

ANNO VICESIMO SEXTO & VICESIMO SEPTIMO

VICTORIÆ REGINÆ.

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building the present Workhouse are charged by way of Mortgage on the Rates by the recited Act authorized: And whereas "The *Norwich* Small Tenements Act, 1847," is in force in *Norwich*: And whereas it is expedient that the recited Acts be repealed, and other Provision be made with respect to the Poor in *Norwich*, and in order thereto that all the Parishes, Hamlets, Precincts, Limits, and Liberties in *Norwich* be formed into One Union or Incorporation, and that Guardians of the Poor of *Norwich*, to be elected by Districts of the Union, be incorporated, and be authorized to put this Act in execution: And whereas it is expedient that, subject to the Provisions of this Act, the Act of the Session of the Fourth and Fifth Years of *William* the Fourth, Chapter Seventy-six, "for the Amendment and better Administration of the Law relating to the Poor in *England* and *Wales*," and all other General Statutes and Laws from Time to Time in force with respect to the Poor in *England*, be in force and executed in *Norwich*: And whereas the Objects of this Act cannot be attained 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,)

10 & 11 Vict. c. ccvi.

4 & 5 W. 4. c. 76.

Short Title.

1. This Act may for all Purposes be cited as "*Norwich* Poor Act, 1863."

Limits of Act.

2. The Limits of this Act comprise the several Parishes, Hamlets, Precincts, Limits, and Liberties within the City of *Norwich* and County of the same City (in this Act called *Norwich*), that is to say, the several Parishes of *Saint George of Tombland*, *Saint Helen*, *Saint Martin at Palace*, *Saint Michael at Plea*, *Saint Peter Hungate*, *Saint Peter per Mountergate*, *Saint Simon and Jude*, and *Saint Mary in the Marsh*, (conterminous with the Precincts of the Cathedral Church,) the Limits of the Palace of the Bishop of *Norwich*, the several Parishes of *Saint Andrew*, *Saint Gregory*, *Saint John of Maddermarket*, *Saint Lawrence*, *Saint Margaret*, *Saint Swithin*, *Saint Benedict*, and *Saint Giles*, the several Hamlets of *Earlham* and *Heigham*, the several Parishes of *Saint Peter of Mancroft*, *All Saints*, *Saint John of Timberhill*, and *Saint Stephen*, the Hamlet of *Eaton*, the Liberty called the *Town Close*, the several Parishes of *Saint Etheldred*, *Saint John of Sepulchre*, *Saint Julian*, *Saint Michael at Thorn*, and *Saint Peter of Southgate*, the several Hamlets of *Lakenham*, *Trowse Millgate*, *Carrow*, and *Bracondale*, the several Parishes of *Saint Clement*, *Saint Edmund*, *Saint James*, *Saint Paul*, and *Saint Saviour*, the several Hamlets of *Pockthorpe* and *Thorpe*, the several Parishes of *Saint Augustine*, *Saint George of Colegate*, *Saint Martin at Oak*, *Saint Mary at Coslany*, and *Saint Michael at Coslany*, and the Hamlet of *Hellesdon*.

3. For

Certain Hamlets herein named to be one Hamlet.

3. For the Purposes of this Act, the several Hamlets of *Trowse Millgate*, *Carrow*, and *Bracondale*, shall be considered to be One Hamlet.

Act to be in force in Norwich.

4. This Act may and shall be in force and put in execution for all the Purposes thereof in all Places in *Norwich*.

Norwich to be a Union for Relief of Poor.

5. From and after the passing of this Act, *Norwich* shall be by this Act formed into and shall constitute One Union, for all Purposes with respect to the Relief of the Poor in *Norwich*, and rating for the Relief of the Poor there, and all incidental Matters.

The Union divided into Sixteen Districts.

6. The Union shall for the Purposes of this Act be divided into Sixteen Districts; (that is to say,)

1. The First District, consisting of the several Parishes of *Saint Peter per Mountergate* and *Saint George of Tombland*:
2. The Second District, consisting of the Parish of *Saint Mary in the Marsh* (conterminous with the Precincts of the Cathedral Church), the Limits of the Palace of the Bishop of *Norwich*, and the several Parishes of *Saint Martin at Palace*, *Saint Helen*, and *Saint Michael at Plea*:
3. The Third District, consisting of the several Parishes of *Saint Peter Hungate*, *Saint Simon and Jude*, and *Saint Andrew*:
4. The Fourth District, consisting of the several Parishes of *Saint John of Maddermarket*, *Saint Gregory*, and *Saint Lawrence*:
5. The Fifth District, consisting of the several Parishes of *Saint Margaret*, *Saint Swithin*, *Saint Benedict*, and *Saint Giles*:
6. The Sixth District, consisting of that Part of the Hamlet of *Heigham* which lies Southward of the Centre Line of the Turnpike Road called *Earlham Road*:
7. The Seventh District, consisting of that Part of the Hamlet of *Heigham* which lies Northward of the Centre Line of the Turnpike Road called *Earlham Road*:
8. The Eighth District, consisting of the Parish of *Saint Peter of Mancroft*:
9. The Ninth District, consisting of the Parish of *Saint Stephen* and the Liberty of the *Town Close*:
10. The Tenth District, consisting of the several Hamlets of *Eaton*, *Earlham*, and *Hellesdon*:
11. The Eleventh District, consisting of the several Parishes of *Saint John of Sepulchre*, *Saint Michael at Thorn*, *Saint John of Timberhill*, and *All Saints*:
12. The Twelfth District, consisting of the Hamlets of *Trowse Millgate*, *Carrow*, and *Bracondale*, and the several Parishes of *Saint Peter of Southgate*, *Saint Julian*, and *Saint Etheldred*:

13. The

13. The Thirteenth District, consisting of the Hamlet of *Lakenham*:

14. The Fourteenth District, consisting of the several Hamlets of *Thorpe* and *Pockthorpe* and the several Parishes of *Saint Paul* and *Saint James:*

15. The Fifteenth District, consisting of the several Parishes of *Saint Saviour*, *Saint Clement*, *Saint Edmund*, and *Saint George of Colegate*:

16. The Sixteenth District, consisting of the several Parishes of *Saint Michael at Coslany*, *Saint Mary at Coslany*, *Saint Martin at Oak*, and *Saint Augustine*.

Meaning of "The General Poor Law."

7. The following Expression has in this Act the following Meaning, (that is to say,) "The General Poor Law" means and includes such of the Provisions of the Act of the Session of the Fourth and Fifth Years of *William* the Fourth, Chapter Seventy-six, for the Amendment and better Administration of the Laws relating to the Poor in *England* and *Wales*, and such of the General Statutes and Laws relating to the Poor in *England*, and such of the Orders of the Poor Law Commissioners and the Poor Law Board respectively, and such of the General Statutes and Laws relating to Parochial Assessments and Rates for the Relief of the Poor, as are respectively from Time to Time in force and applicable for the Relief of and all other Matters relating to the Poor in the Union, and for the other Purposes of this Act, and all incidental Matters.

Subject to Provisions of this Act, General Poor Law to be in force in the Union.

8. Subject to the Provisions of this Act, and except only as is by this Act otherwise expressly provided, the General Poor Law shall apply to the Union and the Relief of the Poor therein, and the raising and applying of Monies, and the several other Purposes of this Act, and all incidental Matters, and shall be put in execution and have Effect accordingly.

Act to be executed by a Board of Guardians.

9. This Act shall be executed, and, subject to the Provisions of this Act, the General Poor Law shall be administered in the Union by a Board of Guardians, who shall be elected and constituted in accordance with the Provisions of this Act, and subject thereto in accordance with the General Poor Law.

"The Guardians of the Poor of Norwich" incorporated for executing this Act.

10. The Board shall be One Body Corporate by the Name of "The Guardians of the Poor of the *Norwich* Incorporation," and by that Name shall have perpetual Succession and a Common Seal, and may sue and be sued, and may take, hold, and dispose of Lands and other Property for the Purposes but subject to the Restrictions, of this Act, and may and shall put this Act in all respects in execution.

11. In

Board to be the Guardians of Poor of the Union.

11. In accordance with the Provisions of this Act, the Board shall be the Guardians of the Poor of the Union, for the Execution of the Laws from Time to Time in force in the Union with respect to the Management and Relief of the Poor of the Union, and the determining of the Amount to be from Time to Time raised for the Purpose, and the ordering of the assessing and levying of the same, and the administering of the Relief, and the disbursing of Monies received for the Relief, and the performing with respect to the Union of all other Duties of Guardians of the Poor.

Board to have Powers of Churchwardens and Overseers as to Poor.

12. For the several Purposes for which the Guardians are by this Act incorporated, they shall have and may exercise the several Powers and Authorities with respect to the Poor of the Union which from Time to Time by Law may be had and exercised by Churchwardens and Overseers of the Poor; and in every Case in which any of those Powers or Authorities are exerciseable by Churchwardens or Overseers only as Individuals, the same may be exercised by the Board by such Persons as they from Time to Time appoint for the Purpose.

Board to have Powers of Guardians of a Union.

13. The Board, and the several Members thereof, and the Officers and Servants of and Persons appointed by the Board respectively, shall have and exercise and may enjoy the several Powers, Authorities, Discretions, Privileges, Indemnities, Immunities, and Exemptions whatsoever which by virtue of the General Poor Law may be had, exercised, and enjoyed respectively by the Guardians of a Union or Parish, collectively or individually, and the Officers and Servants of and Persons appointed by the Board respectively.

Numbers of Guardians for Districts.

14. The Board shall consist of Forty-two Guardians, who shall from Time to Time be elected in accordance with this Act for the Sixteen Districts of the Union as follows; (that is to say,)

(A.) For each of the First, Second, Third, Fourth, Fifth, Tenth, Eleventh, and Twelfth Districts, Two Guardians:

(B.) For each of the Sixth, Seventh, Ninth, Thirteenth, Fourteenth, Fifteenth, and Sixteenth Districts, Three Guardians;

(C.) For the Eighth District, Five Guardians.

There shall not be any *ex-officio* Guardian of the Union.

Hamlets of South and North Heigham to be distinct Hamlets for this Act.

15. That Part of the Hamlet of *Heigham* which forms the Sixth District shall be called the Hamlet of *South Heigham*, and that Part of the Hamlet of *Heigham* which forms the Seventh District shall be called the Hamlet of *North Heigham*, and each of those Districts shall for the Purposes of this Act be a separate and distinct Hamlet.

Places for Elections.

16. For the Purposes of Elections under this Act, the Board from Time to Time shall appoint convenient Places in the several Districts.

Church-wardens and Overseers of Heigham.

17. For the Purposes of this Act, the Churchwardens and Overseers of the Hamlet of *Heigham* shall act as the Churchwardens and Overseers of the Hamlet of *North Heigham*, and shall not act as Churchwardens or Overseers of the Hamlet of *South Heigham*.

