ANNO DECIMO SEXTO & DECIMO SEPTIMO

VICTORIÆ REGINÆ.

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Cap. clxxxii.

An Act for the more effectual Improvement of the Borough of *Newcastle-upon-Tyne.*

[4th *August* 1853.]

WHEREAS an Act was passed in the First Year of the Reign of Her present Majesty, intituled *An Act for regulating and improving the Borough of* Newcastle-upon-Tyne: (7 W. 4. & 1 Vict. c. lxxii.) And whereas another Act was passed in the Fifth Year of the Reign of Her present Majesty, intituled *An Act to alter and extend an Act passed in the First Year of the Reign of Her present Majesty, intituled 'An Act for regulating and improving the Borough 'of* Newcastle-upon-Tyne:' (4 & 5 Vict. c. lxxi.) And whereas another Act was passed in the Tenth Year of the Reign of Her present Majesty, intituled *An Act for lighting with Gas the Borough of* Newcastle-upon-Tyne, *and for varying and extending the Powers of the several Acts for regulating and improving the said Borough:* (9 & 10 Vict. c. cxxi.) And whereas another Act was passed in the Fourteenth Year of the Reign of Her present Majesty, intituled *An Act for extending and amending the Acts for regulating and improving the Borough of* Newcastle-upon-Tyne: (13 & 14 Vict. c. lxxvii.) And whereas the Mayor, Aldermen, and Burgesses of the Borough of *Newcastle-upon-Tyne* have, by the Council, proceeded in the Execution of the said Acts: And whereas the Provisions of the said

recited Acts have been found insufficient for the due Regulation and Improvement of the Borough of *Newcastle-upon-Tyne*, and it is expedient that Parts of the same Acts should be repealed, and other Parts thereof altered and varied, and that new Provisions should be made, as well for effecting the several Objects aforesaid as for the general Regulation and for the Improvement of the Borough: And whereas it is expedient that further Provisions should be made for the Maintenance and Repair of the Streets, Roads, and Highways in the several Townships of *Westgate*, *Elswick*, *Byker*, *Jesmond*, and *Heaton*, within the Borough, and that the Mayor, Aldermen, and Burgesses should be empowered, by the Council, to improve the present Streets, Roads, Highways, and Passages, and to make certain new Streets, Roads, Highways, and Passages within the Borough, and to construct certain Outfall Sewers, and to establish public Slaughter-houses within the Borough, and to alter the Tolls authorized to be taken by the recited Acts in the Cattle Market; but the 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,)

Interpretation Clause:

I. That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction:

"Superior Courts:" The Expression "Superior Courts" shall mean Her Majesty's Superior Courts of Record at *Westminster*:

"Corporation, Mayor, Aldermen, and Burgesses:" The Word "Corporation," and the Words "Mayor, Aldermen, and Burgesses," shall mean the Mayor, Aldermen, and Burgesses of the Borough of *Newcastle-upon-Tyne*:

"Council:" The Word "Council" shall mean the Council of the Borough of *Newcastle-upon-Tyne* for the Time being:

"Borough:" The Word "Borough" shall mean the Borough of *Newcastle-upon-Tyne*:

"Justice:" The Word "Justice" shall mean any Justice of the Peace acting within the Limits of this Act:

"Town Clerk:" The Words "Town Clerk" shall mean the Town Clerk of the Borough of *Newcastle-upon-Tyne*:

"Town Surveyor:" The Words "Town Surveyor" shall mean the Person appointed by the Council under that Designation:

"Street:" The Word "Street" shall include any public Square, Street, Court, Alley, Footpath, Footway, Highway, Lane, Road, Thoroughfare, Passage, or Place within the Limits of this Act:

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The Word "Land" and the Word "Tenements" shall respectively extend to Messuages, Buildings, Land, Tenements, and Hereditaments of any Tenure or Description whatsoever: "Lands:"

The Word "House" and the Words "Dwelling House" shall include any Messuage, Tenement, Warehouse, Manufactory, Shop, or other Building: "House:"

The Word "Owner," used with reference to any Lands or Buildings in respect of which any Work is required to be done or any Rate to be paid under this or the said recited Acts, shall mean the Person for the Time being receiving the Rackrent of the Lands or Premises in connexion with which the said Word is used, whether on his own Account or as Agent or Trustee for any other Person, or who, if such Lands or Buildings were let to a Tenant at Rackrent, would be entitled to receive the Rackrent from the Occupier thereof. "Owner."

II. That the following Clauses contained in the said recited Acts shall be and the same are hereby repealed; (that is to say,) Repeal of Parts of old Act.

In the first-recited Act:

Sections VI. XXIV. XXXIV. and XXXVI.:

In the third-recited Act, being the *Newcastle-upon-Tyne* Improvement Act, 1846:

Sections LVIII. LX. LXVI. LXVII. LXVIII. LXX. LXXXI. LXXXII. LXXXVI. LXXXIX. XC. and CXIII.:

In the fourth-recited Act:

Section XIX.

III. That the "Lands Clauses Consolidation Act, 1845," shall be incorporated with and form Part of this Act. 8 & 9 Vict. c. 18. incorporated with this Act;

IV. That the following Clauses of the "Towns Improvement Clauses Act, 1847," shall be incorporated with this Act; (that is to say,) and also Parts of 10 & 11 Vict. c. 34.

Section IX., as to the Appointment of an Inspector of Nuisances:

Sections XIII. to XVI., both inclusive, with respect to Plans of the District within the Limits of this Act, except that such Plans shall be on a Scale of not less than Thirty instead of Sixty Inches to a Mile:

Section XXII., as to Management of Sewers:

Section XXXIII., as to covering of Sewers with Traps:

Section LXIII., as to the Width of new Streets:

Sections LXXI. and LXXII., relating to Doors, Gates, and Bars opening outwards:

Section LXXIII., relating to Coverings for Cellar Doors:

Sections

Sections LXXV. to LXXVIII., both inclusive, with respect to ruinous or dangerous Buildings:

Section LXXX., relating to Hoards during Repairs, and Section LXXXIII., relating to repairing and inclosing dangerous Places:

Sections CIV. and CV., relating to the Order of Justices for abating certain Nuisances:

Sections CXIII. CXIV. and CXV., relating to the Occupation of Cellars as Dwelling Houses:

Section CXXV. to CXXXI., both inclusive, with respect to Slaughter-houses:

Section CXXXII., as to Matters authorized to be done by special Order:

Sections CXXXV. to CXLI., both inclusive, relating to Places of public Recreation, public Bathing Places, and Drying Grounds:

Section CXLVI., as to Service of Notices on Owners and Occupiers of Buildings and Land:

Section CLIII., respecting Tenants opposing the Execution of Act:

Sections CLIV. and CLV., respecting Contracts for Buildings and Leases:

Sections CXCI. CXCII. CXCIII. CXCV. CXCVI. CXCVII. and CXCVIII. with the respect to the Recovery of Rates:

Sections CC. to CCVIII., both inclusive, with respect to Byelaws:

Section CCIX., with respect to Tender of Amends:

Sections CCX. CCXII. and CCXIII., with respect to the Recovery of Damages not specially provided for, and of Penalties, and to the Determination of any other Matter referred to Justices:

And the Expression "the Commissioners," in the "Towns Improvement Clauses Act, 1847," shall for the Purposes of this Act mean the Council.

