ANNO QUINQUAGESIMO SEXTO

GEORGII III. REGIS.

Cap. lxxviii.

An Act for preventing Frauds in the Admeasurement and Delivery of Coals within the several Parishes lying contiguous to the Water-side in the County of *Kent*.

[26th *June* 1816.]

WHEREAS by an Act passed in the Forty-seventh Year of the Reign of His present Majesty, intituled *An Act for repealing the several Acts for regulating the Vend and Delivery of Coals within the Cities of* London *and* Westminster, *and Liberties thereof, and in certain Parts of the Counties of* Middlesex, Surrey, Kent, *and* Essex, *and for making better Provision for the same,* certain Land Coal Meters were continued or appointed for the Purpose of admeasuring Coals within the City and Liberty of *Westminster*, and for that Part of the Duchy of *Cornwall* adjoining thereto, and for the several Parishes of *Saint Giles-in-the-Fields*, *Saint Mary-le-bone*, and such Part of the Parish of *Saint Andrew Holborn* as is in the County of *Middlesex*; and also for the City of *London*, and between *Tower Dock* and *Limehouse Hole*, in the County of *Middlesex*; and also for the several Parishes of *Egham*, *Thorpe*, *Chertsey*, *Weybridge*, *Walton-on-Thames*, *West Moulsey*, *Thames Ditton*, *Kingston*, *Richmond*, *Mortlake*, *Barnes*, *Croydon*, *Mitcham*, *Putney*, *Wandsworth*, *Battersea*, *Lambeth*, *Christchurch*, *Newington*, *Saint George* in the Borough of *Southwark*, *Saint Saviour's*, *Saint Olave*, *Saint Thomas*, *Saint John*, *Saint Mary Magdalen Bermondsey*, and *Saint Mary Rotherhithe*, in the County of *Surrey*, and certain Regulations were thereby made respecting the Vend and Delivery of Coals sold within the same Places respectively: And whereas the Regulations contained in the said Act have proved very beneficial to the Consumers of Coals within the Places aforesaid, by preventing the Commission of Frauds in the Vend and Delivery thereof; and it is apprehended that it would be of great Benefit to the Inhabitants of the several Parishes lying

47 G. 3. Sess. 2. c. 68.

lying contiguous to the Water-ſide in the County of *Kent*, if Proviſions were made to prevent Frauds in the Admeaſurement and Delivery of Coals ſold within the ſame: 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 this preſent Parliament aſſembled, and by the Authority of the ſame, That from and immediately after the paſſing of this Act, there ſhall be provided and continued at *Saint Mary Woolwich*, in the County of *Kent*, One Public Office, which ſhall be deemed and taken to be the Principal Land Coal Meter's Office for the ſeveral Pariſhes of *Saint Paul's* and *Saint Nicholas Deptford*, *Saint Alphege Greenwich*, *Saint Luke's Charlton* next *Woolwich*, *Saint Mary Woolwich*, *Plumſtead*, *Erith*, *Dartford*, *Stone*, *Swainſcombe*, *North Fleet*, *Graveſend*, and *Milton* next *Graveſend*, in the Town of *Graveſend*, and the Pariſh of *Denton*, lying contiguous to or adjoining the Water-ſide in the ſaid County of *Kent*; and there ſhall alſo be provided and continued one ſubordinate Office at *Graveſend* in the ſaid County of *Kent*, under the Appointment of the principal Land Coal Meter for the Time being, which ſaid principal and ſubordinate Office ſhall reſpectively be kept open every Day (*Sundays*, *Good Friday*, *Chriſtmas Day*, and Faſt or Thankſgiving Days by Proclamation only excepted) from the Twenty-fifth Day of *March* to the Twenty-ninth Day of *September* Yearly, from the Hour of Five in the Morning until the Hour of Nine in the Evening; and from the Twenty-ninth Day of *September* to the Twenty-fifth Day of *March* Yearly, from the Hour of Six in the Morning until the Hour of Six in the Evening; and if any Principal Meter for the Time being ſhall refuſe or neglect to open or keep open any principal or ſubordinate Office as aforeſaid, he ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Twenty Pounds.

Offices appointed.

II. And be it further enacted, That *Thomas Mankin* of the Pariſh of *Saint Mary Newington*, in the County of *Surrey*, Gentleman, ſhall be and is hereby nominated and appointed the Principal Land Coal Meter for executing the Proviſions of this Act, and the Manager of the ſeveral Offices to be provided as aforeſaid (ſave and except he ſhall die or be removed from ſuch Office), until the Firſt Day of *July* which will be in the Year of our Lord One thouſand eight hundred and thirty-ſeven, and from thence to the End of the then next Seſſion of Parliament.

Principal Meter appointed.

III. And be it further enacted, That in caſe of the Death, Neglect, Miſconduct, or Incapacity of the ſaid *Thomas Mankin* before the Expiration of the ſaid Term or Time for which he has been nominated and appointed as aforeſaid, then upon and from and after ſuch Death, Neglect, Miſconduct, or Incapacity of the ſaid *Thomas Mankin*, and alſo from Time to Time, and at all Times thereafter, when and as often as any Principal Land Coal Meter for the ſaid ſeveral Pariſhes hereinbefore enumerated ſhall die, neglect, or miſconduct himſelf, or be incapable of acting in the Execution of his Office, or the Time limited for the Execution of ſuch Office ſhall expire, then, upon the happening of any ſuch Vacancy, it ſhall and may be lawful to and for the Churchwardens as hereinafter mentioned, or the major Part of them, in Manner hereinafter directed, to elect, nominate, and appoint any other Perſon to be and act as Principal Land Coal Meter in the Room or Stead of every ſuch Principal Land

After the Death of the preſent Principal Meter, the Churchwardens of the different Pariſhes ſhall have the Election and Appointment of the Principal Meters.

Coal Meter who ſhall die, neglect, or miſconduct himſelf, or become incapable of acting in the Execution of his Office, or whoſe Time limited for the Execution of his Office ſhall expire, and ſo *toties quoties*, as often as any ſuch Caſe ſhall happen; and every ſuch Perſon ſo to be nominated and appointed Principal Land Coal Meter for ſuch Limits in the ſaid County of *Kent*, in the Room or Stead of any ſuch other Principal Meter, ſhall be elected, nominated, and appointed by ſuch Perſons, and in Manner and Form following; that is to ſay, the Churchwardens of the ſeveral and reſpective Pariſhes within the Limits of this Act ſhall by Notice in Writing, ſpecifying the Occaſion, and ſigned by Two or more of the Churchwardens of the ſaid Pariſhes, and left at the Dwelling Houſe or uſual Place of Abode of each ſuch Churchwarden, as ſoon as the ſame can be done after any ſuch Vacancy ſhall happen, be ſummoned to meet and aſſemble at the ſaid Principal Land Coal Meter's Office, or at the ſaid ſubordinate Office appointed by the ſaid Principal Land Coal Meter, at Twelve of the Clock at Noon on a Day to be mentioned in the ſaid Notice, not exceeding Seven Days from the Date thereof, at which Meeting ſome Perſon ſhall be choſen and appointed to ſucceed to the Office of Principal Land Coal Meter for the Limits aforeſaid; and ſuch Perſon ſhall at the Hour of One of the Clock of that Day be elected by the Majority of Perſons, being Churchwardens of the ſaid Pariſhes, as ſhall be then and there aſſembled, and ſuch Perſon when ſo elected ſhall be and is hereby declared to be Principal Land Coal Meter for putting this Act in Execution within the ſeveral Pariſhes aforeſaid; and every ſuch Perſon ſo to be elected, nominated, or appointed as aforeſaid, ſhall be, remain, and continue Principal Land Coal Meter for the ſaid ſeveral Pariſhes until the Firſt Day of *July* One thouſand eight hundred and thirty-ſeven, unleſs he ſhall ſooner die, or be incapable of acting in the Execution of his Office.

Principal Coal Meter puniſhable by Juſtices for Neglect.

IV. And be it further enacted, That it ſhall be lawful for the Juſtices of the Peace for the ſaid County of *Kent* in General or Quarter Seſſions aſſembled, and they are hereby authorized and required, to inquire into and hear and determine any Complaint of Fraud or Miſbehaviour of the Principal Land Coal Meter for the Time being for the Execution of this Act, in the ſame Manner as they are by Law authorized to inquire into, hear, and determine Miſdemeanors; and if ſuch Principal Land Coal Meter ſhall be found guilty of any Fraud, Neglect, or Miſbehaviour, he ſhall forfeit and pay for the Uſe of His Majeſty, His Heirs and Succeſſors, ſuch Fine as ſuch Court before whom ſuch Complaint ſhall be made ſhall think fit, not exceeding Twenty Pounds, together with ſuch Coſts as ſuch Court ſhall think proper to award and direct; and in caſe of a Second Offence, the ſaid Juſtices ſhall be empowered to remove the ſaid Principal Land Coal Meter, and to order the Appointment of another in his Stead, to be elected in Manner directed by this Act.

Labouring Meters ſubject to the Control of Juſtices.

V. And be it further enacted, That each and every Labouring Land Coal Meter, Deputy, Agent, or Servant of the Principal Land Coal Meter for the Time being, ſhall be ſubject to the Power, Juriſdiction, and Control of the ſaid Juſtices of the Peace for the ſaid County of *Kent* in General or Quarter Seſſions aſſembled, and ſhall or may be diſmiſſed or ſuſpended by the ſaid Court from the Execution and Emoluments of their ſaid reſpective Offices, on Complaint and Proof of any Fraud, Default, Neglect,

Neglect, or other Misbehaviour in the Management or Execution thereof; all which Complaints shall and may be heard and determined by the said Court in a summary Way.

Principal Meters may be re-elected when their Time expires.

VI. Provided always, and be it further enacted, That whenever the Term for which any such Principal Land Coal Meter shall have been appointed shall expire, then and in such Case nothing herein contained shall extend or be construed to extend to hinder or prevent any such Principal Land Coal Meter, whose Term limited for the Execution of his Office shall so expire, from being re-nominated or re-appointed to his Office of Principal Meter.

Principal Land Coal Meter to take an Oath for the due Performance of his Duty.

VII. And be it further enacted, That no Person shall be capable of acting as Principal Land Coal Meter in the Execution of this Act until he shall have taken and subscribed before One or more of His Majesty's Justices of the Peace for the said County of *Kent* an Oath or Affirmation (which Oath or Affirmation such Justice or Justices is and are hereby authorized and required to administer) in the following Words:

'I do swear, (*or*, being one of the People called Quakers, do affirm,) that I will honestly, truly, faithfully, and impartially, according to the best of my Skill and Judgment, execute the Office of Principal Land Coal Meter, for the Limits comprized in an Act passed in the Fifty-sixth Year of the Reign of His Majesty King *George* the Third, intituled [*here set forth the Title of this Act.*]

'So help me GOD.'

Principal Meter to appoint Labouring Meters.

