ANNO QUINQUAGESIMO

GEORGII III. REGIS.

Cap. 131.

An Act for the more equally aſſeſſing and collecting the Poor Rates within the Hamlet of *Mile End Old Town*, in the Pariſh of *Saint Dunſtan, Stebon Heath* otherwiſe *Stepney*, in the County of *Middleſex*, to alter, enlarge or repair a Workhouſe or Workhouſes of the ſaid Hamlet, and managing the Concerns thereof. [24th *May* 1810.]

WHEREAS the Poor within the Hamlet of *Mile End Old Town*, in the Pariſh of *Saint Dunſtan, Stebon Heath* otherwiſe *Stepney*, in the County of *Middleſex*, are very numerous, and maintained at a great Expence, and the Laws and Statutes now in Force within this Realm for the aſſeſſing and collecting of Monies for the Relief of parochial Poor are found inconvenient and ineffectual in the ſaid Hamlet, and the Payment thereof much evaded by reaſon that divers Houſes within the ſaid Hamlet are let out in ſeparate Apartments, and other Houſes therein are let either furniſhed or unfurniſhed to Lodgers, and it is deemed that the granting further Powers in the Premiſes will tend to the Equalization and Reduction of the preſent Poor Rates within the ſaid Hamlet, to the great Alleviation of many induſtrious Families who now pay the ſame, and of the reſt of the Inhabitants in general, and alſo that it would tend greatly to the Benefit of the ſaid Hamlet if the Truſtees to be named as hereinafter mentioned were empowered to ſell and diſpoſe of the Coal-duſt or Aſhes by Contract or otherwiſe, as may be hereafter agreed on: 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

Rates and Aſſeſſments how to be levied.

Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, the recovering, levying, collecting, or receiving any Rates, Assessments or Penalties due at the Time of passing this Act, as also all such other Rates, Assessments or Penalties as shall or may from Time to Time become due and payable, shall and may be recoverable, levied and collected under the Powers and Authorities of this Act as hereafter is mentioned.

Trustees, how appointed. Who may be Trustees.

II. And be it further enacted, That from and after the passing of this Act it shall and may be lawful for the Rector, Churchwardens and Overseers, with Fifty Inhabitants, who shall be rated on the Poor Rates in the said Hamlet at not less than Sixteen Pounds by the Year, to be named and appointed by the major Part of the Inhabitants qualified to vote as is hereinafter provided, as shall be assembled at a Town Meeting to be called within Thirty Days after passing this Act for the Purposes hereinafter mentioned, and so in like Manner afterwards on *Easter Tuesday* annually, or as soon after as may be, at Ten of the Clock in the Forenoon, to be and they are hereby appointed Trustees for the Purpose of carrying this Act into Execution and Effect, and shall have full Power and Authority to carry the same into Execution to all Intents and Purposes, until they, or others in their Stead, are appointed at some annual Meeting to be held as hereinafter directed.

Trustees may be re-appointed.

III. Provided always, and be it further enacted, That such of the said Trustees as shall be Inhabitants of the said Hamlet, and qualified as herein provided at the Time when Trustees are to be annually named and appointed in Manner herein provided, be eligible and shall and may again be nominated and appointed to be Trustees for the ensuing or any subsequent Year, any Thing herein contained to the contrary notwithstanding.

Trustees to meet and put the Act in force.

IV. And be it further enacted, That the Rector, Churchwardens and Overseers for the Time being, and the said Trustees shall, on the *Thursday* next after such Choice and Appointment, meet in the usual Place of Meeting of the Inhabitants of the said Hamlet, at Six of the Clock in the Afternoon, and shall then proceed in the Execution of this Act; and shall then and from Time to Time afterwards adjourn to meet at the same or any Place within the said Hamlet as they the said Trustees or the major Part of those assembled at any such Meeting or Meetings shall think most convenient for putting this Act in Execution, Seven Trustees but not less shall or may act; provided always, that all the Orders and Directions of such Trustees present at any Meeting or the major Part of them shall have the same Force and Effect as if the same were made or done by all the Trustees for the Time being.

Not less than Seven Trustees may act.

Consent of the Churchwardens and Overseers necessary.

V. And be it further enacted, That the Churchwardens and Overseers, or some or Two of them, shall be present at all and every Meeting of Trustees holden under this Act, and no Act or Resolution shall be good and valid unless Two or more of the Churchwardens or Overseers are present; and in case the Churchwardens and Overseers separately or jointly shall each and all of them, within Twelve Days next after the last Meeting held under this Act, object to any Measure, Act or Thing done or resolved upon at such last Meeting, and shall each and every One of them separately or jointly sign a Protest or Resolution in Writing, declaring the same

to be null and void, and shall deliver the same to the Clerk of the Trustees within the next Twelve Days after such Meeting, then the said Act, Order or other Proceeding shall be null and void; and such Protest or Resolution shall be filed with the said Clerk of the Trustees, and a Minute thereof entered on the Proceedings; and if at any Meeting appointed to be holden by virtue of this Act, there shall not be a sufficient Number of Churchwardens and Overseers or other Trustees to act, then and in every such Case the Churchwardens and Overseers for the Time being, or any One or more of them, shall, by causing Notice to be given the next Lord's Day in the Parish Church of *Saint Dunstan, Stebon Heath* otherwise *Stepney* aforesaid, appoint the Trustees to meet at the Place where the last Meeting was appointed to be holden upon some Day therein to be specified, which Notice shall be given Three Days at least previous to such Day of Meeting; and at every Meeting of the said Trustees, or of the Inhabitants of the said Hamlet for the Purpose of electing Trustees, or any other Purpose for which they shall be convened under this Act, the Rector, if present, or in his Absence the senior Churchwarden, or in the Absence of the Churchwardens the senior Overseer then present, shall be Chairman; and when and as often as it shall happen that there shall be an equal Number of Votes upon any Question, then and in every such Case the Chairman shall give the casting Vote; and the said Trustees shall at all their Meetings defray their own Expences.

If a sufficient Number of Trustees do not attend, any one of the Churchwardens or Overseers shall appoint a Meeting, &c.

Trustees shall defray their own Expences.

VI. And be it further enacted, That if any Person appointed a Trustee for the Purposes of this Act shall have any Share or Interest in any Contract, or be appointed to or enjoy any beneficial Employment under or by virtue of this Act, every such Person shall, during his or their Continuance in such Appointment or the Term of such Contract, be disabled and disqualified from acting as a Trustee.

