ANNO QUINQUAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 10.

An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from the City of *Norwich* to *Swaffham*, and from *Honingham* to *Yaxham*, in the County of *Norfolk*, and also a Lane called *Hangman's Lane*, near the Gates of the said City. [23d *March* 1813.]

WHEREAS an Act was passed in the Tenth Year of the Reign of His present Majesty, intituled *An Act for amending and widening the Road from* Saint Benedict's Gate, *in the County of the City of* Norwich, *to* Swaffham, *in the County of* Norfolk, *and from* Halfpenny Bridge *in* Honingham, *to the Bounds of* Yaxham; *and also a Lane called* Hangman's Lane, *near the Gates of the said City:* And whereas another Act was passed in the Thirty-second Year of the Reign of His present Majesty, intituled *An Act for continuing and amending an Act of the Tenth Year of His present Majesty, for amending and widening the Road from* Saint Benedict's Gate, *in the County of the City of* Norwich, *to* Swaffham *in the County of* Norfolk, *and from* Halfpenny Bridge *in* Honingham, *to the Bounds of* Yaxham; *and also a Lane called* Hangman's Lane, *near the Gates of the said City:* And whereas great Progress hath been made in repairing and improving the said Roads, and several Sums of Money, borrowed upon the Credit of the Tolls authorized to be taken thereon, now remain due and cannot be repaid, and the said

10 G. 3. c. 67.

32 G. 3. c. 112.

Roads effectually amended, and kept in Repair, unleſs the Term and Powers of the ſaid Acts be continued and enlarged: 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 recited Acts, and all and every the Tolls, Powers, Proviſions, Penalties, Forfeitures, Matters and Things therein contained, (except ſuch as relate to Exemption from Stamp Duties, and ſuch as are hereby varied, altered, or repealed) ſhall be and continue in full force and effect, and be executed for and during the Term herein-after mentioned, in as full, ample, and beneficial a Manner, to all Intents and Purpoſes, as if the ſame were repeated and re-enacted in the Body of this Act; and that this Act, and the additional Term hereby granted, ſhall be ſubject and liable, as well to the Payment of all Monies now due and owing upon the Credit of the ſaid recited Acts, or the Tolls thereby granted and continued, as alſo to the Payment of all Sums of Money which ſhall hereafter be borrowed for the Purpoſes of the ſaid recited Acts and this Act, and of the Intereſt due and to grow due for the ſame reſpectively.

Acts further continued.

II. And whereas great Inconveniences have ariſen from the preſent Mode of limiting the Payment of Toll upon Horſes, Cattle, and Carriages, at the different Gates upon the Road from *Norwich* to *Swaffham*; for Remedy whereof, be it further enacted, That any Perſon having paid any of the Tolls granted, by the ſaid firſt recited Act, at any One of the Four Turnpikes or Gates erected acroſs the Road from *Norwich* to *Swaffham*, for or in reſpect of any Horſe or other Cattle, or of any Carriage, ſhall, upon producing a Ticket of the Day, denoting ſuch Payment, be permitted on the ſame Day, to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the ſucceeding Night, to paſs Toll free through the next or ſecond Turnpike or Gate, and to return on that Day through both ſuch Turnpikes or Gates, Toll free, with the ſame Horſe or other Cattle or Carriage, in reſpect whereof ſuch Tolls ſhall have been ſo paid as aforeſaid; but no Perſon ſhall in any Caſe whatſoever be liable to pay more than Two full Tolls in any one Day for paſſing and returning through the ſaid Four Turnpikes or Gates with the ſame Horſe or other Cattle or Carriage; any Thing in the ſaid recited Acts, or either of them, contained to the contrary in anywiſe notwithſtanding: Provided always, that the Perſon or Perſons who ſhall have paid the ſaid Tolls ſhall produce a Ticket to the Collector of the Tolls, denoting ſuch reſpective Payments, all which Tickets hereby required to be produced, ſhall be given *gratis* by the Collector upon Receipt of the Tolls; and if any ſuch Toll Collector ſhall refuſe or neglect to give ſuch Ticket on his receiving the ſaid Toll, every ſuch Collector ſhall forfeit and pay any Sum not exceeding Five Pounds for every ſuch Offence.

For regulating the Manner of taking Tolls at certain Gates.