Owner to give Notice to Council before laying out any Street, Drain, &c.

V. That after the passing of this Act no Person shall make or lay out any new Street or any Part thereof within the said Borough without having given or caused to be given to the Council Notice by Writing under his Hand, One Month previously to commencing the Formation of such Street or any Building therein, specifying therein the Situation, Length, Breadth, and Boundaries of such proposed Street, and the Dimensions of the Sewers and Drains intended to be formed therein, and the Levels thereof respectively, and of the Basement Floors of the Houses to be erected in such Street; and any Person commencing the Formation of such Street without having given such previous Notice as aforesaid shall for each and every such Offence forfeit and pay a Sum not exceeding

exceeding Twenty Shillings for every Day after the Commencement of the Formation of such Street until such Notice shall have been given.

Council to make Regulations as to Levels of Streets, Drains, &c.

VI. That it shall be lawful for the Council, within One Month after the giving of such Notice as aforesaid, to make such Order as to them may appear expedient and reasonable for regulating and determining the Levels of every such Street, and of the Sewers and Drains therein respectively, and the Course, Depth, Width, Form, and Construction of every such Sewer and Drain, and the Levels of the Basement Floors of the Houses to be erected in such Street, and the Manner and Materials of paving, flagging, and completing such Street, and the Time within which the same shall be done.

If Orders not obeyed, Works may be done by Council.

VII. That in case any of such Orders shall not be complied with it shall be lawful for the Council, at any Time afterwards, to do and execute any of the Matters or Things wherein such Orders shall not have been observed or complied with.

As to Width of Footways.

VIII. That in respect of all such new Streets which may be made or laid out after the passing of this Act, a Footway or Footways shall be provided of such Width as the Council may determine, and such Footway or Footways shall be in addition to the Width prescribed by the Sixty-third Section of the Towns Improvement Clauses Act, incorporated with this Act.

Power to Council to cause Streets to be sewered, drained, levelled, paved, and flagged.

IX. That in case any Street hereafter to be made or laid out within the Borough, and in case any Street already formed within the said Borough, and which shall not have been repaired by the Corporation as a public Street, shall not be sufficiently sewered, drained, levelled, paved, and flagged, or constructed to the Satisfaction of the Council, it shall be lawful for the Council, if they shall see fit, at any Time and from Time to Time hereafter, to order that such Streets or any of them, or any Part thereof respectively, shall be levelled, sewered, drained, paved, and flagged, or otherwise completed in and in such Manner and within such Time as shall be prescribed in such Order; and that the whole of the Costs, Charges, and Expenses attending or occasioned by the Non-compliance with any such Orders, or the Execution of any of the aforesaid Works, Matters, or Things, by the Council, shall be recovered from the Owners of the Houses, Buildings, or Lands abutting upon such Street or Part of a Street wherein any such Order shall not have been complied with.

Owners to bear Expense.

Proportion of Expenses to be paid by Owners.

X. That it shall be lawful for the Council to determine and charge such respective Owners with their several proportionate Parts of the said Costs, Charges, and Expenses ascertained and charged on Owners and on Property; and such Proportion shall be ascertained by the Town Surveyor for the Time being, under the Direction of the Council, or in case of Dispute shall be settled by Two Justices; and the Amount so charged upon such Owners respectively shall, within Twenty-eight Days after such Apportionment shall have been so ascertained or settled as aforesaid, be paid to the Treasurer by such Owners respectively.

Power to levy Charges on Owner.

XI. That by way of further Remedy, if any Owner shall, on Demand, neglect or refuse to pay the said Costs, Charges, and Expenses, or any Part thereof, then the same may be levied by Distress, and any Justice may issue his Warrant accordingly.

Occupiers to pay their Rents to Council towards Expenses due from Owners.

XII. That it shall be lawful for the Council to require the Occupier of any House or Ground, the Owner of which shall be liable by virtue of this Act to pay any such Costs, Charges, and Expenses, or any Sum of Money, to the Council, to pay to the Council all Rent which may be or become due from such Occupier to such Owner, until the whole of the Monies so due to the Council, together with lawful Interest thereon, shall be discharged; and the Council shall and may recover such Rent by Distress and Sale in the same Manner as if the Council were the Owners of such House or Ground, and entitled as Landlord to such Rents; and every such Occupier refusing to disclose to the Council or their Officer or Agent, on Demand, the Particulars of the Rent owing and payable by such Occupier, together with the Times of Payment, shall forfeit and pay a Sum not exceeding the Sum of Twenty Shillings; and if, after Conviction for such Refusal, any such Occupier do not, within One Week after the Day of his Conviction, deliver a Statement in Writing to the Council, their Officer or Agent, containing the Particulars aforesaid, such Occupier shall forfeit and pay for such Neglect a further Sum not exceeding the Sum of Twenty Shillings, and for each succeeding Week's like Neglect a further Sum not exceeding the Sum of Twenty Shillings; but nothing herein contained shall prevent or hinder the Council from recovering the whole Amount of such Sum or Sums of Money, with Interest as aforesaid, or so much thereof as may be due, from the Owner of such House or Ground as aforesaid.

Landlords to allow such Payments.

