ANNO SECUNDO

GULIELMI IV. REGIS.

****

Cap. lxii.

An Act for more effectually repairing the Road from *Ightham* in the County of *Kent* to the Turnpike Road leading from *London* to *Maidstone* in the said County. [23d *May* 1832.]

WHEREAS an Act was passed in the Fifty-first Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for making and maintaining a Road from* Ightham *in the County of* Kent *to the Turnpike Road leading from* London *to* Maidstone *in the said County:* And whereas the Trustees for executing the said recited Act have proceeded in putting the same in execution, and have made considerable Progress in repairing and improving the Road therein mentioned, and have borrowed and taken up at Interest several considerable Sums of Money upon the Credit of the Tolls thereby granted: And whereas it would be more convenient if the said recited Act was repealed, and further and more effectual Powers granted for repairing and maintaining the Road which has been made and maintained by virtue of the said Act; but the beneficial 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 King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in the present Parliament assembled, and by the Authority of the same, That from and after the Tenth Day of *June* One thousand eight hundred and thirty-two the said recited Act passed in the Fifty-first Year of the Reign of His said late Majesty King *George* the Third shall be and the same is hereby repealed.

51G.3.c.157.

Recited Act repealed.

This Act to be put in force for repairing the Road.

II. And be it further enacted, That this Act shall be put in execution for and during the Term hereinafter mentioned, for the Purpose of repairing and maintaining the Road from *Ightham* in the County of *Kent* to the Turnpike Road leading from *London* to *Maidstone* in the said County.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace acting for the said County of *Kent*, together with the Honourable and Reverend *William Nevill*, *John Wingfield Stratford* junior, the Reverend *Thomas Lambard*, *John Clark Powell*, *David Powell*, *Edward Kenyon*, *Edmund Yates*, the Reverend *Thomas Bowdler*, *Francis Geary*, *Charles Milner* junior, the Reverend *James Hawley*, the Honourable and Reverend *Francis James Noel*, the Honourable and Reverend *Francis Stapleton*, the Reverend *Henry Dampier Phelps*, *John Simpson* late of *Fair Lawn*, *John Simpson* late of *Shipborne*, the Reverend *George Ferne Bates*, *John Dudlow*, *George Frederick Douce*, *Augustus Edmund Douce*, the Reverend *Lambert Blackwell Larking*, *Peter Sutton*, *John Noble Dudlow*, and their Successors, being duly qualified according to the Laws in force respecting Trustees of Turnpike Roads in *England*, shall be, and they and their Successors, to be duly elected in manner directed by the Laws in force respecting Trustees of Turnpike Roads in *England*, are hereby appointed the Trustees for carrying the several Acts respecting Turnpike Roads in *England* and this Act into execution.

Power to appoint additional Trustees.

IV. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, at any Meeting to be held for that Purpose, to elect and appoint any Number of Persons, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby appointed; and such Trustees, so elected and appointed, and being duly qualified, shall be and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been named and appointed in and by this Act.

First Meeting of the Trustees.

V. And be it further enacted, That the said Trustees shall meet at the *Royal Oak* on *Wrotham Heath*, or at some other convenient Place near to the said Road, upon the First *Friday* in the Month next after the passing of this Act, at Eleven of the Clock in the Forenoon, or as soon after as conveniently may be, for the Purpose of carrying this Act into execution, and shall afterwards adjourn themselves and meet as Occasion may require, at the *Royal Oak* aforesaid, or within Six Miles Distance of the same.

Power to take Tolls.

VI. And be it further enacted, That it shall be lawful for the said Trustees, or any Collector or Collectors or other Person or Persons acting under the Authority of the said Trustees, to demand and take, at each and every the Toll Gates or Turnpikes which are or shall be standing and being or which shall be erected by virtue of this Act in, upon, across, or on the Side or Sides of the said Road, the several Tolls following; (that is to say,)

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

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

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

For every Horse or Beast of Draught drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, the Sum of Four-pence:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of Two-pence:

For every Dog or other small Animal drawing any low Cart, Truck, or other such like Carriage, the Sum of Two-pence:

For every Score of Oxen or Neat Cattle the Sum of One Shilling and Three-pence, and so in proportion for any greater or less Number:

And for every Score of Swine, Sheep, or Lambs, the Sum of Five-pence, and so in proportion for any greater or less Number:

Which said respective Sums of Money shall be demanded and taken before any Horse, Dog, Beast, or other Cattle whatsoever shall be permitted to pass through any such Toll Gate or Turnpike.

