ANNO DECIMO NONO & VICESIMO

VICTORIÆ REGINÆ.

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Rate which may be levied in those Parts of the Borough which are watched, and otherwise for improving and regulating the said Borough; but the several Objects and Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

Short Title.

I. In citing this Act for any Purpose whatever, it shall be sufficient to use the Expression "The *Leeds* Improvement Amendment Act, 1856."

Interpretation of Terms.

II. In this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; that is to say,

The Word "Council" shall mean the Mayor, Aldermen, and Burgesses of the Borough of *Leeds* acting by their Council:

The Word "Street" shall extend to and include any Road, Square, Court, and Alley within the Borough:

The Word "Borough" and the Words "Borough of *Leeds*" and the Words "Limits of this Act" shall mean the Borough of *Leeds* as defined by the Acts for the Regulation of Municipal Corporations.

Secs. 2. & 3. of 5 & 6 Vict. c. civ. extended to this Act.

III. The Sections of the first-mentioned Act which in the Queen's Printers Copies thereof are numbered respectively II. and III. shall be and the same are hereby extended to this Act.

8 & 9 Vict. c. 18. incorporated with this Act.

IV. "The Lands Clauses Consolidation Act, 1845," shall be incorporated with and form Part of this Act; and the Council shall be deemed and taken to be the Persons intended in such Act by the Words "Promoters of the Undertaking."

Power to take Lands, &c. and make new Street, &c.

V. And whereas Plans and Sections showing the proposed new Street from *Park Lane* along *Park Cross Street* to the Junction of *King Street* and *Park Place*, and the widening of Part of *Boar Lane*, and the Lands to be taken for those Purposes, and Plans showing the Lands to be taken for the Enlargement of *Kirkgate Market*, and for the proposed Places of public Recreation respectively, and also Books of Reference to such Plans, have been deposited with the Clerk of the Peace for the West Riding of the County of *York*: Therefore, subject to the Provisions of this Act, it shall be lawful for the Council to enter upon, take, and use all or any of the Lands and Hereditaments delineated

delineated on the said Plans and described in the said Books of Reference, and to appropriate such Lands respectively to the Purpose of making the said new Street, and of widening Part of *Boar Lane* as aforesaid, and of enlarging *Kirkgate Market*, and providing Places of public Resort and Recreation; and it shall be lawful for the Council to make the said new Street, and to widen Part of *Boar Lane*, in the Line or Course delineated on the said Plans, and according to the Levels defined on the said Sections: Provided always, that the Provisions of "The Lands Clauses Consolidation Act, 1845," with respect to the Purchase of Lands otherwise than by Agreement, shall not extend to the Piece of Land defined on the said Plans, and known as *Holbeck Moor*, or any Part thereof: Provided also, that the Powers by this Act granted to purchase the said Piece of Land known as *Holbeck Moor*, or the said Piece of Land defined on the said Plans, and known as *Hunslet Moor*, or any Part of such Moors respectively, shall not be exercised except upon the Requisition of the Inhabitants of the Townships of *Holbeck* and *Hunslet* respectively, to be signified as herein-after provided.

Errors and Omissions, &c. in Books of Reference may be corrected by Justices, who shall certify the same.

VI. If any Omission, Mis-statement, or wrong Description shall have been made of any Lands, or of the Owners, Lessees, or Occupiers thereof, described on the said Plans or in the said Books of Reference, the Mayor, Aldermen, and Burgesses, after giving Ten Days Notice to the Owners, Lessees, and Occupiers of the Lands affected by such proposed Correction, may apply to any Two Justices for the Correction thereof; and if it appear to such Justices that such Omission, Mis-statement, or wrong Description arose from Accident or Mistake, they shall certify the same accordingly, and they shall in such Certificate state the Particulars of any such Omission, Mis-statement, or wrong Description; and such Certificate, with the other Documents to which it relates, shall be deposited with the Clerk of the Peace for the West Riding of the County of *York*, and such Certificate shall be kept by such Clerk of the Peace with the other Documents to which it relates, and thereupon such Plans or Books of Reference shall be deemed to be corrected according to such Certificate; and the Mayor, Aldermen, and Burgesses may purchase, take, and use, for the Purposes of this Act, any Lands in accordance with such Certificate as if such Omission, Mis-statement, or wrong Description had not been made.

Certificate to be deposited.

Inhabitants of Hunslet and Holbeck may resolve to purchase the Moors in those Townships.

VII. It shall be lawful for the Inhabitants of the said Townships of *Hunslet* and *Holbeck* respectively in Meeting assembled, as herein-after provided, from Time to Time or at any Time to resolve that the said Moors called *Holbeck Moor* and *Hunslet Moor* respectively, or any Part or Parts thereof respectively, are required to be set apart for public Use or Recreation, and to cause a Requisition in Writing to

to that Effect, signed by Three Inhabitants present at such Meeting, to be made to the Council; and it shall be lawful for the Council thereupon, if they shall think fit, to purchase the whole or any Part or Parts of the said Moors respectively, as shall be mentioned in any such Requisition; and upon such Purchase being completed, the Lands so purchased shall vest in the said Mayor, Aldermen, and Burgesses, to be for ever thereafter held by them as Places for public Use or Recreation.

For providing other Places of Recreation.

VIII. And whereas it is expedient that the Council should be empowered from Time to Time to provide other Places for public Use or Recreation in the said Borough, as well in the said Townships of *Leeds*, *Holbeck*, and *Hunslet* as in the several other Townships in the said Borough respectively: Be it enacted, That it shall be lawful for the Inhabitants of any Township in the said Borough, at any Meeting held in manner herein-after provided, from Time to Time and so often as they shall think fit, and whether a Place or Places for public Use or Recreation shall or shall not have been previously provided in or in respect of such Township, to resolve that a Place ought to be provided and set apart for public Use or Recreation within or near to such Township, and to cause a Requisition in Writing to that Effect, signed by Three Inhabitants present at such Meeting, to be made to the Council, and it shall be lawful for the Council thereupon, if they shall think fit, from Time to Time to purchase by Agreement, but not otherwise, any Lands or any Part thereof mentioned in such Requisition as they shall think expedient for such Purposes, and for making Approaches thereto; and upon such Purchase being completed, the Lands so purchased shall vest in the said Mayor, Aldermen, and Burgesses, to be for ever thereafter held by them as Places for public Use or Recreation.

Regulating Meetings of Inhabitants.

IX. A Meeting of the Inhabitants of any Township in the Borough may, at any Time or Times, be convened by any Twelve or more Inhabitants of such Township entitled to be present and vote at such Meeting for the Purpose (if such Meeting shall think fit) of adopting such Resolutions, and causing to be presented such Requisitions as aforesaid on the Subject of *Holbeck Moor* and *Hunslet Moor* respectively, or of providing Places for public Use or Recreation; but no such Meeting shall be holden until public Notice shall have been given thereof, and of the Place and Hour of holding the same, and of the special Purpose thereof, and of the Names of not less than Twelve of the Persons convening the same, Three Weeks at the least before the Day to be appointed for holding such Meeting, by the Publication of such Notice once a Week at the least for Three successive Weeks at the least next before the Day so to be appointed in One or more of the *Leeds* Newspapers, and the same shall be deemed sufficient Notice without any

any further or other Publication thereof; and the Chair shall be taken at any such Meeting, or any Adjournment thereof, of the Inhabitants of the Township of *Leeds*, by the Mayor of the Borough, and at any such Meeting, or any Adjournment thereof, of any other Township, by the Alderman of the Ward comprising such Township, if such Mayor or Alderman respectively shall be present at the Hour appointed for the Commencement of such Meeting or adjourned Meeting, or before any other Person shall have been appointed Chairman in manner herein-after mentioned; and in case such Mayor or Alderman shall not be present, or if before the Conclusion of the Business of any such Meeting or adjourned Meeting the Chair shall have been vacated, the Persons so assembled in pursuance of such Notice shall, as often as Occasion may require, forthwith nominate and appoint, by Plurality of Votes, to be ascertained as is directed by the Act made and passed in the Fifty-eighth Year of the Reign of His late Majesty King *George* the Third for the Regulation of Parish Vestries, some Person to be Chairman of such Meeting, and for all Purposes within the Competency of such Meeting, and in all respects not herein specially provided for, every such Meeting shall be deemed and taken to be a Vestry Meeting within the Provisions of the last-mentioned Act, and of the Act made and passed in the Fifty-ninth Year of the Reign of His late Majesty King *George* the Third to amend and correct the said last-mentioned Act; and all Powers, Provisions, Authorities, Directions, and Regulations in the said Two last-recited Acts contained in relation to Parishes and Vestries shall, except as aforesaid, be construed to extend to every such Township, and the Meetings of the Inhabitants thereof hereby authorized.

