ANNO SEPTIMO

GEORGII IV. REGIS.

Cap. cxxi.

An Act for better paving, lighting, regulating, and improving the Parish of *Saint George Hanover Square*, within the Liberty of the City of *Westminster*.

[26th *May* 1826.]

WHEREAS an Act was passed in the Twenty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better Relief and Employment of the Poor of the Parish of* Saint George Hanover Square, *within the Liberty of the City of* Westminster; *for repairing the Highways, regulating the Beadles, Watch, and Patrol; for paving, repairing, cleansing, lighting, and removing and preventing Nuisances and Annoyances within several of the Streets and other public Passages and Places within the said Parish; and for other Purposes relating to the said Parish:* And whereas an Act was passed in the Fifty-third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for more effectually paving, cleansing, lighting, watching, and regulating certain Parts of* Piccadilly *and* Park Lane *in the Parish of* Saint George Hanover Square *in the County of* Middlesex, *and also the several Squares, Streets, Lanes, and other public Passages and Places within the said Parish; and for altering and enlarging the Powers of an Act of the Twenty-ninth Year of His present Majesty King* George *the Third, relative to the above Purposes and to the Poor of the said Parish:* And whereas the Provisions of the said Acts have been found in many respects insufficient for the Purposes for which they were designed:

29 G. 3. c. 75.

53 G. 3. c. 38.

And whereas it is expedient that some new Powers and Provisions should be given for paving, lighting, regulating, and improving the said Parish, and that the said Two Acts should be repealed, and all the Powers and Provisions for effectuating the Purposes aforesaid should be consolidated in One Act: May it therefore please Your Majesty that it may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 passing of this Act the said Act passed in the Twenty-ninth Year of the Reign of His late Majesty King *George* the Third, and the said Act passed in the Fifty-third Year of the Reign of His late Majesty King *George* the Third, shall be and the same are hereby repealed.

Recited Acts repealed.

Present Governors and Committees to act till others are appointed.

II. Provided always, and be it further enacted, That the Governors and Directors of the Poor of the said Parish, and the Committee of Paving, and the Committee for the Watch of the said Parish, respectively appointed by virtue of the said recited Acts, or either of them, shall and may, until Governors and Directors of the Poor, or a Committee of Paving, or a Committee for the Watch, shall be appointed by virtue of this Act, use and exercise the Powers and Authorities by this Act given to the said Governors and Directors, Committee of Paving, and Committee for the Watch respectively, in the same Manner as they might have done if they had been appointed under this Act; and the Rules, Orders, and Regulations made by virtue of the said recited Acts, or either of them, shall, notwithstanding their Repeal, be in force until the same shall be varied or repealed under the Authority of this Act.

Contracts to continue in force.

III. And be it further enacted, That all Contracts, Bonds, and Agreements entered into by virtue of the said recited Acts, or either of them, shall subsist and continue in force in such Manner as the same would have subsisted and continued in force in case the said recited Acts had not been repealed.

Arrears of Rates.

IV. And be it further enacted, That all and every Person and Persons, and Body Corporate, from or by whom any Rates, or any Arrears of Rates, laid or assessed, or any Sum or Sums of Money, payable by virtue of the said recited Acts or either of them, shall be due and unpaid at the Time of the passing this Act, shall remain and be liable to the Payment thereof in all respects as such Person or Persons, or Body Corporate, were or was liable immediately before the passing of this Act, or would have been liable if the said recited Acts had not been repealed; and all such Rates and Arrears of Rates, Sum or Sums of Money, shall be paid to or received by the Governors and Directors, Committee for the Watch, and Committee of Paving respectively appointed by the said recited Acts or either of them, or to be appointed by virtue of this Act, or their Collector or Collectors or Treasurer, and shall and may be recoverable and recovered in the same Manner and by the same Ways and Means as if such Rates and Arrears of Rates, Sum or Sums of Money, had been laid or assessed or become due by virtue of this Act, and as the Rates

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and Sum or Sums of Money by this Act granted may be recovered and levied by virtue of this Act.

Present Officers to account.

V. And be it further enacted, That each and every Treasurer, Collector, Surety, or other Person in whose Hands, Custody, or Controul any Money received or collected under the said recited Acts or either of them, or any Property of the said Vestry of the said Parish for the Time being, shall be, at or after the Time of passing this Act, shall be and remain liable to pay, deliver up, and account for the same as if such Money or Property had been collected or received by virtue of this Act.

New Rates to be subject to the Payment of the Debts under the former Act.

VI. And be it further enacted, That the Rates or Assessments hereby respectively granted or authorized to be received, as well as any Monies received in respect of Rates made prior to the passing of this Act, shall be subject and liable to the Payment of all Monies which have been borrowed and are now due and owing on the Credit or on account of the respective Rates granted or authorized to be received by virtue of the said recited Acts or either of them, together with all Interest due and to grow due thereon respectively, as fully and effectually, to all Intents and Purposes whatsoever, as if such Monies had been wholly borrowed and become due and owing on the Credit or on account of the Rates or Assessments hereby granted or authorized to be received; and that all Appointments of Collectors, Treasurer, Officers, or Persons, and all Acts done prior to the passing of this Act, under the Authority of the said recited Acts or either of them, shall, unless or until the same shall be varied or repealed under the Authority of this Act, be as effectual as the same would have been if the said recited Acts had not been repealed.

Vestry to meet annually and appoint Governors and Directors.

VII. And be it further enacted, That the Vestry of the said Parish of *Saint George Hanover Square* shall meet upon the Twenty-fifth Day of *March* in every Year, or within Fourteen Days after, of which Meetings Notice shall be given in the Church of the said Parish on the *Sunday* next before such Meetings respectively; and the said Vestry at every such Meeting shall appoint Twenty Persons being Householders residing within the said Parish, (either out of their own Body or otherwise,) and the Persons so appointed, together with the Rector, Churchwardens, and Overseers of the Poor of the said Parish for the Time being, shall be Governors and Directors of the Poor of the said Parish, and shall have the sole Care and Management of the said Poor; and the Governors and Directors so to be from Time to Time appointed shall continue in Office till others are appointed in their Stead; and the said Governors and Directors shall from Time to Time meet at the Workhouse of the said Parish in *Mount Street*, or at any other convenient Place, as often as they shall think proper, for putting this Act in execution: Provided always, that no Governor or Director of the Poor shall by himself, or by any other Person in trust for him, furnish or supply, for his own Profit, any Goods, Materials, Provisions, or other Things for the Use of the Poor of the said Parish, or have any Contract, or any Share or Interest in any Contract, to be entered into by the said Governors and Directors by

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virtue of this Act, during the Time he shall be a Governor or Director of the Poor of the said Parish.

Governors and Directors to appoint Officers.

VIII. And be it further enacted, That the said Governors and Directors shall have Power from Time to Time to appoint proper Persons to be Masters and Matrons of the Workhouses belonging to the said Parish, and such other Officers or Servants as they shall think proper to employ for the better carrying into execution all such Laws as relate to the Poor of the said Parish, and shall pay such Salaries and make such Allowances to all such Officers or Servants as they shall think reasonable; and shall and may (if they think fit) appoint One or more Clergyman or Clergymen (to be nominated by the Rector of the said Parish for the Time being) to instruct such poor Persons as shall be maintained in the said Workhouses, and perform the other Duties of his or their Profession, and shall pay such Salary or Salaries to the said Clergyman or Clergymen as the said Governors and Directors shall think proper; and shall and may from Time to Time displace or discharge any such Officers and Persons aforesaid when they shall think proper, and appoint others in their Stead.

Poor to be under the Management and Direction of Governors and Directors.

IX. And be it further enacted, That all poor Persons within the said Parish who are incapable of providing for themselves may be received into any Workhouse belonging to the said Parish, and shall be under the Direction and Management of the said Governors and Directors, who may detain all poor Children of the Age of Six Years and upwards, who now are or shall be received into the said Workhouse, until such Children, if Boys, attain the Age of Seventeen Years, or, if Girls, the Age of Fifteen Years, (in case such Children shall not be bound Apprentices in manner herein-after mentioned,) and that when such Children shall have respectively attained the Ages before mentioned, they shall be discharged from the Workhouse, except those who from Sickness or some other Infirmity shall be incapable of providing for themselves; and if any Children shall be hired as Servants for a Year, such Children shall be discharged from the Workhouse; and it shall be lawful for the said Governors and Directors, by Indenture signed by them (with the Consent of any Two Justices of the Peace of the City and Liberty of *Westminster* or the County of *Middlesex*), to bind any such Children Apprentices; until such Children, if Boys, shall attain the Age of Twenty-one Years, or, if Girls, until they shall attain the Age of Eighteen Years, in like Manner as Churchwardens and Overseers of the Poor, with the Assent of Two Justices of the Peace, are by the Laws in being empowered to do; and the Persons to whom any such Child shall be bound Apprentice by the said Governors and Directors, with the Consent of Two Justices of the Peace as aforesaid, shall be obliged to provide for such Apprentices in like Manner as by the Laws in being Persons are obliged to provide for poor Children bound Apprentices by Churchwardens and Overseers of the Poor with the Assent of Two Justices of the Peace, and also to execute the Counterpart of the Indenture by which such Apprentice shall be bound; and it shall also be lawful for the said Governors and Directors, with the like Consent, to bind any of such Boys Apprentices in the Sea Service to any Owner, Captain, Master,

Children may be bound Apprentices.

Master, or other Officer of any Ship or Vessel; and no Apprentice so bound as aforesaid, and being within the Four Seas, shall (except with the Consent of Two of His Majesty's Justices of the Peace) be assigned or turned over to any other Person; and that any Person to whom any such Apprentice shall be assigned or turned over shall be obliged to provide for him or her in the same Manner as the Person to whom such Apprentice was first bound was obliged to provide for such Apprentice.

