

ANNO QUINQUAGESIMO SECUNDO

GEORGII III. REGIS.

CAP. CX.

An Act for amending an Act passed in the Twelfth Year of His late Majesty King *George* the Second, intituled *An Act for the more easy assessing, collecting, and levying of County Rates*; and for the remedying certain Defects in the Laws relating to the repairing of County Bridges and other Works maintained at the Expence of the Inhabitants of Counties in *England*. [9th *July* 1812.]

WHEREAS by an Act passed in the Twelfth Year of His late Majesty King *George* the Second, intituled *An Act for the more easy assessing, collecting, and levying of County Rates*, it is enacted, that no Part of the Money to be raised and collected in pursuance of this Act shall be applied to the Repair of any Bridges, Gaols, Prisons or Houses of Correction, until Presentments be made by the respective Grand Juries at the Assize, Great Sessions, General Gaol Delivery or General or Quarter Sessions of the Peace, held for any County, Riding, Division, City, Town Corporate or Liberty, of the Insufficiency, Inconveniency, or Want of Reparation of their Bridges, Gaols, Prisons or Houses of Correction; and it is further enacted, that from and after the First Day of *June* One thousand seven hundred and thirty-nine, when any Public Bridges, Ramparts, Banks or Cops, or other Works, are to be repaired at the Expence of any County, City, Riding, Hundred, Division, Liberty or Town Corporate, it shall and may be lawful to and for the Justices of the Peace at their General or Quarter Sessions respectively, or the greater Part of them then and there assembled, if they think proper and convenient, after Presentment to be made as aforesaid of the Want of Reparation of such Bridges, Ramparts, Banks or Cops, to contract and agree with any Person or 12 G. 2. c. 29

or Perſons for rebuilding, repairing and amending of ſuch Bridges, Ramparts, Banks or Cops, as ſhall be within their reſpective Counties, Cities, Ridings, Hundreds, Diviſions, Liberties or Towns Corporate, and all other Works which are to be repaired and done by Aſſeſſment on the reſpective Counties, Cities, Ridings, Hundreds, Diviſions, Liberties or Towns Corporate, for any Term or Terms of Years not exceeding Seven Years, at a certain annual Sum, Payment, or Allowance for the ſame, ſuch Contractor or Contractors giving ſufficient Security for the due Performance thereof to the reſpective Clerk of the Peace for the Time being, or the Town Clerk, High Bailiff or Chief Officer of any City, Town Corporate, or Liberty; and that ſuch Juſtices at their reſpective General or Quarter Seſſions ſhall give public Notice of their Intention of contracting with any Perſon or Perſons for rebuilding, repairing, and amending the Bridges, Ramparts, Banks or Cops, and other Works aforeſaid, and that ſuch Contracts ſhall be made at the moſt reaſonable Price or Prices which ſhall be propoſed by ſuch Contractors reſpectively; and that all Contracts when agreed to, and all Orders relating thereto, ſhall be entered in a Book to be kept by the reſpective Clerk of the Peace for the Time being, or the Town Clerk, High Bailiff or Chief Officer of any City, Town Corporate or Liberty, for that Purpoſe, who is and are hereby required to keep them amongſt the Records of ſuch County, City, Town Corporate or Liberty, to be from Time to Time inſpected at all ſeaſonable Times by any of the ſaid Juſtices within the Limits of their Commiſſions, and by any Perſon or Perſons employed or to be employed by any Pariſh, Townſhip or Place contributing to the Purpoſes of this Act, without Fee or Reward: And whereas great Expence in the Repairs of County Bridges, Ramparts, Banks, Cops and other Works appertaining to the ſame, and of the Roads over the ſame, and of ſo much of the Roads at the Ends thereof as by Law is to be repaired at the Expence of any County, Riding, Hundred, Diviſion, Liberty or Town Corporate, and great Inconvenience to the Public may be often in a great Meaſure prevented by the timely and immediate Repair of any inconſiderable Damage, Injury, Defect, or ſudden Want of Repair or Amendment of the ſame, without the Delay which muſt generally ariſe from the Neceſſity impoſed by the aforeſaid Act, of a Preſentment by the Grand Jury at the Aſſize, Great Seſſions or General or Quarter Seſſions of the Peace held for any County, City, Riding, Diviſion, Town Corporate or Liberty, of the Want of Reparation of the ſame; by Means of which Delay the aforeſaid Want of Repair is often very much increaſed, to the great Expence of the County, and great Inconvenience of the Public: And whereas it is alſo expedient that the Juſtices of the Peace of any County, City, Riding, Diviſion, Town Corporate or Liberty, at their General Quarter Seſſions reſpectively, before any Preſentment ſhall have been made as aforeſaid, as directed by the aforeſaid Act, of the Want of Repair of ſuch Roads, ſhould be enabled without any ſuch Preſentment to contract and agree with certain Perſons hereinafter mentioned, for the repairing and amending of the ſame; and alſo for keeping the ſame in Repair when ſo repaired and amended; be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Firſt Day of *July* One thouſand eight hundred and twelve, it ſhall and may be lawful for the Juſtices of the Peace of any County, City, Riding, Diviſion, Town Corporate or Liberty, at their General Quarter Seſſions or Great Seſſions reſpectively, to be holden in the