Disqualification of Trustees.

VII. And be it further enacted, That it shall be lawful for such Chairman, or for any Justice or Justices of the Peace for the County of *Middlesex* present at any Meeting of Trustees holden under this Act, to administer to any Person or Persons on Oath, or if a Quaker an Affirmation, to answer all lawful Questions, on any Matter or Business then depending before them, which shall be put to them respecting the Rent or Valuation of any House or Houses, Tenement or Tenements within the said Hamlet, or any other Matter or Thing whatsoever relating to the Poor Rates or the Management of the Poor; and if any Person or Persons shall, upon his, her, or their Examination on Oath or Affirmation as aforesaid, wilfully and corruptly give false Evidence, such Person or Persons so offending and being thereof duly convicted, shall be and is and are hereby declared to be subject and liable to such Pains and Penalties as by any Law now in being Persons convicted of wilful and corrupt Perjury are subject and liable to.

The Chairman or any Justice present may administer an Oath or Affirmation.

Persons giving false Evidence how to be punished.

VIII. Provided always, and be it further enacted, That it shall be lawful for any Justice of the Peace for the said County of *Middlesex* to act as such in the Execution of this Act, notwithstanding his being a Trustee, unless where he shall be personally interested in some other Manner than generally as a Trustee or Inhabitant of the said Hamlet as aforesaid.

Justices may act as Trustees, except in certain Cases.

IX. And

Books of Entries shall be kept.

IX. And be it further enacted, That fair and regular Entries shall be made in a Book or Books to be provided for that Purpose of all the Acts, Orders, Rules, Regulations, Contracts, Directions and Proceedings of the said Trustees relative to the Execution of this Act, and of the Names of the Trustees who shall be present at the respective Meetings; and the same shall be confirmed at the next Meeting of the said Trustees, and when so approved and confirmed be signed by the Chairman, and all such Entries being so signed shall be deemed Originals, and shall be admitted as Evidence in all Courts whatsoever in all Cases, Suits and Actions touching or concerning any Thing done in pursuance of this Act.

Entries signed by the Chairman to be admitted in Evidence.

Appointment of a Treasurer.

X. And be it further enacted, That the Trustees at any Meeting holden under this Act shall and may appoint some Person to act as Treasurer, to receive the Amount of Rates and other Monies received for the Use of the Hamlet, and shall take such Security from every such Treasurer to be appointed as aforesaid, for the due Execution of the Office or Duties of Treasurer, as the said Trustees or the major Part of them at any Meeting holden under this Act shall think proper; and the Churchwardens and Overseers for the Time being of the said Hamlet, or any Two or more of them, are hereby authorized and empowered to draw from Time to Time on such Treasurer to be appointed as aforesaid, for such Sum or Sums of Money as may be wanted for the Service of the Hamlet.

Two of the Churchwardens and Overseers may draw upon Treasurer.

Appointment of Master and Mistress of Workhouse, Collector and Beadle.

XI. And be it further enacted, That the Inhabitants assembled at a Town Meeting convened for that Purpose, by Notice to be given in the Church of *Saint Dunstan, Stebon Heath* otherwise *Stepney*, Three Days at least previous to the said Meeting, shall or may from Time to Time appoint proper Persons to be Master and Mistress of the Workhouse belonging to the said Hamlet, as also a Collector or Collectors of the parochial Rates of the Hamlet, and a Beadle or Beadles for the better carrying into Execution this Act, and make such Allowances to such Master and Mistress, and other Officers and Servants, as they shall think reasonable; and the Churchwardens and Overseers for the Time being shall take Security from all and every Collector or Collectors for the due accounting and paying into the Hands of the Treasurer as aforesaid, the full Amount of all and every Rate or Rates, Assessment or Assessments, and all Monies whatever which shall be by them received for the Relief of the Poor, or the Use of the Hamlet, which Security shall, as to the Amount thereof, be subject to the Approbation of the Inhabitants assembled at a Town Meeting, and the Churchwardens and Overseers for the Time being shall and may from Time to Time suspend or dismiss any such Officers and Servants as aforesaid for Neglect or Misconduct of his, her, or their Duty.

Churchwardens and Overseers shall take Security from Collectors.

Removal of Paupers by Beadle.

XII. And be it further enacted, That in every case of Removal of any poor Person or Persons by an Order under the Hands and Seals of Two Magistrates from the said Hamlet of *Mile End Old Town* to any Parish or Place as that of his, her, or their Settlement, it shall be lawful for the Churchwardens and Overseers, or any Two or more of them, if they think fit, to cause such poor Person or Persons to be removed by the Beadle or by some Person or Persons to be by them appointed for that Purpose, and every Overseer or other proper Officer of the Parish or Place to which such poor Person or Persons shall be so removed as aforesaid, is and are hereby required to receive him, her, or them in like Manner

ner as if ſuch poor Perſon or Perſons had been delivered to them by One of the Overſeers of the ſaid Hamlet of *Mile End Old Town*, any Law, Cuſtom or Uſage to the contrary notwithſtanding.

Town Clerk to be Clerk to the Truſtees, who may ſue and be ſued in his Name.

XIII. And be it further enacted, That the Town Clerk for the Time being of the ſaid Hamlet, and every Town Clerk who ſhall or may be choſen as heretofore by the Inhabitants aſſembled at a Town Meeting, ſhall be Clerk to the Truſtees under this Act for carrying the ſame into Effect; and the Truſtees ſhall and may ſue and be ſued in the Name of their Clerk for the Time being; and no Action or Suit that ſhall or may be brought by or againſt the ſaid Truſtees in relation to this Act, in the Name of their Clerk, ſhall abate or be diſcontinued by the Death or Removal of ſuch Clerk, or by the Act of ſuch Clerk, without the Conſent of the Truſtees, to be by them given at a Meeting or Meetings holden under this Act; but the Clerk for the Time being ſhall be deemed Plaintiff or Defendant in ſuch Action or Suit, and ſhall be reimburſed and paid, out of the Monies to ariſe by and out of the Rates and Aſſeſſments raiſed or to be raiſed for the Relief of the Poor, all ſuch Coſts, Damages and Expences as he ſhall or may ſuſtain or be put to by reaſon of his being ſuch Plaintiff or Defendant.

