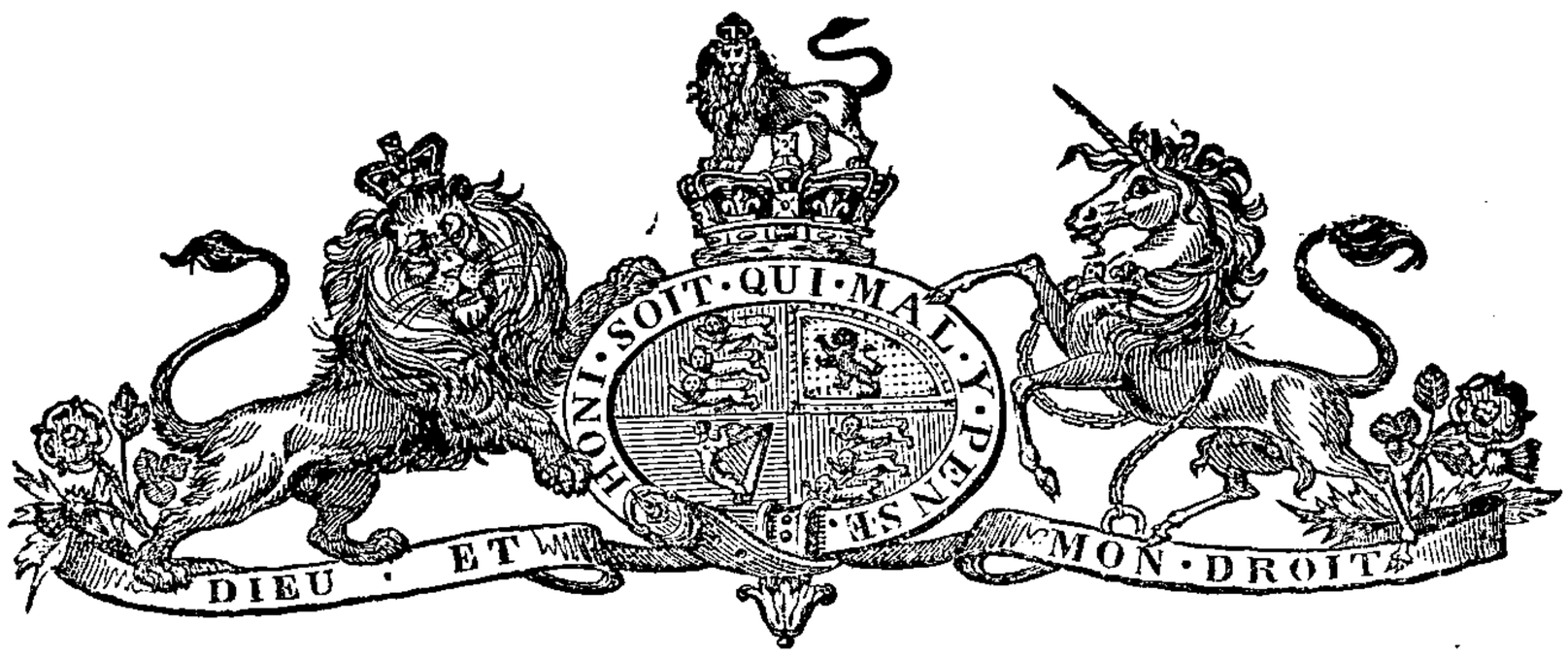


ANNO DECIMO QUINTO

VICTORIÆ REGINÆ.

***

same, and also for establishing, holding, and regulating a Market therein; but the same cannot be effected without the Aid and Authority of Parliament: And whereas Her Majesty is seised in right of Her Crown of the Manor or Lordship of *Englefield* in the said County of *Flint*, and Her Majesty claims to be entitled to the Soil of all Commons, Wastes, or Marshes within the same Manor or Lordship: And whereas Her Majesty in right of Her Royal Prerogative is or claims to be also seised of or entitled to the Sea Shore and the Shores of all Arms of the Sea and navigable Rivers below High-water Mark at ordinary Spring Tides which is or are adjacent to or within the said Manor or Lordship, and Her Majesty claims to be entitled in right of Her said Prerogative to all Lands embanked or reclaimed from such Sea Shore and Shores below the High-water Mark aforesaid: 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,

Short Title. I. That in citing this Act in other Acts of Parliament, and in legal Instruments and other Proceedings, it shall be sufficient to use the Expression "The *Rhyl* Improvement Act, 1852."

Limits of Act. II. That the Limits of this Act for Improvement Purposes shall comprise and include the whole of the Township of *Rhyl*, in the Parish of *Rhuddlan* in the County of *Flint*.

Power to erect Bound Stones, &c. III. That the Commissioners hereby incorporated may from Time to Time erect Bound Stones or Posts, for the better ascertaining and preserving the Limits of this Act.

10 & 11 Vict. c. 16. incorporated with this Act. IV. That "The Commissioners Clauses Act, 1847," (except so much of Section 21 as relates to the giving Notice by Advertisement of the Annual Meeting for Election of Commissioners,) shall be incorporated with and form Part of this Act.

Commissioners incorporated. V. That a Number of Persons, qualified in the Manner herein-after provided, shall be elected by the Owners of Property and Ratepayers within the Limits of this Act, to be Commissioners for the Purpose of carrying this Act into execution, such Number not to exceed Thirty at any One Time; and such Commissioners for the Time being shall be elected for the whole of the District comprised within the Limits of this Act, and shall be a Body Corporate by the Name of "The *Rhyl* Improvement Commissioners," and by that Name shall have perpetual Succession and a Common Seal, and shall have Power to sue and be sued, and to take, purchase, and hold, sell and convey, Lands, Tenements, Hereditaments, Goods, Chattels, and other Property, for any of the Purposes of this Act; and Documents, or Copies of

of Documents, purporting to proceed from the said Commissioners, and to be sealed or stamped with such Seal, shall be received as *primâ facie* Evidence in all Courts and Places whatsoever.

First Commissioners.

VI. That *William Shipley Conway* Esquire, *John Williams* Esquire, *John Sisson*, *John Churton*, *John Roberts*, *the Abbey*, *Thomas Hughes*, *Bodfor*, *John Williams* Ironmonger, *Robert Jones*, *Belvoir Hotel*, *Frederick Theed*, *Thomas Jones* Builder, *Robert Jones* Builder, *Samuel Edwardes* Solicitor, *Denbigh*, *David Williams* Postmaster, *William Morris* Builder, *Thomas Hughes* Esquire, *Morlan*, the Rev. *James R. Owen* Clerk, *Ellis Powell Jones* Druggist, *John Roberts*, Storehouse, *Jonah Lloyd*, *Thomas Roberts*, *Esplanade*, *Edward Hughes*, *Pontygwtta*, *Llewelyn Lodge*, *Price Jones*, *Stephen Stephen Davies*, *John Tarleton*, *John Roberts*, *Cambridge House*, *John Roberts*, *Brighton Cottage*, *Robert Hughes* Builder, and *John Hughes*, *Morfa Qwibir*, together with One other Person to be appointed by the Directors for the Time being of the *Chester and Holyhead* Railway Company within Three Months after the passing of this Act, or such of the said Commissioners as are duly qualified in manner herein-after provided, shall be the First Commissioners for carrying this Act into execution, and shall continue in Office until other Commissioners shall be elected in their Place in the Manner prescribed by "The Commissioners Clauses Act, 1847," incorporated herewith.

Qualification of Commissioners.

VII. That every Commissioner under this Act shall have the following Qualifications; (that is to say,) he shall be of the Age of Twenty-one Years, and either a Resident within the Limits of this Act, and liable to be rated under the Provisions of this Act for any Messuages, Lands, or Hereditaments within the Limits of this Act to the annual Value of Twenty Pounds or upwards, or he shall be seised or possessed (whether resident or not within the Limits of this Act), as Owner or Lessee, or be in the Enjoyment for his own Use, of the Rents and Profits of any Messuages, Lands, or Hereditaments within the Limits of this Act so liable to be rated as aforesaid of the annual Value of Thirty Pounds, for an original Estate, Term, or Period of not less than Fifty Years.

