ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 44.

An Act for amending and more effectually carrying into Execution the Purposes of certain Acts of the Sixteenth, Twenty-third and Twenty-ninth Years of His present Majesty, for the better Relief and Employment of the Poor, within the Hundred of *Forehoe*, in the County of *Norfolk*.

[18th *May* 1814.]

WHEREAS by an Act passed in the Sixteenth Year of the Reign of His present Majesty King *George* the Third, intituled *An Act for the better Relief and Employment of the Poor, within the Hundred of* Forehoe, *in the County of* Norfolk, certain Persons qualified as therein mentioned, were incorporated by the Name of "The Guardians of the Poor within the Hundred of *Forehoe*, in the County of *Norfolk*," and were declared to be one Body Politic and Corporate in Law, to all Intents and Purposes, and to have perpetual Succession and a Common Seal; and by the said Act, the Directors and Acting Guardians thereby appointed or to be appointed by virtue thereof, were empowered, amongst other Things, to borrow and take up at Interest, any Sum or Sums of Money, not exceeding in the whole the Sum of Eleven thousand Pounds, and to mortgage and assign over, by Writing, under the Common Seal of the said Corporation, all and every the Buildings, Lands, and Premises of the said Corporation, and all or any Part of the Poors Rates, to be collected within the said Hundred as thereinafter mentioned, as a

16 G. 3. c. 9.

Security for the Re-payment of the Principal and Intereſt of the Money ſo to be borrowed; and, for the better Security of ſuch Sum or Sums of Money to be borrowed as aforeſaid, it was further enacted, that at the Yearly and General Quarterly Meetings to be holden as therein directed, the ſaid Directors and Acting Guardians were authorized and empowered to aſſeſs, in Manner therein mentioned, with as much Equality as poſſible, ſuch Sum and Sums of Money (not exceeding the reſpective Rates hereinafter mentioned) upon the ſeveral Pariſhes, Hamlets, and Places, within the ſaid Hundred, as they the ſaid Directors and Acting Guardians ſhould judge neceſſary for paying the Intereſt of the Money ſo to be borrowed, and for defraying the Expences of the current Quarter, and alſo for and towards paying off and diſcharging the Principal Money ſo borrowed as aforeſaid; and it was by the ſaid Act further enacted, that the ſeveral Sums to be ſo aſſeſſed by the ſaid Directors and Acting Guardians, upon any of the ſaid Pariſhes, Hamlets, or Places, ſhould not exceed in any One Year the Sum which had been rated, aſſeſſed, or expended for the Relief, or upon the Account of the Poor in ſuch reſpective Pariſh, Hamlet, or Place, in any One Year, upon an Average of Seven Years, to be drawn from *Eaſter* One thouſand ſeven hundred and ſixty-ſeven to *Eaſter* One thouſand ſeven hundred and ſeventy-four: And whereas the Directors and Acting Guardians, appointed and choſen by virtue of the ſaid Act, did afterwards proceed to carry the ſame into Execution, and did, amongſt other Things, purchaſe Land, and erect proper and commodious Buildings thereon, for the Reception of the ſaid Poor, and furniſhed the ſame, and borrowed and took up at Intereſt the Sum of Eleven thouſand Pounds, by granting to certain Perſons (Subſcribers, in the Way of Tontine, for One hundred and ten Shares, at One hundred Pounds each) Annuities of Five Pounds for every One hundred Pounds by the Year, with Benefit of Survivorſhip, upon the Credit of the Buildings and Lands of the ſaid Corporation, and of the Rates to be raiſed by virtue of the ſaid Act: And whereas another Act, paſſed in the Twenty-third Year of His preſent Majeſty's Reign, intituled *An Act for rendering effectual an Act made in the Sixteenth Year of the Reign of His preſent Majeſty, for the better Relief and Employment of the Poor, within the Hundred of* Forehoe, *in the County of* Norfolk:" And whereas another Act, paſſed in the Twenty-ninth Year of His preſent Majeſty's Reign, intituled *An Act for more effectually carrying into Execution the Purpoſes of certain Acts of the Sixteenth and Twenty-third Years of the Reign of His preſent Majeſty, for the better Relief and Employment of the Poor, within the Hundred of* Forehoe, *in the County of* Norfolk: And whereas ſome of the Proviſions of the ſaid Acts have been found by Experience to be inſufficient for the Purpoſes thereby intended; and the annual average Payments, rated and impoſed upon the ſeveral Pariſhes, Hamlets, and Places, within the ſaid Hundred, incorporated by virtue of the ſaid Act of the Sixteenth Year of His preſent Majeſty's Reign, are not only diſproportionate and injurious to many of the ſaid Pariſhes, Hamlets, and Places, but have alſo been found to be inadequate to the Purpoſes of paying the ſeveral Annuities or Intereſt which are payable, on account of the Money borrowed under the Authority of the ſaid Acts, and the Expence of maintaining the Poor of the ſaid incorporated Pariſhes, and of repairing the Buildings, and carrying on and ſupporting the Eſtabliſhments which are neceſſary for the Purpoſes of the ſaid Corporation: May it therefore pleaſe Your Majeſty that it may

