ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 132.

An Act for enlarging and altering the Term and Powers of several Acts of Parliament for making a Road from *New Street, Southwark,* to the Places therein mentioned; and from *Free School Street, Southwark,* to *Dock Head* and *Lilliput Hall Bridge* in *Bermondsey;* and from the *Stones End* in *Kent Street, Southwark,* to *Dartford,* so far as respects the Road leading from the *Stones End* in *Bermondsey Street,* towards *Saint Thomas-a-Waterings;* and also for repairing and maintaining a certain Lane called *Long Lane,* in the Parish of *Bermondsey,* in the County of *Surrey.* [27th *July* 1803.]

WHEREAS by an Act passed in the Twenty-second Year of the Reign of His late Majesty King *George* the Second, intituled *An Act for making a new Road from the East End of* New Street, *in the Parish of* Saint John Southwark, *to and through the several Places therein mentioned, and for keeping the same in Repair for the future,* divers Persons are therein named and appointed Trustees for putting the 22 Geo. 2.

same into Execution, for the Term of Twenty-one Years from the First Day of *June* One thousand seven hundred and forty-nine: And whereas by an Act passed in the Seventh Year of the Reign of His present Ma-
7 Geo. 3. jesty, intituled *An Act for enlarging the Term and Powers granted by an Act passed in the Twenty-second Year of His late Majesty King* George *the Second, for opening and making a new Road from the East End of* New Street, *in the Parish of* Saint John Southwark, *to and through the several Places therein mentioned, and for keeping the said Road in Repair for the future; and for repairing several other Roads adjoining thereto*, the said former Act was continued: And whereas by an Act made in the Thirty-
31 Geo. 3. first Year of the Reign of His present Majesty, intituled *An Act for enlarging the Term, and for explaining, amending, and making more effectual the Powers of Two several Acts passed in the Twenty-second Year of the Reign of His late Majesty King* George *the Second, and the Seventh Year of His present Majesty, for making a new Road from* New Street *in the Parish of* Saint John Southwark, *to and through the several Places therein mentioned, and for keeping the same and several other Roads adjoining in Repair*, the Term of the said recited Acts was extended for Twenty-one Years, to commence on the First Day of *June* in the Year One thousand seven hundred and ninety-one, and from the Expiration thereof to the End of the then next Session of Parliament: And whereas by an Act passed in the Thirty-eighth Year of the Reign of His present Majesty, intituled
38 Geo. 3. *An Act for making a new Road or Street from* Free School Street Southwark, *to* Dock Head, *and from thence, through* Hickman's Court *otherwise* Rose Court, *to* Lilliput Hall Bridge *in* Bermondsey; *and for enlarging for the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term and Powers of Three Acts passed in the Twenty-second Year of His late Majesty King* George *the Second, and in the Seventh and Thirty-first Years of His present Majesty, for making a new Road from* New Street *in* Southwark *to and through the several Places therein mentioned, and for repairing the same and other Roads adjoining*, the Trustees appointed in pursuance of the above-recited Acts were empowered to design and make a spacious and convenient Road or Street, not less than Forty Feet in Breadth, from *Free School Street* in the Parish of *Saint John, Southwark*, aforesaid, through Part of *Three Oak Lane*, to *Dock Head* in the Parish of *Bermondsey* aforesaid, and from thence through *Hickman's Court* otherwise *Rose Court* to *Lilliput Hall Bridge* in *Bermondsey* aforesaid, in as straight a Line as conveniently might be; and for that Purpose to purchase the Houses, Lands, Grounds, Buildings, and Erections mentioned in the Schedule thereunto annexed: And whereas considerable Progress hath been made in opening and making the Road or Street from *Free School Street* aforesaid, but the same remains incomplete, for want of sufficient Funds to perfect the same: And whereas a considerable Sum of Money hath been borrowed for making, repairing, and amending the several Roads in the several before-mentioned Acts of Parliament mentioned, and the same is now due and owing upon the Credit of the Tolls and Duties granted by the said Acts: And whereas the several Sums of Money authorized to be collected by virtue of the said recited Acts are insufficient to repay the Monies borrowed on the Credit thereof, and the Charges and Expences of maintaining and keeping the said Roads in good Repair and Condition, and of carrying into Execution the said Act of the Thirty-eighth

Year of His Majesty's Reign: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the First Day of *September* in the Year of our Lord One thousand eight hundred and three, the Term and the several Tolls or Sums of Money granted and made payable by the above-mentioned Acts, before any Horse, Beast, or Carriage shall be permitted to pass at any of the Gates or Turnpikes erected and set up on any of the Roads, Streets, or Places therein mentioned, shall cease and be discontinued. Present Tolls to cease.

II. And be it enacted, That the several Tolls and Duties granted and made payable by this Act, and all and every the annual Payments, Powers, Clauses, Directions, Authorities, Exemptions, Provisions, Penalties, Matters, and Things in the said Act of the Thirty-eighth Year of the Reign of His present Majesty, or in any Act therein mentioned contained, except such Parts thereof as relate to Exemptions from Stamp Duties, and such Parts thereof as are varied, altered, or repealed, shall be as good, valid, and effectual, for carrying this Act and the said recited Acts into Execution, for and during the Term herein mentioned, as if the same were repeated and re-enacted by this present Act. The Tolls and Powers of former Acts to be valid and effectual during the Term of this Act.

III. And be it further enacted, That, from and after the First Day of *September* in the Year One thousand eight hundred and three it shall and may be lawful to and for the said Trustees, or any Five or more of them, to demand and take or cause to be demanded and taken at each and every of the Toll Gates or Turnpikes now erected or set up, or to be erected or set up in pursuance of the said several recited Acts or any of them, in, upon, or across the Roads or Ways, and at the Places mentioned and described in the said Acts, or any of them, by such Person or Persons as the said Trustees, or any Five or more of them shall by Writing, under their Hands, from Time to Time, for that Purpose appoint, before any Horse, Mare, Mule, Ass, or other Cattle shall be permitted to pass through such Gates or Turnpikes, or any of them, the respective Sums following; that is to say, New Tolls.

For every Horse, Mare, Gelding, or Beast drawing any Coach, Landau, Chariot, Calash, Chaise, Hearse, Chair, or other such like Carriage, (except Waggon, Wain, Cart, or Dray), Sixpence:

For every Horse, Mare, Gelding, Mule, or Beast of Draught drawing any Waggon, Wain, Cart, Dray, or such like Carriage, having the Fellies of the Wheels of the Breadth or Gauge of Nine Inches, Fourpence:

For every Horse, Mare, Gelding, Mule, or Beast of Draught drawing any Waggon, Wain, Cart, Dray, or such like Carriage, having the Fellies of the Wheels of the Breadth or Gauge of Six Inches, Eightpence:

For every Horse, Mare, Gelding, Mule, or Beast of Draught drawing any Waggon, Wain, Cart, Dray, or such like Carriage, having the Fellies of the Wheels of less Breadth or Gauge than Six Inches, if drawn by Two or more Horses, Mares, Geldings, or other Beasts of Draught, One Shilling; but in case such Waggon, Wain, Cart, Dray, or such like Carriage shall be drawn only by One Horse, Mare, Gelding, or other

other Beaſt of Draught, Sixpence for ſuch Horſe, Mare, Gelding, or other Beaſt:

For every Horſe, Mare, Gelding, Mule, or Aſs, not drawing, Threepence:

For every Ox, or other Neat Cattle, One Penny:

For every Calf, Hog, Wether, Sheep, or Lamb, One Farthing.

Tolls to be paid but once a Day.

IV. Provided always, and be it further enacted, That if any Perſon who ſhall have paid the Tolls or Duties hereby granted at any Turnpike, Bar, or Gate now or hereafter to be erected on any of the ſaid ſeveral Roads, Ways, or Places, or on the Sides thereof, or acroſs any Lane or Way leading into the ſame, for or in reſpect of any Horſe or Horſes, Beaſt or Beaſts, ſuch Perſon ſhall on the ſame Day (to be computed as after mentioned) be permitted to paſs and repaſs as often as ſuch Perſon ſhall think proper through the ſame Toll Gate or Turnpike, and through all or any other Toll Gate or Turnpike which ſhall be then ſtanding upon the ſaid Roads, Ways, or Places, or on the Sides thereof, for or in reſpect of the ſame Horſe or Horſes, Beaſt or Beaſts, for which ſuch Toll ſhall have been ſo paid; and that no Perſon paſſing any of the ſaid Toll Gates or Turnpikes with any Horſe or Horſes, or other Beaſt or Beaſts not drawing a Carriage, and paying the Toll for ſuch Horſe or Horſes, or other Beaſt or Beaſts, and returning the ſame Day (to be computed as after mentioned) with the ſame Horſe or Horſes, or other Beaſt or Beaſts, drawing a Carriage, ſhall be ſubject or liable to pay any greater Toll in reſpect of ſuch Horſe or Horſes, or other Beaſt or Beaſts drawing ſuch Carriage, than will, with what ſhall have been paid for ſuch Horſe or Horſes, or other Beaſt or Beaſts as aforeſaid, make up the complete Toll authorized to be collected for or in reſpect of ſuch Horſe or Horſes, or other Beaſt or Beaſts drawing ſuch Carriage or Carriages, by virtue of this Act, ſuch Perſons reſpectively producing a Note or Ticket denoting ſuch reſpective Payments; which Note or Ticket the ſaid Toll Collectors are hereby required on Demand to give *gratis* on Receipt of the Tolls.

Tolls may be reduced or altered by Truſtees.

V. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, or any Five or more of them, from Time to Time, and as often as they ſhall think proper, at any General Meeting, to leſſen, alter, or reduce all or any of the Tolls hereby made payable at any Turnpike, Bar, or Gate now or hereafter to be erected as aforeſaid, for ſuch Time as they ſhall think proper, by and with the Conſent or Conſents of the Perſon or Perſons entitled to Five-ſixths of the Money which may hereafter be borrowed on the Credit thereof, and to raiſe or reſtore again the Tolls ſo leſſened, altered, or reduced, or any Part thereof, ſo that the ſame do never exceed the Tolls hereby granted; and the Tolls ſo leſſened, altered, or reduced, or raiſed again, ſhall be collected or recovered in the ſame Manner, and be ſubject to the ſame Penalties on Non-payment or Evaſion of Payment, and to the like Rules and Regulations, as the Tolls hereby granted are directed to be collected or recovered, or are ſubject or liable to: Provided nevertheleſs, that ſo long as the Money heretofore borrowed, and now due and payable on the Credit of the ſaid recited Acts or any of them, ſhall not have been paid and diſcharged, the Tolls hereby granted ſhall not be leſſened or reduced to any lower Rate or Sum than the Rate or Sum at which the ſame were payable before the paſſing of this Act, without the Conſent or Conſents of the

the Perſon or Perſons entitled to Five-ſixths of the ſaid Money at any Time remaining due and owing thereon.