III. And be it further enacted, That no Toll ſhall be demanded or taken for any Cattle or Carriages employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying on the ſame Day, any Stone, Brick, Gravel or other Materials for repairing the ſaid Roads, or for repairing the Highways in any Pariſh or Place through which any Part of the ſaid Roads lead; or for any Lime uſed in the Townſhip or Pariſh only

Exemptions from Toll.

where the ſame is got and burnt, or laden only with Dung, Marle, Soil, or other Manure to be uſed in manuring of Lands or Grounds; or with any Graſs, Hay, Saintfoin, Fodder, Straw, or Corn in the Straw, to be laid up in any of the Houſes, Outhouſes, Barns, Yards or Premiſes of the reſpective Inhabitants or Occupiers of Land within the ſaid reſpective Pariſhes, Hamlets or Places, being the Growth and Produce of Land held and occupied by the reſpective Inhabitants and Occupiers within ſuch reſpective Pariſh, Hamlet or Place, and carried for their own private Uſe and Conſumption only, and not for Sale; nor for any Cattle drawing or going with or going empty, or returning empty after being laden only with any Ploughs, Harrows or other Implements of Huſbandry belonging to any ſuch Inhabitant or Occupier; nor for any Horſe or Horſes or other Cattle going to or from Water, Paſture, Plough or other Work in Huſbandry, upon or in any of the Lands within any of the ſaid ſeveral Pariſhes, Hamlets or Places, or going to be or returning from being ſhoed or farried; nor ſhall any Toll be demanded or taken of or from any Rector, Vicar or Curate going to or returning from his own Pariſh Church or other Place of Divine Worſhip, or viſiting his ſick Pariſhioners; or of or from any Perſon or Perſons in any of the ſaid Pariſhes or Places for paſſing through any of the Toll Gates or Turnpikes on *Sundays*, or on any other Day, on which Divine Worſhip is ordered by Authority to be celebrated, to or from his, her, or their reſpective Pariſh Church or other uſual Place of Religious Worſhip, licenſed according to Law, for the Purpoſe of attending or after having attended Divine Service thereat; or for any Cattle or Carriage conveying the Corpſe or attending the Funeral of any Perſon to be interred in any of the ſaid Pariſhes or Places; or for any Horſes or Carriages, of whatever Deſcription, employed or to be employed in conveying, fetching, or guarding Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, or in returning back from conveying or guarding the ſame; or for the Horſes of Soldiers upon their March or upon Duty, or for Horſes, Cattle or Carriages attending them, or laden only with their Arms or Baggage, or employed in conveying any ſick, wounded or diſabled Officers or Soldiers; or for any Waggon, Wain, Cart or other Carriage whatſoever, or the Horſe or Horſes or other Cattle drawing the ſame, which ſhall be employed in conveying any Ordnance, Barrack or Commiſſariat or other public Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces; or for Horſes or Carriages travelling with Vagrants ſent by legal Paſſes; or for any Coaches, Berlins, Landaus, Sociables, Chariots, Curricles, Calaſhes, Chaiſes, Phaetons, Whiſkeys, Chairs or other Carriages, or Paſſengers on Horſeback, going to or returning from any Election of any Knight or Knights of the Shire to ſerve in Parliament for the County of *Norfolk*, or of any Citizen or Citizens to ſerve in Parliament for the City and County of the City of *Norwich*, during ſuch Election, or on the Day before or Day after ſuch Election ſhall begin or be concluded; and that no Toll ſhall be demanded or taken for any Horſe, Mare, or Gelding, furniſhed by or for any Perſons belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exerciſe, provided that ſuch Perſons ſhall be dreſſed in the Uniform of their reſpective Corps, and have their Arms, Furniture, and Accoutrements, according to the Regulations provided for ſuch Corps reſpectively at the Time of claiming ſuch Exemption as aforeſaid; and if any Perſon or Perſons ſhall, in any fraudulent or colluſive Manner whatſoever, claim or take

take the Benefit of any of the Exemptions by this Act granted, not being entitled to the ſame, every ſuch Perſon ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Forty Shillings, One Moiety whereof ſhall go to the Informer and the other Moiety ſhall be applied to the Purpoſes of this Act.

