ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 39.

An Act to continue the Term, and alter and enlarge the Powers of Two Acts, passed in the Second and Twenty-third Years of the Reign of His present Majesty, for amending the Road from the South End of *Sparrow's Herne*, on *Bushey Heath*, in the County of *Hertford*, to the Road at *Walton*, in the County of *Buckingham*. [17th *May* 1803:]

WHEREAS an Act was passed in the Second Year of the Reign of His present Majesty King *George* the Third, intituled, *An Act for amending, widening, altering, and keeping in Repair the Road from the South End of* Sparrow's Herne, *on* Bushey Heath, *through the Market Towns of* Watford, Berkhampstead, Saint Peter's, and Tring, *in the County of* Hertford, *by* Pettiphers Elms, *to the Turnpike Road at* Walton, *near* Aylesbury, *in the County of Bucks*: And whereas an Act was passed in the Twenty-third Year of the Reign of His said present Majesty to enlarge the Term and Powers of the said former Act: And whereas the Trustees appointed in or by virtue of the said recited Acts have proceeded to put the same in Execution, and have for that Purpose borrowed several considerable Sums of Money on the Credit thereof, which are still due and owing,

2 Geo. 3.

23 Geo. 3.

owing, and cannot be paid off, and the ſaid Roads be effectually amended, widened, improved, and kept in Repair, unleſs the Term of the ſaid Acts is continued, the Powers and Proviſions thereof are altered and enlarged; and it is neceſſary that the Tolls granted by the ſaid Acts ſhould be increaſed: 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,

Said Acts further continued:

That the ſaid recited Acts, and all and every the Powers, Authorities, Proviſions, Regulations, Penalties, Forfeitures, Clauſes, Matters, and Things therein contained (except ſuch as relate to Exemptions from Stamp Duties) ſhall be, and are hereby further continued for and during the Term herein-after mentioned as fully and effectually to all Intents and Purpoſes as if the ſame were repeated and re-enacted in the Body of this Act, but ſubject nevertheleſs to the Amendments, Alterations, Variations, and Additions herein contained, and which ſhall commence and take Effect immediately upon the paſſing of this Act; and this Act and the additional Term and the Tolls by the ſaid Acts and by this Act granted, ſhall be ſubject and liable to the Payment of all the Money now due on the Credit or on Account of the ſaid recited Acts or either of them, or which ſhall be borrowed on the Credit of the ſaid Acts and this Act, for the Uſe of the ſaid Road, and the Intereſt due and to grow due thereon.

Double Tolls on *Sundays* to be taken.

II. And whereas the Tolls by the ſaid firſt recited Act granted are inſufficient for the Purpoſe of effectually amending, improving, and keeping in Repair the ſaid Road, and it is neceſſary the ſame ſhould be increaſed; be it therefore further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, aſſembled at a Meeting to be held for that Purpoſe (of which Meeting and of the Purpoſe thereof Fourteen Days Notice ar leaſt ſhall be given in ſome Newſpaper circulated in the ſaid Counties of *Hertford* and *Bucks*, or either of them) to order and cauſe to be demanded and taken at all and every the Gates and Turnpikes already erected, or that may hereafter be erected upon the ſaid Road, under and by virtue of the ſaid recited Acts and this Act, or any of them, on every *Sunday* throughout the Year, Double the ſeveral and reſpective Tolls which are in and by the ſaid firſt recited Acts, and alſo in and by an Act paſſed in the Thirteenth Year of the Reign of His preſent Majeſty, intituled, *An Act to explain, amend, and reduce into One Act of Parliament the general Laws now in being for regulating the Turnpike Roads in that Part of* Great Britain *called* England, *and for other Purpoſes*, granted and made payable.

Tolls veſted in Truſtees.

III. And be it further enacted, That the Tolls hereby granted and made payable ſhall be and the ſame are hereby veſted in the ſaid Truſtees, and the ſame and every Part thereof ſhall be collected, levied, recovered, paid, applied, aſſigned, varied, and diſpoſed of in ſuch and the ſame Manner, and by ſuch Ways and Means, and with ſuch Remedies for Non-payment or Evaſion thereof, and with ſuch Powers, Proviſoes, Exemptions, and Reſtrictions as in the ſaid firſt recited Act are contained, with reſpect to the Tolls thereby granted and made payable, but ſubject nevertheleſs to the Exemptions therein contained.

For leſſening the Quorum of Truſtees.

IV. And whereas the Quorum of Nine Truſtees appointed in and by the ſaid firſt recited Act is found to be too large, it frequently happening that ſo

so great a Number cannot be assembled; be it therefore further enacted, That all Acts, Matters, Powers, and Things, which by the said Act are authorized, directed, and required to be done, executed, performed, and determined by Nine or more Trustees, shall and may from Time to Time be done, executed, performed, and determined by the said Trustees, or any Five or more of them, and the same shall be as valid and effectual as if done, executed, and performed by the said Trustees, or any Nine or more of them, the said recited Acts, or any Thing therein contained to the contrary in anywise notwithstanding.

Application of Compensation Money where exceeding 200 *l.*

V. 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 for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatick, or Person or Persons under any Disability or Incapacity as in the first recited Act particularly mentioned, such Money shall in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made, upon a Petition to be preferred in a summary Way, by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance, or 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, and 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 and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall by Order of the Court of Chancery, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments, so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application where the Compensation Money does not ex-

VI. Provided always, and be it further 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,

ceed 200 *l.* and above 20*l.*

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 the Sum of Twenty Pounds, then and in 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 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 hereinafter directed; or otherwiſe the ſame ſhall be paid, (at the like Option) to Two Truſtees, to be nominated by the Perſon or Perſons making ſuch Option, and approved of by Five or more of the 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 Manner herein-before directed, ſo far as the Caſe be applicable, without obtaining, or being required to obtain, the Direction or Approbation of the Court of Chancery.

Application where the Money is leſs than 20*l.*

VII. Provided alſo, and be it further 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 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 Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of the ſaid Acts and this Act, in ſuch Manner as the ſaid Truſtees, or any Five or more of them, ſhall think fit; or in caſe of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

For paying the Expences of the Act.

VIII. And be it further enacted, That all Coſts, Charges, and Expences incident to and attending the obtaining and paſſing of this Act, ſhall be paid and diſcharged by the Truſtees for putting the ſaid recited Acts and this Act in Execution, or any Five or more of them, out of any Money which hath ariſen by virtue of the ſaid Acts, or out of the firſt Money which ſhall ariſe by virtue thereof and of this Act.

Declaring the the Act publick.

IX. And be it further enacted, That this Act ſhall be deemed, adjudged, and taken to be a publick Act, and ſhall be judicially taken Notice of as ſuch, by all Judges, Juſtices, and other Perſons whomſoever, without ſpecially pleading the ſame.

Fixing the Term of this Act.

X. And be it further enacted, That the Term granted and continued by the ſaid recited Acts of the Second and Twenty-third Years of His ſaid preſent Majeſty's Reign, ſhall, upon the paſſing hereof, ceaſe and determine; and that the ſaid Acts and this Act ſhall from thenceforth continue and be in Force, and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

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