Power to any Company sufficiently rated to nominate a Commissioner.

VIII. That any Officer or other Person nominated by any Company or Corporation rated to the Rates to be made under the Provisions of this Act to the Amount of Twenty Pounds or upwards, owning Property liable to be rated to the Amount of Thirty Pounds within the Limits of this Act, shall be duly qualified to be appointed a Commissioner under this Act.

Qualification at Elections of Commissioners.

IX. And with reference to every Election of Commissioners, be it enacted, That every adult Male Owner of Property within the Limits of

of this Act, and every adult Male Person who and every Corporation or Company which shall be rated to the Rates to be made under the Provisions of this Act in respect of any Property within the Township of *Rhyl*, and who shall Seven Days at least before the Day of Election of the Commissioners have paid all the said Rates which shall have become payable by him or them in respect of such Property at any Time previously to the Commencement of the Third Month before such Election, shall be entitled to vote at every Election of Commissioners under this Act.

Voting by Corporation and Companies.

X. That any Corporation or Company by this Act authorized to vote at any Election of Commissioners shall for the Purposes of such voting be considered as One Owner, and shall vote by Proxy.

First Meeting of Commissioners, and subsequent Annual Meetings.

XI. That the Commissioners acting under the Powers of this Act shall hold their First General Meeting at some convenient Place within the said Town of *Rhyl* between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon on the First *Thursday* in the Month next following the passing of this Act, and shall then and there proceed to put this Act into execution; and every Annual Meeting for the Election of Commissioners shall take place on the Third *Thursday* in *July* in each succeeding Year.

General Power to Commissioners.

XII. That the Commissioners shall and may, subject to the Provisions of this Act and the Acts incorporated herewith, cause to be paved, drained, lighted, cleansed, watched, watered, and otherwise improved and regulated the Township of *Rhyl*, and shall and may do all Acts, Matters, and Things for promoting the Health, Comfort, and Convenience of the Inhabitants of the said Township as they may deem or consider necessary, and for that Purpose may exercise all the Powers vested in them by this Act and the Acts incorporated herewith.

Power to appoint One Person to fill the Offices of Clerk and Treasurer.

XIII. That nothing in this Act or the Acts incorporated herewith contained shall prevent the Commissioners appointing the same Person to fill the Offices of Clerk and Treasurer, if they shall deem it advisable so to do.

As to Entry upon Lands for the Purposes of this Act.

XIV. That in case it shall become necessary to enter, examine, or lay open Lands or Premises for the Purpose of making Plans, surveying, measuring, taking Levels, examining Works, ascertaining the Course of Sewers or Drains, or ascertaining or fixing Boundaries, and the Owner or Occupier of such Lands or Premises shall refuse to permit the same to be entered upon, examined, or laid open for the Purposes aforesaid or any of them, the Commissioners may, upon Notice to such Owner or Occupier, apply to Two Justices for an Order

Order to enter, examine, and lay open the said Lands and Premises, for the Purposes aforesaid or any of them; and if no sufficient Cause shall be shown against the same the said Justices may make an Order authorizing the same accordingly; and thereupon the Commissioners, or any of them, and any Person authorized by them, may at all reasonable Times between the Hours of Ten in the Forenoon and Four in the Afternoon enter, examine, and lay open the Lands or Premises mentioned in such Order, for such of the said Purposes as shall be specified in the said Order, without being subject to any Action or Molestation for so doing, and after such Examination the Commissioners shall cause the Ground to be closed; and if any Damage be done to the said Lands and Premises so entered upon Compensation shall be made to the Owners and Occupiers thereof in the Manner provided by "The Lands Clauses Consolidation Act, 1845:" Provided always, that, except in case of Emergency, no Entry shall be made or Works commenced under the Powers of this Enactment unless Twenty-four Hours at the least previously thereto Notice of the intended Entry and of the Object thereof be given to the Occupier of the Premises intended to be entered; and that no Entry shall be made upon any Lands belonging to Her Majesty without the Consent of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, which they and he are hereby authorized to give.

Except in case of Emergency no Entry to be made on Lands, &c. without Consent.

XV. That "The Towns Improvement Clauses Act, 1847," (except Section 6, with respect to the Appointment of an Inspector, and so much of Sections numbered respectively 7 and 12 as relate to Approval by One of Her Majesty's Principal Secretaries of State of the Appointment, Salary, or Removal of any Officer, and except the Provisions in respect to making and levying a general Sewers Rate, and so much of Section 121 as relates to the Approval by the Commissioners of Her Majesty's Woods and Forests, Land Revenues, Works, and Buildings, and as relates to the local Inquiry therein directed to be made,) shall be incorporated with and form Part of this Act.

10 & 11 Vict. c. 34. incorporated with this Act.

XVI. That it shall and may be lawful for the Commissioners from Time to Time to level and lay with Sods or Turf, or otherwise to improve and keep in good Order and Condition, and to protect from Encroachment or otherwise, so much of the Beach or Ground within the Limits of this Act as is already levelled, and forms a Frontage to the Houses and Lands facing the River or Sea, and to repair the Posts, Stiles, Fences, and Chains enclosing or bounding the same, and also, if they shall think proper so to do, to level and lay with Sods or Turf, or otherwise to improve and keep in good Order and Condition, and

Power to keep the Beach in good Order, &c.

protect from Encroachment or otherwise, any Part or Parts of the Beach or Ground within the Limits of this Act on either Side of that Part which is already levelled as aforesaid, and to enclose or bound the same with Fences of any Description, and to place convenient Gates, Stiles, or other Means of Approach thereto, and to keep the same in good Order, Repair, and Condition: Provided always, that nothing herein contained shall extend or be construed to divest any Ownership or affect any Rights or Easements of or belonging to Her Majesty, Her Heirs or Successors, or any other Person or Corporation, of, in, upon, or over the Soil or Surface of the said Beach or Ground or any Part thereof, or to empower the said Commissioners to control or in any way impede or interfere with the free Use, Enjoyment, and Disposal of the said Beach or Ground, or any Rights or Easements in or over the same, by the Queen's Majesty, Her Heirs and Successors, or other the Owner or Owners thereof respectively for the Time being, in such Manner as the same respectively might have been used, enjoyed, or disposed of in case this Act had not been passed.

Power to purchase Lands for opening new Streets.

XVII. That the Commissioners may agree with the Owners of any Lands within the Limits of this Act for the absolute Purchase thereof or of any Part thereof, for the Purpose of opening any new Streets or Passages, or making any other convenient Communications, or of straightening or diverting any existing Streets, Ways, or Passages.

Regulating Width of new Streets.

XVIII. That after the passing of this Act it shall not be lawful to form, set out, or build any new Street, Alley, Court, or public Passage within the Limits of this Act, unless the same, being a Carriage Road, shall be Thirty-six Feet wide in the narrowest Part thereof, or being a Foot Passage shall be at least Ten Feet wide in the narrowest Part thereof.

Owners of Courts and Passages to flag and drain same.

XIX. That the Owner of any Court or Passage, or any Part of any Court or Passage, within the Limits of this Act, not being a public Thoroughfare, shall, to the Satisfaction of the Commissioners, sufficiently flag such Court or Passage, or such Part thereof of which he shall be the Owner, and lay with Stone an overground Drain or Channel, at a proper Level, through, over, or along the same, or through, over, or along such Part thereof as the Commissioners may require, and keep the Flagging of such Court or Passage, or of such Part thereof as aforesaid, and also such Drain or Channel over the same, in good Repair, to the Satisfaction of the Commissioners; and the Owner of any such Court or Passage, or of any Part of any such Court or Passage, shall cause the Houses therein belonging to him to be sufficiently drained into an underground Sewer or Drain,

and

and so to be kept and continued to the Satisfaction of the Commissioners.

