion.*

The Borough of Sunderland Act, 1851.

Borough of Sunderland to wit.—To the Chief Constable and other the Constables in the Borough of Sunderland [and *K.L.*, *&c.*]

These are to authorize you or any of you, if necessary, forcibly, to enter the under-mentioned House or Houses in the Borough in which an infectious or contagious Disease has occurred, and do all Things necessary for carrying into execution the Order made on the [*29th*] Day of [*March 1852*], by us [*or* by, *&c.*] for the Preservation of the Inhabitants of the Neighbourhood against the Danger of Infection or Contagion.

Given under our Hands and Seals, this [*29th*] Day of [*March 1852*].

(L.S.) *L.M.*
(L.S.) *N.O.* } Justices of the Peace for, *&c.*

Houses [*Nos. 45 and 46 in King Street*].

---

19. *Form*

19. *Form of Authority to enter Premises and open Drains, &c.*

The Borough of Sunderland Act, 1851.

The Corporation hereby authorize you to enter the under-mentioned Premises, with or without Assistance, and cause the Ground to be opened and expanded, and lay open the Drains [*or* Waterclosets, *&c.*] there.

Given this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

Premises [*No. 45 in King Street*].

To [*G.H.*], the Surveyor to the Corporation.

---

20. *Form of Order by a Justice for Execution of Works by Owner.*

The Borough of Sunderland Act, 1851.

Borough of Sunderland to wit.—I hereby require the Occupier of the under-mentioned Premises in the Borough to permit the Owner thereof to execute all such Works with respect to such Premises as may be necessary for carrying into effect the Provisions of the Act.

Given under my Hand and Seal, this [*29th*] Day of March [*1852*].

L.S. [*N.O.*], a Justice of the Peace for, *&c.*

Premises [*No. 45 in King Street*].

To [*E.F.*], the Occupier of the Premises, and all others concerned.

---

21. *General Form of Notice to do Works for which any of the special Forms may not be applicable.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require you to execute in [*or* upon, under, with reference to, *&c.*] the under-mentioned Premises in the Borough, the Works indicated in the Specification below.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

Premises [*the King's Head Public House in King Street*].

SPECIFICATION.

[*Here indicate the Works required.*]

To [*C.D.*], the Owner, and [*E.F.*], the Occupier of the Premises, and all others concerned.

PART III.

FORMS relating to NUISANCES and OFFENCES.

1. *Form of Appointment by the Corporation of the Hours for cleansing Cesspools, &c.*

The Borough of Sunderland Act, 1851.

The Corporation hereby appoint, That Cesspools, Privies, and Places of like Character in the Borough, may be cleansed, and Filth, Soil, and Matter may be carried

carried therefrom, till further Order, between the Hours of [*Ten at Night and Ten the next Morning*], and that the under-mentioned Precautions be taken to prevent Nuisance, Annoyance, or Delay in or from such Works.

Dated this [*29th*] Day of [*March 1852*].

L.S. *The Common Seal of the Corporation.*

, Mayor.

William Snowball, Town Clerk.

PRECAUTIONS.

[*Here indicate the Precautions to be taken.*]

---

2. *Form of Notice not to let, &c. a Cellar, &c. as a Dwelling.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require that the under-mentioned Vault [*or* Cellar *or* under-ground Room] in the Borough be not let or occupied as a Dwelling.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

Premises.—The Cellars, *&c.* of the House [*No. 200 in King Street*].

To [*C.D.*], the Owner [and *E.F.*, the Occupier] of the Premises, and all others concerned.

---

3. *Form of Notice not to let or occupy a Room over a Privy or Cesspool.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation order that the under-mentioned Room be not let or occupied as a Dwelling or Sleeping Room.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

[*Here indicate the Room.*]

---

4. *Form of a Notice to remove a Nuisance.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation require the Nuisance in the Borough caused by [*here indicate the Nuisance, as, for instance,* "the foul State of the open Ditch at, *&c.*," *or* "the Collection of offensive Matter at, *&c.*," *or* "the Pig-stye in the Dwelling House, *No. 200 in King Street*," *or as the Case may be*] be abated [*add, if necessary,*] by the Execution of the Works indicated in the Specification below.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

SPECIFICATION.

[*Here indicate the Works, if any, to be executed.*]

To [*C.D.*], the Owner [*or E.F.*, the Occupier] of the Premises, and all others concerned.