Governors and Directors may provide Furniture, &c.;

X. And be it further enacted, That the said Governors and Directors are hereby authorized to purchase or provide, either by Contract or otherwise, from Time to Time, such Furniture, Goods, Provisions, Clothing, Tools, and Utensils, and also such Materials and Things, as they shall think proper for furnishing the said Workhouses, and maintaining, clothing, providing for, and employing the Poor of the said Parish: Provided always, that it shall be lawful for the said Governors and Directors, if they think fit, to contract and agree from Time to Time with any Person or Persons for the lodging, keeping, maintaining, and employing all or any of the Poor of the said Parish; and the said Governors and Directors may also, if they think fit, subscribe annually or otherwise to any Hospital, and may send any of the said poor Persons who may happen to be afflicted with any particular Complaint or Disorder to any such Hospital, or to any House or Place which the said Governors and Directors shall think proper for the Benefit of such poor Persons.

and contract for keeping the Poor.

Governors and Directors may employ the Poor, and reward the industrious and skilful.

XI. And be it further enacted, That it shall be lawful for the said Governors and Directors to cause any Person who shall be received into the Workhouse to be employed in any Work, Trade, or Manufacture, or otherwise, as they shall think proper, during the Time they continue in the Workhouse, any Law or Usage to the contrary notwithstanding; and out of the Profits arising from any Work which shall be done by any such Persons, such Gratuities or Reward shall be distributed to the industrious and skilful, according to the Quantity and Perfection of their Work, as to the said Governors and Directors shall appear reasonable and proper, and the Remainder of the Profits shall be applied by the said Governors and Directors in aid of the Poor's Rates.

What Number of Governors and Directors shall have Power to act.

XII. And be it further enacted, That any Three or more of the said Governors and Directors may exercise any of the Powers and Authorities hereby vested in the Governors and Directors; and the said Governors and Directors, or the Majority of them, present at any of their Meetings, may make such Rules, Orders, and Regulations for regulating their Meetings and Proceedings, and also for the better governing, employing, and regulating the Poor of the said Parish, and for carrying the other Purposes of this Act into execution, according to the true Intent and Meaning thereof, so far as relates to the Poor, as they shall from Time to Time think proper, and may alter, vary, and repeal the same as often as they shall think fit; provided such Rules, Orders, and Regulations are not repugnant to Law; but no such Rules, Orders, or Regulations shall be in force until approved of by the said Vestry.

Donations, &c. to be paid to the Treasurer.

XIII. And be it further enacted, That all Gifts, Donations, Benefactions, Penalties, Forfeitures, and Sums of Money whatsoever now payable or which shall hereafter become payable for the general Use of the Poor of the said Parish (such Gifts, Donations, Benefactions, and Sums of Money not being directed or liable to be applied for the Support of any private or particular Poor or Charity; or by the Donation particularly appropriated, and not being Sacramental Money,) shall from Time to Time be paid into the Hands of the Treasurer of the said Parish for the Time being, and shall be subject to the Disposal of the said Governors and Directors, for the Use of the Poor.

Justices to proceed on Complaint of Governors and Directors.

XIV. And be it further enacted, That in all Cases where any Justice or Justices of the Peace for the said City and Liberty, or the said County of *Middlesex*, is or are empowered by Law to proceed on the Complaint of the Churchwardens and Overseers of the Poor of the said Parish, it shall be lawful for such Justice or Justices, and he and they is and are hereby required, to proceed on the Complaint of any One or more of the said Governors and Directors, or of such Person or Persons as shall have been duly appointed by any Writing under the Hands and Seals of the said Governors and Directors for that Purpose, in such Manner as if such Complaint had been made by the Churchwardens and Overseers of the Poor of the said Parish.

Overseers to be appointed, not exceeding Eight.

XV. And whereas by the Laws in being no greater Number of Overseers of the Poor than Four can be appointed for the said Parish, and it would be of Benefit to the said Parish if the Number was increased; be it therefore enacted, That there shall be so many Overseers of the Poor for the said Parish, but not exceeding Eight in the whole, as the said Vestry shall from Time to Time determine, such Overseers to be appointed in the Manner prescribed by an Act of Parliament of the Forty-third Year of the Reign of Queen *Elizabeth*, intituled *An Act for the Relief of the Poor*.

Power to appoint Assistant Overseers, with Salary.

XVI. And be it further enacted, That it shall and may be lawful for the said Vestry to nominate and elect any discreet Person or Persons to be Assistant Overseer or Overseers of the Poor of the said Parish of *Saint George Hanover Square*, and to determine and specify the Duties to be by him or them executed and performed, and to fix such yearly Salary for the Execution of the said Office as shall by the said Vestry be thought fit; and it shall be lawful for any Two of His Majesty's Justices of the Peace for the County of *Middlesex*, and they are hereby empowered, by Warrant under their Hands and Seals, to appoint any Person or Persons so nominated and elected to be Assistant Overseer or Overseers of the said Parish, for such Purposes and with such Salary as shall have been fixed by the said Vestry, and such Salary shall be paid out of the Money raised or to be raised for the Relief of the Poor, at such Times and in such Manner as shall have been agreed upon by the said Vestry; and every Person so to be appointed Assistant Overseer shall and is hereby authorized and empowered to exercise all such of the Duties of the Office of Overseer of the Poor as shall in the Warrant for his Appointment be expressed, in like Manner and as fully to all Intents and Purposes as the same

may be executed by any ordinary Overseer of the Poor; and every Person or Persons so appointed shall continue to be an Assistant Overseer until he or they shall resign such Office, or until his or their Appointment shall be revoked by the said Vestry, and no longer; and it shall be lawful for the said Vestry, upon the Nomination and Election of an Assistant Overseer or Overseers, to require and take Security for the faithful Execution of his or their Office by Bond, with or without a Surety or Sureties, and in such Penalty as they shall think fit.

Power for Vestry to divide the Parish into Wards.

XVII. And be it further enacted, That it shall be lawful for the Vestry of the said Parish to divide the said Parish into as many Wards as the Vestry shall from Time to Time think fit, and to fix the Extent of such Wards, and at their Discretion to alter the Extent of the present or any future Wards.

Vestry may purchase Premises.

XVIII. And be it further enacted, That it shall be lawful for the said Vestry to agree for the Purchase of the Fee Simple and Inheritance, or other Estate or Interest, of or in any Buildings and Lands which shall be necessary for the Purpose of employing the Poor in any such Trades or Manufactures as the said Governors and Directors shall think proper, and also to agree for the Purchase of the Fee Simple and Inheritance of the present Workhouse in *Mount Street*, and of all or any of the Buildings and Lands held therewith, or to agree for the Renewal of any Lease or Leases or for any new Lease or Leases thereof; and the Conveyances and Leases of all such Houses, Buildings, and Lands as may be necessary for any of the Purposes aforesaid shall be made to the Rector and Churchwardens of the said Parish and their Successors, and shall vest in them, according to the Nature of such Estate, in Trust for the Use of the said Parish; and for defraying the Costs, Charges, and Expences of the Works and Matters aforesaid, it shall be lawful for the said Vestry, and they are hereby authorized and empowered, to borrow, in the Manner hereinafter mentioned, either upon Annuity or otherwise, any Sum or Sums of Money which they shall judge necessary and proper, not exceeding in the whole the Sum of Ten thousand Pounds: Provided always, that in case it shall be deemed most conducive to the Benefit of the Parish to raise the Money to be borrowed not upon Annuity, the same shall be borrowed at as low a Rate of Interest as can conveniently be procured, upon the Credit of the Rates to be made for the Relief of the Poor of the said Parish; and it shall be lawful for the said Vestry to assign the said Rates to the Person or Persons advancing such Money on such Securities as herein-after mentioned; but in case it shall be deemed advisable to raise the Money so to be borrowed by Annuity, then and in such Case it shall be lawful for the said Vestry, and they are hereby authorized and empowered, to raise any Sum or Sums of Money (not exceeding in the whole the Sum of Ten thousand Pounds) which shall be adjudged necessary for the Purposes aforesaid by the granting of Annuities for and during the Lives of such Persons as shall be nominated by the respective Purchasers of such Annuities, and either with or without Benefit of Survivorship, in such Manner as the said Vestry shall think proper; which Annuities shall be charged upon and made payable out of the Rates made for the Relief of the

Poor

Poor of the said Parish, and shall be granted in the Form herein-after mentioned.

Power to hire Places to employ the Poor, and to keep the Workhouses and other Buildings in repair.

XIX. And be it further enacted, That it shall be lawful for the said Vestry from Time to Time, if they think proper, to hire any House or other Place within the said Parish, to be made use of for employing any of the said Poor in such Trades and Manufactures as the said Governors and Directors shall think proper, and to fit up and furnish the same in such Manner as they shall think necessary; and the said Governors and Directors shall at all Times hereafter cause the respective Workhouses of the said Parish, and the Chapels and all other Buildings belonging to the said Workhouses respectively, and all Houses and Places to be used for employing the Poor, to be kept in good Repair; and all the Charges and Expences attending the Hire of any such Houses or Places as aforesaid, and of fitting up and furnishing the same, and of keeping the said respective Workhouses and Chapels, and the several other Buildings belonging to the said respective Workhouses, and the several Houses and other Places aforesaid, in repair, shall be paid by the said Governors and Directors of the Poor out of any Money raised for the Relief of the Poor of the said Parish.

Power to take Security for Expences in Cases of Bastardy.

XX. And be it further enacted, That it shall and may be lawful for the said Governors and Directors of the Poor, or any Three of them, and they are hereby fully authorized, to take, accept, and receive a Bond or Security, or any Sum or Sums of Money by way of Indemnity, from any Person or Persons, for defraying the Costs, Charges, and Expences of the Maintenance previous to and during the Lying in of any pregnant single Woman in the said Parish, and for the Maintenance and Support of any Bastard Child or Children respectively born or to be born therein.

Securities may be given to Vestry, &c. generally.

