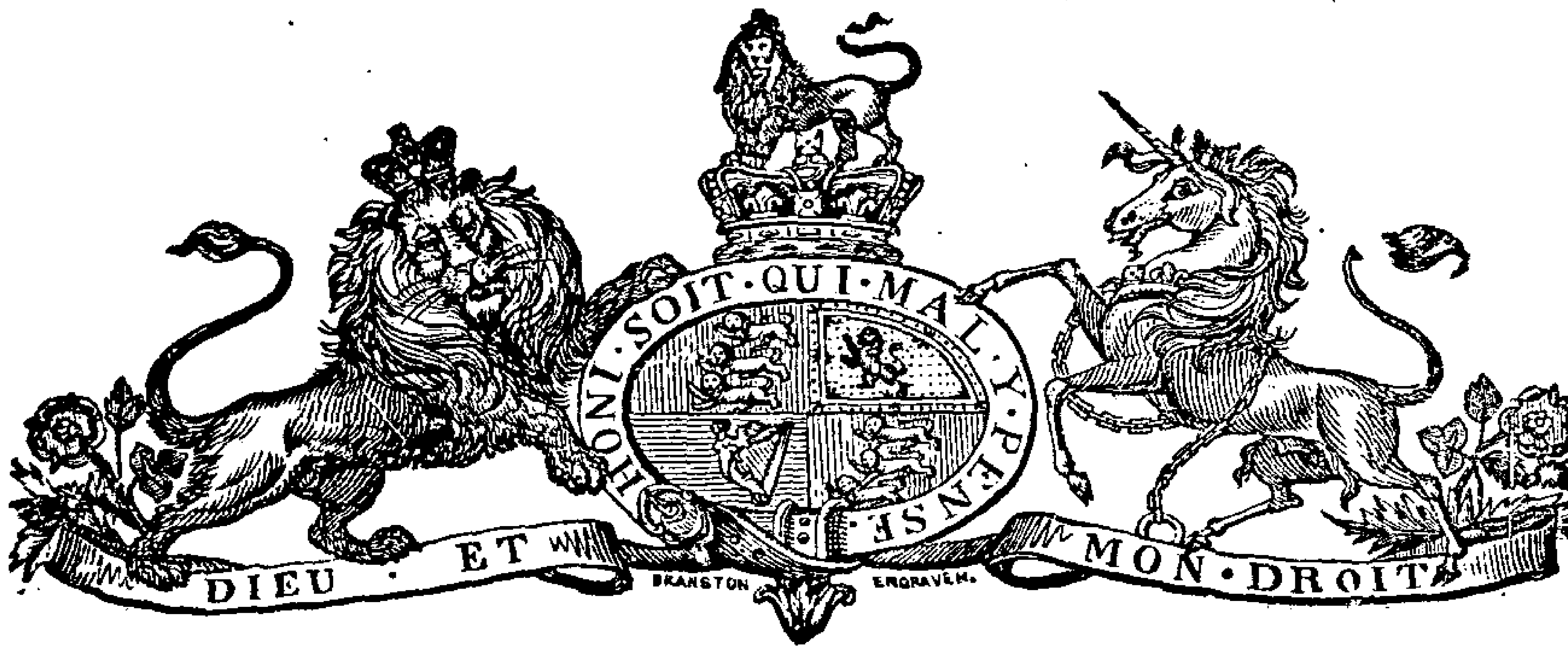


ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

****

Cap. xcvii.

An Act for better paving, lighting, draining, cleansing, and otherwise regulating and improving a Portion of the Borough of *Newark* in the County of *Nottingham;* for regulating the Butchers Market therein; and for authorizing the Commissioners of the *Newark* Branch of the River *Trent* Navigation to contribute out of their Funds a Sum of Money for the aforesaid Purposes. [24th *July* 1851.]

WHEREAS an Act was passed in the Thirty-eighth Year of the Reign of King *George* the Third, intituled *An Act for the better paving, lighting, and cleansing of the Streets, Lanes, and other public Passages and Places in the Town of* Newark-upon-Trent *in the County of* Nottingham; *and for removing the Market for Butchers Meat in the said Town, and for regulating the said Market; and for repealing an Act made in the Twenty-seventh Year of the Reign of Her late Majesty Queen* Elizabeth, *intituled* '*An Acte for the pavinge of* Newarke-upon-Trent *in the Countie of* 38 G.3. c.26.

of Nottingham:' And whereas the Provisions of the said Act are insufficient for the Purposes thereby intended, and it is expedient that the said Act should be repealed, and that more extensive Powers and Provisions should be made in lieu thereof: And whereas it is expedient that some of the Provisions of "The Public Health Act, 1848," should be made applicable to a Portion of the Borough, and that other Provisions not comprised in that Act, or in "The Public Health Supplemental Act, 1849," should be made for the Improvement of the same: And whereas an Act was passed in the Twelfth Year of the Reign of His
13 G. 3. c. 86. said Majesty King *George* the Third, intituled *An Act for improving and completing the Navigation of that Branch of the River* Trent *which runs by the Town of* Newark-upon-Trent *from a Place called the* Upper Weir *in the Parish of* Averham *in the County of* Nottingham *to a Place called the* Crankleys *in the Parish of* South Muskham *in the said County*, whereby certain Persons therein named, and their Successors, to be elected in manner therein mentioned, were appointed Commissioners for putting in execution the several Powers given to them by the said Act, and were thereby authorized and empowered to collect and receive certain Rates and Duties therein specified to and for their own proper Use and Behoof: And whereas by reason of the great and increasing Traffic in the Carriage and Conveyance of Goods, Coals, Wares, and Merchandize through, along, and over the public Streets and Thoroughfares leading to and from the Wharfs and Warehouses situate on or adjoining the said Branch of the River *Trent*, the said Streets and Thoroughfares are greatly injured and damaged, and the said Commissioners appointed under the said lastly-recited Act are willing and have agreed to give and contribute, out of the Funds in their Hands, to the Commissioners under this Act (if authorized so to do), the Sum of Three thousand five hundred Pounds, for and towards the Expenses of amending and repairing the Streets and Thoroughfares, and draining, lighting, and otherwise improving the same, and it is also desirable that they should have Power to lend or advance a Sum of Money on Loan for such Purposes; but the several Objects aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

As to "Commissioners." I. That in this Act the Word "Commissioners" shall mean the Commissioners for the Time being for carrying this Act into execution.

Commencement of Act. II. That this Act shall commence and take effect on the Third *Monday* after the passing of the Act.

III. That

III. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *Newark-upon-Trent* Improvement Act, 1851." Short Title.

IV. That the Limits of this Act shall be the Parish of *Newark-upon-Trent*, and such Parts of the Parish of *East Stoke* in the said County of *Nottingham* as are situate on the East Side of the *Newark* Branch of the River *Trent* Navigation. Limits of the Act.

V. That the first-recited Act shall be and is hereby repealed. First-recited Act repealed.

VI. That the Roads, Streets, Pavements, Lamps, Lamp Posts, and Matters and Things belonging thereto, and also all the Right to erect, build, or set up any new Shops, Stalls, or other Conveniences, in any Part of the Shambles mentioned in the repealed Act, or the Places and Premises contiguous thereto, and also the Rents, Monies, Choses in Action, Claims, and Demands whatsoever of or to which the Commissioners for executing the first-recited Act were immediately before the Commencement of this Act seised, possessed, or in any way entitled, at Law or in Equity, or otherwise howsoever, with the Appurtenances, are hereby effectually vested, according to the Nature, Tenure, and Quality thereof respectively, in the Commissioners, and may be holden, enjoyed, exercised, and disposed of accordingly. Property vested in Commissioners under recited Act to be vested in Commissioners under this Act.

VII. That the several Forms in the Schedule to this Act, or Forms to the like Effect, with such Alterations and Additions (if any) as Circumstances require, may be used for any of the Purposes of this Act, or any Act wholly or in part incorporated therewith, for which such Forms are applicable; and such Forms shall accordingly be to all Intents sufficient for such Purposes, and it shall not be necessary for any of such Purposes to use any other Form. Forms in Schedule may be used.