23 G. 3. c. 29.

29 G. 3. c. 4.

be

be enacted; and be it 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 the Powers and Authorities given by the ſaid recited Act of the Sixteenth Year of the Reign of His preſent Majeſty, to the Directors and Acting Guardians of the ſaid Poor, at the Yearly or General Quarterly Meetings, to be holden as therein mentioned, of aſſeſſing the ſeveral Pariſhes, Hamlets, and Places within the ſaid Hundred of *Forehoe*, ſhall not be limited or reſtricted in the Amount of any Aſſeſſment to be hereafter by them made for the Purpoſes of the ſaid Act, ſo as not to exceed in any One Year the Sum which had been rated, aſſeſſed, or expended for the Relief, or upon the Account, of the Poor in ſuch reſpective Pariſh, Hamlet, or Place, in any One Year, upon an Average of Seven Years, to be drawn from *Eaſter* One thouſand ſeven hundred and ſixty-ſeven to *Eaſter* One thouſand ſeven hundred and ſeventy-four, as by the ſaid Act is in that Behalf provided; but that the Amount of every Aſſeſſment to be hereafter made by the ſaid Directors and Acting Guardians for the Purpoſes of the ſaid recited Acts and this Act, ſhall and may amount to ſuch Sum or Sums of Money as they ſhall from Time to Time find to be neceſſary.

Future Aſſeſſments not to be limited to the Average of 1767 and 1774.

II. Provided always, and be it further enacted, That the Sums to be aſſeſſed as aforeſaid, ſhall be divided between and rated and levied upon each of the ſaid Pariſhes, Hamlets, or Places for the firſt Four Years, to be computed from the Twenty-ninth Day of *September* One thouſand eight hundred and fourteen, according to the reſpective Proportions of the Expences incurred on Account of the Poor of ſuch Pariſh, Hamlet, or Place, for One Year, upon an Average of Seven Years next preceding the Twenty-fourth Day of *June* One thouſand eight hundred and fourteen; and that during the Four Years next after the Twenty-ninth Day of *September* One thouſand eight hundred and eighteen, the Sums to be aſſeſſed as aforeſaid ſhall be divided between, and rated and levied upon each ſuch Pariſh, Hamlet, or Place, according to the reſpective Proportions of the Expences incurred on Account of the Poor of ſuch Pariſh, Hamlet, or Place, for One Year, upon an Average of Four Years, next preceding the Twenty-fourth Day of *June* One thouſand eight hundred and eighteen; and that, ſo often as every ſucceeding Period of Four Years ſhall have elapſed, the Sums to be aſſeſſed as aforeſaid ſhall be in like Manner divided between, and rated and levied upon each of the ſaid Pariſhes, Hamlets, or Places, according to the reſpective Proportions of the Expences incurred on Account of the Poor of ſuch Pariſh, Hamlet, or Place, for One Year, upon an Average of the then laſt preceding Term of Four Years, and the ſaid Directors and Acting Guardians are hereby directed to frame and regulate accordingly the Aſſeſſments hereafter to be from Time to Time made by them.