XXI. Provided always, and be it further enacted, That as well all and every such Bond and Bonds, Security and Securities, as all and every other Bond and Bonds, Security and Securities, taken or given to or for the Benefit or Indemnity of the said Parish or the Parishioners thereof, may be taken and given to the said Vestry, Governors, and Directors, or Members of the Committee for the Watch, or Committee of Paving, generally, without naming them.

Vestry to appoint a Committee for the Watch, and fix Number of Beadles, &c.

XXII. And be it further enacted, That the said Vestry shall meet in the Month of *March* in every Year, and shall appoint Fifteen Persons, being Householders residing within the said Parish, who shall be called the Committee for the Watch, and all such Persons shall continue in Office until others shall be appointed in their Stead, and any Three or more of the said Committee may exercise any of the Powers hereby vested in the said Committee; and the said Vestry shall at such Meeting ascertain and fix what Number of Beadles, Watchmen, and Patrols will be proper to be employed within the said Parish for the Protection of the Persons and Property of the Inhabitants for One Year then next ensuing; and the said Committee shall hire and employ such able-bodied Men to be the Beadles, Watchmen, and Patrols for the said Parish as they shall think proper, and shall direct

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in what Manner the Watchmen and Patrols shall be armed, and how long they shall continue on Duty, and shall make such Rules, Orders, and Regulations for the better Government of the said Beadles, Watchmen, and Patrols as they shall from Time to Time judge proper; and the said Committee shall appoint all such Officers and Persons as they shall have occasion to employ for the better carrying so much of this Act into Execution as relates to the said Beadles, Watchmen, and Patrols, and out of any Money arising by the Rates to be made for defraying the Expence of the said Beadles, Watchmen, and Patrols, to pay such Salaries and Wages, and make such Allowances to the said Beadles, Watchmen, and Patrols, and to the Officers and Persons whom they shall employ, for their Attendance and Trouble, as the said Committee shall think reasonable; and the said Committee may remove and discharge any of the said Beadles, Watchmen, and Patrols, and any such Officers and Persons aforesaid, and appoint others to fill up the Vacancies occasioned by such Removals, or by Death; and it shall be lawful for the said Committee, if they judge it expedient, to make such Provision towards the Support and Maintenance of any decayed and infirm Beadles, Watchmen, and Patrols, and give such Rewards to such Watchmen and Patrols as may be disabled, wounded, or hurt in the Execution of their Duty, as the said Committee shall from Time to Time think proper and reasonable; and the said Committee shall cause such Number of Watchboxes to be continued and erected, and at such Places as they shall from Time to Time judge proper; and if any Person shall take down and remove any Watchbox belonging to the said Parish without the Consent of the said Committee, or shall wilfully break or damage any such Watchbox, every such Person shall for every such Offence forfeit and pay the Sum of Twenty Shillings, and shall also pay the necessary Charges of replacing, repairing, and making good the same: Provided always, that if upon any Occasion the said Committee shall think necessary to employ a greater Number of Watchmen and Patrols than shall have been ascertained and fixed upon by the said Vestry as aforesaid, it shall be lawful for the said Committee at any Time to appoint and employ such additional Number of Watchmen and Patrols, and for such Time as they shall think necessary, any thing herein-before contained to the contrary notwithstanding.

Committee may appoint additional Watchmen and Patrols.

XXIII. And be it further enacted, That all Watchmen and Patrols shall be sworn in as Constables before any Justice or Justices of the Peace for the said City and Liberty or County of *Middlesex*, and act as such during the Time they shall be on Duty in the Execution of this Act, and they are hereby invested with and shall have and enjoy the like Powers and Authorities, Privileges and Immunities, and shall be subject and liable to the like Pains, Penalties, and Forfeitures, as any Constable or Constables is or are invested with, or have and enjoy, or is or are subject and liable to by Law.

Watchmen and Patrols vested with Power of Constables.

XXIV. And be it further enacted, That the said Beadles, Watchmen, and Patrols shall, during the Time of their being upon Duty, use their utmost Endeavours to prevent any Mischief by Fire, and also any Burglaries, Robberies, Affrays, and other Outrages and Dis-

Duty of Beadles, Watchmen, and Patrols.

orders within the said Parish; and it shall be lawful for the said Beadles, Watchmen, and Patrols, or any of them, and they are hereby also respectively required, during the Time they are on Duty, to apprehend and detain all Malefactors, Rogues, Vagabonds, and other disorderly Persons whom they shall find disturbing the public Peace, or shall have cause to suspect of any evil Designs, and to deliver such Persons as soon as conveniently may be to the Constable of the Night, or in his Absence to the Keeper of the Watch-house belonging to the said Parish, in order that such Persons may be secured in the said Watch-house; and such Constable or Keeper of the said Watch-house shall and is hereby required to convey every such Person, as soon as conveniently may be, before some Justice of the Peace for the said City and Liberty, or the said County of *Middlesex*, to be examined and dealt with according to Law; and if any Person or Persons shall assault or resist, or shall promote or encourage the assaulting or resisting, any Constable or Keeper of the said Watch-house, or any of the said Beadles, Watchmen, or Patrols, whilst in the Execution of their Office or Duty, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Victuallers not to suffer Watchmen, &c. to be in their Houses during the Time they ought to be on Duty.

XXV. And be it further enacted, That if any Victualler or Keeper of any Public House or Cellar, or other Persons selling Ale, Beer, Cider, Spirituous or other Liquors by Retail, shall knowingly harbour or entertain any Beadle, Watchman, or Patrol belonging to the said Parish, or permit or suffer any such Beadle, Watchman, or Patrol to remain in such Public House or Cellar, or other Place, during any Part of the Time appointed for their being on Duty as aforesaid, every such Victualler or Keeper of a Public House or Cellar, or other Person as aforesaid, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

List of Constables to be delivered to the Vestry Clerk.

XXVI. And be it further enacted, That the High Constable for the City and Liberty of *Westminster* shall and is hereby required from Time to Time, within Four Days next after the Appointment of Constables for the said Parish, to make and return to the Vestry Clerk of the said Parish a true List of the Names of all such Constables as shall be so appointed for the said Parish, and the said Vestry Clerk shall lay the same before the said Committee.

Constables to attend in the Watch-house in rotation.

XXVII. And be it further enacted, That the several Constables of the said Parish shall respectively, during the Time which shall be appointed by the said Committee for the said Watchmen to be upon Duty, attend in the said Watch-house by Turns, in such Rotation as shall be settled by the said Committee, so that One of such Constables shall be present in the said Watch-house every Night; and every Constable so attending shall and is hereby required to take charge and dispose of, according to Law, all such Persons as shall be brought before him by any of the said Beadles, Watchmen, or Patrols as aforesaid; and if any such Constable shall at any Time neglect or refuse to do and perform his Duty according to the Directions and Meaning of this Act, he shall, for every such Neglect or Refusal, forfeit and pay any Sum not exceeding Twenty Shillings.

XXVIII. And

Qualification of Deputy Constables.

XXVIII. And for the more effectually preventing improper Persons being Deputy Constables within the said Parish, be it enacted, That no Person shall be appointed a Deputy Constable for the said Parish who shall be a Victualler or Alehouse Keeper, or who shall not at the Time of such Appointment be an Householder and resident in the said Parish, and who shall not produce a Certificate or Testimonial in Writing, signed by the Churchwardens of the said Parish, or by any Three of the Vestrymen of the Parish, signifying that he has been approved by them.

Turncocks to deliver an Account of their Names and Places of Abode to the Vestry Clerk.

XXIX. And be it further enacted, That every Turncock now or hereafter to be employed within the said Parish by any Water Company shall and is hereby required, within Seven Days next after the Twenty-ninth of *September* in every Year, or within Three Days after he shall be appointed or shall remove from his usual Place of Abode, to deliver in Writing to the Vestry Clerk of the said Parish an Account of his Name and Place of Abode, together with the Names of the several Streets and other Places within or for which he shall be appointed to act as Turncock; and the said Vestry Clerk shall forthwith cause the same to be written, printed, or painted on Boards in a plain and legible Manner, and affixed in some conspicuous Place within the said Watch-house, and also in every such Watchbox within the said Parish; and if any such Turncock shall neglect to deliver such Account as aforesaid, or if any Person shall wilfully remove, alter, or obliterate such Writing, Printing, or Painting so to be affixed within the said Watch-house or any of the said Watch-boxes as aforesaid, (except for the Purpose of altering the same upon the Change of the Place of Abode, or the Death or Removal of any such Turncock,) every Turncock or other Person so offending shall for every such Offence forfeit and pay to the Informer any Sum not exceeding Forty Shillings.

Vestry to appoint a Committee for paving, cleansing, and lighting the Streets, &c.

XXX. And be it further enacted, That the said Vestry shall meet in the Month of *March* in every Year, and shall at every such Meeting elect and appoint Twenty-five Persons, being Householders resident within the said Parish, and the Persons so elected and chosen shall be called the Committee of Paving, and shall have full Power and Authority to carry the several Purposes of this Act into execution so far as relates to the paving, making, repairing, cleansing, and lighting the Streets, Highways, and other public Passages and Places within the said Parish, and removing and preventing Nuisances and Annoyances therein; and all such Persons so appointed shall continue in Office until others are appointed in their Stead; and any Three or more of the Committee may exercise any of the Powers hereby vested in the said Committee, except where a greater Number of the said Committee is expressly required to exercise any of the Powers of this Act; and the said Committee may meet in any convenient Place within the said Parish, and may adjourn their Meetings from Time to Time, as often as they shall think fit; and in case Three of the said Committee shall not appear at any such Meeting, or if the Number present shall omit to adjourn any such Meeting, then the Clerk to the said Committee shall summon the Committee to meet at the Place

Meetings of Committee.

where

where such Meeting was appointed to be held at any Time within Eight Days then next following; and the said Committee or any Nine of them may appoint such Officers and Persons as they shall think necessary for carrying into Execution the Powers hereby vested in the said Committee, with reasonable Salaries and Allowances, and may from Time to Time remove the present or any such future Officers and Persons, and may appoint others in their Room; and if any one of the said Committee, or any such Officer and Person, shall exact, take, or accept of any Fee or Reward whatsoever for any thing done or to be done in the Execution of his Office from any Person whatever, or from any Person or Persons employed or recommended by him for any Contract or other Work under this Act, other than such Salaries and Allowances as shall be appointed by the said Committee, or be anyways interested or concerned in any Contract or Bargain for, or shall have any Interest, Profit, or Concern whatever, either directly or indirectly, arising from the doing or performing any Work on account of or relating to the paving, making, cleansing, repairing, or lighting the said Streets, Highways, and other public Passages and Places, every Person so offending shall forfeit the Sum of One hundred Pounds to any Person who shall sue for the same.