VIII. That all Contracts, Bonds, Debts, and Engagements of the Commissioners for executing the repealed Act, which may be owing or in force at the Time of the Commencement of this Act, for or on account or on the Credit of any Money payable under the said repealed Act, together with all Interest due or to accrue due thereon, shall be paid and discharged by and out of the Monies which shall be received by the Commissioners under the Provisions herein-after mentioned, or out of the General District Rate to be levied by virtue of this Act, or "The Public Health Act, 1848," incorporated herewith; and in case there shall be any Surplus of such Monies, after paying and discharging such Contracts, Bonds, Debts, and Engagements, the Amount of such Surplus shall be by the Commissioners applied towards the general Purposes of this Act; and such Contracts, Bonds, Debts, and Engagements shall be recovered from and enforced against the Commissioners, in like Manner, according to the Circumstances of each Contracts, &c. under the repealed Act to be discharged out of the Monies received under this Act, &c.

Case, as the same could have been recovered from or enforced against the Commissioners under the said repealed Act.

Actions not to abate.

IX. That any Action, Suit, Prosecution, or other Proceedings whatever commenced by or against the Commissioners under the repealed Act shall not abate, cease, be discontinued, or prejudicially affected by this Act, but the same shall continue and take effect, both in favour of and against the Commissioners, in the same Manner in all respects as the same would have continued and taken effect in relation to the Commissioners under the repealed Act if this Act had not been passed; and that all Persons who before the Commencement of this Act shall have committed any Offence or incurred any Penalty or Forfeiture under the Provisions of the repealed Act may be sued and prosecuted for such Offences, Penalties, and Forfeitures in such and the like Manner as they might have been sued and prosecuted respectively if this Act had not been passed, the Commissioners being, in reference to the Matters aforesaid, in all respects substituted in place of the Commissioners under the repealed Act.

Officers under repealed Act to continue until removed.

X. That every Officer and Servant appointed by virtue or acting under the Authority of the repealed Act shall hold and enjoy his Office and Employment, and be deemed an Officer and Servant of the Commissioners, until he be removed by the Commissioners from such Office and Employment, and until so removed shall have the like Power and Authority for the Purposes of this Act, and be subject to the like Power of Removal, Rules, Regulations, Pains, and Penalties, in all respects whatsoever, as if he had been appointed under the Authority of this Act,

Regulations, &c. to continue in force until altered under this Act.

XI. That all Regulations, Rules, and Orders made under the Authority and according to the Provisions of the repealed Act, and in force on the Commencement of this Act, shall continue in full Force until the same be altered or varied under the Authority of this Act, and such Regulations, Rules, and Orders may and shall be enforced in the same Manner in all respects as the same respectively might be enforced in case the same had been made under the Authority of this Act.

Officers to account.

XII. That all Officers and Persons who have or shall have in their Possession or under their Control any Money, Books, Documents, Papers, Writings, or Effects belonging to the Commissioners for executing the repealed Act, or to which those Commissioners are or but for this Act would be entitled, shall be liable to account for and to deliver up the same to the Commissioners, or to such Persons as they appoint to receive the same, in like Manner, and subject to the like Process, Pains, and Penalties for Refusal or Neglect, as if such Officers

and

and Persons had been appointed by or become possessed of such Money, Books, Documents, Papers, Writings, or other Effects for the Commissioners.

Old Books to be Evidence.

XIII. That all Registers and Books of Proceedings, and other Books whatsoever of the Commissioners under the repealed Act, kept according to the Directions of such Act, and made Evidence thereby, or which might have been received as Evidence at the Time of the Commencement of this Act, shall at all Times hereafter be admitted in Evidence in all Courts, and by all Judges, Justices, Commissioners, Arbitrators, and others, as the same might have been admitted in Evidence if this Act had not been passed.

Commissioners for carrying Act into execution.

XIV. That the Mayor, Aldermen, and Burgesses of the Borough of *Newark*, acting by the Council of the said Borough, and the Vicar and Four Churchwardens of the Parish of *Newark-upon-Trent*, together with *John Beevor* M.D., *William Brodhurst*, *Thomas Fowke Andrew Burnaby*, *Joseph William Branston*, *Jonathan Bradley*, *James Bridges*, *John Blow*, *Joseph Brown*, *James Ball*, *James Chew*, *John Chambers*, *Frederick Egglestone*, *John Emminson*, *Richard Fisher*, *Philip Richard Falkner*, *William Fillingham*, *John Freeman*, *William Gilstrap*, *William Farnworth Handley*, *George Hodgkinson*, *John Handley*, *Richard Hardy*, *Thomas Creswick Huddlestone*, *John Harvey*, *William Perkins Hadfield*, *Robert Holloway*, *George Hawkins*, *George Ingledew*, *James Prior Lacy*, *Thomas Lane*, *Hugh Morton* M.D., *Richard Norton*, *Thomas Oldham*, *John Pearce*, *John Esam Peck*, *William Pollard*, *Henry Robinson*, *Charles Ridge*, *Samuel Sketchley*, *Joseph Freeman Sanderson*, *Henry Sutton*, *James Thorpe*, *Richard Taylor*, *John Taylor*, *Thomas Wilson*, *Joseph Walker*, and *James Wilson*, Inhabitants of the said Parish of *Newark-upon-Trent*, and their Successors, to be elected in manner herein-after mentioned, shall be and they are hereby appointed Commissioners for putting this Act into execution; and all and every the Powers, Authorities, Directions, Matters, and Things by this Act given to or directed to be done or executed by or before the Commissioners shall and may be exercised, performed, and done by or before any Five or more of the Commissioners, and all such Acts, Matters, and Things shall be of as full Force, Virtue, and Effect as if done or executed by or before all the Commissioners; and such Persons, and their Successors, from Time to Time appointed as herein provided, shall be styled and called "The *Newark* Improvement Commissioners."

Power to appoint new Commissioners

XV. That when and as often as any of the Commissioners (except such as are Commissioners by virtue of their being Members of the Council of the said Borough, or as Vicar and Churchwardens, as before mentioned,) shall die, or by Writing under his Hand delivered to the Clerk

Clerk to the Commissioners shall refuse to act, or shall accept any Place of Profit under this Act, or shall reside beyond the Distance of Seven Miles from the Limits of this Act for the Space of One Year at One Time, then and in every such Case it shall be lawful for the surviving or remaining Commissioners (except such as are Commissioners by virtue of their being Members of the Council of the said Borough, or as Vicar and Churchwardens, as before mentioned), at and upon the next succeeding General Annual Meeting to be held in pursuance of this Act, to elect and appoint some other fit Person, being an Inhabitant of the said Parish, or residing within the Distance of Seven Miles from the said Limits, and not being a Member of the Council of the Borough, qualified as in and by this Act is directed, in the Place or Stead of such Commissioners so dying, refusing to act, accepting any Place of Profit under this Act, or residing beyond the Distance of Seven Miles from the said Limits; and every such Commissioner so elected shall have the same Powers and Authorities in the Execution of this Act as if he had been named herein; and the Person refusing to act, or accepting any Place of Profit, or residing beyond the Distance of Seven Miles from the said Limits, shall, from and immediately after such Election and Appointment (and not before), be disqualified from acting as a Commissioner under this Act, unless re-elected upon some future Vacancy.

Qualification of Commissioners.

XVI. That no Person (except the Members of the Council of the said Borough and Vicar and Churchwardens) shall be capable of acting as a Commissioner unless at the Time of acting he shall be in the Possession or Receipt of the Rent and Profits of Land, Tenements, or Hereditaments of the clear yearly Value of Twenty Pounds, or possessed of Personal Estate to the Amount of Five hundred Pounds, over and above the Payment of his Debts, or shall be a Tenant or Occupier of Lands within the Limits of this Act of the annual Value of Thirty Pounds; and any Person acting as a Commissioner, not being so qualified, shall forfeit and pay the Sum of Twenty Pounds, to be recovered in any Court of competent Jurisdiction, with full Costs of Suit, by Action of Debt; and every Person so sued shall prove that he was at the Time of acting qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof or Evidence being given on the Part of the Plaintiff than that such Person had acted as a Commissioner in the Execution of this Act; and the Money so to be recovered shall be applied, One Moiety to the Plaintiff, and the other Moiety to the Purposes of this Act.

