ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 134.

An Act for eſtabliſhing a Free Market, in the City of *London*, for the Sale of Coals, and for preventing Frauds and Impoſitions in the Vend and Delivery of all Coals brought into the Port of *London*, within certain Places therein mentioned.

[27th *July* 1803.]

WHEREAS the Cities of *London* and *Weſtminſter*, and Liberties thereof, and certain Parts of the Counties of *Middleſex*, *Surry*, *Kent*, and *Eſſex*, are chiefly ſupplied with Coals brought by Sea into the Port of *London*, and the having of the ſame at cheap and reaſonable Rates tends greatly to the Improvement of the Manufactures, and to the Increaſe of Trade, and for that End it is neceſſary that the Coal Trade ſhould be perfectly free and open, and it would greatly tend to anſwer thoſe Purpoſes, and be of great Benefit and Advantage to the Conſumers of Coals in the ſaid Cities of *London* and *Weſtminſter*, and Liberties thereof, and in ſuch Parts of the ſaid Counties of *Middleſex*, *Surry*, *Kent*, and *Eſſex*, if a regular Free Market for the Sale of Coals were eſtabliſhed within the City of *London*, and if certain Regulations were made

made in the Vend and Delivery of all Coals in the River *Thames*, between and including the Towns of *Gravesend* and *Windsor*, also within the said Cities of *London* and *Westminster*, and the Liberties thereof, and within such Parts of the said Counties of *Middlesex*, *Surry*, *Kent*, and *Essex*, as are situate within the Distance of Twenty-five Miles from the *Royal Exchange* in the City of *London*: And whereas the Lord Mayor, Aldermen, and Commons of the said City of *London*, in Common Council assembled, have proposed, and are desirous to establish a Free Market, under certain Regulations, for the Sale of Coals, and to purchase a certain Piece or Parcel of Land, and the Buildings thereon erected, situate on the North Side of *Lower Thames Street*, in the said City of *London*, called *The Coal Exchange*; and such other Lands, Tenements, and Hereditaments as may be necessary for such Market; but the said Purposes cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the said Mayor, Aldermen, and Commons of the City of *London*, in Common Council assembled, and they are hereby empowered and required to establish and hold, or cause to be established and holden, a Free Market for the Sale of all Coals that shall arrive within the Port of *London*; and it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, and they are hereby required to purchase or cause to be purchased in the Name of the Mayor and Commonalty and Citizens of the City of *London*, of and from the Owners and Proprietors for the Time being, a certain Piece or Parcel of Land, and the Buildings thereon erected, situate on the North Side of *Lower Thames Street*, in the said City of *London*, for some Time past used as a Coal Market, and called *The Coal Exchange*, and all and every the Appurtenances thereunto belonging; and it shall also be lawful for the said Mayor, Aldermen, and Commons to purchase or cause to be purchased, in the Name of the Mayor and Commonalty and Citizens of the City of *London*, of and from any other Person or Persons, Body or Bodies Politick, Corporate, or Collegiate, who shall be willing to sell the same, any other Lands, Tenements, or Hereditaments adjoining or near to the said Exchange, for the Purpose of establishing within the said City of *London* such Free Market for the Purposes aforesaid, and for erecting the several Buildings and other Conveniencies thereto, as they shall think expedient, and upon Payment of such Sum or Sums of Money as shall be agreed on for such Purchase or Purchases, to cause all such Lands, Tenements, and Hereditaments so purchased, or any Part or Parts thereof, to be laid out and made Part of the said Free Market, and to erect thereon such Buildings and Conveniencies as shall be necessary for the Purposes, of the said Market, and also to re-sel and dispose of so much of the said Lands, Tenements, and Hereditaments so to be purchased, as shall be more than sufficient for the Purposes aforesaid, and to pay and apply the Money arising from the same for and towards carrying into Effect the Purposes of this Act, and to and for no other Use, Intent, or Purpose whatsoever: Provided always, that no Lands so to be bought or purchased in the Name of the Mayor and Commonalty and Citizens of the City of *London*, for the Purposes aforesaid, shall exceed in the Whole the Quantity of Half an Acre Statute Measure.

Lord Mayor, Aldermen, &c. to purchase the Coal Exchange, &c.

and convert the same into a Free Coal Market.

II. And

Bodies Politick, *etc.* empowered to sell such Lands, *etc.* as may be wanted.

II. And be it further enacted, That it shall and may be lawful to and for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunaticks and Idiots, or other Trustees whomsoever, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their *Cestuique* Trusts, whether Infants or Issue unborn, Lunaticks, Idiots, or Femes Covert, who are or shall be seised in their own Right, and all and every Person or Persons whomsoever, who are or shall be seised, possessed of or interested in such Lands, Tenements, or Hereditaments, or any Part thereof, which shall be thought necessary by the said Mayor, Aldermen, and Commons, in Common Council assembled, to be purchased for any of the Purposes of this Act, to treat, contract, and agree with the said Mayor, Aldermen, and Commons, for the Sale thereof, or of any Part thereof, and to sell or convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever, of, in, and to the same, to the said Mayor and Commonalty and Citizens of the City of *London*, for any of the Purposes of this Act; and that all Contracts, Agreements, Bargains, Sales, and Conveyances, which shall be so made by virtue and in pursuance of this Act, shall be good, valid, and effectual, to all Intents and Purposes, not only to convey the Estate and Interest of the Person and Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever, of their said several and respective *Cestuique* Trusts, and all Persons whomsoever claiming or to claim by, from, or under them, any Law, Statute, Usage, or any other Matter or Thing whatsoever to the contrary thereof in anywise notwithstanding; and all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all other Persons, are and shall be hereby indemnified for what they shall do by virtue and in pursuance of this Act.

Power of purchasing limited to Twelve Months.

III. Provided always, and be it further enacted, That if the said Mayor, Aldermen, and Commons, in Common Council assembled, shall not, within the Space of Twelve Calendar Months next after the passing of this Act, agree for, or cause to be valued, as herein-after is mentioned, and purchase the said Piece or Parcel of Land, and the Buildings thereon erected, called *The Coal Exchange* aforesaid, with the Appurtenances, which they are hereby empowered to purchase as aforesaid, then and from thenceforth the Powers to them hereby granted for such Purpose shall cease, determine, and be utterly void and of no Effect, any Thing herein contained to the contrary thereof in anywise notwithstanding.

When Parties refuse or are unable to treat, *etc.* Court of Mayor and Aldermen to issue a Precept for empannelling a Jury;

IV. And be it further enacted, That if any Body or Bodies Politick, Corporate, or Collegiate, or any other Person or Persons seised or possessed of or interested in the said Piece or Parcel of Land, and the Buildings thereon erected, called *The Coal Exchange* aforesaid, with the Appurtenances, or any Part or Parts thereof, shall refuse to treat or agree, or shall not agree, or by reason of Absence or Disability cannot agree with the said Mayor, Aldermen, and Commons, in Common Council assembled, or with any Person or Persons authorized by them, for the Sale and Conveyance of their respective Estates and Interests therein, or cannot be found or known, or shall not produce and evince a clear Title to the Premises they

are

are in Poſſeſſion of, or to the Intereſt they claim therein, to the Satisfaction of the ſaid Mayor, Aldermen, and Commons, in Common Council aſſembled, or of the Perſon or Perſons authorized by them, then and in every ſuch Caſe it ſhall and may be lawful to and for the Court of Mayor and Aldermen of the ſaid City, to be holden in the outer Chamber of the Guildhall of the ſaid City, according to the Cuſtom of the ſaid City, and the ſaid Court are hereby empowered and required to iſſue a Warrant or Warrants, Precept or Precepts, directed to the Sheriffs of the City of *London*, and ſuch Sheriffs are hereby authorized, directed, aud required accordingly to empannel, ſummon, and return a competent Number of ſubſtantial and diſintereſted Perſons, qualified to ſerve as Jurors, being not leſs than Forty-eight nor more than Seventy-two, and out of ſuch Perſons ſo to be empannelled, ſummoned, and returned, a Jury of Twelve Men ſhall be drawn by ſome Perſon to be by the ſaid Court appointed, in ſuch Manner as Juries for the Trial of Iſſues joined in His Majeſty's Courts at *Weſtminſter* are, by an Act made in the Third Year of the Reign of His late Majeſty King *George* the Second, intituled, *An Act for the better Regulation of Juries*, directed to be drawn; which Perſons ſo to be empannelled, ſummoned, and returned as aforeſaid, are hereby required to come and appear before the ſaid Court of Mayor and Aldermen, to be holden in the outer Chamber of the Guildhall of the ſaid City, at ſuch Times as in ſuch Warrant or Warrants, Precept or Precepts, ſhall be directed and appointed; and to attend ſuch Court from Day to Day until diſcharged by the ſaid Court; and all Parties concerned ſhall and may have their lawful Challenges againſt any of the ſaid Jurymen, but ſhall not be at Liberty to challenge the Array; and the ſaid Court are hereby authorized and empowered by Precept or Precepts, from Time to Time as Occaſion ſhall require, to call before them all and every Perſon and Perſons whomſoever, who ſhall be thought proper and neceſſary to be examined as a Witneſs or Witneſſes, on his, her, or their Oath or Oaths, touching or concerning the Premiſes; and the ſaid Court, if they think fit, ſhall and may, on the Application of either Party, likewiſe authorize the ſaid Jury to view the Place or Places, or Premiſes in queſtion, in ſuch Manner as they ſhall direct; and the ſaid Conrt ſhall have Power to adjourn from Day to Day, as Occaſion ſhall require, and to command ſuch Jury, Witneſſes, and Parties, to attend, until all ſuch Affairs for which they were ſummoned ſhall be concluded; and the ſaid Jury, upon their Oaths (which Oaths, as alſo the Oath of ſuch Perſon or Perſons as ſhall be called upon to give Evidence, the ſaid Court are hereby empowered and required to adminiſter) ſhall enquire of the Value of the ſaid Piece or Parcel of Land and the Buildings thereon erected, called *The Coal Exchange*, and every or any Part thereof, with the Appurtenances, and of the proportionable Value of the reſpective Eſtates and Intereſts of all and every Perſon and Perſons ſeized or poſſeſſed thereof, or intereſted therein, or of or in any Part or Parts thereof, and ſhall aſſeſs and award the Sum or Sums of Money to be paid to ſuch Perſon or Perſons, Party or Parties reſpectively, for the Purchaſe of ſuch Land, Buildings, and Hereditaments, called *The Coal Exchange*, and of ſuch reſpective Eſtates and Intereſts therein, and alſo for Good Will, Improvements, or any Injury or Damage whatſoever that may affect any ſuch Perſon or Perſons, Party or Parties, either as Leaſeholder or Tenant at Will, and the ſaid Court ſhall and may give Judgement for ſuch Sum or Sums of Money ſo to be aſſeſſed; which ſaid Verdict or Verdicts, and the ſaid Judgement

who are to be drawn as the *Act* of 3 G. 2. directs.

Jurymen may be challenged.

Jury to aſſeſs the Value on Oath.

Verdict of the Jury, *etc.* to be final;

and Judgements, Determination and Determinations thereupon (Notice in Writing being given to the Perſon or Perſons intereſted, or claiming ſo to be, at leaſt Fourteen Days before the Time of the Meeting of the ſaid Court as aforeſaid and Jury, by leaving ſuch Notice with the Clerk or known Agent of the Proprietors of the ſaid Coal Exchange), ſhall be binding and concluſive to all Intents and Purpoſes whatſoever againſt all Bodies Politick, Corporate, and Collegiate, and all and every Perſon or Perſons claiming any Eſtate, Right, Title, Truſt, Uſe, or Intereſt in, to, or out of ſuch Lands, Buildings, and Hereditaments, called *The Coal Exchange*, and Premiſes in Poſſeſſion, Reverſion, Remainder, or Expectancy, as well Infants and Iſſue unborn, Lunaticks, Idiots, and Femes Covert and Perſons under any other legal Incapacity or Diſability, as all other *Ceſtuique* Truſts, their, his, and her Heirs, Succeſſors, Executors, and Adminiſtrators, and againſt all other Perſons whomſoever; and the ſaid Verdicts, Judgements, and Determinations, and all other Proceedings of the ſaid Court and Juries ſo to be made, given, and pronounced as aforeſaid, ſhall be fairly written on Parchment, and ſigned by the Regiſter for the Time being of the ſaid Court; and in caſe it ſhall ſo happen that the Sum or Sums of Money ſo to be aſſeſſed and awarded as the Value of ſuch Land, Buildings, and Hereditaments, called *The Coal Exchange*, or as ſuch proportional Values as aforeſaid, and as the Recompence and Satisfaction to be made for the Injury or Damage ſuſtained as before-mentioned, ſhall not exceed the Sum or Sums of Money which the ſaid Mayor, Aldermen, and Commons, in Common Council aſſembled, or any Perſon or Perſons authorized by them, ſhall have previouſly offered to pay as and for ſuch Value, Recompence, and Satisfaction, then and in every ſuch Caſe all the reaſonable Coſts, Charges, and Expences of cauſing and procuring ſuch Value and Recompence to be aſſeſſed and awarded as aforeſaid; and of ſo aſſeſſing and awarding the ſame, (which Coſts, Charges, and Expences ſhall be taxed by the Regiſter for the Time being of the ſaid Court), ſhall be borne and paid by the Body or Bodies Politick, Corporate, or Collegiate, or other Perſon or Perſons ſo ſeiſed or poſſeſſed of, or intereſted in ſuch Land, Buildings, and Hereditaments called *The Coal Exchange*; and the ſaid Mayor, Aldermen, and Commons, in Common Council aſſembled, are hereby authorized and empowered to deduct and retain the ſaid Coſts, Charges, and Expences out of the Sum or Sums of Money ſo to be aſſeſſed or awarded as aforeſaid, or out of any Part thereof; but in caſe ſuch Recompence and Satisfaction ſhall exceed the Sum ſo offered, then and in ſuch Caſe all ſuch Coſts and Charges (to be taxed as aforeſaid) ſhall be borne and paid by the ſaid Mayor, Aldermen, and Commons aforeſaid, and ſhall be added to ſuch Recompence and Satisfaction as aforeſaid.

previous Notice being given to Parties intereſted.