In case of Neglect of Owners, Commissioners may flag and drain Courts or Passages.

XX. That if the Owner of any Court or Passage shall not, within the Time and in such Manner as shall be directed by the Commissioners, flag the same, or shall not lay with Stone such Drain or Channel as herein-before mentioned, or shall not cause his Houses in any such Court or Passage to be sufficiently drained into an underground Sewer or Drain, or in case any Owner shall not flag and keep in order the Footway opposite his Property in any Street, to the Satisfaction of the Commissioners as aforesaid, then and in any such Case it shall be lawful for the Commissioners to flag such Court or Passage, or lay with Stone such Drain or Channel, or to cause such House to be sufficiently drained as aforesaid, or flag and keep in order such Footways to be made and kept as aforesaid; and the Costs, Charges, and Expenses thereof or incidental thereto which the Commissioners shall thereby sustain, incur, or pay shall be repaid to them by the Occupiers of such Houses, Courts, or Passages, and of the Houses or Lands abutting on such Footpaths; and such Costs, Charges, and Expenses shall be recoverable from such Occupiers respectively as provided in "The Towns Improvement Clauses Act, 1847," with respect to Private Improvement Expenses, or the same may be recoverable by Action of Debt in any Court of competent Jurisdiction.

Regulation as to Build of Houses in Courts.

XXI. That it shall not be lawful for any Person (except by the Consent of the Commissioners) to build any House in any Court the Passage or Entrance into which shall not be Four Feet wide at the least, and be open for the Space of Fifteen Feet at the least in Height from the Ground upwards from End to End, or to build Houses of more than Three Stories in Height, exclusive of Cellars, fronting on any Street, of less Width than Twelve Yards, to be made or laid out after the passing of this Act.

Owners of vacant Lands adjoining Streets to fence the same.

XXII. That the Owner of any vacant or unbuilt-on Land adjoining to any Street within the Limits of this Act shall, to the Satisfaction of the Commissioners, sufficiently fence off from the adjoining Street such Land, or such Part thereof whereof he shall be the Owner, with a good and substantial Fence of the Height of Four Feet at the least, and always afterwards keep such Fencing in good Repair, to the Satisfaction of the Commissioners; and every such Owner of vacant or unbuilt-on Land within the Limits of this Act shall lay down Sods or some other Material to prevent the Sand from blowing from off such vacant Land, to the Annoyance of the Neighbourhood; and if any such Owner of any such Land shall not sufficiently fence the same as aforesaid, or not keep the same Fencing in good Repair, to the Satisfaction of the Commissioners, or not use proper Means to prevent the drifting or blowing of the Sand from off his Land, within Fourteen

If they neglect Commissioners to execute Works at Expense of Owners.

Fourteen Days next after Notice in Writing for that Purpose from the Commissioners or their Surveyor shall have been given to such Owner, or left for him at his usual or last known Place of Abode in *England*, or in case such Owner shall be unknown or be out of *England*, upon or affixed to the Premises in respect of which the same shall be given, then and in any such Case it shall be lawful for the Commissioners to fence such Land, or such Part thereof as shall not have been so done pursuant to such Order, or to lay down Turf, Clay, or other Material, so as to prevent the Sand from drifting or blowing as aforesaid, and to charge such Owner with the Costs and Expenses thereof or incidental thereto; and all Costs, Charges, and Expenses which the Commissioners shall thereby sustain, incur, or pay, and shall so charge upon such Owner, shall, on Demand, be forthwith paid and refunded to the Commissioners 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 recoverable by Action in any Court of competent Jurisdiction.

No Room under any Privy to be let or occupied as a Dwelling House.

XXIII. That it shall not be lawful to let separately, except as a Warehouse or Storehouse, or suffer to be occupied as a Dwelling House, any Room or Building which, or any Part of which, is or shall be directly under any Privy or Cesspool, unless the same Privy or Cesspool is or shall be fitted up as a Watercloset, with an adequate and constant Supply of Water, to the Satisfaction of the Commissioners; and every Person who shall build any House contrary to this Provision, or who shall let separately (except as aforesaid), or who shall knowingly suffer to be occupied as a Dwelling House, any Room or Building within the Limits of this Act, contrary to this Provision, shall be liable to a Penalty not exceeding Forty Shillings, and a further Penalty not exceeding Ten Shillings for every Day during which such House shall continue contrary to this Provision, or such Room or Building shall be so occupied, after Conviction of the First Offence.

Power to make Sewers, &c.

XXIV. And whereas Plans and Sections of the intended Sewers, Tanks, Reservoirs, Approaches, and Works, and Duplicates thereof, together with Books of Reference to the said Plans, have been deposited with the Clerk of the Peace for the said County of *Flint:* Be it therefore enacted, That, subject to the Provisions in this and the Acts incorporated herewith contained, it shall be lawful for the said Commissioners to make and maintain the Sewers, Tanks, Reservoirs, Approaches, and Works, and all Conveniences connected therewith, in the Situation and upon the Lands delineated on the said Plans and described in the said Book of Reference, and to purchase, take, and use such of the said Lands as shall be necessary for such Purposes: Provided

Provided always, that nothing in this Act, or "The Lands Clauses Consolidation Act," incorporated herewith, contained, shall authorize the said Commissioners to take or use any Land for the Purposes of this Act belonging to Her Majesty, Her Heirs or Successors, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Lands Revenues, or One of them, or to take any Land for the Purposes of this Act, other than the Lands shown upon the said last-mentioned Plans and described in the said Book of Reference, without the Consent of the Owners, Lessees, and Occupiers thereof: Provided always, that nothing in this Act or the Acts incorporated herewith contained shall extend or be construed to extend so as to restrain the said Commissioners from extending their Main Sewers from Time to Time, whenever it shall be necessary for effectually draining the District, or any Part of the District, comprised within the Limits of this Act.

Power to erect public Urinals, &c.

XXV. That it shall be lawful for the Commissioners to provide and erect, and afterwards keep in good Order, such Urinals, Necessaries, and other similar Conveniences within the Limits of this Act, in such Situations as they shall deem proper, for the Accommodation of the Public, and to defray the Expenses thereof, and the Expense of keeping the same in good Order, out of any Monies to be raised by virtue of this Act.

Power to purchase or rent Land for depositing Materials.

XXVI. That it shall be lawful for the Commissioners to purchase or rent any Land, Building, or Premises, for procuring or depositing Stone, Gravel, or other Materials for any of the Purposes of this Act, from any Person willing to sell or let the same.

Power to take Materials for Roads, &c. from Lands, &c., making Compensation.

XXVII. That it shall be lawful for the Commissioners, or any Surveyor or other Person to be employed by them under an Order for that Purpose, to search for, dig, and carry away any Stones, Gravel, or other Materials fit for paving and covering the Pavements and pitching or repairing any Streets within the Limits of this Act, or for making any Roads authorized by this Act, in and from the Lands of any Person where the same may be had and found within the Limits of this Act (such Lands not being a Yard, Garden, Orchard, Park, Wood, Coppice, Nursery, or enclosed Ground planted with an Avenue of Trees for Ornament), they the Commissioners or other Persons filling up the Pits and levelling the Grounds from which such Materials shall be taken, and paying the respective Owners and Occupiers of such Lands reasonable Compensation for the cutting, digging, taking, and carrying away of such Materials, and for carrying the same over any enclosed Lands.

Materials not to be taken from Lands from without Order of Justice.