The Commissioners to be the Local Board of Health under "The Public

XVII. That the Commissioners under this Act shall within the Limits thereof be the Local Board of Health under "The Public Health Act, 1848," and that as fully and effectually, to all Intents and Purposes whatsoever, as if the Parts incorporated with this Act of "The Public Health

Health Act, 1848," had, by a Provisional Order of the General Board, been duly applied to such Limits, and all proper Proceedings, preliminary and consequent thereon, had been duly taken in accordance with that Act, and it had been duly enacted by an Act of Parliament passed after the making of such Provisional Order, and taking effect at the Time of the Commencement of this Act, that the whole of such Provisional Order should be confirmed and be absolute.

Health Act, 1848."

XVIII. That the several Provisions of "The Towns Improvement Clauses Act, 1847," with respect to the following Matters, (that is to say,)

Certain Provisions of 10 & 11 Vict. c. 34. incorporated with this Act.

" With respect to naming the Streets and numbering the Houses ;"
" And with respect to improving the Line of the Streets and re-
" moving Obstructions" (except the Sections which in the Queen's Printers Copies are numbered respectively 66 and 67) ;
" And with respect to ruinous or dangerous Buildings ;"
" And with respect to Precautions during the Construction and
" Repair of the Sewers, Streets, and Houses ;"
" And with respect to cleansing the Streets" (except the Sections which in the Queen's Printers Copies are numbered respectively 87, 90, 91, 92, 93, and 94) ;
" And with respect to the Prevention of Smoke ;"
" And with respect to supplying Buildings with fresh Air" (except the Sections which in the Queen's Printers Copies are numbered respectively 113, 114, and 115) ;
" And with regard to Section 112, that the Appeal therein given
" be to the General Board of Health, instead of to the Tribunal
" therein referred to ;"
" And with respect to Lodging Houses ;"
" And with respect to lighting the Town or District ;"
" And with respect to Things to be done by the Commissioners by
" special Order only" (except the Sections which in the Queen's Printers Copies are numbered respectively 134, 135, 136, 137, 138, 139, 140, and 141) ;
" And with respect to Clocks ;"
" And with respect to ensuring the Execution of the Works by this
" or the Special Act required to be done by the Owners or
" Occupiers of Houses or Lands" (except the Sections in the Queen's Printers Copies numbered respectively 152, 153, 154, and 155, and except where such Provisions are otherwise provided for by the Public Health Act),

except such Parts thereof respectively as are repugnant to any of the Purposes or Provisions of this Act, shall be incorporated with this Act.

XIX. That "The Public Health Act, 1848," except the Part thereof which in the Copies thereof printed by the Printers to the Queen's

Certain Provisions of 11 & 12 Vict. c. 63. incor-

porated with this Act.

Queen's most Excellent Majesty precedes the Section thereof therein numbered 2, directing the Places to which the Act may be applied, and except also the several Sections thereof therein numbered respectively 4 to 7, both inclusive, appointing the General Board of Health;

The several Sections 8 and 9 in regard to a preliminary Inquiry;

The several Sections 10 and 11 in regard to the Application of the Act;

The several Sections 12 to 33, both inclusive, for the Constitution of Local Boards of Health;

The Section 50, authorizing Churchwardens and Overseers in Parishes of less than Two thousand Inhabitants to provide Sewers, Wells, and Pumps;

The Section 66, relative to Common Lodging Houses;

The several Sections 75 to 80, both inclusive, and the several Sections 93 and 94, relative to the Supply of Water and the fouling of such Water;

The Section 105, fixing Quota of Rates to be paid by Universities;

The Section 121, authorizing superintending Inspectors to summon Witnesses;

The several Sections 141 and 142, with regard to Orders in Council;

And the Section 151, providing Exemptions from certain Duties, shall be incorporated with this Act.

Regulating Height of Houses in certain Streets.

XX. That it shall not be lawful to build Houses of more than Two Stories in Height, exclusive of Cellars, fronting on any Street to be made or laid out after the Commencement of this Act, such Street being of less Width than Ten Yards, nor Houses of more than Three Stories in Height fronting on any such Street of less Width than Twelve Yards; and it shall not be lawful to let separately, except as a Warehouse or Storehouse, or to suffer to be occupied as a Dwelling House, any Room or Building which, or any Part of which, is or shall be directly over or under any Privy, unless the same Privy is or shall be fitted up as a Watercloset, with an adequate and constant Supply of Water to the Satisfaction of the Surveyor to the Commissioners; and every Person who shall build any House contrary to this Provision, or who shall let separately (except as aforesaid), or who shall knowingly suffer to be occupied as a Dwelling House, any Room or Building within the Limits of this Act, contrary to this Provision, shall be liable to a Penalty not exceeding Twenty Shillings, and a further Penalty not exceeding Five Shillings for every Day during which such House shall continue contrary to this Provision, or such Room or Building shall be so occupied after Conviction of the First Offence.

Power to cleanse Streams, &c.

XXI. That it shall be lawful for the Commissioners, from Time to Time as they may think fit, to cleanse any Brook, Rivulet, or Stream of Water within the Limits of this Act, and from Time to Time to drain

drain any stagnant Pool of Water, and remove all Filth within the Limits of this Act; and the Commissioners, their Officers and Servants, may from Time to Time enter into and upon any Premises in the Day-time, to do all necessary Acts for any of the Purposes aforesaid, so that the same be executed with all convenient Despatch, and without injuring or endangering the Foundation or Wall of any Erections and Buildings already built and erected, or to be lawfully built and erected, adjoining to or over any such Brook, Rivulet, or Stream: Provided always, that nothing in this Act contained shall authorize and empower the Commissioners to injure the *Newark* Branch of the River *Trent* Navigation, or to injure or interfere with any of the Locks, Towing-paths, Bridges, Banks, or any other Works of or belonging to the said Navigation.

Power to provide a Receptacle for Sewage Water, &c.

XXII. That it shall be lawful for the Commissioners, from Time to Time as they may think fit, to construct and provide, upon any Land belonging to or to become vested in them by virtue of this Act, such Cesspools or other Receptacles as may be necessary for the Purpose of collecting and disposing of the Sewage Water and Refuse from the Drains and Sewers and other Places within the Limits of this Act, and to provide and lay such Pipes, Pumps, and Apparatus in such Manner and in such Places as may be necessary for the collecting and distributing the same, for Sale or otherwise, to any Persons who may from Time to Time agree with the Commissioners to take the same by Sale or otherwise.

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

XXIII. That the several Provisions of "The Town Police Clauses Act, 1847," with respect to the following Matters, (that is to say,)

"With respect to Obstructions and Nuisances in the Streets;"

"And with respect to Fires;"

"And with respect to Places of public Resort;"

"And with respect to public Bathing;"

"And with respect to affording Access to the Special Act,"

except such Parts thereof respectively as are repugnant to any of the Purposes or Provisions of this Act, shall be incorporated with this Act.

Penalty on Persons exposing Hides or throwing Filth into Streams.

XXIV. That every Person exposing for Sale, or depositing in any Shambles or in any Street within the Limits of this Act, any raw or undressed Hide of any Beast or Cattle, and every Person who shall throw, cast, or lay, or cause, permit, or suffer to be thrown, cast, or laid, any Ashes, Rubbish, Dust, Filth, or Annoyance whatsoever into any Stream or Rivulet within the Limits of this Act, shall be liable to the same Penalties or Punishments as are expressed in "The Town Police Clauses Act, 1847," "with respect to Obstructions and Nuisances in the Streets."

Power to Commissioners to direct Prosecutions.