VIII. And be it further enacted, That the said Principal Land Coal Meter for the Time being shall and he is hereby directed and required from Time to Time and at all Times to nominate, appoint, and employ a sufficient Number of Labouring Land Coal Meters for the Purpose of admeasuring Coals, and for executing such other Duties as are by this Act required to be done by Land Coal Meters, and from Time to Time to suspend or dismiss the same as he shall think fit.

Labouring Coal Meters also to take an Oath.

IX. And be it further enacted, That no Person shall be capable of acting as a Labouring Land Coal Meter in the Execution of this Act until he shall have taken and subscribed before any One or more of His Majesty's Justices of the Peace for the said County of *Kent* an Oath or Affirmation (which Oath or Affirmation such Justice or Justices is and are hereby authorized and required to administer) in the Words following:

Form of the Oath.

'I do swear, (*or*, being one of the People called Quakers, do affirm,) that I will honestly, truly, faithfully, and impartially, to the best of my Skill and Judgment, execute the Office of One of the Labouring Land Coal Meters for the Parishes comprized in an Act passed in the Fifty-sixth Year of the Reign of His Majesty King *George* the Third, intituled [*here insert the Title of this Act*]; and that I will truly and impartially inspect and measure, or see measured or loaded, all such Coals between Buyer and Seller, and execute such other Duties as are by Law required to be done by a Labouring Land Coal Meter, without Favour or Hatred.

'So help me GOD.'

X. And

Labouring Coal Meters to attend their Stations.

X. And be it further enacted, That the ſaid ſeveral Labouring Land Coal Meters ſhall and they are hereby required to attend at the ſeveral Wharfs, Warehouſes, and other Places, at which he or they ſhall be ſtationed from Time to Time by the ſaid Principal Land Coal Meter, each and every Day (*Sundays*, *Good Friday*, *Chriſtmas Day*, and Faſt or Thankſgiving Days by Proclamation only excepted) in each and every Year from the Twenty-fifth Day of *March* to the Twenty-ninth Day of *September*, from the Hour of Five in the Morning until the Hour of Nine in the Evening, and from the Twenty-ninth Day of *September* to the Twenty-fifth Day of *March*, from the Hour of Six in the Morning until the Hour of Six in the Evening; and if upon Notice being given to any ſuch Labouring Land Coal Meter or Meters ſo ſtationed, or Notice being left in Writing at his or their Office or Offices, or Place or Places of Abode, to attend at any Wharf, Warehouſe, or other Place, to be named in ſuch Notice, within the Limits of his or their Station or Stations for the Time being, in order to meaſure or ſee meaſured any Coals, or to execute any other Duty required by this Act to be done by any Land Coal Meter at any ſuch Wharf, Warehouſe, or other Place, or if Notice requiring the Attendance of a Labouring Land Coal Meter or Meters, at a Wharf, Warehouſe, or other Place to be named in ſuch Notice, for the Purpoſe of meaſuring or to ſee meaſured any Coals, or to execute any other Duty required of Labouring Land Coal Meters by this Act, ſhall be given at the Office of the ſaid Principal Land Coal Meter or at the ſaid ſubordinate Office; and if ſuch Labouring Land Coal Meter or Meters ſhall not attend purſuant to any ſuch Notice within the Space of Four Hours from the giving of the ſame, and do his or their Duty according to the true Intent and Meaning of this Act, then and in every ſuch Caſe every ſuch Labouring Land Coal Meter ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Five Pounds.

Notice to be given.

Penalty for Non-attendance.

Coal Meters not to be intereſted in the Sale of Coals.

XI. Provided always, and be it further enacted, That if the ſaid Principal Land Coal Meter, or any of the Perſons to be employed under him, ſhall at any Time or Times hereafter, during his or their reſpective Continuance in Office or Employment as aforeſaid, be directly or indirectly intereſted or concerned in the Sale of any Coals whatſoever, otherwiſe than in the Diſcharge of his or their ſaid reſpective Offices, ſuch Principal Land Coal Meter ſo offending ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding One hundred Pounds, and ſuch Deputy Coal Meter, and Labouring Coal Meter reſpectively, ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Fifty Pounds, and being thereof reſpectively convicted before the ſaid Court of General or Quarter Seſſions, ſhall be diſmiſſed from his or their ſaid reſpective Office or Employment, and be for ever diſabled from holding or executing the ſame or any other under this Act.

Land Coal Meters may demand from Vendor or Whrrfinger a Sight of the Ship's Certificate.

XII. And be it further enacted, That all Coals whatſoever ſold and to be ſent or taken away in any Waggon, Cart, or other Carriage, from any Wharf, Warehouſe, or other Place or Places within the Limits of this Act, and alſo all Coals whatſoever ſold and to be ſent by Gang Labour, from or over any Wharf or other Place where any Land Coal Meter ſhall be ſtationed, ſituate within ſuch Limits as aforeſaid, ſhall, previouſly to ſuch Coals being ſo ſent or taken away, be carefully inſpected and examined by the Principal or One of the Labouring Land Coal Meters, in order that ſuch

Principal or Labouring Land Coal Meter may see and be satisfied that such Coals (in case of such Coals being sent or taken away in any Cart, Waggon, or other Carriage) are of the Sort or Description mentioned in the Ticket or Tickets by this Act directed to be delivered by or on the Behalf of all and every Vender and Venders of such Coals to the Purchaser or Purchasers thereof, or may see and be satisfied that such Coals (in case of such Coals being to be delivered by Gang Labour) are of the Sort or Description as and for which the same shall be sold; and such Meter is hereby authorized and required to demand of the Vender or Venders, or of the Wharfinger, or other Person with whom the Ship Certificate of any of such Coals shall be left at any Wharf or Place for the Sale of any such Coals, such Ship Certificate, for the Purpose of perusing and inspecting the same, and such Meter shall, and he is hereby required to countersign such Ticket or Tickets, if such Meter shall be satisfied that such Coals are of the Sort they are described to be in such Ticket or Tickets, but shall not countersign the same without being so satisfied, any Thing herein contained to the contrary notwithstanding; and such Meter shall, and he is hereby also authorized and required, when the whole Quantity of Coals contained in any Ship, Vessel, Lighter, Barge, or other Craft, shall have been delivered thereout, to write or indorse on the Back of the Certificate of such Coals, the Word "Delivered;" and if any such Vender or Venders, Wharfinger or other Person shall refuse or neglect to produce and deliver to any such Meter such Ship Certificate on Demand, then and in every such Case, every such Vender or Venders, Wharfinger or other Person so offending, shall, for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds; and if any such Meter shall countersign any such Ticket or Tickets, without having first inspected such Coals, and also such Ship Certificate, and without having reasonable Ground to be satisfied that such Coals are of the Sort described in such Vender or Venders' Ticket, or if any such Meter shall not immediately after the Whole of the Coals contained in any such Ship, Vessel, Lighter, Barge, or other Craft, shall have been delivered thereout, demand or call for such Certificate of such Coals, or shall not immediately on such Certificate being produced indorse the same in Manner aforesaid, then, and in every such Case, every such Meter so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds.

Dimensions of the Sacks.

XIII. And be it further enacted, That no Sack shall be made use of in the Delivery of Coals from any Ship, Vessel, Lighter, Barge, or other Craft, or from any Wharf, Warehouse, or other Place, within the Limits aforesaid, except such Sack shall be made of Linen, and shall have been first sealed and marked with White Paint in Oil at Guildhall, *London*, or at the Exchequer Office, *Westminster*, by the proper Officer there, and shall at the Time of making use of such Sack measure in the Inside thereof at least Four Feet and Two Inches in Length by Two Feet and One Inch in Breadth; and no Sack shall be sealed or marked which shall not, at the Time of the marking or sealing thereof, measure in the Inside thereof Four Feet and Four Inches in Length, and Two Feet and Two Inches in Breadth; and if any Vender or Venders of, or Dealer or Dealers in, or Carrier or Carriers of Coals, shall use or cause to be used any Sack or Sacks for delivering or carrying Coals within the several and respective Limits aforesaid, not sealed or marked as aforesaid, or of less Length at the Time of using the same than Four Feet and Two Inches at the least in the Inside thereof, or of less

Breadth than Two Feet and One Inch at the leaſt in the Inſide thereof, then and in every ſuch Caſe every ſuch Vender or Venders of or Dealer or Dealers in or Carrier or Carriers of Coals ſhall, for every ſuch Sack ſo unmarked or deficient in Length or Breadth, forfeit and pay any Sum not exceeding Forty Shillings; and the Juſtice or Juſtices before whom ſuch Conviction ſhall take place, ſhall cauſe every ſuch Sack found unmarked, or deficient either in Length or Breadth, to be deſtroyed: Provided always, that the Coals to be delivered by Gang Labour may be conveyed without the Uſe of ſuch Sacks; any Thing herein contained to the contrary thereof notwithſtanding.

Coal's delivered by Gang Labour need not be put into ſuch Sacks.

XIV. And be it further enacted, That no Buſhel ſhall be kept or made uſe of for or in the Admeaſurement of any Coals ſold within the Limits aforeſaid, which ſhall not be ſuch Buſhel as is deſcribed in and by an Act made in the Twelfth Year of the Reign of Her late Majeſty Queen *Anne*, intituled *An Act for the ſpeedy and effectual preſerving of the Navigation of the River of* Thames, *by ſtopping the Breach in the Levels of* Havering *and* Dagenham, *in the County of* Eſſex, *and for aſcertaining the Coal Meaſure*, and which ſhall not have been firſt ſtamped or marked by the proper Officer at the Exchequer Office at *Weſtminſter*, or at the Guildhall, *London*, previouſly to the ſame being ſo kept or uſed; and that every ſuch Buſhel, previouſly to being ſo ſtamped or marked, ſhall be fitted for Work and Uſe with Iron or Copper Hoops, and ſhall be ſo ſtamped or marked with a Steel Inſtrument on the uppermoſt Iron or Copper Hoop; and that every ſuch Buſhel ſhall be kept without any Alteration or Diminution; and that in making uſe of ſuch Buſhel, all Coals ſhall be duly heaped up in ſuch Buſhel in the Form of a Cone, ſuch Cone to be of the Height of at leaſt Six Inches, and the Outſide of the Buſhel to be the Extremity of the Baſe of ſuch Cone; and that each and every Chaldron of Coals ſhall conſiſt of Thirty-ſix of ſuch Buſhels ſo heaped, and ſo in proportion for any leſſer Quantity; and if any Dealer or Dealers in, or Vender or Venders of Coals within ſuch Limits as aforeſaid, ſhall keep or make uſe of, or cauſe to be kept or made uſe of, any Buſhel in the Admeaſurement of any Coals other than ſuch Buſhel as aforeſaid, and ſo ſtampt as aforeſaid, or ſhall in anywiſe decreaſe or diminiſh any ſuch Buſhel ſtampt as aforeſaid, or ſhall permit his, her, or their Servant or Servants, or any Perſon or Perſons whomſoever ſo to do, then and in every ſuch Caſe ſuch Dealer or Dealers in, or Vender or Venders of Coals, ſo offending ſhall forfeit and pay, for every ſuch Offence, any Sum not exceeding Twenty Pounds; and if any ſuch Servant or Servants or other Perſon or Perſons acting by or under the Authority of any Dealer or Dealers, or Vender or Venders, ſhall make uſe of, in admeaſuring of any Coals, any Buſhel other than ſuch Buſhel as aforeſaid, ſtampt as aforeſaid, or if any ſuch Servant or Servants, or any other Perſon or Perſons whomſoever, ſhall in any Manner decreaſe or diminiſh any ſuch Buſhel ſtampt as aforeſaid, then and in every ſuch Caſe ſuch Servant or Servants, or ſuch other Perſon or Perſons reſpectively, for every ſuch Offence, ſhall be committed to the Houſe of Correction by any One or more Juſtice or Juſtices of the Peace for the ſaid County of *Kent*, there to be kept to hard Labour, for any Time not exceeding Three Calendar Months.