Exempting Carriages conveying King's Stores, &c. from Penalties for Overweight.

IV. And be it further enacted, That no Perſon owning or driving, or cauſing to be driven, any Waggon, Wain, Cart, or other Carriage, provided for the Service of His Majeſty's Forces, or conveying any Ordnance, Barrack or Commiſſariat or other public Stores belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject to any Penalty or Forfeiture for Overweight, nor ſhall any ſuch Waggon, Wain, Cart, or other Carriage, be ſtopped or detained by reaſon of any Weight in any ſuch Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horſes or Oxen, but it ſhall be lawful for any Owner or Driver of any ſuch Waggon, Wain, Cart, or other Carriage, to put any Number of Horſes to any ſuch Waggon, Wain, Cart, or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this Act contained, to the contrary notwithſtanding.

Collectors of Tolls not to be deemed incompetent Witneſſes.

V. And be it further enacted, That in caſe any Diſpute, Suit or Litigation, ſhall ariſe touching or in anywiſe relating to the ſaid Tolls, or any of them, or to the Recovery of any of the Penalties by the ſaid recited Acts or this Act to be laid, or to the Execution of any of the Powers of the ſaid recited Acts or this Act, no Perſon or Perſons appointed to collect the ſaid Tolls, or any other Perſon or Perſons acting by or under the Authority of the ſaid Truſtees, ſhall be deemed to be incompetent to give Evidence in any ſuch Diſpute, Suit or Litigation, by reaſon of his or their being appointed to collect the ſaid Tolls.

Application of Money paid for Compenſation for Lands, &c. when amounting to or exceeding 200l.

VI. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Grounds, or other Hereditaments, purchaſed, taken, or uſed by virtue of the Powers of the ſaid recited Acts and this Act, for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, or Perſon or Perſons under any Diſability or Incapacity, ſuch Money ſhall, in caſe the ſame ſhall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Truſtees for executing the ſaid Acts and this Act, to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Grounds, or other Hereditaments, in the Purchaſe of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrances, or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Grounds or Hereditaments, or affecting other Lands, Grounds, or Hereditaments, ſtanding ſettled therewith, to the ſame or the like Uſes, Truſts, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other

other Lands, Grounds or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Lands, Grounds or other Hereditaments which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting, undetermined, and capable of taking Effect; and in the mean Time, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the ſaid Court of Chancery, upon Application thereto, be inveſted by the ſaid Accountant General in his Name, in the Purchaſe of Three Pounds *per Centum* Conſolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid by Order of the ſaid Court to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Grounds or other Hereditaments, ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

When leſs than 200 l. and exceeding 20 l.

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

When leſs than 20 l.

VIII. Provided alſo, and be it further enacted, That when ſuch Money ſo agreed or awarded to be paid as laſt before mentioned, ſhall be leſs than Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Grounds or Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of the ſaid Acts and this Act, in ſuch Manner as the ſaid Truſtees or any Five or more of them ſhall think fit; or in caſe of Infancy or Lunacy, then

to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

Where any Queſtion ſhall ariſe touching the Title to Money to be paid, the Perſon who ſhall be in Poſſeſſion at the Time of Purchaſe ſhall be deemed entitled thereto.

IX. And it be further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in purſuance of the ſaid recited Acts or this Act, for the Purchaſe of any Lands, Grounds or Hereditaments, or of any Eſtate, Right, or Intereſt in any Lands, Grounds, or Hereditaments to be purchaſed in purſuance thereof, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Grounds, or Hereditaments at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands, Grounds, or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Grounds or other Hereditaments, or to ſome Eſtate or Intereſt therein.

In caſe of not making out Titles;

or if Perſons cannot be found, Purchaſe Money to be paid into the Bank.

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

Subject to the Order of the Court of Chancery on Motion or Petition.

and

and ſpecifying for what and for whoſe Uſe the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums of Money into the Bank as aforeſaid.

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

XI. Provided alſo, and be it further enacted, That where by reaſon of any Diſability or Incapacity of the Perſon or Perſons or Corporation entitled to any Lands, Grounds or Hereditaments to be purchaſed under the Authority of the ſaid recited Acts or this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the Court of Chancery, and to be applied in the Purchaſe of other Lands, Grounds, or Hereditaments to be ſettled to the like Uſes in purſuance of the ſaid recited Acts or this Act, it ſhall be lawful for the ſaid Court of Chancery to order the Expences of all Purchaſes from Time to Time to be made in purſuance of the ſaid recited Acts or this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Truſtees or any Five or more of them, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Perſons chargeable to Statute Work to continue ſo.

