ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

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Cap. ccclxxxv.

An Act for sewering, draining, and lighting the Hamlet of *Brighouse* in the Township of *Hipperholme-cum-Brighouse* in the Parish of *Halifax* in the West Riding of the County of *York*.

[18th *August* 1846.]

WHEREAS the Hamlet of *Brighouse* in the Township of *Hipperholme-cum-Brighouse* in the Parish of *Halifax* in the West Riding of the County of *York* contains a numerous and increasing Population engaged in Trade and Manufactures, and several Cotton, Woollen, and other Mills and Works for the Manufacture of various Articles: And whereas the said Hamlet is badly sewered, drained, and lighted, and no sufficient Authority exists for the Improvement and Regulation of the same: And whereas it would be of material Benefit and Advantage to the Inhabitants of the said Hamlet, and the immediate Vicinity of the same, that certain Persons should be appointed as herein-after mentioned, with sufficient Powers for sewering, draining, and lighting, and otherwise regulating the same: 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

Appointment of Commissioners.

assembled, and by the Authority of the same, That every Male Inhabitant of the said Hamlet of the Age of Twenty-one Years and upwards being either in his own Right or in the Right of his Wife in the actual Possession or Enjoyment or Receipt of the Rents and Profits of any House or Houses, Shop or Shops, Warehouse or Warehouses, or other Building or Buildings, or of any Lands within the said Hamlet, assessed to the Poor to the Amount of Fifteen Pounds at least, or being the Occupier of any House or Houses, Shop or Shops, Warehouse or Warehouses, or other Building or Buildings within the said Hamlet assessed to the Poor Rate to the Amount of Fifteen Pounds at the least, shall be and they are hereby constituted, appointed, and declared to be Commissioners for carrying this Act into execution.

No Person to act as a Commissioner that is engaged in any Contract, nor until he shall have made the following Declaration.

II. Provided always, and be it further enacted, That no Person whatsoever shall be capable of acting as a Commissioner in the Execution of this Act during the Time he shall hold or enjoy any Office or Place of Profit under this Act, or in any Case wherein he shall be in anywise personally or beneficially interested (except as a Creditor on the Rates, Rents, or Assessments), or who shall be concerned or interested in any Contract or Contracts under this Act, or who shall cease to be in the actual Possession or Enjoyment or Receipt of the Rents or Profits of any House or Houses, Shop or Shops, Warehouse or Warehouses, or other Building or Buildings within the said Hamlet assessed to the Poor Rate to the Amount aforesaid respectively, or to be resident within the same Hamlet (during the Periods respectively of such their Disqualification), nor (except in administering the Declaration herein-after mentioned) until such Person shall have made and subscribed a Declaration before any Two or more of the Commissioners in the Words or to the Effect following; that is to say,

'I *A.B.* do solemnly declare, That I will faithfully and impartially, according to the best of my Skill and Judgment, execute all the Powers and Authorities reposed in me by virtue of an Act of Parliament made and passed in the Year of the Reign of Queen Victoria, and intituled [*here insert the Title of this Act*], and also that I am duly qualified to act as a Commissioner for putting the said Act into execution according to the Provisions thereof.'

Commissioner not to act until Three Months after Qualification.

III. And be it further enacted, That no Person shall, after the Expiration of Six Calendar Months from and after the Time of holding the first Meeting of the said Commissioners by virtue of this Act, act as a Commissioner in the Execution of this Act until after the Expiration of Three Calendar Months from the Time of his making the Declaration of Qualification as aforesaid.

False Declaration a Misdemeanor.

IV. And be it enacted, That any Person who shall falsely or corruptly make and subscribe a Declaration under this Act, knowing the same to be untrue in any Particular, shall be guilty of a Misdemeanor.

Commissioners not incapable of acting as Justices.

V. And be it enacted, That a Person shall not be incapable of acting as a Justice of the Peace in any Matter relating to the Execution of this Act by reason of his being a Commissioner.

VI And

Penalty on Commissioners acting not being qualified.

VI. And be it enacted, That if any Person shall act as a Commissioner being incapacitated to act or not being duly qualified, or being disqualified by reason of any of the Clauses herein-before mentioned, or before he shall have made or subscribed such Declaration as aforesaid, or after having become disqualified, he shall for every such Offence forfeit the Sum of Fifty Pounds; and such Penalty may be recovered, with full Costs, in any of Her Majesty's Courts of Record at *Westminster* by any Person who shall sue for the same by Action of Debt or on the Case; and in every Action for the Recovery of such Penalty the Person so sued shall prove that he was qualified, and had made and subscribed the Declaration aforesaid, or he shall pay the said Penalty and Costs, without any other Proof or Evidence on the Part of the Plaintiff than that such Person had acted as a Commissioner in the Execution of this Act; nevertheless all Acts and Proceedings of any Person acting as a Commissioner, being incapacitated, not duly qualified, or being disqualified, done previously to the Recovery of the Penalty, shall be as valid as if such Person had been duly qualified.

First and other Meeting.

VII. And be it further enacted, That the Commissioners for this Act shall hold their first General Meeting at *Brighouse*, or some other convenient Place within the said Hamlet, between the Hours of Ten of the Clock in the Forenoon and Two of the Clock in the Afternoon, and proceed to put this Act into execution, and a yearly General Meeting of the Commissioners shall be held on the Thirty-first Day of *January* in each and every Year; and it shall be lawful for the Commissioners present at such first or any subsequent Meeting from Time to Time to adjourn such Meeting to the same or any other Place within the said Hamlet; and if at any such Meeting there shall not be Five Commissioners present within One Hour after the Time appointed for such Meeting, then it shall be lawful for the Commissioners present, or the major Part of them, or any One Commissioner if only One be present, to adjourn such Meeting to another Day; and if the Meeting shall not be adjourned then it shall be lawful for any Two of the Commissioners or their Clerk to appoint a Meeting to be held at any convenient Place within the said Hamlet.

Special Meetings.

VIII. And be it enacted, That it shall be lawful for the said Commissioners to hold Special Meetings, and any Five or more of the Commissioners may require a Special Meeting to be held.

How Notices of Meetings are to be given.

IX. And be it enacted, That all Notices of any Meeting to be held under the Authority of this Act, except the Meeting of Committees to be appointed as herein-after mentioned, shall be in Writing, and shall be affixed to or upon the principal Doors of the Church of the Hamlet of *Brighouse* aforesaid Seven Days at least previous to such Meeting; and every Notice shall specify the Time and Place of Meeting, and in case of a Special Meeting shall specify the Object thereof; and no Business shall be transacted at any Special Meeting except such as is stated in the Notice thereof.

Expences of Meetings.

X. And be it enacted, That at all Meetings of the Commissioners they shall defray their own Expences, except for the Use of the Room in which the Meeting is held.

XI. And

General Meeting may appoint Committees.

XI. And be it enacted, That it shall be lawful for the said Commissioners at any General Meeting to appoint a Committee, consisting of not more than Ten of the Commissioners, for carrying into effect any of the Provisions of this Act, and at any General Meeting to continue, alter, or discontinue such Committee, but no such Committee shall be appointed to act for a longer Term than until the annual General Meeting of Commissioners next following its Appointment.

Duration of Committees.

Quorum of Committees.

XII. And be it enacted, That no Business shall be transacted at any Meeting of the Committee unless Three Members of the Committee be present.

Order of Business of Meetings of Commissioners and Committees.

XIII. And be it enacted, That at every Meeting of the Commissioners or Committee One of the Commissioners present shall be elected Chairman by the Majority of the Votes of the Commissioners present at such Meeting, and all Questions considered at any such Meeting shall be decided by the Votes of the Majority present, and if there be an equal Division of Votes the Chairman, in addition to his own Vote as a Commissioner or Member of the Committee, shall have a casting Vote: Provided always, that if at any such Meeting there shall be an Equality of Votes in the Election of Chairman, that One of the Commissioners having equal Numbers of Votes whose Name would stand first if the Names of the Commissioners present were alphabetically arranged shall be Chairman of such Meeting.

No Resolution of Commissioners to be revoked but at a Meeting expressly called.

XIV. And be it enacted, That no Resolution or other Act of any Meeting of the Commissioners shall be revoked or altered at any subsequent Meeting unless such subsequent Meeting be called expressly for such Alteration or Revocation by Notice Seven Days at least previous to the holding thereof, nor unless a larger Number of Commissioners be present at such subsequent Meeting.

For what Contracts may be made.

XV. And be it enacted, That it shall be lawful for the Commissioners to enter into Contracts with any Persons for the Execution of any Works directed or authorized by this Act to be done by the said Commissioners, and for furnishing any Materials for the same, or which may be required by the Commissioners; and every such Contract shall be in Writing, and shall be signed by any Three of the Commissioners on their Behalf and all the other Parties thereto, and shall specify the Works to be done and the Materials to be furnished, and a Copy thereof shall be entered in a Book to be kept by the Clerk of the Commissioners for that Purpose.

Indictments how to be preferred.

XVI. And be it enacted, That it shall be lawful for the Commissioners, by their Clerk, to prefer any Bill of Indictment against any Person who shall steal, take, or carry away, wilfully deface or injure, any Property, Article, or Thing belonging to the said Commissioners; and in every such Case, and also in every Case of summary Proceedings before Justices to be had under this Act, it shall be sufficient to state generally the Property, Article, or Thing in respect of which such Bill of Indictment shall have been preferred or Proceedings had to be the Property of the Commissioners for executing this Act, without naming the Members thereof.