What Buſhel Meaſure to be made uſe of.

12 Ann. c. 17.

XV. And be it further enacted, That all Coals ſold, ſent, taken, or carried away as and for Pool or River Meaſure, from any Ship Veſſel,

Regulation with regard to Coals ſold

by Pool Measure.

Veſſel, Lighter, Barge, or other Craft, and to be ſent in any Cart, Waggon, or other Carriage, from any Wharf or Place within the Limits of this Act, ſhall be loaded in Sacks, in the Preſence of One of the Labouring Land Coal Meters of the Diſtrict, which Labouring Land Coal Meter is hereby authorized and required to watch and inſpect the filling or loading of the Sacks wherein ſuch Coals ſhall be loaded, and it ſhall be lawful for ſuch Meter to meaſure the Dimenſions of all or any of ſuch Sacks uſed in any ſuch Loading before ſuch Sacks ſhall be filled or loaded; and ſuch Meter ſhall, and he is hereby authorized and required, when any Room or Rooms of Coals in any Ship, Veſſel, Lighter, Barge, or Craft, are or is to be ſold and ſent or taken away from any ſuch Wharf or other Place as and for Pool Meaſure by any Cart, Waggon, or other Carriage, to ſee that the Coals ſo loaded and ſent or taken away are in fact taken out of the particular Room or Rooms ſo ſold, and likewiſe that the Whole of the Coals contained in any ſuch particular Room or Rooms ſo ſold are in fact entirely emptied out of ſuch Room or Rooms, and loaded and ſent or taken away to the Purchaſer or Purchaſers of the Coals contained in ſuch Room or Rooms; and in caſe ſuch Meter ſhall find any Sack or Sacks uſed for the loading of any ſuch Coals is or are of leſs Dimenſions than required by this Act, or in caſe it ſhall appear to ſuch Meter, according to the beſt of his Judgment, that any Sack or Sacks uſed in loading any ſuch Coals do not contain when loaded each the Quantity of Three Buſhels of Coals, or in caſe ſuch Meter ſhall obſerve that any ſuch Coals ſold as the Coals of any particular Room or Rooms, ſhall not in fact be taken out of ſuch particular Room or Rooms ſo ſold or to be ſold, or that the Whole of the Coals contained in ſuch particular Room or Rooms ſhall not be entirely emptied out of the ſame, then and in every ſuch Caſe it ſhall and may be lawful to and for ſuch Meter to refuſe to counterſign the Ticket or Tickets by this Act directed to be delivered by or on the Behalf of all and every Vender or Venders of, Dealer or Dealers in ſuch Coals, to the Purchaſer or Purchaſers thereof; and if any Wharfinger, Coal Porter, or other Perſon or Perſons, ſhall in any Manner obſtruct, hinder, or prevent ſuch Meter in or from the Performance of any ſuch Duty or Duties ſo required by this Act, then, and in every ſuch Caſe, every ſuch Perſon ſo offending ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Five Pounds.

Pool Meaſure Coals when ſent by Waggon.

XVI. And be it further enacted, That all and every Vender or Venders of, or Dealers or Dealer in any Coals ſold, ſent, or taken away, as and for Pool Meaſure from any Ship, Veſſel, Lighter, Barge, or other Craft, or from any Wharf, Warehouſe, or other Place within the Limits of this Act, and to be delivered to the Purchaſer or Purchaſers thereof, in any Cart, Waggon, or other Carriage, ſhall, and he, ſhe, and they is and are hereby required to deliver, or cauſe to be delivered, a Ticket to the Purchaſer or Purchaſers of ſuch Coals, or his, her, or their Servant or Servants, before any Part of the Coals contained in ſuch Cart, Waggon, or other Carriage ſhall be ſhot or delivered therefrom; and every ſuch Ticket or Paper ſhall be in the Words and Form following:

Form of the Vender's Ticket to be ſent therewith.

‘ MR. *A. B.* [*here inſert the Name of the Purchaſer*] Take Notice, that you are to receive herewith [*here inſert the Number*] Sacks of [*here inſert the Name of the*] Coals [*here inſert the Number*] Sacks of [*here inſert the Name of the*] Coals [*here inſert the Number*] Sacks of ‘ Coals,

'Coals [*Here insert the Name of the*] Coals, for inspecting the Loading 'and Quality of which Coals you are, on the Receipt of this Ticket, in 'Conformity to an Act of Parliament made in the Fifty-sixth Year of 'the Reign of King *George* the Third, [*Here set forth the Title of this Act*] 'to pay the undersigned *E. F.* [*Here insert the Name of the Vender*] the 'Sum of [*Here insert the Amount of the Compensation directed by this Act 'to be given to such Principal Meter for the Inspection of such Coals, calcu-'lating the same as by this Act directed*] being at and after the Rate of One 'Shilling for every Five Chaldron and One Vat sold to and to be received 'by you herewith; and by the same Act this Ticket is directed to be 'delivered to you before any of the Coals are shot out of any Cart, 'Waggon, or other Carriage; and that a Bushel Measure is in such Cart, 'Waggon, or other Carriage, by which the Carman is directed to measure, '*gratis*, under the Penalty of Ten Pounds, the Coals contained in any One 'Sack, which the Purchaser or his Servant or Servants may require, which 'Sack is to contain Three Bushels heaped up in the Form of a Cone, the 'Height of such Cone to be at least Six Inches, and the Outside of the 'Measure to be the Extremity of the Base of such Cone; and that, in case 'of your being dissatisfied with the Coals now sent, you are entitled by 'the same Act to have the same re-measured by the Bushel Measure, pro-'vided you immediately, and before any more of the Coals than One 'Sack shall be shot or delivered from the Cart, Waggon, or other Car-'riage in which the same are brought, send Notice in Writing of your 'Desire to have the same re-measured to either of the Land Coal Meters' 'Offices appointed by virtue of the said Act, also to the Vender or Venders 'of such Coals C. D. [*Here insert the Name of the Vender*] E. F. [*Here 'insert the Name of the Meter, and the Office, and Place the Office is 'situated*] dated [*Here insert the Day of the Month, and the Month and 'Year when such Ticket was signed*].'

And in case such Vender or Venders of or Dealer or Dealers in Coals shall not deliver or cause to be delivered such Ticket as aforesaid, and so counterfigned by a Meter as aforesaid, to the Purchaser or Purchasers of such Coals, or to his, her, or their Servant or Servants, before any Part of such Coals shall be shot or delivered from such Cart, Waggon, or other Carriage laden with any such Coals as aforesaid, then and in every such Case every such Vender or Venders, Dealer or Dealers, shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds; and in case the Carman, Driver, or other Person attending such Cart, Waggon, or other Carriage laden with any such Coals as aforesaid, to whom such Ticket shall have been given by or by the Direction of the Vender or Venders, Dealer or Dealers, in order to be delivered to the Purchaser, shall (having first received the same from the Vender or Venders, Dealer or Dealers, or any Person by the Order of the Vender or Venders, Dealer or Dealers) refuse or neglect to deliver such Ticket to the Purchaser or Purchasers of such Coals, or to his, her, or their Servant or Servants, before any Part of such Coals shall be shot or delivered from such Cart, Waggon, or other Carriage, every such Carman, Driver, or other Person aforesaid so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

What Sum of Money to be paid to the Meter for inspecting

XVII. And be it further enacted, That the Vender or Venders of or Dealer or Dealers in any Coals sold as and for Pool Measure, and sent in any Cart, Waggon, or other Carriage from any Wharf, Warehouse, or other Place within the Limits of this Act, or any Coals sold as and for

Coals ſold by Pool Meaſure.

Pool Meaſure, and delivered by Gang Labour from or over any Wharf or other Place where any Land Coal Meter ſhall be ſtationed, ſituate within ſuch Limits, or the Occupier or Occupiers of any ſuch Wharf, Warehouſe, or other Place from or over which any ſuch Coals ſhall be ſo ſent or taken away, ſhall, and ſuch Vender or Venders, Dealer or Dealers, or Occupier or Occupiers, is and are hereby required and directed to pay to the Principal Meter for the Execution of this Act, at and after the Rate of One Shilling for every Five Chaldron and One Vat ſo bought and ſent to the Purchaſer or Purchaſers thereof, as and for a Compenſation for the Trouble of inſpecting or ſuperintending the loading and ſending away ſuch Coals; and ſuch Money ſhall be repaid by the Purchaſer or Purchaſers of ſuch Coals to the Vender or Venders, Dealer or Dealers thereof.

Enabling Purchaſers of Coals ſold by Pool Meaſure to have ſuch Coals delivered without the Intervention of a Meter.

XVIII. Provided alſo, and be it further enacted, That nothing herein contained ſhall extend or be conſtrued to extend to hinder or prevent any Purchaſer or Purchaſers of any Coals ſold as and for Pool Meaſure from ſending ſuch Coals to the Premiſes of ſuch Purchaſer or Purchaſers, or to any Landing Place which ſuch Purchaſer or Purchaſers ſhall appoint (provided ſuch Landing Place or Premiſes be not a Coal Wharf, or Place where any Meter ſhall by virtue of this Act be ſtationed) or from having ſuch Coals unloaded and delivered at ſuch Premiſes or Landing Place, either by Gang Labour or in any other Manner, except in or by means of any Cart, Waggon, or other Carriage, without the Preſence, Intervention, or Inſpection of any Land Coal Meter, and without being ſubject or liable to the Payment of any Sum or Sums of Money whatſoever to any Land Coal Meter for or in reſpect of ſuch Coals; but in caſe ſuch Landing Place ſhall be within the Limits of this Act, and ſuch Purchaſer or Purchaſers ſhall require the Care or Attendance of a Land Coal Meter, then he, ſhe, or they ſhall have and be entitled to ſuch Attendance, upon ſending Notice of ſuch his, her, or their Deſire to the ſaid Principal Land Coal Meter's Office, or to the ſaid ſubordinate Office; and in ſuch Caſe ſuch Purchaſer or Purchaſers ſhall pay and be charged for the Attendance of ſuch Land Coal Meter at and after the aforeſaid Rate of One Shilling for every Five Chaldron and One Vat of ſuch Coals.

Carman to carry a Buſhel Meaſure in his Cart.