Quarter Seſſions may appoint annually Two or more Juſtices near, to ſuperintend Repairs;

Week next after the Clauſe of *Eaſter*, or the greater Part of them then and there aſſembled, to appoint annually Two or more Juſtices of the Peace acting in and for any Diviſion of Juſtices in ſuch County, City, Riding, Diviſion, Town Corporate or Liberty, in or near which any ſuch County Bridge, or any Bridge which is in Part a County Bridge, Ramparts, Banks, Cops, or other Works appertaining to the ſame, or any Part or Parts thereof, or the Roads over the ſame, or ſo much of the Roads at the Ends thereof as by Law is to be repaired at the Expence of any County, City, Riding, Diviſion, Town Corporate or Liberty ſhall be ſituate, to ſuperintend the ſame, and whenever it ſhall appear on their own Inſpection to be neceſſary for the Purpoſe of preventing the further Decay and Injury of the ſame, to order any immediate Repairs or Amendments to be done to the ſame or to any Part thereof; but it ſhall and may be lawful for any Two ſuch Juſtices ſo to be appointed as aforeſaid, and any Two ſuch Juſtices are hereby empowered by a written Order ſigned by their Hands reſpectively, to order ſuch immediate Repairs to be done by ſuch Perſon or Perſons as to them ſhall ſeem fit and proper: Provided, that in no caſe the Sum to be expended by them in ſuch Repairs ſhall exceed the Sum of Twenty Pounds; and further, that ſuch Appointments of ſuch Juſtices as aforeſaid ſhall remain in force until One Week after the following *Eaſter* Seſſions reſpectively; and that in caſe of the Death of or Removal of, or Refuſal to act by any ſuch Juſtice or Juſtices ſo appointed as aforeſaid, the ſaid Court of General Quarter Seſſions or Great Seſſions may at any other of the Four Quarterly Seſſions appoint any other Juſtice or Juſtices to act for the Remainder of the then current Year, in the Place of any ſuch Juſtice or Juſtices ſo dying, removing, or refuſing to act as aforeſaid.

and they may expend £20.

The Two Juſtice to remain in Office for One Year, finiſhing One Week after Quarter Seſſions.

II. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for the Juſtices of the Peace of any County, City, Riding, Diviſion, Town Corporate or Liberty, at the General Quarter Seſſions or Great Seſſions which ſhall next happen after ſuch Repairs ſo ordered to be made by ſuch Juſtices ſo appointed as aforeſaid ſhall be completed, or the greater Part of them then and there aſſembled, to order the Payment of ſuch Sum or Sums of Money not exceeding Ten Pounds, as ſhall be ſufficient to pay for ſuch Repairs, to be made out of the County Rate, to ſuch Perſon or Perſons who ſhall have ſo repaired the ſame by ſuch Order of ſuch Juſtices as aforeſaid, although no Preſentment ſhall have been made by any Grand Jury at the Aſſize, Great Seſſions or General Quarter Seſſions of the Peace of any County, City, Riding, Diviſion, Town Corporate, or Liberty in which ſuch Repairs ſhall have been done, of the Want of ſuch Reparation, as by the ſaid Act of the Twelfth Year of His late Majeſty King *George* the Second, above recited, was directed: Provided nevertheleſs, that before ſuch Payment be ordered to be made as aforeſaid, a Certificate be returned to ſuch Juſtices of the Peace ſo aſſembled at ſuch laſt-mentioned Seſſions, ſigned by Two at the leaſt of ſuch Juſtices ſo appointed as aforeſaid, who ſhall have ſo ordered ſuch Repairs as aforeſaid, ſtating the Nature of ſuch Repairs, and the Defects, Damage or Injuries, which they had ſo ordered to be repaired, and their Reaſon for ſo ordering ſuch immediate Repairs as aforeſaid: Provided alſo, that ſuch Juſtices of the Peace, ſo aſſembled as laſt aforeſaid, be ſatisfied by the Parties concerned, that the Charges made by them for ſuch Repairs are reaſonable and juſt.