XVII. And

Commissioners not to be personally liable.

XVII. And be it enacted, That nothing in any Deed or Contract by this Act authorized to be made by or on the Behalf of the Commissioners for any of the Purposes of this Act shall extend to charge or affect the Persons of any of the Commissioners, or their Heirs, Executors, or Administrators, or their or any of their own proper Lands or Goods, with or for the Performance of any thing contained in any such Instrument; but the Amount of all Damages, Costs, and Charges recovered in any Action or Suit in consequence of any such Instrument, or which any such Commissioner shall otherwise be put to by virtue of this Act, shall respectively be discharged out of the Monies to arise by virtue of this Act, or other the Goods and Chattels vested in the Commissioners by virtue of their Office, unless such Action or Suit or any such Damages or Charges have arisen in consequence of wilful Neglect or Default on the Part of the Commissioners incurring the same.

Liability of the Funds in their Hands.

Actions or Suits to be brought in the Name of any Two Commissioners or the Clerk.

XVIII. And be it enacted, That in all Actions and Suits in respect of any Matter or Thing relating to the Execution of this Act, to be brought by or against the Commissioners, it shall be sufficient to state the Names of any Two of the Commissioners, or the Name of their Clerk, as the Party, Plaintiff or Defendant, representing the Commissioners in any such Action or Suit; and no such Action shall abate or be discontinued by the Death of any such Commissioner, or by the Death, Suspension, or Removal of such Clerk.

Clerk to be a competent Witness.

XIX. And be it enacted, That no Clerk acting under the Authority of this Act shall be deemed incompetent to give Evidence, or shall be disqualified from giving Evidence, in any Action, Suit, or other Proceeding brought by or against him in such his Capacity as Clerk by reason of his being Plaintiff or Defendant in such Action, Suit, or Proceeding.

As to Executions against Commissioners.

XX. And be it enacted, That Executions upon every Judgment or Decree against the Commissioners in any such Action or Suit shall be executed against the Goods and Chattels belonging to the Commissioners by virtue of their Office.

Indemnity to Commissioners and Clerk.

XXI. And be it enacted, That every such Commissioner or Clerk in whose Name any such legal Proceedings shall be carried on, either as Plaintiff or Defendant, on behalf of the Commissioners, shall be reimbursed out of the Monies which shall come into the Hands of the Treasurer of the Commissioners by virtue of his Office all Damages, Costs, Charges, and Expences to which any such Commissioner or Clerk may be put, or with which he may become chargeable, by reason of being so made Plaintiff or Defendant; and no such Commissioner or Clerk shall be personally liable for the Payment of the same unless such Action or Suit shall have arisen in consequence of his own wilful Neglect or Default.

Proceedings to be entered in a Book and open for Inspection.

XXII. And be it enacted, That the Commissioners shall cause Notes, Minutes, or Copies, as the Case may require, of all Appointments made or Contracts entered into by them, and of the Order and Proceedings of all Meetings, as well ordinary as special, of the Commissioners

missioners and of the Committees, to be duly entered in Books to be from Time to Time provided for the Purpose, which shall be kept by the Clerk under the Superintendence of the Commissioners; and every such Entry shall be signed by the Chairman of the Meeting at which the Matter in respect of which such Entry is made was moved or discussed; and such Entry so signed shall be received as Evidence in all Courts, and before all Judges, Justices, and others, without Proof of such respective Meetings having been duly convened, or of the Persons making or entering such Orders or Proceedings being Commissioners, Members of Committee respectively, or of the Signature of the Chairman, all of which last-mentioned Matters shall be presumed; and all such Books shall at all reasonable Times be open to the Inspection of the Commissioners, and any of the Creditors or Rate-payers, or other Parties interested.

Commissioners to appoint Treasurer and other Officers.

XXIII. And be it enacted, That the said Commissioners shall or may from Time to Time appoint a Treasurer, Clerk, Collector, Surveyor, and such other Officers as they shall think fit, and pay to them such Salaries and Allowances as they think reasonable out of the Monies which shall arise and be collected by virtue of this Act, and may remove such Clerk, Treasurer, Collector, Surveyor, and other Officers, and appoint others in their Stead.

Offices of Clerk and Treasurer to be separate.

XXIV. And be it enacted, That neither the Person who shall hold the Office of Clerk, nor the Partner of such Clerk, nor any Person in the Service or Employ of such Clerk or of his Partner, shall be eligible to be Treasurer; and that neither the Person who shall be the Treasurer, nor any Person in the Service or Employ of such Treasurer or of his Partner, shall be eligible to be the Clerk; and if any Person offend in any of the foregoing Cases he shall forfeit One hundred Pounds; that is to say,

Penalty.

If any Person accept both the Office of Clerk and Treasurer:

If any Person, being the Partner of such Clerk, or in the Service or Employ of such Clerk or of his Partner, accept the Office of Treasurer, or act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer:

If any Person, being the Treasurer, or the Partner of such Treasurer, or in the Service or Employ of such Treasurer, or in the Service or Employ of such Treasurer or of his Partner, accept the Office of Clerk, or act as Deputy of such Clerk, or in any Manner officiate for such Clerk:

If any such Clerk or Treasurer hold any Office of Profit or Trust under the Company other than that of Clerk or Treasurer, as the Case may be:

And any Person may sue for such Penalty, either by Action of Debt or on the Case, in any of Her Majesty's Superior Courts of Record at *Westminster*, and shall, on Recovery thereof, be entitled to full Costs of Suit.

All Officers intrusted with Money

XXV. And be it enacted, That before any Person intrusted with the Custody and Control of Monies, whether Treasurer, Collector, or other

other Officer, the said Commissioners shall take sufficient Security from him for the faithful Execution of his Office. to give Security.

XXVI. And be it enacted, That every Officer appointed or employed by the Commissioners by virtue of this Act shall, from Time to Time when required by the Commissioners, make out and deliver to them, or to any Person appointed by them for that Purpose, a true and perfect Account in Writing under his Hand of all Monies received by him on behalf of the Commissioners; and such Account shall state how, and to whom, and for what Purpose such Monies have been disposed of; and, together with such Account, such Officers shall deliver the Vouchers and Receipts for such Payments; and every such Officer shall pay to the Commissioners, or to any Person appointed by them to receive the same, all Monies which shall appear to be owing from him upon the Balance of such Accounts. Officers to account.

XXVII. And be it enacted, That if any such Officer shall fail to render such Accounts, or to produce and deliver up all the Vouchers and the Receipts relating to the same in his Possession or Power, or to pay the Balance thereof, when thereunto required, or if for Ten Days after being thereunto required he shall fail to deliver up to the Commissioners, or to any Person appointed by them to receive the same, all Papers and Writings, Property, Effects, Matters, and Things, in his Possession or Power, relating to the Execution of this Act, or belonging to the Commissioners, then, on Complaint thereof being made to any Justice acting within the Jurisdiction where such Officer may be found, such Justice shall summon such Officer to appear before Two or more Justices acting within such Jurisdiction, at a Time and Place to be set forth in such Summons, to answer such Charge; and upon the Appearance of such Officer, or in his Absence upon Proof that such Summons was personally served upon him or left at his last known Place of Abode, such Justices may hear and determine the Matter in a summary Way, and may adjust and declare the Balance owing by such Officer; and if it appear, either upon Confession of such Officer, or upon Evidence, or upon Inspection of the Account, that any Monies of the Commissioners are in the Hands of such Officer, or owing by him to the Commissioners, such Justices may order such Officer to pay the same forthwith, and if he shall fail to pay the Amount it shall be lawful for such Justices to grant a Warrant to levy the same by Distress, or in default thereof to commit the Offender to Gaol, there to remain without Bail for any Time not exceeding Three Calendar Months, unless the same be sooner paid. Remedy against Officers failing to account.

XXVIII. And be it further enacted, That if any such Officer refuse to make out such Account in Writing, or to produce and deliver to the Justices the several Vouchers and Receipts relating thereto, or to deliver up any Books, Papers, or Writings, Property, Effects, Matters, or Things, in his Possession or Power, belonging to the Commissioners, such Justices may lawfully commit such Offender to Gaol, there to remain until he have made out and delivered such Accounts, and delivered up the Vouchers and Receipts (if any) relating thereto in his Possession or Power, and have delivered up such Remedy against Officers refusing to deliver the Books, &c. of Commissioners.

such Books, Papers, Writings, Property, Effects, Matters, and Things (if any) in his Possession or Power.

Proceedings not to discharge Sureties.

XXIX. And be it enacted, That no such Proceeding against or dealing with any such Officer as aforesaid shall deprive the Commissioners of any Remedy which they might otherwise have against any Surety of such Officer.

Books of Account to be kept and to be open to Inspection.

XXX. And be it enacted, That the Commissioners shall cause a Book to be kept by their Clerk in which such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received and expended for the Purposes of this Act, and of the several Matters for which such Sums of Money shall have been received or expended; and such Books shall at all seasonable Times be open to the Inspection of the Commissioners, and of every Creditor on the Rate and Assessment by this Act authorized to be made, and of every Person paying such Rate or Assessment, without any Fee being demanded for such Inspection; and it shall be lawful for any of the Commissioners, Creditors, and other Persons aforesaid at seasonable Times to take Copies of or Extracts from the said Book without paying any thing for the same; and if, on Request for that Purpose, the Clerk shall fail to permit any of the Commissioners, Creditors, or Persons aforesaid, to inspect such Book or Books, or to take Copies or Extracts as aforesaid, such Clerk shall for each such Default forfeit a Sum not exceeding Five Pounds.