XIII. That all Payments of Rent by the Occupiers of any House or Ground to the Council, under and by virtue of this Act, shall be deemed and taken to be good and valid Payments and Discharges of

of such Rent, as if the same Payments had been made to the Owner of such House or Ground, and every such Owner is hereby required to allow such Payments accordingly; and every Owner who shall distrain upon his Tenant for any Rent which shall have been so paid or which shall be so payable to the Council, under and by virtue of this Act, shall forfeit and pay a Sum not exceeding the Sum of Five Pounds; and such Owner, and all other Persons having Notice thereof, acting under him in making such Distress, shall be considered as Trespassers, in like Manner as if such Owner had been a Stranger to the Premises, and shall be liable to pay the Damages sustained by such Tenant in consequence of such Distress, which Damage shall be ascertained by any Justice; and any Justice may issue his Warrant for the Recovery thereof, and Costs, from such Owner and other Persons so acting under him.

Unoccupied or unproductive Ground may be let to defray Expenses.

XIV. That if any Land or Ground lying alongside or adjoining to any Street in respect of which or any Part of which any such Order shall have been made by the Council as aforesaid shall be unoccupied or unproductive, and the Owner thereof shall for the Space of Twelve Months neglect or refuse to contribute or pay such his Proportion as aforesaid, or if such Owner shall be bankrupt or insolvent, or be unknown to the Council, or cannot be found, then and in any of the said Cases it shall be lawful for the Council, at or after the Expiration of Three Months Notice to that Effect affixed or placed on the said Ground or Land, to take possession of such unoccupied or unproductive Ground, and to fence off and let the same or any Part thereof, and the Rents of such Ground shall be paid to the Treasurer of the Borough, who shall thereout, in the first place, pay the Expense of such fencing and letting, and in the next place pay the Sum due from such Owner for his Proportion or Share as aforesaid, and after Payment thereof shall retain the Surplus (if any) of such Monies for the Owner of such Ground, or his Assignees or other legal Representatives; and such Surplus shall, in the Hands of such Treasurer, be liable to any further Payments which may become due from the same Owner in respect of the same or any other unoccupied or unproductive Ground belonging to him, and adjoining the same or any other Street which may be sewered, drained, levelled, flagged, and paved, or otherwise completed by the Order of the Council, and subject to such Liability to the Payment from Time to Time of any Chief Rents due in respect of such Ground.

Certain Streets to be Highways.

XV. That when any such new Street shall be so paved, flagged, levelled, sewered, and completed, pursuant to the Order of the Council, or

or to their Satisfaction, such Street shall thereupon become a public Street and Highway.

As to Repair of Streets in certain Townships.

XVI. That inasmuch as it is desirable that the Council should have the Power of providing for the Maintenance and Repair of certain of the Streets within the Townships of *Elswick*, *Westgate*, *Byker*, *Jesmond*, and *Heaton* within the Borough: Therefore it shall be lawful for the Council, from Time to Time and at any Time or Times, as they shall see fit, to declare, by an Order passed at any Quarterly Meeting or Adjourned Quarterly Meeting, or at any Special Meeting of the Council, that all or any Part of the Streets now formed or hereafter to be formed within any of the said several Townships of *Elswick*, *Westgate*, *Byker*, *Jesmond*, and *Heaton*, shall, for the Purposes of the Repair and watering thereof, and the Payment of the Paving and Watering Rate, the Watch Rate, the Lighting Rate, and the Sewers Rate, be treated and considered as within the former Limits, that is to say, the Limits of the ancient Borough previously to the passing of the Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in* England *and* Wales, and from and after the making of such Order all and every Part of the Streets, and the Land, Houses, and Buildings by the Sides thereof, specified in such Order, shall be exempted from the Township Road Rate of the Township in which they shall be situate, and shall be dealt with, in respect of the Maintenance, Repair, and Watering of such Streets, and the Assessment and Payment of the Paving and Watering Rate, the Watch Rate, the Lighting Rate, and the Sewers Rate, as if the same respectively had been and were situate within the said Limits of the ancient Borough.

5 & 6 W. 4. c. 76.

Council to be Surveyors of Highways.

XVII. That the Council, and none other, shall be the Surveyors of all Highways within the Borough, and shall have all such Powers and Authorities, and be subject to all such Liabilities, as Surveyors of Highways are invested with and subject to by virtue of the Laws for the Time being in force; and the Surveyors of Highways of the several Townships in the Borough are hereby respectively directed and ordered, immediately after the passing of this Act, to deliver and pay over any Balance of Money they may have in their Hands, after paying all Debts and Charges to which they may be liable as such Surveyors, to the Treasurer of the Borough, to be placed by him to the Credit of the Township so paying the same, and also to give up and hand over to the Surveyor appointed by the Council all Carts, Horses, or Tools, Implements, and Things, with all Materials then in their Possession, belonging to the said Township, for keeping the

the Roads in repair, and the Rate Books for the current and past Years, and other Books and Accounts relating thereto; and the Collector appointed by the Council to collect the Rates authorized by this Act is hereby authorized and required to collect any Arrears of Rates which may appear by the said Books to be due and owing to any such Township; and the Council shall apply the Arrears so collected, or so much thereof as may be necessary, after Payment of the Expenses of Collection, in discharge of the Debts and Charges to which the Surveyors of Highways of such Township may be liable; and it is hereby provided that all the Remedies which may be applied for the Recovery of Rates authorized by this Act shall be applicable for the Recovery of such Arrears.

Council liable to Indictment for Want of Repairs.

XVIII. That the Council shall be deemed guilty of a Misdemeanor for refusing or neglecting to repair any public Highway within the Borough, and shall be liable to be indicted for such Misdemeanor, in the same Manner as the Inhabitants of any Parish, Township, or other District therein would have been liable to if this Act had not passed.

Scotswood Bridge Company.

XIX. And whereas by the Seventy-first Section of the "*Newcastle-upon-Tyne* Improvement Act, 1846," it is enacted, that it shall not be lawful for the Trustees of any Turnpike Road to collect any Toll or repair or expend any Money on any Road within the Limits of that Act: And whereas the *Scotswood Bridge* Company have a Toll Gate upon a Road within the Borough, and it is expedient to enable the Company and the Council to agree for the Removal of such Gate: Be it enacted, That it shall be lawful for the Council, if they see fit, to contract and agree with the *Scotswood Bridge* Company for the Removal of their Toll Gate without the Limits of the said Borough, and for the Purchase of the Interest of the said Company in any of the Streets or Roads within the said Borough; and thereupon, after the Time to be named in such Contract, the said *Scotswood Bridge* Company shall not collect any Toll, repair, or expend any Money on any Street or Road within the Limits of this Act, and the Streets or Roads within the Borough now maintained and repaired by the said *Scotswood Bridge* Company shall become and be deemed public Streets or Highways, and shall be liable to be maintained and repaired in the same Manner as the other public Streets or Highways within those Parts of the Borough in which such Streets or Roads are respectively situated, maintained, and repaired; and that the said *Scotswood Bridge* Company shall have full Power and Authority, if they see fit, to enter into such Contract as aforesaid.