V. And be it further enacted, That the ſaid Court ſhall have Power, from Time to Time, to impoſe any reaſonable Fine not exceeding the Sum of Twenty Pounds, on ſuch Sheriffs or their Deputy or Deputies, Bailiffs or Agents reſpectively, making Default in the Premiſes, and on any of the Perſons who ſhall be ſummoned and returned on any ſuch Jury or Juries, and ſhall not appear, or appearing ſhall refuſe to be ſworn on the ſaid Jury or Juries, or being ſo ſworn ſhall not give his or their Verdict, and alſo on any Perſon or Perſons who ſhall be ſummoned to give Evidence touching any of the Matters aforeſaid, and ſhall not attend,

The Court empowered to impoſe Fines for Non-attendance, *etc.*

tend, or attending shall refuse to be sworn or to affirm, or who shall refuse to give his, her, or their Evidence, and on any Person or Persons who shall in any other Manner wilfully neglect his, her, or their Duty in the Premises, contrary to the true Intent and Meaning of this Act, and from Time to Time to levy such Fine or Fines, by order of the said Court, by Distress and Sale of the Offenders Goods and Chattels, together with the reasonable Charges of every such Distress and Sale, returning the Overplus (if any) to the Owner or Owners; and a Copy of the Order of the said Court, signed by the Register for the Time being of the said Court, shall be sufficient Authority to the Person or Persons therein to be appointed, and to every other Person acting, or aiding and assisting therein, to make such Distress and Sale; and all such Fines shall be paid to the Chamberlain of the said City for the Time being, to be applied to the Purposes of this Act.

Application of Compensation Money when amounting to 200*l.*

VI. And be it further enacted, That, if there shall be any Money to be paid for any Lands, Tenements, or Hereditaments, purchased by virtue of the Powers of this Act for the Purposes aforesaid, which shall belong to any Body Politick, Corporate, or Collegiate, or to any Feoffee, in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on Behalf of any Infant, Lunatick, Idiot, Feme Covert, or other *Cestuique* Trust, or to any Person whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex parte* the said Mayor and Commonalty and Citizens of the City of *London*, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase and Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments, standing settled therewith, to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, and Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing, undetermined, and capable of taking effect; and in the mean Time, and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the said

ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and Annual Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid, by Order of the ſaid Court, to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the ſaid Lands, Tenements, and Hereditaments, ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Application where the Compenſation ſhall be leſs than 200*l.*

VII. Provided always, and be it enacted, That if there ſhall be any Money to be paid for any Lands, Tenements, or Hereditaments, purchaſed, for the Purpoſes aforeſaid, belonging to any Corporation, or to any Perſon or Perſons under any Diſability or Incapacity as aforeſaid, which ſhall be leſs than the Sum of Two hundred Pounds, and which ſhall exceed or be equal to the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands, to be paid into the Bank in the Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in Manner herein-before directed, or otherwiſe, the ſame ſhall be paid at the like Option to Two Truſtees, to be nominated by the Perſon or Perſons making ſuch Option, and approved of by the ſaid Lord Mayor for the Time being (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties) in order that ſuch Principal Money, and the Dividends ariſing thereon, may be applied in any Manner herein-before directed, ſo far as the Caſe be applicable, without obtaining or being required to obtain the Direction and Approbation of the Court of Chancery.

Application where the Money is leſs than 20*l.*

VIII. Provided alſo, and be it enacted, That where ſuch Money ſo to be paid as aforeſaid, ſhall be leſs than Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of this Act, in ſuch Manner as the ſaid Mayor, Aldermen, and Commons, ſhall think fit, or in caſe of Infancy or Lunacy, then ſuch Money ſhall be paid to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

On Payment of Purchaſe Money, Premiſes to veſt in the Mayor, *etc.* for the Purpoſes of this Act.

IX. And be it further enacted, That upon Payment of the Money ſo contracted or agreed for the Purchaſe of ſuch Lands, Tenements, or Hereditaments, by the ſaid Mayor, Aldermen, and Commons, to the Party or Perſons reſpectively entitled to ſuch Monies, or their Agents, or upon Payment thereof into the Bank of *England*, for the Purpoſe of being diſpoſed of in Manner herein-before directed, all the Eſtate, Right, Title, Intereſt, Uſe, Truſt, Property, Claim, and Demands in Law and Equity, of the Perſon or Perſons reſpectively, for whoſe Uſe the ſame was paid into or out of ſuch Lands, Tenements, and Hereditaments, ſhall veſt in the ſaid Mayor and Commonalty and Citizens of the City of *London*, for the Uſes and Purpoſes of this Act, and the ſaid Mayor, Aldemen, and Commons may cauſe immediate Poſſeſſion to be taken thereof, in the

Name of the said Mayor and Commonalty and Citizens of the City of *London*.

Bargains and Sales to have the Force of Fines and Recoveries.

X. And be it further enacted, That the Conveyance of any such Estate or Interest of any Feme Covert to the said Mayor and Commonalty and Citizens, or any Person or Persons in Trust for them, by Indenture or Indentures of Bargain and Sale, sealed and delivered by such Feme Covert, in the Presence of and attested by Two credible Witnesses, and duly acknowledged, and to be enrolled in the Court of Hustings of the City of *London* within Six Calendar Months after the making thereof, shall as effectually and absolutely convey the Estate and Interest of such Feme Covert in the Premises, as any Fine or Fines, Recovery or Recoveries, would or could do, if levied or suffered thereof in due Form of Law; and farther, that all Bargains and Sales whatsoever to be made of any such Buildings, Lands, Tenements, and Hereditaments, as shall be purchased by the said Mayor and Commonalty and Citizens by virtue of and for the Purpose of this Act, and enrolled as aforesaid, shall have the like Force, Effect, and Operation in Law, to all Intents and Purposes, as any Fine or Fines, Recovery or Recoveries whatsoever, would have had if levied or suffered by the Bargainer or Bargainers, or any Person or Persons seised of any Estate in the Premises in Trust for such Bargainer or Bargainers, in any legal Manner or Form whatsoever.

Persons having any Right, *etc.* to enter their Claims within a limited Time or be barred.

XI. And be it further enacted, That all and every Person and Persons whosoever, having or claiming any Right, Title, Interest, Use, Property, Claim, or Demand whatsoever, whether in Possession, Reversion, Remainder, or Expectancy, in, to, or out of any Buildings, Lands, Tenements, or Hereditaments, which, by virtue and for the Purposes of this Act, shall be purchased by and conveyed, or mentioned or intended to be conveyed to the said Mayor and Commonalty and Citizens, or any Person or Persons in Trust for them, by any such Bargain and Sale as aforesaid, shall, within the Space of Five Years, to be computed from the Date of the Enrolment of such Bargain and Sale, enter a Memorial of such their Right, Title, Interest, Use, Property, Claim, and Demand, in a Book to be for that Purpose prepared and kept by the Town Clerk of the said City of *London*, for the Time being, which Book the said Town Clerk is hereby required to prepare and keep accordingly, and for which Entry he shall be entitled to such Fee and no other, as the Register of the County of *Middlesex* is by Law entitled to for the Registry of a Memorial containing the same Number of Words; and all and every Person and Persons whosoever, not entering such Right, Claim, and Demand within such Time, and in such Manner as aforesaid, or, having so entered the same, and not prosecuting such their Right, Claim, or Demand, with Effect, within the Space of Five Years, to be computed from the Time of such Entry, shall be for ever barred of all Right, Title, Use, Equity, Property, Claim, and Demand whatsoever, whether in Possession, Reversion, Remainder, or Expectancy, into, upon, or out of the said Premises, and every Part thereof, and the said Mayor and Commonalty and Citizens and those claiming by, from, or under them, shall be quieted in the Possession of all such Buildings, Lands, Tenements, Hereditaments, and Premises; any Law, Statute, Usage, Matter, or Thing whatsoever to the contrary notwithstanding.

XII. Provided

But may recover the Purchaſe Money, *etc.* from the Perſons receiving the ſame.

XII. Provided nevertheleſs, and be it further enacted, That any Perſon or Perſons barred of any Right, Title, Eſtate, Intereſt, Claim, or Demand whatſoever, into or out of the ſaid Buildings, Lands, Tenements, or Hereditaments by virtue of this Act, ſhall be at Liberty to bring any Action or Actions of Debt, or for Money had and received to his, her, or their Uſe, againſt any Perſon or Perſons, or the legal Repreſentatives of any Perſon or Perſons who ſhall have received all or any Part of the Purchaſe Money ariſing from ſuch Sale of the ſaid Buildings, Lands, Tenements, Hereditaments, and Premiſes aforeſaid, and that, in every ſuch Caſe, the reſpective Plaintiffs, on Proof of ſuch Title as would have enabled them to recover ſuch Buildings, Lands, Tenements, or Hereditaments, or any Part thereof, or any Eſtate or Intereſt in the ſame, ſhall recover the ſaid Purchaſe Money, or ſo much thereof as ſhall be equivalent to their Intereſt in the ſaid Premiſes, together with ſuch Intereſt as ſhall be equivalent to the meſne Profits of the Premiſes which they would have been entitled to recover, in caſe this Act had not been made.

In caſe Titles ſhall be deficient, the Money to be paid into the Bank.

XIII. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be awarded for the Purchaſe of any Lands, Tenements, or Hereditaments, to be purchaſed by virtue of this Act, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes, to the Satisfaction of the ſaid Mayor, Aldermen, and Commons; or in caſe ſuch Perſon or Perſons to whom ſuch Sum or Sums of Money ſhall be ſo awarded as aforeſaid, cannot be found; or if the Perſon or Perſons entitled to ſuch Lands, Tenements, or Hereditaments be not known or diſcovered, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Mayor, Aldermen, and Commons to order the ſaid Sum or Sums of Money, ſo awarded as aforeſaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account, to the Credit of the Parties intereſted in the ſaid Lands, Tenements, or Hereditaments [*deſcribing them*] ſubject to the Order, Controul, and Diſpoſition of the ſaid Court of Chancery; which ſaid Court of Chancery, on the Application of any Perſon or Perſons making Claim to ſuch Sum or Sums of Money, or any Part thereof, by Motion or Petition, ſhall be and is hereby empowered, in a ſummary way of Proceeding, or otherwiſe, as to the ſame Court ſhall ſeem meet, to order the ſame to be laid out and inveſted in the Publick Funds, and to order Diſtribution thereof, or Payment of the Dividends thereof, according to the reſpective Eſtate or Eſtates, Title or Intereſt of the Perſon or Perſons making Claim thereunto, and to make ſuch other Order in the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable; and the Caſhier or Caſhiers of the Bank of *England*, who ſhall receive ſuch Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for ſuch Sum or Sums of Money, mentioning and ſpecifying for what and for whoſe Uſe the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay any Sum or Sums of Money into the Bank as aforeſaid.

In caſe of a Doubt upon the Title, the Intereſt of the Money paid

XIV. Provided always, and be it enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in purſuance of this Act, for the

into the Bank shall be paid to the Perſon who was in Poſſeſſion of the Premiſes when bought.