Accounts to be settled and examined at the annual Meeting.

XXXI. And be it enacted, That a full and true Statement and Account shall be drawn out of all Rates and Assessments made, and of all Contracts entered into, and of all Monies received and expended by the Commissioners, and shall be produced at the first Ordinary Meeting of the Commissioners, which shall take place in *January* in every Year, or at some Adjournment thereof; and such Accounts shall be examined and settled by the Commissioners, and if the same shall be found just and true they shall be allowed by the Commissioners, and certified accordingly under the Hand of the Chairman of such Meeting.

Auditor may be appointed.

XXXII. And be it enacted, That at the Petty Sessions next before the said first annual General Meeting so to be held for examining and passing the Accounts of the Commissioners it shall be lawful for Her Majesty's Justices of the Peace acting in and for the Division in which the said Hamlet is situate, and they are hereby required, to appoint an Auditor or Auditors of the Accounts of the Commissioners; and the Commissioners shall and may, out of the Monies which shall arise and be collected by virtue of this Act, allow and pay to such Auditor or Auditors reasonable Remuneration for his and their Trouble and Expences.

Auditors to inspect Accounts, and may appeal against them, if they think fit.

XXXIII. And be it enacted, That the Auditor or Auditors so nominated shall meet forthwith, or as soon after his or their Appointment as conveniently may be, at the Offices of the Clerk of the Commissioners, or at some other convenient Place to be appointed by the Commissioners, and from Time to Time shall, in the Presence of the

the Clerk to the Commissioners in case he should desire to be present, proceed to audit the Accounts of the Commissioners for the Year preceding; and the Commissioners shall, by their Clerk, produce and lay before such Auditor or Auditors at every such Meeting the Statement and Account herein-before mentioned, accompanied with proper Vouchers in support of the same, and all Books, Papers, and Writings in their Custody or Power relating thereto, and if the said Accounts shall be found to be correct the said Auditor or Auditors shall sign the same; and if such Auditor or Auditors shall think there is just Cause to disallow any Part of the said Accounts it shall be lawful for such Auditor or Auditors, or any other Person interested in the said Accounts, to appeal against any such Parts of the said Accounts as shall be so disapproved of at the next Petty Sessions of the Peace for the said Division, Notice in Writing of such Appeal being given to the Clerk of the Commissioners Seven Days at the least prior to the hearing of such Appeal.

Annual Account to be transmitted to the Clerk of the Peace, and to be open to Inspection.

XXXIV. And be it enacted, That the Commissioners shall every Year cause an annual Account in abstract to be prepared showing the total Receipt and Expenditure of all Funds levied by virtue of this Act for the Year ending on the Thirty-first Day of *December* or some other convenient Day in each Year, under the several distinct Heads of Receipt and Expenditure, with a Statement of the Balance of such Account, duly audited and certified by the Chairman for the Time being of the said Commissioners, and also by the Auditor or Auditors thereof, and the said Account shall remain for Inspection with the Clerk of the Commissioners; and every Creditor or other Person interested therein may at all reasonable Times inspect such Account and take Extracts therefrom; and the said Clerk shall, on Demand, furnish a Copy of such Accounts, or any Part thereof, to any Person interested therein, on being paid after the Rate of Sixpence for every Folio of Seventy-two Words, and shall also transmit a Copy of the said Account, free of Charge, to the Clerk of the Peace for the West Riding of the County of *York* on or before the Thirty-first Day of *January* then next, which Account shall be open to the Inspection of the Public at all reasonable Hours on Payment of the Sum of One Shilling for every such Inspection.

Power to borrow Money on Mortgage.

XXXV. And be it enacted, That it shall be lawful for the said Commissioners from Time to Time to borrow at Interest on the Credit of the several Rates or Assessments by this Act granted, and other Property vested in such Commissioners, any Sum of Money not exceeding the Sum of Four thousand Pounds, and in the event of any Part of such Sum of Money being repaid by the Commissioners to re-borrow the same, and so *toties quoties*, but so nevertheless that there shall not be owing on the Security aforesaid any more than the Sum of Four thousand Pounds in the whole at any one Time; and for securing the Repayment of the Monies so borrowed, with Interest, the Commissioners or any Three of them may assign over the said Rates, Assessments, and Property, or any Part thereof, to the Person who shall advance or lend such Money, or his Trustee, as a Security for the Repayments of the Money so to be borrowed, together with Interest for the same.

Form of Mortgage.

XXXVI. And be it enacted, That every such Assignment or Mortgage shall be by Deed duly stamped, in which the Consideration shall be truly stated; and every such Deed shall be under the Hands and Seals of Three of the Commissioners, and may be according to the Form in Schedule (A.) to this Act annexed, or to the like Effect.

Mortgages to be without Preference.

XXXVII. And be it enacted, That all Persons to whom such Mortgages or Assignments shall be made, or who shall be entitled to the Monies thereby secured, shall, in proportion to the same Sums therein respectively mentioned, be Creditors on the said Rates or Assessments equally one with another, without any Preference in respect of the Priority of advancing such Monies, or of the Dates of any such Assignments respectively.

Expences of Mortgages.

XXXVIII. And be it enacted, That the Expences of every Assignment or Mortgage shall from Time to Time be defrayed by the Commissioners out of the Money raised by the same.

Register of Mortgages to be kept and to be open to Inspection.

XXXIX. And be it enacted, That a Register of such Mortgages or Assignments shall be kept by the Clerk of the Commissioners, and within Fourteen Days after the Date of any such Mortgage or Assignment an Entry or Memorial of the Number and Date thereof, and of the Names of the Parties thereto, with their proper Additions, shall be made in such Register, and such Register may be perused at all reasonable Times by any Person interested therein without Fee or Reward.

Assignment of Mortgages.

XL. And be it enacted, That from Time to Time any Party entitled to any such Mortgage or Assignment may transfer his or her Right and Interest therein to any other Person by Deed duly stamped, wherein the Consideration shall be truly stated; and any such Transfer may be according to the Form in the Schedule (B.) to this Act annexed, or to the like Effect.

Register of Transfers to be kept.

XLI. And be it enacted, That within Thirty Days after every such Transfer it shall be produced to the Clerk to the Commissioners, and thereupon such Clerk shall cause an Entry or Memorial thereof to be made in the same Manner as in the Case of the original Mortgage or Assignment, and for such Entry the Clerk may demand a Sum not exceeding Five Shillings; and after such Entry every such Transfer shall entitle the Transferee, his or her Executors, Administrators, or Assigns, to the full Benefit of the original Mortgage or Assignment in all respects.

Application of Monies to be borrowed.

XLII. And be it enacted, That all the Money which shall be raised on the Credit of the Rates hereby authorized to be levied shall be applied, in the first place, in paying the Expences of obtaining and passing this Act or incident thereto, and, secondly, in sewering, draining, and lighting within the said Hamlet, and purchasing such Lands and other Property, and erecting such Works thereon, as the Commissioners are by this Act authorized to purchase and erect.

XLIII. And

Commissioners may make Bye Laws to govern themselves and their Servants.

XLIII. And be it enacted, That it shall be lawful for the Commissioners from Time to Time to make such Bye Laws for regulating the carrying on of their Business and the Business of their Committees, and for the Government of the Officers, Servants, or other Persons in their Employ, as they shall think fit, and to repeal or alter any such Bye Laws, so as no such Bye Law be contrary to the Laws of *England* or the Provisions of this Act, and so as the same be reduced into Writing, and signed by Three or more of the Commissioners.

Fines for Breach of such Bye Laws.

XLIV. And be it enacted, That it shall be lawful for the Commissioners by such Bye Laws to impose such reasonable Forfeitures and Fines upon their Officers and Servants, or other Persons in their Employ, offending against the same, as they shall think fit, not exceeding Forty Shillings for each Offence: Provided always, that such Bye Laws shall be so framed as to allow the Justices before whom any Penalty imposed thereby may be sought to be recovered to order the whole or a Part only of such Penalty to be paid.

Service of Notice on Commissioners.

XLV. And be it enacted, That any Summons, Notice, or Writ, or other Proceeding at Law or in Equity, requiring to be served upon the Commissioners, may lawfully be served by delivering the same personally to the Clerk of the Commissioners, or by leaving the same at his usual Place of Abode, or in case there be no Clerk, or his Place of Abode shall be unknown, then by delivering the same to any One Commissioner.

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

XLVI. And be it enacted, That the Lands Clauses Consolidation Act, 1845, shall be incorporated with and form Part of this Act; and the Provisions of the Lands Clauses Consolidation Act shall be applicable to the Undertaking hereby authorized, except as herein mentioned.

Compulsory Power to purchase. Lands not to be exercised.

XLVII. Provided always, and be it enacted, That nothing in the said Lands Clauses Consolidation Act or in this Act contained shall authorize the said Commissioners to purchase, take, or use any Lands unless with Consent of and by Agreement with the Owners thereof.

Power to purchase Houses, &c. with Consent of Owners.

XLVIII. And be it enacted, That it shall be lawful for the said Commissioners and they are hereby empowered, with the Consent of the Persons owning the same, to agree with such Owners for the Purchase of any Houses, Buildings, or Lands, not exceeding Five Acres, within the Limits of this Act, which they may require for the Purposes of this Act, for the absolute Purchase of any such Houses, Buildings, or Lands, or such Parts thereof as they shall think proper, and of all subsisting Leases therein.

Consideration how to be paid.

