ANNO DECIMO TERTIO & DECIMO QUARTO

VICTORIÆ REGINÆ.

****

Cap. xlix.

An Act for managing and repairing the Road leading from *Foxley Hatch* in the Parish of *Croydon* to the Town of *Reigate* in the County of *Surrey*.

[15th *July* 1850.]

WHEREAS an Act was passed in the Seventh and Eighth Years of the Reign of His Majesty King *George* the Fourth, intituled *An Act for more effectually repairing and* 7 & 8 G. 4. c. 13.
maintaining the Road from Foxley Hatch *in the Parish of* Croydon *into the Town of* Reigate *in the County of* Surrey: And whereas the Term granted by the said Act, and from Time to Time continued by virtue of divers Acts of Parliament for continuing certain Turnpike Acts for limited Periods, will expire on the First Day of *November* One thousand eight hundred and fifty: And whereas considerable Sums of Money have been advanced upon the Credit of the Tolls authorized to be taken by the said Act, which Money, and also a large Arrear of Interest thereon, still remain due and owing, and such Money cannot be paid off and the Interest thereof discharged unless further Powers are granted, and the Term of the said Act be further continued: And whereas it is expedient that the said recited Act should be repealed, and that further and more effectual Powers should be granted instead thereof for the better Management and Regulation

of the Affairs of the Trust and Maintenance of the said Road; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That upon the Fourth *Monday* next after the passing of this Act the said recited Act of the Seventh and Eighth Years of the Reign of His Majesty King *George* the Fourth shall be repealed, and that this Act shall thereafter be put into execution during the Term and for the Purposes herein-after mentioned.

Recited Act repealed, and this Act to be put in execution.

Short Title.

II. And be it enacted, That in citing this Act in other Acts of Parliament or in legal Instruments it shall be sufficient to use the Expression "The *Croydon and Reigate* Turnpike Road Act, 1850."

New Term and Tolls liable to former Debts.

III. And be it enacted, That, except as in this Act expressly directed, this Act and the Terms and Tolls hereby granted shall be and the same are hereby made subject and liable to the Payment of all Monies now due and owing, or secured upon or made payable out of the Tolls authorized to be taken by virtue of the said recited Act, and of all Interest to grow due thereon, as fully and effectually to all Intents and Purposes as if such Monies had been borrowed and become due on the Credit of this Act or of the Tolls hereby authorized to be taken.

Former Debts, &c. vested in new Trustees.

IV. And be it enacted, That all Arrears of Tolls or Rents or other Monies due to, and Property, Real or Personal, and all Choses in and Rights of Action, either at Law or in Equity, vested in, the said Trustees under the said recited Act, shall, immediately on the Commencement of this Act, be vested in the Trustees for executing this Act, who shall be and are hereby enabled to sue for and recover the same, and for that Purpose to cause to be commenced and prosecuted all Actions and Suits at Law or in Equity, and to act in respect thereof as effectually as if the same had become due to or had been vested in them under and by virtue of this Act.

Former Books to be Evidence.

V. And be it enacted, That all and every the Books and Book of Proceedings which have been kept by the Trustees acting in the Execution of the Act hereby repealed, or any of the Acts therein recited, or by their Treasurer or Clerk under their Direction, according to the Provisions of such Acts, and made Evidence thereby, shall be admitted as Evidence in all Courts and by all Judges, Justices, and others.

VI. And

Bonds, Contracts, &c. to remain in force.

VI. And be it enacted, That, except as in this Act expressly provided to the contrary, all Bonds, Conveyances, Covenants, Agreements, Contracts, Leases, Mortgages, and Securities made to or by, or entered into by, any Person or Persons to or with the Trustees for executing the said recited Act hereby repealed, or any of the Acts therein recited, shall remain and continue in full Force and Effect, and be and continue available in all Courts of Law and Equity, until the same be fully satisfied and performed on account of the Trusts under this Act; and all Bargains, Contracts, Agreements, or Notices made, entered into, or given by the Trustees for executing the said recited Act hereby repealed, or any of the Acts therein recited, with or to any Person or Persons for any Purpose relating to the said Road or to the Execution of such Acts, shall remain in full Force and Effect, and be observed and kept by the Trustees under this Act, and by the other respective Parties to such Contracts, Agreements, or Notices, according to the Terms and Stipulations thereof.

