ANNO QUADRAGESIMO PRIMO

GEORGII III. REGIS.

Cap. 67.

An Act for continuing and amending an Act paſſed in the Twenty-eighth Year of His preſent Majeſty's Reign, intituled, *An Act for enlarging the Terms and Powers of Two Acts of the Twelfth and Nineteenth Years of His preſent Majeſty's Reign, made for Building a Temporary Bridge and completing a new Stone Bridge over the River* Tyne, *between the Town of* Newcaſtle-upon-Tyne, *and* Gateſhead, *in the County of* Durham, *and making the Avenues to and the Paſſages over the ſame more commodious; and for removing and preventing Nuiſances and Annoyances in the Streets, Lanes, or Avenues leading to the ſaid new Stone Bridge within the Town of* Gateſhead, *in the County of* Durham; and for enabling the Truſtees named in the ſaid Act to widen and enlarge the ſaid new Stone Bridge. [20th *June* 1801.]

WHEREAS by an Act paſſed in the Twenty-eighth Year of His preſent Majeſty's Reign, intituled, *An Act for enlarging the Terms and Powers of Two Acts of the Twelfth and Nineteenth Years of His preſent Majeſty's Reign, made for Building a Temporary Bridge and completing a new Stone Bridge over the River* Tyne, *between the Town of* Newcaſtle-upon-Tyne *and* Gateſhead, *in the County of* Durham, *and* Preamble. 28 *Geo.* III, recited.

and making the Avenues to and the Passages over the same more commodious; and for removing and preventing Nuisances and Annoyances in the Streets, Lanes, or Avenues leading to the said new Stone Bridge within the Town of Gateshead *in the County of* Durham: It was enacted, that a Term of Twelve Years, granted by the said Act of the Nineteenth Year of His present Majesty's Reign, should be added and united for the further Term of Twelve Years, to commence from the Expiration of the said first mentioned Term of Twelve Years, and be enacted, that instead of the several Clauses, Provisions, Powers, Tolls, Penalties, Forfeitures, Matters, and Things, which were contained in the said former Acts of the Twelfth and Nineteenth Years of His present Majesty's Reign, the said Act now in recital, and the several Clauses, Provisions, Powers, Tolls, Penalties, Forfeitures, Matters, and Things therein contained, should commence and take place, and should be put in Execution immediately after the passing thereof, and continue in force for the Residue of the said Term of Twelve Years, granted by the said Act of the Nineteenth Year of His present Majesty's Reign, and after the Expiration thereof, during the further Term of Twelve Years, for the Purpose of improving the South Avenue to the said new Stone Bridge; And whereas divers Persons were by the said Act of the Twenty-eighth Year of His present Majesty's Reign appointed Trustees for putting the same in Execution, and were enabled to improve the South Avenue to the said new Stone Bridge, by widening the same and opening a new Street leading therefrom; and it was thereby further enacted, that for and towards raising Money for the Purposes of the said last mentioned Act, it should be lawful for the said Trustees to take and receive such Tolls for the Passage of Carts, Carriages, and other Things over the said new Stone Bridge, as are therein specified, for such further Term of Twelve Years as aforesaid, or until such sooner Time as the several Purposes of the said last mentioned Act should be carried into Execution, and the Money borrowed upon the Credit thereof, with Interest, should be repaid; And whereas the said Trustees have duly put the said Act in Execution, and have by the Money arising by the said Tolls, and borrowed on the Credit thereof, made such Alterations and Improvements in the South Avenue to the said new Stone Bridge, and completing such other Works prescribed by the said Act, as were judged necessary for the Safety and Accommodation of the Publick; And whereas the said further Term of Twelve Years, granted and created by the said Act of the Twenty-eighth Year of His present Majesty's Reign, will expire on the Twenty-fourth Day of *June* One thousand eight hundred and three, and the Tolls collected at the said new Stone Bridge will not be sufficient to pay off and discharge the Money now remaining due on the Credit thereof within that Period: And whereas the Mayor and Burgesses of the Town and County of the Town of *Newcastle-upon-Tyne* are entitled to Two Third Parts of the said new Stone Bridge, extending from the North End thereof Southwards along the said Bridge to a Place on the said Bridge formerly distinguished and marked by Two blue Boundary Stones, and now by One Boundary Stone; and the Right Reverend Father in God *Shute* Lord Bishop of *Durham* is entitled, in Right of his See, to the other Third Part thereof extending from such Boundary Stone to the South End of the said Bridge; and the Burden and Charge of maintaining and keeping in Repair their said respective Parts of the said Bridge belongs to and lie upon the said Mayor and Burgesses and the said Bishop of *Durham* respectively: And whereas the said Bridge forms a principal Passage between the Northern and Southern Parts of this Kingdom; and it would be of publick Utility if such Passage, which is now only

only of the Breadth of Twenty-one Feet Six Inches, was widened and enlarged, by projecting from the Salient Angles of the present Piers of the said Bridge Arches of Stone, so as to give to such Passage an increased Width of Twelve Feet; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act of the Twenty-eighth Year of His present Majesty's Reign, and every Clause, Matter, and Thing therein contained, in all Things where the same were appointed to have a limited Duration, and the Term of Twelve Years thereby granted, shall be and the same are hereby declared to be enlarged and continued for the further Term herein-after limited.

Term of the former Act further continued for the Term of Twenty-one Years.