The Collector ſhall pay in all Monies to the Treaſurer as ſoon as he ſhall have received any Sum to the Amount of 10l. and account on Oath, if required, for all Monies received.

XIV. And be it further enacted, That the Collector or Collectors ſo to be appointed ſhall from Time to Time pay over all and every the Sum and Sums of Money by him or them collected and received by reaſon of their ſaid Office, when and ſo often as the ſame ſhall amount to Ten Pounds or upwards, to the Treaſurer as aforeſaid, and that ſuch Collector or Collectors ſhall, as often as he or they is, are or ſhall be required by the Churchwardens and Overſeers, or one or more of them, give in a particular, true and perfect Account or Accounts in Writing, under his, or their Hand or Hands to the ſaid Truſtees at their next Meeting holden under this Act, and ſhall, if required, verify the ſame on Oath before any Juſtice of the Peace for the County of *Middleſex*, (which Oath any Juſtice of the Peace is hereby empowered to adminiſter), of all Monies which he or they ſhall have reſpectively received, collected or levied by virtue of this Act, or by reaſon or means of their ſaid Office, and ſhall from Time to Time, when thereunto required by the Churchwardens and Overſeers or any One of them, pay all ſuch Monies as ſhall be in his or their Hands to the Treaſurer as aforeſaid; and if any ſuch Collector or Collectors ſhall neglect or refuſe to make and deliver in ſuch Accounts and Payments as are hereby required to be made, then any Two Juſtices of the Peace acting in and for the County of *Middleſex*, ſhall and may, upon Complaint by the Churchwardens and Overſeers for the Time being, or any One or more of them, cauſe the Collector or Collectors to be brought before him or them, and make Inquiry of and concerning ſuch Neglect or Refuſal, as well by the Confeſſion of the Parties, as by the Oath or Oaths of One or more credible Witneſs or Witneſſes, and if any ſuch Collector or Collectors ſhall be convicted of ſuch Neglect or Refuſal before ſuch Juſtices, they the ſaid Juſtices ſhall commit the Perſon or Perſons ſo offending to the Common Gaol of the ſaid County, there to remain without Bail or Mainprize, until he or they ſhall have made and delivered in a true and perfect Account and Payment as aforeſaid: Provided always, that no ſuch Collector or Collectors as aforeſaid, who ſhall be committed under or by virtue of this Act, ſhall be kept or detained in Priſon for a longer Space of Time than Six Calendar Months.

Collector refuſing to account, if convicted,

to be impriſoned not more than Six Months.

For better levying Rates, if any Occupier or Owner ſhall refuſe to pay the Rates,

XV. And be it further enacted, That for the better and more effectually raiſing and levying the Rates and Aſſeſſments by this Act directed to be made, that in caſe any Landlord or Occupier, or any Owner or Owners, Proprietor or Proprietors of any Dwelling-houſe, Shop, Warehouſe, Coach-houſe, Stable, Cellar, Vault, Building, Tenement or Hereditament within the ſaid Hamlet, ſhall refuſe or neglect to pay the Monies rated or aſſeſſed upon him, her or them reſpectively under and by virtue of this Act, and all Arrears thereof, it ſhall be lawful for any One or more of His Majeſty's Juſtices of the Peace for the County of *Middleſex*, and he and they is and are hereby authorized and directed by Writing under his or their Hand or Hands, on Complaint by the ſaid Churchwardens and Overſeers, or any One or more of them, of the ſame, of any Perſon or Perſons having refuſed or neglected, and alſo upon Oath made before ſuch Juſtice or Juſtices by the Overſeer or Overſeers, Collector or Collectors appointed as aforeſaid, of his or their having attended upon, or at the Dwelling-houſe or laſt Place of Abode of all and every Perſon and Perſons then intended to be ſummoned, and who are or ſhall be liable to the Payment of the ſaid Rate or Rates, and of Demand having been made thereof, and of the Neglect or Refuſal of ſuch Perſon or Perſons to pay the ſame, to ſummon all and every ſuch Perſon or Perſons to appear before ſuch Juſtice or Juſtices at a Time and Place to be in ſuch Summons or Summonſes mentioned, and it ſhall be lawful for the Overſeer or Overſeers, Collector or Collectors for the Time being, or any of the Conſtables, Headboroughs or Beadles of the ſaid Hamlet, to ſerve all and every ſuch Summons and Summonſes, either by delivering the ſame to the Perſon or Perſons thereby intended to be ſummoned, or by leaving the ſame at his, her or their laſt or uſual Place or Places of Abode, or at the Premiſes for which the Rate or Rates mentioned in ſuch Summons or Summonſes ſhall remain due and owing, and if any Perſon or Perſons ſo ſummoned ſhall refuſe or neglect to attend, or attending ſhall not ſhew to the Satisfaction of ſuch Juſtice or Juſtices that he, ſhe or they is or are not chargeable with ſuch Rate or Rates, then and in every ſuch Caſe every ſuch Perſon or Perſons ſhall pay the ſaid adjudged Rate or Rates, together with the reaſonable Coſts and Charges of ſuch Summons or Summonſes, and if the ſame ſhall not be forthwith paid and diſcharged, then, and in every ſuch Caſe it ſhall be lawful for the ſaid Juſtice or Juſtices, and he and they is and are hereby authorized to grant a Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, authorizing and directing the ſaid Overſeer or Overſeers, Collector or Collectors, or any Conſtable or Headborough or Beadle of the ſaid Hamlet, upon the Goods and Chattels of all and every ſuch Perſon or Perſons reſpectively, whether the ſaid Goods and Chattels ſhall be found in the ſaid Hamlet or elſewhere, to make Diſtreſs, and therefrom to raiſe and levy ſuch Rate or Rates and all Arrears thereof, and the Coſts and Charges of the Summons or Summonſes, and the Coſts, Charges and Expences of the ſaid Warrant, and of executing the ſaid Diſtreſs; and if within Five Days next after any ſuch Diſtreſs ſhall be ſo made, the ſaid Rate or Rates, with all Arrears due thereon, ſhall not be paid, together with the reaſonable Charges of the ſaid Summons or Summonſes, Warrant or Warrants, and of making ſuch Diſtreſs, and keeping ſuch Goods and Chattels, the ſaid Overſeer or Overſeers, Collector or Collectors, Conſtable or Conſtables, Headborough or Headboroughs, Beadle or Beadles ſhall cauſe the ſaid Goods to be appraiſed by One or more Appraiſer or Appraiſers, and to be ſold, or ſuch

on Complaint and Oath of the Collector

of Demand and Refuſal, Party ſhall be ſummoned to ſhew Cauſe.