Appointment of Trustees.

VII. And be it enacted, That all Her Majesty's Justices of the Peace for the Time being acting for the County of *Surrey*, together with *Edward Richards Adams*, *Thomas Bainbridge*, *John Blake*, *William Bristow*, *Samuel Bendrey Brooke*, *Thomas Byron*, *Charles Chatfield*, *Andrew Collyer*, *John Drummond*, *William Drummond*, *Robert Wells Eyles*, *John Farley*, *John Wickham Flower*, *George Holgate Foster*, *Francis Fuller*, *Abel Garraway*, *Thomas Hankey*, *John George Hodgson* Clerk, *William Inkpen*, *Charles Jolliffe*, Sir *William George Hylton Jolliffe* Baronet, *Thomas Arthur Kemmis*, *Joseph Lanfear*, *Lewis Levy*, *Jonas Levy*, *Samuel Long*, *James Moore*, *William Steward Owens*, *George Penfold*, *George Robert Smith*, *John William Sutherland*, *John Teevan*, *James Turner*, *Thomas Turner*, *Robert Whitmore*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for carrying this Act into execution.

Power to appoint additional Trustees.

VIII. And be it enacted, That it shall be lawful for the said Trustees at any Meeting under this Act to elect any Number of Persons duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated, and such Trustees so elected shall have the same Powers and Authorities for executing this Act as if they had been hereby appointed.

First Meeting of Trustees.

IX. And be it enacted, That the Trustees shall hold their First Meeting on the Fourth *Monday* next after the passing of this Act, or as soon after as conveniently may be, at the *Greyhound* Inn in the Town of *Croydon*, or at some other convenient Place in the said Town,

Town, or in the Neighbourhood of the said Road, and shall then and from Time to Time thereafter adjourn to and meet at such Times and at such Places in the Neighbourhood of the said Road as they shall think proper.

Power to appoint Committees.

X. And be it enacted, That the Trustees may appoint Committees out of their own Number to take the Care and Management of any particular Part of the said Road, or to execute any of the other Purposes of this Act, according to such Instructions and Regulations as shall be laid down by the Trustees at any General Meeting; and the said Committees and their Surveyors may proceed and act according to such Appointment, but shall always be accountable according to the Instructions and Regulations so to be made.

Road to which this Act is applicable.

XI. And be it enacted, That the Powers of the Trustees shall extend to the Turnpike Road herein-after described; (that is to say,) the Road from *Foxley Hatch* in the Parish of *Croydon* in the County of *Surrey* to a Spot in the Town of *Reigate* in the said County, being Two hundred and sixty-four Yards beyond the Entrance of the said Road into the Borough of *Reigate*, and which said Road passes out of, from, through, or into the several Parishes of *Croydon*, *Beddington*, *Coulsdon*, *Chipstead*, *Merstham*, and *Gatton*, and the Borough of *Santon* otherwise *Lingfield Street*, and the Borough of *Reigate*, in the said County.

Present Tolls continued for Fourteen Days after Commencement of this Act.

XII. And be it enacted, That, notwithstanding the Repeal of the said recited Act, the several Tolls thereby granted and made payable shall continue to be paid at the Toll Gates, Toll Bars, or Chains to be continued or erected on or on the Side of the said Road to the Collectors then being at such Gates until the Expiration of Fourteen Days from the Commencement of this Act.

Power to take Tolls.