Power to Council to make Order for altering or stopping up Streets, &c.

As to Proceedings previously to altering or stopping up Streets, &c.

XX. That it shall be lawful for the Council, subject to the Provisions herein-after contained, to make an Order for altering, diverting, stopping up, or inclosing the whole or any Part of any Street, Court, Alley, Way, or Passage within the Borough which the Council shall at any Time and from Time to Time deem necessary to be altered, diverted, stopped up, or inclosed; and the Council shall cause to be affixed at each End of such Street, Court, Alley, Way, or Passage so proposed to be altered, diverted, stopped up, or inclosed, a Notice of such Order, and the Council shall cause the same Notice to be advertised for Four successive Weeks in some Newspaper circulating within the Borough, and also to be affixed upon the principal Door of the Parish Church of *Saint Nicholas* upon the Four *Sundays* of the said successive Weeks.

Appeal.

XXI. That it shall be lawful for any Person who may think that he would be aggrieved by the altering, diverting, stopping up, or inclosing of any such Street, Court, Alley, Way, or Passage as aforesaid, within Four Months after the making of the said Order, to appeal against the same to the Court of Quarter Sessions for the Borough, upon giving Ten Days Notice in Writing of such Appeal, together with a Statement in Writing of the Grounds thereof, to the Council; but it shall not be lawful for the Appellant to be heard in support of such Appeal unless such Notice and Statement shall have been given as aforesaid, nor on any Hearing of Appeal to go into Evidence of any other Grounds of Appeal than those set forth in such Statement as aforesaid.

In case of Appeal, Jury at Sessions to determine whether Street, &c. shall be altered or stopped up, &c.

XXII. That in case of such Appeal the Court of Quarter Sessions of the Borough shall, for the Purpose of determining whether such Street, Court, Alley, Way, or Passage shall be altered, diverted, stopped up, or inclosed, or whether the Party appealing would be thereby injured or aggrieved, empannel a Jury of Twelve disinterested Men out of the Persons returned to serve as Jurymen at such Quarter Sessions; and if after hearing the Evidence produced before them the said Jury shall return a Verdict that such Street, Court, Alley, Way, or Passage is unnecessary, or may beneficially to the Public be altered, diverted, stopped up, or inclosed, and that the Party appealing would not be injured or aggrieved thereby, then the said Court shall dismiss such Appeal, and shall award the Costs of resisting the said Appeal to be paid by the Appellant to the Council, and the same shall be recoverable in the Manner by this Act provided for the Recovery of Penalties and Forfeitures; but if the said Jury shall return a Verdict that such Street, Court, Alley, Way, or Passage is not unnecessary, or that the same could not beneficially to the Public be so altered, diverted, stopped up, or inclosed, or that the

Party

Party appealing would be injured or aggrieved thereby, the said Court shall allow such Appeal, and the said Street, Court, Alley, Way, or Passage shall not be altered, diverted, stopped up, or inclosed, and the said Court shall award to the Appellant the Costs of prosecuting such Appeal, and such Costs shall be paid by the Treasurer of the Borough out of the Borough Fund.

Power to Council to alter and stop up Streets, &c.

XXIII. That, after the giving of the said several Notices as hereinbefore mentioned in that Behalf as aforesaid, it shall be lawful, in case there be no such Appeal against the said Order, or in case such Appeal be dismissed, or be not prosecuted by the Party appealing, for the Council to alter, divert, stop up, or inclose any such Street, Court, Alley, Way, or Passage, or any Parts thereof, pursuant to such Order.

Houses not to be built in close Alleys.

XXIV. That after the passing of this Act it shall not be lawful to build any Dwelling House in any Court or Alley which shall be narrower than Twenty Feet, and through which there shall not be an open Passage throughout of at least Fifteen Feet wide, and entirely open from the Ground upwards: Provided always, that nothing herein contained shall apply to the rebuilding of Dwelling Houses on Sites now built upon.

Level of the Ground Floors.

XXV. That the Level of the Ground Floor of every Dwelling House which shall hereafter be built shall be at least Six Inches above the Level of the Footway or Road adjoining such House, whether there shall be a Cellar to such House or not.

Ovens and Furnaces to have protecting Walls.

XXVI. That every Baker's Oven, and every Smith's or other Tradesman's or Artificer's Furnace whatsoever, hereafter to be erected, shall have, as Part of such Oven or Furnace or otherwise, a protecting Wall of not less than Nine Inches in Thickness between the Fire of the Oven or Furnace and the separate Side or End Wall, Party Wall, or Outer Wall of the Building in which such Oven or Furnace shall be, and such protecting Wall shall be so constructed, and be of such Height, Depth, and Breadth, above, below, and beyond the Oven or Furnace as shall be satisfactory to the Town Surveyor.

Notice of cutting into or through Party Walls to be given.

XXVII. That before beginning to cut into or through any Party Wall One clear Day's Notice in Writing shall be given to or left at the Town Surveyor's Office, of the Opening so intended to be made, signed by the Owner of the Building, or other Person by whose Direction the same is to be made, or by the Builder or other Person employed to make the same, stating in general Terms the Nature of the intended Works, and the Place at which the same is

to

to be done, and the Name and Place of Abode of the Owner of the Property or other Person for whom or by whose Direction such Work is to be done, and the Name of the Master Builder or Workman or other Person who shall be employed or be intended to be employed thereon.

Penalty for improperly cutting into Party Walls.

XXVIII. That any Person who shall cut into any Party Wall, or cause the same to be so cut into, contrary to the Provisions of this Act, shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Where Houses are taken down, Council may take Land to improve the Street.

XXIX. That where any House or Building in or near any Street within the Limits of this Act shall be burnt or pulled down, or shall be intended to be rebuilt, and the Council shall be desirous of widening such Street, or of making any Alteration in the Line of the House or Building, it shall be lawful for them to purchase and take any Part of the Site of such House or Building, or of the Land occupied therewith, with the Consent of the Parties interested therein, and to widen such Street or make such Alteration accordingly, and the same shall be thenceforth taken to be, and be to all Intents and Purposes, a Part of such Street.