If no Cauſe ſhewn, or on Non-appearance to pay the Rate and Coſts.

When not paid, a Warrant ſhall be iſſued to levy the Rate and Coſts.

Part

Part or Parts thereof as ſhall be ſufficient to pay the ſaid Rates and Arrears due thereon, together with the reaſonable Coſts, Charges, and Expences of appraiſing and ſelling the ſame, returning the Overplus, if any, to the Owner or Owners of ſuch Goods and Chattels reſpectively upon Demand thereof made by him, her or them: Provided always, that in all Caſes where any Perſon refuſes or neglects to attend in purſuance of any Summons, no Juſtice or Juſtices ſhall adjudge ſuch Perſon to pay any Rate or Rates, or grant any Warrant or Warrants to diſtrain upon and levy the ſame of and from his or her Goods and Chattels, until Proof before him or them being made upon Oath, and which Oath the ſaid Juſtice or Juſtices is or are hereby authorized and empowered to adminiſter, of the Service of the Summons in Manner hereinbefore required by the Perſon who ſhall have ſerved the ſame.

XVI. And be it further enacted, That every Warrant of Diſtreſs for Non-payment of any Rate or Aſſeſſment ſhall be made in the Words or to the Effect following;

Middleſex, to wit. } ‘ TO the Churchwardens and Overſeers of the Poor and Collectors of the Poor Rates of the Hamlet of *Mile End Old Town*, in the Pariſh of *Saint Dunſtan, Stebon Heath* otherwiſe *Stepney*, in the County of *Middleſex*, and to all Conſtables and other Peace Officers whomſoever, any or either of them.

‘ Whereas the undermentioned Perſons, now or late Inhabitants, Houſeholders, Landlords, Tenants, Occupiers or Enjoyers of Lands, Houſes, Shops, Warehouſes, Coachhouſes, Stables, Cellars, Vaults, or other Buildings, Tenements, Gardens or Hereditaments, or Part of ſome Building or Tenement within the ſaid Hamlet of *Mile End Old Town*, were and are liable to pay the Rate or Rates duly made for the Relief of the Poor of the ſaid Hamlet: And whereas the ſaid Perſons have refuſed or neglected to pay the ſeveral Sums of Money at and againſt their Names hereunder reſpectively ſet, and the ſaid ſeveral Sum and Sums of Money are ſtill remaining due in Arrear and unpaid, and the ſaid ſeveral Perſons having been ſummoned to appear before
‘ to anſwer the Premiſes as appeareth to me [*or*, us]
‘ the ſaid Juſtice [*or*, Juſtices] upon Oath, and they nor either of them having ſhewn any ſufficient Cauſe why ſuch Sum or Sums of Money ſhould not be paid: Theſe are therefore in His Majeſty's Name to will and require you, any or either of you, forthwith to levy the ſaid ſeveral Sums due from the ſaid Perſons, and hereunder joined to or ſet againſt their Names reſpectively, by Diſtreſs and Sale of their reſpective Goods and Chattels, being kept for the Space of Five Days before the ſame are ſold, rendering to them reſpectively the Overplus, if any, the reaſonable Charges of ſuch Summons, Warrants, Diſtreſs, Sale and Keeping being firſt deducted; and if no ſufficient Diſtreſs can be had or taken, that then you certify the ſame to me [*or* us], to the End ſuch further Proceedings may be had therein as to the Law doth appertain: And I [*or*, we] do hereby ſtrictly charge and command all and ſingular the Conſtables, and others His Majeſty's Peace Officers for the ſaid County, to be aiding and aſſiſting in all Things relating to the Premiſes.

‘ Given

'Given under my Hand and Seal [*or*, under our Hands and Seals] 'this Day of in the Year of our 'Lord

A. B.
C. D.
E. F. the Landlord for divided Premiſes.'

Houſes not exceeding 16*l.* yearly Rent, &c. or let to weekly or monthly Tenants, or in ſeparate Apartments, how to be rated.

XVII. And be it further enacted, That where the yearly Rent or Value of any Houſe, Tenement or Hereditament within the ſaid Hamlet ſhall not exceed Sixteen Pounds net Rent, excluſive of ſuch parochial Rates and Taxes as the Tenants by Law are now liable to, or where any Houſe, Tenement or Hereditament ſhall be let to weekly or monthly Tenants, or in ſeparate Apartments furniſhed or unfurniſhed, or where the Rent of any Houſe, Tenement or Hereditament ſhall become payable and be collected at any ſhorter Periods than quarterly, it ſhall be lawful for the ſaid Truſtees at any Meeting holden under this Act, if they ſhall think proper, to compound with the Landlord or Landlords, Owner or Owners of all and every or any ſuch Houſe or Houſes, Tenement or Tenements and Hereditaments for the Payment of the Poor Rates, at ſuch a reduced yearly Rental as the ſaid Truſtees at ſuch Meeting ſhall think reaſonable, ſo that ſuch Houſes, Tenements and Hereditaments be not rated at leſs than One-third, or more than Three-fourths of the Rack Rent at which the ſame ſhall then be let, or of the annual Value of the ſaid Premiſes, and whether ſuch Premiſes ſhall be occupied or not, and the Landlord or Landlords, Owner or Owners of ſuch Houſes, Tenements or Hereditaments as ſhall not exceed the yearly Rent as aforeſaid, or as ſhall be let to weekly or monthly Tenants, or in ſeparate Apartments furniſhed or unfurniſhed, or from whence the Rent ſhall become due and payable and collected at any Period ſhorter than quarterly, may be required to enter into a Compoſition with the ſaid Truſtees; and in caſe ſuch Landlord or Landlords, Owner or Owners ſhall object to enter into a Compoſition, he, ſhe or they ſhall thenceforth be deemed to be the Occupier or Occupiers of ſuch Premiſes, and ſhall be rated to and pay the Rates or Aſſeſſments charged upon ſuch their reſpective Premiſes for the Relief of the Poor of the ſaid Hamlet, according to the Rack Rent or annual Value of ſuch Premiſes, and upon Non-payment thereof, the Overſeer or Overſeers, Collector or Collectors for the Time being may levy the ſame by Diſtreſs and Sale of the Goods and Chattels of the Landlord or Landlords, Owner or Owners of the reſpective Premiſes aforeſaid, whereſoever they ſhall be found; and if the ſame ſhall be occupied, by Diſtreſs and Sale of the Goods and Chattels of any Perſon or Perſons inhabiting or occupying the ſame or any Part thereof reſpectively, if ſuch Overſeer or Overſeers, Collector or Collectors ſhall find it expedient ſo to do: Provided always, that no ſuch Inhabitant or Occupier ſhall at any Time be required to pay or be ſubject or liable to pay any greater Sum for or towards the Diſcharge of any ſuch Rate or Aſſeſſment or Arrears thereof, than the Amount of the Rent actually due or payable by ſuch Inhabitant or Occupier to the Landlord or Landlords, Owner or Owners, Leſſee or Leſſees of the Premiſes ſo occupied by him or her; and provided alſo, that no ſuch Landlord or Owner ſhall be charged with or liable to pay for any Houſe, Tenement or Hereditament for which they ſhall be ſo rated and aſſeſſed during the Time they ſhall remain empty and unoccupied, nor for or in reſpect of any increaſed Rent reſerved