XIX. And be it further enacted, That if any Carman or Driver of any Cart, Waggon, or other Carriage loaden with Coals for Sale, or to be delivered to the Purchaſer or Purchaſers thereof, by any Vender or Venders of, or Dealer or Dealers in, or Carrier or Carriers of Coals, from any Ship, Veſſel, Lighter, Barge, or other Craft, or from any Wharf, Warehouſe, or other Place within the Limits aforeſaid, ſhall not have placed on ſome conſpicuous Part of his Cart, Waggon, or other Carriage, a perfect Buſhel Meaſure of the Form, Size, or Dimenſions, and ſo ſtamped or marked as hereinbefore directed, (which Meaſure ſhall be provided by the Vender or Venders of, Dealer or Dealers in, or Carrier or Carriers of ſuch Coals), then and in every ſuch Caſe every ſuch Carman or Driver of ſuch Cart, Waggon, or other Carriage, not having ſuch Buſhel Meaſure ſo placed therein or thereon, ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Ten Pounds, and the Vender or Venders of, or Dealer or Dealers in, or Carrier or Carriers of ſuch Coals, ſhall forfeit and pay any Sum not exceeding Twenty Pounds: Provided always, that Coals which ſhall be carried or conveyed in Bulk, or in any Cart, Waggon, or other Carriage belonging to the Purchaſer or Purchaſers of ſuch Coals, may

may be ſo carried or conveyed without the Carman being obliged to carry a Buſhel Meaſure therewith, or any Perſon or Perſons being ſubject or liable to any Penalty or Penalties in reſpect thereof; any Thing herein contained to the contrary notwithſtanding.

Venders to deliver Tickets of Coals ſold by Wharf Meaſure.

XX. And be it further enacted, That the Vender or Venders of, or Dealer or Dealers in Coals ſold and ſent as and for Wharf Meaſure from any Ship, Veſſel, Lighter, Barge, or other Craft, or from any Wharf, Warehouſe, or other Place within the Limits aforeſaid, and to be delivered to the Purchaſer or Purchaſers thereof from any Cart, Waggon, or other Carriage, ſhall and he and they is and are required to deliver or cauſe to be delivered a printed Ticket or Paper, and ſuch Carman, Driver, or other Perſon ſhall and is required to deliver or cauſe to be delivered the ſame Ticket ſo received from ſuch Vender to the Purchaſer or Purchaſers of ſuch Coals, or to his, her, or their Servant or Servants, before any Part of the Coals contained in ſuch Cart, Waggon, or other Carriage, ſhall be ſhot or delivered therefrom; and every ſuch Ticket or Paper ſhall be in the Words and Form following:

VENDER'S TICKET.

'Mr. *A. B.* [*here inſert the Name of the Buyer.*]

'TAKE Notice, That you are to receive herewith [*here inſert the Number*] Sacks of [*here inſert the Name of the*] Coals [*here inſert the Number*] Sacks of [*here inſert the Name of the*] Coals [*here inſert the Number*] Sacks of [*here inſert the Name of the*] Coals; and that by an Act made in the Fifty-ſixth Year of the Reign of King *George* the Third [*here ſet forth the Title of this Act*], the Carman is directed to deliver this Ticket before he ſhoots any of the Coals out of his Cart, Waggon, or other Carriage; and that a Buſhel Meaſure is in ſuch Cart, Waggon, or other Carriage, by which the Carman is directed to meaſure *gratis* (under the Penalty of Twenty Pounds) the Coals contained in any one Sack which the Purchaſer or his Servant may require, which Sack is to contain Three Buſhels heaped up in the Form of a Cone, the Outſide of the Meaſure being the Extremity of the Baſe thereof. *C. D.* [*here inſert the Name of the Vender*] *E. F.* [*here inſert the Name of the Labouring Meter, in caſe of the Coals being ſent from within the Diſtrict of the ſaid Office.*] Dated [*here inſert the Day of the Month, and the Month and Year when ſuch Ticket was ſigned*].'

Penalty on Vender not delivering Ticket, and on Carman.

And in caſe any ſuch Vender or Venders, Dealer or Dealers, ſhall not deliver or cauſe to be delivered ſuch Ticket as aforeſaid to the Purchaſer or Purchaſers of ſuch Coals, or to his, her, or their Servant or Servants, before any Part of ſuch Coals ſhall be ſhot or delivered from ſuch Cart, Waggon, or other Carriage, every ſuch Vender or Venders, Dealer or Dealers, ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Ten Pounds; and in caſe the Carman, Driver of, or other Perſon attending ſuch Cart, Waggon, or other Carriage laden with any ſuch Coals aforeſaid, to whom ſuch Ticket ſhall have been given by or by the Direction of the Vender or Venders, Dealer or Dealers, in order to be delivered to the Purchaſer, ſhall (having ſo firſt received the ſame from the Vender or Venders, Dealer or Dealers, or any Perſon by the Vender's or Dealer's Orders) refuſe or neglect to deliver ſuch Ticket as aforeſaid to the Buyer or Buyers of ſuch Coals, or to his, her, or their Servant or Servants,

vants, before any Part of ſuch Coals ſhall be ſhot or delivered from ſuch Cart, Waggon, or other Carriage, every ſuch Carman, Driver, or other Perſon aforeſaid, ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds.

Carman required to meaſure One Sack gratis in each Cart.

XXI. Provided always, and be it further enacted, That the Carman or Driver of any Cart, Waggon, or other Carriage laden with Coals for Sale, or to be delivered to the Purchaſer or Purchaſers thereof by the Vender or Venders of or Dealer or Dealers in ſuch Coals, from any Ship, Veſſel, Lighter, Barge, or other Craft, or from any Wharf, Warehouſe, or other Place within the Limits aforeſaid, ſhall and he is hereby directed to meaſure *gratis*, if he ſhall be required ſo to do, the Coals contained in any one of the Sacks contained in ſuch Cart, Waggon, or other Carriage, which may be choſen by the Purchaſer or Purchaſers of the ſaid Coals, or his, her, or their Servant or Servants, or other Perſon or Perſons acting on the Behalf of ſuch Purchaſer or Purchaſers, with ſuch Buſhel Meaſure as aforeſaid, in order that ſuch Purchaſer or Purchaſers may be better enabled to judge of the Neceſſity of having the whole of ſuch Coals re-meaſured in Manner directed by this Act.

Penalty on Carman for driving Coals away without meaſuring the Sack.

XXII. And be it further enacted, That if any Carman or Driver of any Cart, Waggon, or other Carriage, laden with Coals for Sale, or to be delivered to the Purchaſer or Purchaſers by the Vender or Venders of or Dealer or Dealers in ſuch Coals, from any Ship, Veſſel, Lighter, Barge, or other Craft, or from any Wharf, Warehouſe, or other Place within the Limits aforeſaid, ſhall neglect or refuſe to meaſure by the ſaid Buſhel Meaſure ſuch Sack of Coals in Manner herein directed, when thereunto required by the Purchaſer or Purchaſers of ſuch Coals, or by his, her, or their Servant or Servants, or other Perſon or Perſons acting by or under the Authority of ſuch Purchaſer or Purchaſers, to be meaſured; or if any ſuch Carman or Driver ſhall drive away, or permit or ſuffer the ſaid Cart, Waggon, or other Carriage to be driven away, without meaſuring, in Manner herein directed, the ſaid Sack of Coals, or ſhall hinder, obſtruct, or otherwiſe prevent the Purchaſer or Purchaſers of ſuch Coals, or his, her, or their Servant or Servants, or any other Perſon or Perſons whomſoever, from meaſuring the ſaid Buſhel Meaſure, or all or any Sack or Sacks in ſuch his Cart, Waggon, or other Carriage, then and in every ſuch Caſe every ſuch Carman or Driver ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds; and the Vender or Venders of or Dealer or Dealers in ſuch Coals ſhall forfeit and pay any Sum not exceeding Ten Pounds.

Purchaſers of Coals ſent by Water may have the ſame re-meaſured, in caſe Fraud be ſuſpected.

XXIII. And be it further enacted, That if any Purchaſer of any Coals ſold and ſent to ſuch Purchaſer by any Ship, Veſſel, Lighter, Barge, or other Craft, from any Place within the Limits of this Act, ſhall think or ſuſpect that the full and lawful Meaſure of any ſuch Coals has not been ſent, and ſhall, before the Lighterman or other Perſon having the Care or Management of ſuch Ship, Veſſel, Lighter, Barge, or other Craft, have delivered up to the Purchaſer, or to his, her, or their Servants, ſuch Ship, Veſſel, Lighter, Barge, or other Craft, and quitted the Charge thereof, and before Bulk ſhall be broken of ſuch Coals, ſignify his or her Deſire to have ſuch Coals re-meaſured, then and in every ſuch Caſe the Lighterman, or other Perſon ſent with the Ship, Veſſel,

Veſſel, Lighter, Barge, or Craft in which the ſaid Coals ſhall be brought, ſhall either continue at the Landing Place or Premiſes of the Purchaſer of the ſaid Coals, with the ſaid Ship, Veſſel, Lighter, Barge, or other Craft, until ſuch Coals are re-meaſured, or ſhall leave ſuch Ship, Veſſel, Lighter, Barge, or other Craft properly faſtened and made ſecure at ſuch Landing Place or Premiſes, or as near thereto as can be, and permit the ſame ſo to remain there until ſuch Coals are re-meaſured, under the Penalty of Ten Pounds on the Owner and Proprietor, and Forty Shillings on the Lighterman or other Perſon ſent with ſuch Ship, Veſſel, Lighter, Barge, or other Craft; and the ſaid Purchaſer ſhall immediately ſend or cauſe to be ſent to the Vender or Dealer of the ſaid Coals, or to his or her Wharf, Notice in Writing that the ſaid Coals are going to be re-meaſured, and alſo ſend Notice in Writing thereof to the Office of the ſaid Principal Land Coal Meter, or to the ſaid ſubordinate Office, and thereupon the Principal Land Coal Meter, or one of the Labouring Meters, as the Caſe may be (not being the Meter under whoſe Inſpection any ſuch Coals may have been originally loaded), ſhall, within Four Hours next after ſuch Notice in Writing left at either of the ſaid Offices, attend from ſuch Office where ſuch Notice ſhall be ſo left to re-meaſure the ſaid Coals, and ſhall accordingly re-meaſure the ſame with the Buſhel Meaſure in the Preſence of the Vender or Dealer and Purchaſer of the ſaid Coals, or their Agents or Servants, if any of them ſhall attend for the Purpoſe of ſeeing ſuch Coals re-meaſured; and in caſe it ſhall appear, upon the Re-meaſurement of ſuch Coals by ſuch Principal or Labouring Coal Meter as ſhall attend for the Purpoſe of re-meaſuring of ſuch Coals, that ſuch Coals do not amount to the Quantity for which they were ſold, then and in every ſuch Caſe, if ſuch Coals have been ſold as and for Pool Meaſure, the Vender or Venders of, Dealer or Dealers in ſuch Coals ſhall, in caſe ſuch Deficiency ſhall exceed Four Buſhels, and not exceed Ten Buſhels in any Five Chaldron and One Vat of Coals ſo re-meaſured, forfeit and pay for every Buſhel of Coals ſo found deficient in every Five Chaldron and One Vat any Sum not exceeding Forty Shillings; and in caſe ſuch Deficiency ſhall exceed Ten Buſhels in any Five Chaldron and One Vat ſo re-meaſured, then and in ſuch Caſe ſuch Vender or Dealer of ſuch Coals ſhall forfeit and pay for every ſuch Buſhel ſo found deficient any Sum not exceeding Five Pounds, and ſhall moreover forfeit all ſuch Coals to the intended Purchaſer or Purchaſers thereof; but in caſe any ſuch Coals ſo re-meaſured and found deficient ſhall have been ſold or delivered as and for Wharf Meaſure, then and in ſuch Caſe the Vender or Venders of, Dealer or Dealers in ſuch Coals ſhall forfeit and pay for every Buſhel ſo found deficient any Sum not exceeding Five Pounds, and ſhall moreover forfeit all ſuch Coals to the intended Purchaſer or Purchaſers thereof.