Chimnies casting Cinders may be abated.

XXX. That any Chimney casting up Cinders or Flame shall be deemed a Nuisance within the Meaning of the 104th and 105th Sections of "The Towns Improvement Clauses Act, 1847," and may be dealt with as directed by such Sections.

Occupier incurring Expense in securing Chimnies, &c. may deduct the same from his Rent, unless there be Agreement to the contrary.

XXXI. That any Occupier of any Building who shall, in pursuance of the Order of the Justices under the last-mentioned Provisions of the "Towns Improvement Clauses Act," pay any Costs, Charges, and Expenses for the taking down, repairing, rebuilding, and effectually securing any Chimney or Roof, or Parapet or other Wall, or any Part of any Building, or any Chimney Pot or other Thing thereon, or in abating such Damage or Nuisance, may deduct the Amount of such Costs, Charges, and Expenses out of the Rent due to his Landlord or Lessor, unless there shall be some Agreement to the contrary between the Parties; and the Receipt for such Payment shall be a sufficient Discharge to any Occupier for so much Money as he shall have so paid, or which shall have been levied on his Goods and Chattels, in pursuance of this Act, and shall be allowed by such Lessor or Landlord in part or full Payment (as the Case may be) of such Rent due to him from such Occupier as aforesaid, or otherwise the same shall be repaid to such Occupier by such Lessor or Landlord, and in default thereof may be recovered by such Occupier from such Lessor or Landlord by Action or Suit in any Court of competent

competent Jurisdiction, unless in any such Case there shall be some Agreement to the contrary between the Parties.

Dwelling Houses unfit for Habitation.

XXXII. That upon Receipt by the Inspector of Nuisances of a Complaint in Writing of Two Inhabitant Householders, and of a Certificate in Writing of Two Medical Practitioners, that any Dwelling House within the Borough is unwholesome and unfit for Human Habitation, such Inspector shall enter upon the Premises, and examine the same with respect to the Matters alleged in such Complaint, and if good Grounds shall exist for such Complaint he shall make or cause to be made a Complaint before a Justice, who shall thereupon issue a Summons, requiring the Owner of the Premises to appear before Two Justices to answer such Complaint, and if upon hearing such Complaint it shall appear to the said Two Justices that the Complaint is well founded, such Justices shall order the said Dwelling House to be closed, and if such Order be not complied with the Owner against whom it is made shall be liable to a Penalty not exceeding Ten Shillings for every Day during such Default.

Privies and Urinals to be attached to Hotels and Public Houses.

XXXIII. That it shall be lawful for the Council to order the Occupier of any Hotel, Tavern, Inn, Public House, Beerhouse, or Eating House to erect, provide, and maintain in or near some convenient Part of his Premises proper and suitable Privies and Urinals, to the Satisfaction of the Council, for the Use and Accommodation of such Premises and the Visitors to the same; and if any Person shall fail herein for the Space of Two Months next after Notice of such Order, he shall forfeit a Sum not exceeding the Sum of Five Shillings for each and every Day's Neglect thereof.

No Vault or Cellar to be made under the Carriageway without Consent of Council.

XXXIV. That no Vault, Arch, or Cellar shall be made under the Footway or Carriageway of any Street, without the Consent of the Council first obtained in Writing; and all such Vaults, Arches, and Cellars shall be substantially made, to the Satisfaction of the Town Surveyor, and so as not to interfere or communicate with any Sewer belonging to the Council.

Private Drains not to be carried into Common Sewer, without Consent of Council.

XXXV. That if any Person shall carry or continue any private Drain into any Common Sewer, Drain, Vault, Culvert, or Watercourse, or shall make any Cellar or Arch under any Street within the Borough, without the previous Consent or Direction in Writing of or in any other Manner than shall be authorized or required by the Council, he shall for every such Offence forfeit a Sum not exceeding Twenty Pounds, and a further Sum not exceeding the Sum of Five Pounds for every Week during which any such Works shall be so continued after Notice under the Hand of the Town Surveyor to fill up or remove the same shall have been given.

Council empowered to carry private Drains to Common Sewer at the Expense of the Owner, &c.

XXXVI. That if the Owner of any House or Ground shall not, within such Time and in such Manner as shall be directed by an Order of the Council, carry and continue from his Premises to the nearest or most convenient Common Sewer, not being at a greater Distance than One hundred Feet, a Drain of such Size and Construction as shall be expressed in such Order, then and in any such Case it shall be lawful for the Council to make such Drain, or such Part thereof as shall not have been made, pursuant to such Order, as the Case may be; and all the Costs, Charges, and Expenses which the Corporation shall thereby sustain, incur, or pay shall, on Demand, be forthwith paid and refunded to the said Corporation by such Owner, and shall be recoverable by Distress and Sale of the Goods and Chattels of such Owner, and any Justice may issue his Warrant accordingly, or the same may be recovered in any Court of competent Jurisdiction.

Owner of House to repair and cleanse private Drains.

XXXVII. That the Owner of any House or Land under or from which any private Drain now does or hereafter shall pass or issue into any of the said public Sewers, Drains, Vaults, Culverts, or Watercourses, shall repair and cleanse such Part of such private Drain as shall be or pass under such House or Land, when required by and according to the Direction of the Council; and any Person neglecting or refusing to comply with this Provision shall, on Conviction, pay a Penalty not exceeding Forty Shillings, and a further Penalty not exceeding Two Shillings and Sixpence *per* Day for every Day this Provision shall remain uncomplied with.

No Buildings to be erected until Drain be constructed.

XXXVIII. That it shall not be lawful newly to erect any House, or to rebuild any House which may have been pulled down to or below the Ground Floor, or to occupy any House so newly erected or rebuilt, unless and until a covered Drain or Drains be constructed, of such Size and Materials, and at such Level, and with such Fall, as upon the Report of the Town Surveyor shall appear to be necessary and sufficient for the proper and effectual Drainage of the same and its Appurtenances; and if any Sewer belonging to the Council, or any Sewer which they are entitled to use, be within One hundred Feet of any Part of the Site of the House to be built or rebuilt, the Drain or Drains so to be constructed shall lead to and communicate with such One of those Means of Drainage as the Council shall direct; or if no such Means of Drainage be within that Distance, then the last-mentioned Drain or Drains shall communicate with and be emptied into such covered Cesspool or other Place, not being under any House, nor being within One hundred Feet of any House, as the Council shall direct; and whosoever erects or rebuilds any House or constructs any Drain contrary to this Enactment shall be liable for every such Offence to a Penalty not exceeding Fifty Pounds,

Pounds, which may be recovered by the Council in any Court of competent Jurisdiction.