XLIX. And be it enacted, That the Consideration to be paid for the Purchase of any Houses, Buildings, or Lands under the Provisions of this Act, or for any Damage done thereto, shall be paid out of the Monies authorized to be borrowed as aforesaid, or arising from the said Rents or Assessments.

L. And

Lands not wanted to be sold.

L. And be it enacted, That the Commissioners shall sell all such Houses, Buildings, and Lands as may hereafter under this Act be vested in them which they do not require for the Purpose of this Act in such Manner as they may deem most advantageous, and convey the same to the Purchaser thereof by Deed under the Hands and Seals of Three at least of the Commissioners.

Power to construct Common Sewers.

LI. And be it enacted, That it shall be lawful for the Commissioners from Time to Time to cause to be constructed and made such and so many Main and other Sewers as they may think necessary and proper for the effectual draining of the said Hamlet in or under any Street that either now or hereafter may be or be made within the said Hamlet, whether dedicated to the Use of the Public or not, and also to cause any of the Common Sewers, Drains, Vaults, Culverts, and Watercourses which now are or hereafter shall be or be made within the same to be deepened, widened, altered, repaired, cleansed, improved, and completed as to them shall seem necessary, and to carry and continue the same into and through any Lands within the said Hamlet, making reasonable Compensation to all Persons injured thereby.

Size of Drain.

LII. And be it enacted, That that Part of the Main Drain to be made from or near the present Post Office to the Outlet into the River *Calder* shall be constructed so as to give a clear Height of Four Feet Six Inches.

Communication of private Drains with Common Sewers.

LIII. And be it enacted, That it shall be lawful for any Person to carry any private Drain or any properly constructed Sewer into any Common Sewer, Drain, Vault, Culvert, or Watercourse already made or which shall be made by virtue of this Act according to such Plan as the Commissioners shall direct; but if any Person shall carry any such private Drain into any Common Sewer, Drain, Vault, Culvert, or Watercourse in any other Manner than shall be directed by the Commissioners he shall for every such Offence forfeit a Sum not exceeding Ten Pounds.

Occupiers to repair private Drains.

LIV. And be it enacted, That the Occupier of any House from which any Branch or private Drain now issues or shall hereafter issue into any of the public Sewers, Drains, Culverts, or Watercourses within the said Hamlet shall repair and cleanse the same when required by and according to the Direction of the Commissioners.

Course of Gutters to be turned if necessary.

LV. And be it enacted, That it shall be lawful for the Commissioners from Time to Time to direct and cause the Course of any Gutter or Channel running in, upon, or through any Street within the said Hamlet to be turned, tunnelled, covered, or altered in such Manner as the Commissioners shall think proper, the Expence attending which shall be defrayed out of the Money arising by virtue of this Act.

Vaults and Drains to be kept in repair.

LVI. And be it enacted, That all private Vaults, Arches, Cellars, Sewers, or Drains now or hereafter to be made communicating with the Common Sewer within the said Hamlet shall be kept in sub-

stantial

stantial Repair by the Owners thereof to the Satisfaction of the Commissioners; and in case any such Vault, Arch, Cellar, Sewer, or Drain shall at any Time not be in substantial Repair, it shall be lawful for the Commissioners to put the same into substantial Repair, and to recover the Expences incurred thereby from the Owner or Occupier thereof, or the Owner or Occupier of any Tenement to which such Vault, Arch, Cellar, Sewer, or Drain may belong, or with which the same may be connected and used; and such Owner or Occupier shall also forfeit a Sum not exceeding Twenty Shillings for every Day such Vault, Arch, Cellar, Sewer, or Drain shall continue out of substantial Repair after Notice in Writing shall have been given to him by the Commissioners to repair the same, and a reasonable Time for completing such Repair shall have elapsed after the Service thereof.

Commissioners may close Streets during the laying down of Sewers.

LVII. And be it enacted, That it shall be lawful for the Commissioners during the making of any Sewer or Drain in any Street within the said Hamlet by them or under their Authority to close such Street or any Part of the same by such Ways or Means as they shall think fit.

Commissioners to cause the Streets to be lighted.

LVIII. And be it enacted, That it shall be lawful for the Commissioners from Time to Time to cause the several Streets within the said Hamlet, or such of them as they shall think proper, to be lighted with Gas, Oil, or otherwise, at such Times as they shall think fit, and to provide such Lamps, Lamp Posts, Lamp Irons, Pipes, Gasometers, and other Works as may be necessary for that Purpose.

Commissioners empowered to construct Gas Works.

LIX. And be it enacted, That it shall be lawful for the Commissioners, subject to the Restrictions herein contained, from Time to Time to make, construct, lay, maintain, and continue, alter or discontinue, such Retorts, Gasometers, Receivers, and Buildings, Cisterns, Engines, Machines, and other Apparatus, Cuts, Drains, Sewers, Watercourses, Reservoirs, Machinery, and other Works, and also such Houses and Buildings, upon the Land hereby authorized to be held and purchased by the Commissioners, and to do all other Acts necessary and convenient as they shall think proper, for lighting the Streets and supplying the said Inhabitants with Gas as herein-after authorized.

Commissioners empowered to lay Pipes.

LX. And be it enacted, That it shall be lawful for the Commissioners to lay any Pipe, Branches, or other necessary Apparatus from any Main or Branch Pipes into, through, or against any Shops, Workshops, Dwelling Houses, Churches, Chapels, Mills, Warehouses, Railway Stations, and other Buildings and Lands within the said Hamlet.

Pipes not to be laid against Buildings, &c. without Consent.

LXI. Provided always, and be it enacted, That nothing herein contained shall authorize or empower the Commissioners to carry or lay any such Pipe into, over, through, or against any private Building, Land, or Ground, or continue the same, without the Consent of the Owner and Occupier of such Buildings, Land, or Ground, except that it shall be lawful for the Commissioners at any Time to enter upon and lay or place any new Main, Branch, or Service Pipe in any Buildings, Land, or Ground wherein any Main, Branch, or Service Pipe shall have

been already legally laid down or placed in pursuance of this Act, and to repair or alter any Main, Branch, or Service Pipe so laid down.

Power to contract for lighting Buildings.

LXII. And be it enacted, That it shall be lawful for the Commissioners from Time to Time to enter into any Agreement with any Person whomsoever for lighting or supplying with Gas any public or private Buildings, Yards, or Premises, and for supplying all or any such Articles or Apparatus as aforesaid, in such Manner and upon such Terms as shall be agreed upon between the Commissioners and such Person.

Recovery of Rents.

LXIII. And be it enacted, That if any Person supplied with Gas by the said Commissioners shall neglect to pay any Rent or Charge due to them, it shall be lawful for the Commissioners or any Person acting under their Authority to stop the Gas from entering the Premises of such Person, by cutting off the Service Pipe to such Premises, or by such Means as the Commissioners shall think fit, and to recover the Rent or Charge due from such Person, together with the Expences that shall have been incurred in cutting off the Gas, and Costs of recovering the same, by Distress in manner herein-after mentioned.

Commissioners or their Agents may enter Premises to cut off Gas upon giving Notice.

LXIV. And be it enacted, That in all Cases in which it shall be lawful for the Commissioners to cut off and take away the Supply of Gas from any House or Building or Premises under the Provisions of this Act, it shall be lawful for the Commissioners, their Agents and Workmen, upon giving Twenty-four Hours previous Notice to the Occupier, to enter into any such House, Building, or Premises between the Hours of Nine in the Forenoon and Four in the Afternoon, and to remove, take, and carry away any Pipe, Meter, Cock, Branch, or Apparatus the Property of and belonging to the Commissioners, and also for the Purpose of repairing and making good any such House, Building, and Premises where such Pipe or Apparatus shall have been introduced.

Commissioners may contract for lighting the Streets.

LXV. And be it enacted, That it shall be lawful for the Commissioners to contract with any Company, or other Person or Persons, Owner or Owners of any Gas Works, for the Supply of such Gas as the Commissioners may think necessary for lighting such Streets, Lanes, and other Passages and Places within the said Hamlet, or any of them or any Part thereof respectively, in such Manner, and upon such Terms and Conditions, Stipulations and Agreements, as the said Commissioners shall think proper.

Power to supply Gas to Manchester and Leeds Railway Company and others.

LXVI. And be it enacted, That it shall be lawful for the said Commissioners, if they shall think fit, and they are hereby empowered, to supply with Gas the *Manchester and Leeds* Railway Company, at their Station called the *Brighouse* Station in the Township of *Rastrick* in the said Parish of *Halifax* near to and immediately adjoining the Hamlet of *Brighouse*, or any other Company, Person or Persons, within Three hundred Yards of the Limits of this Act, and for that Purpose to enter into and make such Arrangements and Agreements with the *Manchester and Leeds* Railway Company, or any other Company,

pany, Person or Persons, as the said Commissioners shall deem expedient; and that all Main Pipes, Branch Pipes, and other Works to be laid down and constructed for the Accommodation and Supply of Gas to the *Manchester and Leeds* Railway Company, or any other Company, Person or Persons, shall be laid down and constructed by the said *Manchester and Leeds* Railway Company, or such other Company, Person or Persons, at their own Expence, or by the said Commissioners at the Expence of the said Company, Person or Persons.

Company may lay down their own Pipes.

