THE

PUBLIC GENERAL STATUTES,

5 VICTORIA.

CAP. I.

An Act to authorize Her Majesty's Commissioners of Woods to grant Building Leases of the Royal Kitchen Garden at *Kensington*, and to form and improve other Royal Gardens; and to enable the said Commissioners to purchase Lands of Copyhold or Customary Tenure. [5th *October* 1841.]

'WHEREAS the several Royal Kitchen Gardens for the Supply of Her Majesty, at *Buckingham Palace* and *Windsor Castle*, consist of the Gardens at *Kensington*, *Hampton Court*, and *Kew*, and the *Maestricht*, *Cranbourne*, *Frogmore*, and *Cumberland* Gardens at *Windsor*, and the same Gardens are detached, inconvenient, and of expensive Management, and do not afford sufficient Produce for the Use of Her Majesty and Her Royal Household: And whereas the Piece or Parcel of Ground used as Kitchen Gardens and for other Purposes at *Kensington Palace*, which is described in the Schedule to this Act (containing about Twenty-eight Acres), is well adapted for Building Purposes, and might be advantageously let on Building Leases, in the same Manner as other Lands, Part of the Land Revenue of the Crown, are usually let: And whereas it is expedient that a new Kitchen Garden should be attached to *Windsor Castle*, adequate for the Supply of Her Majesty and Her Royal Household, and that such other of the Royal Kitchen Gardens as are inconvenient should no longer be maintained; and it hath been estimated that the Value of the said Ground and Premises mentioned in the said Schedule, when let on Building Leases, would be sufficient to form a Fund for acquiring and forming such new Kitchen Garden, and for the Improvement of other Royal Kitchen Gardens:' Now therefore may it please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Piece of Ground, Buildings, and Premises comprised in the said Schedule to this Act shall henceforth form Part and Parcel of the Possessions and Land Revenues of

The Ground, Buildings, &c. comprised in the Schedule to form Part of the

Possessions of the Land Revenues of the Crown, and be placed under the Management of the Commissioners of Woods, Forests, &c. freed from the Restrictions of 10 G. 4. c. 50.

of Her Majesty in right of the Crown, and be under the Management and Control of the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings for the Time being, in such and the like Manner in all respects as the other Lands forming Part of the Possessions and Land Revenue of the Crown, and freed from the Restriction by an Act passed in the Tenth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act to consolidate and amend the Laws relating to the Management and Improvement of His Majesty's Woods, Forests, Parks, and Chases; of the Land Revenue of the Crown within the Survey of the Exchequer in* England; *and of the Land Revenue of the Crown in* Ireland; *and for extending certain Provisions relating to the same to the Isles of* Man *and* Alderney, contained or imposed, as to leasing all or any Part of any of the Royal Forests, Parks, or Chases in *England;* and that all Statutes, Laws, Provisions, and Regulations, Powers of Leasing, Sale, Exchange, and other Powers, now in force or hereafter to be in force relating or with respect to the Hereditary Possessions and Land Revenues of the Crown (not being Royal Palaces or Parks), shall be taken to extend and apply to the said Piece of Ground, Buildings, and Premises described in the said Schedule.

A Survey and Estimate to be made of the Value of the Ground, Buildings, &c.

II. And be it enacted, That the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings shall cause a Survey and Estimate of the Value of the said Piece of Ground, Buildings, and Premises to be taken and made by such able and practical Surveyor or Surveyors as shall be named for that Purpose by or under the Order and Direction of the said Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings; and the said Surveyor or Surveyors shall certify, by a Report in Writing under his or their Hand or Hands, what in his or their Judgment is the true Worth or Value of the said Piece of Ground, Buildings, and Premises; and every Person who shall be employed to make any Survey or Estimate as aforesaid shall annex to his Survey and Estimate a Declaration according to Law, to be made and subscribed by him before One of the said Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, or any Justice of the Peace or Magistrate.

Commissioners of Woods and Forests empowered to form a new Kitchen Garden at Windsor out of the Monies arising from the Land Revenue of the Crown.