XXV. That it shall be lawful for the Commissioners to direct any Prosecution for any public Nuisance whatsoever which shall be committed or suffered within the Limits of this Act, and for or concerning any Resistance to the Execution of this Act, or to the Authority of any Person acting under the same, and to direct and order the Expenses of any such Prosecution, or of any other Prosecution of which they shall be liable to defray the Expense under "The Public Health Act, 1848," "The Town Police Clauses Act, 1847," or "The Towns Improvement Clauses Act, 1847," to be paid and borne by and out of the General District Rate.

Provisions of 10 & 11 Vict. c. 89. as to public Bathing extended to public Bathing in Streams, &c.

XXVI. That the Clauses incorporated with this Act of "The Town Police Clauses Act, 1847," "with respect to public Bathing," shall extend to all Streams and Navigations within the Limits of this Act, as if the same respectively were the Seashore or Strand of any River used as a public Bathing Place.

Market for the Sale of Butchers Meat to be held in the Shambles.

XXVII. That it shall be lawful for the Commissioners to appropriate, convert, and use, from Time to Time, all or any Part of the Shambles or Shops vested in them on the Commencement of this Act as they shall judge most convenient and proper, for holding a Market for the Sale of Butchers Meat, and also for the like Purpose to erect, build, and set up any new Shops, Stalls, or other Conveniences in any Part or Parts of the said Shambles, or the Places and Premises contiguous thereto, and which may be suitable and proper for the Purpose of holding such Market, and they are hereby also authorized and empowered to continue to hold the said Market for the Sale of Butchers Meat in such Place or Places accordingly, and no other Market or Shambles shall be used in the Town of *Newark-upon-Trent* for the Sale of Butchers Meat, any Law or Custom to the contrary thereof notwithstanding, nor shall any Person sell or expose to Sale any Butchers Meat on any Market or Fair Day in any other Place whatsoever within the said Town; and if any Person shall sell or expose to Sale any such Meat out of the said Market, he shall forfeit for the First Offence the Sum of Five Shillings, for the Second Offence the Sum of Ten Shillings, and for the Third and every other Offence the Sum of Twenty Shillings: Provided always, that nothing herein contained shall extend or be construed to extend to prevent any Butcher or other Person from selling any Butchers Meat in his own Shop or Dwelling House: Provided also, that if at any Time the said Shops or Shambles, or any of them, shall not be occupied by Butchers or other Persons for the Sale of Meat, the Commissioners shall and may and they are hereby authorized to make any Alterations therein, and let the same to any Person whomsoever for the Sale and Exposure to Sale of any Goods, Wares, or Merchandize, or for such other Purposes as the Commissioners shall in their Discretion think necessary and advisable.

Not to prevent Butchers selling in their own Shops or Houses.

XXVIII. That

Commissioners to set out Roads through the Market Place.

XXVIII. That it shall be lawful for the Commissioners and they are hereby required, on each Fair or Market Day, to make and set out a Road or Passage not exceeding the Breadth of Twenty Feet, in as direct a Line as can be from the South End of the Street called the *Old Shambles* to the South Side of the Market Place, and also another Road or Passage not exceeding the Breadth of Twelve Feet, in as direct a Line as can be from the Front of the Town Hall to the East Side of the said Market Place; and no Person shall at any Time afterwards, during the holding of any Fair or Market, set or erect, or cause to be set or erected, any Stall or other Impediment or Obstruction in either of the said Roads or Passages, under a Penalty of Five Shillings for the First Offence, Ten Shillings for the Second Offence, and Twenty Shillings for the Third and every other Offence.

Power to Commissioners to let Shops and Shambles.

XXIX. That it shall be lawful for the Commissioners and they are hereby authorized to let such Shops or Shambles, and also all such new Shops, Shambles, Stalls, or other Conveniences to be by them erected, built, or set up, in such Manner, and under and subject to such Rules and Regulations, and at such Rents, as the Commissioners shall think proper; and the Rents and Profits of the said Shops and Shambles, Stalls or Conveniences, shall be received and applied by the Commissioners for the Purposes of this Act.

Penalty on Persons killing or slaughtering Beasts in the Shambles, or defacing Buildings.

XXX. That if any Person shall kill, slaughter, singe, scald, or dress, or cause to be killed, slaughtered, singed, scalded, or dressed, any Beast, Swine, Calf, Sheep, or other Cattle, in any Part of the said Shambles or Market, or shall wilfully, carelessly, or negligently injure, deface, or spoil any Part of the said Shambles, Shops, or Stalls, or the Walls, Columns, Steps, or Pavements belonging thereto or to the Town Hall, every Person so offending shall forfeit for the First Offence the Sum of Five Shillings, for the Second Offence the Sum of Ten Shillings, and for the Third and every other Offence the Sum of Twenty Shillings; and such Offender or Offenders shall, over and above such respective Penalties, pay such Sum of Money as the Justice or Justices before whom the Complaint shall be heard shall think reasonable, by way of Satisfaction for any Damage done by such Offender.

Trustees of the Estates of Magnus, Brown, and Phillipot to pay the annual Sum of 500*l.* in certain Proportions for the Purposes of this Act.

XXXI. That it shall be lawful for the Trustees of the Estates of *Thomas Magnus*, *Robert Brown*, and *William Phillipot* respectively, and they are hereby authorized, directed, and required, to pay and apply, yearly and every Year, unto the Commissioners, or to their Clerk or Treasurer for the Time being, (whose Receipt shall be a sufficient Discharge for the same,) the Sum of Five hundred Pounds, in the following Proportions, and at the Times herein-after mentioned; (that is to say,) the Trustees of the Estates of the said *Thomas Magnus* shall pay and contribute the Sum of Two hundred and ninety Pounds,

Pounds, by Two equal half-yearly Payments on or before the First Day of *June* and the First Day of *December* in every Year, the first half-yearly Payment to be made on such of those Days as shall first happen after the Commencement of this Act; and the Trustees of the Estates of the said *Robert Brown* shall pay and contribute the Sum of Ninety Pounds; and the Trustees of the Estates of the said *William Phillipot* shall pay and contribute the Sum of One hundred and twenty Pounds; and such respective annual Payments shall be made by the Trustees of the Estates of the said *Robert Brown* and *William Phillipot* on or before the First Day of *June* in every Year, the First Payment to be made on or before the First Day of *June* next after the Commencement of this Act; and which said several and respective Sums, and all Arrears thereof, may be recovered from Time to Time by the Commissioners in any of the Superior Courts, by Action of Debt, to be commenced against such of the said Trustees respectively as shall make default in Payment thereof or of any Part thereof.

When Commissioners have a Surplus of 50*l.* in their Hands, the same to revert to the Trustees of the above Estates.

XXXII. That whenever the clear Surplus or Balance of Monies in the Hands of the Treasurer for the Time being to the Commissioners upon any general annual Account to be stated and settled at the Time appointed for that Purpose (except on the first general Account to be settled after the passing of this Act) shall amount to the Sum of Fifty Pounds, after all the Monies borrowed on the Credit of this Act, and all Interest due thereon, shall have been fully paid off and discharged, then the Commissioners are hereby authorized and required, within Thirty Days next after such Account shall be so stated and settled, to refund and repay such Balance or Surplus to the Trustees for the Time being of the Estates of the said *Thomas Magnus*, *Robert Brown*, and *William Phillipot* respectively, in and according to such and the like Proportions as the said respective Trustees are herein-before directed to contribute to the Expenses of this Act, and the said Trustees respectively shall and may sue for and recover the same from the Commissioners by Action of Debt in any of the Superior Courts, or shall and may retain and keep back such Proportion of the said Surplus or Balance out of and from the next yearly Payment which shall become due from them by virtue of this Act, anything herein-before contained to the contrary notwithstanding.

Commissioners acting under 13 G. 3. c. 86. authorized to give 3,500*l.*;

XXXIII. That the Commissioners appointed under the lastly-recited Act shall and they are hereby authorized and empowered to give and contribute out of the Monies in their Hands, or in the Hands of their Treasurers, the Sum of Three thousand five hundred Pounds to the Commissioners under this Act, for the several Purposes of this Act, and the Receipt in Writing of the Treasurer to the Commissioners under this Act shall be a sufficient Discharge for the same.