Committee may appoint Officers.

Committee or Officers not to take Fees or be concerned in Contracts.

Committee of Paving may provide Materials for paving.

XXXI. And be it further enacted, That the said Committee of Paving are hereby authorized to purchase and provide, either by Contract or otherwise, from Time to Time, such Stones, Flags, Bricks, Gravel, Iron Rails or Fence, Lamps, Lamp Irons, Lamp Posts, Timber, and all other Materials and Things as they shall think proper for paving, repairing, cleansing, and lighting the several Streets, Highways, and other public Passages and Places aforesaid; and the said Committee are hereby empowered from Time to Time, if they judge it expedient, to hire or take at a Rent any Piece of Ground, either within or out of the said Parish, for the Purpose of laying or depositing any such Stones or other Materials for such Time as they shall think proper.

Committee to cause the Streets and Highways to be repaired, cleansed, and lighted, and the Garden in Hanover Square to be kept in repair.

XXXII. And be it further enacted, That the said Committee of Paving shall and are hereby required from Time to Time to cause the several Streets, Highways, and other public Passages and Places aforesaid to be well and sufficiently paved, made, and repaired, either wholly or in part, with paving Stones, broken Stones, Granite, Flint, Gravel, or other hard and sufficient Materials, as the said Committee shall judge fit, and also to be cleansed and lighted; and may and are hereby authorized and empowered to cause the Garden or inclosed Part of *Hanover Square*, and the Rails or Fence inclosing the same, to be lighted and kept in good Repair, and the Carriageway within the said Square to be watered in such Manner as they shall think proper; and the said Committee, or any Seven or more of them, are hereby authorized to contract with any Person or Persons for doing or performing the several Works aforesaid, all which Contracts shall be signed by the said Committee or any Seven or more of them, and by the Person or Persons contracting to perform such Works, and shall be entered in a Book to be kept for that Purpose by the Clerk to the said Committee: Provided always, that no such Contract shall be

be made or entered into in any Year but between the Twenty-eighth of *February* and the First Day of *June*, except in Cases of the Death of the Contractor or Failure of the Performance of the Contract; and that no Contract for cleansing any of the said Streets, Highways, or other public Passages and Places shall be made for a longer Term than Three Years.

Committee of Paving, on Application of Three Fourths of the Inhabitants, may make Carriageway of broken Stone;

XXXIII. And be it further enacted, That when and as often as any paved Street, Road, or Place within the said Parish, or any Part thereof, shall be in such Condition as to require new paving, or new laying of the Pavement, or thorough Repair, and when and as often as the Carriageway in any unpaved Street, Road, or Place within the said Parish, or any Part of such Carriageway, shall require to be new made or repaired, it shall be lawful for the said Committee of Paving, if they shall so think fit, in case Three Fourths in Number of the rated Occupiers of such Street, Road, or Place, or of such Part thereof within the said Parish, shall made Application in Writing, signed by them, and signifying therein their Consent to be assessed to the paving and repairing Rate at such higher Proportion, not exceeding One Half more than their then current Assessment for paving, repairing, cleansing, and lighting, to cause the Carriageway of such Street, Road, or Place, or of such Part thereof as aforesaid, to be formed and made of broken Stone, Granite, Gravel, or other hard and sufficient Materials, instead of or together with paving Stone; and for or towards defraying the Expences thereof it shall be lawful for the said Committee of Paving from Time to Time, if necessary, to make an increased Rate upon the Occupiers of such Street, Road, or Place, or of such Part thereof as aforesaid, beyond their Proportion of the current Rate of Assessment, and with the like Powers and Remedies for recovering and enforcing Payment of the same additional Rate, as are hereby provided for recovering and enforcing the Payment of such current Assessment: Provided nevertheless, that the Increase of Rate to be laid on the Occupiers of such Street, Road, or Place, or of such Part thereof as aforesaid, for the Purpose aforesaid, shall not in any Case be more than One Half of the then current Assessment of such Occupiers.

and make an additional Rate for such Purpose.

Power to water the Streets, &c.

XXXIV. And be it further enacted, That it shall and may be lawful for the said Committee of Paving of the said Parish, upon Request made to them in Writing by the Majority of the Inhabitants of any Street, Highway, or other public Passage or Place within the said Parish, or any Part or Division thereof, to cause such Street, Highway, or other public Passage or Place to be watered at such Times as they shall judge proper, and order and direct; and the said Committee, with the Consent of the said Governors and Directors of the Poor, are hereby empowered to employ in the watering thereof any of the able-bodied Poor who from Time to Time may be receiving or may apply for Relief from the said Parish, or in case of there not being a sufficient Number of able-bodied Poor for the Purposes aforesaid, then such other Person or Persons as the said Committee shall think proper; and it shall and may be lawful for such Committee to sink Wells and erect Pumps throughout the said Parish, and to contract with any Water Company or Companies for Water, as they may deem expedient for

the Purposes aforesaid, and to purchase or hire Water Carts, Horses, and all necessary Implements for such Purpose; and it shall and may be lawful to and for the said Committee of Paving from Time to Time to raise and levy a Rate upon the Inhabitants of Houses and Tenements within the said Parish before whose Premises and Hereditaments such watering shall take place, for the Purpose of defraying the Expence of watering the said Streets, Highways, or other public Passages or Places, and sinking such Wells, and erecting Pumps as aforesaid, and keeping the same in repair, and paying the said Water Companies for Water so to be contracted for as aforesaid, so as in any One Year such Watering Rate or Assessment shall not exceed Three-pence in the Pound on the Rack Rent of the Premises respectively on which such Rate shall be made, and with the like Powers and Remedies for recovering and enforcing Payment of the same as are hereby provided for recovering and enforcing the Payment of the other Rates hereby directed to be raised, levied, and collected for the paving, repairing, cleansing, and lighting the said Streets, Highways, and other public Passages and Places.

Penalty for Persons breaking up Pavement.

XXXV. And be it further enacted, That if any Person or Persons shall take or break up any of the Pavement or Road within the said Parish under any Pretence whatsoever, without the Consent of the said Committee (except as herein excepted, and in Cases or Alarms of Fire), or shall obstruct, hinder, or prevent any Person employed by the said Committee in the Execution of this Act, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings: Provided always, that if the said Committee shall refuse to allow the Proprietor or Occupier of any Houses, Buildings, or Grounds adjoining to any of the said Pavements or Roads to alter the said Foot Pavements at hiso wn Expence, for the Purpose of making a Carriageway across the same, or for any other Purpose necessary to the Use and Occupation of such adjoining Houses, Buildings, or Ground, such Proprietor or Occupier shall and may appeal to the Justices at the General or Quarter Sessions of the Peace for the County of *Middlesex*, who may examine the Matter upon Oath, and make such Order therein as to them shall seem reasonable.

Defective Ways to be repaired on Complaint of any Householder:

XXXVI. And be it further enacted, That if any Householder within any of the said Streets, Highways, or other public Passages and Places shall, by Writing under his or her Hand, to be given to the Clerk to the said Committee of Paving, to be by him conveyed to any Surveyor of the said Parish, make Complaint of any Defect or Want of Repair in any of the said Streets, Highways, or other public Passages or Places, the said Surveyor shall examine the matter of Complaint, and make a Report thereon to the said Committee at their next Meeting; and if by such Report it shall appear to the said Committee that such Street, Highway, public Passage or Place, or Part thereof so complained of, is out of repair (unless occasioned by a Defect relating to the Water or Gas Pipes lying under such Pavement), the said Committee shall give Notice to their Contractor or other Person employed by them for that Purpose to repair the same within such Time as they shall judge necessary, which Time shall be specified in such Order;

and if such Contractor or other Person aforesaid shall not cause such Street, Highway, public Passage or Place, or Part thereof so out of repair, to be repaired and amended within the Time directed by such Order, he shall forfeit and pay any Sum not exceeding Twenty Shillings for every Day that the same shall remain unrepaired after the Time limited by such Order: Provided always, that if upon any Complaint of any Householder as aforesaid the Surveyor shall think it necessary that a Meeting of the said Committee of Paving should be holden to consider the Matter of such Complaint previous to the Day to which the Meeting of the said Committee shall be adjourned, he shall acquaint the Clerk to the said Committee thereof, and of the Matter of such Complaint, and the said Clerk shall forthwith summon the Committee of Paving to meet at the Place to which their Meeting was adjourned within Three Days from the Delivery of such Notice, which Summons shall specify the Purpose of such Meeting, but no other Business shall be done or transacted at any such Meeting than what shall relate to the Matter specified in such Notice: Provided also, that in case any of the Footways or Carriageways within any of the said Streets, Highways, or other public Passages or Places, for the making, paving, or repairing of which any Contract shall for the Time being be subsisting, shall be so broken up or damaged as to be dangerous for Passengers, the said Contractor shall and is hereby required forthwith to repair and amend the same, upon Application to him for that Purpose by any Surveyor of the said Parish; and in case the said Contractors shall not begin to repair and amend such Footway or Carriageway within Twenty-four Hours next after such Application, the said Surveyor may cause the same to be done, and shall be reimbursed and paid the Expence thereof by the said Contractor, and such Contractor shall also forfeit and pay the Sum of Five Pounds.

Surveyor may call a Special Meeting of the Committee upon such Complaint:

Contractor forthwith to repair Ways where dangerous.