III. And be it enacted, That the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, may (by the Direction of the Lord High Treasurer, or the Commissioners for executing the Office of Lord High Treasurer, or any Three or more of them, for the Time being), by and out of the Monies arising from the Land Revenue of the Crown which shall from Time to Time be at their Disposal, lay out any Sum or Sums of Money (not exceeding in the whole the Amount of the Valuation so to be made as aforesaid) in acquiring, and in the forming, improving, laying out, planting, and enclosing, such a Piece or Pieces of Land and Hereditaments at or near *Windsor* as shall be deemed convenient

venient for and as a Royal Kitchen Garden, for the Use of Her Majesty, Her Heirs and Successors, and in erecting, making, and completing all requisite Houses, Buildings, Walls, Sewers, and Drains and other Works, in and about and for the Purposes of such Royal Kitchen Garden; and such Land and Hereditaments, when acquired, shall be vested in Her Majesty, Her Heirs and Successors, and shall for ever thereafter be appropriated to the Use, Occupation, and Possession of the Sovereign, and be held with and be an Appendage to and form Part and Parcel of the Possessions of the Castle and Honor of *Windsor*, and be conducted, cultivated, and maintained and kept in repair in such and the like Manner, and be subject to such and the like Regulations, as the other Royal Gardens annexed to or forming Parcel of Royal Palaces now are conducted, cultivated, maintained, kept in repair, and subject to.

Application of Surplus of Amount of Valuation (if any) arising from letting the Ground, &c. at Kensington after providing for a new Kitchen Garden at Windsor.

IV. Provided always, and be it enacted, That in case, after acquiring, making, and completing the said Royal Kitchen Garden and the Buildings and Works aforesaid, and after letting the Ground and Premises at *Kensington* aforesaid on Building Leases, it shall be ascertained that the Value of the said Ground and Premises exceeds the Outlay herein-before provided for, then and in such Case the said Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings shall (with the Consent of Her Majesty, Her Heirs and Successors, and of the Lord High Treasurer, or the Commissioners for executing the Office of Lord High Treasurer, or any Three or more of them, for the Time being,) lay out and apply the Surplus of the Amount of such Valuation which may not be expended in and about the said new Royal Kitchen Garden as aforesaid, or a sufficient Part thereof, in and about the Improvement and Enlargement of other Royal Gardens, and, subject as aforesaid, any Surplus of the Amount of the said Valuation shall be applied towards the Improvement of any of the Royal Parks or Royal Gardens as may, by Her Majesty, Her Heirs or Successors, be deemed expedient, and as Her Majesty, Her Heirs or Successors may be pleased to direct.

Commissioners empowered to purchase, lease, or exchange on behalf of Her Majesty.

V. 'And whereas it is expedient that the Powers now by 'Law vested in the Commissioners of Her Majesty's Woods, 'Forests, Land Revenues, Works, and Buildings, to purchase, 'sell, lease, or exchange, on behalf of Her Majesty, Her Heirs 'or Successors, any Manors or Hereditaments in Fee Simple, 'or any Copyhold Lands or Hereditaments the Freehold of 'which shall be in the Crown, should be extended so as to 'empower the said Commissioners to purchase, sell, lease, or 'exchange, on behalf of Her Majesty, Her Heirs or Successors, 'any Messuages, Lands, or Hereditaments of Copyhold or Cus-'tomary Tenure;' be it enacted, That it shall be lawful for the said Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, from Time to Time, with the Consent of the Lord High Treasurer, or Commissioners for exercising the Office of Lord High Treasurer of

the United Kingdom of *Great Britain* and *Ireland*, or any Three of them, to contract for and purchase, for and on behalf of Her Majesty, Her Heirs or Successors, any Messuages, Lands, Tenements, or Hereditaments of Copyhold or Customary Tenure which shall adjoin to, be intermixed with, or be convenient and desirable to be held with any Freehold Hereditaments which are now vested or at any Time hereafter may be or become vested in Her Majesty, Her Heirs or Successors, in right of the Crown.

Land so purchased to be vested in Trustees on behalf of Her Majesty.

VI. And be it enacted, That on every Purchase made by the said Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, on behalf of Her Majesty, Her Heirs or Successors, of any Messuages, Lands, Tenements, or Hereditaments of Copyhold or Customary Tenure, the said Commissioners shall cause such Messuages, Lands, Tenements, or Hereditaments to be surrendered to or well and effectually vested in a Trustee or Trustees for and on behalf of Her Majesty, Her Heirs or Successors, who shall thereupon execute a Declaration of Trust, in necessary and proper Form, which Declaration of Trust, together with an authenticated Copy of the Surrender and Admittance, shall in every Case with all convenient Speed thereafter, be enrolled in the Office of Land Revenue Records and Inrolments, and a Minute or Docquet thereof entered in the Office of the said Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings.