As to Expense of providing Places of Recreation.

X. The Costs, Charges, and Expenses from Time to Time of and incident to the purchasing and adapting and maintaining for public Use or Recreation the Piece of Land called *Woodhouse Moor*, which may be purchased under the Authority of this Act, shall be charged upon and paid out of the Monies to be raised by the Improvement Rates to be made and levied in and throughout the Borough; and the Costs, Charges, and Expenses from Time to Time of and incident to the purchasing, adapting, and maintaining for public Use or Recreation the said other Moors, or any Part or Parts thereof respectively, and any other Lands which may be purchased for those Purposes by the Council under the Authority of this Act, and for making Approaches thereto, shall be deemed and taken to be Costs, Charges, and Expenses of and incident to Improvements within the Section of the first-recited Act which is numbered CCCXXXV., and shall as such be charged upon and paid out of the Improvement Rates to be made and levied in the Township, the Inhabitants of which shall, as herein-before provided, have called upon the Council to purchase such

last-mentioned Moors, or Part or Parts thereof, or other Lands respectively.

Several Townships may concur.

XI. It shall be lawful for the Inhabitants of any Two or more Townships, in their respective Meetings assembled, as in this Act is provided, from Time to Time, and so often as they shall think fit, and whether a Place or Places for public Use or Recreation shall or shall not have been previously provided in or in respect of such Townships or any of them, to agree in and cause to be made to the Council a joint Requisition in Writing, signed for each such Township by Three of the Inhabitants present at such Meeting, and by such Requisition to call upon the Council to provide a Place for public Use or Recreation at the common Expenses of the Townships concurring in such Requisition; and it shall be lawful for the Council thereupon, if they shall think fit, from Time to Time to purchase such Lands as in their Judgment shall be most conveniently situated with reference to the several Townships so concurring in such Requisition; and the Costs, Charges, and Expenses of and incident to the purchasing, adapting, and maintaining for public Use or Recreation the Lands so purchased shall be deemed and taken to be Costs, Charges, and Expenses within the last-mentioned Section of the first-recited Act, and shall as such be charged upon and paid out of the Monies to be raised by Improvement Rates to be made in such concurring Townships in such Proportions as shall be agreed upon by such Townships, and stated in such joint Requisition.

Council may regulate the Places of Recreation.

XII. It shall be lawful for the Council from Time to Time to make such Byelaws, Rules, Orders, and Regulations as they shall think fit for and with respect to the Use and Management of any Lands which may be purchased by them as Places for public Use or Recreation under the Provisions of this Act.

Mortgage Securities.

XIII. The several Provisions of "The Commissioners Clauses Act, 1847," with respect to the Mortgages to be executed by the Commissioners shall, so far as the same are not expressly varied or excepted by this Act, be and the same are hereby incorporated with and shall form Part of this Act, and shall be applicable to the several Sums of Money which at any Time or Times before or after the passing of this Act have been or shall be raised under the Powers of the first-mentioned Act, and the Mortgages which at any Time or Times before or after the passing of this Act have been or shall be given in Security for the same respectively, and shall be construed as if the Word "Council" had been inserted therein instead of the Word "Commissioners," and as if the Word "Town Clerk" had been inserted therein instead of the Words "Clerk to the Commissioners:"

Provided

Provided always, that the Sum to be set apart and appropriated out of the Rates upon which the Money borrowed by the Mayor, Aldermen, and Burgesses is secured as a Sinking Fund to be applied in paying off the Principal Monies which shall from Time to Time have been borrowed on Mortgage of those Rates shall be in each Year One Fortieth Part of the Money so from Time to Time borrowed.

Sect. 17. of 5 & 6 Vict. c. civ. repealed.

XIV. The Section of the first-mentioned Act which in the Queen's Printers Copies thereof is numbered XVII. shall be and the same is hereby repealed.

Account of Receipts and Disbursements to be kept audited and published.

XV. From and after the passing of this Act the Treasurer of the Borough shall, in Books to be kept for that Purpose, enter true Accounts of all Sums of Money by him received and paid, and of the several Matters for which such Sums shall have been received and paid; and the Books containing the Accounts shall at all seasonable Times be open to the Inspection of any of the Aldermen or Councillors of the Borough; and all the Accounts, with all Vouchers and Papers relating thereto, shall, in the Months of *March* and *September* in every Year, be submitted by the Treasurer of the Borough to the Auditors, who by the Act passed in the Session of Parliament held in the Fifth and Sixth Years of His late Majesty King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in* England *and* Wales, are provided to be elected, and to such Member of the Council as the Mayor shall name, on the First Day of *March* in every Year, or, in case of extraordinary Vacancy, within Ten Days next after such Vacancy, for the Purpose of being examined and audited from the First Day of *September* in the Year preceding to the First Day of *March*, and from the First Day of *March* to the First Day of *September*, in the Year in which the said Auditors were elected and named; and if the said Accounts shall be found to be correct, the Auditors shall sign the same; and after such Accounts shall have been so examined and audited in the Month of *September* in every Year, the Treasurer shall make out in Writing, and shall cause to be printed, a full Abstract of his Accounts for the Year; and a Copy thereof shall be open to the Inspection of all the Ratepayers of the said Borough, and Copies thereof shall be delivered to all Ratepayers of the said Borough applying for the same, on Payment of a reasonable Price for each Copy.

5 & 6 W. 4. c. 76.

Partial Repeal of Clause requiring Manner of intended paving, &c. to be expressed in the Order.

XVI. The Section of the same Act which in the Queen's Printers Copies thereof is numbered CXXXV., so far only as it requires that the Manner in which the paving, flagging, levelling, sewering, and draining, or any of them, in that Section mentioned, shall be expressed in the Order for such paving, flagging, levelling, sewering, or draining, shall be and the same is hereby repealed, and it shall be

be sufficient in any such Order to express that the Work thereby directed to be done shall be done to the Satisfaction of the Borough Surveyor, according to Plans and Specifications which have been deposited at his Office for public Inspection.

Extending Provisions as to paving, &c.

XVII. The Provisions contained in the Sections of the first-recited Act numbered respectively CXXXV. to CLXII., both inclusive, as amended by this Act, with reference to paving, flagging, levelling, sewering, and draining Streets, shall extend to any Road, Square, Court, and Alley within the Borough which in the Judgment of the Council shall be insufficiently paved, flagged, levelled, sewered, or drained, although the same may not be a Street as defined by the first-recited Act.

As to fitting up the Town Hall and providing an Organ.

XVIII. And whereas the Council are erecting a Town Hall within and for the Borough, with suitable Accommodation for holding public Meetings and Courts of Justice and the Transaction of public Business therein, and the present Court House will, after the said Town Hall shall have been completed and finished, be no longer required for such Purposes: Therefore it shall be lawful for the Council from Time to Time, and when and as they may think fit, to maintain, fit up, furnish, and regulate the said Town Hall for the Purposes of the Town Hall of the said Borough, and for the holding of Courts of Oyer and Terminer and Gaol Delivery and Assize, and Nisi prius, and Quarter, General, and Petty Sessions, and other Courts of Justice therein, and for the Transaction of Business therein by the Justices for the said Borough and for the West Riding of the County of *York*, and for the holding of Public Meetings and the Transaction of other Business therein, and for the Use of a competent Part of the said Building as and for a Police Station for the Police Force of the said Borough, and as and for a Lock-up and Common Gaol for the Confinement of Persons liable to be imprisoned in the Lock-up or Common Gaol of the said Borough, and as Part of the Fittings up of the said Town Hall to provide and erect, or hire and maintain, in the said Town Hall an Organ, and either gratuitously, or for such Payment as the Council from Time to Time may think proper, to grant or let the Use of the said Organ, and of the Part of the Town Hall wherein it shall be placed, together with all necessary Conveniences, to any Person for the Performance of Music therein, to which Performances the Public shall have Admission either freely or subject to such Payments and Regulations as the Council shall from Time to Time appoint, and the Council shall apply all Monies that shall be received by them in respect thereof towards the Borough Fund, and all Costs and Charges of or incidental to the providing, erecting, or hiring, and the using, maintaining, and repairing, of such Organ shall be charged upon and paid out of the Borough Fund.

XIX. As

Power to let or sell the present Court House.