XIII. And be it enacted, That upon and after the Expiration of the said Fourteen Days it shall be lawful for the Trustees to demand and take at the several and respective Toll Gates, Toll Bars, or Chains which shall by virtue of this Act be upon or on the Sides of the said Road such Tolls as the Trustees at any of their Meetings may direct, not exceeding the Sums following; (that is to say,)

For every Horse or other Beast drawing any Coach, Chariot, Berlin, Landau, Sociable, Phaeton, Curricle, Chaise, Gig, Caravan, Hearse, Litter, Chair, or other such like Carriage, the Sum of Sixpence:

For every Horse or other Beast drawing any Waggon, Wain, Cart, Dray, Sledge, or such other Carriage, having the Soles or Bottoms of the Wheels thereof of the Breadth of Six Inches or upwards, the Sum of Four-pence:

For every Horse or other Beast drawing any Waggon, Wain, Cart, Dray, Sledge, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Four and a Half Inches and less than Six Inches at the Bottom or Soles thereof, the Sum of Five-pence:

For every Horse or other Beast drawing any Waggon, Wain, Cart, Dray, Sledge, or such other Carriage, having the Fellies of the Wheels thereof of less Breadth than Four and a Half Inches at the Bottom or Soles thereof, the Sum of Sixpence:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny Halfpenny:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Tenpence *per* Score, and so in proportion for any greater or less Number:

For every Drove of Calves, Swine, Sheep, or Lambs, the Sum of Five-pence *per* Score, and so on in proportion for any greater or less Number:

And for every Coach, Waggon, Vehicle, or other Carriage, of whatever Description, propelled or drawn wholly or in part by Steam, Gas, or any such like Means, or by Machinery, or otherwise than by Animal Power, the Sum of Five Shillings:

And for every Dog, Goat, or other such like Animal drawing any low Cart, Truck, or other Carriage, there shall be paid the Sum of One Penny:

Which said Tolls shall be paid before any Horse, Mule, Ass, Beast, or other Cattle or Carriage whatsoever shall be permitted or authorized to pass through any Toll Gate, Bar, or Chain which shall be by virtue of this Act upon or across the said Road, or on the Side thereof.

Fractional Part of a Halfpenny in Tolls.

XIV. And be it enacted, That in all Cases in which there shall be a fractional Part of a Halfpenny in the Amount of the Tolls by this Act authorized to be collected, the Sum of One Halfpenny shall be payable in lieu of such fractional Part.

Tolls to be paid only once a Day, except as after mentioned.

XV. And be it enacted, That in case Toll shall have been paid for or in respect of any Horse, Beast, or Cattle passing through any of the Toll Gates or Toll Bars or Chains now erected or hereafter to be erected and continued by virtue of this Act, no Toll shall be demanded or taken for or in respect of the same Horse, Beast, or Cattle for returning, passing, or repassing through the same Toll Gate or Toll Bar or Chain, or any other Toll Gate or Toll Bar or Chain, erected or hereafter to be erected and continued on the said Road, on the same Day before Twelve of the Clock at Night, but that every Person on producing a Note or Ticket denoting the Payment of Toll shall (except in the Cases herein-after mentioned) be permitted to

pass through such Toll Gate or Toll Bar or Chain with such Horse, Beast, or Cattle on the same Day Toll-free.

Horses drawing different Carriages to pay each Time of passing.

XVI. Provided always, and be it enacted, That no Horse or other Beast of Draught for which Toll shall have been paid at any of the said Toll Gates or Toll Bars or Chains returning the same Day through the same Toll Gate, Toll Bar, or Chain drawing another or different Waggon, Wain, Cart, or other such Carriage, shall be permitted to repass through the same Toll Gates or Toll Bars or Chains the same Day without again paying Toll, anything herein contained to the contrary thereof notwithstanding.

Stage Coaches, &c. to pay each Time of passing.

XVII. And be it enacted, That the Tolls hereby made payable shall be paid for every Horse or Beast drawing any Stage Coach, Van, Caravan, Stage Waggon, or other Carriage conveying Passengers or Goods for Hire or Reward for each Time of passing or repassing through the Toll Gates, Toll Bars, or Chains on the said Road, or through any One or more of them, but One Toll only shall be taken for passing or repassing through more than One of such Toll Gates, Toll Bars, or Chains in One Direction in any One Day.

