ANNO QUINQUAGESIMO PRIMO

GEORGII III. REGIS.

CAP. XXXVI.

An Act to facilitate the Execution of Juſtice within The *Cinque Ports*. [25th *May* 1811.]

WHEREAS different Pariſhes, Hamlets, Diſtricts or Vills, form Part of the Liberties of the Cinque Ports, ſome whereof are ſituate at a conſiderable Diſtance from the Port or Town of the Liberty whereof they reſpectively form Part: And whereas the Mayor or Bailiff, and Jurats, or by whatſoever Name or Names they are or have been called, of each of the ſaid Cinque Ports, have from the Time whereof the Memory of Man is not to the contrary, held, exerciſed and enjoyed Juriſdiction in all Matters relating to the Office and Duty of Juſtice of the Peace within and throughout the Liberties of the reſpective Port or Town whereof they are or have been Mayor, Bailiff, or Jurat, or by whatſoever Name or Names they are or have been called: And whereas ſuch Mayors, Bailiffs, and Jurats, or by whatſoever Name or Names they are or may have been called, are and have been generally reſident in the reſpective Town or Port whereof they are or have been Mayors, Bailiffs, or Jurats reſpectively, and none, or an inſufficient Number of them, within or near unto the Pariſhes, Hamlets, Diſtricts or Vills, forming Part of the Liberties of ſuch Ports: And whereas the Number of Jurats, or by whatever Names or Name they are or may have been called, is in each of the ſaid Towns and Ports limited and inſufficient to afford a competent Number of them to be reſident at various Places within and throughout the Whole of the Liberties of their reſpective Ports, to act as Juſtices of the Peace therein, by reaſon whereof great Inconveniences, and many Defects of Juſtice have frequently ariſen, and are likely hereafter to ariſe to His Majeſty's Subjects reſiding within and frequenting ſuch Pariſhes, Hamlets, Diſtricts or Vills, unleſs Proviſion be made for remedy thereof: And

whereas it would tend to the Redreſs of ſuch Inconveniences and Defects, and would greatly conduce to the due, prompt, and effectual Adminiſtration of Juſtice, and Execution of divers Acts of Parliament paſſed and hereafter to be paſſed, and to the better Preſervation of the Peace within and throughout the ſaid Pariſhes, Hamlets, Diſtricts and Vills, if proper Perſons reſident within or near unto the ſaid Pariſhes, Hamlets, Diſtricts and Vills, were conſtituted Juſtices of the Peace within and throughout the ſame, and inveſted with the ſame Power and Authority within the ſame as doth now or at any Time did appertain or belong to any Mayors, Bailiffs, or Jurats, or by whatſoever other Name or Names they are or may have been called, of any Cinque Port, to exerciſe within the ſame; 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 Fifth Day of *July* One thouſand eight hundred and eleven, it ſhall and may be lawful for His Majeſty and His Succeſſors, Kings and Queens of this Realm, from Time to Time, and as often as Occaſion ſhall require, to direct a Commiſſion or Commiſſions to be prepared and iſſued under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, to be directed to certain Perſons to be named in ſuch Commiſſion or Commiſſions, conſtituting them to be Juſtices of the Peace, and each of them to be a Juſtice of the Peace within and throughout the Liberties of the Cinque Ports, and inveſting them and each of them with the ſame Power and Authority as doth now or at any Time did appertain or belong to any Mayor, Bailiff, or Jurat, or by whatſoever other Name or Names they are or may have been called, to exerciſe within the Liberties of the Port or Town whereof they were or are Mayor, Bailiff, or Jurat, or by whatſoever other Name or Names they are or may have been called; and that from and after ſuch Commiſſion or Commiſſions ſhall have ſo iſſued, all Perſons and every Perſon named in any ſuch Commiſſion or Commiſſions, ſhall be, and they and each of them are and is hereby declared to be Juſtices and a Juſtice of the Peace within and throughout the Liberties of the Cinque Ports, and inveſted with the ſame Power and Authority within and throughout the ſame, as doth now or at any Time did appertain or belong to any Mayor, Bailiff, or Jurat, or by whatſoever other Name or Names they are or may have been called, to exerciſe within the Liberties of the Port or Town whereof they are or were Mayor, Bailiff, or Jurat, or by whatſoever other Name or Names they are or may have been called; any Preſcription, Uſage, Charter or Charters, Law or Laws to the contrary in anywiſe notwithſtanding.

His Majeſty may appoint Juſtices of the Peace within the Liberties of the Cinque Ports.