XXXVII. And be it further enacted, That no Alteration shall be made in the Level of the Carriageway or Footway of any Street, Highway, public Passage, or other Place in the said Parish of *Saint George, Hanover Square*, or in any adjoining Parish at or near the Junction of the said Parishes, unless the Alteration intended to be made shall have been communicated to and approved by the Committee of Paving, or Persons having the Controul of the Pavements for the Parish adjoining to that where the Alteration is proposed to be made.

Alteration of Pavements at the Junction of adjoining Parishes.

XXXVIII. And be it further enacted, That the said Committee of Paving may, if they think proper, cause to be painted or placed on a conspicuous Part of some House or Building at or near each End, Corner, or Entrance of any of the Streets, Highways, and other public Passages and Places aforesaid, the Name by which such Street, Highway, and other public Passage and Place is usually called or known; and also shall and may, if they think fit, cause the Houses and other Buildings within any of the said Streets, Highways, and other public Passages and Places, and also the Lamp Irons belonging to the said Committee, to be marked and numbered in such Manner as they shall think most proper for the distinguishing the same; and if any Person shall wilfully or maliciously alter, obliterate, or deface any such

Names of Streets to be put up, and Houses and Lamp Irons numbered.

such Inscription or Number, or any Inscription or Number already painted or placed, for any of the Purposes aforesaid, within any of the said Streets, Highways, or other public Passages or Places, or cause or procure the same to be done, every Person so offending shall for every such Offence forfeit and pay the Sum of Ten Shillings.

Penalty for breaking or damaging Lamps.

XXXIX. And be it further enacted, That if any Person or Persons shall wilfully break, destroy, remove, throw down, displace, or otherwise injure or damage any Lamp which shall have been erected by the Committee of Paving of the said Parish, or by any Contractor or Contractors, or any other Person or Persons, for the Purpose of lighting any of the Streets, Highways, public Passages or Places, or any Post, Iron, Cover, or Furniture thereof, or any Appendages thereto, or shall wilfully extinguish the Light or Lights of or in such Lamp or Lamps, or molest or prevent the Lighter from either lighting or extinguishing any such Lamp or Lamps, or mischievously relight any of them after the same shall have been extinguished by such Lighter, it shall and may be lawful for any Justice of the Peace of the said City and Liberty of *Westminster*, or of the said County of *Middlesex*, and he is hereby authorized, upon Complaint on Oath of any such Offence having been committed, to issue his Warrant for the Apprehension of such Offender or Offenders, and it shall and may be lawful for any Person or Persons who shall see such Offence committed to apprehend and secure, without any such Warrant as aforesaid, and also for any other Person or Persons to assist such first-mentioned Person or Persons in apprehending and securing, such Offender or Offenders, and to deliver him, her, or them into the Custody of a Constable or Peace Officer, in order to be detained in Custody, and conveyed before some Justice of the Peace of the said City and Liberty or County; and every such Justice before whom such Offender or Offenders shall be brought, either by Warrant or otherwise as aforesaid, shall and he is hereby required to examine upon Oath any Witness or Witnesses who shall appear or give Evidence touching such Offence; and if the Offender or Offenders shall be thereof lawfully convicted, either on his, her, or their Confession, or upon such Evidence as aforesaid, then and in every such Case he, she, or they shall for every such Offence respectively forfeit and pay any Sum not exceeding Five Pounds, and shall besides make a full Satisfaction (to be ascertained by such Justice) to the said Committee, or to the Party injured, for the Damage so done; and in case such Offender or Offenders shall not forthwith upon Conviction pay or cause to be paid such Penalty and Satisfaction as aforesaid, such Justice is hereby authorized and required to commit such Offender or Offenders to the Common Gaol or House of Correction of the District, there to be kept to Hard Labour for any Term not exceeding Three Calendar Months, unless such Penalty and Satisfaction be sooner paid.

Satisfaction to be made for accidental Injury to Lamps, &c.

XL. And be it further enacted, That if any Person or Persons shall carelessly, negligently, or accidentally break, throw down, destroy, or otherwise injure or damage any such Lamp as aforesaid, or the Post, Iron, Cover, or Furniture thereof respectively, or any Appendage

Appendage thereto, and shall not on Demand make Satisfaction for the Damage done, then and in every such Case it shall be lawful for any Justice of the Peace of the said City and Liberty or County, and he is hereby required, upon Complaint thereof, to summon before him the Party or Parties so complained of, and on Proof thereof, either by Confession of the Party or the Oath or Affirmation of any Witness, shall award and order such satisfaction to be made by the Parties or Party complained against, unto the said Committee of Paving, or the Owner or Owners of such Lamp or Lamps, as to such Justice shall appear just; and in case the Sum so awarded shall not be forthwith paid, it shall be lawful for such Justice, and he is hereby required to cause the same to be levied and recovered in such and the same Manner as any Fine or Penalty is by this Act directed to be levied and recovered before any Justice of the Peace.

Committee of Paving may contract with private Persons for Gas Lights.

XLI. And be it further enacted, That in case the said Committee of Paving shall at any Time or Times after the passing of this Act light the said Streets, Highways, and other public Passages and Places, or any of them, within the said Parish, with Gas, it shall and may be lawful for the said Committee and they are hereby authorized and empowered to contract with any Inhabitant or Inhabitants of the said Parish, or the Occupier or Occupiers of any Building or Tenement, Buildings or Tenements therein, or with any Company or Corporation, for supplying him, her, or them with Light for private Purposes by means of Gas from any Establishment of the said Committee, the Rates or Compensation Monies for such private Supply being from Time to Time fixed or altered and regulated by them the said Committee, and such Rates or Compensation Monies shall be applied in aid of the Rates for paving, lighting, and watching, assessable by virtue of this Act, and when in arrear shall and may be recovered by the same Means as the said last-mentioned Rates are hereby authorized to be recovered: Provided nevertheless, that nothing herein contained shall authorize or empower the said Committee, or any other Person or Persons, to carry, lay, or affix any Pipe or Pipes through, against, or upon any Dwelling House or Houses, Manufactories, public or private Buildings, Yards, or Grounds, for the Purpose of lighting the said Streets and other public Passages and Places with Gas, or to continue the same, without the Consent of the Owner and Occupier of every such Dwelling House or Houses, Manufactory, public or private Buildings, Yards, or Grounds, through or against which any Pipe or Pipes shall be carried or laid for the Purposes aforesaid.

Penalty for conveying Washings into Rivers, Streams, &c.

XLII. And be it further enacted, That if the said Committee, or Body or Bodies Politic or Corporate, or any Person or Persons making, furnishing, or supplying any Gas used, burnt, or consumed within the said Parish for lighting any Street, Highway, or Place, or any House, Manufactory, or other Building therein, shall at any Time empty, drain, or convey, or cause or suffer to be emptied, drained, or conveyed, or to run or flow, any Washings or other waste Liquids, Substances, or Things whatsoever, which may arise or be produced in the Prosecution of the Works of the said Committee, or of any such Body or Bodies Politic or Corporate, or Person or Persons as aforesaid, or in the Manufacture or Process of making or procuring such

Gas, into any River, Brook, or running Stream, Reservoir, Aqueduct, Waterway, Feeder, Pond, Springhead, or Well, or in any Drain, Sewer, or Ditch communicating therewith, or do or cause to be done any Annoyance, Act, or Thing to the Water contained in any such River, Brook, or running Stream, Reservoir, Aqueduct, Waterway, Feeder, Pond, or Springhead, Well, Drain, Sewer, or Ditch, then and in every such Case the said Committee, Body or Bodies Politic or Corporate, or such Person or Persons as aforesaid, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or Forfeiture shall and may be sued for and recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, Privilege, Wager of Law, nor more than One Imparlance, shall be allowed; and the whole thereof shall be paid to the Person or Persons who shall inform or sue for the same: Provided always, that over and above and in addition to the said Penalty of Two hundred Pounds, and whether such Penalty shall have been sued for or recovered or not, and in case any of the said Washings or other waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be emptied, drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid, into any River, Brook, or running Stream, or any Reservoir, Canal, Aqueduct, Waterway, Feeder, Pond, or Springhead or Well, or into any Drain, Sewer, or Ditch communicating therewith, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any Person or Persons to whom the same shall belong, or by any other Person or Persons whomsoever, to the said Committee or Body or Bodies Politic or Corporate, or to such Person or Persons as aforesaid, and the said Committee, or the Person or Persons, Body or Bodies Politic or Corporate, or such Person or Persons as aforesaid, shall not, within Twenty-four Hours after such Notice shall have been given, stop, hinder or prevent all and every such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, from being emptied, drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case the said Committee, or Body or Bodies Politic or Corporate, or such Person or Persons as aforesaid, shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so emptied, drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid, or such other Annoyance, Act, or Thing shall be so done or caused to be done as aforesaid; and such last-mentioned Penalty shall be paid to the Informer or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

Penalty for allowing Escape of Gas.

XLIII. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be laid down or set up by the said Committee, or Body or Bodies Politic or Corporate,

porate, or any Person or Persons making, furnishing, or supplying any Gas used, burnt, or consumed within the said Parish, for lighting any Street, Highway, or Place, or any House, Manufactory, or other Building therein, the said Committee, Body or Bodies Politic or Corporate, or other Person or Persons, shall at their own Expence immediately after Notice thereof by Parol or in Writing from any Person or Persons whomsoever, given to the said Committee or to the Clerk or other Officer or Agent of the said Committee, or any such Body or Bodies Politic or Corporate, or Person or Persons, stop and prevent such Gas from escaping; and in case the said Committee, or Body or Bodies Politic or Corporate, or Person or Persons, shall not within Twelve Hours next after such Notice by Parol or in Writing being given of any such Escape of Gas, as far as possible stop and prevent the Gas from escaping, and thereby remove the Cause of Complaint, that then and in every such Case the said Committee, or Body or Bodies Politic or Corporate, or Person or Persons, shall for every such Offence forfeit and pay the Sum of Five Pounds for each and every Day, after the Expiration of Twenty-four Hours from the Time of giving any such Notice, during which the Gas shall be suffered to escape as aforesaid; which Penalty shall from Time to Time be recoverable in a summary Way, on the Oath of One or more credible Witness or Witnesses, by Information to be laid and exhibited before One or more Justice or Justices of the Peace for the said City and Liberty of *Westminster* or County of *Middlesex*, and shall and may be recovered and levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Committee, or such Body or Bodies Politic or Corporate, or Person or Persons, by the Warrant of any Justice or Justices of the Peace as aforesaid, in manner herein-after directed.