By whom the Expences of Re-meaſurement are to be paid.

XXIV. Provided always, and be it further enacted, That the Principal Land Coal Meter or Labouring Coal Meter to be appointed by virtue of this Act, ſo re-meaſuring, ſhall be paid the Sum of Sixpence for every Chaldron of Coals ſo re-meaſured by him, and ſo in proportion for any greater or leſs Quantity than a Chaldron; and if upon any ſuch Re-meaſurement the whole of the Coals ſo re-meaſured ſhall be found leſs than the Quantity for which the whole of ſuch Coals ſhall be ſold, then and in ſuch Caſe the Vender or Venders of, or Dealer or Dealers in ſuch Coals ſhall, in caſe ſuch Deficiency ſhall amount to or exceed One Buſhel, pay the Expences of ſuch Re-meaſurement; but if ſuch Defi-

Deficiency ſhall not amount to One Buſhel, then and in ſuch Caſe ſuch Expences ſhall be paid and borne by the Purchaſer or Purchaſers of ſuch Coals.

Coals ſold by Pool Meaſure not to be meaſured by Buſhel, unleſs at the Deſire of the Purchaſer.

XXV. Provided always, and be it further enacted, That nothing herein contained ſhall extend or be conſtrued to extend to require any Coals ſold as and for Pool Meaſure to be meaſured by the Buſhel Meaſure previouſly to ſuch Coals being loaded and ſent away in any Cart, Waggon, or other Carriage from the Vender's or Dealer's Wharf or Place of Sale, unleſs by the Deſire of the Purchaſer of any ſuch Coals.

Coals ſold by Wharf Meaſure to be meaſured in the Preſence of a Land Coal Meter.

XXVI. And be it further enacted, That all Coals ſold or loaded to be ſold as and for Wharf Meaſure, in Quantities exceeding Eight Buſhels, at or from any Place or Places within the Limits of this Act, ſhall be meaſured in the Preſence of One of the ſaid Labouring Coal Meters to be appointed by virtue of this Act, by the Buſhel Meaſure heaped up as by this Act is directed; and the ſaid Labouring Coal Meters, and every of them, ſhall and may and they and he are and is hereby authorized and required to fill up any Buſhel or Buſhels of any ſuch Coals as ſhall appear to him or them deficient or wanting in Meaſure, out of the Stock of Coals of the Perſon or Perſons ſo vending or contracting for the Sale of the ſaid Coals, or ſo loading any ſuch Coals for Sale.

Penalty on Meters ſuffering Wharf Meaſure Coals to be ſent out without being meaſured as by this Act directed.

XXVII. And be it further enacted, That if any ſuch Labouring Coal Meter ſhall wittingly or willingly ſuffer any Coals exceeding Eight Buſhels, which ſhall be ſold or loaded to be ſold as and for Wharf Meaſure, to be ſent from any Wharf, Warehouſe, or other Place within the Limits of his Office, without ſuch Coals being meaſured in the Manner herein directed, or ſhall not give Information thereof to the Principal Land Coal Meter appointed by virtue of this Act, or to the ſaid ſubordinate Office, within Four Days next after ſuch Coals ſhall have been meaſured, then and in every ſuch Caſe ſuch Labouring Coal Meter ſhall for ever thenceforth be rendered incapable of acting as a Labouring Coal Meter, and forfeit and pay any Sum not exceeding Ten Pounds.

Coal Meter's Payment for Wharf Meaſure Coals.

XXVIII. And be it further enacted, That the Sum of Sixpence for every Chaldron of Coals which ſhall be ſold and delivered as and for Wharf Meaſure, at any Wharf, Warehouſe, or Place within the Limits of this Act, and ſo in proportion for any greater or leſs Quantity than a Chaldron, ſhall be paid by the Occupier or Occupiers of the Wharf, Warehouſe, or Place from which ſuch Coals are taken, or by the Seller or Vender of ſuch Coals, to the ſaid Principal Land Coal Meter for the Execution of this Act; and thereupon ſuch Principal Land Coal Meter is hereby required to deliver or cauſe to be delivered to every Seller of ſuch Coals, or the Carman who ſhall cart, lead, drive, or carry away the ſame, a Paper, Writing, or Ticket, ſigned by the Principal Land Coal Meter, and counterſigned by the Labouring Coal Meter attending and delivering the ſame, in which ſhall be contained the Chriſtian and Surname or Names of the reſpective Seller or Sellers, Vender or Venders, Dealer or Dealers, and alſo either the Chriſtian or Surname or Names of the reſpective Seller or Sellers, Vender or Venders, and alſo either the Chriſtian or Surname or Names, or only the Surname or Names of the Purchaſer or Purchaſers, Conſumer or Conſumers of the ſaid Coals, and the Quantity of ſuch Coals, and the Day of the Week, Month, and

Year of the Delivery and Admeaſurement, and Amount of the Metage Charge, and the Names of the Carmen or Perſons employed to cart, lead, drive, or carry the ſame Coals, and alſo ſhall contain a Notice to the Purchaſer or Purchaſers of the ſaid Coals, that if he, ſhe, or they is or are diſſatisfied with the Meaſure thereof, and ſhall deſire to have all ſuch Coals re-meaſured, ſuch Diſſatisfaction muſt be expreſſed to the Carman before more than One Sack of ſuch Coals is ſhot or unladen from the Waggon, Cart, or other Carriage conveying the ſame; and that if ſuch Purchaſer or Purchaſers ſhall be ſo diſſatisfied, and ſhall deſire to have all or any of the particular Sacks remaining in ſuch Cart, Waggon, or other Carriage re-meaſured, ſo as to aſcertain the Contents of each or any of ſuch particular Sacks, then that ſuch Deſire muſt be expreſſed to the Carman before any of the Sacks of Coals which ſuch Purchaſer or Purchaſers ſhall deſire to have re-meaſured ſhall be ſhot or unloaden from the Cart, Waggon, or other Carriage in which the ſame ſhall be ſent; which ſaid Ticket, being thus made complete, and Metage paid, ſhall be delivered unaltered by the Labouring Coal Meter, counterſigning the ſame, without Delay to the Carman or Perſon employed to cart, carry, drive, or lead the Coals deſcribed in ſuch Ticket, to the Purchaſer or Conſumer therein named; which ſaid Ticket unaltered the ſaid Carman or Perſon therein named to be employed to cart, carry, lead, or drive the Coals in ſuch Ticket deſcribed, ſhall and he is hereby required to deliver to the reſpective Conſumers or Purchaſers therein named, or to their Agent or Servant who ſhall attend to receive the Coals deſcribed in ſuch Ticket for the Uſe of ſuch Purchaſer or Conſumer, and thereupon he, ſhe, or they is and are hereby required to pay to the Seller named in ſuch Ticket the Metage therein ſpecified; and if the Labouring Coal Meter counterſigning ſuch Ticket ſhall, after Payment or Tender of the Metage charged in purſuance of this Act, refuſe to deliver ſuch Ticket as hereinbefore directed to the Carman or Perſon employed to cart, lead, drive, or carry the Coals therein deſcribed, ſuch Labouring Coal Meter ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds; and if ſuch Carman or Perſon employed to cart, carry, lead, or drive the Coals deſcribed in ſuch Ticket, ſhall, after the ſame Ticket ſhall have been ſo delivered to him by the Labouring Coal Meter, counterſigning the ſame, either alter or neglect or refuſe to deliver the ſame Ticket to the Purchaſer or Conſumer therein named, or to the Agent or Servant who ſhall attend to receive the Coals deſcribed in ſuch Ticket, ſuch Carman or Perſon employed to cart, lead, or drive the Coals deſcribed in ſuch Ticket ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Forty Shillings.

Penalty on Wharfingers giving Bribes to Meters.

XXIX. And be it further enacted, That if any Wharfinger or Dealer in Coals ſhall directly or indirectly give or offer or cauſe to be given or offered to the Principal or any Labouring Land Coal Meter or Meters any Sum or Sums of Money, or other Fee, Reward, or Gratuity whatſoever, over and above Sixpence *per* Chaldron herein allowed to be demanded and taken for the Charges and Metage of Coals meaſured by the Buſhel, or over and above the One Shilling for every Five Chaldron and One Vat of Coals ſold by Pool Meaſure for the Inſpection thereof, or over and above the Sixpence for every Ton of Coals ſold by Weight, every ſuch Perſon ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Twenty Pounds.

XXX. And

Penalty on Meters receiving Bribes, or delivering false Tickets.

XXX. And be it further enacted, That if any Principal or Labouring Land Coal Meter appointed or to be appointed pursuant to this Act shall deliver or cause to be delivered a false or counterfeited Ticket to any Dealer, Vender, Consumer, Carman, or other Person, with Intent to prejudice or defraud any Person or Persons whomsoever, or shall take or receive from any Dealer in or Vender of Coals any Sum or Sums of Money, Fee, Reward, or Gratuity whatsoever over and above the Sixpence *per* Chaldron herein allowed to be demanded and taken for the Metage Charge for Coals measured by the Bushel, or over and above the One Shilling for every Five Chaldron and One Vat of Coals sold by the Pool Measure, for the Inspection thereof, or over and above the Sixpence for every Ton of Coals sold by Weight; or if such Principal Land or Labouring Coal Meter shall willingly permit or suffer to be made false Measure of any Coals, or shall deliver a Meter's Ticket for any Quantity of Coals, the whole of which he shall have not seen measured, or shall countersign any Vender's or Dealer's Ticket for any Coals without having inspected such Coals, or without seeing and taking care that the whole of the Coals contained, sold in, and to be delivered out of any particular Room or Rooms of any Ship, Vessel, Lighter, Barge, or other Craft, shall have been first completely emptied out of and loaded from such particular Room or Rooms so sold, then and in every such Case every such Meter so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, and be rendered incapable of ever serving thereafter in the Office of a Coal Meter.

Penalty on Vender for not delivering a Meter's Ticket with Wharf Measure Coals.