Church-wardens and Overseers of the other Hamlets, &c.

18. For the Purposes of this Act, with respect to each of the following Hamlets and Liberty; (that is to say,)

(A.) The Hamlet of *South Heigham*:

(B.) The Liberty called the *Town Close*:

(C.) The Hamlets of *Trowse Millgate*, *Carrow*, and *Bracondale*:

(D.) The Hamlet of *Thorpe*:

(E.) The Hamlet of *Pockthorpe*:

(F.) The Hamlet of *Hellesdon*.

So long as there is no lawfully appointed Churchwarden or Overseer for the respective Hamlet or Liberty separate from any other Parish or Hamlet, the Board from Time to Time shall appoint Two competent and proper Persons resident within the respective Hamlet or Liberty, to be called "Special Overseers," and to perform and who shall perform with respect to the respective Hamlet or Liberty the Duties under this Act which, if that Hamlet or Liberty were One of the Parishes in the Union, would be incumbent on the Churchwardens and Overseers of that Parish.

Church-wardens and Overseers for Limits of Palace.

19. For the Purposes of this Act, with respect to the Limits of the Palace of the Bishop of *Norwich*, the same shall be deemed to be locally situate within the Parish of *Saint Mary in the Marsh*, and the Churchwardens and Overseers of that Parish shall perform with respect to those Limits the Duties under this Act which, if those Limits were One of the Parishes in the Union, would be incumbent on the Churchwardens and Overseers of that Parish.

Provisions of Act applicable to Persons to act as Churchwardens and Overseers.

20. The several Persons who from Time to Time are, in accordance with this Act, Special Overseers with respect to any Hamlet, Liberty, or Limits, shall be deemed to be for all Civil Purposes the Churchwardens and Overseers thereof, and the several Provisions of this Act with respect to Churchwardens and Overseers extend and apply accordingly to every such Person.

First and subsequent Elections of Guardians.

21. The First and subsequent Election of Guardians shall take place at the Times appointed and in manner prescribed by an Order in that Behalf of the Poor Law Board.

Qualifications for voting.

22. The following are the Qualifications for voting in the Election of Guardians; (that is to say,)

(A.) Occupiers of rateable Property who respectively are rated in respect thereof on a gross Assessment of Ten Pounds or upwards:

(B.) Owners

(B.) Owners of rateable Property who respectively are rated in respect thereof on a net Assessment of Ten Pounds or upwards:

Provided that where Two or more Persons are jointly rated One only of them shall be entitled to vote; and in every Case the rating shall have been in the then last Two Rates, each made at least Two Months before the Day of Election, and in respect of Property in the District in which the Person votes, and the Rates shall have been paid at least Fourteen clear Days before the Day of Election.

Scale of Votes.

23. At every Election of Guardians the Ratepayers voting shall have Votes in accordance with the following Scale; (that is to say,)

(A.) If rated at Ten Pounds and under Twenty-five Pounds, One Vote:

(B.) If rated at Twenty-five Pounds and under Fifty Pounds, Two Votes:

(C.) If rated at Fifty Pounds and under Seventy-five Pounds, Three Votes:

(D.) If rated at Seventy-five Pounds and under One hundred Pounds, Four Votes:

(E.) If rated at One hundred Pounds and under One hundred and fifty Pounds, Five Votes:

(F.) If rated at One hundred and fifty Pounds or upwards, Six Votes:

And no Ratepayer shall have at an Election of Guardians for any One and the same District more than Six Votes.

Votes on aggregate Ratings.

24. For the Purpose of ascertaining the Number of Votes to which any Person is entitled, the aggregate Amount of all his Ratings in the District shall be deemed One Rating only.

As to Nomination of Candidates.

25. For any Election of Guardians for any District any Person entitled to vote may nominate for the Office of Guardian himself (if qualified), or any other qualified Persons not exceeding the Number of Persons to be then elected Guardians for the District, and the Nomination shall be in Writing, and shall state the Christian Name and Surname of every Person nominated, with his respective Place of Abode and Description, and shall be signed by the Person nominating, and sent to the Clerk to the Board at least Two clear Days (*Sunday* excluded) before the Day of Election, and the Clerk shall, at least One clear Day (*Sunday* excluded) before the Day of Election, cause the Christian Name and Surname of every Person so nominated, with the Statement of his Place of Abode and Description, and the Name of the Person nominating him, to be printed, and placed on the Door of the Guildhall of the City of *Norwich*.

26. At

Election of Persons nominated.

26. At any Election of Guardians for any District—

1. If the Number of Persons so nominated exceed the Number to be elected, the Guardians to be elected shall be elected from the Persons so nominated, and from them only; and the Clerk to the Board shall, with the Names of the Persons nominated, publish the Place for the Election:
2. If the Number of Persons so nominated shall be the same as or less than the Number to be elected, the Persons so nominated shall be deemed to be elected:
3. If no Persons be so nominated, the Guardians in Office shall be deemed to be re-elected.

Nomination Papers.

27. Any Nomination Paper may be in the Form contained in the Schedule to this Act annexed, or to the like Effect; and the Clerk to the Board shall provide so many Nomination Papers as are requisite, and, at the Request of any Person entitled to nominate, shall fill up any Nomination Paper in due Form, provided that the Paper shall be signed by the Person nominating.

Penalty for forging Nomination Paper.