Committee, or Persons contracting to light with Gas, liable to be indicted.

XLIV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent any Person or Persons from proceeding by Indictment or otherwise against the said Committee, or any Body or Bodies Politic or Corporate, or any of his or their Servants, Workmen, or Officers, or Person or Persons making, furnishing, or supplying any Gas used, burnt, or consumed within the said Parish, for lighting any Street, Highway, or Place, or any Houses, Manufactory, or other Building therein, in respect of any Works, or the Means which shall be employed by them in making the said Gas and using the same, or furnishing such Light as aforesaid, as a public or private Nuisance, or from bringing any Action or Actions against the said Committee, or Body or Bodies Politic or Corporate, or any of their Servants, Workmen, or Officers, or Person or Persons, for any Injury sustained by reason of any such Works, or the Use of the said Gas, or the Method of lighting therewith, whether such Injury shall proceed from the Preparation or the Use of the same Gas, or the Method of lighting, or the Carelessness or Want of Skill of any of the Persons employed therein, or from any other Cause whatsoever.

For ascertaining if the Water is contaminated.

XLV. And whereas it may be or become a Question, upon such Complaint as aforesaid, whether the said Water be contaminated or affected

affected by the Gas of the said Committee, Body or Bodies, or other Person or Persons as aforesaid; be it therefore enacted, That in every such Case it shall and may be lawful to and for the said Company of Proprietors, or other the Owners or Proprietors of any Waterworks, to dig to and about, and search and examine the Mains, Pipes, Conduits, and Apparatus of the said Committee, Body or Bodies, or other Person or Persons as aforesaid, for the Purpose of ascertaining whether such Contamination proceed or be occasioned by the Gas of the said Committee, Body or Bodies, or other Person or Persons as aforesaid; and if it shall appear that the said Water has been contaminated by any Escape of Gas of the said Committee, Body or Bodies, or other Person or Persons as aforesaid, the Costs and Expences of the said Digging, Search and Examination, and Repair of the Road or Pavement of the Street, Highway, or Place which shall be taken up or disturbed, shall be borne and paid by the said Committee, Body or Bodies, or other Person or Persons as aforesaid; which Costs and Expences shall be ascertained and determined, if necessary, by such Justice as aforesaid, and be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon the Examination it shall appear that such Contamination has not arisen from any such Escape of Gas from any of the Mains, Pipes, or Conduits of the said Committee, Body or Bodies, or other Person or Persons as aforesaid, then and in such Case the said Company of Proprietors, or other the Owners or Proprietors of any Waterworks, shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also make good to the said Committee, Body or Bodies, or other Person or Persons as aforesaid, any Loss, Injury, or Damage which may be occasioned to the said Mains, Pipes, Conduits, or Apparatus of the said Committee, Body or Bodies, or other Person or Persons as aforesaid, in and by such Search and Examination, and also to the Road or Pavement of the said Street, Highway, or Place so broken up or disturbed in such Search or Examination; the Amount of such Injury, Loss, or Damage to be ascertained and determined, if necessary, by such Justice or Justices of the Peace as aforesaid.

Gas Pipes to be laid Four Feet from Water Pipes, and in a particular Manner.

XLVI. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used for the Conveyance of Gas in, under, through, along, across, or round any Street, Highway, or Place in the said Parish, shall be so laid at the greatest practicable Distance, and whenever the Width of the Carriageway in such Street, Highway, or Place will allow thereof, at the Distance of Four Feet at least as well from the nearest Part of any Water Pipe already laid down or hereafter to be laid down for the Conveyance of Water in, under, through, along, across, or round any of the said Streets, Highway, or Places in the said Parish, as also from the nearest Part of any Main or Conduit Pipe already laid down or hereafter to be laid down by or by the Order of the said Committee, or of any Gas Light Company, or Person or Persons whomsoever, for the Conveyance of Gas in, under, through, along, across, or round any Street, Highway, or Place in the said Parish, unless in Cases where it shall be unavoidably necessary to lay any such Pipes across any of the Pipes of any Water Company or any Gas

Gas Light Company, or of any Person or Persons whomsoever, in which Cases the said Pipes shall be laid over and above such Water Pipes, or such Pipes of any Gas Light Company, or of any Person or Persons whomsoever (as the Case may be), at the greatest practicable Distance therefrom, and shall form therewith a Right Angle; and that in such Cases the said Pipes so crossing the said Pipes of any Waterworks Company or any Gas Light Company, or of any Person or Persons whomsoever, shall be at least Nine Feet in Length, so that no Joint of any of the said Pipes shall be nearer to any Part of the said Pipes of any Waterworks Company or any Gas Light Company than Four Feet at least; and that in laying down the said Pipes the said Committee, or Person or Persons, Body or Bodies Politic or Corporate, or Person or Persons whomsoever, shall in no Case join Two or more Gas Pipes together previous to their being laid in the Trench, but shall lay each Pipe as near as may be in its Place in the Trench, and shall in such Trench properly form the Jointing with the other Pipes to be added thereto with proper and sufficient Materials; and also to make and keep all and every such Pipes, and all Pipes connected or communicating therewith, and all the Screws, Joints, Inlets, Apertures, or Openings therein respectively air-tight, and in all and every respect prevent the said Gas from escaping therefrom and from any Part thereof, upon pain of forfeiting for every Offence the Sum of Five Pounds, to be paid to the Company of Proprietors of the Waterworks or Gas Light Company, as the Case may be.

Time for laying Pipes.

XLVII. And be it further enacted, That no Part of the Streets, Highways, or public Places within the said Parish shall be broken or taken up for the Purpose of laying down any new Main of Pipes, or any new Service of Pipes, in the Months of *December*, *January*, or *February*; and that if any Water or Gas Company or other Person shall break or take up any Part of such Streets, Highways, or public Places, in violation hereof, then such Company or other Person so offending shall forfeit and pay the Sum of Ten Pounds for every Square Foot of such Street, Highway, or public Place so broken or taken up.

Committee, &c. to prevent Escape of Gas and Contamination of Water.

XLVIII. And be it further enacted, That whenever the Water of any Company of Proprietors or other the Owners or Proprietors of any Waterworks within the said District shall be contaminated or affected by the Gas of the said Committee, or of the Body or Bodies Politic or Corporate, Company or Companies of Proprietors, or other Person or Persons as aforesaid, the said Committee, Body or Bodies, Company or Companies, or other Person or Persons as aforesaid, shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, and the same shall be applied to and for the Use and Benefit of the Company of Proprietors or other the Owners or Proprietors of any Waterworks; and in case any such Water shall be contaminated or affected by Gas in any way whatsoever, then and in every such Case the said Committee, Body or Bodies, Company or Companies, or other Person or Persons as aforesaid, shall, within Twenty-four Hours next after Notice thereof in Writing, signed by any of the Directors, or by the Treasurer, or by the Manager or Chief Clerk for the Time being of and for the said Company of Proprietors, or other the Owners or Proprietors

Proprietors of any Waterworks, or by any Person using the Water, to be left at the usual Office or Place of transacting Business of the said Committee, Body or Bodies, Company or Companies, or other Person or Persons as aforesaid, cause Measures to be taken effectually to stop and prevent Gas from escaping from their Works, Mains, or Pipes, or contaminating or affecting the Water of the said Company of Proprietors, or other the Owners or Proprietors of any Waterworks; and in case the said Committee, Body or Bodies, or other Person or Persons as aforesaid, shall not, within Twenty-four Hours next after each and every such Notice so left as aforesaid, effectually stop and prevent Gas from so escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination, whereof Notice shall be given as aforesaid, then and in every such Case the said Committee, Body or Bodies, or other Person or Persons as aforesaid, shall, on each and every Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the Treasurer for the Time being, or to any One of the said Directors for the Time being, of the said Company of Proprietors, or other the Owners or Proprietors of any Waterworks, for the Use and Benefit of the same Proprietors or Owners, over and above the before-mentioned Penalty of Twenty Pounds, the Sum of Ten Pounds for each and every Day during which the Water of the said Company of Proprietors, or other the Owners or Proprietors of any Waterworks, shall be and remain contaminated, tainted, or affected by the Gas of the said Committee, Body or Bodies, or other Person or Persons as aforesaid; and in default of Payment thereof as aforesaid such Penalty or Penalties shall and may be recovered by Information to be exhibited on the Oath of One credible Witness, by and in the Name of the Treasurer, Manager, or Chief Clerk for the Time being of the said Company of Proprietors, or other the Owners or Proprietors of any Waterworks, or by and in the Name of any One or more of the Directors of the said Company of Proprietors, or other the Owners or Proprietors of any Waterworks, at the Option of the Parties prosecuting such Information against the said Committee, Body or Bodies, or other Person or Persons as aforesaid, before any Justice of the Peace for the said City and Liberty or County, with Costs, to be assessed by such Justice, and to be levied by Distress and Sale of the Goods and Chattels of the said Committee, Body or Bodies, or other Person or Persons as aforesaid, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal of such Justice, which Warrant such Justice is hereby empowered to grant; and such Penalty or Penalties and Costs, when so levied, shall be paid to the Treasurer, or to One of the Directors for the Time being of the said Company of Proprietors, or other the Owners or Proprietors of any Waterworks, for the Use of the same Proprietors or Owners.

Annoyances to be removed.