Directions for making new Aſſeſſments upon each Pariſh in Proportion to the Expence of the Poor of ſuch Pariſh.

III. Provided always, That if any of the ſaid incorporated Pariſhes, Hamlets, or Places, ſhall think themſelves aggrieved by any ſuch Aſſeſſment to be hereafter made, then it ſhall be lawful for the Churchwardens and Overſeers of the Poor of every ſuch Pariſh, Hamlet, or Place, and they are hereby required upon the Requeſt in Writing to him or them, given under the Hands of the Majority in Value of the Occupiers of

Objection to Aſſeſſments to be made in the Firſt Inſtance to General Quarterly Meetings of Directors.

Notice. Eſtates within ſuch Pariſh, Hamlet, or Place, (ſuch Value to be aſcertained from the Aſſeſſment to the Poor Rate in ſuch Pariſh, Hamlet or Place) at leaſt Twenty-eight Days before the General Quarterly Meeting of the ſaid Directors and Acting Guardians, which ſhall be held next after ſuch Aſſeſſment ſhall be made, to deliver at "The Houſe for the Reception of the Poor of the Hundred of *Forehoe*," a Statement, in Writing, under the Hands of the ſaid Churchwardens and Overſeers, or of ſome or one of them, ſetting forth the Objection or Objections to ſuch Aſſeſſment; and thereupon the Directors and Acting Guardians aſſembled at ſuch General Quarterly Meeting, as is laſt mentioned, may and ſhall, and are hereby required to examine into the Grounds of the Objections ſo made, and to amend or confirm the Aſſeſſment objected to as they ſhall think proper, and in caſe ſuch Aſſeſſment ſhall be amended, the ſame ſhall be ſigned or allowed before any Warrant is thereafter iſſued to levy Money under the ſame, in ſuch or the like Manner as is directed by the ſaid recited Act of the Sixteenth Year of His preſent Majeſty's Reign, touching the Aſſeſſments thereby required to be made.

Appeal to General Quarter Seſſions. IV. Provided alſo, That if any ſuch Pariſh, Hamlet, or Place, ſhall think itſelf aggrieved by any ſuch amended or confirmed Aſſeſſment, then it ſhall be lawful for the Churchwardens and Overſeers of the Poor of every ſuch Pariſh, Hamlet, or Place, and they are hereby required, upon Requeſt in Writing to them given, under the Hands of the Majority in Value of the Occupiers of Eſtates within ſuch Pariſh, Hamlet, or Place, (ſuch Value to be aſcertained as aforeſaid) to appeal to any General Quarter Seſſions of the Peace, to be holden for the ſaid County of *Norfolk*, within Four Months next after ſuch Aſſeſſment ſhall have been ſo amended or confirmed, which Court ſhall, in their Diſcretion, award ſuch Coſts, and give ſuch Relief, by Amendment, Confirmation, or otherwiſe, as the Caſe may require, in ſuch and the ſame Manner, and by ſuch or the like Proceedings, Way and Means, as are allowed in other Caſes by the Laws now in being reſpecting Parochial Aſſeſſments for the Relief of the Poor.