II. Provided always, and be it hereby further enacted, That no Perſon or Perſons to be named in any ſuch Commiſſion or Commiſſions, ſhall be thereby or by this Act authorized or empowered to grant Licences or Certificates for Licences to any Victualler reſident within any Liberty belonging to any Cinque Port, Ancient Town, or Corporate Town, or to act at or in any General or Adjourned Seſſion to be holden in or for any of the Cinque Ports, Two Ancient Towns, or the Corporate Towns herein-after mentioned, or to ſit, hear, or determine or vote upon any Matter or Thing which ſhall or may be brought before any General or Adjourned Seſſion to be holden in or for any of the Cinque Ports, Two Ancient Towns, or the Corporate Towns herein after mentioned, or to ſit, hear, or determine any Matter or Thing, or do any Act as Juſtices or Juſtice of

Limiting the Juriſdiction of ſuch Juſtices.

Peace within or with regard to any Matter or Thing which ſhall happen, ariſe, or fall out within the Towns of *Haſtings*, *Sandwich*, *Dover*, *New Romney*, or *Hythe*, or any or either of them, or within the Ancient Towns of *Rye* or *Winchelſea*, or either of them, or within the Corporate Towns of *Pevenſy*, *Seaford*, *Lydd*, *Folkeſtone*, *Feverſham*, *Fordwich*, *Tenterden*, or *Deal*, or any or either of them, or to claim or challenge, or have any Power, Pre-eminence, or Authority, within any of the ſaid Towns, Ancient Towns, or Corporate Towns, or any Right, Privilege, Franchiſe, or Immunity, belonging or appertaining to any Member of the Corporation of the ſaid Towns, Ancient Towns, or Corporate Towns, any or One of them.

Requiring the Juſtices to qualify.

III. Provided always, and be it hereby further enacted, That no Perſon or Perſons to be named in ſuch Commiſſion or Commiſſions ſhall be thereby or by this Act authorized to act as a Juſtice or Juſtices of the Peace, unleſs he and they ſhall have ſuch Qualification reſpectively, as would entitle him and them reſpectively to act as a Juſtice or Juſtices of the Peace for any County in *England*, and unleſs he and they ſhall reſpectively have taken and ſubſcribed the Oaths, and delivered in at ſome General Seſſions, to be holden in and for ſome one of the Cinque Ports, the Certificate reſpectively required to be taken and ſubſcribed, and delivered in by Perſons qualifying themſelves to act for Counties in *England*.

Perſons named in the Commiſſion being qualified, may act as Juſtices in their own Houſes, though not ſituated within the Liberties.

IV. Provided alſo, and be it hereby enacted, That it ſhall and may be lawful for all Perſons named in ſuch Commiſſion or Commiſſions who ſhall have duly qualified themſelves as herein-after directed to act as Juſtices of the Peace within their own Houſes or Places of Reſidence, although the ſame may not be ſituated within the Liberties of the Cinque Ports; and that all Acts which ſhall be ſo done by ſuch Juſtices within their own Houſes or Places of Reſidence, ſhall be good, valid, and effectual to all Intents and Purpoſes, as the ſame would have been if the ſame had been done by ſuch Juſtices within the Liberties of the Cinque Ports.

Juſtices of the County of Eſſex to act in Brightlingſea.

V. And be it further enacted, That from and after the Fifth Day of *July* One thouſand eight hundred and eleven, all and every the Juſtices and Juſtice of the Peace for the County of *Eſſex* ſhall have full Power and Authority to do all and every Act, and to hear and determine all Matters and Things competent for a Juſtice or Juſtices of the Peace to do, hear or determine, in reſpect of any Matter or Thing ariſing within or relating to the Pariſh of *Brightlingſea*, in the ſaid County of *Eſſex*, and alſo to grant Licences or Certificates for Licences to all Victuallers reſident within the ſaid Pariſh of *Brightlingſea*, as he or they would or might have in caſe the ſaid Pariſh of *Brightlingſea* was to all Intents and Purpoſes Part of the ſaid County of *Eſſex*, and was not and had not been annexed to, or did not form, or had not formed Part of the Liberty of the Town and Port of *Sandwich* aforeſaid.