VI. And whereas by an Act paſſed in the Forty-ſecond Year of the Reign of His preſent Majeſty, intituled *An Act for repealing an Act paſſed in the Twenty-firſt Year of the Reign of His preſent Majeſty, for repairing the Roads leading from the* Stones End *in* Kent Street, *in the Pariſh of* Saint George, Southwark, *to* Dartford, *and other Roads therein mentioned, in the Counties of* Kent *and* Surrey, *and for more effectually repairing and improving the ſaid Roads, and for lighting and watching or guarding the ſame; and alſo for increaſing the Compoſitions payable in lieu of Statute Duty by the Pariſhes of* Eaſt Greenwich *and* Saint Paul, Deptford, *to the Treaſurer of the ſaid Roads*; it is enacted, that, from the Twenty-fourth Day of *June* One thouſand eight hundred and two, ſo much of the Piece or Branch of Road extending from the *Stones End* in *Bermondſey Street* to the Turnpike at *Saint Thomas-a-Watering*s, theretofore under the Care and Management of the Truſtees appointed by or in purſuance of the ſaid Act of the Twenty-firſt Year of His preſent Majeſty's Reign, as lies or is ſituate in the Pariſh of *Bermondſey* aforeſaid, ſhall be kept in Repair by the Truſtees for putting in Execution the ſaid Act of the Thirty-eighth Year of His preſent Majeſty's Reign, ſubject nevertheleſs to the Performance of Statute Work by the Perſons liable thereto, as therein mentioned: And whereas the ſeveral Sums of Money authorized to be collected by this Act will not be ſufficient to keep in Repair the ſaid Road, and the other Roads hereinbefore mentioned, and it will be convenient both to the Truſtees aforeſaid, and to the Inhabitants of *Bermondſey* aforeſaid, to compound for the Statute Work upon the ſame Road at and for the yearly Sum of Twenty Pounds; be it therefore enacted, That the ſaid Truſtees or any Five or more of them may and they are hereby authorized and empowered to erect, ſet up, and continue, or cauſe to be erected and ſet up and continued from Time to Time, One or more Gate or Gates, Bar or Bars, Turnpike or Turnpikes, as to them ſhall ſeem requiſite and expedient, in, upon, or acroſs any Part of the aforeſaid Road, from the *Stones End* in *Bermondſey Street*, hereinbefore mentioned and directed to be kept in Repair by them by or purſuant to the before-mentioned Act paſſed in the Forty-ſecond Year of the Reign of His preſent Majeſty, between the Southern End thereof and a certain Place called *Tuffnell's Corner*, or the Part of the Roads comprized in this Act, called the *Spa Road*; and alſo on or near the Sides of the ſaid Road, from the *Stones End* aforeſaid, and acroſs any Lane or Way leading into the ſame; and alſo by Means of Poſts or Rails to prevent the Paſſage by Horſes or Carriages to or from the ſaid Road into or through a certain Way on the Weſtern Side thereof, called or leading to the *Willow Walk*; and to erect or cauſe to be erected and continued a Toll Houſe adjoining or near the ſaid Gates, Bars, or Turnpikes, or ſuch of them as they ſhall think proper; and from and after the Firſt Day of *September* in the Year One thouſand eight hundred and three, to demand, receive, and take at ſuch Gates, Bars, or Turnpikes, by ſuch Collectors as the ſaid Truſtees or any Five or more of them ſhall by Writing under their Hands from Time to Time for that Purpoſe appoint, before any Horſe, Mare, Gelding, Mule, Aſs, or other Cattle be permitted to paſs through the ſame, or any of them, the Sums following; that is to ſay,

42 Geo. 3.

Turnpikes to be erected on the Stones End Road, and the Tolls thereat.

For every Horſe, Mare, Gelding, Mule, or Aſs, laden or unladen, drawing or nor drawing, Two-pence:

For every Ox, or other Neat Cattle, One Penny:

For every Calf, Hog, Wether, Sheep, or Lamb, One Farthing.

Tolls to be paid but once a Day on the Stones End Road.

VII. Provided alſo, and be it further enacted, That if any Perſon ſhall have paid the Tolls or Duties hereby granted at any Turnpike, Bar, or Gate now or hereafter to be erected on the ſaid Road leading from the *Stones End* in *Bermondſey Street*, or on the Sides thereof, for or in reſpect of any Horſe or Horſes, or other Beaſt or Beaſts, ſuch Perſons ſhall on the ſame Day (which Day ſhall be computed from Twelve of the Clock at Night preceding ſuch Payment, to Twelve of the Clock at Night ſucceeding the ſame) be permitted to paſs or repaſs as often as he or ſhe ſhall think proper through the ſame Toll Gate or Turnpike, and every other Toll Gate or Turnpike placed thereon, or on the Sides thereof, with the ſame Horſe or Horſes, or Beaſt or Beaſts, for which ſuch Toll ſhall have been paid, ſuch Perſons reſpectively producing a Note or Ticket denoting ſuch Payment, which Note or Ticket the Toll Collector is hereby required on Demand to give *gratis* on Receipt of the Toll.

Allowance for Statute Duty on the ſame.

VIII. And be it further enacted, That, in lieu of the Statute Work to be performed upon the ſaid Road leading from the *Stones End* in *Bermondſey Street* aforeſaid, the reſpective Surveyors of the Highways for the Time being in the ſaid Pariſh of *Bermondſey* ſhall, from and after the Twenty-ninth Day of *September* in the Year One thouſand eight hundred and three, yearly pay unto the Truſtees appointed for putting into Execution this and the ſaid Act of the Thirty-eighth Year of the Reign of His preſent Majeſty, and the ſeveral Acts therein mentioned, or to their Treaſurer or Treaſurers for the Time being, the Sum of Twenty Pounds, by Four equal Quarterly Payments, on the Twenty-fifth Day of *December*, the Twenty-fifth Day of *March*, the Twenty-fourth Day of *June*, and the Twenty-ninth Day of *September*, in every Year; the Firſt Payment thereof to be made on the Twenty-fifth Day of *December* One thouſand eight hundred and three.

Specification of the Commencement of the Stones End Road.

IX. And in order to prevent any Doubt or Queſtion which might otherwiſe ariſe reſpecting the Commencement of the ſaid Road from the *Stones End* in *Bermondſey Street* aforeſaid, be it enacted, That the ſaid Road ſhall at all Times hereafter be conſidered and be taken and adjudged to commence from the End or Termination of the Pavement at the South End of *Bermondſey Street*, in the ſaid Pariſh of *Bermondſey*, under the Cognizance and Juriſdiction of the Commiſſioners for paving the Eaſt Diviſion of the Borough of *Southwark*.

Tolls veſted in Truſtees, and to be recovered by the ſame Mode as in former Acts.

X. And be it further enacted, That the ſaid ſeveral and reſpective Sums of Money hereinbefore mentioned, and authorized to be demanded and taken at the ſeveral and reſpective Gates, Bars, or Turnpikes hereinbefore mentioned, ſhall be demanded and taken in the Name of and as and for a Toll and Duty, and the ſame ſhall be and are hereby veſted in the ſaid Truſtees, for the Uſes, Intents, and Purpoſes authorized and directed to be executed and performed by them, in and by the ſaid Five ſeveral recited Acts and this Act mentioned; and the ſaid Tolls and Duties ſhall and may be collected, diſtrained for, and recovered in

in the Manner the Tolls and Duties payable by the said Acts or any of them might have been collected, distrained for, and recovered, if the Payment thereof had not been hereby discontinued.

Penalties on evading Payment of Tolls.

XI. And be it further enacted, That if any Person shall pass with any Cattle or Carriage whatsoever through any Land, Ground, or Hereditaments, not being a public Highway, adjoining to or lying near any of the said Roads herein-before mentioned, or if any Occupier or Occupiers of any such Land, Ground, or Hereditaments, or any other Person or Persons, shall knowingly or wilfully permit or suffer any Person with any Cattle or Carriage to pass through the same, whereby the Payment of any of the said Tolls shall be evaded; or if any Person shall give to or receive from any Person, other than the Persons appointed to receive the said Tolls, any Note or Ticket, given by any of the Toll Collectors or Gatherers, denoting the Payment of the Toll, or shall forge or counterfeit any Note or Ticket, or make use of any forged or counterfeited Note or Ticket, knowing the same to have been forged or counterfeited, whereby the Payment of any of the said Tolls shall be evaded; or if any Person shall pass through any of the Toll Gates or Turnpikes herein-before mentioned with any Carriage, Horse, or other Cattle without Payment of the Tolls for the same, or shall take off or cause to be taken off any Horse or other Cattle from any Carriage, or shall leave or cause to be left upon or near any Part of the said Roads any Carriage, Horse, or other Cattle, or any Goods, with Intent to evade the Payment of the said Tolls or any of them, every Person offending in any of the Cases aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, nor less than Forty Shillings, whereof One Moiety shall be paid to the Informer or Informers for his or their own Use and Benefit, and the other Moiety shall be paid to the Treasurer for the Time being to the said Trustees, to be applied to the same Uses as the said Tolls and Duties are applicable to.

Tolls may be let by Trustees on Lease.

XII. And be it further enacted, That it shall and may be lawful for the said Trustees or any Five or more of them to let to farm or demise all or any of the Tolls granted by this Act, or any other Tolls payable to the said Trustees, for any Term of Years not exceeding Three Years, for such Consideration or Considerations, Rent or Rents, upon such Conditions, and under such Covenants, as the said Trustees or Five or more of them shall think fit; the said Trustees taking such Security from the Person or Persons to whom such Tolls or any of them shall be leased or demised, for Payment of such Rents, and Performance of such Conditions and Covenants, as they or any Five or more of them shall think fit.

Long Lane in bad State.

XIII. And whereas the Road or Street in the Parish of *Bermondsey* aforesaid, called *Long Lane*, is in a very bad State, and incommodious for Passengers, Horses, Carriages, and Cattle, and cannot be sufficiently amended by the ordinary Course of Law; and it would tend greatly to the Benefit, Convenience, and Safety, as well of the Inhabitants of the said Parish as of all other Persons resorting or travelling through the same, if the said Street or Road was repaired and amended under the Care and Management of the Trustees for putting into Execution this and the said Act of the Thirty-eighth Year of His present Majesty's Reign,

Long Lane placed under their Truſt.

Reign, and the ſeveral Acts therein mentioned; be it therefore enacted, That from and after the Firſt Day of *September* in the Year One thouſand eight hundred and three, the ſaid Street or Lane in the Pariſh of *Bermondſey* aforeſaid, called *Long Lane*, ſhall be repaired and kept in Repair by the Truſtees for putting into Execution this and the above-mentioned Acts of the Thirty-eighth Year of His preſent Majeſty's Reign, and the ſeveral Acts therein mentioned; and that all and every the Clauſes, Proviſions, Directions, Penalties, Matters, and Things contained in this or the ſaid Act of the Thirty-eighth Year of the Reign of His ſaid Majeſty, or in any Act therein mentioned, ſave and except ſuch Part or Parts of the ſame as are hereby varied, altered, or repealed, ſhall be and the ſame are hereby extended to and declared to include the ſaid Street or Lane called *Long Lane*, and the Lands and Grounds adjoining thereto, and every Sewer, Ditch, Drain, and Watercourſe leading thereto or therefrom, and the Grates thereof, and the widening, turning, and altering the ſaid Lane, and the Footpaths thereof, as fully, amply, and effectually, to all Intents and Purpoſes whatſoever, as if the ſaid Street or Lane had been therein and thereby expreſsly deſcribed and included.