Notice. V. Provided always, and it is hereby declared, That the Churchwardens and Overſeers of the Poor of every ſuch Pariſh, Hamlet, or Place ſo intending to appeal, ſhall, Twenty-eight Days at leaſt before ſuch General Quarter Seſſions of the Peace, deliver at "The Houſe for the Reception of the Poor of the Hundred of *Forehoe*," a Notice, in Writing, of ſuch Appeal; and upon the Hearing of any ſuch Appeal, the ſaid Court of General Quarter Seſſions of the Peace ſhall not examine or enquire into any Cauſe of Appeal, which was not ſpecified in the Statement of Objections, upon which the ſaid Directors and Acting Guardians ſhall have proceeded as aforeſaid in amending or confirming the Aſſeſſment ſo appealed againſt.

Until Appeal is allowed, Aſſeſſments ſhall be paid, &c. VI. Provided nevertheleſs, That the Money which ſhall be aſſeſſed by the ſaid Directors and Acting Guardians upon any Pariſh, Hamlet, or Place, which ſhall think itſelf aggrieved by any ſuch Aſſeſſment, and ſhall object or appeal thereto as aforeſaid, ſhall be levied and recovered by the Churchwardens and Overſeers of ſuch Pariſh, Hamlet, or Place, in the ſame Manner, and by ſuch and the ſame Ways and Means, and ſuch

Churchwardens

Churchwardens and Overſeers ſhall be liable to the ſame Penalties for Neglect thereof, as if there had not been any Objection or Appeal made to the ſame; and in caſe the Aſſeſſment ſo objected to or appealed againſt ſhall be found to be erroneous, and the Amount thereof be reduced, then the Surplus Money (if any) which ſhall have been levied under the ſame, ſhall be deemed to be a Payment on account of the next Rate, and accordingly retained thereout by the Pariſh, Hamlet, or Place, aggrieved by ſuch Aſſeſſment.

Power to amend Aſſeſſments.

VII. Provided alſo, and it is hereby declared, That in caſe any of the ſaid incorporated Pariſhes, Hamlets, or Places objecting to or appealing againſt any Aſſeſſment, ſhall be found to have been aggrieved, then and in every ſuch Caſe the ſaid Directors and Acting Guardians are hereby empowered and directed to amend all or any of the Aſſeſſments of the other incorporated Pariſhes, Hamlets, or Places, as Occaſion ſhall require, and every ſuch Aſſeſſment ſo amended may be objected to or appealed againſt in the ſame Manner as an original Aſſeſſment, and the ſame ſhall be ſigned or allowed before any Warrant is thereafter iſſued to levy Money under the ſame, in ſuch or the like Manner as is directed by the ſaid recited Act of the Sixteenth Year of His preſent Majeſty's Reign, touching the Aſſeſſments thereby required to be made.

Recital of former Rates of Aſſeſſment.

VIII. And whereas, under the Directions contained in the ſaid recited Acts, the ſeveral incorporated Pariſhes in the ſaid Hundred were immediately before the paſſing of this Act rated in the Proportions following; that is to ſay,

	£	s.	d.
The Pariſh of Barnham Broom	19	17	2½
The Pariſh of Barford	24	14	7½
The Pariſh of Brandon Parva	16	14	5¾
The Pariſh of Bawburgh	16	7	11¼
The Pariſh of Bowthorpe	7	10	0¼
The Pariſh of Carleton Forehoe	14	15	9
The Pariſh of Coſteſſey	28	2	11¼
The Pariſh of Colton	12	16	0
The Pariſh of Crownthorpe	9	6	7½
The Pariſh of Coſton	2	10	7
The Pariſh of Deopham	22	12	11¾
The Pariſh of Eaſton	20	12	2¼
The Pariſh of Hingham	103	6	3½
The Pariſh of Hackford	13	1	0¼
The Pariſh of Kimberley	10	4	5½
The Pariſh of Marlingford	6	3	10¾
The Pariſh of Morley Saint Peter	11	10	5¼
The Pariſh of Morley Saint Botolph	14	15	1
The Pariſh of Runhall	16	13	7¾
The Pariſh of Wymondham	296	15	2¼
The Pariſh of Wicklewood	25	19	4½
The Pariſh of Wramplingham	17	10	5¾
The Pariſh of Welbourne	10	16	2¼
Total	£ 722	17	4¾

The Tontine of 550l. and annual Sum of 550l. for general Expences of Eſtabliſhment, to be raiſed according to former Rate of Aſſeſſment.