reſerved or made payable to him for or on account of ſuch Landlord or Owner having agreed to pay the Rate heretofore chargeable upon the Occupier; and that where any Houſe, Tenement or Hereditament ſhall be let out in Lodgings or ſeparate Apartments, or ready furniſhed, the Landlord or Landlords, Owner or Owners of all ſuch Premiſes ſhall be deemed and taken to be the Occupier or Occupiers thereof, and be rated and pay the Rates or Aſſeſſments in reſpect of all ſuch Houſes, Tenements and Hereditaments for the Relief and Maintenance of the Poor.

Goods of Tenants liable to Diſtreſs for ſuch Time only as they occupy.

XVIII. Provided always, and be it further enacted, That the Goods and Chattels of any Perſon or Perſons renting or occupying any ſuch Houſe, Tenement or Hereditament, or any Part or Parts thereof, the Rate or Rates, Aſſeſſment or Aſſeſſments of which the Landlord or Landlords, Owner or Owners is or are hereby made ſubject or liable to pay and diſcharge as aforeſaid, ſhall be ſubject and liable at all Times to be diſtrained and ſold for Payment of ſo much of the ſaid Rates or Aſſeſſments, and of all Arrears thereof which accrued and became due on the ſaid Premiſes during the Time of his, her, or their Occupancy only; and each and every ſuch Occupier or Occupiers who ſhall pay any ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, or upon whom the ſame ſhall be levied, ſhall and may from Time to Time deduct the ſame from the Rent due and payable from him, her, or them to the reſpective Landlords or Owners thereof, or otherwiſe recover the ſame, unleſs there ſhall be ſome Agreement to the contrary between ſuch Landlord and Tenant, (and the Receipt for ſuch Payment ſhall be a ſufficient Diſcharge to ſuch Tenant or Occupier, and to his, her and their Landlord for ſo much Money as he, ſhe or they ſhall pay in the Manner directed by this Act): Provided alſo, that no ſuch Tenant or Occupier by Payment of any ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, or occupying any ſuch Houſe, Tenement or Hereditament, or any Part thereof reſpectively in Manner aforeſaid, and which ſhall have been ſo compounded for or be liable to be compounded for as aforeſaid by the Landlord or Landlords, Owner or Owners thereof, ſhall or may be deemed to acquire any Settlement thereby in the ſaid Hamlet; but that ſuch Landlord or Landlords, Owner or Owners ſhall be deemed and conſtrued to all Intents and Purpoſes to have paid the ſaid Rate or Rates, Aſſeſſment or Aſſeſſments, any Law, Statute or Uſage to the contrary thereof notwithſtanding; and provided further, that no Tenant or Occupier, unleſs he, ſhe or they ſhall be rated on the Poor Rate Book of the ſaid Hamlet upon a Rent or yearly Value of Ten Pounds *per Annum* or upwards, and pay upon ſuch Rate, ſhall have any Power of voting at any Town Meeting by reaſon of ſuch Payment or Payments, or by ſuch Renting or Occupation.

Occupiers may deduct the Amount of Levy from the Rent due, unleſs ſome Agreement ſhall have been made to the contrary.

No Tenant ſo occupying or paying ſhall acquire or gain a Settlement thereby.

No Tenant unleſs rated at 10*l.* or upwards per Annum, ſhall vote at any Town Meeting.

Arrears of Rates to remain a Charge upon the Premiſes;

XIX. And be it further enacted, That in default or failure of Payment of the Rate or Rates, Aſſeſſment or Aſſeſſments, or of the Arrears ſo remaining due or unpaid in reſpect of any ſuch Compoſition or any Part thereof as aforeſaid, the ſame ſhall be and remain a Charge upon the Premiſes in reſpect whereof the ſame ſhall be ſo rated and aſſeſſed, and ſhall and may, after Ten Days Notice left upon the Premiſes, not only be levied by Diſtreſs and Sale of the Goods and Chattels of any ſuch Owner or Owners, Landlord or Landlords, or of any Perſon or Perſons inhabiting or occupying the ſame or any Part thereof, but alſo ſhall and may be

and may be sued for in any of the Courts at Westminster, and if the Plaintiff recovers in any such Actions, he shall have full Costs.

be sued for and recovered of and from such Owner or Owners, Landlord or Landlords respectively, by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, to be commenced and prosecuted in the Name of the Clerk for the Time being, in which Action no Protection, Essoign or Wager of Law, nor more than One Imparlance shall be allowed; and if the Plaintiff shall recover in any of such Action of Debt, Bill, Plaint, or Information, he shall have full Costs, to be levied and recovered as other Monies upon Judgments are now by Law levied and recovered.

In case of Tenants removing before Quarter Day;

Collector may demand Rates, and enforce Payment of such Tenants.