Allowance for Repair of Long Lane.

XIV. And be it further enacted, That in lieu of the Repairs and Statute Work now made and chargeable by and upon the Inhabitants of the Pariſh of *Bermondſey* aforeſaid on or in reſpect of the ſaid Street or Lane called *Long Lane*, the reſpective Surveyors of the Highways for the Time being in the ſaid Pariſh ſhall, from and after the Firſt Day of *September* in the Year One thouſand eight hundred and three, yearly pay unto the Truſtees appointed for putting into Execution this and the ſaid Act of the Thirty-eighth Year of the Reign of His preſent Majeſty, and the ſeveral Acts therein mentioned, or to their Treaſurer or Treaſurers for the Time being, the Sum of Two hundred Pounds, by Four equal Quarterly Payments, on the Firſt Day of *December*, the Firſt Day of *March*, the Firſt Day of *June*, and the Firſt Day of *September*, in every Year; the Firſt Payment thereof to be made on the Firſt Day of *December* One thouſand eight hundred and three.

Receipts of the Treaſurer to be Acquittance.

XV. And be it further enacted, That the Receipts of the ſaid Truſtees or any Five or more of them, or of their Treaſurer or Treaſurers for the Time being, ſhall be from Time to Time ſufficient Diſcharges for the ſaid Pariſh, and to the ſaid reſpective Surveyors, for the Payment of the ſeveral Sums hereby made payable in lieu of the Statute Work on the Road leading from the *Stones End* in *Bermondſey Street*, and *Long Lane* before mentioned, and ſhall be allowed to the ſaid Surveyors in their Accounts; and if any of the ſaid Surveyors ſhall neglect to pay the ſaid ſeveral and reſpective Sums for the Space of Ten Days after the ſame ſhall reſpectively become due, every ſuch Surveyor ſhall for every ſuch Neglect forfeit and pay to the ſaid Truſtees, or to their Treaſurer or Treaſurers for the Time being, over and above the Sum then due, a Sum equal to that which ſhall be ſo due and unpaid; and the ſaid Forfeiture, and alſo the Sum ſo remaining unpaid, ſhall and may be recovered in the Manner any Sum of Money, Forfeiture, or Penalty impoſed or made payable by this or any of the ſaid recited Acts of Parliament, are herein or thereby directed or authorized to be recovered, and ſhall be applied to and

Penalties on Surveyors for Nonpayment.

for the Purpoſes of this or any of the ſaid recited Acts, and to or for no other Uſe, Intent, or Purpoſe whatſoever.

Surveyors to be reimburſed out of Rates.

XVI. And be it further enacted, That the ſaid Quarterly Sums ſo to be paid by the ſaid Surveyors ſhall be reſpectively reimburſed to them in the ſame Manner as by the Laws now in being Surveyors of the Highways within this Kingdom are to be reimburſed the Monies by them expended in buying Materials for amending the Highways.

Power to pave Long Lane, and the Foot-paths of the Stones End Road.

XVII. And be it further enacted by the Authority aforeſaid, That in caſe the Truſtees, at any General Meeting to be held in purſuance of this or the ſaid recited Act of the Thirty-eighth Year of the Reign of His preſent Majeſty, or any of the Acts therein mentioned, or the major Part of them then aſſembled, ſhall determine, judge, or deem it expedient that the ſaid Lane, called *Long Lane*, or the Footpaths thereof, or the Footpaths of the ſaid Road leading from the *Stones End* in *Bermondſey Street* aforeſaid, and the Paſſages immediately leading to and from the ſame, or any or either of them, or any Part or Parts of any or either of them, ought to be paved, then and in ſuch Caſe it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, and they are hereby authorized and empowered from Time to Time to cauſe, order, and direct the ſaid Lane called *Long Lane*, and the ſaid Footpaths and Paſſages, or any or either of them, or any Part or Parts of them, or either of them, to be paved, raiſed, ſunk, or altered in ſuch Manner as they ſhall think fit.

Power to make Contracts.

XVIII. And be it further enacted, That the ſaid Truſtees, or any Five or more of them, may and they are hereby empowered from Time to Time, at any of their ſaid General Meetings, as Occaſion ſhall require, to contract and agree with any Perſon or Perſons for paving or repairing, and keeping in Repair, the ſaid Lane called *Long Lane*, and the Foot-paths thereof, and alſo the Footpaths of the ſaid Road leading from the *Stones End* in *Bermondſey Street*, and the ſaid Paſſages leading to or from the ſame, or of any of them, or any Part or Parts of them, as to the ſaid Truſtees ſhall ſeem meet; and to cauſe all and every the ſaid Works to be performed under ſuch Contract or Agreement to be inſpected by their Surveyor or Surveyors, or by ſuch other Perſon or Perſons as they ſhall from Time to Time appoint; and in caſe the ſame ſhall not be well and ſufficiently performed according to the true Senſe and Meaning of ſuch Contracts or Agreements, or ſhall not be finiſhed and completed within the Time therein appointed, the ſaid Truſtees or any Five of them ſhall and may, in the Name of any Three of them, or of their Treaſurer or Treaſurers for the Time being, bring any Action, in any of His Majeſty's Courts of Record at *Weſtminſter*, againſt any Perſon or Perſons ſo contracting or agreeing, for any Penalty or Penalties ſpecified in ſuch Contracts or Agreements, or for the Recovery of any Damage or Damages for the Non-performance or incomplete Performance thereof, or Delay therein; and ſuch Penalty or Penalties, Damage or Damages, when ſo recovered, ſhall be applied for the Purpoſes of this and the ſaid former Act.

Projections to be removed.

XIX. And be it further enacted, That all Steps of any Houſe or Building projecting into the Foot Ways of the ſaid Lane, Road, and Paſſages,

Paſſages, or any of them, and all Steps and Doors going down out of the Foot Ways of the ſaid Lane, Road, and Paſſages, into any Cellars, Vaults, or other Places belonging to any Houſe or other Building, as alſo all Shew Glaſſes or Shew Boards projecting over or into the ſaid Foot Ways, and all Areas in the Front of any Houſe or other Building next the ſaid Lane, Road, and Paſſages, and all and every Trees, Blocks, or other Material, Matter, or Thing belonging to any Houſe, Shop, Cellar, or other Building, which do or ſhall cauſe or occaſion any Nuiſance, Annoyance, Encroachment, or Obſtruction in the ſaid Lane, Road, or Paſſages, either in the Foot or Carriage Way thereof, ſhall and may be from Time to Time removed, fixed, placed, or altered by any Perſon or Perſons under the Order and Direction of the ſaid Truſtees, or any Five of them, as to them ſhall ſeem meet.

XX. And whereas by the ſaid recited Act paſſed in the Thirty-firſt Year of the Reign of His preſent Majeſty it is enacted, that from the Twenty-fifth Day of *March* One thouſand ſeven hundred and ninety-one the Surveyors for the Time being of the Highways in the Pariſh of *Saint Mary Magdalen Bermondſey* aforeſaid ſhall yearly pay to the Truſtees aforeſaid the Sum of One hundred and forty Pounds, to be applied and diſpoſed of for the Purpoſes of the ſaid Act, and to be in lieu and Satisfaction of all Statute Labour which the Inhabitants and Landholders of the ſaid Pariſh ſhall be liable to perform upon the Roads therein mentioned: And whereas it will be neceſſary to defray the Charge of paving *Long Lane*, and the Footpaths thereof, and of the ſaid Road from the *Stones End* aforeſaid, by a Rate on the Inhabitants of the ſaid Pariſh of *Bermondſey*, as herein-after is mentioned; in which Caſe, it will be expedient that the aforeſaid Sum of Two hundred Pounds, payable to the Truſtees for the Repairs of *Long Lane* aforeſaid, ſhould ceaſe: And whereas the ſaid Lane called *Long Lane*, and the ſeveral other Roads in the Pariſh of *Bermondſey* aforeſaid, mentioned and deſcribed in the ſeveral Acts of Parliament herein-before mentioned, are all or nearly all the Roads or Highways ſituate or lying in the ſaid Pariſh; and it will therefore tend much to the Eaſe and Convenience of the Inhabitants thereof if the Office of Surveyor of Highways therein was diſcontinued; be it therefore further enacted, That from and after the Firſt Day of *January* next enſuing the Determination of the ſaid Truſtees that the ſaid Lane called *Long Lane* ought to be paved, the Office or Offices of Surveyor of the Highways in the ſaid Pariſh of *Saint Mary Magdalen Bermondſey*, and alſo the ſaid yearly Sum of Two hundred Pounds herein-before made payable to the ſaid Truſtees from the ſaid Pariſh of *Bermondſey*, ſhall ceaſe and determine for and during the Continuance of this Act.

Office of Surveyor of Highways to ceaſe after Long Lane ſhall be paved.

Rates to be made for paving Long Lane, and other Purpoſes.

XXI. And be it further enacted by the Authority aforeſaid, That from and immediately after ſuch Determination as aforeſaid, and until the ſaid Lane ſhall be completely paved, and ſo adjudged by the ſaid Truſtees, or the major Part of them, at any General Meeting, and the Coſts and Charges thereof fully paid and ſatisfied, or otherwiſe provided for, it ſhall and may be lawful to and for ſuch of the Truſtees aforeſaid as ſhall or may be reſident in the ſaid Pariſh of *Bermondſey*, or any Five or more of them, and they are hereby authorized and required, Twice in every Year, or oftener, to make One or more general equal Pound Rate

or Assessment upon all and every Person and Persons who do or shall inhabit, hold, or occupy any House, Land, Shop, Warehouse, Wharf, Dock, Dock-yard, or other Yard, Mill, Mill-pond, Cellar, Vault, or other Tenement or Hereditament within the said Parish of *Bermondsey*, according to the yearly Rent or Value thereof, in such competent Sum and Sums of Money as they the said Trustees resident as aforesaid, or any Five of them, shall think fit, for the Purpose of raising and paying unto the said Trustees for putting in Execution this Act the yearly Sums of One hundred and forty Pounds and Twenty Pounds, and all Arrears thereof, and all Arrears of the aforesaid Sum of Two hundred Pounds, and of any other Sum or Sums of Money which may be due to the said Trustees by virtue of this or of the before-mentioned Acts of Parliament, or any of them, from the said Parish of *Bermondsey*, or the Surveyors of the Highways thereof, and the Charges and Expences of paving and repairing *Long Lane* aforesaid, or of the Purchase of the Premises adjacent thereto, hereby authorized to be made, and of any other Works which might be done by the Surveyors for the Time being of the Highways in the said Parish, if the said Office was not hereby discontinued, so as such Rates or Assessments do not exceed the Sum of Twelve-pence in the Pound in any one Year of the yearly Value of the Premises to be assessed as aforesaid.