And whereas the annual Sum of Five hundred and fifty Pounds is payable by way of Tontine out of the Rates authorized and directed to be levied as aforeſaid, in Satisfaction of the Sum of Eleven thouſand Pounds, borrowed and taken up by the ſaid Directors and Acting Guardians in purſuance of the ſaid recited Act of the Sixteenth Year of His preſent Majeſty's Reign, and by them expended in the Purchaſe of Land, and in the Erection of Buildings for the Uſe of the ſaid Corporation, and in furniſhing the ſame, as herein-before recited: And whereas the annual Expence of Five hundred and fifty Pounds or thereabouts is uſually incurred and payable out of the ſaid Rates for the neceſſary Purpoſes of keeping the ſaid Buildings in Repair, and of paying the Stipends and Salaries to the Officers of the ſaid Corporation, and the contingent Expences of the Eſtabliſhment: And whereas it is juſt and reaſonable that the ſaid laſt mentioned Expences, and the ſaid Tontine, (amounting together to the annual Sum of One thouſand and one hundred Pounds, and forming the preſent general Expences of the ſaid Eſtabliſhment,) ſhould ſtill continue to be borne and paid by the ſaid Pariſhes reſpectively, in the reſpective Proportions in which they now contribute to the Payment thereof; be it therefore further enacted, That notwithſtanding the Proviſions herein-before contained, the ſaid annual Tontine or Sum of Five hundred and fifty Pounds ſhall, ſo long as any of the Lives ſhall remain, be borne and paid by the ſaid incorporated Pariſhes, in the ſame Proportions in which they are now reſpectively aſſeſſed as aforeſaid; and that the like annual Sum of Five hundred and fifty Pounds, to be applied, as far as the ſame will extend, towards the other general Expences of the ſaid Eſtabliſhment, ſhall, for ever hereafter, be borne and paid by the ſaid incorporated Pariſhes, in the ſame Proportions in which they are now reſpectively aſſeſſed as aforeſaid; and the ſaid Directors and Acting Guardians are hereby directed to frame and regulate accordingly the Aſſeſſments hereafter to be from Time to Time made by them.

Property in Buildings and Lands, &c.

IX. Provided always, and it is hereby declared, That the ſaid ſeveral incorporated Pariſhes ſhall be and remain intereſted in all the ſaid Lands and Buildings, and the Furniture now belonging, or which ſhall at any Time hereafter belong, to the ſaid Corporation, in ſuch and the ſame Shares and Proportions in which they were reſpectively rated and aſſeſſed as aforeſaid, immediately before the paſſing of this Act.

Overſeers neglecting to levy Rates, may be ſummoned to a Weekly Meeting.

X. And be it further enacted, That in caſe any Churchwarden or Overſeer of the Poor of any of the ſaid incorporated Pariſhes, Hamlets, or Places ſhall at any Time or Times hereafter refuſe or neglect to raiſe, collect and levy the Sums of Money aſſeſſed, or to be aſſeſſed by virtue of the ſaid recited Acts, or of this Act, upon his reſpective Pariſh, Hamlet, or Place, or to pay the ſame at the Time and Place which ſhall be appointed for that Purpoſe by the ſaid Directors and Acting Guardians, then every ſuch Churchwarden or Overſeer ſo neglecting or refuſing, may, and ſhall be ſummoned, by Writing under the Hands of any Three or more Directors or Acting Guardians, (whereof Two at leaſt ſhall be Directors) to appear either at the next General Quarterly Meeting of the ſaid Directors and Acting Guardians, to be held purſuant to the ſaid recited Act of the Sixteenth Year of the Reign of His preſent Majeſty, as preſcribed by the ſaid laſt mentioned Act, or at any Weekly Meeting of the ſaid Directors and Acting Guardians as to them ſhall ſeem meet; and if ſuch Churchwarden or Overſeers ſo ſummoned, ſhall neglect to appear