XIX. As soon as the Council shall have assigned and properly fitted up and furnished sufficient and convenient Courts and Rooms in the said Town Hall for the Transaction therein of the judicial and magisterial Business which is now transacted in the present Court House, and for Use as a Police Station, Lock-up, and Gaol, instead of the Police Station, Lock-up, and Gaol at the present Court House, the Council may grant, let, or occupy the Building at present occupied as a Court House, Police Station, Lock-up, Gaol, and Yard, with their Appurtenances, as a Corn Exchange, or as a Post Office, or as Judges Lodgings, or for any other Purpose, reserving such Rent as they may think proper in that Behalf, and applying such Rent to the Borough Fund, or they may dispose of the said Building, Yard, and Premises, or any Part thereof, by Sale, in such Manner as they shall from Time to Time deem most advantageous, and convey the same to the Purchasers thereof by Deed under their Common Seal; and a Receipt of the Treasurer of the Borough shall be a sufficient Discharge to such Purchasers for the Purchase Money in any such Receipt expressed to be received.

Recorder and Magistrates may use new Courts, &c.

XX. The Council shall be bound to maintain the Courts, Rooms, Stations, and Cells from Time to Time provided by them in good Repair and Order, and completely fitted up and furnished for Use as Courts and Rooms for the Transaction of the judicial and magisterial Business of the Borough and the West Riding of the County of *York*, and as a Police Station, Lock-up, and Gaol respectively; and all Recorders, Justices of the Peace, and others who would have been entitled to have used the present Court House, Police Station, Lock-up, and Gaol had they continued to be the Court House, Police Station, Lock-up, and Gaol of the Borough, for the Transaction of judicial or other public Business, or the Confinement of Prisoners, shall have full Right and Authority to use the Courts, Rooms, Police Station, Lock-up, and Gaol for the Transaction of judicial or other public Business, or the Confinement of Prisoners, as effectually as they might have used the present Court House, Police Station, Lock-up, and Gaol if this Act had not been passed, and they had continued to be the Court House, Police Station, Lock-up, and Gaol for the said Borough.

As to Agreement with Justices of West Riding.

XXI. And whereas in consideration of Three thousand Pounds granted by the Justices of the Peace of the West Riding of the County of *York* out of the Public Stock or County Rates of the said Riding, the said Justices have had the free Use of the Court House and its Appurtenances, which by virtue of this Act the Council have Power to dispose of: And whereas an Agreement has been entered into, dated the Fourteenth Day of *April* One thousand eight hundred and fifty-six, and made between the Mayor, Aldermen, and Burgesses of the Borough of *Leeds* in the West Riding of the County of *York* of the one Part, and the Reverend *James Armitage Rhodes*, of *Round-*

hay in the said West Riding, Clerk, and *William Nicholson Nicholson*, of the same Place, Esquire, Two of Her Majesty's Justices of the Peace acting in and for the said West Riding, (in pursuance of an Order for this Purpose made at the Quarter Sessions in and for the said Riding, held by Adjournment at *Wakefield* in the said Riding on the First Day of *January* One thousand eight hundred and fifty-six,) of the other Part, which Agreement is set forth in the Schedule (B.) to this Act: Be it enacted, That the same Agreement, and all the Matters and Things therein contained, are hereby confirmed.

Confirming Agreement with Borough Justices.

XXII. And whereas the Justices of the Peace for the Borough of *Leeds* have heretofore had the Use of the existing Court House and Offices connected therewith for the Purposes of the judicial and magisterial Business for and in the Borough, and it is expedient that Courts, Rooms, and Accommodation in the said Town Hall should be provided, assigned, furnished, and maintained to and for the Use of the said Justices, their Clerk or other Officers, and an Agreement has been entered into, dated the Seventeenth Day of *April* One thousand eight hundred and fifty-six, between the Mayor, Aldermen, and Burgesses of the said Borough of the one Part, and *Darnton Lupton*, *John Cooper*, and *Joseph Cliff*, Esquires, being Three of the Justices of the Peace of and for the Borough of *Leeds*, specially appointed by the Justices of the Peace of and for the said Borough, to enter into and execute such Agreement for and on their Behalf, which Agreement is set forth in the Schedule (C.) to this Act: Be it enacted, That the same Agreement, and all the Matters and Things therein contained, are hereby confirmed.

Sale of Stock and Appropriation of Funds.

XXIII. Whereas the Council is possessed of the several Sums of Five thousand six hundred and fifty-seven Pounds Three Shillings and Ninepence and Five hundred and forty-nine Pounds Nine Shillings in the Three Pounds *per Centum* Consolidated Annuities, and it is expedient that they should be empowered to sell the same respectively, or any Part thereof, and apply the Proceeds of any such Sale to the Payment of their Debts: Therefore the Council may from Time to Time, or at any Time hereafter, sell the whole or any Part of the said Sums of Five thousand six hundred and fifty-seven Pounds Three Shillings and Ninepence and Five hundred and forty-nine Pounds Nine Shillings Three Pounds *per Centum* Consolidated Annuities, and shall apply all Sums that they shall from Time to Time receive from the Proceeds of the Sale thereof, or from the Sale of the present Court House, Yard, and Premises, or any Part thereof, in Repayment, so far as the same will extend, of the Mortgage Debts of the Mayor, Aldermen, and Burgesses.

Clause 249 in recited Act as to Pre-

XXIV. From and after the First Day of *March* One thousand eight hundred and fifty-seven the Section of the first-mentioned Act which

which in the Queen's Printers Copies thereof is numbered CCXLIX., so far as it applies to the Prevention or Consumption of Smoke, shall be repealed; provided that such Repeal shall not abate, discontinue, or prejudicially affect any Action, Suit, Prosecution, Information, or other Proceeding pending on the Day and Year last mentioned.

vention of Smoke repealed.

XXV. From and after the First Day of *March* One thousand eight hundred and fifty-seven, every Furnace employed or to be employed in the Borough of *Leeds* in the working of Engines by Steam, and every Furnace employed or to be employed in any Mill, Factory, Printing House, Dye House, Iron Foundry, Glass House, Distillery, Brew House, Sugar Refinery, Bakery, Gasworks, Waterworks, or other Buildings used for the Purpose of Trade or Manufacture within the said Borough (although a Steam Engine be not used or employed therein), shall in all Cases be constructed or altered so as to consume or burn the Smoke arising from such Furnace; and if any Person shall, after the said First Day of *March*, within the said Borough, use any such Furnace which shall not be constructed so as to consume or burn its own Smoke, or shall so negligently use any such Furnace as that the Smoke arising therefrom shall not be effectually consumed or burnt, or shall carry on any Trade or Business which shall occasion any noxious or offensive Effluvia, or otherwise annoy the Neighbourhood or Inhabitants, without using the best practicable Means for preventing or counteracting such Annoyance, every Person so offending, being the Owner or Occupier of the Premises, or being a Foreman or other Person employed by such Owner or Occupier, shall, upon a snmmary Conviction for such Offence before any Justice or Justices, forfeit and pay a Sum not more than Five Pounds nor less than Forty Shillings, and upon a Second Conviction for such Offence the Sum of Ten Pounds, and for every subsequent Conviction the Sum of Twenty Pounds: Provided always, that no Means for the Prevention or Consumption of Smoke shall be deemed practicable within the Meaning of this Act as regards their Application to any Dye Pan, Dye Vat, or Dye Vessel used for the dyeing of Wool, Woollens, or Worsted Stuffs, unless it shall be proved to the Satisfaction of the Justice or Justices, or, in case of Appeal, to the Satisfaction of the Court of Quarter Sessions, that the same have been successfully applied in similar dyeing Processes.

Furnaces within the Borough to consume their own Smoke.

XXVI. Provided always, That the Words "consume or burn the Smoke" shall not be held in all Cases to mean "consume or burn all the Smoke," but that the Justice or Justices before whom any Person shall be summoned shall not impose the Penalties enacted by this Act if he or they shall be of opinion that, so far as in the Judgment of the said Justice or Justices is practicable, without damaging the Article manufactured or operated upon, or rendering necessary any Expenditure or

Penalty not to attach when only Fuel not emitting Smoke is used.

or Inconvenience which in the Opinion of the said Justice or Justices shall be unreasonable, such Person has so constructed or altered his Furnace as to consume or burn, as far as possible, all the Smoke arising from such Furnace, and has carefully attended to the same, and consumed or burned the Smoke arising from such Furnace.

Certain Operations exempt from the preceding Sections.