Giving the Coroners of Eſſex Cognizance within the Pariſh of Brightlingſea,

VI. And be it hereby further enacted, That from and after the Fifth Day of *July* One thouſand eight hundred and eleven, the Coroners for the County of *Eſſex* ſhall have Cognizance of all Matters and Things whereof it appertaineth to the Office of Coroner to have Cognizance, which ſhall happen or fall out within the ſaid Pariſh of *Brightlingſea*, and ſhall do and execute

execute all Matters and Things appertaining to the Office of Coroner to do and execute within the ſaid Pariſh of *Brightlingſea*, and be paid for the ſame in ſuch and the ſame Manner as they ought and ſhould have done and been paid in caſe the ſaid Pariſh of *Brightlingſea* was to all Intents and Purpoſes Part of the ſaid County of *Eſſex*, and was not or had not been annexed to, or did not form, or had not formed Part of the Liberties of the Town and Port of *Sandwich* aforeſaid.

How the Maintenance, &c. of Offenders committed to or impriſoned in the County Gaol of Eſſex, from Brightlingſea, ſhall be defrayed.

VII. And be it hereby further enacted, That from and after the Fifth Day of *July* One thouſand eight hundred and eleven, all Offenders to be committed or impriſoned for any Offence committed within the ſaid Pariſh of *Brightlingſea*, ſhall be committed to, and impriſoned and delivered at ſuch Place and Places, Time and Times, as they would have been committed to, impriſoned in and delivered at, in caſe the ſaid Pariſh of *Brightlingſea* was Part of the ſaid County of *Eſſex*, and that ſuch Offenders ſhall be maintained and kept in ſuch Place or Places, and conveyed to and from Trial at the Expence of the ſaid County of *Eſſex*; and that the Treaſurer or Treaſurers of the ſaid County of *Eſſex* ſhall, and he and they is and are hereby reſpectively authorized to demand and receive of the Overſeers of the Poor of the ſaid Pariſh of *Brightlingſea*, ſuch Sum and Sums as they ſhall reſpectively pay to any Coroner of the ſaid County of *Eſſex*, for any Matter or Thing done by ſuch Coroner within the ſaid Pariſh of *Brightlingſea*, and ſuch further Sum and Sums as the Juſtices of the ſaid County of *Eſſex* ſhall, at the Seſſions to be holden by them next after the Clauſe of *Eaſter* in each Year, determine to be Double the Average Amount of the Expence *per* Day of feeding and clothing a Priſoner in their County Gaol, for each Day any Offender ſhall be ſo confined or impriſoned in any Place of Confinement within their County, in lieu and Satisfaction of all Contribution from the ſaid Pariſh of *Brightlingſea* to the Rate of the ſaid County; and the Treaſurer or Treaſurers of the ſaid County of *Eſſex* ſhall have the ſame Remedy and Remedies for receiving and enforcing the Payment of ſuch Sum and Sums, as he or they now have for recovering or enforcing the Payment of the County Rate from any Pariſh of the ſaid County; and the ſaid Overſeers are hereby required to pay the ſame accordingly, out of the Rates to be made and collected within the ſaid Pariſh for the Relief of the Poor thereof: Provided always, that nothing herein contained ſhall extend or be conſtrued to extend to deprive the Mayor and Jurats of *Sandwich* to raiſe or levy any Rate, Ceſs or Impoſt, they are now authorized to raiſe or levy within the ſaid Pariſh of *Brightlingſea*, or on the Inhabitants thereof, other than and except for any Expence to be incurred for the Re-building, Suſtentation or Repair, of any Gaol or Place of Confinement of Offenders within the ſaid Town and Port of *Sandwich*, or the Liberties thereof, or in the Maintenance, Clothing or keeping of any Offenders therein, or the Trials of any ſuch Offenders.

Juſtices of the County of Kent to act in Beakeſbourne and Grange.

VIII. And be it further enacted, That from and after the Fifth Day of *July* One thouſand eight hundred and eleven, all and every the Juſtices and Juſtice of the Peace for the County of *Kent*, ſhall have full Power and Authority to do all and every Act, and to hear and determine all Matters and Things competent for a Juſtice or Juſtices of the Peace to do, hear or determine, in reſpect of any Matter or Thing ariſing within or relating to the Pariſh of *Beakeſbourne*, and the Hamlet of *Grange*, otherwiſe *Grench*,

in the ſaid County of *Kent*, and alſo to grant Licences or Certificates for Licences to all Victuallers reſident within the ſaid Pariſh of *Beakeſbourne*, or Hamlet of *Grange* otherwiſe *Grench*, as he or they would or might have in caſe the ſaid Pariſh of *Beakesbourne* or Hamlet of *Grange* otherwiſe *Grench*, were to all Intents and Purpoſes Part of the ſaid County of *Kent*, and were not and had not been annexed to, or did not form, or had not formed Part of the Liberty of the Town and Port of *Haſtings* aforeſaid.

Coroners of Kent to have Cognizance within Beakeſbourne and Grange otherwiſe Grench.