Slaughter-houses.

XXXIX. That it shall be lawful for the Council, in the Name of the Corporation, if they see fit, to purchase, rent, build, or otherwise provide Slaughter-houses and Knackers Yards within the Limits of this Act, and for that Purpose to acquire and hold Lands within such Limits.

As to future Burials.

XL. That after the Expiration of One Year from the passing of this Act no Vault or Grave shall be constructed or made, and no Corpse or Coffin shall be buried or deposited, within the Walls of or underneath or within Twenty Yards of any Church, Chapel, Meeting House, School, or other Place of Public Worship or Resort, or any Dwelling House within the Borough, save Chapels in Cemeteries used only for Funeral Services; and no Burial Ground shall be made or formed after the passing of this Act within the Borough without the Consent of the Council being first had and obtained; and whoever shall bury, or cause, permit, or suffer to be buried or deposited, any Corpse or Coffin, contrary to this Enactment, shall for every such Offence be liable to a Penalty not exceeding Fifty Pounds, which may be recovered by any Person in any Court of competent Jurisdiction.

Council empowered to put in force the Nuisance Removal Act of 1848.

XLI. And with respect to Nuisances, be it enacted, That it shall be lawful for the Council and they are hereby authorized and empowered to use and exercise all and every the Powers given by the "Nuisances Removal and Diseases Prevention Act, 1848," to the Guardians of the Poor, Trustees, Commissioners, or other Bodies whatsoever, and to pay the Expenses of carrying the said Act into execution out of the Borough Fund.

Fire-places or Furnaces for Steam Engines, &c., constructed after the passing of this Act to consume their own Smoke, and existing ones to be so altered within One Year afterwards.

XLII. That every Fire-place or Furnace constructed after the passing of this Act, in order to be used within the Limits of this Act in the working of Engines by Steam, whether on Land or on Water, or in any Mill, Factory, Dyehouse, Brewery, Bakehouse, Gaswork, or in any Manufactory whatsoever, although a Steam Engine be not used or employed therein, shall be so constructed as to consume the Smoke arising from the Combustibles used in such Fire-place or Furnace; and every such Fire-place or Furnace existing within the said Limits at the Date of the passing of this Act, used for the Purposes aforesaid, not so constructed as to consume the Smoke arising from such Fire-place or Furnace, shall within One Year after the passing of this Act be so altered in its Construction as to consume such Smoke; and if after such Period any Person use for any of the Purposes aforesaid any Fire-place or Furnace not so constructed

structed as aforesaid, or if at any Time any Person use any such Fire-place or Furnace constructed after the passing of this Act, and not so constructed as aforesaid, or so negligently use any such Fire-place or Furnace as not to consume the Smoke arising from the Combustibles used therein, every Person so offending shall be liable to a Penalty of Forty Shillings for every Day during any Part of which such Fire-place or Furnace shall be so used and continued, after One Month's Notice in Writing shall have been given to the Owner or Occupier of such Fire-place or Furnace, by the Inspector of Nuisances, to remedy or discontinue the Use of the same.

Humane Apparatus, Fire Escapes, &c.

XLIII. That it shall be lawful for the Council, if they see fit, out of the Borough Fund, to purchase, provide, and maintain all such Apparatus, Matters, and Things as may appear to them to be necessary to save Persons in jeopardy of being drowned, and to assist in searching for drowned Persons, and in restoring Animation to Persons apparently drowned, and to employ, pay, and reward Servants and Assistants therein, and to reward by Money or otherwise any Persons who may be the Means of having saved Persons from drowning, or who may have endeavoured so to do, in such Manner as to the Council shall seem expedient, and also to purchase, provide, and maintain Fire Escapes, Fire Engines, Apparatus, and Hose, to be used in case of Fires within the Borough, and to employ, pay, and reward Servants or other Persons to superintend, manage, and take care of the same.

Use of the Gaols or Houses of Correction in Durham or Northumberland.

XLIV. And whereas the Counties of *Northumberland* and *Durham* lie contiguous to the County of the Town of *Newcastle-upon-Tyne*, and it is desirable that Provision should be made for the Use of the Places of Confinement within such Counties in manner hereinafter mentioned: Be it therefore enacted, That it shall be lawful, with the Consent of the Council and the Justices of the Peace for the Borough, and also with the Consent of the Justices of the Peace for the Counties of *Northumberland* or *Durham*, to remove to and to imprison, confine, and keep in any Common Gaol or House of Correction in and for the same Counties or either of them any of the Prisoners and others now or at any Time hereafter sentenced to be imprisoned and confined in the Gaol or House of Correction of the Borough for a Term of Imprisonment of Three Months and upwards, the Council paying a reasonable Rent, to be fixed by Agreement, for the Use of such Gaol or House of Correction; and that for the Purposes of such Sentence, Imprisonment, and Confinement the Gaol and House of Correction of the Counties of *Northumberland* or *Durham*, as the Case may be, shall be deemed the Gaol or House of Correction of and for the County of the Town of *Newcastle-upon-Tyne*.

XLV. That

Power to contract for Maintenance, &c.

XLV. That it shall be lawful for the Council on the one Part, and for the Justices of the Peace for the Counties of *Northumberland* or *Durham* on the other Part, in case they respectively think fit, to contract and agree with each other, as well in respect of the Rent to be paid for such Use as aforesaid of any Gaol or House of Correction, as for the Maintenance of the Prisoners who shall be so confined therein.

Power to pay Expenses out of Watch Rate.

XLVI. That it shall be lawful for the Council, out of the Watch Rate of the Borough, or in like Manner as the Expenses of Maintenance of Prisoners in the Borough Gaol are paid, to pay such Rent and Expenses of Maintenance, and also the Expenses of Conveyance of Prisoners to such Gaol or House of Correction of the Counties of *Northumberland* or *Durham*.

Power to make new Streets according to deposited Plan.