Purchaſe of any Lands, Tenements, or Hereditaments, or of any Eſtate, Right, or Intereſt, in any Lands, Tenements, or Hereditaments, to be purchaſed in purſuance of this Act, or to any Bank Annuities to be purchaſed with any ſuch Money, or the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Tenements, or Hereditaments, at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands, Tenements, or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements, or Hereditaments or to ſome Eſtate or Intereſt therein.

The Court of Chancery may order the Expences of Purchaſes to be paid.

XV. Provided alſo, and be it enacted, That where, by reaſon of any Diſability or Incapacity of the Perſon or Perſons, or Corporations entitled to any Lands, Tenements, or Hereditaments, to be purchaſed under the Authority of this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, and to be applied in the Purchaſe of other Lands, Tenements, or Hereditaments, to be ſettled to the like Uſes, in purſuance of this Act, it ſhall and may be lawful to and for the ſaid Court of Chancery to order the Expences of all Purchaſes from Time to Time to be made in purſuance of this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, to be paid by the ſaid Mayor, Aldermen, and Commons, out of the Monies to be received by virtue of this Act, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Purchaſe Money to be paid in diſcharge, or Part diſcharge, of Mortgages.

XVI. Provided always, and be it enacted, That if any Lands, Tenements, or Hereditaments, purchaſed by the ſaid Mayor, Aldermen, and Commons, ſhall be in Mortgage to any Perſon or Perſons whomſoever, then and in ſuch Caſe the ſaid Mayor, Aldermen, and Commons ſhall and they are hereby required to pay or cauſe to be paid to the Mortgagee or Mortgagees, his, her, or their Executors, Adminiſtrators, or Aſſigns, upon Application in Writing made to the ſaid Mayor, Aldermen, and Commons, or their Clerk, ſigned by ſuch Mortgagee or Mortgagees, his, her, or their Executors, Adminiſtrators, or Aſſigns, ſuch Sum or Sums of Money as ſhall have been ſo agreed on, aſcertained, and determined as aforeſaid, for the Purchaſe of ſuch Lands, Tenements, and Hereditaments; and ſuch Sum or Sums of Money when ſo paid ſhall be and be deemed to be in Diſcharge of Part or the Whole of the Principal Money (as the Caſe may be) due on ſuch Mortgage or Mortgages; and Acknowledgement of the Receipt thereof ſhall be made by Indorſement on the Mortgage Deed or Deeds, ſigned by ſuch Mortgagee or Mortgagees, his, her, or their Executors, Adminiſtrators, or Aſſigns, in the Preſence of One or more credible Witneſs or Witneſſes, and which Indorſement ſhall be and be deemed to be a full and ſufficient Diſcharge to the ſaid Mayor, Aldermen,

men, and Commons, from the Mortgagor or Mortgagors, his, her, or their Executors, Adminiſtrators, or Aſſigns, and alſo a full and ſufficient Diſcharge to the Mortgagor or Mortgagors, his, her, or their Executors, Adminiſtrators, or Aſſigns, from the Mortgagee or Mortgagees, his, her, or their Executors, Adminiſtrators, or Aſſigns, for as much Money as ſhall be expreſſed therein.

Duty on Coals.

XVII. And be it further enacted, That for the Purpoſe of defraying the ſeveral Charges and Expences of eſtabliſhing and holding ſuch Market, and of the Purchaſe of the ſaid Land, Buildings, and Hereditaments, called *The Coal Exchange*, and ſuch other Lands, Tenements, and Hereditaments as aforeſaid, and of erecting convenient Buildings thereon, and for defraying the Salaries and Allowances of the ſeveral Clerks and other Perſons employed in the Execution of this Act, and for defraying the other Charges and Expences of carrying the ſame into Execution, it ſhall and may be lawful to and for the ſaid Mayor, Aldermen, and Commons, to demand and take, or cauſe to be demanded and taken, of and from each and every Maſter of a Ship or Veſſel laden with Coals, or other Perſon having the Care or Command thereof, arriving at her Moorings within any Part of the Port of *London* at or to the Weſtward of *Graveſend*, when the ſaid Market ſhall be opened and eſtabliſhed, the Sum of One Halfpenny *per* Chaldron (or Ton in caſe the ſame ſhall be ſold by Weight) of Coals, and no more, for every Chaldron or Ton of Coals contained in ſuch Ship or other Veſſel; and ſuch Sum of One Halfpenny *per* Chaldron or Ton ſhall and may be collected, levied, recovered and paid, in ſuch and the like Manner and Form, and by, with, and under ſuch Powers, Authorities, and Proviſions as any other Duty or Duties, or Impoſition or Impoſitions on Coals, now payable to the ſaid Mayor, Aldermen, and Commons of the City of *London*, or to the ſaid Mayor and Commonalty and Citizens of the ſaid City of *London*, is or are or may be collected, levied, recovered, and paid reſpectively; and which ſaid Sum of One Halfpenny *per* Chaldron or Ton when ſo paid ſhall be charged to the Purchaſer of the Coals, in Addition to the Charges and Expences of the Metage thereof.

Duty to be reduced, when more than ſufficient for the Purpoſes of this Act.

XVIII. Provided always, and be it enacted, That all the Coſts, Charges, and Expences incident to and incurred in obtaining and paſſing this Act, ſhall be paid and diſcharged by and out of the Firſt Monies received by virtue thereof, and when and as ſoon as ſuch Coſts, Charges, and Expences, and the Coſts, Charges and Expences of purchaſing the ſeveral Buildings, Lands, Tenements, and Hereditaments for the ſaid Market, and of making any Buildings, Erections, and other Conveniences thereto, and the Money borrowed or raiſed on the Credit of the ſaid Duty on Coals, and the Intereſt thereof ſhall have been paid off and diſcharged, and the ſaid Duty of One Halfpenny *per* Chaldron or Ton of Coals ſhall be more than ſufficient for maintaining, repairing, and ſupporting the ſaid Market, and of the ſeveral Buildings, Erections, and Conveniencies thereto, and for paying the ſeveral Annuities granted by virtue of this Act, and the Salaries and other Payments and Allowances to the Clerk or Clerks, and other Officers and Perſons employed in the Execution of this Act, and for defraying the ſeveral other Charges and Expences of carrying the ſame into Execution, then and in every ſuch Caſe the ſaid Mayor, Aldermen, and Commons ſhall, and they are hereby required to reduce ſuch Duty to ſuch Sum of Money as ſhall be ſufficient for the ſeveral Purpoſes

of

of this Act; and it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, again to raise such Duty to any Sum not exceeding the Sum granted by this Act, when and as often as it shall be necessary for the Purposes thereof; and such Duty, when so reduced or again raised, shall be collected, levied, and recovered in such and the same Manner as the Duty granted by this Act can or may be collected, levied, and recovered.

Mayor, *etc.* empowered to raise Money for carrying the Act into Execution by granting redeemable Annuities;

XIX. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby authorized and empowered at any Time or Times from and after the passing of this Act to borrow and raise, by Annuities or otherwise, such Sum or Sums of Money as shall be necessary for carrying this Act into Execution, upon the Credit of the said Duty on Coals granted and made payable by virtue of this Act, such Sum or Sums of Money to be paid into the Receipt of the Chamber of the said City of *London*, by such Instalments, in such Proportions, and at such Times as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall direct; and the several Persons who shall contract to advance or contribute any Part of the said Monies, shall, in respect of the Sums which they shall so respectively advance, be entitled to Annuities at such Rates of Interest as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall think reasonable, not exceeding Five Pounds *per Centum per Annum*, to commence from such Time or Times as shall be agreed upon, to be payable Half-yearly, and to continue until Redemption thereof by Payments of each respective Principal Sum.

and to give Bonds or other Securities for such Annuities.

XX. And be it further enacted, That the said Mayor, Aldermen, and Commons, in Common Council assembled, shall cause a Bond or Note or other Security in Writing, under the Common Seal of the said City, to be delivered to every Person advancing any Part of the said Monies, for the Payment of such Annuities in respect thereof, until redeemed in Manner herein-mentioned, which Bonds, Notes, or other Securities shall be assignable by Indorsement.

Upon Notice of Redemption and Tender of the Money, such Annuities to cease,

XXI. Provided always, and be it further enacted, That the said Mayor, Aldermen, and Commons, shall give or cause to be given Six Calendar Months Notice of their Intention to pay off such Annuities to be granted under or by virtue of this Act to the Person or Persons to whom the same shall respectively belong, at the End of which Six Calendar Months, upon Payment or Tender of the respective Sums for which such Annuities have been granted to or for the Person or Persons then entitled thereto, at the Office of the Chamberlain of the said City for the Time being in the Guildhall of the same City, the Annuity and Annuities payable to such Person and Persons respectively shall cease and determine; nevertheless the Monies so tendered shall be paid to such Person or Persons upon his, her, or their Demand, and giving a Discharge for the same.

If more advisable, Money may be raised by

XXII. Provided also, and be it further enacted, That in case the said Mayor, Aldermen, and Commons, shall think it more advantageous to raise all or any Part of the Money authorized to be borrowed or raised

under this Act, by the granting of Annuities for Lives instead of Annuities redeemable as aforesaid, it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, and they are hereby authorized and empowered, by Writing under the Common Seal of the said City, to grant Annuities to any Person or Persons who shall contribute, advance, and pay into the Chamber of the said City any Sum or Sums of Money for the absolute Purchase of any Annuity or Annuties to be paid and payable during the natural Life of every such Contributor, or the natural Life of such Person as shall be nominated by or on the Behalf of such Contributor at the Time of the Payment of his or her Contribution or Purchase Money, and either with or without Benefit of Survivorship, as to the said Mayor, Aldermen, and Commons shall seem proper, so as that no such Annuity do exceed the Rate of Ten Pounds for every One hundred Pounds for a Year, and every such Annuity shall be charged and chargeable on the Duty on Coals granted by this Act, and shall be paid and payable Half-yearly at the Chamber of the said City, out of the Produce of the said Duty on Coals.

granting Annuities on Lives.

XXIII. And be it further enacted, That the said Duty on Coals granted and made payable by this Act shall be and the same is hereby charged and made chargeable with the Annuities which shall be payable in respect of such Sum or Sums of Money as aforesaid to be borrowed and raised under or by virtue of this Act.

Duty granted by this Act charged with such Annuities.

XXIV. And be it further enacted, That the several Sums of Money so to be raised and borrowed as aforesaid shall be applied for or towards the Purposes of this Act, and that no Part thereof shall be applicable or applied to or for any other Use, Intent, or Purpose whatsoever.

The Money raised to be applied only for the Purposes of this Act.

XXV. And be it further enacted, That from and immediately after the laying out and establishing the said Market by the said Mayor, Aldermen, and Commons, in Manner aforesaid, the said Market shall for ever thereafter be and become a free, open, and publick Market for the Sale of Coals brought into the Port of *London*.

The Coal Market to be an open Market.

XXVI. And be it further enacted, That such Market shall be holden on every *Monday*, *Wednesday*, and *Friday* in the Week, in each and every Year (*Good Friday*, *Christmas Day*, and Fast Days by Proclamation only excepted), from Twelve of the Clock at Noon until Two of the Clock in the Afternoon in each and every such Day; and that it shall be lawful to and for the said Mayor, Aldermen, and Commons to nominate and appoint One or more Clerk or Clerks and other Officer or Officers to such Market, with such Salary or Salaries for his or their Trouble and Attendance therein as to the said Mayor, Aldermen, and Commons shall seem just and reasonable, and from Time to Time to remove or displace him or them, and to nominate and appoint any other Clerk or Clerks, Officer or Officers in his or their Stead.

Market Days.

Clerks and Officers to be appointed.

XXVII. Provided always, and be it enacted, That it shall not be lawful to or for the said Mayor, Aldermen, and Commons, in Common Council assembled, to demand or take, or cause to be demanded or taken, the said Sum of One Halfpenny *per* Chaldron or Ton of Coals until the said Market shall be opened and established, nor shall the said Market be or be deemed

Notice to be given of the Day of opening the Market.

to be opened or eſtabliſhed for any of the Purpoſes of this Act, until Notice ſhall have been given in the Name of the ſaid Mayor and Commonalty aud Citizens of ahe City of *London*, in the *London Gazette* Ten Days previous to the Day on which ſuch Market ſhall be opened and eſtabliſhed for the ſeveral Purpoſes of this Act; and in ſuch Notice the Day and Hour on which ſuch Market is to be opened and eſtabliſhed ſhall be ſpecified, and on the Day ſo ſpecified in ſuch Notice, ſuch Market ſhall be and be deemed to be opened and eſtabliſhed for the ſeveral Purpoſes of this Act.

Maſters of Ships to give an Account of the Coals in their Ships.