appear at ſuch General Quarterly Meeting, or at ſuch Weekly Meeting, or appearing, ſhall not ſhew ſufficient Cauſe to juſtify himſelf, then ſuch Churchwarden or Overſeer ſhall forfeit and pay for every ſuch Offence, any Sum not exceeding Five Pounds, for every Calendar Month during which ſuch Churchwarden or Overſeer ſhall refuſe or neglect to raiſe, collect, levy, or pay in the Money, and ſo in Proportion for any longer or ſhorter Time than a Calendar Month; to be levied and recovered in ſuch and the ſame Manner, and by ſuch and the ſame Ways and Means, as are preſcribed by the ſaid recited Act of the Sixteenth Year of the Reign of His preſent Majeſty, for the Recovery of the Penalty of Five Pounds for the like Default.

Juſtices to proceed on Complaint of Director, &c. as on Complaint of Overſeers.

XI. And be it further enacted, That in all Caſes relating to the Poor, where any Juſtice or Juſtices of the Peace is, are, or ſhall be empowered by Law, to proceed on Complaints made by the Churchwardens or Overſeers of the Poor of any Pariſh or Place within the ſaid Hundred, it ſhall and may be lawful for ſuch Juſtice or Juſtices of the Peace to proceed upon the Complaints of any One of the ſaid Directors or Acting Guardians, or of their Governor or Steward of their Poor Houſe, or of their Clerk for the Time being, in ſuch and the like Manner, and as fully and effectually to all Intents and Purpoſes, as if ſuch Complaints had been made by the Churchwardens or Overſeers of the Poor of any ſuch Pariſh or Place.

Inhabitants within the incorporated Pariſhes may be Witneſſes.

XII. And be it further enacted, That no Inhabitant of any Pariſh, Hamlet, or Place, within the ſaid Hundred of *Forehoe*, although rated or liable to the Payment of any Rate or Aſſeſſment for the Relief of the Poor within the ſaid Hundred, ſhall be deemed an incompetent Witneſs upon any Trial, Appeal, Hearing, or other Law Proceeding whatſoever, in, about, touching, or concerning the Execution of this Act, or the ſaid recited Acts, or any of them, or for any Matter or Thing relating thereto, by reaſon of his or her being an Inhabitant of any of the Pariſhes, Hamlets, or Places within the ſaid Hundred, or being rated to, or paying, or being liable to pay any Rate or Aſſeſſment for the Relief of the Poor as aforeſaid.

This and the former Acts to be conſtrued together.

XIII. And be it further enacted, That all and ſingular the Powers, Proviſions, Penalties, Exemptions, Matters, and Things, contained in, or preſcribed, or appointed by the ſaid recited Acts, and not expreſsly taken away, altered, or repealed, ſhall be of full Force and Effect, and extend to this Act, and to the ſeveral Aſſeſſments, Matters, and Things herein contained and mentioned, or hereby authorized to be laid and impoſed; and that the ſaid recited Acts, and the Powers, Proviſions, Penalties, Exemptions, Matters, and Things therein contained, (except ſuch as are varied, altered, or repealed, and except ſuch as relate to any Exemption from Stamp Duties), ſhall be conſtrued and executed with this Act, as fully and effectually, to all Intents and Purpoſes, as if the ſame were herein repeated and re-enacted.

Expences of this Act.

XIV. And be it further enacted, That all the Charges and Expences of procuring and paſſing this Act ſhall be paid by the Treaſurer or Treaſurers of the incorporated Hundred, out of the Firſt Monies which, after the paſſing hereof, ſhall come to his or their Hands, by virtue of this or the ſaid recited Acts.

XV. And

Public Act. XV. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

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