Post-chaises to pay on every new Hiring.

XVIII. And be it enacted, That the Tolls hereby made payable shall be paid for all Horses or Cattle drawing any Post-chaise or other Carriage travelling for Hire as often as a new Hiring shall take place, in the same Manner as if no previous Payment of Toll in respect of such Horses or Cattle had been made on the same Day.

Present Toll Gates to continue until removed by Order of Trustees.

XIX. And be it enacted, That the several Toll Gates, Bars, and Chains, and Toll Houses, now standing and being on the said Road or on the Sides thereof, shall be continued until removed by any Order of the Trustees; and it shall be lawful for the Trustees to order and cause to be set up in or across the said Road, or on the Side thereof, in such Place or Places as the Trustees shall think proper, any Toll Gates, Bars, or Chains, and to remove the present or any future Toll Gates, Bars, or Chains, as they shall think proper.

No Gate to be erected between Reigate and the present Road.

XX. And whereas the Road from the said Town of *Croydon* joins and communicates with the Road from *Bletchingly* in the County of *Surrey* to the Entrance of the Borough of *Reigate* aforesaid, at the Distance of Two hundred and sixty-four Yards or thereabouts from the Entrance to the said Borough, and it is expedient that the Trustees for executing this Act should be restrained from erecting any Turnpikes within the said Limits: Be it therefore enacted, That it shall not be lawful for the Trustees appointed or to be appointed under or by virtue of this Act to erect or place any Turnpike or Toll Gate in, upon, or across any Part of the said Road, or on the

Sides thereof, between the said Borough of *Reigate* and the Point where the said Road enters the present Highway leading from the said Borough towards *Bletchingly* in the said County.

Mortgagees to deliver up Possession of Gates.

XXI. And be it enacted, That on the Expiration of Fourteen Days from the Commencement of this Act the Mortgagee or Mortgagees in possession of any of the Toll Gates, Bars, Chains, Toll Houses, or Buildings upon the said Road, or on the Sides thereof, shall deliver up the same to the Trustees; and the Trustees, their Collectors and Servants, shall enter into possession of the said Toll Gates, Bars, Chains, Toll Houses, and Buildings, and shall thenceforth receive the Tolls which can be collected thereat; and if any Collector, Receiver, or other Person shall refuse or neglect to deliver up Possession as aforesaid of any of the said Toll Gates, Bars, Chains, Toll Houses, or Buildings, then such Collector, Receiver, or other Person may be removed therefrom in manner provided by any Law or Statute in force relating to Turnpike Roads in *England*.

Mortgagees to take possession for Payment of Interest only.

XXII. And be it enacted, That whenever and so long as Interest after the Rate of One Pound *per Centum per Annum* due to the Thirty-first Day of *December* then last past shall be duly paid upon the Mortgage Debt within One Month thereafter, no Holder of a Mortgage of the Tolls collected upon the said Road shall be entitled to enter into possession of all or any of the Toll Gates, Bars, Chains, Toll Houses, or Buildings upon the said Road; and when any Mortgagee entering into possession shall have fully paid all Interest due to the Thirty-first Day of *December* in the preceding Year upon the Mortgages then subsisting, together with the Costs to which he may be entitled, he shall within Twenty-one Days thereafter render an Account to the Clerk to the Trustees, with proper Vouchers, and pay over any Balance to the Treasurer, and deliver up Possession of the said Toll Gates, Bars, Chains, Toll Houses, or Buildings to the Trustees, or to some Person appointed by them, anything in this Act or in any Law or Statute in force relating to Turnpike Roads in *England* to the contrary notwithstanding.

For discharging Arrears of Interest.