---

5. *Form of Notice of Offence against the Act.*

The Borough of Sunderland Act, 1851.

Take notice, That the under-mentioned Proceedings is an Offence against the Act.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

[*Here indicate the Offence, as, for instance,* "the negligent Waste of Water supplied to *No. 200 in King Street,*" *or* "the suffering of the Water of a Sink in *No. 200 in King Street* to run into a Conduit in front of that House," *or as the Case may be.*]

To [*C.* and *D.* and *E.F., &c.*] and all others concerned.

PART IV.

Forms relating to Rates.

1. *Form of Declaration by Valuer.*

The Borough of Sunderland Act, 1851.

I [*A.B.* of, *&c.*], solemnly declare, That I will make a Valuation of all the rateable Property in the Borough, fairly and impartially, according to the best of my Judgment.

Dated this [*29th*] Day of [*March 1852*].

[*A.B.*]

Taken by me, the Mayor of Sunderland,
the Day and Year above written.

2. *Form of Estimate for a Rate.*

The Borough of Sunderland Act, 1851.

I [*A.B.* of, *&c.*] estimate, for the Purposes of [*a Special District Rate on the Sunderland District*], that the Sum of [*£2,500*] is required for [*the Improvement, Sewerage, and Paving of the Sunderland District*], (that is to say,) [*£1,000 for the Improvement, £1,000 for the Sewerage, and £500 for the Paving,*] and that the rateable Value of the Property assessable is [*£50,000,*] and that the Amount of Rate which for those Purposes it is necessary to make upon each Pound of such Value is [*One Shilling*].

Dated this [*29th*] Day of [*March 1852*].

[*A.B.* of, *&c.*]

3. *Form of Notice of Intention to make General or Special District Rate.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation intend, at a Meeting of the Council on [*Monday*] the [*29th* Day of *March 1852*] to make a [*Special District*] Rate for [*the Improvement, Drainage, and Paving of the Sunderland District, and for other Purposes*] of [*One Shilling*] in the Pound on the rateable Value of all the Property assessable in [*the Sunderland District*], and that the Statement of the proposed Rate is deposited at [*the Town Clerk's Office*] in the Borough.

Dated this [*29th*] Day of [*March 1852*].

[*William Snowball*], Town Clerk.

4. *Form*

4. *Form of General or Special District Rate.*

The Borough of Sunderland Act, 1851.

A [*Special District*] Rate on [*the Sunderland District*] for [*the Improvement, Sewerage, or Paving thereof*], and other lawful Purposes, duly made this [*29th*] Day of [*March 1852*].

Name of Owner.	Name of Occupier.	Description of Property rated.	Name or Situation of Property.	Estimated Extent.	Gross estimated Rental.	Rateable Value.	Rate at 6*d.* in the Pound.
				A. R. P.	£	£	£ *s.* *d.*
John Smith	*James Smith*	*Land and Buildings.*	*West Farm* -	*40 0 0*	*60*	*55*	*1 7 6*
Owner -	*Occupier* -	*House* - -	*In West Street*	*1 0 2*	*30*	*25*	*0 12 6*
				800 0 0	*17,600*	*16,400*	*400 0 0*

(L.S.) *Common Seal of the Corporation.*
[ ], Mayor.
[ ], Town Clerk.

5. *Form of Publication of Rate.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation have this Day made a [*Special District*] Rate of [*Sixpence*] in the Pound on all the rateable Property in the [*Sunderland District*].

Dated this [*29th*] Day of [*March 1852*].

[*W. S.*], Town Clerk.

6. *Form of Notice of Amendment of Rate by Increase or inserting a new Name.*

The Borough of Sunderland Act, 1851.

Take notice, That the [*Special District*] Rate on the [*Sunderland District*], made on the [*29th*] Day of [*March 1852*], has been amended by [increasing the Amount of your Rate from *£7 10s.* to *£8*, *or* by inserting your Name therein as rated at *£6*].

Dated this [*29th*] Day of [*March 1852*].

[*W. S.*], Town Clerk.

To [*A. B., &c.*]

7. *Form*

7. *Form of Improvement Rate.*

The Borough of Sunderland Act, 1851.

A Private Improvement on [*each of*] the under-mentioned Premises for Private Improvement Expenses, Interest, and Expenses of Collection, duly made this [*29th*] Day of [*March 1852*].