XXVIII. And be it further enacted, That, from and after the opening and eſtabliſhing of the ſaid Market, each and every Maſter of a Ship or other Veſſel laden with Coals, or other Perſon having the Care and Command thereof, ſhall and he is hereby required within Twenty-four Hours after his Ship or other Veſſel ſhall have arrived at or to the Weſtward of *Blackwall*, or at her Moorings for Delivery within any Part of the ſaid Port of *London*, at or to the Weſtward of *Graveſend*, and not before, to deliver or cauſe to be delivered to the Clerk of the ſaid Market, or other Officer appointed to receive the ſame, at his Office in the Place appointed for holding ſuch Market, a true and perfect Copy of the Certificate or Certificates directed to be given by every Fitter or other Perſon vending or delivering Coals to each and every Maſter of a Ship or Veſſel on board of which ſuch Fitter or other Perſon vending or delivering Coals ſhall have loaded any Coals, by an Act, made in the Ninth Year of the Reign of Queen *Anne*, intituled, *An Act to diſſolve the preſent and prevent the future Combinations of Coal Owners, Lightermen, Maſters of Ships, and others to advance the Price of Coals, in prejudice of the Navigation, Trade, and Manufactures of this Kingdom; and for the further Encouragement of the Coal Trade*; and if ſuch Ship or Veſſel ſhall not come from any Port or Place where by the ſaid Act ſuch Certificate or Certificates is or are required to be given, then and in ſuch Caſe, each and every Maſter of ſuch Ship or Veſſel, or other Perſon having the Care or Command thereof, ſhall deliver or cauſe to be delivered an Account of the Quantity and Name or Names or Deſcription or Deſcriptions of the Coals on Board ſuch his Ship or Veſſel to the Clerk or other Officer of the Market as aforeſaid; and ſuch Clerk is hereby required to receive and regiſter ſuch Certificate or Certificates, Account or Accounts as aforeſaid, upon Payment or Tender of the Sum herein directed to be demanded and taken by the ſaid Mayor, Aldermen, and Commons for every Chaldron (or Ton of Coals, in caſe the ſame ſhall be ſold by Weight) contained in ſuch Ship or other Veſſel in a proper Book or Books to be kept for that Purpoſe; and if any ſuch Maſter of a Ship or other Veſſel, or other Perſon having the Care or Command thereof as aforeſaid, ſhall refuſe or neglect to deliver or cauſe to be delivered a true and perfect Copy of ſuch Certificate or Certificates, or ſuch Account or Accounts in Manner aforeſaid within Twenty-four Hours after ſuch Ship or other Veſſel ſhall have arrived or come to her Moorings as aforeſaid, or ſhall deliver or cauſe to be delivered ſuch Copy of ſuch Certificate or Certificates, or Account or Accounts, before ſuch Ship or other Veſſel ſhall have arrived or come to her Moorings as aforeſaid, or ſhall knowingly and wilfully deliver in any falſe or inaccurate Account of the Quantity or Name or Names, Deſcription or Deſcriptions of the Coals in ſuch Ship or other Veſſel, or if any ſuch Clerk ſhall refuſe or neglect to receive and regiſter ſuch Copy or Account or Accounts as aforeſaid, upon Payment or Tender

Clerks to enter the Accounts.

Penalties for delivering falſe Accounts or making falſe Entries.

of

of such Sum as aforesaid, or shall make such Registry knowing that such Ship or Vessel had not arrived or come to her Moorings as aforesaid, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds nor less than Five Pounds.

The said Accounts of Coals to be affixed in the Market.

XXIX. And be it further enacted, That the Clerk of such Market shall and is hereby required, previous to the opening of the Market next after the Receipt of the Copy of such Certificate or Certificates, or of such Account or Accounts as aforesaid, to fix up in some conspicuous Part or Parts within the said Market a true and perfect Copy thereof in fair and legible Characters, and with the Words, "For Sale," expressed thereon; and in case any such Certificate or Certificates, or such Account or Accounts as aforesaid, shall be received by such Clerk during the Hours of holding of such Market, and before One Half Hour before the Close thereof, then and in such Case such Clerk shall and he is hereby required to fix up in Manner aforesaid, a true and perfect Copy thereof, in fair and legible Characters, and with the Words "For Sale," expressed thereon; and if such Clerk shall refuse or neglect to fix up such Copy or Copies in Manner aforesaid, or within the Time aforesaid, such Clerk so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds, nor less than Five Pounds.

Coals to be sold in the Market, and within the Market Hours, and not elsewhere.

XXX. And be it further enacted, That if, from and after the opening and establishing of the said Market, any Owner or Master of any Ship or other Vessel laden with Coals, to be unloaden in any Part of the said Port of *London* at or to the Westward of *Gravesend* aforesaid, or other Person whosoever, shall sell or dispose of any Coals contained in any such Ship or other Vessel, or shall agree or contract for the Sale of any such Coals, or if any Lighterman, or any Buyer of or Dealer in Coals, or any other Person or Persons whomsoever, for or on Behalf of or in Trust for any such Lighterman, or Buyer of or Dealer in Coals, shall buy or purchase, or agree or contract for the Purchase of any such Coals contained in any such Ship or other Vessel, before such Copy or Copies of such Certificate or Certificates, or of such Account or Accounts as aforesaid, shall have been fixed up in such Market in Manner aforesaid, or if the said Coals shall be sold in any other Place or Places than in the said Market, and on the Days and within the Hours appointed for holding the same, every such Sale, Purchase, Contract, or Agreement for Sale or Purchase, shall be, and the same is and are hereby declared to be null and void to all Intents and Purposes whatsoever, and the several Persons so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds.

Repealing certain Parts of 3 Geo 2. c. 26.

XXXI. And whereas it would tend greatly to the opening of the said Market for the Sale of Coals, and to the preventing of Monopolies, if certain Parts of Two several Acts, made in the Third and Eleventh Years of the Reign of King *George* the Second were repealed; be it therefore enacted, That so much of the Act, made in the Third Year of the Reign of King *George* the Second, intituled, *An Act for the better Regulation of the Coal Trade*, as directs, "That all Bargains or Contracts for Coals between Buyer and Seller at the Market of *Billingsgate*, or other Place of Sale within the Bills of Mortality, shall, by the Crimp or Factor who has the Disposal of such Coals, be fairly entered, with the Conditions thereof

in the Pocket or other Book of such Crimp or Factor, subscribed by the Seller and the Buyer, and witnessed by the said Crimp or Factor, of which Bargain or Contract the said Crimp or Factor shall at the same Time deliver *gratis* a Copy by him attested to the Seller and Buyer respectively; and the said Entries so made and subscribed, and the said Copies so given and attested shall be admitted as Evidence on Trials in any Court of Law whatsoever; and if any Crimp or Factor shall neglect or refuse to enter such Bargain or Contract, and to subscribe and attest the same, or shall refuse to give Copies thereof as aforesaid, he shall for every such Offence forfeit and pay the Sum of Fifty Pounds;" and so much thereof as directs, "That all Lightermen and other Buyers of or Contractors for Coals, on board of any Ship or Vessel in the Port of *London*, shall at the Time of the Delivery of such Coals either pay for the same in ready Money, or for such Part thereof as shall not be paid for, shall give their respective Promissory Note or Notes of their Hands for Payment thereof, expressing therein the Words 'Value received in Coals,' payable at such Day or Days, Time or Times, as shall for that Purpose be agreed upon between such Lighterman, or other Buyer of or Contractor for Coals, and the Master or Owner of such Ship or Vessel, or his Agent or Factor on his Behalf, and that all such Notes, in case of Non-payment at the respective Days and Times therein-mentioned, shall and may be protested or noted in such Manner as Inland Bills of Exchange may now be; and in Default of such protesting or noting by any indorsing, and Notice thereof given by such Indorsee to the respective Indorser or Indorsers, within Twenty Days after such Failure of Payment, such respective Indorser or Indorsers, to whom such Notice shall not be given, shall not be chargeable with or liable to answer or pay such Sum of Money as shall be mentioned to be payable in or by such Note or Notes, or any Part thereof;" and so much thereof as directs, "That all such Lightermen, or other Buyers of or Contractors for Coals, who shall refuse to give their Note or Notes for Coals to them respectively delivered, and shall refuse to insert the said Words, 'Value received in Coals;' and every such Master who shall take any such Note from any Dealer in Coals, in which Note the Words 'Value received in Coals' are not expressly inserted, such Lightermen, Buyers of or Contractors for Coals, and Masters, shall for every such Refusal or Acceptance respectively forfeit and pay the Sum of One hundred Pounds;" shall be, and the same is and are upon and from and after the Day on which such Market shall be opened and established for the several Purposes of this Act, hereby repealed, and declared to be null and void to all Intents and Purposes whatsoever; and so much of the Act made in the Eleventh Year of the Reign of King *George* the Second, intituled, *An Act to empower the Court of Lord Mayor and Aldermen of the City of* London *to set the Price upon all Coals, commonly called* Sea Coals, *imported into the Port of* London *from* Newcastle *and the Ports adjacent thereunto, for the Space of One Year; and to oblige, for the Term therein mentioned, Fitters and others vending and loading Ships with Sea Coals at* Newcastle *and the Ports adjacent thereunto, to deliver such Coals to any Masters of Ships applying for the same; and for further obliging Buyers and Sellers of Sea Coals at* Billingsgate *or other Place of Sale within the Bills of Mortality, to sign their Contracts for Coals; and for the Admeasurement of all Carriages whatsoever used in loading Ships with Coals in the Port of* Newcastle *and Members thereunto belonging*, as directs "That if any Buyer or Seller of Coals at Billingsgate or other Place of Sale

and of 1 Geo. 2. c. 15.

Sale within the Bills of Mortality, being thereunto required, shall refuse or neglect to sign the Contracts in such Manner as by the said recited Act is directed, that then and in such Case every such Buyer and Seller respectively so refusing or neglecting shall, for every such Offence, forfeit the Sum of Fifty Pounds, One Moiety thereof to His Majesty, His Heirs and Successors, and the other Moiety to such Person or Persons as shall sue for the same in any of His Majesty's Courts of Record at *Westminster*, within the Space of Six Months after such Offence committed;" and so much thereof as directs, "That every Master of a Ship carrying Coals as aforesaid shall, after every respective Voyage made by him, produce to his Owner or Owners (when required) a Copy of such Contract or Contracts, signed by the Crimp or Factor in whose Book the said Contract is or shall be entered as aforesaid, and in case of Refusal, such Master so refusing shall forfeit and pay the Sum of Fifty Pounds, to be recovered and disposed of as aforesaid," shall be and the same is and are upon and from and after the Day on which such Market shall be opened and established for the several Purposes of this Act hereby repealed, and declared to be null and void to all Intents and Purposes whatsoever.

Sales of Coals to be entered with the Clerk of the Market.

XXXII. And be it further enacted, That from and after the establishing the said Market, all Bargains or Contracts for Coals between Buyer and Seller shall, by the Crimp, Factor, or other Person having the Disposal of such Coals (in case any such Crimp, Factor, or other Person shall be employed for the Disposal of such Coals), be fairly entered, with the Conditions thereof, and Price of such Coals, in a Book to be kept by such Crimp or Factor, or other Person as aforesaid, subscribed by such Buyer, and by the said Crimp or Factor, or other Person as aforesaid, not merely with the Initials of their Names, but with their Names written at full Length; of which Bargain or Contract such Crimp or Factor, or other Person as aforesaid, shall at the same Time deliver *gratis* a Copy by him attested to the Seller and Buyer respectively; and a true and perfect Copy of such Bargain or Contract, and the Price of such Coals shall be delivered by such Crimp or Factor to the Clerk of the said Market (within One Hour after the Close of the Market on that Day); and every such Copy shall be by such Clerk entered in a Book or Books to be kept for that Purpose; and every such Book shall be open for the Perusal or Inspection of any Person or Persons whomsoever, on Demand, at any Time or Times during the Hours such Market shall be open; and if any Crimp or Factor, or other Person having the Disposal of such Coals as aforesaid, shall neglect or refuse to enter such Bargain or Contract, or the Price of such Coals, fairly, accurately, and honestly, without Fraud or Covin, or to subscribe the same, or shall refuse or neglect to give Copies thereof in Manner or within the Time aforesaid, or if any such Clerk shall refuse or neglect to enter such Contract or Bargain, or the Price of such Coals as aforesaid, in such Book or Books, in Manner aforesaid, or shall not permit the Perusal or Inspection thereof to any Person or Persons whomsoever, during such Hours as aforesaid, then and in such Case every such Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds; and in case any Person shall sell his or her Coals, which it shall and may be lawful to and for such Person to do without the Intervention of such Crimp, Factor, or other Person as aforesaid, then and in such Case every such Sale, Bargain, or Contract for the Purchase of Coals shall be fairly written on Paper, and