XXVII. Provided also, That the Two last preceding Sections with respect to the Prevention or Consumption of Smoke shall not extend to any of the Operations, Processes, Manufactures, or Works hereinafter mentioned; (that is to say,)

The coking of Coal;

The calcining of Ironstone or Limestone;

The making or burning of Bricks, Quarries, Tiles, or Pipes;

The smelting of Iron Ores;

The refining, puddling, shingling, and rolling of Iron or other Metals, and the melting and casting of Iron into Castings:

Provided also, that if in any General Act which may be hereafter passed with respect to the Prevention or Consumption of Smoke any of the above-mentioned Operations, Processes, Manufactures, or Works shall not be altogether or partially exempted from the Operation of the same Act, then the Exemption granted by this Act in respect of any such Operation, Process, Manufacture, or Work not so exempted by such General Act shall cease.

Construction and Alteration of Chimnies.

XXVIII. All Persons whatsoever making use in any Buildings within the Borough of Fires casting up large Quantities of Smoke or Flame shall alter all the Chimnies which are now made, and shall construct all Chimnies which shall at any Time or Times hereafter be made in or in connexion with any such Buildings of such respective Heights, not exceeding Ninety Feet, as the Council shall order and direct, for the Purpose of preventing as much as may be the same from being a Nuisance; and every Person who shall neglect or refuse to alter or construct his Chimnies according to such Order or Direction for the Space of Three Months after Notice in Writing for that Purpose, signed by the Town Clerk or any Officer appointed by the Council, shall have been given to him or left at his Dwelling House or at the Building in which such Chimney is placed, or to which the same belongs, shall forfeit and pay any Sum not exceeding Ten Shillings for every Day during which, after the Expiration of such Three Months, he shall use any such Chimney which shall not have been altered or constructed according to such Order and Direction: Provided always, that no Penalty shall be imposed on any Person for any alleged Offence against any such Order or Direction as aforesaid unless it shall be proved to the Satisfaction of the Justice or Justices before whom the Case shall be heard, or, in case of Appeal, to the Satisfaction of the Court of Quarter Sessions, that the Alteration or Construction

Construction of the Chimney of such Person required by such Order or Direction may be made or effected without damaging the Article manufactured or operated upon, or rendering necessary any Expenditure or Inconvenience which in the Opinion of such Justice or Justices, or of such Court of Quarter Sessions, (as the Case may be,) shall be unreasonable.

Constables may be empowered to enter and inspect Furnaces.

XXIX. If the Owner or Occupier of any Premises to which the Provisions of this Act shall apply shall refuse to allow their Premises to be inspected by a Person duly authorized by the Council for that Purpose, it shall be lawful for any Constable, authorized by Warrant under the Hand of Two of Her Majesty's Justices of the Peace for the said Borough, with or without any Assistant, to enter into and upon any Building or Premises in the said Borough in which any Furnace may be, or in which such noxious Trade or Business may be carried on, and to examine into the Construction of and Manner of using such Furnace, and any Person obstructing any such Constable or his Assistant in the Execution of any such Warrant or Order shall, upon a summary Conviction for such Offence before any Justice or Justices, forfeit and pay any Sum not exceeding Twenty Pounds.

Proceedings not to be taken except by Order in Council.

XXX. It shall not be lawful to commence or prosecute any Information or legal Proceeding against any Person for the Recovery of any Penalty or Forfeiture to be incurred under or by virtue of the Enactments herein-before contained with respect to the Prevention or Consumption of Smoke, except by Order of the Council.

Clause 290 in recited Act as to Market Tolls repealed.

XXXI. The Section of the said first-mentioned Act which in the Queen's Printers Copies thereof is numbered CCXC. shall be and the same is hereby repealed.

Tolls to be taken for the Market.

XXXII. It shall be lawful for the Council from Time to Time to demand and take from any Person occupying or using any Shop, Stand, Stall, Shed, or Place in any Market Place belonging to the Township of *Leeds*, or bringing therein any Cattle, Animal, Goods, Provisions, Articles, or Things, such Stallage, Rents, and Tolls as the Council shall from Time to Time think reasonable and direct, not exceeding in any Case the Amount set forth in the Schedule (A.) to this Act annexed.

Power to prohibit Stalls, &c. in Briggate.

XXXIII. And whereas in the said first-mentioned Act it is provided that nothing in that Act contained shall prevent any Person from placing Stalls, Benches, Goods, Wares, or Merchandise in that Part of the said Town of *Leeds* called *Briggate* on the usual Market Days and Fairs, so as such Stalls, Benches, and Erections be of such Dimensions, and constructed in such Manner and Form, and so as the same and the said Goods, Wares, or Merchandise be placed in such

Manner and subject to such Regulations and Restrictions, as the Council, or the Officer to be by them appointed in that Behalf, shall order and direct, and so that the public Passage and Thoroughfare for Carts, Carriages, Horses, and Passengers be not thereby obstructed, impeded, or rendered in any way inconvenient; and it is expedient that the Council should be empowered, when and as they may think fit, to cause the placing of Stalls, Benches, Goods, Wares, or Merchandise in the said Part of the Town of Leeds called *Briggate* on the usual Market Days and Fairs to be discontinued: Therefore the Council may at any Time hereafter give Notice in Writing under the Hand of the Town Clerk that from and after some Day to be specified in such Notice, and to be not less than One Month after the First Publication thereof in the *Leeds* Newspapers as herein-after mentioned, the placing of Stalls, Benches, Goods, Wares, or Merchandise or marketable Produce in *Briggate* aforesaid shall be entirely discontinued; and the Council shall cause such Notice to be advertised on Two successive *Saturdays* in each of the Newspapers which shall for the Time being be published in *Leeds* on *Saturday*, and shall on the Day of such First Publication, and on every *Tuesday* and *Saturday* between such First Publication and the Expiration of One Month after the Day named as aforesaid in the said Notice, cause printed Copies of such Notice to be put up to public View in convenient Parts of the said Part of the Town called *Briggate*; and on and continually after the Day named as aforesaid in the said Notice it shall not be lawful for any Person to place any Stall, Bench, Goods, Wares, or Merchandise for the Purpose of Sale in that Part of the said Town called *Briggate* at any Time or on any Day whatsoever; and if any Person shall erect or place any Stall, Bench, Erection, Goods, Wares, or Merchandise for the Purpose of Sale on any Part thereof, or cause or procure the same to be done or committed contrary to this Act, every such Person so offending, or the Owner or Part Owner, or the Person using or having the Care, of any such Stall, Bench, Erection, Goods, Wares, or Merchandise, or any Part thereof, shall forfeit and pay any Sum not exceeding Forty Shillings; and it shall be lawful for the Council, or their Officers, Servants, or Agents, or any of them, or any Constable, Peace Officer, or other Person aiding or assisting therein, when such Offence shall have been committed, done, or suffered, immediately to pull down, displace, remove, and carry away any such Stall, Bench, Erection, Goods, Wares, and Merchandise, and every Part thereof.

Certain Provisions of 10 & 11 Vict. c. 89. incorporated.

XXXIV. The several Sections of "The Towns Police Clauses Act, 1847," which in the Queen's Printers Copies thereof are numbered XLVI., XLVII., XLVIII., XLIX., and L. shall be and the same are hereby incorporated with and shall form Part of this Act, and shall be construed as if the Word "Council" had been inserted therein

therein instead of the Word "Commissioners," and the prescribed Distance shall mean Five Miles from the Borough of *Leeds*.

So much of Section 333. of 5 & 6 Vict. c. civ. as regards Limit of Rates repealed.

XXXV. The Section of the first-mentioned Act which in the Queen's Printers Copies thereof is numbered CCCXXXIII. shall be and the same is hereby repealed, so far as regards the Limit of Fourpence in the Pound in the said Section mentioned; and it shall be lawful for the Council once in every Year to make, assess, levy, and collect the Rate in the said Section directed to be called "the Improvement Rate" upon the Occupiers of the Tenements of the several Townships of *Leeds*, *Hunslet*, *Holbeck*, *Beeston*, *Armley*, *Wortley*, *Farnley*, *Bramley*, *Headingley-cum-Burley*, *Chapel Allerton*, and *Potternewton* respectively within the Borough, or in such or so many of the said Townships as may from Time to Time be necessary for the Purposes and according to the Provisions of the first-mentioned Act and this Act, not exceeding One Shilling in the Pound in any One Year, upon and according to the full annual Value of the Tenements to be charged therewith pursuant to the first-mentioned Act; and such Rate shall be applied in manner and subject as mentioned in the first-mentioned Act, and in another Act passed in the Session held in the Fifth and Sixth Years of the Reign of Her present Majesty, intituled *An Act for providing additional Burial Grounds in the Parish of* Leeds *in the West Riding of the County of* York, and this Act; and for the Purpose of the making, levying, and Application of the Improvement Rate by this Act authorized to be made and levied, the several Hamlets of *Osmondthorpe*, *Skelton*, *Thornes*, and *Coldcotes* within the Borough shall be deemed to be within and Part of the said Township of *Potternewton*, and that Part of the Township of *Cookridge* which is within the Borough shall for the Purposes aforesaid be deemed to be within and Part of the said Township of *Headingley-cum-Burley*.