XLVII. And whereas Plans and Sections, describing the Lines and Level of the Streets, Outfall Sewers, and Works by this Act authorized to be made, together with a Book of Reference to the said Plans, containing the Names of the reputed Owners and Lessees and of the Occupiers of the Lands and Tenements through which the same are intended to pass or be made, have been deposited with the Clerk of the Peace for the County of the Town of *Newcastle-upon-Tyne*: Be it enacted, That, subject to the Provisions in this Act and in the Acts extended to or incorporated with this Act as aforesaid, it shall be lawful for the Council, if they see fit, to open and make, or cause to be opened and made, within the Borough, the new Streets and Outfall Sewers herein-after mentioned in the Line shown upon the said Plans, and upon the Lands and Tenements delineated on the said Plans and described in the said Books of Reference, and according to the Levels defined on the said Sections, and to procure and set out sufficient and convenient Sites for Houses and other Buildings, and Yards and Conveniences thereto, at the Sides of or adjoining the said intended new Streets, and to erect and build any such Houses and other Buildings, and from Time to Time to make such Orders and Regulations respecting the erecting or building of all such Houses and other Buildings as the Council shall think proper, and, subject to the Provisions of the "Lands Clauses Consolidation Act, 1845," to purchase, enter upon, take, and use such of the said Lands and Tenements delineated on the said Plans and described in the said Books of Reference as the Council shall deem to be necessary or convenient for the Purposes aforesaid.

Description of Streets to be made.

XLVIII. That the Streets to be made under the Authority of this Act shall be the following; (that is to say,) a Street commencing in, at, or near a Street called the *Quayside* in the Township of *All Saints* in the Parish of *All Saints*, and terminating in, at, or near

Trafalgar Street in the said Township of *All Saints* in the said Parish of *All Saints*, with a Branch Street thereout, commencing at or near *New Pandon* in the said Township of *All Saints* in the said Parish of *All Saints*, and terminating at a Place called the *Manors* in the said Township of *All Saints* in the said Parish of *All Saints*, and within the same Township and Parish, and also a new Street commencing in, at, or near *Pilgrim Street* in the Township of *Saint Andrew* in the Parish of *Saint Andrew*, and terminating at a Place called *Carliol Square* in the Township of *All Saints* in the Parish of *All Saints*.

Power to widen and improve certain Streets.

XLIX. That it shall be lawful for the Council, if they see fit, to widen or otherwise alter and improve the several Streets or Places in the Township of *Saint John* next herein-after mentioned; (that is to say,) *Neville Street*, the *Back Row*, and *Bailiff Gate*.

Power as to new Streets and Outfall Sewers limited to Five Years.

L. That at the Expiration of Five Years from the passing of this Act the Powers by this Act granted to the Council for executing the new Streets and Outfall Sewers by this Act authorized to be made shall cease to be exercised, except as to so much of such Works as shall then be completed.

Alteration of Tolls for the Cattle Market.

LI. And whereas by the said recited Act passed in the Fourth and Fifth Years of the Reign of Her present Majesty it is enacted, that in order to defray the Expense of providing and maintaining a Market Place and Erections for the Sale of Cattle, Sheep, Swine, and other live Animals within the Borough, Tolls or Dues not exceeding the Tolls or Dues specified in the Fourth Schedule subjoined to the same Act should be paid to the said Corporation in respect of Cattle, Sheep, Swine, and other Animals sold or offered for Sale in the said Market Place, and the said Tolls or Dues have been found to be insufficient: Be it therefore enacted, That from and after the passing of this Act it shall be lawful for the said Corporation, in lieu and instead of such Tolls or Dues, to demand, take, and receive Tolls or Dues not exceeding the Tolls or Dues specified in the Schedule to this Act annexed in respect of Cattle, Sheep, Swine, and other Animals which shall be sold or offered for Sale in any Market Place which shall be provided for the Sale of Cattle, Sheep, Swine, and other live Animals within the Borough; and the last-mentioned Tolls or Dues shall be payable by the same Persons and recoverable in the same Manner as directed and provided by the said recited Act passed in the Fourth and Fifth Years of the Reign of Her said Majesty.

Application of Paving and Watering Rate.

LII. That the Paving and Watering Rate authorized by the recited Acts or any of them shall be applicable by the Council to the Maintenance, Repair, and Watering of the Carriageways and Footways of the

the Streets within the former Limits of the Borough, and also of such Streets as may hereafter, under the Provisions of this Act, be treated and considered as within such former Limits.

The Council empowered to make a Township Road Rate.

LIII. That inasmuch as the Maintenance and Repair of the Roads, Carriageways, Footways, Lanes, and Thoroughfares in the several Townships of *Jesmond*, *Heaton*, *Byker*, *Westgate*, and *Elswick* are by the Provisions of this Act placed under the Charge and Care of the Council, and it is necessary to provide a Fund for defraying the Expense of such Maintenance and Repair: It shall be lawful for the Council, once in every Year, to rate and assess by an equitable Assessment, under the Name of "Township Road Rate," the several Occupiers of Tenements situate within each of the said Townships, save such Parts thereof respectively as shall have been declared to be treated and considered as within the former Limits of the ancient Borough, according to the annual Value of the Tenements respectively occupied by them, to and for such Maintenance and Repair, and that separate Accounts shall be kept in respect of each of the said Townships, and the Produce of such Rate in each of the said Townships shall be applied exclusively to the Maintenance and Repair of the Roads, Carriageways, Footways, Lanes, and Thoroughfares of such Township.

Provision for the Improvements Rate.

LIV. That it shall be lawful for the Council, if they see fit, and they are hereby authorized, once in every Year, to rate and assess, by an equitable Assessment, under the Name of the "Improvement Rate," the several Occupiers or Owners and Occupiers of the several Tenements situated within the Borough, at any Sum not exceeding Threepence in the Pound by the Year, to be computed upon the annual Value of the Tenements respectively occupied by them, and to apply the Proceeds of such Rate wholly or in part in defraying the Expense of making, widening, altering, and improving Streets and Markets, or effecting any like Improvements within the Borough, or wholly or in part in the Discharge of the Principal or Interest of any Monies that may have been borrowed for that Purpose under the Provisions of the recited Acts or any of them.

Proportion of Improvement Rate to be charged on Arable Land, &c.

LV. Provided always, That the Occupier of any Land used as Arable, Meadow, or Pasture Grounds only, or as Woodlands, Market Gardens, or Nursery Grounds, and the Occupier of any Land covered with Water, or used only as a Canal or Towing Path for the same, or as a Railway constructed under the Powers of any Act of Parliament for public Conveyance, shall be assessed in respect of the same to the said Improvement Rate in the Proportion of One Fourth Part only of the net annual Value thereof; and provided also, that no Person shall be rated in respect of Tithes or Tithe Rentcharges.