Persons may sell their own Coals without the Intervention of a Factor.

shall be signed by the Seller and Buyer; and such Paper when so signed, or a true and perfect Copy thereof, shall be delivered to the Clerk of such Market within One Hour after the Close of the Market on that Day; and such Clerk shall and he is hereby required to enter such Paper, or such Copy thereof, in a Book or Books to be kept for such Purpose, which Book or Books shall be open for the Inspection and Perusal of any Person or Persons whomsoever, on Demand, at any Time or Times during such Hours as such Market shall be open; and if any such Person shall refuse or neglect to enter such Bargain or Contract with such Clerk, in Manner or within the Time aforesaid, or if any such Clerk shall refuse or neglect to enter any such Bargain or Contract in such Book or Books, in Manner aforesaid, or shall not permit the Inspection and Perusal thereof to any Person or Persons whomsoever, on Demand, during such Hours as aforesaid, every Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds; and if any Buyer or other Person on his, her, or their Behalf, shall demand, take, or receive any Abatement, Deduction, or Allowance, (by whatever Name or by whatever Means such Abatement, Deduction, or Allowance shall be called or made) from the Price so delivered to or entered with the Clerk of such Market, or shall practise or make use of any Art, Covin, or Device, so as to obtain any such Abatement, Deduction, or Allowance from the Price so delivered to and entered with the Clerk of such Market, or if any Ship Owner, Crimp, Factor, Vender or Seller of Coals, or any Person on his, her, or their Behalf, shall give, grant, or allow any Abatement, Deduction, or Allowance from the Price so delivered to and entered with the Clerk of such Market (by whatever Name or by whatever Means such Abatement, Deduction, or Allowance shall be called or made) so that the full Price so delivered to and entered with the Clerk of such Market shall not be received for such Coals by such Vender or Seller, then and in every such Case every such Buyer, Ship Owner, Crimp, Factor, Vender, Seller, and other Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds: Provided always, that the Commission to any Crimp or Factor, or other Person having the Disposal of Coals, and the usual Discount and Scorage allowed to Buyers, shall not be or be deemed to be any such Abatement, Deduction, or Allowance from such Price as aforesaid.

For preventing false Entries with the Clerk of the Market.

Coals may be purchased at the Market in Quantities not less than 21 Chaldrons.

XXXIII. And be it further enacted, That after the Cargo of any Ship or other Vessel shall have been entered with the Clerk of the Market in Manner aforesaid, the Coals contained in such Cargo shall be and be deemed to be upon Sale during the Times for holding the said Market as herein-before mentioned; and if the Factor, Agent, or other Person having Power or Authority of selling the said Cargo of Coals, or of any Part or Parts thereof, shall give any undue Preference, in the Sale thereof, or refuse or decline to sell the same, or any Part or Parts thereof, to any Person or Persons whomsoever, who shall be desirous of purchasing not less than Twenty-one Chaldrons thereof, (Payment for such Coals being then and there tendered with sufficient Security for the Payment of Demurrage, in case of Detention in the Delivery) such Owner, Factor, Agent, or other Person so refusing or neglecting shall forfeit and pay, for every such Offence, the Sum of One hundred Pounds.

XXXIV. And

Entries of Proceedings good Evidence.

XXXIV. And be it further enacted, That all Entries made by the Clerk of such Market in such Book or Books, in pursuance of the Directions of this Act, shall be Evidence in all Cases, Suits, and Actions, touching or concerning any Thing done in pursuance of this Act.

No Meter to be appointed to a Ship until Part of the Coals are sold

XXXV. And whereas great Inconvenience arises from the Appointment of a Meter to a Ship or other Vessel for the Delivery of her Cargo of Coals before the same is ready for Delivery; be it therefore enacted, That no Meter shall be appointed for the Delivery of the Cargo of Coals of any Ship or other Vessel until after the Account of the Sale of such Cargo of Coals shall have been entered with the Clerk of the Market, or until the Conclusion of the Market in which the Account of the Sale of Three Score Chaldrons at least of the Coals contained in such Ship or other Vessel shall have been so entered with the Clerk of the said Market, in Manner herein directed.

For preventing the Sale of one Sort of Coals for another.

XXXVI. And be it further enacted, That if any Vender or Venders of, or Dealer or Dealers in Coals, shall knowingly sell One Sort of Coals for and as a Sort which they really are not within the said Port of *London*, or within the respective Cities of *London* or *Westminster*, or the respective Liberties thereof, or within such Part or Parts of the said respective Counties of *Middlesex*, *Surry*, *Kent*, and *Essex*, as is or are situate within the Distance of Twenty-five Miles from the *Royal Exchange* aforesaid, every such Vender and Venders of, Dealer and Dealers in Coals, shall forfeit and pay for every such Offence the Sum of Twenty Pounds *per* Chaldron so sold; and such Vender or Venders of, or Dealer or Dealers in Coals shall not be subject or liable to any Penalty inflicted by the said recited Act, made in the Third Year of the Reign of His late Majesty, intituled, *An Act for the better Regulation of the Coal Trade*, on every Person who shall knowingly sell one Sort of Coals for and as a Sort which they really are not: Provided always, that no Ship Owner, Master, or other Person having the Care or Command of any Ship or Vessel within the said Port of *London*, shall be subject to such Penalty for or in respect of any Number of Chaldrons exceeding Twenty-five Chaldrons for the same Cargo of Coals.

Coal Meters and Coal Heavers not to be unnecessarily detained on board a Ship.

XXXVII. Provided always, and be it enacted, That if any Meter, Coal Heaver, or Whipper, shall, by reason of the Delivery of a less Quantity of Coals than Forty Chaldrons a Day, from the Appointment of such Meter to deliver such Ship or Vessel, be detained on board any Ship or Vessel, by reason of the Whole of the Coals not being delivered thereout, over or beyond such Number of Days as that by the Delivery of Forty Chaldrons a Day of the Cargo thereof such Coals ought to have been delivered, then and in such Case the Master of every such Ship or other Vessel shall pay to every such Meter, Coal Whipper, or Heaver, such Sum or Sums of Money, not exceeding Seven Shillings *per* Day, for every Day that such Ship or Vessel shall have been detained beyond such Number of Days as aforesaid, as any One of His Majesty's Justices of the Peace for the City of *London*, or Counties of *Middlesex*, *Essex*, *Kent*, or *Surry*, according to the Jurisdiction, shall award, on the Application of such Meter, Coal Heaver, or Whipper, over and above all Costs and Expences of such Application, provided that it shall appear to such Justice that

such Detention did not arise from the Default of such Meter, Coal Whipper, or Heaver, or any of them.

For preventing Alehouse Keepers acting as Coal Undertakers.

XXXVIII. And be it further enacted, That if any Victualler, Alehouse Keeper, or Inn Keeper, concerned or interested, either directly or indirectly, either in his or her own Name, or in the Name or Names of any other Person or Persons whomsoever, or by Way of Partnership or Agreement to receive any Part of the Profits of such Trade or Trades, or in selling Meat, Bread, or other Eatables, Wine, Beer, or Spirituous Liquors, or other Drink of any Kind or Sort whatsoever, shall directly or indirectly exercise the Business or Employ of a Coal Undertaker, or of providing any Coal Heaver or Coal Heavers for unloading any Coals from any Ship or other Vessel within the said Port of *London*, he or she shall for every such Coal Heaver provided by him or her forfeit and pay the Sum of Five Pounds, and the Whole of such Penalty shall go to the Informer.

How the Wages of Coal Heavers shall be paid.

XXXIX. And be it further enacted, That the Hire and Wages of Coal Heavers or Whippers shall be really and *bonâ fide* paid by the Masters or Owners of Ships, or their Agents, to the Undertaker, and by him paid and divided among the said Coal Heavers, or by the Master to the Coal Heavers where no Undertaker is employed, and not by Way of Barter or Exchange in any Goods, Wares, Merchandize, Meat, Drink, Lodging, or Materials for Wearing Apparel, without any Deduction whatever, under the Penalty of Five Pounds for each and every Offence.

Ship Meters to give Certificates of the Coals delivered in each Lighter.

XL. And be it further enacted, That each and every Meter or other Person superintending the Admeasurement or Delivery of any Coals from any Ship or other Vessel into any Lighter, Barge, or other Craft, shall, and he and they is and are hereby required to give and deliver to the Lighterman or other Person having the Care or Management of the Lighter, Barge, or other Craft into which the Coals from such Ship or other Vessel shall be admeasured or delivered, before such Lighter, Barge, or other Craft shall quit such Ship or other Vessel, a Certificate or Certificates of the Quantity of Coals admeasured or delivered into such Lighter, Barge, or other Craft; and each and every Certificate shall be numbered, beginning with Number One for the First Certificate delivered, and so on in arithmetical Progression ascending, whereof the common Excess or Difference shall be always One, until the whole Cargo of Coals contained in such Ship or other Vessel shall be delivered; and every such Certificate shall be witnessed by the Master or Mate of such Ship or other Vessel, and shall be made in the following Form:

'Number [*here insert the Number of the Certificate.*]

'I, *A. B*, do hereby certify, That I have delivered from on board the 'I, [*here insert the Name of the Ship or other Vessel, and also the Master's 'Christian and Surname*] Master, from [*here insert the Name of the Port 'where the Coals were put on board*] of [*here insert the Name by which 'the Coals are known*] Coals [*here insert the Number of Chaldrons*] Chaldrons, in the Room, [*or*, Rooms, *if more than One*] No. [*here specify 'the Number of the Room, reckoning from the Head to the Stern*] of the 'Lighter [*or*, Barge, *or other Craft*] called the [*here insert the Name of*

'*the*

' *the Lighter, Barge, or other Craft*] Number [*here insert the Number of*
' *the Lighter, Barge, or other Craft, and the Name of the Lighterman*]
' Lighterman on Account of [*here insert the Name of the Buyer of the*
' *Coals, or the Person for whose Use such Coals are delivered, (as shall be*
' *required).*]

' *A. B.* Meter. Witness, *C. D.* Master [*or*, Mate.]
' London, [*here insert the Day of the Month, and the Month and*
' *Year in which such Coals were delivered.*]

And in case such Coals shall be sold by Weight, the Word Tons shall be inserted in such Certificate or Certificates in lieu of the Word Chaldrons, and in the making out such Certificate or Certificates no Figures shall be made use of, but each and every Word shall be legibly written at Length (save and except the Date of the Year, which may be written in Figures); and every such Lighterman or other Person having the Care or Management of such Lighter, Barge, or other Craft, shall upon the Delivery of such Certificate, pay to the Meter or other Person superintending the Admeasurement or Delivery of such Coals, the Sum of Three-pence for each and every such Certificate; and if any Meter or other Person superintending the Admeasurement or Delivery of such Coals shall refuse or neglect to give or deliver such Certificate, signed with his own Name, and in his own Hand Writing, and drawn in Manner aforesaid, to the Persons having the Care or Management of such Lighter, Barge, or other Craft, or shall wilfully give or deliver the same with a wrong or false Number of the Certificate inserted therein, or with a wrong or false Name of the Ship or other Vessel, or of the Master, or of the Port where the Coals were put on board such Ship or other Vessel, or of the Coals, or with a wrong or false Account of the Quantity of Coals admeasured or delivered into any Room of such Lighter, Barge, or other Craft, or with a wrong or false Number of such Lighter, Barge, or other Craft inserted therein, or with a wrong or false Name or Names of the Lighterman, or of the Buyer or other Person for whose Use such Coals are delivered, or with a wrong or false Month or Date thereof, or of the Year, or without the Signature of such Master or Mate thereto, or make use of any Fraud, Covin, or Device, by which the same shall be wrong or false, or if any such Master or Mate shall refuse or neglect to sign any such Certificate when true and accurate, or shall sign any such Certificate, knowing the Whole or any Part or Parts thereof to be wrong or false, or if any such Lighterman or other Person having the Care or Management of such Lighter, Barge, or other Craft shall not wait a reasonable Time after the Coals shall have been so admeasured or delivered for the Purpose of receiving such Certificate or Certificates, or shall refuse or neglect to receive the same, or shall on the Delivery of every such Certificate refuse or neglect to pay the Meter, or other Person superintending the Admeasurement or Delivery of such Coals, the aforesaid Sum for each and every such Certificate, then and in every such Case every such Meter or other Person superintending the Admeasurement or Delivery of such Coals so offending, and every such Master or Mate so offending, and each and every such Lighterman or other Person having the Care or Management of such Lighter, Barge, or other Craft so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds.