XLIX. And be it further enacted, That all Signs in any of the said Streets, Highways, and other public Passages and Places shall be placed and fixed flat upon or against the Front Walls of the Houses or other Buildings to which they belong; and that all the Water which shall come from the Roofs, Cornices, and Penthouses of all Houses or other Buildings within the said Streets, Highways, and other public Passages and Places, shall be conveyed by proper and sufficient Pipes

or Trunks, to be so fixed on the Fronts or Sides of such Houses or other Buildings as to convey such Water close to the Front or Sides of such Houses or Buildings down to the Pavement or Ground; and that no Encroachment, Annoyance, or Nuisance whatsoever shall be made or suffered to remain in any of the said Streets, Highways, or other public Passages and Places; and in case the Occupier of any House or other Building within any of the said Streets, Highways, or other public Passages and Places, shall cause, or suffer, or not remove any Encroachment, Annoyance, or Nuisance whatsoever, either by Signs, Sign Irons, Sign Posts, Spouts, Water Pipes, Gutters, Steps, or Cellars, Windows, Stalls, Blocks, Bulks, Shew Boards, Butchers Hooks, or otherwise, or by suffering the Area of any House or other Building to remain open, or the Palisadoes, Fences, or Railing to be so much out of repair as to be dangerous to Passengers, the said Committee may, by Notice in Writing under the Hand of their Clerk, to be left at the Dwelling House of the Occupier of such House or other Building, order such Encroachment, Annoyance, or Nuisance to be removed or altered, or such Palisadoes, Fences, or Railing to be repaired, within such Time and in such Manner as shall be expressed in such Notice; and if such Occupier shall not at his own Expence cause the same to be done within the Time and in the Manner to be expressed in such Notice, it shall be lawful for the said Committee to cause all such Encroachments, Annoyances, and Nuisances to be removed or altered, and such Palisado, Fence, or Railing to be set up, amended, or repaired, in such Manner as they shall think proper, and the Charges and Expences attending the same shall be borne and paid by the Occupier of every such House or other Building; and the same, having been ascertained by some Justice of the Peace of the City and Liberty of *Westminster* or County of *Middlesex*, shall and may be recovered from the Occupier of such House or Building, and the same, when received, shall be paid to the Treasurer or some Collector of the said Committee of Paving, to be applied to the Purposes of the said Paving and Repairing Rate; and it shall be lawful for the Occupier of any such House or Building, being a Tenant at Rack Rent, and having either paid such Costs and Charges in the first Instance, or having repaid the same to the said Committee of Paving, to deduct and retain the Amount thereof out of his Rent; and the Proprietor or Landlord of such House or other Building so held at Rack Rent is hereby required to allow the same accordingly, except in Cases where the Obstruction, Annoyance, or Nuisance so removed or altered shall have been originally occasioned by such Occupier, in which Case he or she shall bear the Costs of altering or removing the same.

For preventing Obstructions, Nuisances, &c. in any of the Streets, &c.

L. And be it further enacted, That from and after the passing of this Act if any Person or Persons shall upon any of the Footways or Foot Pavements within the said Parish run, draw, drive, or carry thereon any Truck, Wheel, Sledge, Wheelbarrow, Handbarrow, Bier, or Carriage whatsoever, or roll any Cask or Tub other than for the necessary loading or unloading thereof unto, upon, from or out of any Carriage or Cart; or wilfully ride, lead, or drive any Horse or other Beast or Cattle whatever on any of the said Footways or Foot Pavements, or wilfully permit or suffer any Horse or other Beast or Cattle which such Person may be riding, driving, or leading to go thereon,

Driving Cattle, &c. on Footways.

thereon, or shall tie or fasten any Horse or other Cattle to any House, Wall, Fence, Post, Tree, or other Thing whatsoever across any of the said Highways, Footways, or Pavements; or set any Cask, Tub, Pail, Bucket, Stool, Bench, or Stall on or in the said Footway or Foot Pavement; or erect, set up, put, or place any Blind, Shade, Coverlid, or Awning, or any other Matter or Thing, so as in any way to cause any Obstruction or Impediment in the Footway or on the Foot Pavement; or shall in any Street, Highway, or public Place as aforesaid hoop, fire, cleanse, wash, or scald any Cask or Tub; or hew, saw, or cut any Stone, Wood, or Timber, or bore any Timber; or make or repair, or wash or clean any Coach, Chaise, Waggon, Sledge, or other Carriage, or the Wheels, Body, Springs, or other Part of any Coach, Chaise, Waggon, Sledge, or other Carriage, except such as may want immediate Repair from any sudden Accident on the Spot, and which cannot conveniently be removed for that Purpose; or wet, slack, or mix any Lime, or wet, mix, or make any Mortar; or shoe, bleed, or farry any Horse or other Beast, unless in case of sudden Accident; or clean, dress, drive, or turn loose any Horse or other Beast or Cattle, or shew or expose any Stallion or Stone Horse (except only in such Place as the said Committee for Paving shall direct), or shew or expose, or exercise or expose to Sale any Horse or other Beast; or kill or slaughter, or scald, singe, dress, or cut up any Animal, either wholly or in part, or cause or permit any Blood to run from any Slaughter-house, Butcher's Shop, or Shamble, into the said Streets, Highways, or Places, or any of them; or shall sell or assist in selling, by Auction or public Sale, any Cattle, Goods, Wares, Merchandize, or Thing or Things whatsoever, without the Leave of the said Committee for Paving for that Purpose had and obtained; or hang up, place, or expose to Sale, or cause or permit to be hanged up, placed, or exposed to Sale, any Goods, Wares, or Merchandize whatsoever, or any Fruit, Vegetables, or Garden Stuff, Butchers Meat, or other Matter or Thing, in or upon, or so as to project over or upon the Footway or Carriageway of any such Streets, Highways, or public Places, or beyond the Line or on the Outside of the Window or Windows of the House, Shop, or Place at which the same shall be so hanged up, placed, or exposed to Sale, or so as to obstruct or incommode the Passage of any Person or Carriage; or leave open after Sunset the Door or Window of any Cellar or other under-ground Room or Apartment, without having placed or left a sufficient Light therein to warn and prevent Persons passing in the Streets, Highways, and public Places as aforesaid, from falling into such Cellars or other under-ground Rooms or Apartments, or without having properly secured the same; or play at Football or at any other Game, to the Annoyance of any Inhabitant or Passenger; or shall wilfully break, aid, or abet or assist in wilfully breaking any Glass or Window Panes, or Windows, in or belonging to any Dwelling House or Building; or cause, make, or assist in making any Bonfire, or wantonly discharge or fire any Gun, Pistol, or Blunderbuss, or other Fire-arms, or let off, set fire to, or throw any Cracker, Squib, Rocket, or other Firework, or shall occasion any other Kind of Obstruction or Annoyance in or upon any such Street, Highway, public Passage or Place as aforesaid, or shall obstruct or incommode, hinder or prevent, the free Passage of any Footway or Causeway, or prejudice or annoy, in any Manner whatsoever

Slacking Lime.

Shewing Horses.

Slaughtering Animals.

Street Auctions.

Exposing Goods for Sale.

Leaving Cellar Lids open.

Breaking Windows.

Bonfires.

Fireworks.

whatsoever any Person or Persons travelling, passing, or going thereon within the said Parish, then and in every such Case every Person so offending shall forfeit and pay any Sum not exceeding Five Pounds, and not less than Ten Shillings; and it shall and may be lawful to and for any Constable or other Peace Officer, or any Officer or other Person acting by or under the Authority of this Act, and without any Warrant whatsoever, to seize and apprehend any such Offender or Offenders as aforesaid, and forthwith to convey him, her, or them before some Justice or Justices of the Peace for the said City and Liberty of *Westminster* or County of *Middlesex*, in order to his, her, or their Conviction for such Offence.

Penalty.

Offenders may be apprehended without Warrant.

LI. And be it further enacted, That no Scavenger or other Person employed in cleansing any of the said Streets and other public Passages and Places shall sweep, rake, or place any Dirt, Dust, Rubbish, Ashes, or other Thing into a Common Sewer or Drain, but shall place, sweep, or rake the same together, so as to lie at the Distance of Ten Feet at least from any Grate placed over any Common Sewer or Drain, and at the Distance of Three Feet from the Channel where the Street or other public Passage or Place is of sufficient Width to admit thereof; and that no Person other than the Scavenger employed by the said Committee shall collect and take or carry away any Cinders, Ashes, or Dust from any of the Inhabitants of the said Streets, Highways, or other public Passages or Places, upon pain of forfeiting for every such Offence any Sum not exceeding Five Pounds: Provided that if any Person or Persons who shall go about to collect such Cinders, Ashes, or Dust cannot be apprehended, the Owners of the Cart employed therein shall be liable to pay and shall pay the said Penalty.

Scavengers not to sweep Dirt within a certain Distance of the Common Sewers.

LII. And be it further enacted, That no Person shall cause to be erected or built within any of the said Streets, Highways, and other public Passages or Places, any Hoard or other Inclosure for the Purpose of depositing Materials for building, or for any other Purpose, without a Licence under the Hand of some Surveyor to the said Committee of Paving, who is hereby required to grant the same forthwith, under such Regulations and Restrictions as the said Committee shall direct to be expressed in such Licence, upon Payment by the Person applying for such Licence to the said Surveyor of the Sum of One Shilling and no more; and no Person shall build any such Hoard or Inclosure as aforesaid in any other Manner, or suffer the same to remain for any longer Time, than shall be expressed and allowed in such Licence or a Renewal thereof, (such Renewal to be made without further Fee,) or without keeping the same lighted in such Manner as shall be expressed in such Licence or Renewal thereof, upon pain of forfeiting any Sum not exceeding Forty Shillings for every such Offence; and it shall be lawful for any Surveyor to the said Committee to cause all Posts, Rails, Boards, or other Things of which the said Hoard or Inclosure shall consist, and which shall have been erected or continued without or contrary to such Licence, to be taken down and removed, and deposited in such Place as he shall think proper, (giving Notice to the Person or Persons who erected such Hoard or other Inclosure of the Place where the said Materials

No Hoards to be erected without Licence.

shall be deposited, if he, she or they can be found,) and the same shall be there kept and detained until the Owner or Owners thereof shall pay to the Person in whose Custody the same shall be the said Penalty, together with the Charges of taking down and removing the same; and in case the same shall not be claimed, and the said Penalty or Forfeiture and Charges paid, within the Space of Five Days next after such Removal, it shall be lawful for the said Committee to cause the same to be appraised and sold, returning the Overplus (if any), upon Demand, to the Owner or Owners of such Materials, after deducting the said Penalty, and the Charges of taking down, removing, keeping, appraising, and selling the same.