Application of Monies raised by Rates.

XXII. And be it further enacted by the Authority aforesaid, That from and immediately after the said Lane shall be completely paved, and shall be so adjudged as herein-before mentioned, and the Costs and Charges thereof fully paid and satisfied, or otherwise provided for, it shall and may be lawful to and for such of the Trustees aforesaid as shall or may be resident in the said Parish of *Bermondsey*, or any Five or more of them, and they are hereby authorized and required, Once in every Year, or oftener, to make One or more general equal Pound Rate or Assessment upon all and every Person and Persons who do or shall inhabit, hold, or occupy any House, Land, Shop, Warehouse, Wharf, Dock, Dock-yard, or other Yard, Mill, Mill-pond, Cellar, Vault, or other Tenement or Hereditament within the said Parish of *Bermondsey*, according to the yearly Value thereof, in such competent Sum and Sums of Money as they the said Trustees resident as aforesaid, or any Five or more of them, shall think fit, for the Purpose of raising and paying unto the said Trustees for putting into Execution this Act the aforesaid yearly Sums of One hundred and forty Pounds and Twenty Pounds, and of defraying and paying the Charges and Expences of any Works which might be done by the Surveyors for the Time being of the Highways in the said Parish, if the said Office was not hereby discontinued, except as to the repairing and maintaining of *Long Lane* aforesaid, so as such Rates or Assessments do not exceed the Sum of Three-pence in the Pound in any one Year of the yearly Value of the Premises to be assessed as aforesaid.

Rates to be made for paying Compositions and other Purposes after Long Lane shall be paved.

XXIII. And for defraying the Charges and Expences of keeping the said Lane called *Long Lane*, and the Footpaths thereof, in Repair from Time to Time after the same shall be completely paved as aforesaid, be it enacted by the Authority aforesaid, That from and immediately after the said Lane shall be completely paved, and shall be so adjudged by the said Trustees, or by the major Part of them, at any General Meeting, such

After Long Lane shall be paved, Rates to be made upon the Inhabitants thereof only for Repairs.

ſuch of the Truſtees aforeſaid as ſhall or may be reſident in the ſaid Pariſh of *Bermondſey*, or any Five or more of them, ſhall and they are hereby authorized and required, Once in every Year or oftener, to make One or more Pound Rate or Aſſeſſment, Rates or Aſſeſſments, upon all and every Perſon and Perſons who do or ſhall inhabit, hold, or occupy any Houſe, Land, Ground, Yard, Shop, Warehouſe, Cellar, Vault, or other Tenement or Hereditament ſituate, ſtanding, lying, or being in the ſaid Pariſh of *Bermondſey* on the Southern Side of *Long Lane* aforeſaid, or who do or ſhall inhabit, hold, or occupy any Houſe, Land, Ground, Yard, Shop, Warehouſe, Cellar, Vault, or other Tenement or Hereditament ſituate, ſtanding, lying, or being in the ſaid Pariſh of *Bermondſey* within the Space or Diſtance of Two hundred Yards of or from the ſaid Lane, on the Northern Side thereof, according to the yearly Value thereof, in ſuch competent Sum and Sums of Money as they the ſaid Truſtees reſident as aforeſaid, or any Five of them, ſhall think fit, for the Purpoſe of raiſing and paying unto the ſaid Truſtees for putting into Execution this Act ſuch Sum and Sums of Money as they may from Time to Time order and adjudge to be neceſſary, or ſhall expend for the Repairs of or for keeping in good Order and Condition the ſaid Lane, ſo as ſuch Rates or Aſſeſſments do not exceed in the Whole the Sum of Sixpence in the Pound in any one Year of the yearly Value of the Premiſes to be aſſeſſed as aforeſaid.

Rate for paving the Footpaths in the Stones End Road.

XXIV. And for defraying the Charges and Expences of paving and putting into good State and Condition the Footpaths of the ſaid Road leading from the *Stones End* in *Bermondſey Street* aforeſaid, and the Paſſages leading to and from the ſaid Road, and for keeping the ſame in Repair, be it enacted by the Authority aforeſaid, That from and immediately after the paſſing this Act ſuch of the Truſtees aforeſaid as ſhall or may be reſident in the ſaid Pariſh of *Bermondſey*, or any Five or more of them, ſhall and they are hereby authorized and required, Once in every Year, or oftener, if they the ſaid Truſtees ſhall think it needful, to make One or more general Pound Rate upon all and every Perſon and Perſons who do or ſhall inhabit, hold, or occupy any Houſe, Land, Ground, Yard, Shop, Warehouſe, or other Tenement or Hereditament ſituate, ſtanding, lying, or being in the ſaid Pariſh of *Bermondſey*, which ſhall adjoin, abut, or be contiguous or next to the ſaid Road leading from the *Stones End* aforeſaid, or the Paſſages leading to or from the ſame, according to the yearly Value thereof, in ſuch competent Sum and Sums of Money as they the ſaid Truſtees reſident as aforeſaid, or any Five of them, ſhall think fit, for the Purpoſe of raiſing and paying unto the ſaid Truſtees for putting this Act into Execution ſuch Sum and Sums of Money as they may from Time to Time order and adjudge to be neceſſary or ſhall expend for the paving, altering, amending, repairing of, or for keeping in good Order and Condition the ſaid Foot Ways and Paſſages, or other Works hereby authorized to be done and performed thereto, ſo as ſuch Rates or Aſſeſſments do not exceed in the Whole the Sum of Sixpence in the Pound in any one Year of the yearly Value of the Premiſes to be aſſeſſed as aforeſaid.

Omiſſions in Rates to be ſupplied.

XXV. And be it further enacted, That in caſe any Perſon or Perſons liable to pay the ſaid Rates or Aſſeſſments, or any of them, ſhall happen to be omitted, over-rated, or under-rated in any ſuch Rate or Aſſeſſment,

ment, then and in every ſuch Caſe it ſhall and may be lawful for the ſaid Truſtees, or any Five of them, from Time to Time, as often as Occaſion ſhall require, to rate and aſſeſs in Manner aforeſaid ſuch Perſon or Perſons ſo omitted to be rated or aſſeſſed, and to leſſen or raiſe the Rate or Rates, Aſſeſſment or Aſſeſſments, of ſuch Perſon or Perſons ſo over-rated or under-rated, or otherwiſe to alter or amend ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſo that he, ſhe, or they may contribute the Sum or Sums of Money by this Act directed to be rated or aſſeſſed; and the Monies thereby aſſeſſed ſhall be received, recovered, and collected in the ſame Manner and with the like Powers and Remedies as ſuch original Rates or Aſſeſſments are herein-after directed and authorized to be received, recovered, and collected.

Collector to be appointed.

XXVI. And be it further enacted, That the ſaid Truſtees reſident in *Bermondſey* aforeſaid, or any Five or more of them, ſhall and may from Time to Time nominate and appoint any One or more Perſon or Perſons to be Collector or Collectors of the ſaid Rates or Aſſeſſments, and from Time to Time to remove ſuch Collector or Collectors, and appoint others, as they ſhall find neceſſary or convenient; and ſuch Collector or Collectors is and are hereby empowered to collect and levy ſuch Rate or Rates accordingly, and to execute all ſuch Warrants of Diſtreſs as ſhall from Time to Time be granted for the Recovery of any of the Monies aſſeſſed thereby, as fully and effectually as any Perſon or Perſons, by any Law or Laws now in being, could execute the ſame; and ſuch Truſtees reſident as aforeſaid, or any Five of them, ſhall and may, out of ſuch Rates and Aſſeſſments, make ſuch Allowance as they ſhall think fit to ſuch Collector or Collectors for his or their Trouble therein, and ſhall alſo take Security, as they ſhall think fit, for the due Collection and accounting for, and Payment to the Treaſurer or Treaſurers aforeſaid, of the Money ſo rated and aſſeſſed as aforeſaid; and all and every Perſon and Perſons liable to pay ſuch Rates ſhall pay the ſame to ſuch Collector or Collectors, who is and are hereby required from Time to Time to collect the ſame with all Diſpatch, and forthwith to pay over the Monies collected to ſuch Treaſurer or Treaſurers as aforeſaid, and as often as thereunto required by the ſaid Truſtees reſident as aforeſaid, or any Five of them, make up and render to them a full, true, and perfect Account, in Writing, of all the Monies by him or them collected and received by virtue of ſuch Rates or Aſſeſſments; and ſuch Account ſhall be verified by the Oath of ſuch Collector or Collectors, and which Oath the ſaid Truſtees, or any Five or more of them, are hereby authorized to adminiſter; and if any ſuch Collector or Collectors ſhall neglect or refuſe to make up and render ſuch Account as aforeſaid, or to verify the ſame by Oath as aforeſaid, or ſhall not deliver up to the ſaid Truſtees, reſident as aforeſaid, or any Five of them, or to ſuch Perſon or Perſons as they ſhall appoint, within Three Days next after being thereunto required in Writing for that Purpoſe, left at the uſual Place of Abode of ſuch Collector or Collectors, or delivered to him or them, all and every the Rates or Aſſeſſments in his or their Cuſtody, or to him or them delivered, or ſhall neglect or refuſe, for the Space of Three Days, to pay to the ſaid Treaſurer or Treaſurers all Monies collected by him or them, then and in either of the ſaid Caſes it ſhall be lawful for any One or more of His Majeſty's Juſtices of the Peace acting in and for the County of *Surrey*, and they are hereby required, upon Complaint to be made on the

Oath of the ſaid Treaſurer or Treaſurers, or of any One or more of the ſaid Truſtees, or of any other Perſon or Perſons having Knowledge of the Matters aforeſaid, which Oath ſuch Juſtice or Juſtices are hereby required to adminiſter, or on the Confeſſion of ſuch Collector or Collectors, by a Warrant under his or their Hand and Seal, or Hands and Seals, directed to any Conſtable or Conſtables, or other Perſon or Perſons whomſoever, to cauſe all Monies which ſhall appear to be or remain in the Hands of ſuch Collector or Collectors, or the Penalty or Penalties of any Bond or Bonds ſo to be given as aforeſaid, or ſuch Part or Parts thereof as ſuch Juſtice or Juſtices ſhall think proper, to be levied by Diſtreſs and Sale of the Goods and Chattels of ſuch Collector or Collectors reſpectively, together with the Coſts and Charges attending ſuch Diſtreſs and Sale; and in caſe no Goods or Chattels can be found ſufficient for the Purpoſes aforeſaid, or in caſe the ſaid Collector or Collectors ſhall neglect or refuſe to deliver up the ſaid Rate or Rates as aforeſaid, then and in either of the ſaid Caſes ſuch Juſtice or Juſtices ſhall commit every ſuch Collector or Collectors to the Common Gaol or Houſe of Correction in or of the ſaid County of *Surrey*, there to remain, without Bail or Mainprize, until he or they ſhall make a true and perfect Account and Payment as aforeſaid, or until he or they ſhall have compounded or otherwiſe ſettled with the ſaid Truſtees, or until they or any Five or more of them ſhall conſent to the Diſcharge of ſuch Collector or Collectors, and which Compoſition or Conſent the ſaid Truſtees or any Five or more of them are hereby empowered to make and give; or until ſuch Collector or Collectors ſhall deliver up ſuch Rate as aforeſaid, or give Satisfaction in reſpect thereof to the ſaid Truſtees, or any Five of them, as the Caſe may require.