XX. And be it further enacted, That in order to avoid the Loss which frequently happens by Tenants or Occupiers of Houses, Tenements and Hereditaments quitting and removing from the same before the Quarter Day on which the said Rates or Assessments charged by virtue of this Act on the said Houses, Tenements or Hereditaments shall become due and payable, it shall and may be lawful to and for the Overseer and Overseers, Collector or Collectors to be appointed as herein directed, to demand and receive Fourteen Days before every such Quarter-Day, or at any other subsequent Time, the respective Rates or Assessments which would be due and payable on such Quarter Day, or for the Time such House or Houses, Tenements or Hereditaments have been occupied, together with all the Arrears due; and in case of Non-payment thereof to enforce the Payment of such Rates or Assessments in the same Manner and with the same Power as in the case of Non-payment of such Rates or Assessments upon or after the Quarter Day upon which the same would have become due and payable.

To apportion Rates between Tenants quitting and others coming in.

XXI. And be it further enacted, That in case any Person or Persons shall remove out of or from, or quit the Possession of any House, Building, Land, Tenement or Hereditament before the Rate or Rates, Assessment or Assessments charged thereon respectively by virtue of this Act shall be paid and discharged, or if any Person or Persons shall enter into the Occupation of any House, Building, Land, Tenement or Hereditament out of or from which any Person or Persons shall have so removed before such Rate or Rates, Assessment or Assessments shall have been paid and discharged, then and in every such Case the Person or Persons so removing out of or from or quitting the Possession of, and the Person or Persons entering into the Occupation of any such House, Building, Land, Tenement or Hereditament, shall be respectively subject and liable to the Payment of all such Rates or Assessments in Proportion to the Time that such Person or Persons respectively possessed or occupied the same respectively, in the same Manner as if the Person or Persons so removing or quitting as aforesaid had remained in the Possession and Occupation of such House, Building, Land, Tenement or Hereditament, or the Person or Persons so entering into the Occupation thereof had been originally rated and assessed in such Rates or Assessments; which Proportion shall, in case of Dispute, be settled by the said Trustees, or by any Two Justices of the Peace for the County of *Middlesex*, whose Determination shall be final.

Power in Trustees to remit Rates.

XXII. And whereas it may be reasonable to excuse some Persons from the Payment of the Rates and Assessments on account of their Poverty, be

be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees at any Meeting holden under this Act, and they are hereby authorized and empowered to grant to ſuch Perſon and Perſons ſuch Relief in the Payment of any Rate or Aſſeſſment as they the ſaid Truſtees, Church-wardens and Overſeers ſhall think proper.

Town Meeting to order Workhouſes to be altered, &c. when the Expence of ſuch Alteration or Repairs ſhall exceed 100 l.

XXIII. And be it further enacted, That it ſhall be lawful for the Truſtees at any Meeting or Meetings to be held under this Act to cauſe and direct the Workhouſe or Workhouſes of or belonging to the ſaid Hamlet to be repaired, enlarged, rebuilt or in other reſpects altered and amended, when and wherever the ſame ſhall be neceſſary for the better and more convenient Reception and Accommodation of the Poor, and at ſuch Meeting or Meetings agree and contract for the ſame, and to cauſe and order the Expences thereof to be paid, borne and defrayed from and out of the Poor Rates to be levied upon the Inhabitants of the ſaid Hamlet: Provided always, that it ſhall not be lawful for the ſaid Truſtees to cauſe or direct any Repairs, Enlargements, Rebuildings, Amendments or Alterations whatſoever in the ſaid Workhouſe or Workhouſes, the Expence whereof ſhall in the whole exceed the Sum of One hundred Pounds, to be done or made, or to contract for the ſame, until ſuch Repairs, Enlargements, Rebuildings, Amendments or Alterations ſhall have been previouſly ſanctioned and approved by the Inhabitants of the ſaid Hamlet, who ſhall be qualified in Manner as is by this Act provided, or the major Part of them who ſhall be preſent at a Town Meeting aſſembled, of which Meeting and the Purpoſe thereof public Notice ſhall be given in the Pariſh Church of *Saint Dunſtan, Stebon Heath* otherwiſe *Stepney*, during Divine Service, at leaſt Ten Days previous to the taking place of the ſame.

Contractor for taking away Duſt, &c. appointed.

XXIV. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees at any Meeting holden under this Act to contract, for any Time not exceeding Twelve Months, with any Perſon or Perſons for the Sale of the Coal-duſt or Aſhes, Rubbiſh, Duſt, Dirt or Filth, (ſuch Contractor to purchaſe and take away the ſame from the Houſes of the Inhabitants), and ſuch Perſon or Perſons ſhall once or oftener in every Week bring or cauſe to be brought convenient Carriages into all Parts of the ſaid Hamlet where ſuch Carriages can be drawn near or paſs into, and at or before Approach, by Bell or otherwiſe by a ſufficient Noiſe or Cry, ſhall give Notice to the Inhabitants of his or their coming, and give the like Notice in every other Place into which the ſaid Carriages cannot paſs and abide, and ſtay a convenient Time; and the ſaid Contractor or Contractors, or the Perſon or Perſons employed by him or them, ſhall carry away or cauſe to be carried away *gratis* from the Premiſes of ſuch Occupier or Occupiers all the Aſhes, Rubbiſh, Duſt, Dirt and Filth therein, upon Pain of forfeiting any Sum not exceeding Forty Shillings for every Neglect or Default, except all ſuch Rubbiſh, Duſt, Dirt and Filth as ſhall be occaſioned by building, repairing, amending or altering any Houſe or Houſes or any other Building, which ſaid Rubbiſh, Duſt, Dirt and Filth thereby occaſioned ſhall forthwith after ſuch building, repairing or altering is finiſhed, be carried away by the Owner or Owners, Occupier or Occupiers of ſuch Houſes or Buildings reſpectively as aforeſaid, upon Pain of forfeiting and paying any Sum of Money not exceeding Ten Shillings for every ſuch Offence, and that all Monies ariſing by ſuch Contract

tract as aforesaid, and all other Monies raised by virtue of this Act, shall be applied towards the Relief of the Poor of this Hamlet.

Penalties and Punishments attached to Persons other than Contractor taking away Dust.