28. If before, pending, or after any Election of Guardians any Person wilfully fabricate, in whole or in part, alter, deface, destroy, abstract, or purloin, any Nomination Paper, after it is duly filled up, he shall for every such Offence be liable, on Conviction before Two Justices in Petty Sessions, to be imprisoned in the Common Gaol or House of Correction for a Term not exceeding Three Months, with or without Hard Labour.

As to Elections of Guardians in more than One District.

29. If at any Election of Guardians any Person be elected a Guardian in more than One District, he shall, within Three Days after Notice thereof, choose, or in his Default the presiding Chairman of the next Board Meeting shall declare, for which One of the Districts the Guardian shall serve, and he shall thereupon be held to be elected in that District only which he so chooses or the presiding Chairman so declares, and every Vacancy so occasioned shall be filled up by a new Election.

Personal voting.

30. No Person shall at any Election of Guardians under this Act vote by a Voting Paper or otherwise than in Person, provided that, except only as is by this Act otherwise expressly provided, the voting shall be in accordance with the General Poor Law.

Old Incorporation to make Provision for First Election of Guardians.

31. The old Incorporation shall, as if they were the Board, make all proper and sufficient Provision for the First Election of Guardians under this Act.

32. The

32. The First and subsequent Meetings of the Board shall be held at the Times and Places from Time to Time fixed by Order of the Poor Law Board. First and subsequent Meetings of Board.

33. The Quorum of a Board shall be Fourteen Guardians. Quorum of Board.

34. The Poor Law Board may from Time to Time empower the Board to appoint One or more Committees of themselves, to act in the Administration of Relief and of the other Powers hereby conferred upon the Board. Committees.

35. No Byelaw, Rule, or Regulation of the old Incorporation in force under this Act, and no Byelaw, Rule, Regulation, Order, or Resolution of the Board, shall be repealed, or altered by the Board, unless Notice of the proposed Repeal or Alteration be given and entered on the Minutes of the preceding General Board Meeting, and at least Two Thirds of the Guardians present at the General Board Meeting for which the Notice is given assent thereto. Repeal, &c., of Byelaws, &c.

36. Notwithstanding anything in this Act to the contrary, the old Incorporation may and shall put the first and secondly recited Acts in execution until the First Meeting of the Board under this Act. Execution of recited Acts till First Meeting of the Board.

37. So soon as the Business of the First Meeting of the Board under this Act commences, the first and secondly recited Acts shall be by this Act repealed, and the old Incorporation shall be by this Act dissolved, and shall wholly cease to exist. On First Meeting of Board recited Acts repealed, &c.

38. From and after the Repeal of the first and secondly recited Acts, and the Dissolution of the old Incorporation, and except only as is by this Act otherwise expressly provided, the Board shall, for all Purposes of this Act, with respect to the Lands, Buildings, Property, and Effects, Claims and Demands of the old Incorporation, and with respect to Rates made under the repealed Acts, and with respect to Officers of the old Incorporation appointed or employed in relation to the Property of the old Incorporation, and the Powers, Authorities, and Duties of the old Incorporation, and all Debts, Liabilities, and other Matters in any way relating to the Premises, represent the old Incorporation, as if the old Incorporation and the Board had originally been and had continued without Intermission to be one and the same Body Corporate, and the several Provisions of this Act shall be read and have effect accordingly. Board to represent old Incorporation.

39. On and after the Repeal and Dissolution, all the Workhouses, Buildings, Lands, Estates, Property, Monies, Choses in Action, Possibilities, Expectancies, Claims, and Demands whatsoever of or to which the old Incorporation by virtue of the repealed Acts or by any other Property of old Incorporation vested in Board.

Means whatsoever are immediately before the Time of the Repeal seised, possessed, or in any way entitled, at Law or in Equity, or otherwise howsoever, with the Appurtenances, are by this Act transferred to and vested in the Board, according to the Tenure, Nature, and Quality thereof respectively, but subject and without Prejudice to all Charges, Incumbrances, Claims, and Demands, if any, which at the Time of the Repeal affect the same or the old Incorporation in respect thereof, and the same are so vested in the Board for the Purposes and subject to the Provisions of this Act.

General Saving of Rights under repealed Acts.

40. Notwithstanding the Repeal and the Dissolution, and except only as is by this Act otherwise expressly provided, everything before the Repeal and Dissolution done, suffered, and confirmed respectively under or by the repealed Acts shall be as valid as if the Repeal and Dissolution had not happened, and the Repeal and the Dissolution and this Act respectively shall accordingly be subject and without Prejudice to everything so done, suffered, and confirmed respectively, and to all Rights, Liabilities, Claims, and Demands, both present and future, which if the Repeal and the Dissolution had not happened would be incident to and consequent on any and everything so done, suffered, and confirmed respectively, and with respect to all such Things so done, suffered, and confirmed respectively, and all such Rights, Liabilities, Claims, and Demands, the Board shall to all Intents represent the old Incorporation; provided that the Generality of this Provision shall not be restricted by any other of the Sections and Provisions of this Act.

Provisions of other Acts continued notwithstanding Repeals.

41. Notwithstanding the Repeal and the Dissolution, all the Provisions of any and every Act of Parliament (other than the repealed Acts) relating to the old Incorporation, and their Officers and Servants respectively, and immediately before the Repeal and the Dissolution in force, shall be of the like Force as if the Repeal and the Dissolution had not happened, and may be exercised, enforced, and enjoyed by and against the Board, as representing the old Incorporation, and their Officers and Servants respectively, accordingly.

Contracts, &c. preserved.