Name of Owner.	Name of Occupier.	Description of Premises.	Situation of Premises.	Nature of Improvement.	Yearly Amount to be paid.	Periods for Payment.
John Smith -	*Abel Jones* -	*House* -	*No. King Street.*	*Filling up Cesspools and making Drains.*	£ s. d. 4 10 0	*March 25th in every Year from 1852 to 1862, both inclusive.*
Richard Jones	*Thomas Smith*	*Factory* -	*West Street*	*Making Watercloset and Drains.*	- -	*May 1st. in every Year from 1852 to 1862, both inclusive.*

(L.S.) *The Common Seal of the Corporation.*

, Mayor.

[*W.S.*], Town Clerk.

8. *Form of Summons for Nonpayment of Rates.*

The Borough of Sunderland Act, 1851.

Borough of Sunderland to wit.—I hereby require [*you and every of you*] to appear on [*Monday*] the [*29th*] Day of [*March 1852*] at [*10 o'Clock in the Forenoon*] at [*the Town Hall in Sunderland*], before me, or any other Justice then and there present, to show Cause why the [*Special District*] Rate on [*the Sunderland District*], made on the [*29th*] Day of [*March 1852*], in arrear and unpaid by you, should not be paid; and if you fail to appear a Warrant will be issued to levy the same by Distress of your Goods and Chattels.

Given under my Hand, this [*29th*] Day of [*March 1852*].

N.O., a Justice of the Peace for, *&c.*

PART V.

Miscellaneous Forms.

1. *Form of Register of Common Lodging Houses.*

The Borough of Sunderland Act, 1851.

Register of Common Lodging Houses.

Situation.	Names of Keepers.	Residence of Keepers.	Number of Lodgers authorized.
No. 10 in King Street	*John Smith* - -	*No. 10 in King Street*	*25, inclusive of the Keeper's Family and Servants.*

2. *Form*

2. *Form of Notice of Offices for Surveyors, Inspectors, and other Officers.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation appoint the under-mentioned Place [*or* Places] in the Borough to be, till further Order, the Office [*or* Offices] for the Surveyors [*or as the Case may be*] appointed for the Purposes of the Act.

Dated this [*29th*] Day of [*March 1852*].

[*To S.*], Town Clerk [*Surveyor's Office*] [*No. 50 in King Street*] [*Inspector's Office*] [*the Public Office in the Market House in Sunderland*].

---

3. *Form of Notice that a Street is a Highway.*

The Borough of Sunderland Act, 1851.

Take notice, That the Corporation declare the under-mentioned Street in the Borough [Lane, *&c.*] to be a Highway.

Dated this [*29th*] Day of [*March 1852*].

[*W.S.*], Town Clerk.

[*King Street, from the Beginning to the End; or King Street, from Western End to where it is crossed by Queen Street.*]

---

4. *Form of Appointment of Arbitrator.*

The Borough of Sunderland Act, 1851.

For the Purposes of the Arbitration between the Corporation and [*A.B.* of *&c.*], the Corporation do [*or* the said *A.B.* doth, *or* the Corporation and the said *A.B.* do] hereby appoint [*C.D.* of, *&c.*] to be our [*or* my] Arbitrator.

Dated this [*29th*] Day of [*March 1852*].

(L.S.) [*The Common Seal of the Corporation, or A.B., or both.*]

---

5. *Form of Appointment of Umpire.*

The Borough of Sunderland Act, 1851.

For the Purposes of the Arbitration between the Corporation and [*A.B., &c.*], we the Arbitrators do hereby appoint [*R.S.* of, *&c.*] to be our Umpire.

Dated this [*29th*] Day of [*March 1852*].

[*D.E.*]
[*F.G.*]

---

6. *Form of Warrant of Distress.*

The Borough of Sunderland Act, 1851.

To the Chief Constable, and other the Constables in the Borough of Sunderland, and the Collectors of any of the Rates for any of the Purposes of the Act or [*otherwise*].