XXVIII. That it shall not be lawful for the Commissioners, or any Person acting under their Authority, to search for, dig, or carry away any Materials for the Purposes aforesaid out of or from any Land, until Ten clear Days Notice in Writing shall have been given to the Owner and Occupier thereof to appear before a Justice, to show Cause why such Materials should not be taken from such Lands; and in case such Owner or Occupier shall not attend pursuant to such Notice, or shall not show sufficient Cause why such Materials should not be taken from such Lands, it shall be lawful for such Justice to authorize such Person as the Commissioners shall appoint to dig and carry away such Materials at such Times as to such Justice shall seem fit.

of Owners of unproductive Property neglect to pay Costs, &c., the same may be let to defray Expenses.

XXIX. That if any House, Building, or Land abutting on any Street or Part of any Street, not being a Highway repairable by the Inhabitants at large, which or any Part of which shall have been levelled, formed, paved, or flagged by the Commissioners, or if any House or Building or any other Hereditaments in respect of which any Drain or other Work shall have been constructed, done, made, or remade by the Commissioners, and the Costs and Expenses of which are to be repaid to the Commissioners by the Owners thereof in manner provided by this Act or any Act incorporated herewith, shall be unoccupied or unproductive, and the Owner thereof shall for the Space of Two Years neglect or refuse to contribute and pay his Proportion of the Costs, Charges, and Expenses of levelling, making, paving, or flagging such Street, or the Costs of constructing, doing, making, or remaking such Drain or other Work, and the same shall not have been recovered from the Occupier thereof, it shall be lawful for the Commissioners, at or after the Expiration of Two Months Notice to that Effect affixed or placed on any such House, Building, or Land, to take possession of any such unoccupied or unproductive House, Building, or Land, and to fence off, and let the same or any Part thereof, by any Deed under their Common Seal, for such Term not exceeding Ten Years as shall be agreed upon between the intended Lessee thereof and the Commissioners, and to appoint some Person to deliver the Possession of such House, Building, or Land to such Lessee; and every such Lease shall effectually vest the legal Estate in possession of the House, Building, or Land comprised therein in the Lessee therein named, for the Term thereby expressed to be granted, and shall give such Lessee a good Title thereto against the Owner thereof; and the Rents of such House, Building, or Land shall be paid to the Commissioners, who shall thereout, in the first place, pay the Expenses of such fencing and letting, and in the next place pay the Sum due from such Owner for his Share of the Costs, Charges, and Expenses of levelling, making, paving, or flagging such Street, or constructing, doing, making, or remaking such Drain or other Work, and after Payment thereof

thereof shall retain the Surplus (if any) of such Monies for the Owner of such House, Building, or Land or his Assignees or other legal Representatives.

Owner of unoccupied House to pay Private Improvement Rate.

XXX. That whenever any Premises in respect of which any Private Improvement Rate is made become unoccupied before the Expiration of the Period for which the Rate was made, or before the same is fully paid off, such Rate shall become a Charge upon and be paid by the Owner of the Premises so long as the same continue to be unoccupied.

Power to purchase Houses, &c. for Erections, with Consent of Owners, &c.

XXXI. That it shall be lawful for the Commissioners and they are hereby empowered, with the Consent of the Persons owning the same, to agree with such Owners for the Purchase of and to purchase any Houses, Buildings, or Lands which they may require, for the Purpose of erecting and constructing any Gasworks, Waterworks, Market Places, Market Houses, Wells, Fountains, Reservoirs, Places of public Recreation, Slaughter-houses, Drains, Tanks, Offices, Watch-houses, Police Stations, Roads, Ways, or Streets, pursuant to this Act or any Act incorporated herewith, and for all other the Purposes of this Act, or for all or any of such Purposes, and all subsisting Leases in any such Houses, Buildings, or Lands, and all Rentcharges, Annuities, Mortgages, or Incumbrances affecting any such Houses, Buildings, or Lands, and all other Estates or Interests in such Houses, Buildings, or Lands, of what Kind soever, either for a Consideration in Money, or for a perpetual annual Rentcharge, or by way of Exchange for any other Lands or Hereditaments for the Time being vested in the Commissioners, and not required for the Purposes of this Act; and the Commissioners shall have full Power to sell and convey any Property that may become vested in them, but which may not afterwards be wanted by them.

8 & 9 Vict. c. 18. incorporated with this Act.

XXXII. That "The Lands Clauses Consolidation Act, 1845," shall (save so far as the same Act is expressly varied by this Act) be incorporated with and form Part of this Act, and shall be construed as if the Expression "the Commissioners" had been inserted therein, instead of the Expression "the Promoters of the Undertaking."

10 & 11 Vict. c. 15. incorporated with this Act.

XXXIII. That the Clauses of "The Gasworks Clauses Act, 1847," with respect to the Construction thereof and of any Act incorporated therewith, and with respect to the breaking up of Streets for the Purpose of laying Pipes, and with respect to the Provision for guarding against fouling Water or other Nuisance from the Gas, and 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, shall be incorporated with and form Part of this Act; and the

the Expression "the Undertakers" in the said "Gasworks Clauses Act, 1847," shall or may, in reference to this Act, mean any Person whom the Commissioners may contract with to supply any Gas within the Limits of this Act.

Power to Commissioners to manufacture Gas, and to provide Apparatus;

XXXIV. That it shall be lawful for the Commissioners to manufacture Gas, and to provide Gasometers and all Apparatus and Machinery necessary for the Purpose, and to purchase or rent any Land not exceeding Five Acres which may be necessary for the Establishment of Gasworks, and also to sell, dispose of, or manufacture the Refuse of any such Gas; and also, in like Manner, it shall be lawful for the Commissioners to contract for and purchase any Gasworks and Gas Apparatus within the Limits of this Act; and upon any Contract being made or entered into by the Commissioners with the Owner or Proprietor of any Gasworks or Gas Apparatus within the Limits of this Act, for the Purchase of any such Gasworks or Gas Apparatus, it shall be lawful for such Owner or Proprietor to sell and convey the same, and all their Right and Interest therein, to the Commissioners, for such Price or Consideration as shall be agreed upon for the Purchase of the same: Provided always, that before constructing any Buildings, Gasometers, Apparatus, or Machinery for the Purpose of manufacturing Gas, or renting or purchasing Land for the Establishment of Gasworks, as aforesaid, the said Commissioners shall give Notice in Writing to the Owner or One of the Owners of the Gasworks already established within the District comprised within the Limits of this Act, stating the Willingness of the Commissioners to purchase the existing Gasworks, Apparatus, Pipes, Machinery, and other Things belonging thereto; and it shall not be lawful for the said Commissioners to construct any Gasworks, Machinery, or Apparatus for the Manufacture of or to manufacture and supply Gas, if and so long as the Owners of such Gasworks shall be able and willing to sell and convey the same Gasworks, Apparatus, Pipes, Machinery, and other Things, upon such Terms and at such Price as shall be agreed between the Commissioners and the Owners or Company, or as, in case of Difference, shall be ascertained and settled in the Manner provided for by "The Lands Clauses Consolidation Act, 1845."

but not to do so without first giving Notice to Owners of Gasworks already established.

Lamps to be set up.

XXXV. That it shall be lawful for the Commissioners and they are hereby authorized and empowered from Time to Time to purchase such and so many Lamps, and such Lamp Irons and Lamp Posts, and all other Matters and Things for lighting such Lamps, either by Oil or Gas, as they shall judge necessary, and to cause such Lamps or any of them to be lighted, at such Seasons of the Year, on such Evenings, in such Manner, and at such Hours of the Evening, and also on the Mornings of Market Days, and to be kept burning for so many Hours, as shall to them the said Commissioners seem neces-

sary

sary or proper for the well and sufficient lighting of all or any of the said Streets within the Limits of this Act.

Commissioners to repair Damage done to Walls or Rails, by affixing or altering Lamp Irons.

XXXVI. That if any Injury or Damage shall be occasioned to any Rail, Palisado, Building, or Wall, by the affixing, setting up, taking down, altering, or removing any such Lamp or any Lamp Iron or other Fastener thereof, the Commissioners shall immediately cause the said Injury or Damage to be well and sufficiently repaired, out of the Money to be raised by virtue of this Act.