Rates to be ſigned by Truſtees;

XXVII. And be it further enacted, That all Rates or Aſſeſſments made by virtue of this Act ſhall be ſigned by any Five or more of the ſaid Truſtees reſident as aforeſaid, who are hereby empowered and required to grant any Warrant or Warrants for collecting the ſame; and alſo for levying the Monies thereby aſſeſſed by ſuch Perſon or Perſons as the ſaid Truſtees reſident as aforeſaid, or any Five or more of them, ſhall nominate or appoint; and ſuch Warrant or Warrants ſhall be ſufficient Authority or Authorities to the reſpective Perſons thereby authorized for the Purpoſes therein mentioned; and the ſaid Rates or Aſſeſſments ſhall be collected Half-yearly, or oftener, if the ſaid Truſtees reſident as aforeſaid, or any Five of them, ſhall think it neceſſary, by the Collector or Collectors thereof; and if any Perſon or Perſons ſhall refuſe, neglect, or omit to pay the Sum or Sums of Money which he, ſhe, or they ſhall be rated or aſſeſſed at by virtue of this Act, for the Space of Three Days next after perſonal Demand made thereof, or Demand in Writing, left at the Place or Places of Abode or Occupation of ſuch Perſon or Perſons, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Perſon or Perſons mentioned in ſuch Warrant or Warrants as aforeſaid, and he and they is and are hereby authorized and required, to levy the ſame by Diſtreſs and Sale of the Goods and Chattels of ſuch Perſon or Perſons ſo neglecting, refuſing, or omitting to pay the ſame; and in caſe ſufficient Goods or Chattels cannot be found to pay and diſcharge ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, and the Coſts and Charges of making ſuch Diſtreſs and Sale, then and in every ſuch Caſe, upon Information given to One or more Juſtice or Juſtices of the Peace

to be recovered by Diſtreſs.

Peace acting in and for the County of *Surrey*, or Place where the Perſon or Perſons ſo rated and aſſeſſed as aforeſaid ſhall then reſide, it ſhall and may be lawful for ſuch Juſtice or Juſtices, and they are hereby required, to commit the Offender or Offenders to the Common Gaol or Houſe of Correction for the County or Place where ſuch Offence ſhall be committed, there to remain, without Bail or Mainprize, for any Time not exceeding the Space of Six Months, or until the Payment of ſuch Rate or Aſſeſſment, and all reaſonable Charges occaſioned by the Non-payment thereof.

Owners of Houſes let out in Tenements to be aſſeſſed.

XXVIII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Truſtees reſident as aforeſaid, or any Five or more of them, from Time to Time, and at all Times, to rate and aſſeſs the Owner or Owners of ſuch Houſes or Tenements as ſhall be let to or occupied by Two or more Tenants, which Rate or Aſſeſſment ſhall be paid by One or more of the then or future Tenants or Occupiers of any Part or Parts of ſuch Houſes; but no ſuch Tenant or Occupier ſhall be ſubject or liable to pay more than the Amount of the Half Year's Rate or Aſſeſſment immediately preceding the Demand of Payment thereof; and in caſe any of the then or future Tenant or Tenants, Occupier or Occupiers of any Part of ſuch Houſes or Tenements ſhall neglect or refuſe to pay the ſame for the Space of Three Days after ſuch Demand as aforeſaid, the ſaid Rate or Aſſeſſment ſhall in like Manner be levied by Diſtreſs and Sale of the Goods of him, her, or them ſo refuſing to pay the ſame as aforeſaid; and ſuch Occupier or Occupiers of ſuch Tenements reſpectively is and are hereby required and authorized to pay ſuch Sum and Sums of Money as ſhall be ſo rated and aſſeſſed on the Owner or Owners of ſuch Houſes in purſuance of this Act, and to deduct the ſame out of the Rent thereof; and the Owner or Owners thereof are hereby required to allow ſuch Deductions and Payments upon the Receipt of the Reſidue of their Rents; and every ſuch Tenant paying ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſhall be acquitted or diſcharged for ſo much Money as the ſaid Rate or Rates, Aſſeſſment or Aſſeſſments, ſhall amount unto, as if the ſame had been actually paid to ſuch Perſon or Perſons to whom his, her, or their Rent ſhould have been paid, or ſhall be due and payable.

Pariſh Church, Meeting-houſes, and void Spaces of Ground, to be rated.

XXIX. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees reſident as aforeſaid, or any Five or more of them, and they are hereby required, at ſuch Time as the Rates or Aſſeſſments hereby directed ſhall be made, to rate and aſſeſs, for the Purpoſes aforeſaid, the Pariſh Church and Church Yard of *Bermondſey* aforeſaid, and all Chapels, Meeting Houſes, and other Places of public Worſhip, or intended for that Purpoſe, with the Ground belonging thereunto, and all Schools, and other public Buildings whatſoever, and all Burial and void Spaces of Ground, ſituate and being in the ſaid Pariſh of *Bermondſey*, at ſuch Rates or Aſſeſſments as the Truſtees reſident as aforeſaid, or any Five or more of them, ſhall judge reaſonable; and ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſo to be from Time to Time made, ſhall be paid by the reſpective Perſons following; (that is to ſay), for the ſaid Pariſh Church and Church Yard, and for every Chapel, to be paid by the reſpective Churchwardens or Chapelwardens, and for every Meeting Houſe and other Place of public Worſhip, or other public Building,

Building, with the Ground thereunto belonging, and all Burial and void Spaces of Ground, by the Proprietor or Proprietors, Truſtee or Truſtees, or by their Treaſurer, Miniſter, or Deacon, or other Perſon officiating therein; and in caſe any of the Perſons aforeſaid ſhall neglect or refuſe to pay the ſaid laſt-mentioned Rates or Aſſeſſments to the ſaid Collector or Collectors, upon perſonal Demand thereof made, or upon Demand in Writing left at the uſual Place of Abode of the Perſon or Perſons required to pay the ſame, then and in every ſuch Caſe the ſame ſhall and may be recovered of the Perſon or Perſons ſo required to pay the ſame by any Action in any of His Majeſty's Courts of Record at *Weſtminſter*, or other inferior Courts, together with Coſts of Suit, to be commenced or proſecuted in the Name or Names of the Treaſurer or Treaſurers to the ſaid Truſtees, in which Action or Suit no Eſſoign, Protection, or Wager of Law, or more than One Imparlance, ſhall be allowed.

Mode of rating the Pariſh Church and other public Buildings.

XXX. And be it enacted, That the ſaid Pariſh Church and Church Yard, and all Chapels, Meeting Houſes, and Places of public Worſhip, Schools, and other public Buildings, and all Burial and void Spaces of Ground in the ſaid Pariſh of *Bermondſey*, ſhall be rated or aſſeſſed for the Purpoſes of this Act in an equal Manner, by the Square Yard, not exceeding the Rate of Sixpence for every Square Yard lying between the Fences thereof reſpectively and the Middle of the Way or Road lying before the ſame reſpectively, and not otherwiſe.

Occupiers quitting without paying Rates to be followed.

XXXI. And be it further enacted by the Authority aforeſaid, That when any Perſon or Perſons who have or hath been rated and aſſeſſed by virtue of this Act ſhall quit his, her, or their Dwelling Houſe, Warehouſe, Wharf, Shop, Vault, Cellar, Dock Yard or other Yard, Rope Walk, Mill, Land, or Tenement whereupon ſuch Rate or Aſſeſſment hath been made, before he, ſhe, or they ſhall have paid the ſame, it ſhall and may be lawful to and for any and every Perſon or Perſons who ſhall be thereto authorized, by Warrant under the Hand and Seal of any One or more Juſtice or Juſtices of the Peace acting in and for the ſaid County of *Surrey* (which Warrant the ſaid Juſtice or Juſtices is and are hereby authorized and required to grant), to enter into any Place within their reſpective Juriſdictions, or out of the Limits thereof, ſuch Warrant being firſt backed or counterſigned by ſome Magiſtrate in the County, City, or Liberty where the Diſtreſs is to be made, and there to diſtrain the Goods and Chattels of ſuch Perſon or Perſons ſo neglecting or refuſing, and the ſame to ſell, rendering the Overplus (if any ſhall be), after deducting the reaſonable Charges and Expences of ſuch Diſtreſs and Sale, to the Owner of ſuch Goods and Chattels demanding the ſame.

Any Perſon authorized by Truſtees to inſpect Pariſh Rates, &c.

XXXII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for the Collector or Collectors of the Rates or Aſſeſſments, or for any other Perſon or Perſons authorized by the ſaid Truſtees reſident as aforeſaid, or any Five or more of them, at all convenient Times, to inſpect the Books of Aſſeſſments of the Land Tax, and alſo the Books or Rates for raiſing Money for the Relief and Maintenance of the Poor of the ſaid Pariſh, in order to aſcertain the Rates and Aſſeſſments to be raiſed by virtue hereof; and alſo to take Copies thereof, or make Extracts therefrom; which Inſpection, Copies and Extracts, the Aſſeſſors, Collectors, Churchwardens, Overſeers of the Poor,

or other Officer or Officers of the ſaid Pariſh of *Saint Mary Magdalen, Bermondſey*, or other Officer or Officers, Perſon or Perſons, having the Cuſtody of ſuch Book, Aſſeſſment, and Rate, Books, Aſſeſſments, and Rates, are hereby required to permit and ſuffer to be made, without Fee or Reward, by ſuch Collector or Collectors, or other Perſon or Perſons appointed as aforeſaid, on their producing an Order under the Hands of the ſaid Truſtees reſident as aforeſaid, or any Five or more of them, for that Purpoſe; and in caſe any Perſon or Perſons having the Cuſtody of ſuch Book, Aſſeſſment, or Rate, Books, Aſſeſſments, or Rates, ſhall neglect or refuſe ſo to do for Three Days after ſuch Order ſhall be produced and ſhewn to him or them, or a Copy thereof left at his or their laſt or moſt uſual Place of Abode, then and in every ſuch Caſe he or they ſo refuſing or neglecting ſhall forfeit and pay any Sum not exceeding Fifty Pounds, nor leſs than Five Pounds.

Surveyors to account with Truſtees when the Office ceaſes.