42. Notwithstanding the Repeal and the Dissolution, all Purchases, Sales, Conveyances, Securities, and Contracts before the Repeal and the Dissolution made under the repealed Acts, or with reference to any of the Purposes thereof, shall be as effectual, to all Intents, for, against, and with respect to the Board, as if the same had been made by, to, or with respect to the Board instead of the old Incorporation, and may be proceeded on and enforced in like Manner to all Intents as if the Board, instead of the old Incorporation, had been party or privy thereto or referred to therein.

Guarantees preserved.

43. Notwithstanding the Repeal and the Dissolution, all Guarantees and Engagements for Suretyship, and all Bonds and other Instruments for

for the Purpose, respectively given to and made and entered into with and for the old Incorporation, and immediately before the Repeal and the Dissolution in force, shall continue in force for and in favour of the Board as representing the old Incorporation, and shall have Effect and may be enforced, and all Proceedings thereon may be continued or taken, and all Damages or Costs thereunder may be recovered accordingly, as if the same respectively had only been given to and made and entered into with or for the Board.

Actions not to abate, &c.

44. Notwithstanding the Repeal and the Dissolution, any Action, Suit, Prosecution, or other Proceeding commenced either by or against the old Incorporation before the Repeal and the Dissolution, shall not abate or be discontinued or prejudicially affected by the Repeal or the Dissolution, but, on the contrary, shall continue and take effect, both in favour of and against the Board, in the same Manner to all Intents as in case the Repeal and the Dissolution had not happened the same might continue and take effect in favour of and against the old Incorporation.

Debts, &c., to be paid.

45. Notwithstanding the Repeal and the Dissolution, all Persons who immediately before the Repeal and the Dissolution owe any Money to the old Incorporation, or to any Person on their Behalf, shall pay the same, with all Interest (if any) due and payable or accruing for the same, to the Board, and all Monies which immediately before the Repeal and the Dissolution are owing by or recoverable from the old Incorporation, or for the Payment of which they are, or but for the Repeal and the Dissolution would be liable, shall be paid, with all Interest (if any) due and payable or accruing for the same, by or be recoverable from the Board.

Rates under repealed Act to be paid.

46. Notwithstanding the Repeal and the Dissolution, every Rate made before the Repeal and the Dissolution, at the Time of the Repeal and the Dissolution due and payable, or becoming due and payable, or ordered to be collected under the repealed Acts, shall continue to be or shall become and be due and payable, and may and shall be collected and levied, as if it were made under this Act, and shall be received and applied by the Board as if it were made under this Act.

Compositions for Rates continued.

47. Notwithstanding the Repeal and the Dissolution, all Compositions, Contracts, or Agreements before the Repeal and the Dissolution made under the repealed Acts with any Person for the Payment of any Rates, shall continue and be valid and effectual, and may be enforced by and against the Board.

Byelaws continued for Six Months.

48. Notwithstanding the Repeal and the Dissolution, all Byelaws, Rules, and Regulations of the old Incorporation immediately before the Repeal and the Dissolution in force shall, for the Purposes and subject to the Provisions of this Act, but (unless sooner re-enacted under this Act)

Act) not longer than Six Months after the First Meeting of the Board under this Act, continue of full Force, and the Byelaws may be enforced, and all Proceedings thereon may be continued or taken, and all Penalties thereunder may be recovered accordingly.

Books, &c. continued as Evidence.

49. Notwithstanding the Repeal and the Dissolution, all Documents, Books, and Writings by either of the repealed Acts directed or authorized to be kept, and which, if the Repeal and the Dissolution had not happened, would be receivable in Evidence, shall be admitted in Evidence in all Courts of Law and Equity and elsewhere accordingly.

Officers continued.

50. Notwithstanding the Repeal and the Dissolution, every Officer and Servant appointed by virtue of or acting under either of the repealed Acts shall hold and enjoy his Office and Employment, with the Salary thereunto annexed, and be deemed an Officer and Servant of the Board, until he be removed from his Office and Employment, and he shall have the like Power and Authority for the Purposes of this Act, and be subject to the like Power of Removal, Regulations, and Penalties, as if he were appointed under this Act.

Officers, &c. of old Incorporation, to pay Monies to Board.

51. Every Churchwarden or Overseer of the Poor, and every Treasurer, Clerk, Collector, and other Officer or Servant of the old Incorporation, who, at or after the Time of holding the First Meeting of the Board, has in his Custody or Power any Monies collected by virtue of either of the repealed Acts, shall within Seven Days thereafter pay the same to the Treasurer of the Board, or shall, when thereunto required by the Board, duly account to them for the same.

Persons having Rate Books, &c., to deliver same to Board.

52. Every Person who at the Time of holding the First Meeting of the Board has in his Custody or Power any Rate Books, closed, or in use, or in Preparation, or any other Books, Documents, Papers, or Writings belonging to the old Incorporation, or used for the Purposes of either of the repealed Acts, shall within Three Days after the Time of holding the First Meeting of the Board deliver the same to the Clerk to the Board, and the Property of and in all such Books, Accounts, Documents, Papers, and Writings is by this Act vested in the Board.

Relief of Poor in the Union to be borne by One Common Fund.

53. All the Expenditure from Time to Time for the Relief of the Poor in the several Parishes, Hamlets, Precincts, Limits, and Liberties within the Union, and all other the Expenditure of the Board, and the Costs, Charges, and Expenses of and incident to the Execution of this Act, and the Administration of the General Poor Law in the Union, shall be borne by one Common Fund, to which those Parishes, Hamlets, Precincts, Limits, and Liberties shall contribute in proportion to the yearly rateable Value of the Property in the same respectively which is from Time to Time by Law rateable to the Relief of the Poor.