Lighterman, &c. to deliver such Certificate to the Wharfinger, *etc.*

XLI. And be it further enacted, That each and every Lighterman or other Person having the Care or Management of any Lighter, Barge, or other Craft laden with Coals in the said Port of *London*, shall, and he is hereby required to deliver *gratis*, before any Part of the said Coals shall be taken out of any such Lighter, Barge, or other Craft, to the Holder or Holders of the Wharf or other Landing Place where such Coals are intended to be delivered, or to his, her, or their Servant, the Certificate of the Quantity of Coals measured or weighed into such Lighter, Barge, or other Craft, and herein directed to be given to such Lighterman or other Person by the Meter admeasuring or weighing the Coals from any Ship or other Vessel in the said Port of *London*, into such Lighter, Barge, or other Craft, for the Inspection of all those Persons who may be interested in the Purchase or Delivery of such Coals; and if any Holder or Holders of a Wharf or other Landing Place, Wharfinger or Wharfingers, to whom such Certificate shall have been delivered, shall refuse or neglect to permit any Person concerned in the Purchase or Delivery of such Coals at all reasonable Times to inspect or take a Copy of such Certificate, every such Holder or Holders of a Wharf or other Landing Place, Wharfinger or Wharfingers, so offending, shall, for every such Offence, forfeit and pay any Sum not exceeding Twenty Pounds; or if any such Lighterman, Holder of the Wharf, or other Person, shall wilfully erase, deface, alter, or destroy such Certificate, or be aiding, abetting, or assisting therein, or permit or suffer the same to be done, then, and in every such Case, every such Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Twenty Pounds.

Ship Meters to keep Accounts of the Coals delivered by them.

XLII. And be it further enacted, That each and every Meter admeasuring or weighing, or attending the Admeasurement or weighing of any Coals from any Ship or other Vessel within the said Port of *London*, into any Lighter, Barge, or other Craft, or on any Quay or Landing Place, shall keep a Book or Books, and shall enter therein the Name of the Ship or other Vessel, and the several Quantities of Coals delivered by him or them from such Ship or other Vessel, together with the Day of the Month and Year on which such several Quantities shall have been delivered; and the Name and Number or Numbers marked and described on the Lighter or Lighters, Barge or Barges, or other Craft, and the several Quantities of Coals delivered into each Room or Division of such respective Lighter, Barge, or Craft, or the Name of the Quay or Landing Place into or upon which such Coals have been delivered; and such Entry or Entries shall, when all the Coals contained in such Ship or other Vessel shall have been delivered, be signed by such Meter or Meters, and witnessed by the Master or other Person having the Care or Charge of such Ship or other Vessel, and such Meter or Meters shall, and he and they is and are hereby required to deliver or cause to be delivered *gratis*, a Copy of the respective Entries from such Book or Books to the Clerk of the said Market, within Twenty-four Hours after the unloading thereof, of Coals; and every such Clerk is hereby required to receive and preserve all such Copies of the Entries contained in such Book or Books; and if any such Meter shall make a false Entry or Entries in such Book or Books of the Name of such Ship or other Vessel, or of the Quantity of Coals delivered thereout, or of the Day, or Month, or Year, or of the Name or Names, or Number or Numbers of the Lighter or Lighters,

Barge

Barge or Barges, or other Craft, and the ſeveral Quantities of Coals delivered into each Room or Diviſion of each reſpective Lighter, Barge, or Craft, or of the Name of any Quay or Landing Place into or upon which the Coals from ſuch Ship or other Veſſel ſhall have been delivered, or ſhall not deliver or cauſe to be delivered ſuch Copies of the Entries contained in ſuch Book or Books to ſuch Clerk within the Time aforeſaid, or if the Maſter or other Perſon having the Care or Charge of ſuch Ship or other Veſſel, ſhall refuſe or neglect to witneſs ſuch Entry or Entries when true and correct, or ſhall knowingly witneſs any ſuch falſe Entry or Entries, or if any ſuch Clerk ſhall refuſe or neglect to receive and preſerve ſuch Entry or Entries, Book or Books, or ſhall refuſe or not permit the Inſpection or Peruſal thereof to any Perſon or Perſons whomſoever on Demand, at any Time or Times during ſuch Days and Hours as ſuch Market ſhall be kept open, every ſuch Perſon ſo offending ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Twenty Pounds.

No Fractional Part of Five Chaldrons to be delivered into any Room of a Barge.

XLIII. And whereas it would tend greatly to the Prevention of Fraud, if certain aliquot Parts of a Score of Coals only were permitted to be loaded into Barges, Lighters, or other Craft from Ships and other Veſſels diſcharging their Cargoes of Coals in the ſaid River *Thames*; be it therefore enacted, That if upon or from and after the Day on which the ſaid Market ſhall be opened and eſtabliſhed for the ſeveral Purpoſes of this Act, any Meter delivering Coals ſhall load or permit or ſuffer to be loaded from any ſuch Ship or other Veſſel in the River *Thames*, into any Lighter, Barge, or other Craft, or into any Room or Diviſion of any Lighter, Barge, or other Craft, a leſs Quantity than Five Chaldrons or Twenty-one Vats, or any Quantity between Five Chaldrons or Twenty-one Vats and Ten Chaldrons or Forty-two Vats, or any Quantity between Ten Chaldrons or Forty-two Vats and Fifteen Chaldrons or Sixty-three Vats, or any Quantity between Fifteen Chaldrons or Sixty-three Vats and Twenty Chaldrons or Eighty-four Vats, or otherwiſe, ſo that there ſhall be a fractional Part of Five Chaldrons or Twenty-one Vats in any ſuch Lighter, Barge, or other Craft, or in any Room or Rooms, Diviſion or Diviſions thereof, (ſave and except for the Clearance of ſuch Ship or other Veſſel when the Cargo is reduced to a leſs Quantity than Five Chaldrons or Twenty-one Vats), or if any Lighterman or other Perſon having the Care or Management of ſuch Lighter, Barge, or other Craft ſhall, without the Permiſſion or Conſent of ſuch Meter, take away his or their Lighter, Barge, or other Craft from any ſuch Ship or other Veſſel, ſo as to prevent the ſame from being loaded with the Quantity herein directed, then and in every ſuch Caſe every ſuch Meter ſo offending, and every ſuch Lighterman and other Perſon ſo offending ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Twenty Pounds.

Meter not to deliver Coals into Barges having Coals in them before.

XLIV. And be it further enacted, That if any Meter or other Perſon ſhall ſhoot or deliver, or ſhall permit, ſuffer, or cauſe to be ſhot or delivered from any Ship or other Veſſel in the Port of *London*, any Coals into any Room, or Diviſion of any Lighter, Barge, or other Craft, or into any open or undivided Lighter, Barge, or other Craft, containing any Coals obtained or received from any other Ship or other Veſſel, or from

any Lighter, Barge, or other Craft, or from any other Place whatsoever, save and except from the Ship or other Vessel from which such Meter or other Person shall be shooting or delivering Coals, or shall be in any wise aiding, abetting, or assisting therein, then and in every such Case every such Meter, and every such other Person, shall, for every such Offence, forfeit and pay any Sum not exceeding Twenty Pounds.

Except into empty Rooms.

XLV. Provided always, and be it enacted, That nothing herein contained shall extend, or be construed to extend, to prevent the shooting and Delivery of Coals into the empty Room or Rooms of any Lighter, Barge, or other Craft, in part loaded from any other Ship, on the Certificate or Certificates of the Meter or Meters from the Ship from whence such Lighter, Barge, or other Craft shall have been in part loaded, being produced to the Meter on board the Ship from which such empty Room or Rooms are to be filled.

For preventing Gifts being given to Meters.

XLVI. And be it further enacted, That if any Ship Owner or Owners, Master or Masters, Buyer or Buyers of Coals, or any Vender or Venders of, or Dealer or Dealers in Coals, or any Person or Persons on his, her, or their Behalf, shall give or grant, or promise to give or grant any Money, or any Coals, or other Gift or Reward, to any Meter or Meters employed in the Admeasurement of Coals within the said Port of *London*, or within the said respective Cities of *London* and *Westminster*, or the respective Liberties thereof, or within such Part or Parts of the said respective Counties of *Middlesex*, *Essex*, *Surry*, and *Kent*, as is or are situate within the Distance of Twenty-five Miles from the *Royal Exchange*, for or on Account of such Meter or Meters having measured or being about to measure any Coals for such Buyer or Buyers, Vender or Venders, Dealer or Dealers, or if any Meter or Meters shall take or receive any such Money, Coals, or other Gift or Reward from such Owner or Owners, Master or Masters, Buyer or Buyers, Vender or Venders, Dealer or Dealers, or other Person or Persons on his, her, or their Behalf, then and in every such Case every such Owner, Master, Buyer, Vender, Dealer, Meter, and other Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds: Provided always, that nothing herein contained shall extend, or be construed to extend to subject or render liable to the said Penalty of One hundred Pounds any Ship Owner or Ship Owners, Master or Masters, Buyer or Buyers of Coals, or Vender or Venders of, or Dealer or Dealers in Coals, or any Person on his, her, or their Behalf, for giving or granting, or promising to give or grant any of the several Sums of Money specified in the Schedule in this Act contained, and for the several Purposes therein mentioned; but such several Sums in such Schedule specified shall be paid and payable by the several Persons therein mentioned to such Meter or Meters, any Thing herein-before contained to the contrary thereof notwithstanding.

For Remeasurement of Coals by the Vat.

XLVII. And be it further enacted, That in case any Purchaser or Purchasers, Vender or Venders of Coals, or his, her, or their Servant or Servants, or other Person or Persons acting by or under the Authority of such Purchaser or Purchasers, Vender or Venders respectively, shall be dissatisfied with the Measure of any Coals admeasured from any Ship or other Vessel, and shall, within One Hour after the Delivery of such Coals into

into the Lighter, Barge, or other Craft of the Purchaſer or Purchaſers thereof, and before ſuch Lighter, Barge, or other Craft ſhall have left the Ship or other Veſſel from whence ſuch Coals ſhall have been delivered, ſignify to the Meter on board ſuch Ship or other Veſſel his, her, or their Deſire to have the ſame remeaſured, then and in every ſuch Caſe it ſhall and may be lawful to and for the Purchaſer or Purchaſers, Vender or Venders of ſuch Coals, his, her, or their Servant or Servants, or other Perſon or Perſons acting by or under the Authority of ſuch Purchaſer or Purchaſers, or Vender or Venders, to leave, or cauſe a Notice to be left in Writing at the Sea Coal Meters Office, deſiring that ſuch Coals may be remeaſured, and ſpecifying the Lighter, Barge, or other Craft containing ſuch Coals ſo required to be remeaſured, and where ſuch Lighter, Barge, or other Craft is then lying, and on the Receipt of ſuch Notice Two Deputy Meters from ſuch Office ſhall forthwith attend to remeaſure ſuch Coals, and ſhall accordingly forthwith remeaſure ſuch Coals by the Vat, in the Preſence of the Ship Meter who ſhall have ſo meaſured ſuch Coals into ſuch Lighter, Barge, or other Craft, and in the Preſence of the Vender or Venders, or Purchaſer or Purchaſers of ſuch Coals, his, her, or their Servant or Servants reſpectively, or other Perſon or Perſons acting by or under the Authority of ſuch Vender or Venders reſpectively, in caſe they or any of them ſhall attend to ſee the ſame remeaſured; and in caſe the Clerk at ſuch Sea Coal Meters Office ſhall neglect or refuſe to ſend ſuch Two Deputy Meters, or in caſe ſuch Two Deputy Meters ſhall neglect or refuſe to attend within Six Hours after ſuch Notice in Writing left as aforeſaid or to remeaſure ſuch Coals in Manner aforeſaid, then and in every ſuch Caſe ſuch Clerk and every ſuch Deputy Coal Meter ſo offending ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Five Pounds; and for ſuch Remeaſurement the Perſon or Perſons ſo requiring ſuch Coals to be remeaſured ſhall pay the Coal Meters attending ſuch Remeaſurement the Sum of Sixpence for every Chaldron of Coals ſo remeaſured, and the Vat for remeaſuring ſhall be placed and affixed, for the Purpoſe of being uſed for ſuch Remeaſurement, at the Coſts and Charges of the Perſon or Perſons ſo deſiring ſuch Remeaſurement; and in caſe the Coals ſo remeaſured ſhall not amount to the Quantity mentioned in the Certificate of ſuch Ship Meter as required by this Act, the Coal Meter who ſhall have meaſured ſuch Coals from the Ship or other Veſſel into ſuch Lighter, Barge, or other Craft ſhall, for every ſuch Buſhel of Coals ſo found deficient, in caſe ſuch Deficiency ſhall not be equal to Three Buſhels in Five Chaldrons, forfeit and pay the Sum of Five Shillings for every ſuch Buſhel; and in caſe ſuch Deficiency ſhall be equal to or exceed Three Buſhels in Five Chaldrons, then and in ſuch Caſe ſuch Meter ſhall forfeit and pay the Sum of Five Pounds for every ſuch Buſhel, and alſo the Expences of the placing and affixing of ſuch Vat; ſuch Expences to be ſettled and determined by the Juſtice before whom the ſaid reſpective Penalties may be recovered, by Diſtreſs and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand and Seal of ſuch Juſtice, rendering the Overplus (if any) after deducting ſuch Expences, and the Coſts and Charges of ſuch Diſtreſs and Sale, to the Owner or Owners of ſuch Goods and Chattels, and all Expences attending ſuch Remeaſurement.