Sections 340. and 342. of 5 & 6 Vict. c. civ. repealed.

XXXVI. The Sections of the first-mentioned Act which in the Queen's Printers Copies of that Act are respectively numbered CCCXL. and CCCXLII. shall be and the same are hereby repealed.

Owners of Tenements not exceeding yearly Value of Six Pounds to be rated instead of Occupiers.

XXXVII. No Person occupying and not being the Owner of any Tenement, the yearly Value of which shall not exceed Six Pounds, shall in respect of such Tenement be liable to be rated or to pay any Watch Rate, nor any Rate or Assessment by the said first-mentioned Act or this Act, or any of them, authorized to be raised, levied, or collected; and instead of the Rating of such Occupiers, the Owners of Tenements within the Limits of this Act the yearly Value of which shall not exceed Six Pounds shall be rated and assessed to and shall pay the Watch Rates and the Rates or Assessments by the first-mentioned Act or this Act authorized to be raised, levied, or collected.

XXXVIII. The

Owner to be rated on a reduced Scale.

XXXVIII. The Owner not being also the Occupier of every Tenement, the yearly Value whereof shall not exceed Six Pounds as aforesaid, shall be assessed to the said Rates in respect of such Tenement at Three Fourths of the Amount at which such Tenement would be liable to be rated in case no Provision for a reduced Rating had been made by this Act; and further, if any Owner of One or more such Tenements shall be desirous of paying a Rate for One Year in respect of all such Tenements, whether such Tenements be occupied or unoccupied, and shall give Notice in Writing of such his Desire to the Council within One Month after the passing of this Act, or in any subsequent Year within Fourteen Days next after the Twenty-fifth Day of *March* in that Year, then and in such Case such Owner shall be assessed to the Rates levied under this or the first-mentioned Act, or to the Watch Rate, in respect of such Tenement or Tenements respectively, whether the same be occupied or unoccupied, from thenceforth till the Twenty-fifth Day of *March* following, at a Sum not being less than One Half of the Amount at which such Tenement or Tenements respectively would be liable to be rated if occupied in case no Provision for a reduced Rating had been made by this Act.

Certain Sections of 10 & 11 Vict. c. 34. as to rating Owners, incorporated.

XXXIX. The several Provisions in "The Towns Improvement Clauses Act, 1847," contained in the Sections which in the Queen's Printers Copies of that Act are respectively numbered CLXXX., CLXXXII., CLXXXIII., and CLXXXIV. shall be and the same are hereby incorporated with this Act, and shall be construed as if the Word "Council" had been inserted therein instead of the Word "Commissioners," and the Words "first-mentioned Act" or "this Act" instead of the Words "this or the Special Act," and the Words "to any Watch Rate or to any Rate" instead of the Words "to any Rate."

Principle of 11 & 12 Vict. c. 63. to be applied to Assessment of Canals and Railways.

XL. And whereas by "The Public Health Act, 1848," certain Properties, including Land used only as a Canal or Towing-path for the same, or as a Railway constructed under the Powers of any Act of Parliament for public Conveyance, are exempted from the Payment of any greater Proportion than One Fourth of certain Rates leviable under the said Act, and it is just and expedient that the Companies to whom the Canals and Railways situate within the Limits of this Act belong should not be required to pay any greater Proportion in respect of the increased Rates authorized to be levied under this Act than the Proportion so fixed by the said "Public Health Act:" Be it therefore enacted, That if any Rates or Assessments (except the Watch Rate) shall be made under the Provisions of this Act at any Pound Rate or Proportion in any Year greater than that authorized by the said first-mentioned Act, then and in such Case, and so often as the same shall happen, the Mayor, Aldermen, and Burgesses of the

the said Borough shall and they are hereby required to allow or repay in manner herein-after provided, to the Companies respectively to whom any Canal or Railway situate within the said Limits may belong, a Drawback on the Rate or Assessment of such Canal or Railway to such Rates equivalent to the full Amount of Three Fourths of so much of any Rates levied under the Powers of this Act (except as aforesaid) as may exceed what would have been the Amount of such Rates if the same had been levied under the Provisions of the said first-mentioned Act.

Certain Drawbacks to be allowed to Railway and Canal Companies.

XLI. If the said Railway or Canal Companies, or any or either of them, shall at any Time have paid or contributed to any such Rate any greater Proportion thereof than under the foregoing Provision they would or ought to be liable to pay, then and in such Case, and so often as the same shall happen, the said Mayor, Aldermen, and Burgesses shall and they are hereby required to repay, on Demand, the Amount which such Companies, or any of them, may have paid in excess of the respective Proportions payable by them as aforesaid; and such Amount may be recovered from the Mayor, Aldermen, and Burgesses by an Action for Money received by the Mayor, Aldermen, and Burgesses for the Use of such Company as shall have paid such Excess; or otherwise the said Mayor, Aldermen, and Burgesses shall deduct and allow to the said Companies respectively, or any of them as aforesaid, the full Amount of the Excess so paid by them, any or either of them, from and out of the next Rate for the same Purposes which may be levied under this Act within the Limits thereof.

Council may provide Slaughter houses and make Bye-laws respecting them.

XLII. The Council may from Time to Time, if they shall think fit, provide Premises for the Purpose of being used as Slaughter-houses, and they shall make Byelaws for and with respect to the Management and Charges for the Use of the Premises so provided, and with respect to the Inspection of all Slaughter-houses, and for keeping the same in a cleanly and proper State.

Slaughter-houses to be registered.

XLIII. Every Building or Place used as a Slaughter-house within the Limits of this Act shall, within Three Months after the passing of this Act, or, in the Case of a Building or Place newly used as a Slaughter-house after the passing of this Act, within Three Months after the Commencement of such User, be registered by the Owner or Occupier thereof at the Office of the Town Clerk of the Borough in a Book which shall be kept for that Purpose; and if any Person shall use or suffer to be used any Building or Place as a Slaughter-house without its being registered as required by this Act, he shall be liable for every such Offence to a Penalty not exceeding Five Pounds, and a further Penalty not exceeding Ten Shillings for every

Day during the Continuance of the Offence after written Notice thereof from the Town Clerk or the Inspector of Nuisances appointed by the Council: Provided always, that no such Registry shall be made of a Building or Place intended to be merely used as a Slaughter-house, unless the Building or Place proposed to be registered shall have first been certified in Writing under the Hand of some Officer authorized by the Council to certify Slaughter-houses as a fit and proper Place to be used as a Slaughter-house.

Limit of Watch Rates.

XLIV. And whereas the Expenses necessarily incurred by the Council in watching those Parts of the Borough which are watched and are declared liable to the Watch Rate greatly exceed in every Year the Rate of Sixpence in the Pound on the net annual Value of the Hereditaments rated to the Watch Rate, and by reason of the Excess being charged upon the Borough Rate such Expenses fall in part upon Parts of the Borough which are not watched: Therefore from and after the passing of this Act the Amount of Watch Rate to be levied by the Council under the Authority of an Act passed in the Session of Parliament holden in the Second and Third Years of the Reign of Her present Majesty, intituled *An Act for more equally assessing Watch Rates in certain Boroughs*, shall be at the Discretion of the Council, but not exceeding in any One Year the Sum of Ninepence in the Pound.

2 & 3 Vict. c. 28.

Power to apply Monies borrowed under 5 & 6 Vict. c. civ.

XLV. The Council may apply to the Purposes of this Act any Monies to be borrowed under the Provisions of the first-mentioned Act as amended by this Act.

Repeal of Provisions of 5 & 6 Vict. c. civ. not to extend to Things done or commenced.