54. The

The Board to defray their Expenditure out of the Common Fund.

54. The Board from Time to Time may and shall pay out of the Common Fund all the Expenditure, Charges, and Expenses which are to be so borne by the Common Fund, and all other Expenses payable by the Board by virtue of their Office.

Board to ascertain Sums to be raised for Relief of Poor in the Union.

55. The Board shall once in every Six Months, and more often if Occasion requires, at Meetings of the Board called and held for the Purpose, ascertain the Amount which they judge necessary to be raised for defraying the Expenditure, whether then already incurred or to be thereafter incurred, or both, for the Relief of the Poor of the several Parishes, Hamlets, Precincts, Limits, and Liberties within the Union, and for the other Purposes of this Act, and (from Inspection of former Rates or otherwise) what according to the rateable Value of all the rateable Property in each of those Parishes, Hamlets, Precincts, Limits, and Liberties is the Sum forming their due Proportion of the Amount so ascertained and to be raised.

Board to issue Precepts to Churchwardens and Overseers to assess Rates.

56. Within Seven Days after the Board ascertain the proportionate Sums to be so raised, they shall direct their Precept to the Churchwardens and Overseers of the Poor of each of the Parishes, Hamlets, Precincts, Limits, and Liberties within the Union, requiring them to assess and levy, by an equal Pound Rate on all the Occupiers of rateable Property and others liable to be rated within the respective Parish, Hamlet, Precinct, Limits, or Liberty, the proportionate Sum to be raised by the same Parish, Hamlet, Precinct, Limits, or Liberty.

The Churchwardens and Overseers to make and levy Rates.

57. Within Fourteen Days after the Receipt by them respectively of the Precept of the Board, the Churchwardens and Overseers of the respective Parish, Hamlet, Precinct, Limits, or Liberty within the Union, or major Part of them, shall make, as directed by the Board, a Rate and Assessment in accordance with the General Statute from Time to Time in force for regulating Parochial Assessments in the Union, on all Persons liable to be rated in respect of rateable Property within the respective Parish, Hamlet, Precinct, Limits, or Liberty, at an equal Pound Rate sufficient to raise the proportionate Sum specified in the Precept, and every such Rate and Assessment shall be allowed and published in Manner required by the General Poor Law in respect of a Poor Rate made by the Churchwardens and Overseers of any Parish not subject to the Provisions of this Act; and the Sums therein assessed shall be collected, levied, and recovered accordingly.

Fractions to be disregarded in rating.

58. In making Rates and Assessments under this Act, no Rate or Assessment shall be made in respect of any fractional Part of a Pound less than Five Shillings.

Collection of Arrears of Rates.

59. If and when the Board think fit they may appoint a Person to collect any Arrears of any Rates made or recoverable under this Act, and every Person so from Time to Time appointed shall have and may exercise the like Powers, Authorities, Rights, Remedies, and Immunities, and perform the like Duties, for and with respect to the demanding, recovering, and receiving of the Arrears, and the accounting for and paying over of the same, and all other the Purposes of his Appointment, and be subject to like Penalties for Neglects and Defaults, as if he were an Overseer, and the several Provisions of this Act with respect to Churchwardens and Overseers extend and apply accordingly to every Person so appointed.

Unoccupied Tenement to be described as "empty."

60. When any Tenement is unoccupied at the Time of making the Rate, it shall, unless the Owner be rated in respect thereof, be included in the Rate, and described as being "empty."

Rates made to have general Incidents of Poor Rates.

61. Subject to the Provisions of this Act, the Rates from Time to Time made under this Act shall have the like Incidents in all respects, and to all Intents and Purposes, as any Rates made in accordance with the General Poor Law.

Rates as collected to be paid to Treasurer of Board.

62. When the Churchwardens and Overseers of any Parish, Hamlet, Precinct, Limits, or Liberty within the Union collect any Rate or Part of a Rate made under this Act, they shall from Time to Time within Forty-eight Hours next after the Receipt thereof pay to the Treasurer of the Board the Monies which they so receive on account of the Rate, and shall have a Receipt from him on account of the same, which shall discharge them from the Monies therein expressed to be received.

Parishes to make good Losses by Insolvency, &c. of their Officers.

63. Every Parish, Hamlet, Precinct, Limits, or Liberty shall be liable to make good to the Common Fund all Losses accruing by the Insolvency or Fraud of any Churchwarden, Overseer of the Poor, Collector, or other Officer of the respective Parish, Hamlet, Precinct, Limits, or Liberty.

Deposit of Rates, &c. with Board.

64. A Duplicate of every Rate or Assessment made under this Act shall within Forty-eight Hours be deposited with the Clerk to the Board, who shall permit the Churchwardens and Overseers, and the Persons rated or assessed, or any Persons on their respective Behalf, to inspect the same, and take Copies or Extracts thereof, at all seasonable Times, paying One Shilling only for every Inspection; and the Clerk shall, on Demand, give Copies or Extracts of the same, on being paid One Shilling for every Twenty Names, and so in proportion for a less Number.

65. Where

Appeal against Proportion to be assessed on Parish, &c.