XXXIV. That

and also to lend 3,500*l.* on Security of Rate.

XXXIV. That the Commissioners under the lastly-recited Act may and they are hereby also authorized and empowered to lend and advance to the Commissioners under this Act, on the Credit of the General District Rate by this Act or any Act incorporated herewith authorized to be made and levied, any Sum or Sums of Money not exceeding in the whole the Sum of Three thousand five hundred Pounds, at such Rate of Interest, not exceeding Five Pounds *per Centum per Annum*, as may be agreed upon, and the Commissioners under this Act may mortgage and assign over the said Rate as a Security for the said Sum, together with Interest for the same.

Road Trustees not to collect Tolls within the Town of Newark.

XXXV. That the Trustees of any Turnpike Roads shall not collect any Toll on any Road within the Town of *Newark-upon-Trent*, or lay out any Money thereon.

Rates to be levied.

XXXVI. That it shall not be lawful for the Commissioners to make, assess, or levy any Rates or Sums of Money, other than the Rates or Sums authorized to be made, assessed, and levied under the Provisions of this Act and "The Public Health Act, 1848:" Provided always, that the Inhabitants of any District within the Limits of this Act shall not, in respect of any Property situate therein, be exempt from the Payment of any Rate or other Payment not being a Toll, in respect of making or repairing Roads or Highways within the said Limits, although the same may be situate beyond the said District: Provided also, that any Highway Rate collected or levied within the Limits of this Act shall not be applicable to any other Purpose than such Rate would be applicable under the Act for the Regulation of Highways in *England*.

Limit of Rates.

XXXVII. That the Amount to be levied for General District Rates within the Limits of this Act shall not exceed in any One Year Tenpence in the Pound on the rateable Value of the Property according to the Assessment to the Poor Rates; and the Amount to be levied for Special District Rates within the Limits of this Act shall not exceed in any One Year Sixpence in the Pound on the rateable Value of the Property included in such Rates according to the Assessment to the Poor Rates.

Costs of Proceedings for the Recovery of Rates to be included in the Warrants of Distress.

XXXVIII. That it shall be lawful for any Justice who shall issue any Warrant of Distress for the Recovery of any Rate payable under this Act to order that the Costs of the Proceedings for the Recovery of such Rate shall be paid by the Person failing to pay such Rate; and such Costs shall be ascertained by such Justice, and levied by Distress, and the Justice shall include in his Warrant of Distress for the Recovery of the said Rate the Amount of such Costs, and shall issue his Warrant accordingly.

Sinking Fund to be formed.

XXXIX. That a Sum shall be set apart and appropriated out of the Monies from Time to Time in the Hands of the Commissioners arising from the General District Rate, as a Sinking Fund, to be applied, when and as the same shall amount to One hundred Pounds, in paying off the Principal Monies owing on the Security of the Rates, which Sum so to be set apart and appropriated shall be in each Year respectively One Thirtieth Part of the Monies which at the Time of the setting apart of such Sum shall be owing on the Security of the said Rate.

No Justice to be disabled from acting under this Act by reason of his being a Commissioner.

XL. That no Justice of the Peace shall be disabled to act as such Justice in any Matter referring to this Act, or any Act or Acts incorporated herewith, by reason of his being the Mayor or One of the Commissioners under this Act, nor by reason of his being rated or being liable to the Payment of Money towards the Rates authorized to be raised under any of such Acts.

Evidence of Byelaws and other Documents.

XLI. That a Copy of any Byelaw to be made by the Commissioners under the Provisions of "The Public Health Act, 1848," under their Seal and the Hands of any Two or more of them, shall be received as Evidence of such Byelaw, and of the same having come into operation in all Courts of Law and Equity, and before all Judges, Justices, Commissioners, Arbitrators, and other Persons; and all Minutes of the Proceedings of the Commissioners regularly entered in the Minute Book of the Commissioners, or any Copy certified under the Hand of their Clerk of any such Minute, shall be receivable in Evidence of any Particular therein contained in all Courts of Law and Equity, and before all Judges, Justices, Commissioners, Arbitrators, and other Persons.

Authentication of Notice, &c.

XLII. That any Summons, Demand, or Notice, or other such Document under this Act, may be in Writing or Print, or partly in Writing and partly in Print; and if the same require Authentication by the Commisssioners, or any Committee of the Commissioners, the Signature thereof by their Clerk, or any Person acting as such, shall be a sufficient Authentication.

Expenses of Act.

XLIII. That the Expenses attending or incident to the applying for and obtaining this Act shall be paid by the Treasurer out of any Money which shall come to his Hands under the Provisions of this Act.

The SCHEDULE to which the foregoing Bill refers.

Forms that may be used (with such Alterations and Additions, if any, as Circumstances may require,) for any of the Purposes of the foregoing Act for which such Forms are applicable.

N.B.—In making any Additions to or Alterations of any Form Conciseness is to be attended to.

PART I.

Form of Notice of Intention to demise Stalls in the Shambles, &c.

Newark upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners are willing to let the under-mentioned Property for the Term of [*Seven Years*] from the Day of and to receive Tenders in Writing in that Behalf. The Tenders must be delivered at the Office of the Clerk to the Commissioners on or before the Day of . Forms of the Tender may be obtained on Application at that Office on or before the Day of . The Commissioners do not bind themselves to accept the lowest or any Tender.

Dated this Day of .

, Clerk to the Commissioners.

Property to be let [*Six Stalls or Shops, Numbers 1 to 6, in the Shambles*].

PART II.

Forms relating to Buildings and Works.

Form of Requisition to set back Premises taken down to be rebuilt or altered.

Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require that the Premises in [*Kirkgate*] in Newark-upon-Trent, now [*or* late] in the Occupation of [*William Brown*] [*or otherwise indicating the Premises*], be set backwards according to the Specification given below.

Dated this Day of .

, Clerk to the Commissioners.

Specification.

[*Here indicate the Improvement required.*]

To *C. D.* or other the Owner of the Premises, and all others concerned.

Form of Notice to remove or alter Projections, &c.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require that the Porch [*or other Projection or Thing in question*] erected [*or* placed] against [*or* in front of] the Premises in [*Kirkgate*] in Newark-upon-Trent, now [*or* late] in the Occupation of [*William Brown*] *or* otherwise [*indicating the Premises*], be removed [*or* altered] according to the Specification given below.

Dated this Day of .

, Clerk to the Commissioners.

SPECIFICATION.

[*Here indicate the Improvement required.*]

To *E.F.* or other the Occupier of the Premises, and all others concerned.

Form of Direction to make or keep in repair a Door or Covering to an Entrance to a Vault or Cellar.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require that a Door [*or* Covering] to the Opening made in the Pavement [*or* Footpath] at [*indicating where*] in [*Kirkgate*] in Newark-upon-Trent be made [*or* kept in good Repair], according to the Specification given below.

Dated this Day of .

, Clerk to the Commissioners.

SPECIFICATION.

[*Here indicate the Work to be done.*]

To *C.D.* or other the Owner [*or* Occupier] of the Premises, and all others concerned.

Form of Notice to put up a Water Spout or Trough.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require that a Water Spout [*or* Trough] [and a Pipe *or* Trunk] to the Premises in [*Kirkgate*] in Newark-upon-Trent, now in the Occupation of [*William Brown*] [*or otherwise indicating the Premises*], be made [*or* kept in good Repair and Condition], according to the Specification given below.

Dated this Day of .

, Clerk to the Commissioners.

SPECIFICATION.

[*Here indicate the Improvement required.*]

To *E.F.* or other the Owner [*or* other the Occupier] of the Premises, and all others concerned.

Form of Notice to take down, alter, secure, &c. dangerous Premises.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the under-mentioned Premises [*or* Wall, Fence, *or* Construction,] are to be taken down [*or* altered, repaired, *&c.*], according to the Specification below, and if the Works be not begun within Three Days after this Notice, and completed as speedily as the Nature of the Case admits, Complaint thereof will be made before Two Justices, according to the Act.

Dated this Day of .

A.B., Surveyor to the Commissioners.

SPECIFICATION.