XXXI. And be it further enacted, That if any Quantity whatsoever of Coals exceeding Eight Bushels, sold or to be sold as and for Wharf Measure, shall be sent or driven in any Cart, Waggon, or other Carriage, or carried by Gang Labour from any Wharf, Warehouse, or Place situate within the Limits of this Act, without having been measured by such Bushel Measure as is directed and described by this Act, or without such Meter's Ticket as aforesaid, so signed and countersigned as aforesaid, having been first obtained, or if such Ticket as aforesaid shall not be delivered to the Purchaser or Purchasers of any such Coals before any Part of such Coals are shot or delivered upon the Premises of such Purchaser or Purchasers, then and in every such Case the Vender or Venders of, Dealer or Dealers in such Coals, shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

Penalty on Meter's permitting Sacks to be used of too small Dimensions.

XXXII. And be it further enacted, That if any Labouring Coal Meter to be appointed pursuant to this Act shall use or knowingly permit or suffer any Sack or Sacks to be made use of for the measuring or carrying of Coals of less Dimensions than such Sacks as are directed to be used for that Purpose by this Act, at any Place or Places within the Limits of this Act, then and in every such Case every such Labouring Coal Meter shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Venders of Coals sold as Wharf Measure, if dissatisfied, may have them remeasured.

XXXIII. Provided always, and be it further enacted, That if any Vender or Venders of or Dealer or Dealers in any Coals sold as and for Wharf Measure shall be dissatisfied with the Measurement which shall have been made of any such Coals at any Wharf, Warehouse, or other Place of Sale within the Limits of this Act, by or under the Inspection of the Labouring Land

Coal Meter ſtationed or attending at ſuch Wharf, Warehouſe, or other Place, then and in every ſuch Caſe it ſhall and may be lawful to and for ſuch Vender or Venders of or Dealer or Dealers in Coals, before ſuch Coals are ſent away from ſuch Wharf, Warehouſe, or other Place of Sale, to ſend or cauſe to be ſent to the Office of the Principal Land Coal Meter for the Execution of this Act, or to the ſaid ſubordinate Office, Notice in Writing ſignifying the Deſire of ſuch Vender or Venders of or Dealer or Dealers in Coals to have ſuch Coals re-meaſured; and then and in ſuch Caſe ſuch Principal Meter, or one of the Labouring Meters of or from ſuch Office, not being the Meter under whoſe Inſpection the ſaid Coals were originally meaſured, ſhall, within the Space of Four Hours next after ſuch Notice in Writing left at ſuch Office, attend to re-meaſure the ſaid Coals, and ſhall accordingly re-meaſure the ſame, Sack by Sack, by the Buſhel Meaſure, in the Preſence of ſuch Vender or Venders of or Dealer or Dealers in ſuch Coals, or his, her, or their Agent or Servant, or Agents or Servants; and for ſuch Re-meaſurement ſuch Vender or Venders of or Dealer or Dealers in Coals ſhall pay or cauſe to be paid to the ſaid Principal Coal Meter the Sum of Sixpence for every Chaldron of Coals ſo re-meaſured; and in caſe it ſhall appear upon ſuch Re-meaſurement that the Coals ſo re-meaſured ſhall exceed the Quantity for which the ſame were ſold, then and in ſuch Caſe, if ſuch Exceſs ſhall be equal or amount to or exceed Two Buſhels in any Chaldron ſo re-meaſured, the Meter who firſt meaſured ſuch Coals ſhall for every Buſhel ſo exceeding ſuch Quantity as aforeſaid forfeit and pay the Sum of Forty Shillings, together with all the Expences of ſuch Re-meaſurement.

Coals ſent by Land Carriage to be re-meaſured, if deſired by the Purchaſer.

XXXIV. Provided always, and be it further enacted, That if any Purchaſer or Purchaſers, or his, her, or their Servant or Servants, ſhall be diſſatisfied with the Meaſure of any Coals ſold or to be delivered within the Limits of this Act, and ſent to him, her, or them in any Cart, Waggon, or other Carriage, ſhall ſignify to the Carman, or other Perſon attending ſuch Cart, Waggon, or other Carriage, his, her, or their Deſire to have the Coals contained in ſuch Cart, Waggon, or other Carriage, or any Part of ſuch Coals re-meaſured, then and in every ſuch Caſe the Carman or Driver of ſuch Cart, Waggon, or other Carriage in which ſuch Coals ſhall be brought, ſhall and he is hereby required to continue and remain at the Houſe, Lodging, or other Premiſes of the Purchaſer or Purchaſers of ſuch Coals, with ſuch Coals, and the Cart, Waggon, or other Carriage, until ſuch Coals are re-meaſured; and if any ſuch Carman or Driver ſhall drive away, or permit or ſuffer to be driven away, any ſuch Cart, Waggon, or other Carriage, before the Coals contained therein ſhall be re-meaſured, without the Conſent of the Purchaſer or Purchaſers thereof, or his, her, or their Servant or Servants, then and in every ſuch Caſe ſuch Carman or Driver ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds.

Purchaſers to ſend Notice to Meter's Office, if deſirous to have Coals re-meaſured,

XXXV. And be it further enacted, That ſuch Purchaſer or Purchaſers, or his, her, or their Servant or Servants, ſo deſiring ſuch Coals contained in ſuch Cart, Waggon, or other Carriage to be re-meaſured, ſhall, and he, ſhe, or they is and are hereby required to ſend or cauſe to be ſent to the Vender or Venders of, Dealer or Dealers in the ſaid Coals, or to his, her, or their Wharf, Warehouſe, or Place of Abode, Notice in Writing that the ſaid Coals are to be re-meaſured; and ſuch Purchaſer or Purchaſers, or his, her,

her, or their Servant or Servants, ſhall, and he, ſhe, or they is and are hereby required forthwith to ſend Notice in Writing to any one of the Offices of the ſaid Principal Land Coal Meter of his, her, or their Deſire to have ſuch Coals re-meaſured, and thereupon the Principal Meter, or one of the Labouring Meters (not being the Meter under whoſe Inſpection the ſaid Coals were originally meaſured), ſhall, within the Space of Four Hours next after ſuch Notice in Writing left at either of the ſaid Offices, attend from ſuch Office where ſuch Notice ſhall be ſo left, at the Houſe, Lodging, or other Premiſes of ſuch Purchaſer or Purchaſers as ſhall be expreſſed in ſuch Notice, for the Purpoſe of re-meaſuring the ſaid Coals, and ſhall accordingly re-meaſure the ſame in the Preſence of the Vender or Venders, Dealer or Dealers, and Purchaſer or Purchaſers of the ſaid Coals, or of his, her, or their Agent or Servant, Agents or Servants, if they or any of them ſhall attend to ſee the ſame re-meaſured; and in caſe ſuch Vender or Venders, Dealer or Dealers, or Purchaſer or Purchaſers, or his, her, or their Agent or Servant, Agents or Servants, ſhall not attend for the Purpoſe of ſeeing ſuch Coals ſo re-meaſured, then ſuch Meter ſhall proceed on the meaſuring of ſuch Coals in his, her, or their Abſence; and ſuch Meter ſhall and he is hereby required, at the Option of the Purchaſer or Purchaſers of ſuch Coals, to re-meaſure ſuch Coals either by the diſtinct Sacks, ſo as to aſcertain the Contents of each particular Sack of ſuch Coals which ſhall remain in ſuch Cart, Waggon, or other Carriage, or elſe to re-meaſure ſuch Coals in ſuch Manner and ſo as to aſcertain the whole Quantity of ſuch Coals contained in all the Sacks taken together; and in caſe the Purchaſer or Purchaſers of ſuch Coals ſhall not either before or immediately upon the Arrival of ſuch Meter ſignify or cauſe to be ſignified to ſuch Meter his or their Option or Deſire as to which of the ſaid Two Ways he or they would wiſh ſuch Re-meaſurement to be taken or made in, then and in every ſuch Caſe ſuch Meter ſhall proceed to re-meaſure ſuch Coals in ſuch Manner and ſo as to aſcertain the whole Quantity of ſuch Coals contained in all the Sacks taken together; and for ſuch Re-meaſurement ſuch Purchaſer or Purchaſers ſhall pay or cauſe to be paid to the Principal Land Coal Meter or Coal Meters of and from the Office to which Notice ſhall have been ſent as aforeſaid, Sixpence for every Chaldron of Coals ſo re-meaſured; and in caſe, upon the Re-meaſurement of any ſuch Coals which ſhall be ſo re-meaſured as to aſcertain the Contents of each particular Sack thereof, it ſhall appear to the Meter ſo re-meaſuring the ſame that any Sack or Sacks of ſuch Coals ſhall not contain Three Buſhels, then and in every ſuch Caſe the Vender or Venders of, Dealer or Dealers in ſuch Coals ſhall for every Sack of Coals that ſhall be ſo found deficient on ſuch Re-meaſurement forfeit and pay any Sum not exceeding Forty Shillings; and in caſe upon the Re-meaſurement of any ſuch Coals as aforeſaid, which ſhall be re-meaſured in ſuch Manner as to aſcertain the whole Quantity of ſuch Coals contained in all the Sacks wherein the ſame ſhall have been ſent taken together, it ſhall appear to ſuch Meter as aforeſaid that the Coals thus re-meaſured do not amount to the Quantity for which they were ſold, then, if ſuch laſt-mentioned Coals ſhall have been ſold as and for Wharf Meaſure, the Vender or Venders of, Dealer or Dealers in ſuch Coals ſhall forfeit and pay for every Buſhel of Coals found deficient any Sum not exceeding Forty Shillings, and alſo forfeit every Chaldron of Coals ſo found deficient or wanting in Meaſure to and for the Uſe of the Poor

Poor of the Parish where such Coals shall be so re-measured; and the Labouring Meter under whose Inspection the Coals were first measured shall for every Bushel so deficient forfeit and pay any Sum not exceeding Twenty Shillings; and the Coal Porters who shall have first measured such Coals for the Vender or Venders, Dealer or Dealers thereof, shall for every Bushel of Coals so wanting forfeit and pay any Sum not exceeding Two Shillings and Sixpence; but if any such Coals so re-measured in the Manner last mentioned, and so found to amount to less than the Quantity for which the same were sold, shall have been sold as and for Pool Measure, then the Vender or Venders of, Dealer or Dealers in such Coals shall, in case such Deficiency shall exceed Four Bushels and not exceed Ten Bushels in any Five Chaldron and One Vat so re-measured, forfeit and pay for every Bushel of Coals so found deficient in every such Five Chaldron and One Vat any Sum not exceeding Forty Shillings; and in case such Deficiency shall exceed Ten Bushels in any Five Chaldron and One Vat so re-measured, then and in such Case such Vender or Venders of, Dealer or Dealers in such Coals shall forfeit and pay for every such Bushel so deficient in every such Five Chaldron and One Vat any Sum not exceeding Five Pounds: Provided nevertheless, that no such Coals so sold and sent shall be re-measured so as to ascertain the whole Quantity of such Coals taken together, after more than One Sack of such Coals shall have been shot or delivered from such Cart, Waggon, or other Carriage, into or upon the Premises of such Purchaser or Purchasers; any Thing hereinbefore contained to the contrary notwithstanding.