XLVI. The Provisions herein-before contained whereby any of the Provisions in the first-mentioned Act are varied, altered, or repealed, or which are repugnant to any of the Provisions of that Act, shall be of no Effect as to Matters, Things, and Proceedings done or commenced before the passing of this Act; and as to all such last-mentioned Matters, Things, and Proceedings, all the Provisions in the first-mentioned Act shall continue and be in full Force and Effect as if this Act had not been passed.

Provisions of 10 & 11 Vict. c. 34. with respect to Byelaws extended to this Act.

XLVII. The Provisions of "The Towns Improvement Clauses Act, 1847," with respect to the Byelaws to be made by virtue of this or the Special Act, shall extend to and be incorporated with this Act.

Sections 251. and 372 to 384. of 5 & 6 Vict. c. civ. incorporated with this Act.

XLVIII. The several Provisions in the first-mentioned Act contained in the Sections which in the Queen's Printers Copies of that Act are respectively numbered CCLI. and CCCLXXII. to CCCLXXXIV., both inclusive, shall be and the same are hereby incorporated with this Act.

XLIX. The

XLIX. The Three hundred and seventy-fifth Section of the first-mentioned Act, with respect to the Application of Penalties, is hereby repealed.

Section 375 of 5 & 6 Vict. c. civ. repealed.

L. All Penalties or Forfeitures recoverable under the first-mentioned Act or this Act shall be paid to the Treasurer of the Borough in aid of the Improvement Rates to be made and levied in and throughout the Borough.

Application of Penalties.

LI. Any Justice of the Peace who shall be a Burgess, or other Inhabitant of the said Borough, shall, notwithstanding the Interest which he may have in any Penalties or Forfeitures recoverable under this Act by reason of such Penalties or Forfeitures being made payable into the Borough Fund, have full Power and Authority to receive, hear, and determine any Information, Complaint, or Proceeding for the Recovery of any such Penalties or Forfeitures.

Justices may act although Inhabitants of the Borough.

LII. All the Expenses of obtaining and passing this Act, or preparatory or incident thereto, shall be paid by the Council out of the Improvement Rates to be made and levied in and throughout the Borough; and such Expenses shall be thereafter apportioned in the Proportions following, (that is to say,) One Half upon the Borough Improvement Rate, One Fourth upon the Lamp Rate, and the remaining One Fourth upon the Rates levied upon the Township of *Leeds*.

Expenses of Act.

SCHEDULES referred to in the foregoing Act.

SCHEDULE (A.)

MARKET TOLLS and STALLAGES referred to and authorized to be taken.

	£	s.	d.
From the Occupier of each Shop, according to the Size and Dimensions of the same; namely,			
For each and every Superficial Foot thereof, Inside Measure:			
If taken by the Year, not exceeding - - -	0	6	8
By the Half Year, not exceeding - - -	0	3	4
By the Quarter, not exceeding - - - -	0	1	8
For each Market Day, or other Day in the Week, not exceeding - - - - - -	0	0	1
From the Occupier of each Butcher's Stall, according to the Size and Dimensions of the same; namely,			
For each and every Superficial Foot thereof:			
If the Stall or Passage in front thereof be covered over from the Weather:			
If taken by the Year, not exceeding - -	0	6	8
By the Half Year, not exceeding - - -	0	3	4
By the Quarter, not exceeding - - -	0	1	8
If not covered over as above:			
If taken by the Year, not exceeding - - -	0	6	0
By the Half Year, not exceeding - - -	0	3	0
By the Quarter, not exceeding - - -	0	1	6
If otherwise taken or occupied:			
If covered over as above:			
For each Market Day, or other Day in the Week, not exceeding - - - - -	0	0	1
If not covered over as above:			
For each Market Day, or other Day in the Week not exceeding - - - - -	0	0	1
From the Occupier of each Stand for Vegetables or other Articles raised above the Ground with progressive Steps or Benches, according to the Size and Dimensions of the same; namely,			
For each and every Superficial Foot thereof:			
If the Stand and Passage in front be covered over from the Weather:			
If taken by the Year, not exceeding - -	0	5	0
By the Half Year, not exceeding - - -	0	2	6
By the Quarter, not exceeding - - -	0	1	3
If not covered over as above:			
If taken by the Year, not exceeding - - -	0	4	0
By the Half Year, not exceeding - - -	0	2	0
By the Quarter, not exceeding - - -	0	1	0
If otherwise taken or occupied:			
If covered over as above:			
For each Market Day or other Day in the Week, not exceeding - - - - -	0	0	1
If not covered over as above:			
For each Market or other Day in the Week, not exceeding - - - - -	0	0	1

	£ s. d.
From the Occupier of each other Stand or Bench, according to the Size and Dimensions of the same; namely,	
For each and every Superficial Foot thereof:	
If the Stand or Bench, and the Passage in front thereof, be covered over from the Weather:	
If taken by the Year, not exceeding - -	0 5 0
By the Half Year, not exceeding - - -	0 2 6
By the Quarter, not exceeding - - -	0 1 3
If not covered over as above:	
If taken by the Year, not exceeding - -	0 4 0
By the Half Year, not exceeding - - -	0 2 0
By the Quarter, not exceeding - - -	0 1 3
If otherwise taken or occupied:	
If covered over as above:	
For each Market Day or other Day in the Week, not exceeding - - - -	0 0 1
If not covered over as above:	
For each Market Day or other Day in the Week, not exceeding - - -	0 0 1
From the Occupier of each Compartment or Space on the Surface of the Ground, according to the Size and Dimensions of the same; namely,	
For each and every Superficial Foot thereof:	
If the Compartment and the Passage surrounding the same be covered over from the Weather:	
If taken by the Year, not exceeding - - -	0 3 10
By the Half Year, not exceeding - - -	0 1 11
By the Quarter, not exceeding - - -	0 0 11½
If not covered as above:	
If taken by the Year, not exceeding - -	0 3 0
By the Half Year, not exceeding - - -	0 1 6
By the Quarter, not exceeding - - -	0 0 9
If otherwise taken or occupied:	
If covered over as above:	
For each Market Day or other Day in the Week, not exceeding - - - -	0 0 1
If not covered over as above:	
For each Market Day or other Day in Week, not exceeding - - -	0 0 0¾
From the Occupier of each Standing on the Fish Markets, according to the Size and Dimensions of the same; namely,	
For each and every Superficial Foot thereof:	
If taken by the Year, not exceeding - - -	0 8 6
„ by the Half Year, not exceeding - -	0 4 3
„ by the Quarter, not exceeding - - -	0 2 2
If otherwise taken or occupied:	
For each Market Day or other Day in the Week, not exceeding - - - - -	0 0 1
And for every Bull, Cow, Ox, Steer, or Heifer, if sold by the Carcase - - - -	0 2 6
And for every Calf, Sheep, Lamb, or Pig, if sold by the Carcase - - - - -	0 1 0
And so on in proportion for every less Quantity than the entire Carcase.	

	£	s.	d.
And for the following Articles (if not exposed for Sale on any Stall or Standing-place to be taken as above) the following Sums of Money for each and every Day of the Week; that is to say,			
Fruit:			
Single Horse Cartfull	0	1	0
Hamper, Basket, Whisket, or Tub, under One Bushel Imperial Measure	0	0	0½
Hamper, Basket, Whisket, or Tub, exceeding One Bushel, but not exceeding One and a Half Bushel	0	0	1
Hogshead	0	0	4
Tierce	0	0	3
Chest	0	0	2
Box	0	0	1
And so on in proportion for every Excess.			
Vegetables of all Sorts, except Potatoes:			
A Cartload, according to Bulk, from 4*d.* to	0	1	0
A Cartload, when loaded on the Wings higher than the Body, according to Bulk, from 1*s.* to	0	1	6
Hamper, Basket, Bag, Sack, Barrow, or Tub, not exceeding One Bushel Imperial Measure	0	0	0½
For a greater Quantity, per Bushel	0	0	0½
Poultry:			
A Basket containing more than Six Head	0	0	4
A Basket containing Six Head or less	0	0	2
Bacon or Pork:			
For every Flitch	0	0	2
In every Tierce, Barrel, or other Package, per Hundredweight	0	0	2
Cheese:—For every Hundredweight	0	0	2
Butter and Eggs:			
In Boxes or Hampers, from 2*d.* to	0	0	4
A large Basket	0	0	2
A small ditto	0	0	1
A Crate of Eggs	0	0	4
Fish:			
A Cartload	0	0	6
Hamper or Pannier Box, or other Package	0	0	1
Earthenware and Glasses:—When sent out for Sale upon the Ground, according to the Quantity and the Quality of the Space or Ground covered with the same, not exceeding 50 Superficial Square Feet, from 6*d.* to	0	4	0
Flowers, Flower Roots, and Plants:			
A large Basket	0	0	2
A smaller ditto	0	0	1
Calicoes, Cloth, Linen, and Articles of Dress:—Each Skip or Basket, according to the Size thereof and Quantity of Goods, from 2*d.* to	0	0	3
Provisions:—A Basket, Barrow, or small Board, from 2*d.* to	0	0	4
Coopers Ware:—A Skip, according to Size, from 2*d.* to	0	0	3
Pastry, Spices, and Confectionery:			
A large Basket or Board	0	0	2
A smaller ditto	0	0	1
Coals, Turf, and other Fuel:—A Cartload	0	0	4
Pottery Ware:—A Cartload	0	0	4
Shows and Public Exhibitions:—From 2*d.* to	0	1	0
Books, old Iron, and small Ware:			
A Cartload or Stall	0	1	0
Flower Baskets or Boards, according to Quantity and Quality, from 6*d.* to	0	1	0

The Leeds Improvement Amendment Act, 1856.