After Gasworks are established, 10 & 11 Vict. c. 15. to be incorporated with this Act.

XXXVII. That after any Gasworks within the Limits of this Act shall have been established or purchased by the Commissioners, "The Gasworks Clauses Act, 1847," shall be incorporated with and form Part of this Act, and shall be construed as if the Expression "the Commissioners" had been inserted therein instead of "the Undertakers."

Certain Parts of 10 & 11 Vict. c. 17. incorporated with this Act.

XXXVIII. That the Clauses of "The Waterworks Clauses Act 1847," with respect to the Construction of the Act, and any Act incorporated therewith, and with respect to the breaking up of Streets for the Purpose of laying Pipes, shall be incorporated with and form Part of this Act; and the Expression "the Undertakers" in the said "Waterworks Clauses Act, 1847," shall or may, in reference to this Act, mean any Person whom the Commissioners may contract with or employ to supply any Water within the Limits of this Act.

Power to Commissioners to provide Waterworks;

XXXIX. That it shall be lawful for the Commissioners to provide and establish any Waterworks, either within or beyond the Limits of this Act, and to purchase or rent any Land, either within or beyond the Limits of this Act, not exceeding Ten Acres, which may be necessary for the Purpose; and for the like Purpose it shall be lawful for the Commissioners to contract for and purchase from any Owner or Owners thereof any Brooks or Streams, or any Parts of any Brooks or Streams, within the Limits of this Act, or the Distance of Ten Miles from the external Boundaries of the same, and to use and appropriate the same when so purchased, and to sell and dispose of the Water, and also in like Manner it shall be lawful for the Commissioners to contract for and purchase any Waterworks, either within or beyond the Limits of this Act, and upon any Contract being made or entered into by the Commissioners with any Owners or Proprietors of any such Brooks or Streams, or any such Waterworks as aforesaid, for the Purchase thereof, it shall be lawful for such Owners or Proprietors to sell and convey the same, and all the Right and Interest therein, to the Commissioners, for such Price or Consideration as shall be agreed upon for the Purchase of the same: Provided always, that before constructing or laying down any Water-

but not to do so without

first giving Notice to Owners of Waterworks already established.

Waterworks, under the Powers of this Act, for the Purpose of supplying Water, or renting or purchasing Land necessary for the Establishment of Waterworks, as aforesaid, the said Commissioners shall give Notice in Writing to the Owner or One of the Owners of the Waterworks already established for supplying Water within the District comprised in the Limits of this Act, stating the Willingness of the Commissioners to purchase the existing Waterworks, Apparatus, Pipes, Machinery, and other Things belonging thereto; and it shall not be lawful for the said Commissioners to construct any Waterworks, Machinery, or Apparatus for the supplying of Water, if and so long as the Owners of such Waterworks shall be able and willing to sell and convey the same Waterworks, Apparatus, Pipes, Machinery, and other Things, upon such Terms and at such Price as shall be agreed upon between the Commissioners and the said Owners or Company, or as, in case of Difference, shall be ascertained and settled in the Manner provided for by "The Lands Clauses Consolidation Act 1845:" Provided always, that nothing in this Act or in the Acts incorporated herewith contained, shall prevent the Commissioners from constructing Waterworks, (although the Owners of the existing Waterworks may be ready to contract and sell their Waterworks for any Price,) if the Water obtained by means of the existing Waterworks be not pure and wholesome.

After Waterworks are established, 10 & 11 Vict. c. 17. to be incorporated with this Act.

XL. That after any Waterworks shall have been established or purchased by the Commissioners as aforesaid "The Waterworks Clauses Act, 1847," shall be incorporated with and form Part of this Act, and shall be construed as if the Expression "the Commissioners" had been inserted therein instead of the Expression "the Undertakers;" but the Commissioners shall not be required to supply Water to a Height of more than Thirty Feet above the Level of the High Street in the Town of *Rhyl*.

What shall be considered domestic Purposes.

XLI. That a Supply of Water for domestic Purposes shall not include a Supply of Water for Baths, Horses, Cattle, or for washing Carriages, or for any Trade or Business whatsoever.

The Piece of of Land set apart for Market Place vested in Commissioners.

XLII. And whereas there is a Piece of Land in the Centre of the Town of *Rhyl* measuring One Acre Statute Measure or thereabouts, which was set apart and awarded by *Walter Powell Jones* Esq., (the Commissioner appointed for allotting and awarding certain Lands in the Township of *Rhyl*, under an Agreement between all the Freeholders thereof,) as a public Market Place, and which said Piece of Land is delineated and coloured Blue upon a Map or Plan relating to this Act, and signed by the Honourable *Edward Mostyn Lloyd Mostyn*, and deposited or intended to be deposited with the Clerk of the Peace for the County of *Flint*: And whereas it is desirable that the said Piece

Piece of Land should belong to and become the Property of the Commissioners: Be it therefore enacted, That upon the passing of this Act such Piece or Plot of Land shall absolutely vest in the said Commissioners for the Purposes of this Act.

Power to provide Market Places, and maintain and improve them.

XLIII. That it shall be lawful for the Commissioners to build and provide upon the last-mentioned Piece of Land, and for ever after to maintain and improve as they shall think fit, a public Market Place or public Market Places, and Market House or Market Houses, for supplying the Inhabitants of *Rhyl* and the Neighbourhood with Provisions, Goods, Wares, Merchandise, and all such other marketable Commodities as the Commissioners shall from Time to Time see fit to allow to be brought and sold therein, together with all Rooms, Offices, Stalls, Standings, and other Conveniences and suitable Approaches which they shall think proper.

10 & 11 Vict. c. 14. incorporated with this Act.

XLIV. That "The Markets and Fairs Clauses Act, 1847," (except Section Fifty with respect to the Receipts and Expenditure of the Undertakers,) shall be incorporated with and form Part of this Act; and this Act shall be construed as if the Expression "the Commissioners" had been inserted therein instead of the Expression "the Undertakers."

Tolls specified in Schedule to be taken for the Market;

XLV. That after any such Market Place or Market House as aforesaid shall have been erected or otherwise provided by the Commissioners, and be opened for public Use, it shall be lawful for the Commissioners from Time to Time to demand and take from any Person occupying or using any Room, Office, Stall, Shed, or Stand in any such Market Place or in the public Streets, or bringing therein any Cattle, Animal, Provisions, or Things specified in the Schedule B. of Tolls to this Act annexed, such Stallages, Rents, and Tolls as the Commissioners or their Lessee shall from Time to Time appoint, not exceeding the several Stallages, Rents, and Tolls specified in the said Schedule.

for weighing and measuring;

XLVI. That it shall be lawful for the Person for the Time being appointed to attend the Weighing Houses or Places for weighing or measuring any Articles sold in any such Market or Markets as aforesaid by Weight or Measure from Time to Time to demand and take the several Tolls specified in that Behalf in the Schedule D. to this Act annexed.

and for weighing Carts.

XLVII. That it shall be lawful for the Person for the Time being appointed to attend the Machines for weighing Waggons, Carts, or Carriages to demand and receive from the Person requiring the same to be weighed such Tolls as the Commissioners may appoint, not exceeding

exceeding the Tolls specified in respect of the same in the Schedule E. annexed to this Act; and such Tolls shall be paid before any Waggon, Cart, or Carriage in respect of which the same are payable shall be weighed.

Power to let Market, &c.;

XLVIII. That it shall be lawful for the Commissioners from Time to Time to let such Market Place or Places, or Market House or Houses as aforesaid, or any Part of them respectively, and the said Weighing Houses or Places and Machines, or any of them, or the said Stallages, Rents, or Tolls, or any of them, for any Period not exceeding Three Years, upon such Terms as shall be agreed upon between the Commissioners and the Person to whom such Lease shall be made.

and Stalls, &c., for not exceeding Three Years.