II. And, in order to secure the Money now due and owing on the Credit of the said former Acts or any of them, be it further enacted and declared by the Authority aforesaid, That from and after the passing of this Act, this Act and the several Tolls granted and made payable by the said Act of the Twenty-eighth Year of His present Majesty, and hereby continued, shall, for and during the further Term hereby granted, be and remain subject and liable to the Payment of all Sums of Money which at the Time of passing this Act shall be due and owing on the Credit of the said former Acts or any of them, and to the Payment of all Sums of Money which shall or may hereafter be borrowed on the Credit of them, and of this present Act, together with all Interest due or to become due on such Sums of Money respectively.

The Tolls granted by the Act of 28 *Geo.* III, to be liable to the Payment of all Monies now due, and hereafter to be borrowed with Interest.

III. And be it further enacted by the Authority aforesaid, That the several Persons appointed in and by the said Act of the Twenty-eighth Year of His present Majesty's Reign, Trustees for putting the same Act in Execution, and also every other Person and Persons appointed or elected Trustee or Trustees, under the Powers for that Purpose granted by the same Act, or by any of the said recited Acts, or by an Act of Parliament of the Thirteenth Year of His present Majesty's Reign, intituled, *An Act for enlarging the Term and Powers of Two Acts of the Twentieth and Twenty-sixth Years of the Reign of His late Majesty, for repairing the High Road leading from the City of* Durham, *in the County of* Durham, *to* Tyne Bridge *in the said County*, shall be and they are hereby appointed Trustees for effecting the Purposes of this Act, and shall have full Power and Authority; and they, or any Five or more of them, are hereby enabled to widen and enlarge the said new Stone Bridge, by building on and projecting from the Salient Angles of the said Bridge, Stone Arches of such Dimensions as to give to such Bridge the additional Width of Twelve Feet at the least, and to make and erect a Parapet thereon of such Dimensions, Form, and Materials as they shall think proper, and to defray the Costs and Charges thereof by and out of the Tolls hereby continued, or by and out of the Money to be borrowed on the Credit of this or the said former Acts.

Trustees appointed under the Act of 28 *Geo.* III, or under an Act of 13 *Geo.* III, to be Trustees for the Purposes of this Act;

and they are authorized to widen the Bridge, by building Projecting Arches, and a Parapet thereto.

IV. And be it further enacted by the Authority aforesaid, That in order to save harmless and keep indemnified the said Mayor and Burgesses, and the said *Shute* Lord Bishop of *Durham* respectively, and their respective Successors, from all further or increased Charge in respect of the said Stone Arches, so to be added to the said new Stone Bridge, it shall and may be lawful to and for the said Trustees, or any Five or more of them, and they

And in order to indemnify the Mayor and Burgesses and the Bishop of *Durham*, from the Repairs of the additional Ar-

ches the same are to be repaired out of the Tolls;

and 1000*l.* are to be raised and invested on Government Securities, and the Interest thereof accumulated.

they are hereby authorized and required, by and out of the Tolls hereby continued, or by and out of the Money to be borrowed on the Credit of this or the said former Acts, from Time to Time and at all Times during the Continuance of the said Tolls, to support, maintain, and keep in Repair the said additional Stone Arches and the Parapet thereof; and also to raise the Sum of One thousand Pounds, which shall, when so raised, be laid out or invested in the Purchase of Stock in some of the Publick Stocks or Funds, or upon other Government Securities, at Interest, in the Names of the said Mayor and Burgesses and of the Bishop of *Durham* for the Time being, who shall from Time to Time lay out or invest in their Names, in like Manner, the Yearly Dividends or Interest of the Stocks, Funds, and Securities so to be purchased, as the same shall from Time to Time be received (after paying the Costs of such Investment) for the Purpose of Accumulation, and which Accumulation shall be and remain a Fund for the future Maintenance, Support, and Repair of the said additional Stone Arches and the Parapet thereof, so that the said Mayor and Burgesses, or the said Bishop of *Durham* or his Successors, or the Revenues of the said See of *Durham*, may be wholly exonerated and kept free from any Expence or Charge in respect of the said additional Stone Arches, or the Parapet thereof.

Application of the Fund after the Expiration of the Term of 21 Years, or ceasing of the Tolls.

V. And be it further enacted by the Authority aforesaid, That from and after the Expiration of the said Term of Years hereby granted, or the ceasing the Tolls hereby continued, they the said Mayor and Burgesses, and the said Bishop of *Durham* or his Successors, shall and they are hereby required, by and out of the said accumulated Fund (but so as never to reduce the same below the Sum of One thousand Pounds) to cause the said additional Stone Arches, and the Parapet thereof, to be for ever supported, maintained, and kept in Repair; in so far as such accumulated Fund will enable them so to do, but no farther, and so as not to reduce the same below the Sum of One thousand Pounds as aforesaid.

The Corporation of *Newcastle* and the Bishop of *Durham* not to be liable to repair the additional Arches.

VI. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to charge the said Mayor and Burgesses or their Revenues, or the said Lord Bishop of *Durham* or his Successors, or the Revenues of the said See of *Durham*, with the maintaining, supporting, or keeping in Repair the said additional Stone Arches, or the Parapet thereof, or any Part thereof.

When Tolls to cease.

VII. Provided always, and it is hereby enacted, That at the Expiration of the Term hereby granted, or at such sooner Time as the several Purposes of this Act shall be effected, and the Money borrowed on the Credit thereof be repaid, with Interest for the same, all the said Tolls hereby continued shall cease and determine.

Continuance of the Act.

Publick Act.

VIII. And be it further enacted, That this Act shall continue until the End of the First Session of Parliament which shall commence after the Twenty-fourth Day of *June* One thousand eight hundred and twenty-two; and shall be deemed, adjudged, and taken to be a Publick Act, and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

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