XXIII. And whereas the Mortgage Debt upon the Tolls under the recited Act amounted on the Tenth Day of *November* last to the Sum of Twenty-two thousand one hundred and twenty Pounds, together with an Arrear of Interest thereon: Be it enacted, That the Mortgagee in possession of the Toll Gates, Toll Bars, Chains, Toll Houses, and Buildings upon the said Road shall apply all Monies received by or payable to him up to the said Tenth Day of *November* One thousand eight hundred and forty-nine towards the Discharge of the Interest or Arrears of Interest due and owing up to that Day, and the same shall be considered as in full Discharge and Satis-

faction

faction of all the Arrears of Interest due upon the said Debt of Twenty-two thousand one hundred and twenty Pounds previous to the Commencement of this Act, and from thenceforth Interest at the Rate of One Pound *per Centum per Annum* only shall be payable upon the said Debt; and all Money received by the Mortgagee in possession as aforesaid between the said Tenth Day of *November* last and the Day of his delivering up the Possession of the Toll Gates, Toll Bars, Chains, Toll Houses, and Buildings to the Trustees shall, after Payment of the Expenses of Collection and other Expenses of such Mortgagee, be paid over by him to the said Trustees.

Application of the Tolls.

XXIV. And be it enacted, That all the Monies which shall be received by the said Trustees by virtue of this Act, and all Monies received or receivable under the before-recited Act, and paid over to the said Trustees, shall be applied as follows; (that is to say,)

Firstly, in paying and discharging the Expenses of obtaining and passing this Act, or incident thereto:

Secondly, in paying the Expense of erecting, providing, and keeping in repair the Toll Gates, Toll Bars, Toll Houses, Chains, and Bars, and their Appurtenances, connected with the said Road, and in paying the Officers to be employed in the Execution of this Act, but the Amount so applied shall not exceed the Sum of Fifty Pounds *per Annum*, exclusive of the Toll Gate Keepers:

Thirdly, in paying and discharging Interest after the Rate of One Pound *per Centum per Annum* upon or in respect of the Principal Sums which may for the Time being be owing or secured on the Credit of the Tolls authorized to be taken by the said former Act hereby repealed:

Fourthly, in reducing, paying off, and discharging in manner herein-after mentioned the several Principal Sums which have been borrowed on the Credit of the Tolls authorized to be taken by the said former Act hereby repealed or by this Act; and when such Principal Sums, and the Interest by this Act authorized and directed to be paid thereon, shall have been discharged, then in paying the Expenses of improving, maintaining, altering, diverting, widening, and keeping in repair the said Road.

For paying off the Sum of 100*l.* as a Composition for certain Securities on the Tolls.

XXV. And be it enacted, That when any Sum of Money amounting to the Sum of One hundred Pounds shall be in the Hands of the Trustees applicable to the Discharge of the Principal Monies due and owing upon the Credit of the Tolls, it shall be lawful for the said Trustees and they are hereby required to pay such Sums of Money as shall or may be agreed to be accepted by any Person being a Creditor on the said Tolls as a Composition on and in satisfaction of his Security to the Amount of One hundred Pounds according to the