XXV. And be it further enacted, That if any Person or Persons, other than the Person or Persons contracting with the said Trustees, or those employed under the said Contractor, shall on any Pretence whatever go about to collect or gather, receive or carry away any Dust, Dirt, Cinders or Ashes from any House or other Premises in any Square, Street or Place within the said Hamlet, under the Management of the said Trustees, as agreed to be taken away by such Contractor, it shall and may be lawful for any Person or Persons who shall see such Offence committed to seize, and also for any other Person or Persons to assist in seizing the Offender or Offenders, and by Authority of this Act and without any Warrant, to convey him, her or them before some Justice of the Peace for the said County of *Middlesex*, and such Justice shall examine on Oath the Person or Persons apprehending the Offender or Offenders, or any Witness or Witnesses who shall appear to give Information touching such Offence, and in case such Person or Persons so offending cannot be immediately seized and apprehended, then upon Complaint made to any such Justice of the Peace by any Person whatever, he the said Justice may and is hereby required to issue his Summons to cause such Person to be brought before him, and such Justice, on the Party or Parties appearing before him, may and is hereby empowered to inquire into the Matter of Complaint by the Oath of One credible Witness, and if the Party shall be convicted, he, she or they shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, one Moiety of such Penalty to be paid to the Person or Persons who shall apprehend such Offender, or on whose Oath such Party shall be convicted, and the other Moiety to the said Trustees, and if such Offender shall not immediately upon such Conviction pay the said Penalty, the said Justice is hereby required to commit him or her to the Common Gaol or House of Correction, there to be kept to hard Labour for any Time not exceeding Twenty-one Days, unless such Penalty shall be sooner paid: Provided always, nevertheless, that nothing in this Act contained shall extend to prevent or hinder the Owners of such Dust, Dirt, Cinders and Ashes to carry away the same for their own Use, but not for Sale.

Inhabitants may be Witnesses,

XXVI. And be it further enacted, That no Inhabitant of the said Hamlet shall be disqualified from giving Evidence in any Action, Suit, Complaint, Prosecution or Proceeding to be had, conducted, made, prosecuted or carried on under the Authority of this Act, or had, conducted, made, prosecuted or carried on against any Person or Persons whatsoever for any Thing had or done under or by virtue or under colour of this Act, by reason of his or her being charged with or liable to pay any Rate or Assessment, to be made by virtue of this Act.

Recovery of Penalties, and Applications.

XXVII. And be it further enacted, That all Penalties and Forfeitures by this Act imposed and incurred (for the Recovery whereof no other Method has herein been directed) shall, unless the same is forthwith upon Conviction paid, be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of One or more Justice or Justices of the Peace for the said County of *Middlesex*, which Warrant such Justice or Justices is and are hereby empowered and required to issue, upon Proof of the Offences respectively, either by the Confession

of the Party or Parties, or upon the Evidence of any credible Witneſs upon Oath, which Oath ſuch Juſtice or Juſtices is or are hereby empowered and required to adminiſter,) and the Overplus of the Money, if any, ariſing by ſuch Diſtreſs and Sale, ſhall be returned upon Demand to the Owner of ſuch Goods and Chattels, after deducting the Coſts and Charges of ſuch Diſtreſs and Sale, and all ſuch Penalties and Forfeitures when recovered, as are not herein directed to be otherwiſe applied, ſhall be paid to the Churchwardens and Overſeers or one of them, to be applied by him or them for ſuch of the Purpoſes of this Act as the ſaid Truſtees at any Meeting under this Act ſhall think fit, and in caſe ſuch Penalties or Forfeitures ſhall not be forthwith paid, or ſufficient Goods and Chattels cannot be found whereout to levy the ſame, it ſhall be lawful for ſuch Juſtice or Juſtices, and he or they is and are hereby authorized and required, by Warrant under his or their Hand and Seal or Hands and Seals, to commit ſuch Offender or Offenders to the Common Gaol or Houſe of Correction of and for the ſaid County of *Middleſex*, for any Time not exceeding Three Calendar Months, unleſs ſuch Penalties and Forfeitures, and all reaſonable Charges attending the ſame, ſhall be ſooner paid and ſatisfied.

XXVIII. And be it further enacted, That in all Caſes where any Perſon or Perſons ſhall be convicted of any Offence committed againſt this Act, the Conviction ſhall be in the Words or to the Effect following; (that is to ſay),

Form of Conviction.

'Middleſex, to wit. } BE it remembered, that on the Day of in the Year of the Reign of His Majeſty King *George* the Third, and in the Year of our Lord *A. B.* is convicted before me [*or*, us] of His Majeſty's Juſtices of the Peace for the County of *Middleſex* [*here ſtate the Offence, and the Time and Place when and where the ſame was committed*] contrary to the Form of the Statute in that Caſe made and provided, and I the ſaid Juſtice [*or*, we the ſaid Juſtices, *as the Caſe may be*] do declare and adjudge that the ſaid *A. B.* hath forfeited for his [*or*, her] ſaid Offence the Sum of

'Given under my Hand and Seal (*or*, our Hands and Seals, *as the Caſe may be*) the Day and Year firſt above written.'

No Proceedings ſhall be quaſhed for Want of Form.

XXIX. And be it further enacted, That no Order, Judgement, Conviction, or other Proceeding touching or concerning any of the Matters aforeſaid, or touching or concerning any Offence againſt this Act, ſhall be quaſhed or vacated for Want of Form only, or be removed or removeable by *Certiorari* or any other Writ or Proceſs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter*, any Law or Statute to the contrary thereof in anywiſe notwithſtanding.

Perſons aggrieved may appeal.

XXX. And be it further enacted, That in all Caſes where any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by any Rate or Aſſeſſment, or by any Order, Conviction, or other Matter or Thing done in purſuance of this Act, and where no other Method of Relief is hereby particularly or otherwiſe appointed or directed, it ſhall be lawful for ſuch Perſon or Perſons to appeal to the Juſtices of the Peace of and for the ſaid County of *Middleſex*, at the General Quarter Seſſions of the