LVI. That

Council to keep separate Account as to Improvement Rate in Heaton and Byker respectively.

LVI. That the Council shall keep a separate Account of the Money raised by such Improvement Rate in the Townships of *Heaton* and *Byker* respectively, or in the Parts thereof in which the Township Road Rate is from Time to Time leviable; and the Money so raised therein shall be laid out only in such Townships or such Parts thereof as aforesaid respectively, and no Part of the Money raised in the Remainder of the Borough shall be laid out in either of such Townships or such Parts thereof as aforesaid respectively.

When the Rates are to become due and payable.

LVII. That each and every of the Rates authorized by the said recited Acts and by this Act to be made shall be respectively payable and paid at such Time or Times and in such Manner as the Council shall from Time to Time direct; and each and every of the Rates authorized by this Act shall be made, assessed, collected, and amended in the same Manner as is provided by the said recited Acts with respect to the Rates thereby authorized.

As to Assessors of Rates.

LVIII. That, notwithstanding anything in the said recited Acts contained, Persons who are not Burgesses may be appointed Assessors; and the Council may, in case they see fit, nominate and appoint One Person to be Assessor, who shall have all the Powers given by the said recited Acts or any of them to Two Assessors.

Power to call for Production of Assessments for the Relief of the Poor and for Taxes.

LIX. That it shall be lawful for the Council, if they shall see fit, by Writing under the Hand of the Town Clerk, to require all Persons having the Custody of any Book or Assessments of Rates for the Relief of the Poor, or for assessing or collecting any of the Taxes payable to Her Majesty, to produce before the Assessor or Assessors appointed by the Council all and every or any of such Books or Assessments, and to permit such Assessor or Assessors to make Copies of all or any Part thereof.

Persons neglecting or refusing such Production, &c., to be fined not exceeding 5*l.*

LX. That if any Person in whose Custody or Power any of the said Books or Assessments shall be shall, for Three Days after Notice to him for that Purpose given by the Town Clerk, refuse or wilfully neglect to produce the aforesaid Books or Assessments, or refuse to permit or suffer Copies to be taken thereof, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty on refusing or neglecting to make Returns, or making false Returns.

LXI. That it shall be lawful for the Council, if they shall see fit, by Writing, under the Hand of the Town Clerk, to require the Owners or Occupiers of Tenements within the Borough to make a Return in Writing of the annual Rent or Value of the Tenements belonging to or occupied by them respectively; and if any such Owner or Occupier shall, for Twenty-one Days after Notice to him for

for that Purpose given by the Town Clerk, refuse or neglect to make such Return, or shall make a false Return, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

Council may appoint Surveyors, &c.

LXII. That the Council, if they see fit, may appoint Surveyors and Valuers to inspect any of the Tenements liable to the Rates authorized by this Act or the said recited Acts, and pay such Surveyor and Valuers out of the Borough Fund.

Recovery of Rates from Persons removing.

LXIII. That in case any Person shall quit or be about to quit his House, Building, Land, or Tenement, before he shall have paid all Sums of Money due from him in respect of Rates or Assessments under the Provisions of this Act or the recited Acts, and shall refuse to pay the same, upon Demand, as aforesaid, it shall be lawful for the Collector or other Person as aforesaid, by Warrant under the Hand and Seal of any Justice, which Warrant any Justice is hereby authorized and required to grant, upon Proof to his Satisfaction of such Removal, or that there is Reason to suspect the same, to distrain the Goods and Chattels of such Person wherever they may be, and sell the same, rendering the Overplus (if any), after having deducted the Sums of Money due as aforesaid, together with the reasonable Costs, Charges, and Expenses attending such Distress and Sale, to the Owner of such Goods and Chattels, upon Demand.

Charge for Summons and Warrant.

LXIV. That the Clerk to the Justice granting any Summons or Warrant, under the Provisions of the Towns Improvement Clauses Act, incorporated with this Act, shall be at liberty to charge the Sum of Sixpence, and no more, for every such Summons, and the Sum of Sixpence, and no more, for every such Warrant.

Owners to be liable for Rates on Premises if not exceeding 6*l.* in annual Value.

LXV. That the Owners of all rateable Property of which the net annual Value does not exceed the Sum of Six Pounds, or which are let to weekly or monthly Tenants, or in separate Apartments, shall be rated to and pay all and every the Rates by this and the said recited Acts authorized, instead of the Occupiers thereof.

Power to allow a Percentage for empty Houses, on Condition of Owners paying, full or empty.

LXVI. That it shall be lawful for the Council, if they see fit, from Time to Time to compound for a uniform Payment of Rate with the Owner of any Tenement not exceeding Six Pounds Rent *per Annum*, whether the same shall be occupied or empty, but in no Case shall the Terms of such Composition involve an Abatement of more than One Third of the Rate which would have been payable if the same Tenement had been occupied.

Expenses of Act to be paid out of Borough Fund.

LXVII. That the Expenses of obtaining and passing this Act shall be paid out of the Borough Fund.

General Saving.

LXVIII. That nothing herein contained shall extend or be construed to extend, or alter, prejudice, lessen, defeat, or affect the Rights and Privileges of the Queen's most Excellent Majesty, Her Heirs or Successors, or (save and except as is by this Act enacted and declared) the Rights and Privileges of any other Person, Body or Bodies Politic, Corporate, or Collegiate whatsoever, her, his, or their Heirs, Executors, Administrators, or Assigns, in any respect whatsoever.

Short Title.

LXIX. That in citing this Act in other Acts of Parliament, and in legal Instruments, it shall be sufficient to use the Expression "The *Newcastle-upon-Tyne* Improvement Act, 1853."

SCHE-

SCHEDULE referred to in the foregoing Act.

SCHEDULE;

Being a TABLE OF TOLLS payable in respect of Cattle, Sheep, Swine, or other Animals sold or offered for Sale in the Cattle Market.

	s.	*d.*
For every Score of Sheep or Lambs, and so in proportion for a greater or less Number than a Score, not exceeding	1	0
For every Score of Pigs or Swine, and so in proportion for a greater or less Number than a Score, not exceeding -	1	8
For every Calf, not exceeding - - - -	0	1
For every Ox, Cow, or Heifer, not exceeding - -	0	4
For every Bull or other Animal not above specified, not exceeding - - - - - -	0	6

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