Extending Provisions of 10 G. 4. c. 50. to Purchases under this Act.

VII. And be it enacted, That all the Provisions, Rules, and Regulations in the before-mentioned Act of the Tenth Year of the Reign of His late Majesty King *George* the Fourth expressed or contained, in relation to the purchasing, selling, leasing, or exchanging any Part of the Possessions and Land Revenue of the Crown, shall extend and apply to the purchasing, selling, leasing, or exchanging, on behalf of Her Majesty, Her Heirs or Successors, of any Messuages, Lands, Tenements, or Hereditaments of Copyhold or Customary Tenure.

The SCHEDULE to which this Act refers.

All that Piece or Parcel of Ground, together with the several Erections and Buildings thereon, containing about Twenty-eight Acres, a small Portion of which is extra-parochial, and the remaining Portion thereof is situate in the several Parishes of Saint Mary Paddington, Saint Mary Abbotts Kensington, and Saint Margaret Westminster, or in some or one of them, in the County of Middlesex; which said Piece or Parcel of Ground extends on the North Side thereof from a Point near the extreme North-west Angle of Kensington Gardens, and nearly opposite to the West Side of Orme Square, Bayswater, Westward along the Uxbridge Road to or near Linden Place, Eight hundred and eighty Feet, or thereabouts; then runs Southward along the West Wall of the Royal Kitchen Garden Two thousand two hundred and twenty-two Feet, or thereabouts; then

extends towards the West, along the North Wall of the Melon Ground, Three hundred Feet, or thereabouts; then runs again towards the South Forty-two Feet, or thereabouts; then extends again towards the West Thirty-eight Feet, or thereabouts; then runs again towards the South, along the East Side of Church Street, Kensington, Two hundred and twelve Feet, or thereabouts; then extends towards the East, along the South Wall of the Melon Ground, Three hundred and sixty Feet, or thereabouts; and then runs again towards the South One hundred and sixty Feet, or thereabouts; then runs Eastward at the South End thereof, along the Backs of Premises in High Street, Kensington, One hundred and ninety Feet, or thereabouts; then runs towards the North on the East Side thereof, across the Palace Green, One thousand one hundred and twenty Feet, or thereabouts; then extends towards the East, along the South Wall of the Forcing Ground, Two hundred and two Feet, or thereabouts; then runs again towards the North, along the East Wall of the same Forcing Ground, One hundred and sixteen Feet, or thereabouts; then extends again towards the East Sixty-six Feet, or thereabouts; then runs again towards the North, along the Park Paling on the East Side of the Orchard, One thousand one hundred and thirty Feet, or thereabouts; and then extends again towards the East, across a Paddock, to the West Wall of Kensington Gardens, Two hundred and ninety-four Feet, or thereabouts; and then runs again towards the North, up to the before-mentioned Point in the Uxbridge Road, nearly opposite the West Side of Orme Square, Two hundred and eight Feet, or thereabouts.

CAP. II.

An Act for annexing the Mansion House, Gardens, and Grounds at *Frogmore*, Part of the Land Revenue of the Crown, to *Windsor Castle*.

[5th *October* 1841.]

'WHEREAS by an Indenture of Lease, dated on or about the Twenty-first Day of *January* One thousand eight hundred and nine, and made or expressed to be made between His Majesty King *George* the Third of the one Part, and Her late Majesty Queen *Charlotte*, His said Majesty's Royal Consort, of the other Part, it was witnessed, that, for the Considerations therein mentioned, and by virtue of the Act of Parliament in the said Indenture of Lease mentioned, His said Majesty King *George* the Third did demise and grant unto Her said Majesty Queen *Charlotte* the Capital Messuage or Mansion House commonly called or known by the Name of *Frogmore House*, together with the Gardens and Grounds particularly mentioned and described in the Schedule to this Act annexed, and also a certain Farm and other Hereditaments therein mentioned as situate in the County of *Berks*, and being Part of the Possessions of the Crown, to hold the same

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