IX. And be it hereby further enacted, That from and after the Fifth Day of *July* One thouſand eight hundred and eleven, the Coroners for the County of *Kent* ſhall have Cognizance of all Matters and Things whereof it appertaineth to the Office of Coroner to have Cognizance, which ſhall happen or fall out within the ſaid Pariſh of *Beakeſbourne*, or Hamlet of *Grange* otherwiſe *Grench*, and ſhall do and execute all Things appertaining to the Office of Coroner to do and execute within the ſaid Pariſh of *Beakeſbourne* and Hamlet of *Grange* otherwiſe *Grench*, and be paid for the ſame in ſuch and the ſame Manner as they ought and ſhould have done and been paid, in caſe the ſaid Pariſh of *Beakeſbourne* and Hamlet of *Grange* otherwiſe *Grench* was to all Intents and Purpoſes Part of the ſaid County of *Kent*, and was not and had not been annexed to, and did not form, and had not formed Part of the Liberties of the Town and Port of *Haſtings*.

How the Expences of Maintenance, Clothing, and Trial of Offenders committed or impriſoned in the County of Kent, from Beakeſbourne or Grench, ſhall be defrayed.

X. And be it hereby enacted, That from and after the Fifth Day of *July* One thouſand eight hundred and eleven, all Offenders to be committed or impriſoned for any Offence committed within the Pariſh of *Beakeſbourne*, or the Hamlet of *Grange* otherwiſe *Grench*, ſhall be committed or impriſoned in ſuch Place or Places, and delivered at ſuch Time or Times, Place or Places, as they would have been committed to, impriſoned in and delivered at, in caſe the ſaid Pariſh of *Beakeſbourne*, and Hamlet of *Grange* otherwiſe *Grench*, were reſpectively Part of the ſaid County of *Kent*, and that ſuch Offenders ſhall be maintained and kept in ſuch Place or Places, and conveyed to and from Trial at the Expence of the ſaid County of *Kent*, and that the Treaſurer of the ſaid County of *Kent*, or the Treaſurers of the Diviſions of the ſaid County of *Kent*, ſhall, and he and they is or are hereby reſpectively authorized to demand and receive of the Overſeer or Overſeers of the Poor of the ſaid Pariſh of *Beakeſbourne*, or Hamlet of *Grange* otherwiſe *Grench* reſpectively, ſuch Sum or Sums as they ſhall reſpectively pay to any Coroner of the ſaid County of *Kent*, for any Matter or Thing done by ſuch Coroner within the ſaid Pariſh of *Beakeſbourne*, or the Hamlet of *Grange* otherwiſe *Grench*, and ſuch further Sum and Sums as the Juſtices of the Diviſions of which ſuch Treaſurer ſhall be the Treaſurer, ſhall, at the Seſſions to be by them holden next after the Clauſe of *Eaſter* in each Year, determine to be double the average Amount of the Expence *per* Day of feeding and clothing a Priſoner in the Gaol of their reſpective Diviſions, for each Day any Offender ſhall be ſo confined or impriſoned in any Place of Confinement within ſuch reſpective Diviſions, in lieu and Satisfaction of all Contribution from the ſaid Pariſh of *Beakeſbourne*, or Hamlet of *Grange* otherwiſe *Grench*, to the Rate of the ſaid County; and the ſaid Treaſurer or Treaſurers ſhall have the ſame Remedy and Remedies for recovering and enforcing the Payment of ſuch Sum and Sums, as he or they now have reſpectively

ſpectively for recovering and enforcing the Payment of the County Rate from any Pariſh of the ſaid County; and the ſaid Overſeer and Overſeers is and are hereby required to pay the ſame accordingly out of the Rates to be reſpectively made and collected within the ſaid Pariſh and Hamlet for the Relief of the reſpective Poor thereof accordingly: Provided always, that nothing herein contained ſhall extend or be conſtrued to extend to deprive the Mayor and Jurats of *Haſtings* of any Power to raiſe or levy any Rate, Ceſs, or Impoſt, they are now authorized to raiſe or levy within the ſaid Pariſh of *Beakſbourne*, or the Hamlet of *Grange* otherwiſe *Grench*, or either of them, or on the Inhabitants of them or either of them, other than and except for any Expence to be incurred for the Rebuilding, Suſtentation or Repair of any Gaol or Place of Confinement of Offenders within the ſaid Town and Port of *Haſtings*, or the Liberties thereof, or in the Maintenance, clothing and keeping of any Offenders therein, or in regard to the Trial of any ſuch Offenders.

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