Carmen to carry a Buſhel Meaſure in their Carts.

XLVIII. And be it further enacted, That, if from and after the Firſt Day of *October* One thouſand eight hundred and three, 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 Coals, from any Ship, Veſſel, Lighter, Barge, or other Craft, or from any Wharf, Warehouſe, or other Place, within the ſaid Port of *London*, or within the ſaid reſpective Cities of *London* and *Weſtminſter*, or the reſpective Liberties thereof, or within ſuch Part or Parts of the reſpective Counties of *Middleſex*, *Surrey*, *Kent*, and *Eſſex*, as is or are ſituate within the Diſtance of Twenty-five Miles from the *Royal Exchange* aforeſaid, ſhall not have placed on ſome conſpicuous Part of his Cart, Waggon, or Carriage, a Buſhel Meaſure of the Form, Size, and Dimenſions directed by an Act made in the Twelfth Year of the Reign of Queen *Anne*, intituled, *An Act for the ſpeedy and effectual preſerving 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* (which Meaſure ſhall be provided by the Vender or Venders of, or Dealer or Dealers in 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 nor leſs than Forty Shillings, and the Vender or Venders of, or Dealer or Dealers in ſuch Coals, ſhall forfeit and pay any Sum not exceeding Twenty Pounds nor leſs than Five Pounds.

Carmen to deliver a printed Ticket to the Buyer previous to the Delivery of any Coals.

XLIX. And be it further enacted, That, from and after the ſaid Firſt Day of *October*, the Carman, Driver of, or other Perſon attending every Cart, Waggon, or other Carriage laden 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 Coals, from any Ship, Veſſel, Lighter, Barge, or other Craft, or from any Wharf, Warehouſe, or other Place, within the ſaid Port of *London*, or within the ſaid reſpective Cities of *London* or *Weſtminſter*, or the reſpective Liberties thereof, or within ſuch Part or Parts of the ſaid reſpective Counties of *Middleſex*, *Surry*, *Kent*, or *Eſſex*, as is or are ſituate within the Diſtance of Twenty-five Miles from the *Royal Exchange* aforeſaid, ſhall, and he and they is and are required to deliver or cauſe to be delivered a printed Ticket or Paper to the Buyer or Buyers 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 of*]	Sacks of	[*here inſert the Name of the*]	Coals
[*as above directed*]	Sacks of	[*as above directed*]	Coals
[*as above directed*]	Sacks of	[*as above directed*]	Coals

(But in caſe ſuch Coals have been previouſly houſed and are delivered from a Warehouſe, inſert the Words, “ From Warehouſe ” inſtead of the Name of ſuch Coals.)

‘ and

'and that by an Act made in the Forty-third Year of the Reign of King 'George the Third, the Carman is directed to deliver this Ticket before 'he ſhoots any of the Coals out of his Cart or Waggon, and that a 'Buſhel Meaſure is in ſuch Cart or Waggon, 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 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.*']]

And in caſe any ſuch Carman, Driver of, or other Perſon attending ſuch Cart, Waggon, or other Carriage laden with Coals as aforeſaid, ſhall 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, 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 Ten Pounds nor leſs than Forty Shillings.

Meters not to give Certificates without actually meaſuring the Coals comprized therein.

L. And be it further enacted, That if any Meter or Meters ſhall give a Certificate or Ticket for the Delivery of any Parcel or Quantity of Coals, from any Ship or other Veſſel, or from any Lighter or other Craft, or from any Wharf, Warehouſe, or other Place, within the ſaid Port of *London*, or within the ſaid reſpective Cities of *London* or *Weſtminſter*, or the reſpective Liberties thereof, or within ſuch Part or Parts of the ſaid reſpective Counties of *Middleſex*, *Surry*, *Kent*, or *Eſſex*, as is or are ſituate within the Diſtance of Twenty-five Miles from the *Royal Exchange*, without having duly and truly meaſured the ſame agreeable to the Deſcription herein contained, ſuch Meter or Meters ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Twenty Pounds.

Carmen to meaſure One Sack in each Load of Coals, if required.

LI. Provided always, and be it further enacted, That, from and after the ſaid Firſt Day of *October*, the Carman or Driver of every ſuch 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 Coals, from any Ship, Veſſel, Lighter, Barge, or other Craft, or from any Wharf, Warehouſe, or other Place within the ſaid Port of *London*, or within the ſaid reſpective Cities of *London* and *Weſtminſter*, or the reſpective Liberties thereof, or within ſuch Part or Parts of the reſpective Counties of *Middleſex*, *Surry*, *Kent*, and *Eſſex*, as is or are ſituate within the Diſtance of Twenty-five Miles from the *Royal Exchange* aforeſaid, ſhall, and he is hereby directed to meaſure *gratis*, the Coals contained in any One of the Sacks contained in ſuch Cart or Carriage, which may be choſen by the Buyer or Buyers of the ſaid Coals, or his, her, or their Servant or Servants, or other Perſon or Perſons acting on the Behalf of ſuch Buyer or Buyers, 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 remeaſured in Manner directed by any Act or Acts of Parliament then in force.

LII. Provided

For preventing the putting leſs than Three Buſhels of Coals into a Sack.

LII. Provided always, and be it enacted, That in caſe it ſhall appear upon the Remeaſurement of ſuch Coals or any Part thereof, that any Sack or Sacks of ſuch Coals ſhall not contain Three Buſhels, then and in every ſuch Caſe the Vender or Venders of, or Dealer or Dealers in ſuch Coals, ſhall for every Sack of Coals that ſhall be found deficient, on the Remeaſurement, forfeit and pay any Sum not exceeding Forty Shillings for every Sack ſo found deficient; any Thing contained in any Act or Acts of Parliament to the contrary thereof in anywiſe notwithſtanding.

Dimenſions of Sacks.

LIII. And be it further enacted, That, from and after the Firſt Day of *November* One thouſand eight hundred and three, each and every Sack 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 ſaid Port of *London*, or within the ſaid reſpective Cities of *London* and *Weſtminſter*, or the reſpective Liberties thereof or within ſuch Part or Parts of the ſaid reſpective Counties of *Middleſex*, *Surry*, *Kent*, and *Eſſex*, as is or are ſituate within the Diſtance of Twenty-five Miles from the *Royal Exchange* aforeſaid, ſhall meaſure in the Inſide thereof at leaſt Four Feet and Two Inches in Length by Two Feet and One Inch in Breadth; and if any Vender or Venders of, or Dealer or Dealers in Coals, ſhall, from and after the ſaid Firſt Day of *November*, uſe or cauſe to be uſed, any Sack or Sacks for delivering Coals, within the ſeveral and reſpective Cities, Liberties, and Parts aforeſaid, of leſs Length or Breadth than as aforeſaid, then and in every ſuch Caſe every ſuch Vender of and Dealer in Coals ſhall, for every ſuch Sack that ſhall be deficient either in Length or Breadth, forfeit and pay any Sum not exceeding Forty Shillings, on Conviction before ſome Juſtice of the Peace in whoſe Juriſdiction the Offence ſhall be committed; and the Juſtice before whom ſuch Conviction ſhall take place ſhall cauſe every ſuch Sack, ſo found deficient either in Length or Breadth, to be deſtroyed; and that no ſuch Sack or Sacks ſhall, from and after the paſſing of this Act, be marked at the Guildhall of the City of *London*, or at His Majeſty's Exchequer at *Weſtminſter*, that ſhall meaſure in the Inſide thereof leſs than Four Feet and Four Inches in Length by Two Feet and Two Inches in Breadth, any Thing contained in any Act or Acts of Parliament to the contrary thereof in anywiſe notwithſtanding: Provided always, that Coals to be delivered into or upon the Wharf or Premiſes of the Perſon in whoſe Name ſuch Coals have been delivered by a Meter from on board Ship may be conveyed in Bulk or otherwiſe without the Uſe of ſuch Sacks, or without the Carman being obliged to carry a Buſhel Meaſure in the Cart.

Pool Meaſure Coals not to be remeaſured, unleſs deſired by the Purchaſer.

LIV. Provided always, and be it enacted, That nothing in this Act or any other Act or Acts contained ſhall extend, or be conſtrued to extend, to require any Coals ſold as and for Pool Meaſure, *videlicet*; ſuch Meaſure as is uſually given or allowed in the ſaid Port of *London*, and meaſured into any Lighter, Barge, or other Craft, to be meaſured by the Buſhel Meaſure, ſave and except at the Deſire of the Purchaſer or Purchaſers thereof, his, her, or their Servant or Servants, or other Perſon or Perſons acting by his, her, or their Authority, expreſſed to the Vender or Venders of ſuch Coals, or to his, her, or their Servant or Servants, Carman or Carmen, delivering ſuch Coals.

LV. Provided

In what Cases Perſons ſelling Coals as and for Pool Meaſure ſhall be liable to a Penalty.

LV. Provided always, and be it enacted, That whenever any Coals ſold as and for Pool Meaſure ſhall be delivered into the Cellar or other Premiſes of the Buyer or Buyers, Purchaſer or Purchaſers thereof, within any Place or Places in the City of *London*, or between the Tower of *London* and *Limehouſe Hole* in the County of *Middleſex*, or within the City and Liberty of *Weſtminſter*, or within that Part of the Duchy of *Lancaſter* adjoining thereto, or within either of the Pariſhes of *Saint Giles in the Fields* or *Saint Mary-le-Bone*, or in ſuch Part of the Pariſh of *Saint Andrew Holborn*, as lies in the County of *Middleſex*, or within the ſeveral Pariſhes lying between *Putney* and *Saint Mary Rotherhithe*, both inclufive, in the County of *Surry*, and in caſe the Buyer or Buyers, Purchaſer or Purchaſers thereof, or other Perſon or Perſons acting by or under his, her, or their Authority, ſhall not have required a Remeaſurement thereof from the Carman or other Perſon employed by the Vender or Venders thereof, previous to the Delivery of any Part thereof, then and in every ſuch Caſe the Vender or Venders thereof ſhall not, on ſuch Remeaſurement thereof in ſuch Cellar or other Premiſes, in caſe the ſame ſhall be found deficient, without other Evidence beſides ſuch Remeaſurement to prove ſuch Deficiency, be ſubject or liable to the Penalty of One hundred Pounds, mentioned in an Act made in the Third Year of the Reign of His late Majeſty King *George* the Second, intituled, *An Act for the better Regulation of the Coal Trade*.

Penalty on Carmen driving Coals away without meaſuring.

LVI. And be it further enacted, That, from and after the ſaid Firſt Day of *October*, 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 ſaid Port of *London*, or within the ſaid reſpective Cities of *London* and *Weſtminſter*, or the reſpective Liberties thereof, or within ſuch Part or Parts of the ſaid reſpective Counties of *Middleſex*, *Surry*, *Kent*, and *Eſſex*, as is or are ſituate within the Diſtance of Twenty-five Miles from the *Royal Exchange* 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 Buyer or Buyers 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 Buyer or Buyers, 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 in anywiſe prevent the Buyer or Buyers of ſuch Coals, or his, her, or their Servant or Servants, or other Perſon or Perſons acting by virtue of or under the Authority of ſuch Buyer or Buyers, 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 Ten Pounds, and the Vender or Venders of, or the Dealer or Dealers in ſuch Coals, ſhall forfeit and pay any Sum not exceeding Ten Pounds, and all ſuch Coals ſhall be forfeited for the Benefit of the Poor of the Pariſh where the Perſon or Perſons requiring the ſame to be meaſured ſhall reſide, in like Manner as if ſuch Coals had been meaſured and found deficient in Meaſure.