XXXIII. And be it further enacted, That immediately after the Day on which the ſaid Truſtees ſhall have determined that the ſaid Lane called *Long Lane* ought to be paved as hereinbefore mentioned, the Perſon or Perſons who ſhall then be, or who ſhall have been at any preceding Time or Times, Surveyor or Surveyors of the Highways in the ſaid Pariſh of *Bermondſey*, or Collector or Collectors of the Rates or Aſſeſſments made relating to the ſame, and who ſhall not, as by Law required, have duly rendered an Account of all Monies received and diſburſed in or by virtue of the ſaid Office and Rates, and paid over any Balance or Monies in his or their Hands, ſhall make up and deliver (being thereto required) unto the ſaid Truſtees, aſſembled at a Meeting to be by them appointed for the Purpoſe, a juſt and true Account in Writing of all Monies received and paid or diſburſed, and of all Matters and Things committed to his or their Charge, and for what Purpoſes, together with the proper Vouchers for ſuch Payments, and ſhall pay all ſuch Monies as ſhall remain in their reſpective Hands to the ſaid Truſtees, or to their Treaſurer, or to ſuch Perſon or Perſons as they the ſaid Truſtees, or any Five or more of them, ſhall appoint; and all and every the ſaid Perſon and Perſons ſo accounting as aforeſaid ſhall upon Oath, which Oath any one of the ſaid Truſtees is hereby empowered to adminiſter, verify their ſaid Accounts, and ſhall alſo deliver unto the ſaid Truſtees all Rates or Aſſeſſments, Books and Papers whatſoever, in his or their Cuſtody, Poſſeſſion, or Power; and if any ſuch Perſon or Perſons ſhall not make and render, or ſhall refuſe to verify upon Oath, any ſuch Account, or to produce or deliver up the Vouchers relating to the ſame, or to make Payment as aforeſaid, or ſhall not deliver to the ſaid Truſtees all Rates or Aſſeſſments, Books and Papers, in his or their Cuſtody or Power, relating to the ſaid Office of Surveyor of the Highways aforeſaid, or ſhall refuſe or neglect to pay ſuch Monies as upon the Balance of any Account or Accounts ſhall appear to be in his or their reſpective Hands to the ſaid Truſtees, or to their Treaſurer for the Time being, or to ſuch Perſon or Perſons as they ſhall direct or appoint, then and in either of the Caſes aforeſaid, upon Complaint by any Two of the ſaid Truſtees, or by their Treaſurer or Clerk for the Time being, or by any other Perſon or Perſons, of any ſuch Refuſal or Neglect, to any One or more of the Juſtices of the Peace for the County of *Surrey*, ſuch Juſtice or Juſtices may and is and are hereby authorized and required, by a Warrant or Warrants under his Hand and Seal, or their Hands and Seals,

to commit every ſuch Perſon, of whom Complaint ſhall be made as aforeſaid, to the Common Gaol of the County of *Surrey*, there to remain without Bail or Mainprize until he ſhall give and make a true and perfect Account and Payment as aforeſaid, and until he ſhall deliver up ſuch Rates or Aſſeſſments, Books and Papers as aforeſaid, or give Satisfaction in reſpect thereof, to the ſaid Truſtees or any Five or more of them.

Truſtees empowered to give Acquittance to Surveyors.

XXXIV. And be it enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them aſſembled at any Meeting, to examine, ſettle, and adjuſt ſuch Account and Accounts, and to allow ſuch Payments therein as they may think proper; and ſuch Examination, Adjuſtment, and Allowance, together with the Receipt of the ſaid Truſtees, or of their Treaſurer for the Time being, for the Balance of ſuch Account or Accounts, ſhall be, and ſhall be adjudged and taken to be, a full and ſufficient Acquittance and Diſcharge to the ſaid Perſon or Perſons having been Surveyor or Surveyors of the Highways in *Bermondſey* aforeſaid, or Collector or Collectors of the Rates or Aſſeſſments relating thereto.

Truſtees to appoint Collector to receive Arrears of Rates.

XXXV. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, and they are hereby required, from Time to Time as they may ſee Occaſion, to nominate and appoint any One or more Perſon or Perſons to be Collector or Collectors of the Monies which may remain due and owing on the Day on which the ſaid Truſtees ſhall have determined as aforeſaid, on any Rate or Aſſeſſment relating to the Highways in the ſaid Pariſh of *Bermondſey*, from all and every Perſon and Perſons aſſeſſed thereby; and ſuch Collector or Collectors ſhall have the ſame Power for collecting, recovering, and receiving the ſaid Monies ſo remaining unpaid, and be ſubject and liable to the like Rules, Regulations, and Penalties for accounting and paying to the ſaid Truſtees, or to their Treaſurer for the Time being, of all Monies received by ſuch Collector or Collectors, as are given to the Collector or Collectors of the Rates or Aſſeſſments authorized to be made by this Act, or which he or they are ſubject or liable to.

Truſtees to apply Monies received for the Uſe of Bermondſey Pariſh.

XXXVI. And be it further enacted, That the Monies to be received by the ſaid Truſtees, or by their Treaſurer for the Time being, from the ſaid Surveyor or Surveyors of the Highways aforeſaid, or from the Collector or Collectors of the ſaid Rates or Aſſeſſments relating thereto, ſhall in the firſt Place be applied in Payment and Diſcharge of any and every Debt or Sum of Money remaining due and owing from the ſaid Perſon or Perſons, having been Surveyor or Surveyors of the Highways aforeſaid, in reſpect of his or their ſaid Office or Offices, or for indemnifying him or them therefrom; and in the next Place ſhall be paid, applied, and diſburſed by the ſaid Truſtees in and towards the Payment of the ſeveral Sums of Money then due to them from the Surveyors of the Highways aforeſaid by virtue of this or any of the hereinbefore mentioned Acts of Parliament, and in and towards the Charges and Expences of paving *Long Lane* aforeſaid.

Truſtees to relay Pavements taken

XXXVII. And be it further enacted by the Authority aforeſaid, That when and ſo often as any Part of the Pavements hereby authorized to be made

made shall be taken up for the Purpose of making, repairing, altering, cleansing, or emptying any Sewer, Vault, or Drain, or of laying, altering, or amending any Water Pipe or Plug, or for any other Purpose whatsoever, the Person or Persons so taking up such Pavement shall immediately give Notice thereof to the Surveyor to the Trustees for putting this Act in Execution, in order that the same may with all convenient Speed be laid down and repaired, under the Inspection of the said Surveyor, by and at the Costs and Charges of the said Trustees; and they the said Trustees shall be reimbursed all such Costs, Charges, and Expences, by the Person or Persons, or Commissioners of Sewers, who shall take up or cause or procure to be taken up the said Pavement, or any Part or Parts thereof; and in case the Person or Persons so taking up such Pavement shall neglect to give such Notice to the said Surveyor, or leave or cause to be left the same at the Dwelling House or Office of the said Surveyor, for the Space of Thirty-six Hours thenafter, such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds, nor less than Twenty Shillings.

up for repairing any Vault, Drains, or Pipes.

XXXVIII. Provided always, and be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Trustees for putting this Act in Execution, or any Five or more of them, from Time to Time to contract or compound with the said Commissioners of Sewers, and the Person or Persons so taking up such Pavement, for such Sum or Sums of Money as the said Trustees or any Five or more of them shall think reasonable; and after such Contract or Composition shall be so made or entered into, such Sum or Sums of Money shall be taken and received by the said Trustees in lieu and instead of all Costs, Charges, and Expences incurred by the said Trustees laying down and repairing such Pavement as shall be taken up for any of the Purposes aforesaid by the Person or Persons, or Commissioners of Sewers, who shall take up or cause or procure to be taken up the said Pavement, or any Part or Parts thereof.

Power given to compound for the Expence of relaying Pavement.

XXXIX. And be it further enacted by the Authority aforesaid, That in case such Person or Persons, or Commissioners of Sewers, shall neglect or refuse to pay the Costs and Charges so incurred by the said Trustees in laying down and repairing such Pavement as shall be taken up for any of the said Purposes by such Person or Persons, or Commissioners of Sewers, or the Sum or Sums of Money which shall be due upon such Contract or Composition as aforesaid, within Twenty Days next after Notice thereof in Writing, signed by the said Surveyor to the said Trustees for putting this Act in Execution, and annexed to a Copy of the Bill containing an Account of the Expence of such Repairs, or Money due upon such Composition, shall be left at the Dwelling House or last Place of Abode of such Person or Persons, or of the Expenditor General to the Commissioners of Sewers respectively, it shall and may be lawful to and for the said Trustees for putting this Act in Execution, or any Five or more of them, and they are hereby authorized and empowered, to bring or cause to be brought any Action or Actions in the Name of any Two or more of them the said Trustees for the Time being, for the Recovery of such Sum or Sums of Money respectively.

Action to be brought for Expence

XL. And be it further enacted by the Authority aforesaid, That if for the Purposes of this Act it shall at any Time be found necessary to raise, sink,

Trustees to pay for altering Pipes.

sink, or otherwise alter the Position of any of the Pipes or Plugs in or under the said Roads, Lane, and Passages comprized in this or any of the recited Acts, the said Trustees or any Five or more of them are hereby empowered to cause the same to be done, provided the same occasions no Injury, Prejudice, or Damage to any Person or Persons, or any House or other Tenement; and the same shall be paid for out of the Monies arising by virtue of this Act.

Separate Rights and Interests may be inquired of by a Jury.

XLI. And whereas it doth frequently happen that divers Persons are possessed, interested in, or entitled unto Lands, Tenements, and Hereditaments required to be taken or purchased by the said Trustees for the Purposes of the said former Acts, under several Titles, or for several Estates and Interests, or jointly with others: And whereas Doubts have arisen whether the Rights and Interests of such Persons can be inquired into by a Jury separately from the Rights and Interests of such other Persons; be it therefore enacted by the Authority aforesaid, That in case any Person or Persons who may be jointly interested with any other Person or Persons in any Lands, Tenements, or Hereditaments required to be taken by the said Trustees, shall refuse or neglect to treat with the said Trustees for or for the Sale of such his, her, or their separate and respective Interests in such Lands, Tenements, or Hereditaments, or shall refuse the Sum or Sums to be offered to him, her, or them for such separate and respective Estate and Interests, according to the Method in the said former Acts mentioned, or shall not evince or make out a clear Title thereto to the Satisfaction of the said Trustees, then it shall be lawful for a Jury, to be impannelled, summoned, and sworn in the Manner, and according to the Authority and Directions of the said former Acts, or any or either of them, to inquire into, ascertain, and assess what Recompence shall be made to such Person or Persons for such separate and respective Estates and Interests, independent of the Estate or Interests of any other Person or Persons in the said Lands, Tenements, or Hereditaments; and after Payment or Tender of such Recompence so ascertained and assessed by the said Jury in the Manner directed by the said recited Acts, or any of them, for Payment or Tender of Monies to be made for the Purchase or Recompence for or in respect of Lands, Tenements, or Hereditaments, such several and respective Estates, Rights, and Interests of such Person or Persons shall be vested in the said Trustees in the same Manner and to all Intents and Purposes as the same were before such Ascertainment and Assessment vested in such Person or Persons; and the said Trustees or any Five or more of them shall have, use, and exercise all the Powers of taking and converting the same Premises to and for the Purposes of this and the said recited Acts, as if they were in Possession of the Entirety of the said Premises, so that the Estates, Rights, and Interests of any other Person or Persons of and in the same be not injured or prejudiced thereby.