Juſtices to determine Differences touching Statute Work.

XII. Provided always, and be it further enacted, That all Perſons who by Law are or ſhall be liable to do Statute Work, or are or ſhall be chargeable towards repairing and amending the ſaid Roads, ſhall ſtill remain liable thereto in like Manner as heretofore; and it ſhall and may be lawful to and for any One or more Juſtices of the Peace of the ſaid County of *Norfolk*, or City and County of the City of *Norwich*, in their reſpective Juriſdictions, and they are hereby required and empowered, upon Application made to them by the ſaid Truſtees, or by their Clerk or Surveyor, by their Order yearly to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Roads by the Inhabitants of the reſpective Pariſhes or Places in which the ſaid Roads do lie, and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh or Place, in lieu of and as a Compoſition for ſuch Statute Work as aforeſaid, ſhall be by him, her or them paid to the ſaid Truſtees, or to their Treaſurer; and in order thereunto it ſhall and may be lawful to and for ſuch Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh or Place, to bring in Liſts before ſuch Juſtices at ſome Place to be expreſſed in ſuch Summons (within Ten Days after the ſerving of ſuch Summons) of the Names of the ſeveral Perſons who within ſuch Pariſh or Place are by Law ſubject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Compoſition for ſuch Statute Work, diſtinguiſhing the Nature of the Work to be done, whether with Teams or Draughts, or otherwiſe, and alſo the Amount of the reſpective Sums to be paid; which Liſts of Names ſhall be made in ſuch Manner, and under ſuch Regulations and Reſtrictions as is, are, or may be directed, by any Law or Statute in Force and Effect for the Repairs of the public Highways; and out of ſuch Liſts the ſaid Juſtices ſhall and may allot, appoint, and order ſuch and ſo many of the Perſons who ſhall appear to be ſubject and liable to ſuch Statute Work asaforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Roads, as the ſaid Juſtices ſhall think reaſonable, and the ſame ſhall be done on ſuch Days and at ſuch Times (not being Hay-time or Harveſt) and in ſuch Parts of the ſaid Roads as the ſaid Truſtees, or their Surveyor or Surveyors, ſhall from

Time to Time order, direct, or appoint; and the ſaid Juſtices ſhall and may alſo order and direct the Perſons who by ſuch Liſts ſhall appear to be ſubject and liable to the Payment of any Money in lieu of or as a Compoſition for Statute Work as aforeſaid, to pay ſuch Proportion thereof as the ſaid Juſtices ſhall think proper, to the ſaid Truſtees or their Treaſurer, at ſuch Time or Times as they the ſaid Juſtices ſhall direct; and in Default of Payment thereof, the ſame ſhall and may be recovered by Diſtreſs and Sale of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in like Manner as any Penalty is by the ſaid recited Acts or this Act authorized or directed to be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid (after Notice in Writing given to or left for him, her, or them, at his, her, or their laſt or uſual Place or Places of Abode for that Purpoſe, by any Surveyor of the ſaid Truſtees) ſhall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts, to be provided by him, her, or them, be ſubject and liable to ſuch Pains, Penalties, and Forfeitures, as ſuch Perſon or Perſons may be ſubject or liable to by any Law or Statute in Force and Effect for the Repair of the public Highways; and if any Perſon who ſhall come to work as a Labourer, or ſhall be ſent with any Team or Draught to work on the ſaid Roads, ſhall be found idle or negligent by any Surveyor to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove and turn off the Perſon who ſhall be found idle or negligent as aforeſaid, and in that Caſe every ſuch Perſon ſhall be ſubject and liable to the reſpective Forfeitures and Payments aforeſaid, as if he had neglected or refuſed to come, or ſuch Team or Draught had not been ſent to work on any Part of the ſaid Roads; all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards the amending the ſaid Roads; and in caſe the ſaid Surveyor or Surveyors of the Highways for any of the ſaid Pariſhes or Places ſhall refuſe or wilfully neglect to give in ſuch Liſts as aforeſaid, or ſhall knowingly or wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings.