XLIX. That it shall be lawful for the Commissioners to let any of the Stalls, Standing Places, Benches, or other Conveniences in any such Market Place or Places, or Market House or Houses, to any Person, for any Term not exceeding Three Years.

Power to Lessee to assign same, with Consent.

L. That it shall be lawful for the Lessee of any such Stall, Standing Place, or other Convenience, his Executors, Administrators, or Assigns, with Consent of the Commissioners, to assign the same for the Residue of his Term.

Penalty and Damage for Nuisances committed in the Market Place.

LI. That any Person who shall spoil, deface, or injure any Part of any such Market Place or Market House, or the Buildings, Fences, Stalls, or Standings thereof, or shall in any such Market Place or Market House cause any Obstruction or commit any Damage or Injury, shall forfeit for every such Offence any Sum not exceeding Five Pounds, and shall also pay such Sum of Money as the Justices before whom the Conviction for such Penalty shall take place shall think a reasonable Satisfaction for the Injury done by such Person.

Power to provide Slaughter-houses, and make Charges for using the same.

LII. That it shall be lawful for the Commissioners, at any Time and from Time to Time, to purchase or provide proper Buildings or Places, in such convenient Situation within the Limits of this Act as the Commissioners shall think proper, as or for Slaughter-houses, or for the slaughtering of Cattle, and to maintain the same, and to provide all proper Conveniences and Appurtenances connected therewith; and it shall be lawful for the said Commissioners to demand and receive from the Person using the said Slaughter-houses such Charges as the Commissioners may appoint, not exceeding the Charges specified in respect of the same in the Schedule C. annexed to this Act, and such Charges shall be paid before using the said Slaughter-houses.

LIII. That

LIII. That "The Town Police Clauses Act, 1847," shall be incorporated with and form Part of this Act. 10 & 11 Vict. c. 89.

LIV. That "The Cemeteries Clauses Act, 1847," shall be incorporated with and form Part of this Act, and shall be construed as if the Expression "the Commissioners" had been inserted therein, instead of the Expression "the Company." and c. 65. incorporated with this Act.

LV. That the Commissioners shall and may, subject to the Provisions in this Act and the Acts incorporated herewith contained, make and maintain Cemeteries in and upon the Land mentioned and described in that Behalf in Schedule (A.) to this Act annexed, which Land, with the Approaches thereto, are marked out and coloured Green on a Map or Plan relating to this Act signed by the Honourable *Edward Mostyn Lloyd Mostyn*, and deposited with the Clerk of the Peace for the said County of *Flint*; and the said Commissioners shall and may enter upon, take, and use such of the said Lands as shall be necessary for the Purpose of such Cemeteries and Approaches. Power to construct Cemeteries.

LVI. That, in addition to the Powers of Sale of exclusive Rights of Burial conferred by "The Cemeteries Clauses Act, 1847," it shall be lawful for the Commissioners to demand and take such Sum of Money as they shall from Time to Time think reasonable for the Right, Privilege, or Permission of single Interment, in any Vault, Catacomb, or other Place of Burial constructed by the Commissioners, or in the open Ground of such Cemetery; and such Sum of Money shall be recoverable by the Commissioners, or their Clerk or Collector, by Action in any Court of competent Jurisdiction: Provided always, that the Rate or Scale of Charge shall be the same in the consecrated and unconsecrated Parts of the Cemetery. Charges for Interments may be made.

LVII. That such Part of the Cemeteries authorized to be constructed by this Act as shall be approved by the Bishop of the Diocese for the Time being shall be set apart for Burial according to the Rites of the Established Church. Part of the Cemeteries to be set apart for the Established Church.

LVIII. That no Part of the Cemeteries authorized to be constructed by this Act shall be constructed within Three hundred Yards of any House of the annual Value of Fifty Pounds, or having a Plantation or ornamental Garden or Pleasure Ground occupied therewith, except with the Consent of the Owner, Lessee, and Occupier thereof, in Writing. Cemeteries not to be constructed within 300 Yards of certain Property.

LIX. That the Commissioners shall pay, in respect of every Corpse which shall be interred in the Part of the Cemeteries set apart for Reserving Rights of Incumbents.

for Burial according to the Rites of the Established Church, to the Incumbent of any Parish or Ecclesiastical District in which the said Person shall have died, the same Fees as such Incumbent would have been entitled to receive if such Corpse had been buried in the Parish or Ecclesiastical District of which he is the Incumbent, in respect of such Interment: Provided that no such Incumbent shall be entitled to receive any such Fees unless he shall (and for that Purpose he is hereby empowered so to do) perform or cause to be performed over such deceased Person, by some Clergyman of the Established Church whom he may from Time to Time appoint, the Burial Service according to the Rites of the Established Church: Provided also, that all Payments made by the Commissioners in respect of such Fees as aforesaid shall be considered as Payments made for maintaining the Cemetery.

Power to provide Premises for the Reception of the Dead previously to Interment.

LX. And for the Purpose of preventing the manifold Evils occasioned by the Retention of the Dead in the Dwellings of the Poor, be it enacted, That the Commissioners may, if they shall think fit, provide, fit up, and make Byelaws with respect to the Management and Charges for the Use of Rooms or Premises in which Corpses may be received, and decently and carefully kept, previous to Interment; and the said Commissioners may, upon proper Application, and subject to such Regulations and at such Rates and Charges as shall be prescribed by any such Byelaws, make all necessary Arrangements for the decent and economical Interment of any Corpse which may have been received into any Rooms or Premises so provided in pursuance of this Enactment.

Power to borrow on Mortgage.

LXI. That it shall be lawful for the Commissioners from Time to Time to borrow at Interest on Mortgage, on the Credit of the Rates or Assessments by this Act granted, any Sum of Money not exceeding the Sum of Seven thousand Pounds, and in the event of any Part of such Sum of Money being repaid by the Commissioners by any Means except the Sinking Fund herein provided, to reborrow the same, and so *toties quoties*, and so nevertheless that there shall not be owing on the Security aforesaid any more than the Sum of Seven thousand Pounds in the whole at any Time; and for securing the Repayment of the Monies so borrowed, with Interest, the Commissioners may assign over the said Rates, Assessments, Rents, and other Property, or such Part or Parts thereof, with such other Security as the Commissioners think proper, to the Person who shall advance or lend such Money, or his Trustee, as a Security for the Payment of the Money so to be borrowed, together with the Interest for the same.

Enforcing Payment of Arrears.

LXII. And in order to provide for the Recovery of the Arrears of Interest of any such Mortgage at the respective Times at which such Interest

Interest shall become due, be it enacted, That if such Interest or any Part thereof shall for Thirty Days after the same shall have become due, and Demand thereof shall have been made in Writing, remain unpaid, the Mortgagee may require the Appointment of a Receiver, by an Application to be made as herein-after provided.

Principal and Interest.

LXIII. And with respect to any Principal Money, be it enacted, That if such Principal Money and Interest be not paid within Six Months after the same shall have become payable, and after Demand thereof in Writing, the Mortgagee, if his Debt amount to the Sum of One thousand Pounds, may alone, or if his Debt does not amount to the Sum of One thousand Pounds he may, in conjunction with other Mortgagees whose Debts, being so in arrear, after Demand as aforesaid, shall, together with his, amount to the Sum of One thousand Pounds, require the Appointment of a Receiver, by an Application to be made in the Manner provided for by "The Commissioners Clauses Act, 1847."

Sinking Fund to be provided.

LXIV. That the Sum to be set apart and appropriated out of the Monies in the Hands of the Commissioners as a Sinking Fund, to be applied in paying off the Principal Monies which shall have been borrowed on Mortgage, shall be in each Year respectively not less than One Thirty-fifth Part of the Monies so borrowed.