Stipulation

Stipulation after mentioned; (that is to say,) the said Trustees shall, Twenty-one Days at least before the next General Meeting, cause public Notice to be given in some One or more Newspaper or Newspapers circulated in the County of *Surrey*, and shall also cause Notice in Writing to be sent by Post to each Mortgagee, directed to his last known Place of Abode, at least Fourteen Days before such Meeting, that a Composition will be paid to the Amount of One hundred Pounds to such Creditor on the said Tolls as shall be willing to accept the smallest Composition for his Security, and requiring such Creditors to transmit Proposals in Writing, sealed up, to the Trustees at the said Meeting, specifying therein the lowest Rate *per Centum* which such Creditor will accept and take for each and every such Security of which he may be possessed, due and owing on the said Tolls, (which said Proposals shall, as soon after the Hour of One of the Clock in the Afternoon of the Day of the said Meeting as convenient, be publicly opened by the Clerk to the Trustees at the said Meeting,) and the Creditor whose Proposal shall specify the lowest Rate *per Centum* which he will accept and take for all or any of the said Securities, or for any Portion of any Securities, shall have the Preference, and be paid such Sum of Money as he may be willing to accept for the same (if the Amount due upon such Security shall not exceed the Amount of the Sinking Fund to be disposed of, or if the Amount due thereon shall exceed the Amount of such disposable Sinking Fund, then such Portion of the same as that Sum shall extend to satisfy,) by the Treasurer to the said Trustees at the Expiration of One Calendar Month next after such Meeting, with all Interest then due for the same; and if Two or more of the said Creditors shall deliver in Proposals at the same Meeting for accepting a Composition for any Security at an equal Rate *per Centum*, then and in such Case it shall be forthwith determined by Lot, to be fairly drawn by the Clerk to the said Trustees, to which of the said Creditors Preference shall be given in Payment of such Composition, and the Creditor having the casting Lot shall be paid his Composition, or such Part of the same as the Sum to be disposed of will extend to satisfy, at the Time and in the Manner herein-before mentioned; but if there shall not be any Proposals delivered in at any such Meeting by any of the Creditors for accepting any such Composition as aforesaid to the Amount to be disposed of, or any Part of that Sum, at a less Rate than the full Amount of the Principal Monies due to him on the said Tolls, then and in such Case, but not otherwise, the said Trustees shall and may and they are hereby required to cause the Numbers of the respective Securities, with the several Sums for which they are given, to be separately set down in Writing, and put together in a Box or Wheel, and out of such Box or Wheel immediately afterwards cause to be drawn the Numbers of so many of the said Securities as shall be equal in Value or Amount to the Sum so set apart and

intended to be paid off; and in One Calendar Month next after such Numbers shall be respectively drawn the Treasurer to the said Trustees shall pay to the Person or Persons who shall be entitled to the respective Securities, the Numbers of which shall be drawn as aforesaid, or to the Trustee or Trustees, Guardian or Guardians of such of the Persons so entitled as shall be under Age, such Sum or Sums of Money as shall be due by virtue thereof, which they are hereby required to accept and take accordingly, in discharge of such Securities, or of such Part of the same as shall be thereby satisfied and paid.

Trustees not to borrow Money on the Credit of the Tolls, &c. without Consent of Secretary of State.

XXVI. Provided always, and be it enacted, That it shall not be lawful for the said Trustees to borrow any Sum or Sums of Money on the Credit of the Tolls collected and received by virtue of this Act, or on any other Security, or to make any Mortgage, or give any Security for Arrears of Interest or other Monies owing, without the Consent in Writing of One of Her Majesty's Principal Secretaries of State first obtained: Provided nevertheless, that a Recital or Statement of such Consent which shall be inserted in any Mortgage for securing any Money so borrowed shall, so far as respects any Person claiming under such Mortgage or any Transfer thereof, be sufficient Evidence of such Consent; and in case such Trustees shall make any such Mortgage, with such Recital or Statement therein, without having first obtained such Consent, they shall be jointly and severally liable to indemnify the Tolls or other Monies out of which the Monies secured by such Mortgage shall be paid; and it shall be lawful for the Treasurer of the Road to sue for and recover such Money so paid by Action of Debt in any of Her Majesty's Courts of Record, with full Costs of Suit, to be taxed as between Attorney and Client.

As to unclaimed Interest.