Penalty on Meter in case of any Coals sold for Pool Measure proving deficient on such Re-measurement.

XXXVI. And be it further enacted, That if upon such Re-measurement of any Coals sold and sent as and for Pool Measure by any Waggon, Cart, or other Carriage, and which Re-measurement shall have been made in such Manner as to ascertain the whole Quantity of such Coals contained in all the Sacks taken together, the Coals so re-measured shall be found to be less or more than at the Rate of Three Bushels for each Sack, according to the Number of Sacks specified in the Vender's or Dealer's Ticket of such Coals, then the Meter who counterSigned such Vender's or Dealer's Ticket of such Coals shall, in case such Deficiency or Excess shall exceed Four Bushels in any Five Chaldron and One Vat of such Coals so re-measured, forfeit and pay for every such Bushel so exceeding or so deficient in every such Five Chaldron and One Vat any Sum not exceeding Twenty Shillings.

By whom the Expences of such Re-measurement are to be paid.

XXXVII. Provided always, and be it further enacted, That if upon any such Re-measurement which shall be so made so as to ascertain the whole Quantity contained in all the Sacks sent taken together, of any such Coals sold and sent as and for Wharf or Pool Measure, the whole of such Coals so re-measured shall be found less than the Quantity for which the whole of such Coals shall be sold, then the Vender or Venders of, Dealer or Dealers in such Coals, in case such Deficiency shall amount to or exceed One Bushel, repay to the Purchaser or Purchasers of such Coals the Expences of such Re-measurement; but if such Deficiency shall not amount to One Bushel, then such Expences shall be paid and borne by the Purchaser or Purchasers of such Coals; and if upon any such Re-measurement, which shall be made so as to ascertain the Quantity contained in each and every of the particular Sacks sent of any Coals sold as and for Wharf or Pool Measure, it shall be found that One Fourth Part

or

or more of the Number of the Sacks of such Coals sold and sent to the Purchaser or Purchasers thereof do not contain the Quantity of Three Bushels each respectively, then the Vender or Venders of, Dealer or Dealers in such Coals shall repay to the Purchaser or Purchasers of such Coals the Expences of the Re-measurement thereof; but if the Number of such particular Sacks so found deficient shall not amount to One Fourth Part of the whole Number of the Sacks of such Coals so sold and sent, then and in such Case such Expences shall be paid and borne by the Purchaser or Purchasers of such Coals.

Penalty on Principal Meters not sending a Labouring Meter to measure the Coals.

XXXVIII. Provided always, and be it further enacted, That if after any such Notice as by this Act directed shall have been given by or on the Behalf of any Purchaser or Purchasers, at either of the said Principal or Subordinate Offices, requiring the Attendance of any Meter from either of such Offices for the Purpose of re-measuring any Coals sold either for Wharf or Pool Measure, then and in every such Case a Meter or Meters shall be required to attend from the said Office for the Purpose of making the Re measurement and such respective Labouring Meter or Labouring Meters shall, and is and are hereby required and authorized to re-measure any such Coals which he or they shall be so sent to re-measure, whether the Purchaser or Purchasers of such Coals shall or not be desirous of having such Re-measurement proceeded in, any Thing therein contained to the contrary notwithstanding; and if any such Principal or Subordinate Land Coal Meter, after having received any such Notice as aforesaid, shall neglect or refuse, within the Space of Four Hours after the Receipt of such Notice, to send a Labouring Meter or Meters to the House, Lodging, or other Premises of such Purchaser or Purchasers accordingly, or if any Labouring Land Coal Meter or Meters shall refuse or neglect to re-measure such Coals, then and in every such Case the Principal or Subordinate Land Coal Meter, or Labouring Land Coal Meter or Meters so offending, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; and if any such Purchaser or Purchasers, or any other Person or Persons, shall prevent, obstruct, or interrupt, or attempt to prevent any such Re-measurement being proceeded in and made by such Labouring Coal Meter or Meters sent by the said Principal or Subordinate Land Coal Meter in consequence of any such Notice, then and in every such Case such Purchaser or Purchasers, or other Person or Persons so offending, shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

Carmen to be paid for being kept.

XXXIX. Provided always, and be it further enacted, That when and as often as any Cart, Waggon, or other Carriage shall be stopped or detained for the Purpose or under Pretence of re-measuring the Coals or any Part laden thereon, the Owner of every such Cart, Waggon, or other Carriage shall be entitled to the Sum of Three Shillings *per* Hour for every Hour the Cart shall be so detained, and so in proportion for any Fraction of an Hour, over and above the usual Cartage of such Coals; which Three Shillings *per* Hour shall be paid by the Vender of or Dealer in the said Coals, in case the same or any Part thereof shall upon the Re-measurement thereof be found deficient in Measure, or by the Purchaser of such Coals, in case the same shall not be re-measured, or shall upon such Re-measurement be found to amount to the Quantity for which such Coals were sold.

Regulations as to Coals sold by Weight.

XL. And be it further enacted, That all Coals which shall be sold by Weight at any Wharf, Warehouse, or other Place within the Limits of this Act, and to be sent in any Cart, Waggon, or other Carriage to the Purchaser or Purchasers thereof, shall be sold or weighed by the Hundred Weight, each Hundred Weight consisting of One hundred and twelve Pounds Avoirdupois, and Twenty such Hundred Weight shall be deemed and taken to be One Ton; and all such Coals so to be sold shall be weighed and loaded at such Wharf or Warehouse, or other Place of Sale, in the Presence of One of the Labouring Land Coal Meters to be appointed pursuant to this Act, and such Labouring Land Coal Meter is hereby authorized and required to superintend and inspect the weighing and loading of all such Coals so sold by Weight, in order that such Meter may see and be satisfied that in every such Loading the full Weight of Coals is actually given, which shall be expressed in the Vender's or Dealer's Ticket; and such Meter may refuse to countersign the Vender's or Dealer's Ticket of any such Coals, in case such Meter shall not see that the full and proper Weight shall be given, according to the Quantity which shall be expressed in such Vender's or Dealer's Ticket; but such Meter shall and he is hereby required to countersign the same, in case the proper Weight shall be given according to such Quantity of Coals expressed in such Vender's or Dealer's Ticket; and for such Inspection of such Coals so sold by Weight there shall be paid by the Vender or Venders, Dealer or Dealers thereof, or by the Occupier or Occupiers of the Wharf, Warehouse, or other Place from whence such Coals shall be sent, to the Principal Land Coal Meter, Sixpence for every Ton of Coals so weighed under the Meter's Inspection, and so in proportion for any greater or less Quantity than One Ton; and such Sum of Money shall be repaid to such Vender or Venders, Dealer or Dealers, by the Purchaser or Purchasers of such Coals.

Vender's Ticket to be sent with Coals sold by Weight.

XLI. And be it further enacted, That the Vender or Venders of or Dealer or Dealers in such Coals so sold by Weight within the Limits of this Act, shall deliver or cause to be delivered to the Purchaser or Purchasers thereof, or to his, her, or their Servant or Servants, immediately on the Arrival of the Cart, Waggon or other Carriage in which such Coals shall be sent, and before any of such Coals shall be unloaded, a Paper or Ticket in Form following; (that is to say),

'Mr. *A. B.* [*here insert the Name of the Buyer.*]

'TAKE Notice, That you are to receive herewith [*here insert the Number*] Tons [*here insert the Name of the*] Coals, for inspecting which Coals you are, in conformity to an Act of Parliament made in the Fifty-sixth Year of the Reign of King *George* the Third, [*here set forth the Title of this Act*] to repay me the undersigned [*here insert the Name of the Seller*] the Sum of [*here insert the Amount of the Inspection Charge*] being at and after the Rate of Sixpence for every Ton of Coals sold to and to be received by you herewith.'

(Signed) *C. D.* [*here insert the Name of the Seller.*]
(Countersigned) *E. F.* [*here insert the Name of the Meter.*]

And in case such Vender or Venders, Dealer or Dealers, do not deliver or cause to be delivered such Ticket as aforesaid, and so countersigned by a Meter as aforesaid, to the Purchaser or Purchasers of such Coals, or to his, her, or their Servant or Servants, before any Part of such Coals

are unloaden, every ſuch Vender or Dealer ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Twenty Pounds; and in caſe the Carman, Driver of, or other Perſon attending any ſuch Cart, Waggon, or other Carriage laden with any ſuch Coals, to whom any ſuch Ticket ſhall have been given by or by the Orders of the Vender or Dealer, in order to be delivered to the Purchaſer, ſhall (having ſo firſt received the ſame from the Vender, Dealer, or any Perſon by the Direction of the Vender or Dealer) refuſe or neglect to deliver ſuch Ticket to the Purchaſer or Purchaſers of ſuch Coals, or to his, her, or their Servant or Servants, before any Part of ſuch Coals ſhall be unloaded, ſuch Carman, Driver, or other Perſon ſo offending, ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Five Pounds.

Coals to be ſold either by Weight, or by the Chaldron, or Buſhel.

XLII. Provided always, and be it further enacted, That all Coals whatſoever ſold within the Limits of this Act, ſave and except only ſuch Coals as ſhall be ſold by Weight in Manner aforeſaid, ſhall be ſold either by the Chaldron, ſuch Chaldron to conſiſt of Thirty-ſix of ſuch Buſhels ſo heaped up as aforeſaid, or elſe by ſuch Buſhel as aforeſaid, or by the Half Buſhel, Peck, or Half Peck, provided ſuch ſmaller Meaſure ſhall be ſome aliquot Part of ſuch Buſhel Meaſure; any Thing herein contained to the contrary notwithſtanding.

The ſtoring up of different Sorts of Coals in a Warehouſe not to be prevented, provided ſuch Sorts be kept in different Parcels.

Such Coals be not ſold otherwiſe than by Wharf Meaſure, and with the Names of each Sort expreſſed in the Ticket.

XLIII. Provided always, and be it further enacted, That nothing herein contained ſhall extend or be taken or conſtrued to extend ſo as to hinder or prevent any ſuch Vender or Venders of, or Dealer or Dealers in Coals within the Limits of this Act, from laying or ſtoring up for Sale in any Warehouſe or Repoſitory, or other convenient Place, any Quantities whatſoever of Coals of as many Sorts, Names, or Deſcriptions as he, ſhe, or they ſhall reſpectively think fit, provided ſuch different Sorts, Names, or Deſcriptions of Coals be reſpectively laid and kept in ſuch Warehouſe or other Repoſitory in ſeparate and diſtinct Parcels, and wholly unmixed; and provided no ſuch Coals be ſold by any other than Wharf Meaſure, or without the true Name or Names of every or any of ſuch Sorts of ſuch Coals as ſhall be ſold and ſent from any ſuch Warehouſe or other Repoſitory being expreſſed in the Vender's Ticket to be ſent therewith to any Purchaſer or Purchaſers; and if any ſuch Vender or Venders or Dealer or Dealers in Coals ſhall ſell or cauſe to be ſold by any other than by Wharf Meaſure any Coals out of any ſuch Warehouſe or other Repoſitory in which Two or more different Sorts of Coals may be ſtored or depoſited, or ſhall not inſert or cauſe to be inſerted in the Vender's or Dealer's Ticket to be ſent with ſuch Coals the true Name or Names of each and every Sort of ſuch Coals as ſhall be ſent from or out of any ſuch Warehouſe, Repoſitory, or other Place, to any Purchaſer or Purchaſers, then and in every ſuch Caſe every ſuch Vender or Dealer ſo offending, ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Twenty Pounds.