Commissioners to ascertain the Sums necessary for lighting, paving, &c.

LXV. That the Commissioners shall, on some convenient Day in every Year, ascertain the respective Sums of Money necessary to be raised for the Payment of all Expenses of lighting, watching, draining, and regulating the Streets within the Limits of this Act, and of improving the same, and carrying the Purposes of this Act into execution, and of the Expenses of forming, paving, sewering, repairing, and maintaining the several Carriageways, Roads, and Streets within the Limits of this Act, or incidental thereto, and for the Payment of any Interest chargeable on the Rates and Assessment made by virtue of this Act, or for the Repayment of any Principal Monies which may be due on any Mortgages or other Securities as aforesaid, as to the Commissioners shall seem proper.

Power to Commissioners to levy Rates.

LXVI. That it shall be lawful for the Commissioners, once in every Year, or oftener if they think fit, to make One or more equal Rate or Rates, Assessment or Assessments, to be signed by Five of the Commissioners, upon all Land, Estates, and Property of every Sort, Kind, and Description for the Time being liable to be rated to the Relief of the Poor within the Limits of this Act, according to the annual Value of the same; but such Rates or Assessments shall not exceed in any One Year Two Shillings and Sixpence in the Pound for all the Purposes of this Act.

LXVII. That

Houses and Buildings to be rated at Rackrent, and Land at One Fourth of annual Value.

LXVII. That the Owners and Occupiers of Houses, Buildings, Court-yards, Yards, and Gardens, and all other Property, not being Arable, Meadow, or Pasture Land, or Woodlands, shall be rated at the full annual Value of the same; and that Owners and Occupiers of Arable Land, Meadow, Pasture Land, Woodlands, and all other Land, except as aforesaid, and also Owners and Occupiers of Tithe Rentcharges, or Compositions in lieu of Tithes, shall be rated at One Fourth of the full annual Value of the same.

Act not to prejudice the Rights of the Chester and Holyhead Railway Company.

LXVIII. And whereas the *Chester and Holyhead* Railway Company are Owners and Occupiers of Lands within the Limits of this Act which were purchased and are used for the Purposes of their Undertaking: Be it enacted, That nothing in this Act contained shall prejudice, lessen, or defeat the Rights or Interests of the said *Chester and Holyhead* Railway Company, otherwise than by this Act expressly provided; and that the said *Chester and Holyhead* Railway Company shall, in respect of the Railway, Works, and Property of the said Company within the Limits aforesaid, be rated as follows: The Line of Railway for rating Purposes shall be considered as agricultural, and shall be valued and rated in the same Manner and Proportion as the Land abutting on each Side of the Line within the Limits of the Act; and the Station, Buildings, and other Hereditaments shall be rated in the same Manner as other Houses, Buildings, and Hereditaments within the Limits of this Act are to be rated for the Purposes of the Act.

Not to interfere with the Works of the Chester and Holyhead Railway Company, without Consent.

LXIX. That nothing in this Act contained shall extend to authorize the said Commissioners to take or enter upon any of the Lands or Grounds now belonging to the *Chester and Holyhead* Railway Company, or which they are authorized to purchase, or to alter, vary, use, or interfere with their Railway or any of the Works thereof, without the Consent in Writing of the *Chester and Holyhead* Railway Company for that Purpose had and obtained.

Power to remit Rate on account of Poverty, &c.

LXX. Provided always, That it shall be lawful for the Commissioners, or any Two Justices in Petty Sessions assembled, to reduce or remit the Payment of any Rate on account of the Poverty or Sickness of any Person liable to Payment of the Rate.

Application of Rate.

LXXI. That the Money which shall arise from the said Rates, or which shall be raised on the Credit of the said Rates, or other Money to be received by the Commissioners under this Act or any Act incorporated herewith, shall be applied, after Payment of the Expenses of obtaining and passing this Act, first, in paying the Interest from Time to Time to become payable on any Money borrowed on Mortgage or otherwise under the Provisions of this Act; secondly, in setting

setting apart a Sinking Fund as herein-before provided; thirdly, in defraying the Expenses of paving, cleansing, watering, draining, lighting, and watching the said Streets within the Limits of this Act, and of improving the same, and carrying the several Purposes of this Act into execution; and fourthly, in paying off the Principal Sums borrowed on the Credit of the Rates.

Expenses of Act.

LXXII. That the Costs and Expenses of or incident to the obtaining and passing this Act shall be paid out of any Monies hereby authorized to be borrowed on Mortgage and raised by the Rates to be made as aforesaid, or which shall otherwise come into the Hands of the Commissioners by virtue of this Act.

Power to increase Rate by Consent of Ratepayers.

LXXIII. That if at any Time it shall appear that the said Sum of Two Shillings and Sixpence in the Pound is not sufficient for the Purposes of this Act it shall be lawful for the said Commissioners, with the Consent of Two Thirds (in Value) of the Ratepayers assessed to such Rates assembled at a Special Meeting to be called and held for the Purpose of increasing the Rates, at which Special Meeting it shall not be lawful for any Ratepayer who shall not have paid up all Rates due from him under this Act to attend and vote (provided such Rates shall have been lawfully demanded), to increase the said Rates so as the same shall not in any One Year exceed the Sum of Three Shillings and Sixpence in the Pound on such annual Value as aforesaid, and each Ratepayer shall be entitled to give as many Votes for or against increasing the Rates as he would be entitled to give in the Election of Commissioners: Provided always, that Notice of the Intention of the Commissioners to hold such Special Meeting, and to make any Increase of Rate, shall be given by posting Handbills on the Church Door and on some One or more of the Chapel Doors within the Limits of this Act, or otherwise as the Commissioners shall or may direct.

No Justice disqualified by reason of being a Ratepayer or a Commissioner.

LXXIV. That no Person, although liable to the Payment of any Money towards the Rates authorized to be raised under this Act, shall by reason thereof be disabled to act as a Justice in the Execution of the same; nor shall any Justice who shall be a Commissioner be disabled to act as such Justice by reason of his being such Commissioner; nor shall any Mortgagee of the Rates to be levied under this Act be disqualified as a Commissioner.

Service of Summons.

LXXV. That whenever it shall be necessary for the Recovery of any Rate or Proportion of a Rate made by virtue of this Act, or of any other of the Rates therein-before mentioned, to serve any Summons on any Person liable to the Payment thereof, such Summons may be left with some Inmate on the Premises in respect of which the Rate

shall have been made, or, in case there be no Inmate, it may be affixed on some conspicuous Part of the Premises or sent by Post to his usual Place of Abode, and the same shall be deemed a good Service of such Summons on the Person so liable.

Produce of superfluous Lands.

LXXVI. That all Monies which shall come to the Hands of the Commissioners in consequence of the Sale of any superfluous Lands under the Provisions of this and the said "Lands Clauses Consolidation Act, 1845," shall be added to the Sinking Fund by this Act required to be kept up.

Fines to be paid to Treasurer.

LXXVII. That all Fines, Penalties, and Forfeitures for any Offences under this Act, or under any Act incorporated herewith, shall be paid to the Treasurer of the Commissioners, to be by him carried to the Credit of the Commissioners, and applied by them for the Purposes of this Act.

Costs of Proceedings to be included in the Warrant.

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

Compensation in case of Damage by Commissioners.

LXXIX. That full Compensation shall be made out of the Rates to be levied under this Act to all Persons sustaining any Damage by reason of the Exercise of any of the Powers of this Act; and in case of Dispute as to Amount the same shall be settled by Arbitration in the Manner provided by "The Lands Clauses Consolidation Act, 1845," with respect to Disputes to be settled by Arbitration, or if the Compensation claimed do not exceed the Sum of Twenty Pounds the same may be ascertained by and recovered before Justices in a summary Manner.

General Saving of Rights.