Borough of Sunderland to wit.—Whereas the Sum of £ is due [*or* the several Sums respectively set opposite to the Names of the several Parties hereunto named are respectively due] from [*A.B.* of, *&c.*, *C.D.* of, *&c.*] the Corporation, in respect of [*here state generally on what Account the Sum is due, or the several Sums are due, as, for instance,* the repairing by the Corporation of

the dangerous Premises, *No. 45 in King Street in Sunderland*, of which the said *A.B.* is the Owner; *and, for further Instance*, the Amount duly assessed on him by a Rate bearing Date on the *29th Day of March 1852, or otherwise, as the Case may be*]: These are therefore, in Her Majesty's Name, to command you, every and any of you, to levy the said Sum of £ , and also the Sum of £ , the Costs of proceeding to obtain this Warrant, by Distress and Sale of the Goods and Chattels of the said [*A.B.*, *C.D.*, *and as the Case may be*], and your reasonable Charges of taking, keeping, and selling such Distress, rendering to him [*or* them] the Overplus (if any), on Demand; and if sufficient Distress cannot be found of his [*or* their] Goods and Chattels, you are to certify the same to me, with this Warrant, that such further Proceedings may be had therein as the Law directs.

Given under my Hand and Seal, this [*29th*] Day of [*March 1852*].

(L.S.) *N.O.*, a Justice of the Peace for, *&c.*

---

7. *Form of Conviction.*

The Borough of Sunderland Act, 1851.

Borough of Sunderland to wit.—Be it remembered, That [*A.B.* of, *&c.*] is this Day convicted before me [*or* us] of the following Offence against the Borough of Sunderland Act, 1851, (that is to say,) of having in the Borough [*here describe the Offence generally, and as nearly as may be in the Words of the Act, stating Time and Place, as, for instance, "On Tuesday the 29th Day of March A.D. 1852*], put up against a House in *King Street the No. 14*, being a Number different from *No. 15*, put up by Order of the Corporation;" *and, for further Instance, "On Tuesday, &c. between the Hours of 8 and 10 o'Clock in the Forenoon, sold in King Street Goods by Lottery,"* [*and, if necessary*], and I [*or* we] do adjudge that the said [*A.B.*] hath forfeited for his said Offence the Sum of £[5], [*and, if necessary*], and I [*or* we] do adjudge that the said [*A.B.*] do pay to [*C.D.* of, *&c.*] the further Sum of £[2] as his Costs in that Behalf.

Given under my Hand [*or* our Hand] and Seal [*or* Hands and Seals], this [*29th*] Day of [*March 1852*].

(L.S.) *N.O.*, a Justice of the Peace for, *&c.*

Or, (L.S.) *L.M.*
(L.S.) *N.O.* } Justices of the Peace for, *&c.*

---

8. *General Form of Order by the Corporation for any Purpose for which a special Form may not be applicable.*

The Borough of Sunderland Act, 1851.

The Corporation hereby order, That [*stating the Order*]. Dated this [*29th*] Day of [*March 1852*].

(L.S.) [*The Seal of the Corporation.*]
, Mayor.
[*W.S.*], Town Clerk.

---

9. *General*

9. *General Form of Order by a Justice for any Purpose for which a special Form may not be applicable.*

The Borough of Sunderland Act, 1851.

To [*A. B., &c.*]

Borough of Sunderland to wit.—I [*H. W. E.*] hereby order you to [*here state generally what is required, as, for instance,* "to destroy the Carcase of a Sheep unfit for the Food of Man, which is exposed for Sale in the Shop, *No. 14, in King Street in the Borough,*" *or as the Case may be, according to the Act*].

Given under my [*or* our] Hand and Seal [*or* Hands and Seals], this [*29th*] Day of [*March 1852.*]

(L.S.) *L. M.*
(L.S.) *N. O.* } Justices of the Peace for, *&c.*

Or, (L.S.) *N. O.*, a Justice of the Peace for, *&c.*

---

10. *General Form of Summons for any Purpose for which a special Form may not be applicable.*

The Borough of Sunderland Act, 1851.

Borough of Sunderland to wit.—I hereby require you [and every of you] to appear on [*&c.*], at [*&c.*], [*stating the Hour, &c., stating the Place*] before me, or any other Justice then and there present, to, *&c.*, [*stating the Purpose for which Appearance is to be made*].

Given under my Hand, this [*29th*] Day of [*March 1852*].

N. O., a Justice of the Peace for, *&c.*

---

11. *General Form of Notice for any Purpose for which a special Form may not be applicable.*

The Borough of Sunderland Act, 1851.

Take notice, That, *&c.* [*stating the Object of the Notice.*]

Dated this [*29th*] Day of [*March 1852*].

[*Will. Snowball*], Town Clerk.

To [*&c.*], and all others concerned.

N. B.—In making use of any of the general Forms, Attention is to be paid to Conciseness, as in the special Forms.

LONDON:
Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1851.