Application of Money when equal to 200 *l.*

XLII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of the Powers of this Act, or of any of the Four first-recited Acts, for the Purposes thereof, which shall belong to any Body Politic, Corporate, or Collegiate, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on Behalf of any Infant, Lunatic, Idiot, Feme Covert, or other Cestuique Trust, or to any Person whose Lands, Tenements,

or Hereditaments, are limited in ſtrict or other Settlement, or to any Perſon under any other Diſability or Incapacity whatſoever, ſuch Money ſhall, in caſe the ſame ſhall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex parte* the ſaid Truſtees for putting into Execution this Act, to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements, or Hereditaments, in the Purchaſe or Redemption of the Land Tax, or in Diſcharge of any Debt or Debts, or of ſuch other Incumbrance, or of Part thereof, as the ſaid Court ſhall authorize to be paid affecting the ſame Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments ſtanding ſettled therewith to the ſame or the like Uſes, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Tenements, or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Lands, Tenements, or Hereditaments which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the meantime, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall by Order of the Court of Chancery, upon Application thereto, be inveſted by the ſaid Accountant General, in his Name, in the Purchaſe of Three Pounds *per Centum* Conſolidated Annuities or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Product of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid by Order of the ſaid Court to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the ſaid Lands, Tenements, and Hereditaments ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlements were made.

Application of Money when under 200l.

XLIII. Provided always, and be it enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall exceed or be equal to the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank in the Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in Manner hereinbefore directed, or otherwiſe the ſame ſhall be paid, at the like Option, to Two

Truſtees to be nominated by the Perſon or Perſons making ſuch Option, and approved of by any Five or more of the ſaid Truſtees (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties), in order that ſuch Principal Money and the Dividends ariſing thereon may be applied in any Manner hereinbefore directed, ſo as the Caſe be applicable, without obtaining or being required to obtain the Direction and Approbation of the Court of Chancery.

Application of Money when leſs than 20l.

XLIV. Provided alſo, and be it enacted, That where ſuch Money ſo agreed or awarded to be paid as next before mentioned ſhall be leſs than Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of this Act, in ſuch Manner as the ſaid Truſtees or any Five or more of them ſhall think fit; or in caſe of Infancy or Lunacy, then ſuch Money ſhall be paid to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

Where any Queſtion ſhall ariſe touching the Title, the Perſon who ſhall be in Poſſeſſion at the Time of Purchaſe ſhall be deemed entitled until the contrary ſhall be ſhewn.

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

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

XLVI. And be it enacted, That where by reaſon of any Diſability or Incapacity of the Perſon or Perſons or Corporations entitled to any Lands, Tenements, or Hereditaments to be purchaſed under the Authority of the ſaid Four firſt-recited Acts or of this Act, the Purchaſe Money for the ſame ſhall amount to the Sum of Two hundred Pounds, and ſhall be required to be paid into the Court of Chancery, and to be applied in the Purchaſe of other Lands, Tenements, or Hereditaments, to be ſettled to the like Uſes, it ſhall be lawful for the ſaid Court of Chancery to order the Expences of all Purchaſes from Time to Time to be made in purſuance of this Act, or ſo much of ſuch Expences as the

the ſaid Court ſhall deem reaſonable, to be paid by the ſaid Truſtees, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Annoyances to be removed.

XLVII. And be it further enacted, That from and after the paſſing this Act, if any Perſon or Perſons ſhall erect, place, or put, or permit or ſuffer to remain, any Privy or Bog-houſe, Water-trough, Dunghill, or other Filth, Soil, or Annoyance in or upon the ſaid Roads compriſed or deſcribed in this and the ſaid recited Acts of Parliament, or any of them, or the Footpaths thereof, or within the Space of Ten Feet from the Footpaths on either Side of the ſaid Roads, or ſhall permit or ſuffer any Water to run or flow upon the ſaid Roads, other than in the Channels on the Sides thereof, ſave and except in caſe of Fire or Froſt, every ſuch Perſon or Perſons ſhall forfeit and pay to the ſaid Truſtees, or to their Treaſurer for the Time being, for the Uſe of the ſaid Roads, a Sum not exceeding Ten Shillings, and not leſs than Two Shillings, for every Day ſuch Privy or Bog-houſe, Water-trough, Dunghill, or other Filth, Soil, or Annoyance, or any Part or Parts thereof, ſhall ſo be or remain, or Water ſhall run or flow as aforeſaid.

Power to Surveyor for removing Annoyances.

XLVIII. And be it further enacted, That in caſe any ſuch Privy or Bog-houſe, Water-trough, Dung, or other Filth, Soil, or Annoyance, ſhall be ſuffered to remain in or upon the ſaid Roads or the Footpaths thereof, within Ten Feet from the ſaid Footpaths, for the Space of Three Days, then and in every ſuch Caſe it ſhall and may be lawful to and for the Surveyor or Surveyors of the ſaid Roads, or any of them, or ſuch Perſon or Perſons as he or they, or as the ſaid Truſtees or any Five or more of them ſhall appoint, from Time to Time to remove any Privy, Bog-houſe, Water-trough, Dunghill, or other Filth, Soil, or Annoyance ſo erected, placed, or put, or permitted or ſuffered to remain as aforeſaid, and to take and carry away, ſell, and diſpoſe of the ſame, or the Materials thereof; and the Money thereby ariſing ſhall be rendered to the Owner or Owners thereof on Demand, after deducting ſuch Penalty and Forfeiture as aforeſaid, and the Coſts and Charges of taking and carrying away, and ſelling and diſpoſing of the ſame.

Truſtees may licenſe Water-troughs.

XLIX. Provided always, and be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees or any Five or more of them, by Writing under their Hands, to licenſe or permit any Water-trough to be placed or remain on ſuch Parts of the ſaid Roads, or the Footpaths thereof, or near or adjoining to the ſame, for ſuch Time and in ſuch Manner as they ſhall think proper; and then and in ſuch Caſe the Perſon or Perſons ſo placing ſuch Water-trough, or ſuffering or permitting the ſame ſo to remain, ſhall not be ſubject or liable to any Penalty, or to have the ſame removed by virtue of this Act, for and during ſuch Time as ſuch Licence ſhall be in force; any Thing herein contained to the contrary thereof in anywiſe notwithſtanding.

Power for Truſtees to purchaſe a Tenement adjacent to Long Lane.

L. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees for putting into Execution this and the ſaid ſeveral Acts, or any Five or more of them, to contract and agree with the Owner or Owners, or other Perſon or Perſons intereſted in a certain Tenement or Dwelling Houſe in the ſaid Pariſh of *Bermondſey*, in the Occupation

Occupation of *George Lark*, called or known by the Name of *The King John's Head*, being near or adjacent to *Long Lane* aforesaid, for the Purchase thereof, with the Appurtenances, and by and out of any Monies to be raised by virtue of this Act from any Rate or Assessment relating to the paving of *Long Lane* aforesaid, to pay all and every such Sum and Sums of Money as shall be contracted and agreed to be paid for the same.

LI. And whereas in and by the said recited Act of the Thirty-first Year of the Reign of His present Majesty it is enacted, that a Memorial of all Verdicts and Judgments in the Cases therein mentioned shall be enrolled with the proper Officer for enrolling of Deeds and Conveyances in the High Court of Chancery, and which Memorial shall be in the Form or to the Effect in the said Act particularly set forth, but which Memorial is not sufficient for the Purpose intended; be it therefore enacted, That in lieu and instead of the Memorial so directed by the said Act, a Memorial shall be enrolled with the said Officer for enrolling of Deeds and Conveyances in the High Court of Chancery, in the Form following, or to the like Effect; that is to say,

Form of Memorial of Verdict of Juries.

'BE it remembered, That pursuant to a Warrant directed to the Sheriff of the County of dated the Day of in the Year of our Lord . under the Hands of of the Trustees appointed to put in Execution several Acts of Parliament made and passed in the Twenty-second Year of the Reign of His late Majesty King *George* the Second; the Seventh, Thirty-first, Thirty-eighth, and Forty-third of His Majesty King *George* the Third, for opening, making, and keeping in Repair a Turnpike Road from *New Street*, *Southwark*, to *Deptford*, in the County of *Kent*, and several other Roads adjoining thereto, and for making a new Road or Street from *Free School Street*, *Southwark*, to *Dock Head*, and from thence to *Lilliput Hall Bridge*, in *Bermondsey*, and for other Purposes; the following Persons, among others, to wit, *A. B.* &c. were returned and summoned by the said Sheriff to assess and ascertain what Recompence shall be made to the Owners of and other Persons interested (*or if for a separate Interest, then say*, shall be made to *C. D.* for his Estate and Interest of and) in all, &c. (*describing the Premises to be taken*) for or upon account of the said Premises (*or* of the said Estate and Interest of the said *C. D. as the Case may be*) being taken by the said Trustees for the Purpose of the said Acts; and the said Persons being assembled at in the Parish of in the County of and sworn to assess and ascertain, according to Evidence then to be produced before them, the just and true Value of the said Premises (*or* of the said Estate and Interest of the said *C. D. as the Case may be*), and what Recompence ought to be made as aforesaid; and after Inquiry had, and Evidence given touching the same, the said Persons did find, that the just and true Value of the said Premises (*or* of the said Estate and Interest of the said *C. D. as the Case may be*), and the Recompence to be made as aforesaid, was and should be the Sum of Whereupon we, whose Names are hereunto subscribed, Trustees, among others, for putting the said Acts into Execution, assembled at the Time and Place before mentioned, do hereby adjudge and determine the said Sum of

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'to be paid to the Perſon or Perſons intereſted in the ſaid Premiſes (*or* 'to the ſaid *C. D. as the Caſe may be*), as the Recompence or Satisfac-'tion for his, her, or their ſeveral Rights and Intereſts in the ſame, or 'for the ſame, [*or* for ſuch his, her, or their Loſs or Damage as aforeſaid, '*as the Caſe may be*]. Given under our Hands this 'Day of in the Year of our Lord .'

Expences of this Act to be paid.

LII. And be it further enacted, That One Moiety of the Coſts and Charges of obtaining this preſent Act of Parliament ſhall be paid and diſcharged out of the Monies ariſen or to ariſe out of the Tolls, Duties, and Payments collected and received by virtue of the ſaid ſeveral herein-before recited Acts of Parliament, or this preſent Act; and the other Moiety thereof ſhall be paid by the Surveyors of the Highways in *Bermondſey*, or out of the Rates hereby authorized to be made relating to *Long Lane* aforeſaid.