LXXX. That nothing in this Act contained, either by way of Recital, Reference, or otherwise, shall in any Manner prejudice, lessen, defeat, or destroy the Rights and Interests vested in any Person or Corporation, or in the Trustees acting under the *Rhuddlan Marsh* Embankment Acts, otherwise than and except as is hereby enacted or provided.

Saving the Rights of the Crown.

LXXXI. Provided always, That nothing in this Act or in the Acts incorporated therewith, or in the Plans or Sections herein referred to, contained, shall extend to limit, defeat, annul, or in any Manner

Manner prejudice any Estate, Right, Title, or Interest vested in or belonging to Her Majesty, Her Heirs or Successors; and that it shall not be lawful for the said Commissioners to enter upon, use, or otherwise interfere with any Land, Soil, or other Hereditaments belonging to Her Majesty, Her Heirs and Successors, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, which they and he are and is hereby empowered to give.

Interpretation of Terms.

LXXXII. That in this Act the Word "House" and the Words "Dwelling House" shall include any Messuage, Tenement, Warehouse, Manufactory, Building, or other Inclosure.

SCHE-

SCHEDULE (A.)

LAND to be taken, situate within the Township of RHYL in the Parish of RHUDDLAN in the County of FLINT, for Cemetery Purposes.

Description.	Owner or reputed Owner.	Occupier.
A Field or Piece or Parcel of Land, bounded on the East by certain Lands belonging respectively to the Right Honourable the Viscount Fielding, Mary Ann Ratcliffe, and Robert Williamson, and to the Honourable Edward Mostyn Lloyd Mostyn, M.P.; on the West by Lands belonging respectively to the said Edward Mostyn Lloyd Mostyn, William Shipley Conwy, Esquire, the said John Owen, Miss Elizabeth Roberts, Edward Morris, Esquire, Thomas Thomas, the said Robert Owen and John Owen, and the said Viscount Fielding, Mary Ann Ratcliffe, and Robert Williamson; on the North by the Chester and Holyhead Railway Company's Line and Lands; and on the South by an Accommodation Road to Lands in the Neighbourhood -	Robert Owen and John Owen -	Phillip Ellis.
Garden Land, bounded on the East and South by Lands belonging to the said Robert Owen and John Owen; on the West by the Highway leading from Rhyl to Rhuddlan; and on the North by Land belonging to the said Viscount Fielding, Mary Ann Ratcliffe, and Robert Williamson	Robert Owen and John Owen -	John Jones and John Davies.

SCHEDULE (B.)

List of Tolls to be taken for the Market.

For every covered and uncovered Shed, Stall, Bulk, Block, Trestle, Standing Place, or Station used by any Person for exposing to Sale Flesh, Meat, Cheese, Bacon, pickled Pork, Fish, or any other live or dead Victuals, Fruit, Glass, Earthenware, or other Goods, Articles, Commodity, or Thing whatsoever, (except as herein otherwise specifically charged,) Tolls not exceeding the following per Day may be taken :—

	£	s.	d.
Not exceeding Forty-five Superficial Feet - - -	0	1	0
For every additional Superficial Foot - - - - -	0	0	0½

Carts.

For every Cart used by any Person for exposing or in which shall be exposed to Sale any Article, Commodity, or Thing, the following Tolls per Day :—

For every One-horse Cartload - - - - - -	0	0	9
For every Two-horse ditto - - - - - - -	0	1	0
Waggons used for the like Purpose, per Day - - -	0	1	9
For every Cartload drawn by any Animal (except a Horse)	0	0	6
For every Cartload drawn by Two or more Animals (except Horses) - - - - - - -	0	0	9

Butter.

For every Basket, Parcel, or Quantity of Butter, not exceeding Twelve Pounds Weight, per Day - - - -	0	0	1½
For each additional Six Pounds Weight, per Day - - -	0	0	1

Poultry and Pigs.

For Poultry (including Fowls, Chickens, and Ducks, Wild Fowls, Pigeons, and Rabbits) ; *videlicet*,

	£	s.	d.
Not exceeding Three Couple, per Day - - -	0	0	1
For each additional Three Couple, per Day - - -	0	0	1
For every Turkey or Goose, per Day - - -	0	0	1
For every Hog or Pig, per Day - - - -	0	0	3
For every Sucking Pig, per Day - - - -	0	0	1

Eggs.

For every Basket, Parcel, or Quantity of Eggs under Two Dozen -	0	0	1
For every additional Dozen - - - -	0	0	0½

General Tolls.

	£	s.	d.
For every Basket, Hamper, Parcel, or Quantity of any other Goods, Commodity, Article, or Thing exposed or offered for Sale there, not before specifically charged or enumerated, or falling within any of the preceding Heads; (that is to say,)			
Not containing more than One Bushel - - - -	0	0	1
Every additional Half Bushel - - - - -	0	0	0½

TOLLS TO BE TAKEN FOR THE CATTLE AND PRODUCE MARKETS.

For every Horse or Bull, the Sum of - - - - -	0	0	8
For every Colt, Cow, Ox, Stirk, Bullock, Ass, or Mule, the Sum of	0	0	4
For every Score of Calves, Sheep, Lambs, Pigs, or other Animals not herein-before specified (and so in proportion for a greater or less Number), the Sum of - - - - - -	0	1	3
For every Load of Hay or Straw, Green Clover, Vetches, or other Green Crop, the Sum of - - - - - -	0	0	6

TOLLS TO BE TAKEN FOR THE FAIRS.

For every Horse, Colt, Foal, Mule, or Ass, Bull, Ox, Cow, or Bullock, which shall be offered or exposed for Sale, the Sum of -	0	0	3
For every Score of Calves, Sheep, Lambs, Pigs, or other Animals, not being herein-before specified, which shall be offered or exposed for Sale, and so in proportion for a greater or less Number, the Sum of - - - - - - -	0	1	3
For every covered Stall, the Sum of - - - -	0	1	0
For every uncovered Stall, the Sum of - - -	0	0	11
For every Waggon, Cart, Gig, or other Carriage, which shall be offered or exposed for Sale, the Sum of - - -	0	2	6
For every Whirlabout, Up-and-down, Swing Boat, Merry-go-round, Set of Swing Boxes, or other Fair Amusement, or Article of the like Nature, Carriage or other Vehicle, being an Exhibition or Show, taking up Room in the Fair, each Day, per Superficial Square Yard, the Sum of - - - - - - -	0	0	1½
For every portable Show Box, or other Box or Article of the like Nature, each Day, the Sum of - - - -	0	0	1

SCHEDULE (C.)

SLAUGHTER-HOUSES.

For every, Bull, Ox, Cow, Bullock, Steer, or Heifer -	0	0	9
For every Calf - - - - -	0	0	6
For every Sheep or Lamb - - - -	0	0	3
For every Hog or Pig - - - - -	0	0	6
For every other Beast - - - - -	0	0	9

SCHEDULE (D.)

Weighing and Measuring.

	£	s.	d.
For weighing every Piece of Meat or Thing weighing not more than Twenty-eight Pounds Avoirdupois - - -	0	0	1
For weighing every Piece of Meat or Thing weighing more than Twenty-eight Pounds and not exceeding One hundred and twelve Pounds - - - - - -	0	0	2
And so in proportion for any greater or smaller Quantity than One hundred and twelve Pounds Weight over and above One hundred and twelve Pounds Weight.			
For measuring every Quantity of Goods and Things sold by Measure, not exceeding One Bushel - - - -	0	0	0½
For measuring every Quantity more than a Bushel and not exceeding Two Bushels - - - - -	0	0	1
And for every Bushel beyond Two Bushels - - -	0	0	0½

SCHEDULE (E.)

Weighing Machines.

	£	s.	d.
For weighing any Cart, Waggon, or other Carriage not exceeding One Ton - - - - - - -	0	0	6
And so in proportion for any greater or smaller Weight than One Ton.			

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1852.