Double Tolls for Stones, &c. in Winter.

VII. And be it further enacted, That between the Eleventh Day of *October* and the Fifth Day of *April* in every Year Double the Tolls hereinbefore made payable shall be paid at each Gate in respect of every Horse or other Beast drawing any Carriage laden with Stones, Timber, or Iron.

Exemption for Lime for Manure.

VIII. And be it enacted, That nothing in this or any other Act shall extend or be construed to extend to charge with Toll any Horse or other Beast drawing any Carriage laden with Lime *bonâ fide* intended to be used for manuring Lands, save at the Periods herein-after mentioned.

Limiting Number of Tolls.

IX. And be it further enacted, That no more than Two full Tolls shall be demanded or taken on the same Day (to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night) for passing through all the Turnpikes or Toll Gates on the said Road with the same Horses, Cattle, or Beasts.

Tolls not to be paid on returning.

X. And be it further enacted, That in case Toll shall have been paid for or in respect of any Horse, Beast, or Cattle, for passing through any of the Turnpikes, Toll Gates, or Side Gates on the said Road, no Toll shall be demanded or taken for or in respect of such Horse, Beast, or Cattle, for returning Once through the same Turnpike, Toll Gate, or Side Gate the same Day before Twelve of the Clock at Night, and every Person, on producing a Note or Ticket denoting the Payment of such Toll, shall, except in the Cases herein-after mentioned, be permitted to return Once through such Turnpike, Toll Gate, or Side Gate, with such Horse, Beast, or Cattle, Toll-free, and so on for every Time of Once passing or repassing.

XI. Pro-

Post Chaises &c. to be subject to Tolls on every new Hiring.

XI. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing or repassing along the said Road whenever any new Hiring thereof shall take place.

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

XII. Provided also, and be it further enacted, That the said Tolls hereby made payable shall be paid for or in respect of all Horses or other Beasts drawing any Stage Coach, Diligence, Van, Caravan, or any other Stage Carriage conveying Passengers or Goods for Pay, Hire, or Reward, for every Time of passing or repassing along the said Road: Provided always, that no further or additional Toll shall be payable in respect of any Horses drawing any Stage Coach, Stage Waggon, Diligence, Van, Caravan, Cart, or other Stage Carriage, on account only of the Horses drawing the same having been changed.

Application of Tolls.

XIII. And be it further enacted, That all the Tolls and other Monies and Effects which the said Trustees or any of them, or any Treasurer or other Person on their Behalf, are or is possessed of or entitled to by virtue of the said recited Act hereby repealed, or otherwise, and all Monies which shall arise or be received by virtue of this Act, or which shall come to the Hands of the said Trustees, shall be applied, in the first place, in paying the Expences incident to and attending the procuring and passing this Act; in the second place, in paying the Interest of all Monies now due and owing on the Credit of the Tolls granted by the said Act hereby repealed, or which may hereafter become due and owing on the Credit of this Act, or the Tolls hereby granted; in the third place, in repairing, widening, altering, diverting, and otherwise improving the said Road, and in otherwise defraying the Expences attending the Execution of this Act; and, lastly, in paying off and discharging the Principal Sum or Sums now due and owing or hereafter to become due and owing on the Credit of the Tolls by the said Act or this Act granted.

Public Act.

XIV. 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.

Commencement and Continuance of the Act.

XV. And be it further enacted, That this Act shall commence upon the Eleventh Day of *June* One thousand eight hundred and thirty-two, and shall continue and be in force for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE, Printers to the King's most Excellent Majesty. 1832.