[*Here indicate the Premises or Wall, &c. and the Work to be done.*]

To *C.D.* the Owner and [*E.F.*] the Occupier of the Premises, and all others concerned.

Form of Order by Justices to take down, &c. dangerous Premises.

The Newark-upon-Trent Improvement Act, 1851.

Newark-upon-Trent to wit.—We hereby order the Owner, or, in his Default, the Occupier [*if any*], of the under-mentioned Premises [*or* Wall, Fence, *&c.*] to take down [alter, *&c.*] the same within [*Three Days*] from the Day of the Date of this Order, according to the Specification below.

Given under our Hands and Seals, this Day of .

(L.S.) *L.M.*
(L.S.) *N.O.* } Justices of the Peace for, *&c.*

SPECIFICATION.

[*Here indicate the Premises or Wall, &c. and the Work to be done.*]

To *C.D.* the Owner [and *E.F.* the Occupier] of the Premises, and all others concerned.

Form of Notice of Intention of Commissioners to take down dangerous Premises.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That as the Owner of the under-mentioned Premises cannot be found in Newark-upon-Trent [*or* as sufficient Distress of the Goods and Chattels in Newark-upon-Trent of the Owner of the under-mentioned Premises cannot be made], the Commissioners intend to take the under-mentioned Premises, and the Site and Curtilage thereof [*or* the Site and Curtilage of the under-mentioned Premises], according to the Act, making Compensation for the same, as required by the Act.

Dated this Day of .

, Clerk to the Commissioners.

PREMISES TO BE TAKEN.

[*Here indicate the Premises.*]

To *C.D.* the Owner [and *E.F.* the Occupier] of the Premises, and all others concerned.

Form of Order to stop a Street.

The Newark-upon-Trent Improvement Act, 1851.

The Commissoners order, That the under-mentioned Street in Newark-upon-Trent be stopped up [and that all Persons on Horseback, *or* all Persons with Carriages, *or otherwise, as the Case requires*, be prevented passing along and using the same] till the Day of .

Dated this Day of .

, Clerk to the Commissioners.

STREET STOPPED.

[*Kirkgate, from the House No. 21 to the End of the Street.*]

Form of Notice to pave, &c. private Streets.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require you to execute, before the Day of in the under-mentioned Street [Lane, Square, *&c.*], the Works indicated in the Specification below.

Dated this Day of .

, Clerk to the Commissioners.

Street [Alley, *&c. Kirkgate*,] in Newark-upon-Trent.

SPECIFICATION.

[*Here indicate the Work of sewering, levelling, paving, flagging, or channelling.*]

To *C.D.*, *I.K.*, *&c.*, the Owners [*or E.F.*, *P.Q.*, *&c.*,] the Occupiers of Premises fronting [adjoining or abutting] on the Street [Passage, *&c.*], and all others concerned.

Form of Direction to remove Hoard or Fence, &c.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners direct the Removal of the under-mentioned Hoard [*or* Fence, Platform, *&c.*] within [*Three Days*] after this Notice.

Dated this Day of .

, Clerk to the Commissioners.

WORK TO BE REMOVED.

[*Here indicate the Hoard, &c.*]

To [*G.H.*], and all others concerned.

Form of Order to construct Chimney of a given Height.

The Newark-upon-Trent Improvement Act, 1851.

The Commissioners hereby order, That the under-mentioned Chimney be constructed and built of the Height of [*Thirty Yards*].

Dated this Day of .

(L.S.) [*The Seal of the Commissioners.*]

, Clerk to the Commissioners.

CHIMNEY.

[*Here indicate the existing or intended Chimney.*]

To *G.H.*, and all others concerned.

Form

Form of Notice to construct Waterclosets, Privies, and Ashpits.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require that a sufficient [Watercloset, *or* Privy, *or* Ashpit, *or* Number of Waterclosets, *&c.*], furnished with proper Doors and Coverings, be provided for the under-mentioned House according to the Specification below.

Dated this Day of .

, Clerk to the Commissioners.

House [*No. 20 in Kirkgate*] in Newark-upon-Trent.

SPECIFICATION.

[*Here indicate the Works to be done.*]

To *C.D.* the Owner [*or E.F.* the Occupier] of the House, and all others concerned.

Form of Notice to construct House Drains.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require that a covered Drain [*or* covered Drains] from the under-mentioned House to the under-mentioned Sewer be constructed, according to the Specification below.

Dated this Day of .

, Clerk to the Commissioners.

House [*No. 20 in Kirkgate*] in Newark-upon-Trent.

Sewer [*the Main Sewer in Kirkgate in Newark-upon-Trent*].

SPECIFICATION.

[*Here indicate the Materials, Size, Level, and Fall of the Drain, &c.*]

To *C.D.* the Owner [*or E.F.* the Occupier] of the House, and all others concerned.

Form of Notice to cleanse a House, &c.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require that the under-mentioned House [Rooms, Passages, *&c.*] be cleansed [whitewashed, *&c.*]

Dated this Day of .

, Clerk to the Commissioners.

House [*No. 20 in Kirkgate in Newark-upon-Trent, or the Ground-floor Rooms of No. 20, &c.*]

To *C.D.* the Owner [*or E.F.* the Occupier] of the Premises, and all others concerned.

Form of Order of Justices to take Measures against the Danger of Infection or Contagion.

The Newark-upon-Trent Improvement Act, 1851.

Newark-upon-Trent to wit.—We hereby order, That the under-mentioned Measures be taken for the Preservation and Security of the Inhabitants in the Neighbourhood of the under-mentioned House [*or* Houses] against the Danger of Infection or Contagion.

Given under our Hands and Seals, this Day of .

(L.S.) *L.M.*
(L.S.) *N.O.* } Justices of the Peace for, *&c.*

Houses [*Nos. 160 and 161 in Kirkgate*] in Newark-upon-Trent.

[*Remove all the Inmates, limewash the Walls, cleanse the Sewers, Drains, Cesspools, and Privies, remove the Furniture, burn all the Straw, Rags, and Filth found on the Premises, &c. &c.*]

Form of Warrant to enter a House to take Measures against Danger of Infection or Contagion.

The Newark-upon-Trent Improvement Act, 1851.

Newark-upon-Trent to wit.—To the Chief Constable and other the Constables in Newark-upon-Trent [and *K.L., &c.*]

These are to authorize you or any of you, and, if necessary, forcibly, to enter the under-mentioned House or Houses in Newark-upon-Trent in which an infectious or contagious Disease has occurred, and do all things necessary for carrying into execution the Order made on the Day of by us [*or* by, *&c.*] for the Preservation of the Inhabitants in the Neighbourhood against the Danger of Infection or Contagion.

Given under our Hands and Seals, this Day of .

(L.S.) *L.M.*
(L.S.) *N.O.* } Justices of the Peace for, *&c.*

Houses [*Nos. 160 and 161 in Kirkgate*] in Newark-upon-Trent.

Form of Notice to the Newark Gaslight and Coke Company of intended Works requiring Alterations, &c. of their Trunks, &c.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners intend to execute the under-mentioned Works, and that in the Execution thereof it will be necessary to alter, remove, relay, or repair some of the Trunks, Mains, Pipes, or other Works of the Newark Gaslight and Coke Company.

Dated this Day of .

, Clerk to the Commissioners.

To the Newark Gaslight and Coke Company, and all others concerned.

A Main Sewer in [*Kirkgate*] *in Newark-upon-Trent.*

Form of Certificate of Justice of Amount to be paid by the Commissioners to the Newark Gaslight and Coke Company for Expenses of altering, &c. Works.

The Newark-upon-Trent Improvement Act, 1851.

Newark-upon-Trent to wit.—I hereby ascertain and settle the Sum of £ to be paid by the Commissioners to the Newark Gaslight and Coke Company, as the Amount of the Expense necessarily incurred by the Company in altering [moving, relaying, *or* repairing] their Trunks, [Mains, Pipes, *or* other Works] occasioned by the Execution by the Commissioners of the under-mentioned Works.

Given under my Hand, this Day of .