Perſons aggrieved may appeal to the Quarter Seſſions.

LIII. Provided always, and be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by any Thing done by any Juſtice or Magiſtrate in purſuance of this Act, and for which no particular Method of Relief hath been already appointed, ſuch Perſon or Perſons may appeal to the Juſtices of the Peace at any General Quarter Seſſions of the Peace to be holden for the County of *Surrey* within Six Calendar Months after the Cauſe of Complaint ſhall have ariſen, ſuch Appellant firſt giving or cauſing to be given Fourteen Days Notice at the leaſt in Writing of his or her Intention to bring ſuch Appeal, and of the Matter thereof, to the Clerk to the ſaid Truſtees, and within Seven Days after ſuch Notice entering into a Recognizance unto the Treaſurer for the Time being to the ſaid Truſtees, before ſome Juſtice of the Peace for ſuch County, with Two ſufficient Sureties, in a ſufficient Penalty, not leſs than Forty Pounds, conditioned to try ſuch Appeal at, and abide the Order of, and to pay ſuch Coſts as ſhall be awarded by the ſaid Juſtices; of the entering into which Recognizance Notice ſhall be given by the ſaid Appellant to the ſaid Clerk within Two Days next after the ſame ſhall be ſo done, expreſſing the Name of the Juſtice before whom the ſame ſhall be entered into, and the Names of the ſaid Sureties; and the ſaid Recognizance ſhall be delivered on Demand to the ſaid Treaſurer or Clerk by ſuch Juſtice or Juſtices who ſhall have taken the ſame; and the ſaid Truſtees ſhall and may bring in any of His Majeſty's Courts at *Weſtminſter*, in the Name of the ſaid Treaſurer, any ſuch Action for Recovery of the Penalty of ſuch Recognizance as they may be adviſed, in caſe the ſaid Recognizance ſhall become forfeited; and the Juſtices at ſuch Seſſions, upon due Proof of ſuch firſt-mentioned Notice being given, and of entering into ſuch Recognizance, and of the Notice thereof as aforeſaid, ſhall hear and finally determine the Cauſe and Matter of ſuch Appeal in a ſummary Way, and award ſuch Coſts to the Parties appealing or appealed againſt as they the ſaid Juſtices ſhall think proper; and the Determination of ſuch Quarter Seſſions ſhall be final, binding, and concluſive to all Intents and Purpoſes.

Mode of recovering Penalties and Forfeitures.

LIV. And be it further enacted by the Authority aforeſaid, That all Penalties and Forfeitures by this Act or the ſaid former Acts, or any of them impoſed, the Manner of levying and recovering whereof is not otherwiſe particularly directed, ſhall, upon Proof of the Offence

and Conviction of the Offenders reſpectively, or of the ſame having become payable by or before any One or more of His Majeſty's Juſtices of the Peace or Magiſtrate for the County, City, or Place where the Offence ſhall be committed, or the Parties ſhall reſide, either by the Confeſſion or Confeſſions of the Party or Parties, or by the Oath or Oaths of One or more credible Witneſs or Witneſſes, be levied and recovered by Diſtreſs and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of ſuch Juſtice or Magiſtrate, which Warrant ſuch Juſtice or Magiſtrate is hereby empowered and required to grant; and the Overplus ariſing by ſuch Sale, after ſuch Penalties and Forfeitures and the Charges of ſuch Diſtreſs and Sale are recovered or deducted, ſhall be paid upon Demand to the Party or Parties whoſe Goods and Chattels ſhall be ſo diſtrained and ſold; and One Moiety of the ſaid Penalties and Forfeitures, unleſs otherwiſe directed to be applied by the ſaid recited Acts or this Act, or any of them, ſhall be paid to the Informer or Informers, and the other Moiety to the Treaſurer to the ſaid Truſtees for the Time being, to be applied towards the Purpoſes of this Act; and in caſe ſufficient Diſtreſs ſhall not be found, or ſuch Penalties and Forfeitures ſhall not be paid forthwith, it ſhall and may be lawful to and for ſuch Juſtice or Magiſtrate, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cauſe ſuch Offender or Offenders to be committed to the Common Gaol or Houſe of Correction, there to remain without Bail or Mainprize for any Time not exceeding Six Calendar Months, nor leſs than Seven Days, unleſs ſuch Penalties and Forfeitures, and all reaſonable Charges, ſhall be ſooner fully paid and diſcharged.

Diſtreſs not unlawful for want of Form.

LV. And be it further enacted by the Authority aforeſaid, That where any Diſtreſs ſhall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Diſtreſs itſelf ſhall not be deemed unlawful, nor the Party or Parties making the ſame be deemed a Treſpaſſer or Treſpaſſers, on account of any Default or Want of Form in any Proceedings relating thereto, nor ſhall the Party or Parties diſtraining be deemed a Treſpaſſer or Treſpaſſers *ab initio* on account of any Irregularity which ſhall be afterwards done by the Party or Parties diſtraining; but the Perſon or Perſons aggrieved by ſuch Irregularity may recover full Satisfaction for the Special Damages in an Action on the Caſe.

Plaintiff not to recover, if Tender of Amends hath been made.

LVI. Provided always, That no Plaintiff or Plaintiffs ſhall recover in any Action to be commenced againſt any Perſon or Perſons whomſoever for any Thing done in purſuance of this Act, if Tender of ſufficient Amends ſhall have been made to him, her, or them, or to his, her, or their Attorney or Attornies, by or on Behalf of the Defendant or Defendants before ſuch Action brought; and in caſe no ſuch Tender ſhall have been made, it ſhall and may be lawful for the Defendant or Defendants in any ſuch Action, by Leave of the Court where ſuch Action ſhall be depending, at any Time before Iſſue joined, to pay into Court ſuch Sum of Money as he or they ſhall ſee fit, whereupon ſuch Proceedings or Order and Judgment ſhall be had, made, and given in and by ſuch Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Juſtices empowered to adminiſter Oaths or Affirmation.

LVII. And be it further enacted by the Authority aforeſaid, That in all Caſes where Cognizance is given to any Juſtice or Juſtices of the Peace by this Act or any of the ſaid former Acts, it ſhall and may

be lawful for ſuch Juſtice or Juſtices to adminiſter an Oath to any Perſon, for his or their more certain Information in the Matter then depending.

Truſtees empowered to adminiſter Oaths in certain Caſes.

LVIII. And be it further enacted, That in all Caſes wherein it is required by this or the ſaid recited Acts that Proof ſhall be made to the Satisfaction of the ſaid Truſtees, aſſembled at any General Meeting, by Oath, it ſhall be lawful for ſuch Truſtees, or any One or more of them, to adminiſter an Oath to ſuch Parties, Witneſſes, or Perſons, of or concerning the Matters to be heard, examined, or inquired into by or before them.

Puniſhment of Perſons guilty of Perjury.

LIX. And be it further enacted, That all and every Perſon and Perſons who ſhall give falſe Evidence in any Inquiry or Examination to be taken by virtue of this or the ſaid former Acts, or any of them, or where, in purſuance of this or the ſaid Acts, or either of them, any Oath is required to be taken, ſhall ſwear falſely, ſhall be ſubject to ſuch Pains, Penalties, and Diſqualifications, as Perſons guilty of wilful and corrupt Perjury are or for the Time being ſhall be ſubject or liable to by the Laws or Statutes of this Realm.

Proceedings not to be quaſhed for want of Form.

LX. And be it further enacted by the Authority aforeſaid, That no Proceedings to be had touching the Conviction of any Offender or Offenders againſt this or any of the recited Acts, or any Order made, or other Matter or Thing to be done or tranſacted in or relating to the Execution of this and the ſaid Acts, or any of them, ſhall be vacated or quaſhed for Want of Form, or be removed by *Certiorari*, or any other Writ or Proceſs whatever, into any of His Majeſty's Courts of Record at *Weſtminſter*; any Law or Statute to the contrary notwithſtanding.

Inhabitants and Truſtees may be Witneſſes.

LXI. And be it further enacted, That in all Actions, Proſecutions, Informations, Cauſes, and Proceedings whatſoever, relating to or concerning the Execution of the ſaid recited Acts or this Act, or any of them, no Inhabitant of the ſaid Pariſh of *Bermondſey* ſhall be diſqualified from giving Evidence by reaſon of his or her being rated or aſſeſſed by virtue of this Act; any Law, Cuſtom, or Uſage to the contrary notwithſtanding.

Limitation of Actions.

LXII. And be it further enacted by the Authority aforeſaid, That no Action or Suit ſhall be commenced againſt any Perſon or Perſons for any Thing done in purſuance of this Act, until Twenty-one Days Notice thereof ſhall be given in Writing to the Clerk to the ſaid Truſtees, or after ſufficient Satisfaction or Tender hath been made to the Party or Parties aggrieved, or after Six Calendar Months next after the Fact committed, for which ſuch Action or Actions, Suit or Suits, ſhall be ſo brought; and every ſuch Action ſhall be brought, laid, and tried in the County of *Surrey*, and not in any other County or Place; and the Defendant or Defendants in ſuch Action and Suits, and every of them, may plead the General Iſſue, and give this Act and the Special Matter in Evidence at any Trial or Trials which ſhall be had thereupon, and that the Matter or Thing for which ſuch Action or Actions, Suit or Suits, ſhall be ſo brought, was done in purſuance and by the Authority of this Act; and if the ſaid Matter or Thing ſhall appear

pear to have been ſo done, or if it ſhall appear that ſuch Action or Suit was brought before Twenty-one Days Notice thereof given as aforeſaid, or that ſufficient Satisfaction was made or tendered as aforeſaid, or if any ſuch Action or Suit ſhall not be commenced within the Time before for that Purpoſe limited, or ſhall be laid in any other County or Place than as aforeſaid, then the Jury or Juries ſhall find for the Defendant or Defendants therein; and if a Verdict or Verdicts ſhall be found for ſuch Defendant or Defendants, or if the Plaintiff or Plaintiffs in ſuch Action or Actions, Suit or Suits, ſhall become nonſuited, or ſuffer a Diſcontinuance of ſuch Action or Actions, or if, upon any Demurrer or Demurrers in ſuch Action or Actions, Judgment ſhall be given for the Defendant or Defendants therein, then and in either of the Caſes aforeſaid ſuch Defendant or Defendants ſhall have Treble Coſts, and ſhall have ſuch Remedy for recovering the ſame as any Defendant or Defendants may have for his, her, or their Coſts in any other Caſes by Law.

Public Act. LXIII. And be it further enacted by the Authority aforeſaid, That this Act ſhall be taken and allowed in all Courts of Juſtice as a Public Act, and all Judges, Juſtices, and others are hereby required to take Notice thereof as ſuch, without the ſame being ſpecially pleaded.

Continuance of this Act. LXIV. And be it further enacted, That this Act ſhall commence and take place on the Firſt Day of *September* One thouſand eight hundred and three, and ſhall continue and be in force for and during the Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

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