	£	s.	d.
Nuts:—For a Cartload, from 4*d.* to - - - -	0	0	6
Basket - - - - - -	0	0	1
White Sand, Brooms, and Besoms:			
For a Cartload - - - - - -	0	0	4
Basket - - - - - - -	0	0	1
Oats:—Per Sack of Three Imperial Bushels - - -	0	0	3
Wheat, Barley, Peas, and Beans in the Grain:—Per Sack of Four Imperial Bushels - - - - - - -	0	0	4
Flour:—For every Load consisting of Twelve Score Pounds in Weight - - - - - - -	0	0	4
Oatmeal:—For every Load consisting of Twelve Score Pounds in Weight - - - - - - - -	0	0	3
Potatoes:			
Per Load Bag - - - - - -	0	0	1
Per Half Load Bag, and less Quantity - - - -	0	0	0½
A Half Load Sack (containing One hundred and twenty-six Pounds) - - - - - -	0	0	0½
A Load Sack - - - - - - -	0	0	1
A Cartload, not exceeding Twelve Sacks - - -	0	1	0
A Cartload, exceeding Twelve Sacks - - - -	0	1	6
Images and Pictures:			
A large Board or Basket - - - - -	0	0	2
A smaller one - - - - - - -	0	0	1
From every Person standing or walking in any open Space in the Market Place, and exposing to Sale any Cutlery, Hardware, Mercery, small Ware, or Goods of any Kind, per Day - -	0	0	2
The above-mentioned Tolls and Stallage in the Markets to be paid and payable in respect of the Occupation of any Stall, Stand, Bench, Compartment, or Space of Ground, as well by the original Taker or Occupier thereof for a Part or Portion of the Day as by any subsequent Taker or Occupier of the same for any other Part or Portion of the Day or Space of Time.			
Hay and Straw:			
For each and every Cartload of Hay, Straw, Grass, Vetches, or other Article, Commodity, or Thing exposed for Public Sale, if drawn by One Horse or other Beast, per Day, the Sum of - - - - - -	0	0	4
Ditto - - ditto, when retailed - - -	0	0	8
And when any of the preceding Articles are brought in a Waggon instead of a Cart, double the Amount of the Tolls fixed and appointed to be taken by virtue of this Act, when brought in a Cart, shall be taken.			
WEIGHING AND MEASURING.			
For weighing every Waggon, Cart, or Carriage of any Description, any Sum not exceeding - - - - -	0	1	0
For weighing any Goods, Wares, Merchandise, or other Article or Thing, for every Pound Weight thereof any Sum not exceeding	0	0	0½
For measuring any Article or Thing, for every Bushel or Gallon thereof, any Sum not exceeding - - - -	0	0	2
CATTLE MARKET.			
For each Horse, Mule, or Ass, per Day not exceeding - -	0	1	0
For each Bull, Ox, Cow, or other like Cattle, per Day not exceeding - - - - - - - -	0	0	6
For each Calf, per Day not exceeding - - - -	0	0	3
For each Sheep or Swine, per Day not exceeding - -	0	0	1

SCHEDULE (B.)

ARTICLES of AGREEMENT made the Fourteenth Day of April in the Year of our Lord One thousand eight hundred and fifty-six, between the Mayor, Aldermen, and Burgesses of the Borough of Leeds in the West Riding of the County of York of the one Part, and the Reverend James Armitage Rhodes, of Roundhay in the said West Riding, Clerk, and William Nicholson Nicholson, of the same Place, Esquire, Two of Her Majesty's Justices of the Peace acting in and for the said West Riding, (in pursuance of an Order for this Purpose made at the Quarter Sessions in and for the said Riding, held by Adjournment at Wakefield in the said Riding on the First Day of January One thousand eight hundred and fifty-six,) of the other Part.

WHEREAS by an Act passed in the Forty-sixth Year of the Reign of His late Majesty King George the Third, intituled "An Act to enable the Justices of the Peace for the West Riding of the County of York to provide convenient Court Houses for holding the General Quarter Sessions of the Peace within the said Riding," after reciting, amongst other things, that the General Quarter Sessions of the Peace for the said West Riding had theretofore been from Time to Time holden at the Town of Leeds and other Places therein named, all in the said Riding, it is, amongst other things, enacted, that it should be lawful for the Justices of the said Riding assembled in the Easter General Quarter Sessions to make any Order for the granting and contributing by and out of the Public Stock or County Rates of the said Riding of such Sum or Sums of Money as the said Justices should from Time to Time deem requisite and necessary for the Purpose of rebuilding, repairing, altering, or enlarging of any Court House or Court Houses, or any Building or Buildings used for that Purpose, then the Property of any Corporation or Corporations, Bodies Politic or Corporate, in any of the said Towns or Places at which the said General Quarter Sessions of the Peace had been usually held; provided that the free and uninterrupted Use and Enjoyment of any such Court House or Court Houses, or Building or Buildings used for that Purpose, towards the rebuilding, repairing, altering, or enlarging whereof any Sum or Sums of Money which should be so granted or contributed as aforesaid should be for ever afterwards effectually secured to the Justices of the Peace for the said Riding, for the Purposes therein-after mentioned: And whereas at the General Quarter Sessions of the Peace holden at Pontefract in and for the said West Riding of the County of York on the Twenty-second Day of April One thousand eight hundred and eleven the Sum of Three thousand Pounds was granted out of the Public Stock or County Rates of the said Riding towards rebuilding the Court House within the Borough of Leeds aforesaid, which Sum was duly paid and appropriated: And whereas, ever since the said Court House was built and completed the Justices of the Peace and Inhabitants of the said West Riding and others have had the free and uninterrupted Use and Enjoyment thereof, and of the Court, Courts, Rooms, Cells, and other Buildings and Conveniences connected therewith, for the Purpose of holding the Quarter and Adjourned Sessions of the Peace for the said Riding, and for holding Special and Petty Sessions and other Meetings of Justices of the said Riding, and for the Confinement of Prisoners,

and

and other Purposes appertaining to the Business of the said Riding as provided by the said in part recited Act: And whereas the Mayor, Aldermen, and Burgesses of the said Borough of Leeds are applying in the present Session of Parliament for a Bill to enable them (amongst other things) to let, grant, or occupy, or to sell the said Court House at Leeds aforesaid, and to apply the Money arising by such Sale as therein mentioned: And whereas the Council of the said Borough have applied to the Justices of the Peace for the said Riding for their Consent to and Concurrence in the Disposal as aforesaid of the said existing Court House, and the Application of the Money arising thereby, which Consent the Justices of the Peace acting in and for the said Riding have agreed to give on the Terms and Conditions herein-after contained: Now therefore it is hereby mutually covenanted, agreed, and declared, by and between the said Parties hereto, and the said Mayor, Aldermen, and Burgesses, in consideration of the said Sum of Three thousand Pounds so having been granted and contributed from the Public Stock or County Rates of the said West Riding towards rebuilding the said Court House at Leeds aforesaid, and also in consideration of the Premises, do hereby, for themselves and their Successors, covenant and agree with the said James Armitage Rhodes and William Nicholson Nicholson, their Executors and Administrators, that from and immediately after the Completion of the said Town Hall, Court Houses, and other Buildings and Conveniences now in course of Erection in the said Borough of Leeds, the Justices of the Peace of the said West Riding, and the Commissioners and Deputy Lieutenants for the same Riding, and all others whom it may concern, shall have free and uninterrupted Use and Enjoyment of the said Court Houses and other Parts of the said Town Hall as are herein-after particularly mentioned, with the Appurtenances, for the Purposes of holding the Courts of Quarter Sessions of the Peace for the said Riding, and all other Courts and Meetings to be holden for the Administration of Justice by the said Justices, or any of them, and all other Her Majesty's Justices of the Peace, and Commissioners and Deputy Lieutenants for the said Riding, or any Part thereof, and for all such other public Uses and Purposes incident to the Office and Duties of Justices of the Peace as the Justices of the Peace for the said Riding, or the major Part of them, at their Easter General Quarter Sessions of the Peace shall from Time to Time direct, order, or appoint, with free Liberty for the said Justices and Commissioners and Deputy Lieutenants, and all others whom it may concern, to act, officiate in, and resort to and attend upon the said Courts and Meetings as they shall have Occasion or think proper; and particularly that the said Justices, Commissioners, and Deputy Lieutenants, and all others whom it may concern, shall for ever thereafter have the free and uninterrupted Enjoyment of the following Rooms or Apartments in the said Town Hall, Court Houses, and other Buildings; (that is to say,)

The Two Courts or Court Houses for holding Sessions of the Peace at the Quarter or Adjourned Quarter Sessions.