N. O. a Justice of the Peace for, *&c.*

A Main Sewer in [*Kirkgate*] *in Newark-upon-Trent, &c.*

Form of Authority to enter Premises, and open Drains, &c.

The Newark-upon-Trent Improvement Act, 1851.

The Commissioners hereby authorize you to enter the under-mentioned Premises, with or without Assistance, and cause the Ground to be opened and examined, and lay open the Drains [*or* Waterclosets, *&c.*] there.

Given this Day of .

, Clerk to the Commissioners.

Premises [*No. 20 in Kirkgate*] in Newark-upon-Trent.

To [*G. H.*] the Surveyor to the Commissioners.

Form of Order of Justices for entering on Lands, &c.

The Newark-upon-Trent Improvement Act, 1851.

To the Owners and Occupiers of the under-mentioned Land [*or* Premises].

Newark-upon-Trent to wit.—We hereby order you to permit the said Land [*or* Premises] to be entered, examined, and laid open for the Purpose of [making Plans, surveying, measuring, taking Levels], by the Surveyor of the Commissioners, *&c.*, whom and every One of whom we hereby authorize to enter, examine, and lay open the said Lands [*or* Premises] for the Purpose [*or* Purposes] aforesaid [*or* any of them].

Given under our Hands and Seals, this Day of .

(L.S.) *L. M.*
(L.S.) *N. O.* } Justices of the Peace for, *&c.*

Premises [*No. 10, Kirkgate*] Newark-upon-Trent.

Form of Order by a Justice for Execution of Works by Owner.

The Newark-upon-Trent Improvement Act, 1851.

Newark-upon-Trent to wit.—I hereby require the Occupier of the under-mentioned Premises to permit the Owner thereof to execute all such Works with respect to such Premises as may be necessary for carrying into effect the Provisions of this Act.

Given under my Hand and Seal, this Day of .

(L.S.) *N.O.*, a Justice of the Peace for, *&c.*

Premises [*No. 30 in Kirkgate*] in Newark-upon-Trent.

To [*E.F.*] the Occupier of the Premises, and all others concerned.

General Form of Notice to do Works for which any of the special Forms may not be applicable.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require you to execute in [*or* upon, under, with reference to, *&c.*] the under-mentioned Premises, the Works indicated in the Specification below.

Dated this Day of .

, Clerk to the Commissioners.

Premises [*the Boar's Head Public House in Kirkgate*] in Newark-upon-Trent.

SPECIFICATION.

[*Here indicate the Works required.*]

To *C.D.* the Owner [*E.F.* the Occupier] of the Premises, and all others concerned.

PART III.

FORMS relating to NUISANCES and OFFENCES.

Form of Appointment by the Commissioners of the Hours for cleansing Cesspools, &c.

The Newark-upon-Trent Improvement Act, 1851.

The Commissioners hereby appoint, That Cesspools, Privies, and Places of like Character in Newark-upon-Trent may be cleansed, and Filth, Soil, and Matter may be carried therefrom, till further Orders, between the Hours of [*Ten at Night and Ten the next Morning*], and that the under-mentioned Precautions be taken to prevent Nuisance, Annoyance, or Delay in or from such Works.

Dated this Day of .

(L.S.) *The Seal of the Commissioners.*

, Clerk to the Commissioners.

PRECAUTIONS.

[*Here indicate the Precautions to be taken.*]

Form

Form of Notice not to let, &c. a Cellar, &c. as a Dwelling House.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require that the under-mentioned Vault, *or* Cellar, *or* under-ground Room, be not let or occupied as a Dwelling.

Dated this Day of .

, Clerk to the Commissioners.

Premises, the Cellars, *&c.* of the House [*No. 20 in Kirkgate*] in Newark-upon-Trent.

To *C.D.* the Owner [and *E.F.* the Occupier] of the Premises, and all others concerned.

Form of Notice not to let or occupy a Room over a Privy or Cesspool.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners order that the under-mentioned Room be not let or occupied as a Dwelling or Sleeping Room.

Dated this Day of .

, Clerk to the Commissioners.

[*Here indicate the Room.*]

Form of Notice to remove a Nuisance.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners require that the Nuisance in Newark-upon-Trent caused by [*here indicate the Nuisance, as, for instance,* "the foul State of the open Ditch at," *&c.*, *or* "the Collection of offensive Matter at," *&c.*, *or* "the Pigstye in the Dwelling House *No. 20 in Kirkgate*," *or as the Case may be*] be abated [*add, if necessary,*] by the Execution of the Works indicated in the Specification below.

Dated this Day of .

, Clerk to the Commissioners.

SPECIFICATION.

[*Here indicate the Works, if any, to be executed.*]

To *C.D.* the Owner [*or E.F.* the Occupier] of the Premises, and all others concerned.

PART IV.

FORMS relating to RATES.

Form of Declaration by Valuer.

The Newark-upon-Trent Improvement Act, 1851.

I *A.B.* of, *&c.*, solemnly declare, That I will make a Valuation of all the rateable Property in Newark-upon-Trent, fairly and impartially, according to the best of my Judgment.

Dated this Day of .

A.B.

Taken by me, the Mayor of Newark-upon-Trent, the Day and Year above written.
[*William Hall.*]

Form of Estimate for a Rate.

The Newark-upon-Trent Improvement Act, 1851.

I *A.B.* of, *&c.* estimate, for the Purposes of [*a Special District Rate on* [ ], the Sum of £ is required for the Improvement, Sewerage, and Paving of that is to say, £ for the Improvement, £ for the Sewerage, and £ for the Paving, and that the rateable Value of the Property assessable is £ , and that the Amount of Rate which for those Purposes it is necessary to make upon each Pound of such Value is [*Sixpence*].

Dated this Day of .

A.B. of, *&c.*

Form of Notice of Intention to make a General or Special District Rate.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners intend, at a Meeting of the Commissioners on [*Monday*] the Day of to make [*a Special District*] Rate for [*the Improvement, Sewerage, and paving of and other Purposes*] of in the Pound on the rateable Value of all the Property assessable in and that the Statement of the proposed Rate is deposited at the Office of the Clerk to the Commissioners in Newark-upon-Trent.

Dated this Day of .

, Clerk to the Commissioners.

Form of General or Special District Rate.

The Newark-upon-Trent Improvement Act, 1851.

A [*Special District*] Rate on for [*the Improvement, Sewerage, or Paving thereof*], and other lawful Purposes, duly made this Day of .

Name of Owner.	Name of Occupier.	Description of Property rated.	Name or Situation of Property.	Estimated Extent.	Gross estimated Rental.	Rateable Value.	Rate at 6*d.* in the Pound.
				A. R. P.	£	£	£ s. d.
William Brown.	*James Brown*	*Lands and Buildings.*	*West Farm* -	*40 0 0*	*60*	*55*	*1 7 6*
Owner -	*Occupier* -	*House* - -	*In Northgate* -	*0 1 2*	*30*	*25*	*0 12 6*
				2,000 0 0	*10,000*	*9,000*	*200 0 0*

(L.S.) *Seal of the Commissioners.*

, Clerk to the Commissioners.

Form

Form of Publication of Rate.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners have this Day made a [*Special District*] Rate of [*Sixpence*] in the Pound on all the rateable Property in .

Dated this Day of .

, Clerk to the Commissioners.

Form of Notice of Amendment of Rate by Increase, or inserting a new Name.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the [*Special District Rate in*], made on the Day of , has been amended by [increasing the Amount of your Rate from *£7 10s.* to *£8*, *or* by inserting your Name herein as rated at *£6*].

Dated this Day of .

, Clerk to the Commissioners.

Form of Improvement Rate.

The Newark-upon-Trent Improvement Act, 1851.

A Private Improvement Rate on [*each of*] the under-mentioned Premises for Private Improvement Expenses, Interest, and Expenses of Collection, duly made this Day of .