65. Where the Majority of the Inhabitants of any Parish, Hamlet, Precinct, Limits, or Liberty within the Union in Vestry assembled think the Parish, Hamlet, Precinct, Limits, or Liberty aggrieved by the proportionate Sum to be assessed thereon, and direct an Appeal to be made against the same, the Churchwardens and Overseers thereof, or the Majority of them, shall enter and prosecute an Appeal against the Assessment of the proportionate Sum, and the Appeal shall be made on such Notice and shall have such Incidents and Consequences as Appeals against Rates for the Relief of the Poor.

Rates to be paid while Appeal pending.

66. The Pendency of any Appeal against any Rate or Assessment made under this Act shall not prevent the levying by Distress or otherwise of the Rate appealed against; provided that the Monies so raised or levied shall be held by the Board to abide the event of the Appeal, and, if the Court determining the Appeal so order, shall, either in whole or in part, be repaid to the Persons who paid the same, or upon whom the same were levied; provided also, that in case any Rate on account of which any Monies are so paid or levied be wholly quashed, the Monies raised or levied by virtue thereof shall be taken as Payment on account of the then next effective Rate made under this Act on the same Parish, Hamlet, Precinct, Limits, or Liberty.

Penalties for Offences by Churchwardens and Overseers.

67. Every Churchwarden or Overseer of any Parish, Hamlet, Precinct, Limits, or Liberty within the Union, or any Collector of the Rates within the Union, or any Officer or Servant of the Board, or any Person liable to pay or account for any Money to the Board, who commits any of the following Offences, (that is to say,)

(A.) Who wilfully fails to make or join in making any Rate or Assessment in accordance with any Precept issued under this Act, or to cause the same to be allowed or published;

(B.) Who wilfully fails to collect or levy or cause to be collected or levied any Sum assessed in any Rate or Assessment under this Act;

(C.) Who wilfully fails to pay or account for any Sum so collected or levied to the Treasurer of the Board within the Time in that Behalf limited by this Act;

(D.) Who wilfully fails to deliver to the Board any Rate Book or Account by this Act required to be so delivered;

(E.) Who wilfully fails to pay or apply, as required by the Board, any Money applicable for any of the Purposes of this Act,

Shall for every such Offence (and in addition to any other Penalty or Punishment in that Behalf) forfeit not exceeding Fifty Pounds, to go to the Common Fund of the Union:

(F.) And every Person who wilfully fails, when thereunto required by the Board, to account, in Writing under his Hand, for the Receipt

Receipt and Payment of any such Money, and to deliver the Account, with proper and sufficient Vouchers, to the Board, may be imprisoned until he comply with the Requirement of the Board.

Owners of small Tenements to be rated.

68. The Owner of every Tenement in the Union not exceeding the gross yearly Rent or Value of Nine Pounds, whether let for a less Period than One Year or let in separate Apartments, and not the Occupier, shall be rated in respect thereof to the following Amount, and the Rate shall be paid whether the Tenement be occupied or not; (that is to say,)

(A.) If the gross yearly Rent or Value do not exceed Six Pounds, then at One Fourth thereof:

(B.) If the gross yearly Rent or Value exceed Six Pounds, then at One Third thereof.

Owners not to be rated in respect of Places of Business.

69. Provided, That the Owner instead of the Occupier shall not be so rated unless the Tenement be occupied as a Dwelling only, and not as a Place of Business.

Distress on Owner, &c. for Rates payable by Owner.

70. On Nonpayment of the Rates payable by any Owner, the same may be levied by Distress and Sale of the Goods and Chattels of the Owner wheresoever found, or of the Occupiers of the Tenement found therein.

Limit of Distress on Occupiers.

71. Provided, That the Goods and Chattels of any such Occupier shall be liable to be distrained and sold for Payment of such only of the Rates as become due in respect of the Tenement during his Occupancy thereof.

Occupier not liable to pay Rates beyond Rent due.

72. Provided, That no such Occupier shall at any Time be liable to pay any greater Sum for or towards the Rates than the Amount of the Rent actually due or payable by the Occupier to the Owner of the Tenement so occupied.

Payment by Occupier to discharge so much of Rent.

73. Every such Occupier who pays any such Rate, or on whom it is levied, may from Time to Time, unless there be an Agreement between Landlord and Tenant to the contrary, deduct the Amount thereof from the Rent due and payable from him to his Landlord of the Tenement, and the Receipt for the Payment shall be a sufficient Discharge to the Occupier for so much of his Rent, and to his Landlord for so much of the Rates.

Persons receiving Rents to be rated as Owners or Landlords.

74. The Person from Time to Time receiving or authorized to receive, otherwise than as an Agent or Collector, or claiming to be entitled to the Rents of any Tenement immediately from the Occupier thereof, shall be rated in respect of the Tenement as the Owner or Landlord thereof, and shall

shall continue to be rated, notwithstanding he has ceased to be Owner or Landlord, unless and until some other Person be rated in respect of the Tenement.

Where Name of Owner or Landlord not known he may be rated as "the Landlord."

75. Where the Name of any Owner or Landlord liable to be rated under this Act is not known to the Churchwardens or Overseers, it shall be sufficient to rate the Owner or Landlord in the Rate Book as the Owner or Landlord of the Tenement to be rated, by Designation of "the Owner" or "the Landlord," without stating his Name.

Property in Occupation of Corporation and Board exempt from Rates.

76. All public Buildings within the Union which are in the actual Occupation of the Mayor, Aldermen, and Citizens of the City of *Norwich* or of the Board shall while so occupied be exempt from Poor Rates.

"Churchwardens and Overseers" to mean "Overseers" where no Churchwarden.