Truſtees may compound for Statute Work.

XIII. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees to compound and agree with any Perſon or Perſons, Bodies Politic or Corporate, for the Statute Work to be by them done on the ſaid Roads or any Part thereof, and alſo with the Inhabitants and Occupiers of Lands, Tenements, or Hereditaments, of and in all or any of the Pariſhes or Places in which the ſaid Roads are ſituate, for a certain Sum of Money, by the Year or otherwiſe, as the ſaid Truſtees ſhall think reaſonable, in lieu of the Whole or of any Part of the Statute or other Work to be by all or any of the ſaid Inhabitants and Occupiers done on the ſaid Roads, which Compoſition Money ſhall always be paid by the Surveyor or Surveyors of the Highways, or other Officer of the Pariſh, or by the Perſon or Perſons ſo compounding, to the Treaſurer of the ſaid Truſtees, in Advance, on or before the Tenth Day of *October* in each and every Year, or otherwiſe the Inhabitants and Occupiers of ſuch Pariſh or Place ſhall not be permitted to compound for that Year.

XIV. And

Power to detain Perſons guilty of Offences.

XIV. And whereas Perſons guilty of Offences againſt the ſaid recited Acts or this Act, may be tranſient Perſons unknown to the Collectors, Surveyors, or other Officers under this Act; be it therefore enacted, That it ſhall be lawful for the Surveyors or other Officers duly authorized by the Truſtees, to ſeize and detain any unknown Perſon or Perſons guilty of any Offence as aforeſaid, and to convey him, her, or them before One or more Juſtice or Juſtices of the Peace for the County where any ſuch Offence or Offences ſhall be committed, without any other Warrant or Authority than this Act for ſo doing.

XV. And for the more ſpeedy and eaſy Conviction of Offenders againſt the ſaid recited Acts and this Act, be it further enacted, That all and every Juſtice or Juſtices of the Peace, before whom any Perſon or Perſons ſhall be convicted of any Offence againſt the ſaid recited Acts or this Act, ſhall and may cauſe the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the like Effect; *videlicet*,

Form of Conviction.

County of } ‘ BE it remembered, That on the Day of
‘ in the Year
‘ of His Majeſty's Reign is convicted before
‘ of His Majeſty's Juſtices of the Peace, for the
‘ County of by virtue of an Act made in the
‘ Year of the Reign of His Majeſty King
‘ *George* the Third, intituled An Act [*Here ſet forth the Title of the Act,*
‘ *ſpecifying the Offence, and the Time and Place when and where the ſame*
‘ *was committed, as the Caſe ſhall be*]. Given under our Hands and Seals
‘ [*or*, my Hand and Seal, *as the Caſe may be*] the Day and Year firſt above
‘ written.’

Not to be quaſhed for Want of Form;

or removable by Certiorari.

And that no Objection ſhall be made, or Advantage taken for Want of Form in any ſuch Conviction, by any Perſon or Perſons whomſoever, and that no Proceeding to be had touching the Conviction of any Offender or Offenders againſt the ſaid recited Acts or this Act, ſhall be quaſhed or vacated for want of Form, or be removable by *Certiorari*, or any other Proceſs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter*.

For paying the Expences of the Act.

XVI. And be it further enacted, That the Coſts, Charges, and Expences, incident to and attending the paſſing of this Act, ſhall be paid by the ſaid Truſtees, or any Five or more of them, as ſoon as may be out of the Monies received, or to be received or borrowed by virtue of the ſaid recited Acts or this Act, in Preference to all other Payments whatſoever; and in caſe any Perſon or Perſons ſhall advance and pay any Money for the Expences of obtaining and paſſing this Act, ſuch Perſon and Perſons ſhall be repaid the ſame, together with lawful Intereſt thereon, from the Time of advancing the ſame.

Publick Act.

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

Term and Continuance of this Act.

XVIII. And be it further enacted, That the Term granted by the ſaid recited Acts ſhall, upon the paſſing of this Act, ceaſe and determine; and that the ſaid Acts (except ſuch Parts thereof as are hereby varied, altered, or repealed) and this Act ſhall from thenceforth continue and be in force and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

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