Peace to be holden in and for the ſaid County next after ſuch Conviction, ſuch Appellant or Appellants firſt giving or cauſing to be given Fourteen Days Notice at the leaſt in Writing of his, her or their Intention to bring ſuch Appeal and of the Matter thereof, as well to the Juſtice or Juſtices of the Peace before whom ſuch Perſon or Perſons ſhall have been convicted, as to the ſaid Clerk to the ſaid Truſtees, or other Perſon or Perſons who is or are intended to be affected by ſuch Appeal, and further within Four Days after giving or cauſing to be given ſuch Notice as aforeſaid entering into a Recognizance before ſome Juſtice of the Peace of and for the ſaid County, with Two ſufficient Sureties in ſuch reaſonable Sum or Sums of Money as ſuch Juſtice ſhall direct, conditioned to try ſuch Appeal and to abide ſuch Order as ſhall thereupon be made, and to pay ſuch Coſts as ſhall be awarded by the ſaid Juſtices at ſuch Quarter Seſſions as aforeſaid; and it ſhall be lawful for the ſaid Juſtices, and they are hereby authorized to ſummon before them at ſuch Quarter Seſſions, or at ſome Adjournment thereof, the Witneſſes on the Parts both of the Appellant or Appellants and of the Reſpondent or Reſpondents, and upon due Proof of ſuch Notice as before directed having been given or cauſed to have been given, and of the entering into ſuch Recognizance as hereinbefore is mentioned, at ſuch Quarter Seſſions or Adjournment thereof, to hear and finally determine the Cauſes and Matters of every ſuch Appeal in a ſummary Way, and to award ſuch Reſtitution, Damages and Coſts to the Appellant or Appellants, or Reſpondent or Reſpondents, not exceeding the Amount of the Penalties, Charges, and Expences which ſhall have been actually recovered and received by any Perſon or Perſons in purſuance of this Act, together with ſuch reaſonable Coſts, Charges and Expences of proſecuting or defending ſuch Appeal as the ſaid Juſtices ſhall think proper, and the ſaid Juſtices may then and there if they ſee Cauſe mitigate any Forfeiture or Fine, and may order any Money to be returned which ſhall have been levied in purſuance of any ſuch Rule, Order or Conviction, and award ſuch further Satisfaction to be made to the Party injured as they ſhall think proper; which Determination of the ſaid Juſtices at ſuch Quarter Seſſions or Adjournment thereof as aforeſaid ſhall be final, binding and concluſive to all Intents and Purpoſes whatſoever.

Notice.

XXXI. Provided always, and be it further enacted, That in caſe there ſhall not be Time to give the ſaid Fourteen Days Notice before the holding of the next General Quarter Seſſions of the Peace as aforeſaid, then ſuch Appeal ſhall and may be made to and heard and determined at the next General Quarter Seſſions following, the ſaid Fourteen Days Notice of ſuch Appeal and Recognizance having been previouſly given and entered into as aforeſaid.

Diſtreſs not to be deemed unlawful for Want of Form.

XXXII. And be it further enacted, That where any Diſtreſs ſhall be made under and by virtue of this Act, the Diſtreſs itſelf ſhall not be deemed unlawful, nor the Party or Parties making the ſame a Treſpaſſer or Treſpaſſers on account of any Defect or Want of Form in any Proceeding 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 done by the Party or Parties diſtraining, but the Perſon or Perſons aggrieved by ſuch Irregularity may recover full Satisfaction for the ſpecial Damage ſuſtained by reaſon of ſuch Irregularity in an Action

on the Caſe brought for any Irregularity, Matter, or Thing done or committed under this Act, or by reaſon or colour thereof, and not otherwiſe: Provided always, that no Plaintiff or Plaintiffs ſhall recover in any Action if Tender of ſufficient Amends ſhall be made by or on the behalf of the Party or Parties who ſhall have committed or cauſed to be committed every or any ſuch Irregularity, Matter, or Thing before ſuch Action brought, and in caſe no ſuch Tender ſhall have been made, it ſhall and may be lawful for the Defendant or Defendants in any ſuch Action, by Leave of the Court where ſuch Action ſhall depend, at any Time before Trial had, to pay into Court ſuch Sum of Money as he or they ſhall ſee fit, whereupon ſuch Proceedings or Order and Judgement ſhall be had, made or given in and by ſuch Court as in other Actions where the Defendant is allowed to pay Money into Court.

No Plaintiff ſhall recover in any Action where Tender of ſufficient Amends has been made.

XXXIII. And be it further enacted, That no Action or Suit ſhall be brought, commenced or proſecuted againſt any Perſon or Perſons for any Thing done or to be done by virtue or in purſuance of this Act, or by reaſon and under colour thereof, unleſs Notice in Writing, ſigned by the Attorney for the Plaintiff or Plaintiffs, ſhall have been given to the Clerk or Clerks to the ſaid Truſtees, or left at his or their laſt or uſual Place of Abode, Twenty-one Days before ſuch Action ſhall be commenced, of ſuch intended Action, and ſpecifying the Cauſe thereof, nor after Six Calendar Months next after the Fact ſhall have been committed or the Cauſe of ſuch Action, ſhall have ariſen, and every ſuch Action ſhall be brought and laid in the County of *Middleſex* and not elſewhere, and the Defendant or Defendants in every ſuch Action or Suit ſhall and may plead, at his, her or their Election, either ſpecially, or elſe the General Iſſue, and give this Act and the ſpecial Matter in Evidence at any Trial to be had thereupon, and that the ſame was done in purſuance or by the Authority of this Act; and if upon the Trial of ſuch Action or Suit it ſhall appear to have been ſo done, or that ſuch Action or Suit ſhall have been brought before the Expiration of Twenty-one Days next after ſuch Notice ſhall be given as aforeſaid, 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 or laid in any other County than as aforeſaid, then and in every of the ſaid Caſes the Jury ſhall find a Verdict for the Defendant or Defendants, and in Caſes where a Verdict ſhall be found for any Defendant or Defendants in ſuch Action or Suit, or the Plaintiff or Plaintiffs therein ſhall diſcontinue the ſame or be nonproſſed after the Defendant or Defendants ſhall have appeared thereto, or ſhall be nonſuited, or if upon Demurrer Judgement ſhall be given againſt ſuch Plaintiff or Plaintiffs, then and in every ſuch Caſe the Defendant or Defendants ſhall recover treble Coſts, and have ſuch and the like Remedy for recovering the ſame as any Defendant or Defendants have or hath for recovering Coſts of Suit in any other Caſes by Law.

Limitation of Actions.

XXXIV. And be it further enacted, That all the Coſts, Charges and Expences, incident to or attending the obtaining and paſſing of this Act, ſhall be firſt borne, paid and defrayed out of the firſt Rates or Aſſeſſments raiſed, levied or collected by virtue of this Act.

Expences of this Act, how to be paid.

XXXV. And

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

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