LXVII. And for the Purpose of enabling the Commissioners, or any Person or Persons or Company with whom they may contract, to light the said Streets or any of them, be it enacted, That it shall be lawful for the Commissioners, or any Company or Persons with whom they may contract for lighting the said Streets, or any of them, under the Control and Direction of the Commissioners, to break up the Soil or Pavement of any Street within the said Hamlet, and to lay and fix therein such Pipes, Lamps, Posts, and other Works as they or he may deem necessary for lighting the same, and also to lay and place against any Houses, Buildings, and Inclosures such Pipes, Lamp Posts, Lamp Irons, and Lamps, and other Works, as they may deem necessary for the Purposes aforesaid: Provided always, that the Commissioners shall not lay or continue any Lamp, Lamp Post, Lamp Iron, Pipe, or other Work against or through any private Building, Inclosure, or Land, except with the Consent of the Owner and Occupier thereof.

Power to break up Streets and lay down Pipes, &c.

LXVIII. And be it enacted, That every Branch or Service Pipe which shall be used for lighting with Gas the said Streets shall be kept fully charged with Gas, and the Stopcocks shall be so turned as not to impede any Branch or Service Pipe being filled with Gas during the Time the same shall be lighted.

Service Pipes to be kept fully charged.

LXIX. And be it enacted, That when the Pavement or Soil of any Street or Highway, or when any Sewer or Drain, shall be opened or broken up by the Commissioners, or any Company or Persons contracting as aforesaid, they shall with all convenient Speed complete the Work on account of which the same shall be broken up, and fill in the Ground, and make good the Pavement or Soil, Sewer or Drain, so opened or broken up, and carry away the Rubbish occasioned thereby, and shall in the meantime cause the Place where such Pavement or Soil shall be so opened or broken up to be fenced and guarded, and shall set up and maintain upon or against the Part of the said Pavement or Soil so broken up or opened a sufficient Light during every Night that such Pavement or Soil shall be continued open or broken up.

Streets broken up to be reinstated without Delay.

LXX. And be it enacted, That if the Commissioners, or any Company or Persons contracting as aforesaid, shall make any Delay in completing any such Work, or in filling in the Ground, or making good the Pavement or Surface so opened or broken up, or in carrying away the Rubbish so occasioned as aforesaid, or in causing to be fenced, guarded, or lighted the Place where such Pavement or Surface shall have been broken up, they shall forfeit a Sum not exceeding Five Pounds for every such Offence, and they shall forfeit an additional Sum

Penalty for Delay in reinstating Streets.

Sum of Forty Shillings for any Day that any such Delay as aforesaid shall continue after the Expiration of Twenty-four Hours from the Time that such Delay shall have commenced.

Penalty for damaging Pipes, &c.

LXXI. And be it enacted, That if any Person shall wilfully or maliciously take away, destroy, or injure any or any Part of any Pipe, Plug, Post, or other Apparatus, Article, Matter, or Thing, belonging to the said Commissioners, every Person so offending shall forfeit any Sum not exceeding Five Pounds, and the Amount of the Damage done or occasioned by such Conduct.

Penalties on Gas-makers for corrupting Water within the said Hamlet.

LXXII. And be it enacted, That if the Commissioners, or any Person making or supplying any Gas within the said Hamlet, shall at any Time cause or suffer to be conveyed or to flow into any Spring, Well, Pond, or any private Reservoir within the said Hamlet, or into any Drain, Sewer, or Ditch communicating therewith, any Washing, Substance, or Thing which shall be produced in making or supplying Gas, or shall do any Act to the Water contained in any such Spring, Well, Pond, or private Reservoir whereby the Water therein shall be fouled or corrupted, then the said Commissioners, Company, or such Person as aforesaid shall forfeit for every such Offence the Sum of Two hundred Pounds.

Penalty to be sued for within Three Months.

LXXIII. And be it enacted, That the said Penalty of Two hundred Pounds shall be recovered, with full Costs of Suit, in any of the Superior Courts by Action of Debt or on the Case by the Person or Persons into whose Spring, Well, Pond, or Reservoir such Washing, Substance, or Thing shall be conveyed or shall flow, or whose Water shall be fouled or corrupted thereby: Provided always, that the said Penalty shall not be recovered unless the same be sued for within Three Months after the Offence in respect of which such Penalty shall have been incurred shall have ceased.

Daily Penalty during the Continuance of the Offence.

LXXIV. And be it enacted, That in addition to the said Penalty of Two hundred Pounds (and whether such Penalty shall have been recovered or not) the said Commissioners, Company or Person making or supplying Gas as aforesaid, shall forfeit the Sum of Ten Pounds (to be recovered in like Manner) for each Day such Washing, Substance, or Thing shall be conveyed or shall flow as aforesaid, or the Act by which such Water as aforesaid shall be fouled or corrupted shall continue after the Expiration of Twenty-four Hours from the Time at which Notice of the Offence shall have been served on such Person by the Person into whose Water as aforesaid such Washing, Substance, or Thing shall be conveyed or shall flow, or whose Water shall be fouled or corrupted thereby; and such Penalty shall be paid to such last-mentioned Person.

Daily Penalty during Escape of Gas after Notice.

LXXV. And be it enacted, That whenever any Gas shall escape from any Pipe which shall be laid down or set up by the said Commissioners, or any Company or Person making or supplying any Gas within the Limits of this Act, such Commissioners, Company or Person shall, immediately after receiving Notice in Writing of any such Escape of Gas, prevent such Gas from escaping; and in case such Commissioners, Company or Person, shall not, within Twenty-four

four Hours next after Service of such Notice, effectually prevent the Gas from escaping, and wholly remove the Cause of Complaint, then such Commissioners, Company or Person, shall for every such Offence forfeit the Sum of Five Pounds for each Day after the Expiration of Twenty-four Hours from the Service of such Notice during which the Gas shall be suffered to escape.

For ascertaining if the Water be contaminated.

LXXVI. And whereas it may become a Question upon any such Complaint as aforesaid whether the said Water be contaminated or affected by the Gas of the said Commissioners, or any Company or Person making or supplying Gas within the said Hamlet; be it therefore enacted, That it shall be lawful for the Person to whom the Water supposed to be contaminated or affected by Gas may belong to dig and examine the Pipes, Conduits, and Apparatus of the Commissioners, Company or Person making or supplying Gas, for the Purpose of ascertaining whether the said Water has been contaminated or affected by the Gas of such Commissioners, Company or Person: Provided always, that before proceeding so to dig and examine Twelve Hours Notice shall be given to the Commissioners, Company or Person making or supplying such Gas, at the Time at which such digging and Examination are intended to take place.

The Expences to abide the Result of the Examination.

LXXVII. And be it enacted, That if upon such Examination it shall appear that such Water has been contaminated or affected by any Gas belonging to the said Commissioners, Company or Person, the Expences of digging, Examination, and Repair of any Street or Place which shall be disturbed in any such Examination shall be paid by the said Commissioners, Company or Person making or supplying Gas; but if upon such Examination it shall appear that the Water has not been contaminated or affected by the Gas of such Commissioners, Company or Person, then the Person causing such Examination to be made shall pay all the Expences of Examination and Repair, and also make good to the said Commissioners, Company or Person, any Injury which may be occasioned to the Works of the said Person in and by such Examination.

The Amount of Expences to be ascertained and recovered as other Damages.

LXXVIII. And be it enacted, That the Amount of the Expences of Examination and Repair, and of any Injury done to the said Commissioners, Company or Person making or supplying Gas, shall, in case of any Dispute about the same, together with the Costs of ascertaining and recovering the same, be ascertained and recovered in the same Manner as any Damages for the ascertaining and recovering of which no special Provision is made by this Act are hereby directed to be ascertained and recovered.

Liability of Persons supplying Gas to be indicted for a Nuisance.

LXXIX. Provided always, and be it enacted, That nothing in this Act contained shall prevent the Commissioners, or any Company or Person making or supplying Gas within the said Hamlet, from being liable to an Indictment for any Nuisance, or other legal Proceeding to which they or he may be liable, in consequence of the making or supplying such Gas.

Penalty for wilfully damaging Lamps.

LXXX. And be it enacted, That if any Person shall wilfully break, throw down, take away, or damage any Lamp, Lamp Glass, or any Part thereof, within the Limits of this Act, or any of the Posts, Irons, or other Furniture thereof, or shall wilfully extinguish the Light of any such Lamp, every Person so offending shall for every such Offence forfeit any Sum not exceeding Ten Pounds.

Persons carelessly damaging Lamps to make good the same.

LXXXI. And be it enacted, That in case any Person shall carelessly, negligently, or accidentally break, break down, or otherwise damage any of the said Lamps, Lamp Glasses, or the Irons, Posts, or Furniture thereof, and shall not, immediately upon Demand, make Satisfaction to the said Commissioners or to any other Owner thereof (as the Case may be) for the Damage done thereto, it shall be lawful for any Justice to award such Sum of Money as a Satisfaction for such Damage as such Justice shall think reasonable, not exceeding the Value of the Lamp or other Article so injured or damaged, and the Costs and Charges of repairing and replacing the same respectively, together with such Costs as such Justice shall think reasonable.

Power to levy Rates for sewering, draining, and lighting.