Name of Owner.	Name of Occupier.	Description of Premises.	Situation of Premises.	Nature of Improvement.	Yearly Amount to be paid.	Periods for Payment.
William Brown	*John Smith* -	*House* -	*No. 4, King Street.*	*Filling up Cesspools and making Drains.*	£ s. d. 4 10 0	*March 25 in every Year from 1851 to 1861, both inclusive.*
James Smith -	*John Brown* -	*Factory* -	*Hawton Lane*	*Making Waterclosets and Drains.*	5 5 0	*May 1 in every Year from 1851 to 1857, both inclusive.*

(L.S.) *The Seal of the Commissioners.*

, Clerk to the Commissioners.

Form of Summons for Nonpayment of Rate.

The Newark-upon-Trent Improvement Act, 1851.

Newark-upon-Trent to wit.—I hereby require you [*and every of you*] to appear on [*Monday*] the Day of at [*Ten of the Clock in the Forenoon*] at the Town Hall in Newark-upon-Trent, before me, or any other Justice then and there present, to show Cause why the [*Special District*] Rate on made on the Day of , in arrear and unpaid by you, should not be paid; and if you fail to appear a Warrant will be issued to levy the same by Distress of your Goods and Chattels.

Given under my Hand, this Day of .

N. O., a Justice of the Peace for, *&c.*

PART V.

MISCELLANEOUS FORMS.

Form of Register of Common Lodging Houses.

The Newark-upon-Trent Improvement Act, 1851.

Register of Common Lodging Houses.

Situation.	Names of Keepers.	Residence of Keepers.	Number of Lodgers authorized.
No. 20 in Kirkgate -	*William Brown* -	*No. 20 in Kirkgate* -	*25, inclusive of the Keeper's Family and Servants.*

Form of Notice of Offices for Surveyors, Inspectors, and other Officers.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners appoint the under-mentioned Place [*or* Places] to be till further Order the Office [*or* Offices] for the Surveyors [*or as the Case may be*] appointed for the Purposes of this Act.

Dated this Day of .

, Clerk to the Commissioners, Surveyors Office, [*No. 1, Kirkgate*] in Newark-upon-Trent.

Inspectors Office, in Newark-upon-Trent.

Form of Notice that a Street is a Highway.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That the Commissioners declare the under-mentioned Street [Lane, &c.] to be a Highway.

Dated this Day of .

, Clerk to the Commissioners.

Kirkgate in Newark-upon-Trent from the Beginning to the End; or King Street in Newark-upon-Trent, from where it is crossed by Queen Street to where it is crossed by Farndon Road.

Form of Appointment of Arbitrator.

The Newark-upon-Trent Improvement Act, 1851.

For the Purposes of the Arbitration between the Commissioners and *A.B.* of, &c., the Commissioners do [*or* the said *A.B.* doth, *or* the Commissioners and the said *A.B.* do] hereby appoint *C.D.* of, &c. to be our [*or* my] Arbitrator.

Dated this Day of .

(L.S.) *The Seal of the Commissioners, or A.B., or both.*

Form of Appointment of Umpire.

The Newark-upon-Trent Improvement Act, 1851.

For the Purposes of the Arbitration between the Commissioners and *A.B.* &c. we the Arbitrators do hereby appoint *R.S.* of, &c. to be our Umpire.

Dated this Day of .

D.E.
E.G.

Form

Form of Warrant of Distress.

The Newark-upon-Trent Improvement Act, 1851.

To the Chief Constable, and other the Constables in Newark-upon-Trent, and the Collectors of any of the Rates for any of the Purposes of this Act [*or otherwise*].

Newark-upon-Trent to wit.—Whereas the Sum of £ is due [*or* several Sums respectively set opposite to the Names of the several Parties hereunto named are respectively due] from *A. B.* of, *&c.*, *C. D.* of, *&c.* [to the Commissioners] in respect of [*here state generally on what Account the Sum is due, or several Sums are due, as, for instance,* "the repairing by the Commissioners of the dangerous Premises, *No. 26 in Kirkgate*, in Newark-upon-Trent, of which the said *A. B.* is the Owner;" *and, for further Instance,* "the Amount duly assessed on him by a Rate bearing Date on or about the *25th Day of March 1851, or otherwise, as the Case may be*]: These are therefore, in Her Majesty's Name, to command you, every and any of you, to levy the said Sum of £ , and also the Sum of £ , the Costs of proceeding to obtain this Warrant, by Distress and Sale of the Goods and Chattels of the said *A. B.*, *C. D.*, *&c. as the Case may be*, and your reasonable Charges of taking, keeping, and selling such Distress, rendering to him [*or* them] the Overplus (if any), on Demand; and if sufficient Distress cannot be found of his or their Goods and Chattels, you are to certify the same to me, with this Warrant, that such further Proceedings may be had therein as the Law directs.

Given under my Hand and Seal, this Day of .

(L. S.) A Justice of the Peace for, *&c.*

Form of Conviction.

The Newark-upon-Trent Improvement Act, 1851.

Newark-upon-Trent to wit.—Be it remembered, That *A. B.* of, *&c.* is this Day convicted before me [*or* us] of the following Offence against the Newark-upon-Trent Improvement Act, 1851; (that is to say,) of having in Newark-upon-Trent [*here describe the Offence generally, and as nearly as may be in the Words of the Act, stating Time and Place, as, for instance,* "*On Thursday the 13th Day of February in the Year of our Lord 1851*, put up against a House in *Kirkgate, No. 14*, being a Number different from the *No. 15* put up by Order of the Commissioners;" *and, for further Instance,* "*On Wednesday, &c.* did refuse, on Demand, to cause the Potatoes which he was then and there offering for Sale to be weighed by the Weights provided by the Commissioners"]; [*and, if necessary,*] and I [*or* we] do adjudge that the said *A. B.* hath forfeited for his said Offence the Sum of £ [*and, if necessary,*] and I [*or* we] do adjudge that the said *A. B.* do pay to *C. D.* of, *&c.* the further Sum of £ as his Costs in that Behalf.

Given under my [*or* our] Hand and Seal [*or* Hands and Seals], this Day of .

(L. S.) *N. O.*, a Justice of the Peace for, *&c.*

Or, (L. S.) *L. M.* } Justices of the Peace for, *&c.*
(L. S.) *N. O.* }

The Newark-upon-Trent Improvement Act, 1851.

General Form of Order by the Commissioners for any Purpose for which a special Form may not be applicable.

The Newark-upon-Trent Improvement Act, 1851.

The Commissioners hereby order, That [*stating the Order*]. Dated this Day of .

(L.S.) [*The Seal of the Commissioners.*]
, Clerk to the Commissioners.

General Form of Order by a Justice for any Purpose for which a Special Form may not be applicable.

The Newark-upon-Trent Improvement Act, 1851.

To *A.B.*, *&c.*

Newark-upon-Trent to wit.—I [*or* we] hereby order you to [*here state generally what is required, as, for instance,* "to destroy the Carcase of a Sheep unfit for the Food of Man, which is exposed for Sale in the Shop, *No. 20 in Kirkgate in Newark-upon-Trent, or as the Case may be* (*according to the Act*)."]

Given under my [*or* our] Hand and Seal [*or* Hands and Seals], this Day of .

(L.S.) *L. M.* } Justices of the Peace for, *&c.*
(L.S.) *N. O.* }

Or, (L.S.) *N. O.*, a Justice of the Peace for, *&c.*

General Form of Summons for any Purpose for which a Special Form may not be applicable.

The Newark-upon-Trent Improvement Act, 1851.

Newark-upon-Trent to wit.—I hereby require you [and every of you] to appear on, *&c.*, at, *&c.*, [*stating the Hour, &c., stating the Place*] before me, or any other Justice then and there present, to, *&c.*, [*stating the Purpose for which Appearance is to be made*].

Given under my Hand, this Day of .

N. O., a Justice of the Peace for, *&c.*

General Form of Notice for any Purpose for which a special Form may not be applicable.

The Newark-upon-Trent Improvement Act, 1851.

Take notice, That, *&c.* [*stating the Object of the Notice*].

Dated the Day of .

, Clerk to the Commissioners.

To, *&c.*, and all others concerned.

N. B.—In making use of any of the General Forms, Attention is to be paid to Conciseness, as in the Special Forms.

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