77. Where any Parish, Hamlet, Precinct, Limits, or Liberty within the Union has Overseers but no Churchwarden, the Overseers of the respective Parish, Hamlet, Precinct, Limits, or Liberty shall discharge all the Duties of Churchwardens and Overseers under this Act.

Recovery of Rates and Penalties under Act.

78. All Rates from Time to Time made under this Act, and from Time to Time wholly or partly in arrear, and all Monies in the Hands of any Person liable to pay the same to the Board or to their Treasurer, or in accordance with any Order of the Board, and all Penalties imposed by this Act, may be recovered by summary Proceeding before any Justice in manner provided by the Act of the Session of the Eleventh and Twelfth Years of Her Majesty, Chapter Forty-three, to facilitate the Performance of the Duties of Justices of the Peace out of Sessions within *England* and *Wales*, with respect to summary Convictions and Orders; and the Remedies under this Act for the Recovery of Rates and Penalties are cumulative.

Complaints, Summons, and Warrant to contain all Rates in arrear.

79. Every Complaint, Summons and Warrant of Distress for Non-payment of any Rate or other Money may contain all the Rates in arrear, or Monies due from every Person named therein, and may include in the Body thereof or in a Schedule thereto any Number of Names and Sums.

Constables to assist in making Distresses.

80. Where a Distress is by this Act authorized to be made, if any Police Constable or Peace Officer, being called upon by the Churchwardens or Overseers, or by any Person authorized by the Warrant, wilfully fails without reasonable Cause to aid and assist in making the Distress and Sale, every such Constable or Peace Officer so offending shall for every such Offence forfeit not exceeding Forty Shillings.

Rates may be recovered in County Court.

81. Without Prejudice to any other Rights or Remedies for the Recovery of the Rates, the Amount of any Rate, if and when the Board so fit think and appoint, may be recovered by the Overseers or Collectors in the County Court, or in any other Court of competent Jurisdiction. The Expression "Court of competent Jurisdiction," or any other like Expression in this Act, shall be read and have Effect as if the Debt or Demand with respect to which the Expression is used were a common Simple Contract Debt, and not a Debt or Demand created by Statute.

Notices.

82. Every Notice for the Purposes of this Act may be delivered by sending it as a Letter, properly addressed, through the Post Office; and every Notice to the Board for any of the Purposes of this Act may be served on the Board by delivering it to the Clerk or for the Board at his Office.

Assessment of Local Rates in Norwich.

83. The Persons from Time to Time authorized by Law to make and assess any local Rates in *Norwich* (except only Rates made by the Local Board of Health for the District of *Norwich*) shall make and assess the same upon the same Persons, and upon the same Amount or Proportion of yearly Rent or Value, as the Rates under this Act, and not otherwise; and every such Person shall have and may exercise the like Powers, Authorities, Rights, and Remedies for and with respect to the collecting and recovering of the several local Rates so made and assessed as under this Act Churchwardens and Overseers have for collecting and recovering Rates under this Act; and the several Powers and Provisions of this Act with respect to Rates for the Relief of the Poor extend and apply accordingly to all local Rates to be so made and assessed.

Powers of Poor Law Board.

84. Nothing in this Act shall take away, restrict, control, or interfere with any of the Powers which immediately before the passing of this Act were possessed by the Poor Law Board, or affect any Order theretofore issued by the Poor Law Commissioners or the Poor Law Board to the old Incorporation, and then in force, and (subject to the Provisions of this Act) the Poor Law Board from Time to Time may make such Orders for facilitating the Execution of this Act as they think fit.

Provision for Pauper Lunatics.

85. Whereas by reason of a Doubt which was raised whether, upon the true Construction of the One hundred and thirty-second Section of the "Lunatic Asylums Act, 1853," the City of *Norwich* and County of the same City was to be considered as a County or a Borough for the Purposes of that Act, the Council of the City and County of the same did not exercise the Option given to the Councils of Boroughs by the One hundred and twenty-ninth Section of the Act: And whereas by Section Forty-eight of the "Lunacy Acts Amendment Act, 1862," that Part of Section One hundred and thirty-two which created the Doubt has

has been repealed, and by reason of the Repeal the City and County of the same is subjected to all the Provisions of that Act of 1853 as if it had by that Act been declared to be a Borough for the Purposes thereof; but no Provision was thereby made for allowing to the Council the Option which but for the Doubt they might have exercised under the One hundred and twenty-ninth Section of the Act of 1853; and it is expedient to allow them the Option: Therefore, if the Council, within Six Months after the passing of this Act, give the Notice required by the One hundred and twenty-ninth Section of the Act of 1853, they shall be in the like Position, and shall be subject to the same Liabilities, and have and exercise all the same Duties, Powers, and Authorities, as are by that Act imposed and conferred upon and given to the Council of a Borough giving the Notice within Six Months after the passing of that Act.

Expenses of Act.

86. All the Costs, Charges, and Expenses of and incident to the preparing and applying for, obtaining, and passing of this Act shall be borne and paid by the Board.

SCHE-

SCHEDULE.

Form of Nomination Paper.

ELECTION OF GUARDIANS for the [*First*] District of the Norwich Union, to be held at [*the Vestry Room of the Parish of St. George of Tombland*], on [*Wednesday*] the [*14th*] Day of [*October*] A.D. [*1863*].

Christian Name and Surname of Person nominated.	Place of Abode of Person nominated.	Description of Person nominated.

I, being duly qualified to vote in the District aforesaid, nominate the above to be Guardians for the said District.

_____
_____ } Nominator.

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