A Room for holding Special or Petty Sessions, and Meetings of Magistrates, Commissioners, or Deputy Lieutenants.

A private Room for the Justices of the Peace for the said Riding.

A Room for the Grand Jury at the Quarter or Adjourned Quarter Sessions: Which said Courts and Rooms above mentioned are shown upon the Plan hereto annexed.

Also, in some convenient Part of the said Town Hall, the following Rooms; (that is to say,)

Two retiring Rooms for Petty Juries at the Quarter or Adjourned Quarter Sessions.

A Room for Counsel at the Quarter or Adjourned Quarter Sessions.

A Room for the Clerk of Indictments of the West Riding at the Quarter or Adjourned Quarter Sessions.

A Room for the Treasurer of the same Riding at the Quarter or Adjourned Quarter Sessions.

A Room for Witnesses and others attending the Quarter or Special or Petty Sessions, or other Meetings of Magistrates.

A Room for the Use of the Governor of the House of Correction and Officers of the West Riding during the Sessions, for locking up Food, Irons, and other Things.

Cells and Accommodation for the safe Custody of Prisoners during Quarter or Adjourned Sessions, or committed or remanded by Justices.

With Use of Waterclosets and other necessary Conveniences.

And further, that all the said Court Houses, Buildings, and other Rooms, Conveniences, and Appurtenances, shall be at all Times kept in good Order and Repair, cleansed and furnished, by the said Mayor, Aldermen, and Burgesses: And it is mutually covenanted, declared, and agreed by and between the said Parties hereto, that the Terms of these Articles of Agreement shall be fully and effectually carried out by a Clause or Clauses to be inserted in the said Bill, which the said Mayor, Aldermen, and Burgesses are soliciting in the present Session of Parliament: In witness whereof, the said Mayor, Aldermen, and Burgesses in Council assembled have caused the Corporate Common Seal of the said Borough to be hereunto set, and the said James Armitage Rhodes and William Nicholson Nicholson have hereunto set their Hands and Seals.

The Corporate Common Seal of the Borough of Leeds was affixed hereto at a Quarterly Meeting of the Council of the said Borough held at the Court House in Leeds on the Fourteenth Day of May One thousand eight hundred and fifty-six, in the Presence of
JOHN ARTHUR IKIN, Town Clerk, Leeds. (L.S.)

Signed, sealed, and delivered by the within-named James Armitage Rhodes and William Nicholson Nicholson in the Presence of
JOHN ARTHUR IKIN,
W. TICKEN SMITH,
(Clerk to Mr. Marsden,
West Riding, Solr,
Wakefield.)

J. A. RHODES. (L.S.)
W. N. NICHOLSON. (L.S.)

SCHE-

SCHEDULE (C.)

AN AGREEMENT made the Seventeenth Day of April One thousand eight hundred and fifty-six between the Mayor, Aldermen, and Burgesses of the Borough of Leeds in the County of York of the one Part, and Darnton Lupton, John Cooper, and Joseph Cliff, Esquires, being Three of the Justices of the Peace of and for the Borough of Leeds, specially appointed by the Justices of the Peace of and for the said Borough to enter into and execute these Presents for and on their Behalf, of the other Part.

WHEREAS a Bill is now in Parliament, intituled "A Bill for granting further Powers for lighting, cleansing, sewering, and improving the Borough of Leeds, and for other Purposes," promoted by the Corporation of the Borough of Leeds, and it is proposed by the said Bill to take Powers absolutely to sell and dispose of the Buildings, Prison, and Premises now used as a Court House and Prison in the Borough of Leeds in manner and subject as therein mentioned: And whereas by the said Bill Provision is intended to be made for assigning, fitting up, and furnishing, lighting, cleansing, and maintaining, from Time to Time convenient Courts and Rooms in the Town Hall therein mentioned for the Use and Occupation of the Justices of the Peace of and for the said Borough of Leeds, and their Clerk and other Officers, for the Purpose of transacting the judicial and magisterial Business in and for the said Borough of Leeds, and other Matters and Things incidental or appertaining to the same: And whereas the said Justices of the Borough of Leeds, in order to preserve and maintain their alleged Rights and Powers in and to the said Court House, Buildings, and Premises in or near to Park Row, until some satisfactory Arrangement and Assurance can be made for providing and vesting in them sufficient and adequate Accommodation in the said Town Hall for the Objects and Purposes aforesaid, have petitioned to be heard against the said Bill in Parliament: And whereas the said Corporation of the Borough of Leeds have proposed that the said Justices of the said Borough shall, for the Objects and Purposes herein-before mentioned, possess, have, use, and enjoy, and from Time to Time and at all Times hereafter shall continue to have, use, and enjoy, in the said Town Hall the following Courts, Rooms, Accommodations, and Premises for themselves, their Clerks and Officers, with full Liberty of Egress and Regress by such Ways and Means of Access to and from the same as may from Time to Time be provided, but subject as herein-after mentioned; that is to say,

1. The sole and exclusive Use, Possession, and Enjoyment at all Times, whenever the same may be required by the said Justices, of the Court for the daily Transaction of Business therein for the Objects and Purposes aforesaid, which Court is on the Ground Plan of the said Town Hall hereto annexed, and thereon marked with the Letter A, and also the Room marked E on the said Plan; provided always, that the said Court marked A and Room marked E may be used by the said Corporation for any public Purpose, when not required by the said Justices for the Transaction of their judicial and magisterial Business.

2. The

2. The sole and exclusive Use, Possession, and Enjoyment at all Times of the several Rooms marked on the said Ground Plan respectively with the Letters B, C, D.

3. The Use and Enjoyment of the Court marked on the said Ground Plan with the Letter F whenever the Justices may from Time to Time want and require a Second Court for the Objects and Purposes before mentioned, save and except when such last-mentioned Court shall be required for the Purpose of holding therein the Quarter Sessions of the Peace to be held in and for the West Riding of Yorkshire and the Assizes, and upon all and each of such Occasions the Justices shall renounce and give up the Use of the said last-mentioned Court, and all Right to use and enjoy the same so long as any of the said Sessions or Assizes may continue.

4. That the said Corporation shall appropriate in some convenient Part of the said Town Hall Rooms for the Use and Accommodation of the Overseers of the Poor, Surveyors of Highways, and other public Officers within the said Borough in attendance to transact Parochial and Public Business with the said Justices, and for Persons attending as Prosecutors, Suitors, and Witnesses, and others having necessary Business with the said Justices.

5. That these Presents be confirmed by a Clause in the Bill.

In witness whereof the said Mayor, Aldermen, and Burgesses have hereunto set their Common Seal, and the said Darnton Lupton, John Cooper, and Joseph Cliff, their Hands and Seals, the Day and Year first above written.

The Corporate Common Seal of the Borough of Leeds was affixed hereto at a Meeting of the Council of the said Borough held at the Court House in Leeds on the Fourteenth Day of May One thousand eight hundred and fifty-six in the Presence of
JOHN ARTHUR IKIN, Town Clerk. (L.S.)

Signed, sealed, and delivered by the said Darnton Lupton, John Cooper, and Joseph Cliff in the Presence of
ROBT BARR, Clerk to the Justices of the Borough of Leeds.

DARNTON LUPTON. (L.S.)
JOHN COOPER. (L.S.)
JOSEPH CLIFF. (L.S.)

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