LXXXII. And be it enacted, That the Charges and Expences of obtaining this Act, and carrying the several Purposes thereof into execution, shall be borne and paid by the Occupiers of all Messuages, Buildings, Lands, Tenements, and Hereditaments within the Hamlet of *Brighouse*, except as herein-after mentioned, according to the annual Value of the same, and for that Purpose it shall be lawful for the said Commissioners from Time to Time, once in every Year or oftener if they shall think it necessary, (the first Year to commence and be computed from the First Day of *July* One thousand eight hundred and forty-six, and every succeeding Year from the said Day in every Year respectively,) to make One or more Rate or Rates, Assessment or Assessments, under the Name of "The Rate for Sewering, Draining, and Lighting," to be signed by Three or more Commissioners, upon such Messuages, Buildings, Lands, Tenements, and Hereditaments, except as herein-after mentioned, within the Hamlet of *Brighouse*, so as such Rates and Assessments do not exceed in any One Year the Sum of Nine-pence in the Pound on such annual Value (except as is herein-after provided); and the Monies arising from such Rates, and also such Rents and other Monies as are hereby authorized to be taken for lighting any public or private Building, Yards, or Premises, are hereby vested in the Commissioners: Provided always, that the Canal of the *Calder and Hebble* Navigation Company, all Lands used as Arable, Meadow, or Pasture Ground, or as Woodlands, or Market Gardens or Nursery Grounds, and all Houses, Buildings, Yards, Gardens, and other Hereditaments, situate within such Parts of the said Hamlet as at the Time of making any such Rate or Assessment shall not be sewered, drained, or lighted by virtue of this Act, shall be charged and rated in respect of the same in the Proportion of One Fourth Part only of such annual Value thereof as aforesaid.

Exemptions from Rates.

LXXXIII. Provided always, and be it enacted, That no Person shall be rated to any Rate whatever made in pursuance of this Act for

for or in respect of any Church, Chapel, National and other School, Meeting House, or other Building exclusively used for Public Worship, or any Building exclusively used for the gratuitous Education of the Poor, or for the Purposes of public Charities, or any Building or Land belonging to the Commissioners by virtue of this Act.

Rates not payable when Premises unoccupied.

LXXXIV. And be it enacted, That no Person shall be liable to any Rate made in pursuance of this Act in respect of any House, Warehouse, Building, or Tenement, or other Property, hereby made liable to any Rates under this Act, (except any Arable, Meadow, Pasture, or Woodland,) during the Time such House, Warehouse, Building, or Tenement shall be empty and unoccupied.

Notice of Rate to be given.

LXXXV. And be it enacted, That no Rate to be made under the Authority of this Act shall be valid unless Notice of the Intention of making such Rate, and of the Time at which the same is intended to be made, and of the Place where a Statement of the proposed Rate shall be deposited for Inspection, shall have been given in the same Manner as is herein-before directed for the Meetings of the said Commissioners.

Rate to be open to Inspection of Rate-payers.

LXXXVI. And be it enacted, That immediately after any Rate shall have been made the same shall be open to the Inspection of any Person rated in such Rate at all seasonable Times, and any such Person may take Copies or Extracts from such Rate without paying any thing for the same; and if the Person having the Custody of such Rate shall not permit any Person so rated as aforesaid to take Copies or Extracts from such Rate he shall forfeit for every such Offence any Sum not exceeding Forty Shillings.

Annual Rate may be increased by Consent of a General Meeting of Rate-payers.

LXXXVII. And be it enacted, That if it shall at any Time appear that the said Sum of Nine-pence in the Pound is not sufficient for the several Purposes aforesaid, it shall be lawful for the Commissioners, with the Consent of the Majority of Rate-payers assembled at the annual Meeting for the Settlement of Accounts, to increase the Rates so as the same do not in any One Year exceed the Sum of One Shilling and Sixpence in the Pound on such annual Value as aforesaid: Provided always, that Notice of the Intention of the Commissioners to make any such Increase shall be given by them Ten Days previous to such annual Meeting in the same Manner as other public Notices are by this Act directed to be given.

Value of Property to be according to Poor Rate.

LXXXVIII. And be it enacted, That the annual Value of all Property rateable under this Act shall be ascertained according to the next preceding Assessment for the Relief of the Poor within the said Township of *Hipperholme-cum-Brighouse*, except in such Cases as are herein-after mentioned.

Rate Books to be Evidence.

LXXXIX. And be it enacted, That the Books of Rates of the Commissioners, and all Entries made therein in manner by this Act directed, shall be received as Evidence of the Rates imposed by virtue of this Act.

XC. And

Rates may be amended.

XC. And be it enacted, That it shall be lawful for the Commissioners from Time to Time to amend any Rate made by virtue of this Act by inserting therein the Name of any Person who ought to have been rated, or by striking out the Name of any Person who ought not to have been rated, or by raising or reducing the Sum at which any Person shall have been rated, if it shall appear to them that such Person has been under-rated or over-rated, or by making such other Amendments therein as will make such Rate conformable to this Act, and no such Amendment shall be held to avoid the Rate: Provided always, that any Person who shall be aggrieved by any such Alteration shall have the same Right of Appeal therefrom as he would have had if his Name had been originally inserted in such Rate and no such Alteration had been made; and every Person whose Rate shall be altered shall be entitled to Seven Days Notice of such Alteration before the Rate shall be payable by him.

Appeal to Special Petty Sessions on the Ground of Inequality, &c.

XCI. And be it enacted, That if any Person shall think himself aggrieved by any Rate, on the Ground of Inequality, Unfairness, or Incorrectness in the Valuation of any rateable Property included therein, he may appeal to the Justices acting in and for the Petty Sessions for the Division within which such rateable Property shall be situate at any Special Sessions which may be holden for the Purpose of determining any Appeal against the Poor's Rates; but no such Appeal shall be entertained unless Notice of the Appeal, stating the Grounds of Objection in Writing, shall have been given to the Commissioners by the Party appealing Seven Days at least before the Day appointed for such Special Sessions.

Determination of the Justices shall be final.

XCII. And be it enacted, That the Justices assembled at any Special Sessions for which any such Notice of Appeal shall have been given, or at any Adjournment thereof, shall hear and determine all such Appeals, and the Determination of such Justices shall be final: Provided always, that it shall not be lawful for the Justices in such Special Sessions assembled to inquire into the Liability of any Property to be rated, but only into the true Value thereof, and the Fairness of the Amount at which the same may be rated; nor shall any Order of such Justices be of any Force pending an Appeal concerning the same Matter to the Order of such Court upon any such Appeal.

Parties may appeal to Quarter Sessions against Rate, &c.

XCIII. And be it enacted, That if any Person shall think himself aggrieved by any Rate made under the Authority of this Act, or by any Matters included in or omitted from the same, or by any Determination of the Justices in Petty Sessions assembled, he may appeal to the next General or Quarter Sessions, but no such Appeal against the Rate, or any Matter contained in or omitted from the same, shall be entertained at such General or Quarter Sessions unless reasonable Notice in Writing of such Appeal, stating the Nature and Ground thereof, be given to the Commissioners, but the same shall be adjourned to the next General Quarter Sessions; nor shall any Appeal against the Determination of the Justices in Petty Sessions assembled be entertained unless the Party appealing against such

Determination shall, within Fourteen Days after the same shall have been made, give Notice in Writing of such Appeal, stating the Matter or Cause thereof, to the Party in whose Favour such Determination shall have been made, and within Five Days after such Notice shall enter into a Recognizance before some Justice, with sufficient Sureties, conditioned to try the same at the next General or Quarter Sessions, and to abide the Order of such Court, and to pay such Costs as shall be awarded at such General or Quarter Sessions, or any Adjournment thereof.

Court to make such Order as they think reasonable.

XCIV. And be it enacted, That at the General or Quarter Sessions for which any such Notice of Appeal shall be given the Court shall proceed to hear and determine the Appeal in a summary Way, except when the Court are hereby directed to adjourn the same, and except when the Court shall think fit to adjourn the Appeal to the following Sessions, which they are hereby authorized to do; and in all such Cases the Court shall hear and determine the Appeal at such last-mentioned Sessions.

Quarter and Petty Sessions to have same Power of amending and quashing Rates, &c. as in Appeals against Poor Rates.

XCV. And be it enacted, That the Court of Quarter Sessions and the Justices in Petty Sessions assembled respectively shall, in any Appeal against any Rate made under the Authority of this Act, have the same Powers of amending or quashing such Rates as are by Law vested in them respectively for awarding or quashing the Rates for the Relief of the Poor within their several Jurisdictions upon Appeals against such Rates, and shall likewise have respectively in any Appeal against any Rate made under the Authority of this Act the same Powers of awarding Costs, to be paid by or to any of the Parties to an Appeal, and of recovering such Costs, as are now vested in them respectively for awarding and recovering Costs in an Appeal against any Rate for the Relief of the Poor within their several Jurisdictions.

Rates and Rents to be recovered by Distress.

XCVI. And be it enacted, That if any Person shall neglect or refuse to pay any Sum or Sums of Money on him, her, or them respectively chargeable or rated or assessed under the Authority of this Act, or any Rent or Charge payable from him in respect of any Agreement entered into with the Commissioners under the Authority of this Act, for the Space of Fourteen Days after Demand thereof in Writing by the Commissioners or their Collector, any Justice shall, on the Application of the Commissioners or their Collector, summon any such Person or Persons to appear before him, at a Time to be mentioned in the Summons, to show Cause why the Rent or Sum or Sums of Money due from him, her, or them should not be paid; and in case no sufficient Cause for the Nonpayment of such Rent or Charge or Sum or Sums of Money shall be shown the same shall be levied by Distress, and such Justice shall issue his Warrant accordingly.

Form of Warrant of Distress.

Constables to assist in

XCVII. And be it enacted, That the Warrant of Distress for the Recovery of any Rate made payable under this Act may be to the Effect mentioned in Schedule (C.) to this Act annexed; and in all Cases where a Distress is hereby authorized to be made every Constable

making Distress.

stable authorized by the Warrant to levy any Sum therein mentioned shall, upon being required by a Collector of the Rates, aid in making a Distress or Sale pursuant to such Warrant; and every Constable who shall refuse to do so shall be liable to a Penalty not exceeding Five Pounds.