Quarter Seſſions to order Payment for Repairs.

Certificate ſigned by One of the Two Juſtices.

III. Provided

Juſtices at Seſſions may appoint Two Juſtices before Eaſter Seſſions.

III. Provided always, and be it enacted, That from and after the Firſt Day of *July* One thouſand eight hundred and twelve, it ſhall and may be lawful for the Juſtices of the Peace of any County, City, Riding, Diviſion, Town Corporate or Liberty, at any General Quarter Seſſions or Great Seſſions reſpectively to be holden in any ſuch County, City, Riding, Diviſion, Town Corporate or Liberty, before the General or Great Seſſions which ſhall be holden in ſuch County, City, Riding, Diviſion, Town Corporate or Liberty, in the Week after the Clauſe of *Eaſter* next after the ſaid Firſt Day of *July*, or the greater Part of them then and there aſſembled, if they ſhall ſo think proper, to make ſuch Appointment or Appointments of Juſtices as they have been herein-before by this Act authorized to make at any ſuch *Eaſter* Seſſions, and ſuch Appointment or Appointments ſhall be in force until One Week after the then next *Eaſter* Seſſions.

The Proviſions of the Eaſter Appointment to apply.

IV. And it is hereby further enacted, That in caſe of any ſuch Appointment or Appointments being made as are herein laſtly mentioned and authorized by this Act, all the Proviſions, Rules, Regulations, Powers, Directions and Authorities of this Act, which are applicable in caſe of any Appointment or Appointments being made at any ſuch *Eaſter* Seſſions, ſhall apply in the ſame Manner and in every Reſpect whatſoever, in caſe of any ſuch Appointment or Appointments being made, as are hereby authorized at any ſuch Seſſions as ſhall be held before the *Eaſter* Seſſions which ſhall be held next after the ſaid Firſt Day of *July* One thouſand eight hundred and twelve.

Juſtices may contract for the Repair of Bridges.

V. And be it further enacted by the Authority aforeſaid, That from and after the Firſt Day of *July* One thouſand eight hundred and twelve, it ſhall and may be lawful for the Juſtices of the Peace, of any County, City, Riding, Diviſion, Town Corporate or Liberty, at their General Quarter Seſſions reſpectively, or the greater Part of them then and there aſſembled, if they ſhall think proper and convenient, to contract and agree with the Commiſſioner or Commiſſioners, Truſtee or Truſtees, of any Turnpike Road within the ſaid County, City, Riding, Diviſion, Town Corporate or Liberty, or with their Surveyor or Clerk, or with both their Surveyor and Clerk, or with the Surveyor or Surveyors of the Highway of any Pariſh, Place, or Fything within the ſaid County, City, Riding, Diviſion, Town Corporate, or Liberty reſpectively, or with any other Perſon or Perſons, for the maintaining and keeping in Repair, Roads over any County Bridges, and of ſo much of the Roads at the Ending thereof as by Law is to be repaired at the Expenſe of any ſuch County, City, Riding, Diviſion, Town Corporate, or Liberty, or any Part of the ſame, for any Term not exceeding Seven Years, nor leſs than One, although no Preſentment ſhall have been made as directed by the ſaid recited Act of the Twelfth Year of His late Majeſty King *George* the Second, of the Inſufficiency, Inconveniency, Decay, or Want of Repair of the ſame; ſubject however to all the Rules, Reſtrictions, Regulations, Directions, and Conditions, required by the above recited Act, in caſe where the ſame ſhall have been preſented or directed by that Act.

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