XXVII. And whereas the Mortgagee in possession has from Time to Time applied the Money received by him towards the Payment of Interest upon the Mortgage Debt, and has apportioned such Interest amongst the several Mortgagees, but of such Money so apportioned divers small Sums are now, or may be at the Commencement of this Act, in the Hands of the Mortgagee in possession or other Persons which have not been claimed by the Parties entitled thereto: Be it enacted, That all Sums of Money so unclaimed shall be paid over to the Trustees, and the Trustees shall from Time to Time pay the same to the Parties entitled thereto; and if such Sums of Money, or any Part thereof, are not claimed within Six Months from the passing of this Act, the said Trustees may apply the same for the Purposes of this Act; and in case any Person shall, after the Expiration of the said Period of Six Months, claim such Money, or any Part thereof, and shall substantiate such Claim to the Satisfaction of the Trustees,

or shall otherwise appear to be entitled to such Money, it shall be lawful for the Trustees and they are hereby required to pay such Person the unclaimed Interest which shall so appear to have been apportioned in respect of any Mortgage previous to the Commencement of this Act out of the first Monies which shall come to their Hands by virtue of this Act, and in preference to all other Payments whatsoever.

No Tolls to be taken or Money laid out in certain Towns.

XXVIII. And be it enacted, That no Money shall be laid out on any Road comprised in this Act within the Limits of any Act of Parliament now in force for the Improvement of any Town, nor shall any Toll be collected therein.

Trustees or Clerk competent Witnesses in Actions.

XXIX. And be it enacted, That no Trustee or Clerk acting under the Authority of this Act, if not otherwise interested, 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 of Trustee or Clerk, by reason of his being Plaintiff or Defendant in such Action, Suit, or Proceeding.

Notice to be given to Metropolitan Commissioners of Sewers of Interference with Drains.

XXX. And be it enacted, That where any of the intended Works to be done under or by virtue of this Act may pass over, under, or by the Side of, or in any other Manner so as to interfere with any Sewer, Drain, or Watercourse under the Management or Control of the Metropolitan Commissioners of Sewers, the said Trustees shall not proceed therein until the said Trustees shall have given to the said Metropolitan Commissioners of Sewers Twenty-one Days previous Notice in Writing of their Desire, and a full particular Plan or Plans of the Works so affecting any Sewers, Drains, or Watercourses aforesaid, and until the said Commissioners shall have sanctioned and approved the Mode of crossing, passing, or interfering with such Sewers, Drains, or Watercourses; and the said Trustees shall and they are hereby required to adhere to and comply with such Orders and Regulations as the said Commissioners may make with reference to the said Trustees providing by new, altered, or substituted Works for the proper Drainage of and the preventing Injury to the Sewage of the District, and for guarding against any Impediment to the Drainage of the District or Districts through which any of the intended Works shall pass, and also saving harmless the said Commissioners against Expense; and all such Works as may be so required shall be done under the Direction and Control of the Surveyor, or other Officer or Officers of the said Commissioners to be appointed for that Purpose; and when any new, altered, or substituted Sewers as aforesaid, or any other Works connected with Sewage, shall be completed by the said Trustees under the Provisions of this Act, the same shall be as fully and completely under the Direction, Control,

and

and Management of the said Metropolitan Commissioners as any other Sewers, Drains, and Watercourses are or may be; and all the Rights, Powers, Privileges, and Authority of the said Commissioners shall remain in full force and virtue with reference to all such Sewers, Drains, and Watercourses for all Purposes, and shall not be prejudiced or affected by this Act.

Road not exempt from Provisions of any future general Act.

XXXI. And be it enacted, That nothing herein contained shall be deemed to exempt the Road comprised in this Act from the Provision of any general Act, relating to the Consolidation or other improved Arrangement of Turnpike Roads, which may pass during the present or any future Session of Parliament.

Term of Act.

XXXII. And be it enacted, That this Act shall commence on the Fourth *Monday* next after the passing thereof, and shall continue in force for the Term of Twenty-one Years, and from thence to the End of the Session of Parliament which shall then next follow.

Interpretation of Terms.

XXXIII. 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:

The Word "Person" shall be understood to include "Corporation:"

Words importing the Masculine Gender shall include Females:

The Word "Lands" shall be understood to include Messuages, Tenements, and Hereditaments:

The Word "Trustees" shall mean the Trustees acting under or by virtue of this Act.

Public Act.

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

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1850.