Power to Commissioners or Justices to remit Rate.

XCVIII. Provided always, and be it enacted, That it shall be lawful for the Commissioner or any Two Justices in Petty Sessions assembled to reduce or remit the Payment of any Rate, on account of the Poverty or Sickness of any Person liable to the Payment of the Rate.

Owners to pay the Rate in certain Cases.

XCIX. And be it enacted, That the Owners of all rateable Property within the said Hamlet the yearly rateable Value whereof respectively shall not exceed Three Pounds, or which shall be let in separate Apartments, shall be rated to and pay the Rates by this Act directed to be made instead of the Occupiers thereof.

Not necessary to name the Owner where unknown.

C. And be it enacted, That whenever the Name of any such Owner shall not be known to the Commissioners, or to the Person making the Rates, it shall be sufficient to rate such Owner in the Rate Book of the Commissioners as the Owner of the Property to be rated by the Designation of "the Owner," without stating his Name.

Receiver of Rents to be deemed the Owner.

CI. And in order to prevent any Dispute touching the Word "Owner" for the Purposes of rating under the Authority of this Act, be it enacted, That the Person receiving the Rents of any rateable Property within the said Hamlet from the Occupier thereof, on his own Account, or as the Agent of any other Person, shall be deemed the "Owner" of the same for the Purposes of such rating.

In default of Payment by Owner for Six Months the Occupier to pay the Amount of Rent due.

CII. And be it enacted, That when the Owner of any rateable Property shall have been rated in respect thereof, and the Rate shall have been unpaid for Six Months, it shall be lawful for the Commissioners or their Collector to recover the Amount of such Rate from the Occupier of such rateable Property by the same Means as the same might have been recovered if such Occupier had been rated thereto: Provided always, that no Occupier shall be required to pay, nor shall his Goods and Chattels be distrained for, any further Sum than the Amount of Rent due from him at the Time when he shall have been required to pay, or of the issuing of the Warrant of Distress, unless he shall refuse to disclose the Amount of the Rent due from him on Application being made to him for that Purpose.

Owner to repay the Occupier.

CIII. And be it enacted, That if the Amount of any Rate which, under the Provisions herein-before contained, ought to be borne by the Owner of any rateable Property, shall be paid by the Occupier of such Property, or levied on his Goods and Chattels, the Owner shall reimburse the Occupier; and it shall be lawful for such Occupier to deduct the Sums paid or levied, together with the Costs of the Distress (if any) paid by him, from the Rent due or to become due from him to such Owner.

CIV. And

Remedy against Persons quitting before Payment of Rates.

CIV. And be it enacted, That if any Person shall quit or be about to quit any rateable Property before he shall have paid the Rates then payable by him in respect thereof, and shall not pay the same to the Commissioners or their Collector, on Demand, it shall be lawful for any Justice of the Peace having Jurisdiction where such Person may reside or his Goods be found to summon such Person to appear before him, at a Time to be mentioned in the Summons, to show Cause why the Rates should not be paid; and if no sufficient Cause for the Nonpayment of such Rates shall be shown the same shall be levied by Distress, and such Justice shall issue his Warrant accordingly.

Rates apportioned on Holder quitting.

CV. And be it enacted, That when any Rate shall have been made for a particular Period, and the Owner or Occupier who shall have been rated to such Rate shall cease to be the Owner or Occupier of the Property in respect whereof he shall be rated before the End of such Period, such Owner or Occupier shall be liable to pay a Portion only of the Rate payable for the whole of such Period proportionate to the Time during which he continued to be Owner or Occupier; and if any Person shall become the Owner or Occupier of any Property so rated as aforesaid during any Part of any Period for which any Rate shall have been made, such Person shall pay a Portion of such Rate proportioned to the Time during which he shall have held or occupied the Property so rated.

Persons entering on unoccupied Property to pay a Portion of the Rate.

CVI. And be it enacted, That if any Property rateable under this Act shall have been unoccupied at the Time of making any Rate, and any Person shall occupy such Property during any Part of the Period for which such Rate shall have been made, it shall be lawful for the Commissioners to rate such Property, and the Person occupying the same during any Part of the Period aforesaid shall pay a Portion of the said Rate proportioned to the Time during which he shall occupy such Property.

Application of the Rates.

CVII. And be it enacted, That the Money which shall arise from the said Rates, and all Money for the Supply of Gas, or other Money to be received by the Commissioners under this Act, shall, after Payment of the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act, together with lawful Interest to any Person or Persons who shall advance any Money for this Purpose, be applied in the first place in Payment of the Interest of the Monies borrowed on Mortgage of the said Rates, and next in defraying the Expences of sewering, draining, and lighting the said Streets, and carrying the several Purposes of this Act into execution, and in paying off the Principal Sums borrowed on the Credit of the Rates, in such Order as the Commissioners shall direct.

Damages to be ascertained with the Penalty.

CVIII. And be it enacted, That where any Damages or Charges are directed by this Act to be paid, in addition to any Penalty for any Offence, the Amount of such Damages or Charges, in case of Nonpayment thereof or of any Dispute concerning the same, shall be determined by the Justice or Justices before whom the Offender shall be convicted of such Offence, and shall be levied by Distress, and such Justice or Justices shall issue his or their Warrant accordingly.

CIX. And

Provision for Damages not otherwise provided for.

CIX. And for the Purpose of providing for the Recovery of any Compensation for any Land, or for any Injury to any Land or other Property or Person, or for any Expences, Charges, or Damages which shall be payable under this Act, and for the Recovery of which no Method is herein provided, be it enacted, That in all such Cases the Amount of the Compensation, Charges, or Damages by this Act directed or authorized to be paid shall, in case of Nonpayment thereof or of any Dispute about the same, be ascertained and determined by One or more Justices, and the same shall be levied by Distress.

For ascertaining Compensation.

CX. And for the Purpose of ascertaining and determining any such Compensation, Expences, Charges, or Damages, be it enacted, That any Justice of the Peace acting within the Jurisdiction where such Person or Persons may reside may summon any Person or Persons liable to pay the same to appear before Two or more Justices acting within such Jurisdiction, at a Time and Place to be set forth in such Summons, to answer such Charge; and on the Appearance of the Person or Persons so summoned, or in his or their Absence upon Proof that such Summons was personally served upon him or them, or left at his or their last known Place of Abode, such Justices may proceed to inquire into any such Compensation, Expences, Charges, or Damages, and to determine the same.

Recovery of Money from Commissioners.

CXI. And with respect to any Money under the Provisions of this Act adjudged to be paid by the Commissioners, for which no other Mode of proceeding is hereby prescribed, be it enacted, That if such Money be not paid by the Commissioners to the Party entitled to receive the same within Twenty-one Days after Demand thereof in Writing, stating the Order of the Justices for the Payment of such Money, the Amount shall be recovered by Distress of the Goods of the Commissioners.

Publication of Penalties.

CXII. And for the Purpose of providing for the due Publication of all Penalties and Forfeitures exigible under this Act, or any Bye Law of the Commissioners, affecting other Persons than the Officers or Servants of the Commissioners, be it enacted, That from Time to Time the Commissioners shall publish the short Particulars of the several Offences for which any such Penalty is imposed by this Act, and of the Amount of every such Penalty, and shall cause such Particulars to be painted on a Board, or printed upon Paper and pasted thereon, and shall cause such Board to be hung up or affixed to some conspicuous Part of the principal Place of Business of the Commissioners, and where any such Penalties are of local Application shall cause such Boards to be affixed on some conspicuous Place in the immediate Neighbourhood to which such Penalties are applicable or have reference, and such Particulars shall be renewed as often as the same or any Part thereof is obliterated or destroyed; and no such Penalty shall be recoverable unless it shall have been published and kept published in the Manner herein-before required.

Penalties to be summarily recovered before any Justice.

CXIII. And for the Purpose of providing for the Recovery of Penalties or Forfeitures imposed by this Act, or by any Bye Law made in pursuance thereof, the Recovery of which is not otherwise provided for,

for, be it enacted, That every such Penalty or Forfeiture may be recovered by summary Proceedings before any Justice, and on Complaint being made to any Justice he shall issue a Summons requiring the Party complained against to appear on a Day and at a Time and Place to be named in such Summons; and every such Summons shall be served on the Party offending, either in Person or by leaving the same at his usual Place of Abode; and either upon the Appearance or upon the Default to appear of the Party offending, after Proof of the due Service of such Summons, it shall be lawful for any Justice to proceed to the hearing of the Complaint, and that although no Information in Writing or in Print shall have been exhibited before him; and upon Proof of the Offence, either by the Confession of the Party complained against, or upon the Oath of One credible Witness or more, it shall be lawful for such Justice to convict the Offender, and upon such Conviction to adjudge the Offender to pay the Penalty or Forfeiture incurred, as well as such Costs attending the Conviction as such Justice shall think fit.

Penalties to be levied by Distress.

CXIV. And be it enacted, That if upon such Adjudication as aforesaid the Amount of the Penalty or Forfeiture, and of such Costs as aforesaid, be not forthwith paid, the Amount of such Penalty and Costs, together with the Costs of the Distress, shall be levied by Distress, and any Justice shall issue his Warrant accordingly.

Imprisonment in default of Distress.