Court of Aldermen may make Bye Laws to regulate the Market;

LVII. And be it further enacted, That it shall and may be lawful to and for the Court of Lord Mayor and Aldermen of the City of *London*, from Time to Time, to make, ordain, and establish such Orders, Rules, and Bye Laws, and from Time to Time to amend, alter, or repeal the same, or any of them, for the regulating, governing, and managing the said Market, and all Erections, Buildings, Works, Matters, and Things thereunto belonging, and also for the regulating of all Officers to be employed in such Market, and all other Persons coming thereto or transacting any Business therein, as to the said Court of Lord Mayor and Aldermen shall seem just and reasonable; and also from Time to Time, as Occasion shall require, to repeal, amend, and alter such Rules, Orders, and Bye Laws, and also to fix and appoint certain reasonable Penalties or Forfeitures for the Non-observance, or Non-performance, or other Breach of any such Rule, Order, or Bye Law, not exceeding the Sum of Five Pounds for any One Offence; and all such Penalties and Forfeitures shall and may be recovered by such Ways and Means as any other Penalties or Forfeitures may be recovered by virtue of this Act: Provided always, that no such Rule, Order, or Bye Law be repugnant to or inconsistent with the Laws of that Part of the United Kingdom called *England*, or contrary to the Directions and Provisions in this Act contained.

Such Bye Laws to be approved and allowed of by One or more of the Judges,

LVIII. And be it further enacted, That no such Order, Rule, or Bye Law shall be good, valid, or effectual, nor shall any such Order, Rule, or Bye Law be amended, altered, or repealed, save and except such Order, Rule, or Bye Law, or any Amendment, Alteration, or Repeal of any such Order, Rule, or Bye Law, shall have been submitted to, and allowed and approved of from Time to Time by the Lord High Chancellor of *Great Britain*, the Lord Keeper or Lords Commissioners of the Great Seal, the Lord Chief Justice, and the rest of the Justices of the Court of King's Bench, the Lord Chief Justice and the rest of the Justices of the Court of Common Pleas, and the Lord Chief Baron and the rest of the Barons of the Court of Exchequer, for the Time being, or any One or more of them, who are and is hereby empowered and required, on Request from Time to Time to them or him made by or on Behalf of the said Court of Lord Mayor and Aldermen, to peruse and examine all such Orders, Rules, or Bye Laws, as shall from Time to Time be made, amended, altered, or repealed by the said Court of Lord Mayor and Aldermen, in pursuance of this Act, and laid before them or him the said Lord High Chancellor, Lord Keeper or Lords Commissioners of the Great Seal, the Lord Chief Justice and the rest of the Justices of the Court of King's Bench, the Lord Chief Justice and the rest of the Justices of the Court of Common Pleas, and the Lord Chief Baron and the rest of the Barons of the Court of Exchequer for the Time being, or any One or more of them, and to alter or amend all such Orders, Rules, and Bye Laws, or any of them, and to allow and approve of, or disallow and disapprove of the same, or any Part thereof, or to allow and approve of, or to disallow and disapprove of the Repeal of the Whole or any Part thereof, as to them or him shall from Time to Time seem proper and expedient; and for doing thereof no Fee or Reward shall be paid or taken.

and to be printed and published.

LIX. Provided always, and be it enacted, That all such Rules, Orders, and Bye Laws, so to be from Time to Time made, altered, amended, or repealed by the said Court of Lord Mayor and Aldermen, shall be printed,

and such Rules, Orders, and Bye Laws, and the several Alterations and Amendments made therein, and the Repeal thereof respectively, shall also be made publick in such other Manner as the said Court of Lord Mayor and Aldermen shall think proper, and shall from Time to Time order and direct.

Mayor, &c. empowered to appoint Committees.

LX. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, in Common Council assembled, from Time to Time to appoint One or more Committee or Committees, to manage and transact all or any of the Matters or Purposes which they the said Mayor, Aldermen, and Commons, in Common Council assembled, are hereby authorized and required to do, execute, or perform; which Committee or Committees so to be appointed, shall have such or so much of the Powers and Authorities by this Act given to the said Mayor, Aldermen, and Commons, in Common Council assembled, as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall think fit or proper to delegate to such Committee or Committees.

Persons interested not eligible on such Committees.

LXI. Provided nevertheless, and be it further enacted, That if any Person, being a Member of any such Committee, shall be directly or indirectly interested or concerned in any Contract which shall be made or entered into by or on Behalf of such Committee; for or concerning any of the Works to be performed or done in pursuance of this Act, or for or concerning any Materials to be used or employed therein, every such Contract shall be void; and the Person who, being a Member of such Committee, shall be so interested or concerned, shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same.

Persons not free of the City, may be employed by the Committee.

LXII. And be it further enacted, That the Committee or Committees so to be appointed shall and may, and they are hereby authorized and empowered from Time to Time to employ any fit Person or Persons, whether free of the said City or not, in or about any of the Works, Matters, or Things which they shall cause to be performed or done by virtue or in pursuance of this Act, and to contract for the doing and Performance of such Works, Matters, and Things, or any of them, with any Person or Persons, in such Manner as the said Committee or Committees shall think fit, and that no Person or Persons who shall be so employed or contracted with, in, about, or for any of the Purposes of this Act, nor any Person or Persons to be set to work by or under them, or any of them, shall for any Act done, or to be done in or about the Premises, be subject or liable to any Action, Indictment, or Information upon the Statute made in the Fifth Year of Her late Majesty Queen *Elizabeth*, intituled, *An Act containing divers Orders for Artificers, Labourers, Servants of Husbandry, and Apprentices*, or be liable to be sued for any Breach of the Custom of *London*, or for any Penalty inflicted by any Bye Law of the said City.

Securities to be entered in a Book.

LXIII. And be it further enacted, That the Chamberlain of the said City for the Time being shall enter in a Book or Books to kept for that Purpose, all Securities for Monies borrowed, or Annuities granted in pursuance of this Act, and all Assignments and Transfers thereof, expressing in Words at Length the Names, Surnames, Additions, Places of Abode,

Abode, and other Deſcriptions of all ſuch Perſons as ſhall from Time to Time be entitled to ſuch Securities, and the Sums received upon ſuch Securities, and the Days whereon the ſaid Annuities reſpectively ſhall be payable; to which Book and Books all and every Perſon and Perſons entitled to or intereſted in ſuch Annuities, ſhall at all ſeaſonable Times in the Day Time have Acceſs, with free Liberty to inſpect the ſame, without Fee or Reward.

Chamberlain to keep Accounts of Receipts and Diſburſements.

LXIV. And be it further enacted, That from Time to Time there ſhall alſo be provided and kept by the Chamberlain of the ſaid City for the Time being, One or more Book or Books, in which all the Monies which by virtue of this Act ſhall be raiſed or borrowed upon the Credit of the ſaid Duty on Coals, ſhall from Time to Time, as the ſame ſhall be received, be entered and ſet down, and wherein alſo all the Monies to be paid and diſburſed out of the Monies to be received, ſhall from Time to Time be entered and ſet down; and ſuch Entry ſhall expreſs the Time when, the Occaſions for which, and the Names of the Perſons to whom the ſame ſhall be ſo paid.

The City ſhall lay yearly Accounts before Parliament.

LXV. And be it further enacted, That the ſaid Mayor, Aldermen, and Commons, ſhall Once in each and every Year, or oftener if required, lay before both Houſes of Parliament an Account of the Produce of the ſaid Duty of One Halfpenny *per* Chaldron or Ton hereby granted and made payable, and alſo of all Receips and Diſburſements received or paid for or on Account of ſuch Market for the Sale of Coals, and alſo an Account of the Quantity of Coals ſold in each and every ſuch Market, and of the Prices thereof.

Penalties not exceeding 20 *l.* to be recovered before a Juſtice of the Peace.

LXVI. And be it further enacted, That all Fines, Penalties, or Forfeitures by this Act, or by virtue of the Powers and Authorities thereof impoſed (the Manner of levying and recovering whereof is not hereby otherwiſe directed), not exceeding Twenty Pounds, ſhall be levied and recovered (within Two Calendar Months after the Offence or Offences committed) before any Juſtice or Juſtices of the Peace for the County, City, or Place where the Offence ſhall be committed; and ſuch Juſtice is hereby empowered and required, upon Complaint to him made, to grant a Summons or Warrant to bring before him 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, or on his, her, or their Confeſſion, or on the Evidence of any One or more credible Witneſs or credible Witneſſes upon Oath (which Oath ſuch Juſtice is hereby empowered to adminiſter), ſuch Fine, Penalty, or Forfeiture ſhall not be forthwith paid, it ſhall and may be lawful to and for ſuch Juſtice to commit every ſuch Offender to the Common Gaol or Houſe of Correction for the County, City, or Place where the Offence ſhall be committed, there to remain without Bail or Mainprize for any Term not exceeding Six Calendar Months, and not leſs than Fourteen Days, 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 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.

LXVII. And

Penalties above 20*l.* how to be recovered.

LXVII. 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 Six Calendar Months after the Offence or Offences ſhall be committed; and One Moiety of all ſuch Fines, Penalties, and Forfeitures ſhall be to and for the Uſe of Our Sovereign Lord the King, His Heirs and Succeſſors, and the other Moiety thereof (together with Double 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; nor the Parties deemed Treſpaſſers *ab initio*.

LXVIII. And be it further enacted, That where 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 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 the 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.

LXIX. 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 con-
'victed before me, One of His Majeſty's
'Juſtices of the Peace for the [*here ſpecify the*
'*Offence, and the Time and Place when and where committed, as the Caſe*
'*may be*], contrary to an Act of Parliament, made in the Forty-third
'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. '*C. D.*'

Appeal to the Quarter Seſſions.

LXX. 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 Peace as before mentioned, of any Offence or Offences againſt this Act, or againſt any Rule, Order, or Bye Law made in purſuance thereof, within Four Calendar Months next after the Cauſe of Complaint ſhall have ariſen, to appeal to the Juſtices of the Peace aſſembled at the General Quarter Seſſions or General Seſſions to be holden for the County, City, or Place where the Matter of Appeal ſhall ariſe, firſt giving Ten Days Notice of ſuch Appeal to the Perſon or Perſons appealed againſt, and of the Matter thereof; and within Two Days after ſuch Notice entering into a Recognizance before ſome Juſtice of the Peace for ſuch County, City, or Place,

with ſufficient Sureties conditioned to try ſuch Appeal; and for abiding the Determination of the Court therein; and ſuch Juſtices ſhall upon due Proof of ſuch Notice having been given and Recognizance entered into, hear and determine the Matter of ſuch Appeal, and may either confirm or quaſh and annul the ſaid Conviction, and award ſuch Coſts to either Party as to them 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.

Plaintiffs not to recover after Tender of Amends.

LXXI. 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 to 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, by Leave of the Court, after ſuch Action ſhall have been brought, at any Time before Iſſue joined, to pay into Court ſuch Sum of Money as he, ſhe, or they ſhall think fit, whereupon ſuch Proceedings, Order, and Judgement 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.

LXXII. Provided always and be it 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 County or Place 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 non-ſuited, or diſcontinue his, her, or their Action or Suit after the Defendant or Defendants ſhall have appeared, or if upon Demurrer Judgement ſhall be given againſt the Plaintiff or Plaintiffs, then the Defendant or Defendants ſhall recover Double Coſts, and have ſuch Remedy for recovering the ſame as any Defendant hath for Coſts of Suit in other Caſes by Law.

Publick Act.

LXXIII. And be it further enacted, That this Act ſhall be deemed, adjudged, and taken to be a publick Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices, and other Perſons whomſoever, without being ſpecially pleaded.

The SCHEDULE to which this Act refers.

PAYMENTS payable to the Deputy Sea Coal or Ship Meters, by Ship Owners, Coal Buyers, or Dealers.

By the Ship Owner or Owners.

The Sum of Three Shillings *per* Score Chaldrons for Working at the Vat, and so in Proportion for any greater or less Quantity.

The Sum of Three Shillings *per* Day for every Day that the Meter shall be on board of any Ship or Vessel for the Purpose of measuring Coals thereout, in lieu of Provisions and Drink.

The Sum of Ten Shillings and Sixpence for travelling Expences, when employed in the Admeasurement of Coals in any Ship or other Vessel below *Greenwich*, in the County of *Kent*.

The Sum of One Guinea upon the Delivery for each and every Ship or other Vessel, in the Room of all Allowances in Coals and all other Gratuities by or on Behalf of the Ship Owners.

By the Buyer or Buyers of, or Dealer or Dealers in Coals.

For making out and delivering to him, her, or them, or his, her, or their Servant or Servants, Agent or Agents, a general Bill or Account of the Coals admeasured or delivered out of any Ship or other Vessel on the Account of any Buyer or Buyers or Dealer or Dealers in Coals, for each and every such Bill or Account the several Sums following; that is to say, the Sum of Three-pence for any Quantity of Coals less than Fifty Chaldrons specified therein; the Sum of Sixpence for any Quantity of Coals specified therein, equal to Fifty and less than One hundred Chaldrons; and the Sum of Nine-pence for any Quantity of Coals specified therein equal to One hundred Chaldrons and less than Two hundred Chaldrons; and for Two hundred Chaldrons, and any greater Quantity, the Sum of One Shilling.

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