Proviſions reſpecting Coal Sheds or Warehouſes where Coals are ſold in Quantities

XLIV. Provided always, and be it further enacted, That nothing herein contained ſhall extend or be conſtrued to extend ſo as to hinder or prevent any Vender or Venders of or Dealer or Dealers in Coals, within the Limits of this Act, who ſhall keep any Shed, Shop, or Warehouſe where Coals ſhall be ſold in Quantities not greater than One Half Chaldron, and where no Coals ſhall ever be ſold in any Quantities exceeding

exceeding One Half Chaldron, from mixing or heaping up together, or causing to be mixed or heaped up together, in such Shed, Shop, or Warehouse, any Quantity or Quantities whatsoever of any and as many different Sorts, Names, or Descriptions of Coals, as he, she, or they shall respectively think fit, or from selling or causing to be sold such Coals when so mixed: Provided nevertheless, that such Coals when so mixed shall be sold as, for, and by the Name of "Mixed Coals," and shall not be sold in any Quantities exceeding Half a Chaldron, nor shall be sold at any other Place than at the Shop, Shed, or Warehouse where the same shall have been so mixed.

not exceeding One Half Chaldron.

XLV. Provided also, and be it further enacted, That nothing herein contained shall extend or be construed to extend so as to hinder or prevent any Vender or Venders of or Dealer or Dealers in Coals within the Limits of this Act, from selling or causing to be sold, any Mixed Coals whatsoever, which shall have been mixed at any Time before the passing of this Act: Provided nevertheless, that such Coals shall be sold as, and for, and shall be described in the Vender's or Dealer's Ticket to be sent therewith as and for, and by the Name of "Warehouse Coals."

The Act not to prevent the Sale of Coals already mixed.

XLVI. And be it further enacted, That all Fines, Penalties, or Forfeitures by this Act imposed, (the Manner of levying and recovering whereof is not otherwise hereby directed,) not exceeding Twenty Pounds, shall be sued for within One Calendar Month next after the Offence or Offences committed; and all such Fines, Penalties, and Forfeitures shall be levied and recovered before any Justice or Justices of the Peace for the said County of *Kent*; and such Justice or Justices is and are hereby empowered and required, upon Information or Complaint to him or them made, to grant a Summons or Warrant to bring before him or them such Offender or Offenders, at the Time and Place as shall be in such Warrant specified; and if on the Conviction of the Offenders respectively, either on his, her, or their Confession, or on the Evidence of any One or more credible Witness or Witnesses upon Oath, (which Oath such Justice or Justices is and are hereby empowered to administer,) such Fine, Penalty or Forfeiture shall not be forthwith paid, the same shall be levied by Distress and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand and Seal of such Justice or Justices; and the Overplus (if any) raised by such Distress and Sale, after deducting the Fine, Penalty, or Forfeiture, and the Costs and Charges of making such Distress and Sale, shall be rendered to the Owner of the Goods and Chattels so distrained; and for Want of Distress, or in case the Fine, Penalty, or Forfeiture shall not be forthwith paid, it shall be lawful for such Justice or Justices to commit every such Offender to the Common Gaol or House of Correction for the said County of *Kent*, there to remain without Bail or Mainprize for any Time not exceeding Six Calendar Months, unless such Fine, Penalty, or Forfeiture, and all reasonable Charges attending the Recovery thereof, shall be sooner paid; and One Moiety of all such Fines, Penalties, and Forfeitures, when paid, shall go to the Informer, and the other Moiety shall go to His Majesty, His Heirs and Successors, or shall be applied in such Manner for carrying this Act into Execution, as the Justice or Justices before whom such Conviction shall take place shall direct.

Fines and Penalties not exceeding Twenty Pounds to be recovered before Justice of the Peace.

XLVII. Pro-

Saving the Rights of the Corporation of Gravesend and Milton.

XLVII. Provided always, and be it enacted, That the Mayor and other His Majesty's Justices of the Peace for the Time being acting in and for the Corporation of *Gravesend* and *Milton*, shall have Authority in all Things arising within the Limits of the Jurisdiction of the said Corporation, in like Manner as the Justices of the Peace for the said County of *Kent* have Authority within the said County; and that nothing herein contained shall extend or be construed to extend in any way to affect, change, lessen, annul, prejudice, or destroy any Rights, Privileges, Immunities, Grants, Advantages, or Authorities hitherto vested in or enjoyed by the Mayor, Jurats, and Inhabitants of *Gravesend* and *Milton* aforesaid, but that they and their Successors shall and may hold, use, and exercise the same in as full, ample, and beneficial Manner, to all Intents and Purposes, as if this Act had not been passed.

Appeal to the Quarter Sessions.

XLVIII. And be it further enacted, That it shall and may be lawful to and for any Person or Persons so convicted by any Justice or Justices of the the Peace as before mentioned of any Offence or Offences against this Act, to appeal to the Justices of the Peace assembled at the next General or Quarter Sessions to be holden for the said County of *Kent*, on giving immediate Notice of such Appeal, and finding sufficient Security to the Satisfaction of such Justice or Justices for prosecuting the said Appeal with Effect; and abiding the Determination of the Court therein; and such Justices in such General or Quarter Sessions shall hear and determine the Matter of such Appeal, and may either confirm or quash and amend the said Conviction, and award such Costs to either Party as to them the said Justices shall seem just and reasonable; and the Decision of the said Justices therein shall be final, binding, and conclusive; and no Proceedings to be had or taken in pursuance of this Act shall be quashed or vacated for Want of Form only, or be removed by *Certiorari* or any other Writ or Process whatsoever into any of His Majesty's Courts of Record at *Westminster*, or elsewhere; any Law or Statute to the contrary thereof in anywise notwithstanding.

Summoning Witnesses.

XLIX. And be it further enacted, That it shall and may be lawful to and for any such Justice or Justices of the Peace before whom any such Fines, Penalties, or Forfeitures shall be sued for, to summon before him or them any Person or Persons who shall in or by the Complaint or Information made to him or them appear to be a necessary Witness as to the Matters thereby charged, to appear before him or them at a Time and Place to be specified in the Summons; and in case such Person so summoned shall not appear according to such Summons, then upon due Proof of the Service of such Summons in Manner aforesaid, such Person so summoned and not appearing in Compliance therewith, shall forfeit and pay any Sum not exceeding Twenty Pounds, to be levied and recovered in such Manner and by such Ways and Means as is hereinbefore directed as to other Penalties: and it shall and may be lawful to and for such Justice or Justices to cause such Person to be apprehended by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, and to be brought before him or them, and thereupon, whether such Person shall appear upon Summons as aforesaid, or shall be apprehended as aforesaid, such Justice or Justices shall and may proceed to examine him or her upon Oath as to the Matter of such Complaint or Information; and in case such Person shall refuse to be sworn or to answer, or to give Evidence therein, then and in every such Case it shall and may be lawful to and for such Justice or Justices, by Warrant under

under his Hand and Seal, or their Hands and Seals, to commit such Person so refusing to be sworn, or to answer or to give Evidence as aforesaid, to the Common Gaol or House of Correction of the County or Place in or for which such Justice or Justices shall then act, there to remain for any Space of Time not exceeding Three Calendar Months.

Penalty on Persons guilty of Perjury.

L. And be it further enacted, That if any Person or Persons, upon his, her, or their Examination upon Oath before any Justice or Justices of the Peace acting in Execution of this Act, shall wilfully and corruptly give false Evidence touching any Matter or Thing relating to this Act, or if any Person or Persons shall take or make any false Oath or Affidavit with respect to any Matter or Thing relating to this Act, every such Person so offending, and being duly convicted thereof, shall be and is hereby declared to be subject and liable to such Pains and Penalties as by any Law in Force and Effect Persons guilty of wilful and corrupt Perjury are subject and liable to.

Penalties above 20l. how to be recovered.

LI. And be it further enacted, That all Fines, Penalties, or Forfeitures exceeding the Sum of Twenty Pounds, by this Act imposed for any Offence or Offences committed against this Act, shall and may be recovered by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Wager of Law, or any more than One Imparlance, shall be allowed, by the Person or Persons who shall inform and sue for the same within Three Calendar Months after the Offence or Offences shall be committed; and One Moiety of all such Fines, Penalties, or Forfeitures shall be to and for the Use of His Majesty, His Heirs and Successors, and the other Moiety thereof (together with Treble Costs of Suit) shall be to and for the Use of the Person or Persons who shall inform or sue for the same.

Distress not unlawful for want of Form.

LII. And be it further enacted, That when any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties be deemed a Trespasser or Trespassers *ab Initio* on account of any Irregularity which shall be afterwards committed by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage sustained in an Action on the Case.

Form of Conviction.

LIII. And for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That every Justice of the Peace before whom any Person shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up according to the following Form; *videlicet*,

'BE it remembered, That on the Day of in the Year of our Lord
'*A. B.* is convicted before me,
'One of His Majesty's Justices of the Peace for the
' [*here specifying the Offence, and the*
' *Time*

'*Time and Place when and where committed, as the Case may be*] 'contrary to an Act of Parliament made in the Fifty-sixth Year of the 'Reign of King *George* the Third, intituled [*here insert the Title of* '*this Act.*] Given under my Hand and Seal, the Day and Year first 'above written.'

Plaintiff not to recover after Tender of Amends.

LIV. And be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any Thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants Twenty-one Days before such Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in any such Action if Tender of sufficient Amends hath been made to him, her, or them, or his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants, before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants in any such Action, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think fit, whereupon such Proceeding, Order, and Judgment shall be made and given in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Limitation of Actions.

LV. Provided always, and be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act after Six Calendar Months next after the Fact committed; and every such Action or Suit shall be brought and tried in the said County where the Cause of Action shall arise; and if any such Action or Suit shall be brought before Twenty-one Days Notice shall have been given, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit, after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Treble Costs, and have such Remedy for recovering the same as any Defendant hath for Costs of Suit in other Cases by Law.

This Act not to alter or repeal the 47 G. 3. Sess. 2. c. 68.

LVI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to repeal, alter, or vary any Part or Parts of the said recited Act of the Forty-seventh Year of the Reign of His present Majesty; but that the said Act, and all the Powers, Provisions, Clauses, Penalties, and Forfeitures therein contained, shall be as good, valid, and effectual to all Intents and Purposes as if this Act had not been made.

Commencement of the Act.

LVII. And be it further enacted, That this Act shall commence and take place from and after the passing thereof.

LVIII. 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. Public Act.

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