CXV. And be it enacted, That it shall be lawful for any such Justice to order any Offender so convicted as aforesaid to be detained and kept in safe Custody until Return can be conveniently made to the Warrant of Distress to be issued for levying such Penalty or Forfeiture, and Costs, unless the Offender give sufficient Security by way of Recognizance or otherwise to the Satisfaction of the Justice for his Appearance before him on the Day appointed for such Return, such Day not being more than Six Days from the Time of taking such Security; but if before issuing such Warrant of Distress it shall appear to the Justice, by the Admission of the Offender or otherwise, that no sufficient Distress can be had whereon to levy such Penalty or Forfeiture, and Costs, he may, if he think fit, refrain from issuing such Warrant of Distress; and in such Case, or if such Warrant shall have been issued, and upon the Return thereof such Insufficiency as aforesaid shall be made to appear to him, then such Justice may by Warrant cause such Offender to be committed to Gaol, there to remain without Bail for any Term not exceeding Three Months, unless such Penalty or Forfeiture, and Costs, be sooner paid and satisfied.

Application of Penalties.

CXVI. And with respect to the Application of any Penalties or Forfeitures recovered by virtue of this Act (except Penalties to be recovered by the Commissioners) the Application whereof is not herein otherwise provided for, be it enacted, That the Justices by whom any such Penalty or Forfeiture shall be imposed shall award one Half thereof to the Informer, and the other Half to the said Commissioners, to be by them used and applied to the Purposes of this Act as to them shall appear fit, and shall order the same to be paid over to the proper Officer for that Purpose.

Penalties to be sued for within Six Months.

CXVII. And be it enacted, That no Person shall be liable to the Payment of any Penalty or Forfeiture imposed by virtue of this Act for any Offence herein-before made cognizable before a Justice or Justices unless the Complaint respecting such Offence shall have been made before such Justice or Justices within Six Months next after the Commission of such Offence.

Penalty on Witnesses refusing to appear.

CXVIII. And be it enacted, That it shall be lawful for any Justice to summon any Person to appear before him as a Witness in any Matter in which such Justice shall have Jurisdiction under the Provisions of the Act at a Time and Place mentioned in such Summons, and to administer to him an Oath to testify the Truth in such Matter; and if any Person who shall be summoned as a Witness before any Justice touching any Offence committed against this Act, or any Matter in which such Justice shall have Jurisdiction by the Provisions of this Act, shall without reasonable Excuse refuse or neglect to appear at the Time and Place appointed for that Purpose, having been paid or tendered a reasonable Sum for his Expences, or if any Person appearing shall refuse to be examined upon Oath, or to give Evidence before such Justice, every Person shall forfeit a Sum not exceeding Five Pounds for every such Offence.

Transient Offenders.

CXIX. And with respect to Offenders whose Names and Residences are not known, be it enacted, That any Officer or Agent of the Commissioners, and all Persons called by him to his Assistance, may seize and detain any Person who shall have committed any Offence against the Provisions of this Act, and whose Name and Residence shall be unknown to such Officer or Agent, and may convey him with all convenient Despatch before such Justice, without any Warrant or other Authority than this Act, and such Justice shall proceed with all convenient Despatch to the hearing and determining of the Complaint against such Offender.

Conviction.

CXX. And be it enacted, That the Justices before whom any Person shall be convicted of any Offence against this Act may cause the Conviction to be drawn up according to the Form in the Schedule (D.) to this Act annexed.

Informations.

CXXI. And be it enacted, That no Proceeding in pursuance of this Act shall be quashed or vacated for Want of Form, nor shall the same be removed by Certiorari or otherwise into any of the Superior Courts.

Parties may appeal to Quarter Sessions on giving Security.

CXXII. And be it enacted, That if any Person shall think himself aggrieved by any Order, Determination, or Adjudication of any Justice or Justices, or of the Commissioners under the Provisions of this Act, in respect of which no Appeal is herein-before provided, he may appeal to the General Quarter Sessions, but no such Appeal shall be entertained unless Notice in Writing of such Appeal, stating the Nature and Grounds thereof, be given to the Party against whom the Appeal shall be brought within Five Days after such Order, Determination, or Adjudication of any such Justice or Justices, nor unless the Appellant forthwith after such Notice enter into Recognizances, with

with Two sufficient Sureties, before a Justice, conditioned duly to prosecute such Appeal, and to abide the Order of the Court thereon.

Court to make such Order as they think reasonable.

CXXIII. And be it enacted, That at the Quarter Sessions for which such Notice shall be given the Court shall proceed to hear and determine the Appeal in a summary Way, or they may, if they think fit, adjourn it to the following Sessions; and upon the hearing of such Appeal the Court may, if they think fit, mitigate any Penalty or Forfeiture, or they may confirm or quash the Order, Determination, or Adjudication, and order any Money paid by the Appellant, or levied by Distress upon his Goods, to be returned to him, and may also order such further Satisfaction to be made to the Party injured as they may judge reasonable, and they make such Order concerning the Costs, both of the Order, Determination, or Adjudication, and of the Appeal, as they may think reasonable.

Interpretation of Act.

CXXIV. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; that is to say,

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

Words importing the Masculine Gender only shall include Females:

The Word "Month" shall mean Calendar Month:

The Word "Person" shall include Corporation, whether Aggregate or Sole:

The Word "Oath" shall include Affirmation in case of Quakers, or other Declaration or Solemnity lawfully substituted for an Oath in case of any other Persons exempted by Law from the Necessity of taking an Oath:

The Word "Street" shall include any Square, Street, Court, or Alley, Highway, Lane, Road, Thoroughfare, or public Passage or Place, within the said Hamlet:

The Expression "the Commissioners" shall mean the Commissioners for the Time being acting by virtue of this Act.

Public Act.

CXXV. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

SCHE-

SCHEDULES referred to by the foregoing Act.

SCHEDULE (A.)

Form of Mortgage Deed.

By virtue of an Act passed we, Three of the Commissioners appointed by or the said Act, in consideration of the Sum of paid to us by of for the Purposes of the said Act, do assign unto the said his Executors, Administrators, and Assigns, such Proportion of the Tolls, Rates, or Assessments arising by virtue of the said Act as the said Sum of doth or shall bear to the whole Sum which is or shall be borrowed upon the Credit of the said Tolls, Rates, or Assessments, to hold to the said his Executors, Administrators, and Assigns, from this Day of until the said Sum of with Interest at per Centum per Annum for the same, shall be fully paid and satisfied. In witness whereof we have hereunto set our Hands and Seals, this Day of One thousand eight hundred and .

SCHEDULE (B.)

Form of Transfer of Mortgage on Grant of Annuity.

I of in consideration of the Sum of paid to me by of do hereby transfer to the said his Executors, Administrators, and Assigns, a certain Mortgage, Number made by the Commissioners for executing the [*Title of the Act*], to bearing Date the Day of for securing the Sum of and Interest, [*or, if such Transfer be by Endorsement*, the within Security,] and all my Right, Estate, and Interest in and to the Money thereby secured, and in and to the Rates, Tolls, Money, and Property thereby assigned. In witness whereof I have hereunto set my Hand and Seal, this Day of One thousand eight hundred and .

SCHEDULE (C.)

Form of Warrant of Distress.

West Riding of the County of York to wit. } To One of the Collectors of the Rates under an Act passed, *&c.*, intituled, *&c.*, and to all Constables:

Whereas the under-mentioned Persons, now or late Owners or Occupiers of Premises within the Hamlet of Brighouse, have been duly rated in or are liable to the Payment of a Rate made on the Day of under the Authority of the said Act, and there are now due from them respectively the several Sums of Money against their Names hereafter respectively set down which they have not paid, as appeareth upon Oath to me, One of Her Majesty's Justices of the Peace for the said West Riding of the County of York; and the said several Persons having been duly summoned to appear before me to answer the Premises, and not having shown sufficient Cause why such several Sums of Money should not be paid, these are therefore in Her Majesty's Name to require you or any of you forthwith to levy the said several Sums due as herein-before mentioned by Distress and Sale of the respective Goods and Chattels of the Persons aforesaid, rendering to them respectively the Overplus (if any), the reasonable Charges of such Summons, Warrant, Distress, and Sale being first deducted, and if no sufficient Distress can be had or taken then that you certify the same to me to the end that such further Proceedings may be had as the Law doth authorize and direct. And I do hereby strictly charge and command all and singular the Constables respectively to be aiding and assisting in all Things relating to the Premises. Given under my Hand and Seal, this Day of in the Year of our Lord One thousand eight hundred and .

	Sums due. £	*s.*	*d.*
A.B. - - - -			
C.D. - - - -			

SCHEDULE (D.)

Form of Conviction.

West Riding of the County of York to wit. } Be it remembered, That on [*Time of Conviction*] at [*Place of Conviction*], [*Name of Offender*] of [*Addition of Offender*] was duly convicted before me [*or* us] [*Name and Style of convicting Justice or Justices*], for that the said [*Name of Offender*], on [*Time of committing Offence*], at [*Place of committing Offence*], did [*here state the Offence against the Act according to the Fact*], contrary to the Form of the Statute made

made in the intituled [*here set forth the Title of this Act*]; and I [*or* we] do therefore determine and adjudge that the said [*Name of Offender*] has forfeited for the said Offence the Sum of [*Fine*], or shall be committed to [*Place of Imprisonment*] for the Space of [*Time of Imprisonment, as the Case may be*]. Given under my Hand and Seal [*or* our Hands and Seals], the Day and Year first above written.

LONDON: Printed by GEORGE E. EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1846.