Ascertaining the Hours of taking away Night Soil.

LIII. And be it further enacted, That if any Person shall take away any Night Soil from any House or Place within the said Parish, except between the Hours of Twelve in the Night and Five in the Morning, between *Michaelmas* and *Lady Day*, or between the Hours of Twelve in the Night and Four in the Morning between *Lady Day* and *Michaelmas*, or shall put or cast or spill, or cause to be put or cast or spilt, any such Night Soil in any of the said Streets, Highways, or other public Passages or Places, it shall be lawful for any Constable, Beadle, Watchman, or Patrol, and he is hereby strictly required, by the Authority of this Act, and without any other Warrant, to apprehend any such Offender and convey him to the Watch-house of the said Parish, and from thence, as soon as conveniently may be, before some Justice of the Peace for the said City and Liberty or County of *Middlesex;* and upon Proof being made upon Oath of any such Offence every such Offender shall forfeit any Sum not exceeding Sixty Shillings, and in default of Payment thereof the said Justice shall commit the Offender to the House of Correction for any Time not exceeding Three Calendar Months, unless such Penalty, and the Costs and Charges of such Commitment, be sooner paid; and it shall be lawful for the said Committee to pay to the Person or Persons apprehending such Offender any Sum not exceeding Twenty Shillings.

Directions for repairing Pavement taken up on account of Water or Gas Pipes.

LIV. And be it further enacted, That as often as any Main or Pipe belonging to any Water Company or Gas Company within any of the said Streets, Highways, or other public Passages or Places, shall require to be repaired, the Surveyor to the said Committee shall forthwith give Notice thereof in Writing to the Water Company or Gas Company to whom he apprehends the same to belong, which Notice shall be delivered at the Office or Counting House of such Water or Gas Company; and such Water or Gas Company is hereby required within Twenty-four Hours to take up the Pavement and open the Ground where any such Repairs shall appear to be wanted; and if it shall appear that such Main or Pipe does not belong to the Water Company or Gas Company to whom such Notice has been given, then the Company so opening the Ground shall, within Twenty-four Hours after the Notice from the said Surveyor of the said Committee shall have been given or left as aforesaid, give Notice thereof in Writing to the Company to whom the said Main or Pipe shall appear to belong; and such last-mentioned Company is hereby required, upon Demand, to make Satisfaction for the reasonable Costs and Charges of taking up

such Pavement and opening such Ground, to the Company giving Notice as aforesaid; and the Company to whom the said Main or Pipe shall belong shall and is hereby required to cause the said Main or Pipe to be within Forty-eight Hours, or with all convenient Expedition, effectually repaired, and afterwards to fill in and ram down the Ground on the same Day that the Repair of such Main or Pipe shall be completed, and within Twenty-four Hours then next to give Notice thereof in Writing to some Surveyor appointed by the said Committee, to be delivered to him or left at his usual Place of Abode; and if any Pavement or Ground within any of the said Streets, Highways, or other public Passages or Places, shall be taken or broken up for the Purpose of making or altering any Vault or Drain, or for any other Purpose, the Person causing the Pavement or Ground so to be taken up shall give Notice thereof in manner aforesaid to some Surveyor of the said Committee, and shall, as soon as the Nature of the Work will permit, cause the Ground to be filled in and rammed down and made good; and the Person taking up any Pavement or breaking any Ground as aforesaid is hereby required, during such Time as the said Ground shall remain open, to cause the Place to be properly lighted in the Night-time, so as to prevent Accidents happening thereby; and in case any Water or Gas Company, or any Person or Persons, shall make Default in any of the Matters aforesaid, he or they shall for every such Default forfeit and pay any Sum not exceeding Five Pounds; and such Surveyor of the said Committee shall forthwith, upon receiving any such Notice as aforesaid, in case any Contract shall be then subsisting for Repair of the Pavements or Ways within the said Streets, Highways, and other public Passages and Places, transmit the same to such Contractor or Contractors.

Where the Pavement is broken up, the Place to be lighted in Night-time.

LV. And be it further enacted, That if it shall appear to the said Committee, by the Representation of their Surveyor or otherwise, that the Pavement taken up or the Ground broken for the Purpose of making, repairing, or altering any Main or Pipe as aforesaid, and the adjoining Pavement and Ground, so far as the same shall have been injured or damaged thereby, shall not have been well and sufficiently relaid and made good, the Company to whom such Main or Pipe shall belong shall, within the Space of Two Days after Notice given by such Surveyor in manner aforesaid, cause such Pavement or Ground to be again relaid or made good to the Satisfaction of such Surveyor; and if at any Time within the Space of Four Calendar Months after any Pavements shall have been relaid or Ground repaired any Defect shall appear therein, the Company to whom the Main or Pipe for the repairing of which such Pavement was taken up or Ground broken up shall belong shall, within Two Days after Notice thereof given as aforesaid, again relay and repair or make good such Pavement or Ground, and so in like Manner from Time to Time until the Pavement or Ground so relaid, repaired, or made good shall continue in good and sufficient Repair for the Space of Four Calendar Months at the least after such relaying or repairing.

Pavement or Road not sufficiently made good, after repairing Pipes to be taken up and relaid or made good.

LVI. And be it further enacted, That the several and respective Surveyors or Inspectors for the Time being belonging to any Water or

Surveyors to Water or Gas Com-

Companies to send their Names to the Committee.

or Gas Company who shall supply Water or Gas within the Limits of this Act, shall within Ten Days next after the Commencement of this Act or within Ten Days next after any Pipes belonging to such Companies respectively shall be laid down within the Limits of this Act, or within Three Days after they shall be respectively appointed, or shall remove from their usual Places of Abode, give Notice in Writing to the Clerk to the said Committee of their respective Names and Places of Abode, and of the Names of the respective Companies whose Surveyors or Inspectors they are, and of the Division, District, or Walk to which they are appointed; and if any such Surveyor or Inspector shall neglect to give such Notice he shall for every such Offence forfeit and pay the Sum of Five Pounds.

Committee to be reimbursed Expences of Pavement of Ground broken for repairing Water or Gas Pipes.

LVII. And be it further enacted, That the Charges and Expences of relaying and repairing the Pavement or Ground which shall be so broken or taken up for the Purpose of repairing and mending any such Main or Pipe shall be reimbursed and paid to the said Committee, or to such Person as they shall appoint to receive the same, by the Treasurer or Clerk to the Company to whom such Main or Pipe shall belong, or by the Person or Persons causing any Pavement or Ground to be taken or broken up as aforesaid, within Ten Days next after Demand made thereof in Writing, signed by the Clerk to the said Committee, and left at the last or usual Place or Places of Abode of the Person or Persons liable to pay the same: Provided always, that there shall be annexed to every such Demand an Account of the Charges and Expences of relaying or repairing such Pavement or Ground, and in such Account shall be stated the Number of Square Yards of Pavement or Ground which shall have been so relaid or repaired, which shall in all Cases be measured as soon as the Ground shall have been filled in, and at what Time such Pavement or Ground was relaid or repaired, and whether the same was done by Contract or by Day-work: Provided also, that in case such Demand shall not be delivered to or left at the last usual Place of Abode of the Treasurer or Clerk, or any Agent or Officer of the Company to whom the Main or Pipe for the repairing and amending whereof such Pavement shall have been taken up or Ground broken up as aforesaid shall belong, or left at the Office of such Company, or delivered to the Person or Persons who shall have caused any Pavement to be taken up or Ground to be broken up as aforesaid, within Six Calendar Months after the Charge and Expence of relaying or repairing such Pavement or Ground shall have been incurred, then the Treasurer or Clerk to such Company, or other Person or Persons aforesaid, shall not be liable to reimburse or pay any of the Charges or Expences so demanded or comprised in such Bill, any thing herein-before contained to the contrary thereof notwithstanding: Provided also, that no such Treasurer or Clerk, or other Person, shall be subject or liable to pay any greater Sum for relaying or repairing any such Pavement or Ground as aforesaid than what the said Committee shall pay or be liable to pay for relaying or repairing the like Quantity of any similar Pavement or Ground within the said Parish; and it shall be lawful for the Treasurer or Clerk, or other Person or Persons on whom any such Demand shall be made as aforesaid (such Treasurer or Clerk or other Person having

How the Expences shall be ascertained.

Time limited for demanding such Expences.

Officers of Companies may inspect Books of Committee.

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an Order from the Governor or any Two of the Directors of such Company for that Purpose), to inspect all the Papers, Proceedings, and Accounts of the said Committee relating to such Bill or Demand, at all seasonable Times, and to take Copies thereof, without paying any thing for the same.

Vestry to make a Pound Rate for maintaining the Poor;

LVIII. And in order to raise Money for carrying the several Purposes of this Act into execution, be it further enacted, That the said Vestry and the Overseers of the Poor of the Parish for the Time being, or the major Part of them duly assembled, shall, in the Month of *March* in every Year, make a fair and equal Pound Rate upon all Persons who do or shall occupy or hold any Houses, Buildings, or Erections now built or hereafter to be built, and any Lands or Grounds whatsoever, or possess any rateable Property within the said Parish, for raising such Sums of Money as shall be necessary for defraying the Expence of maintaining and employing the Poor of the said Parish, and all other Expences relating thereto.

and also for defraying Expence of Beadles, &c.;

LIX. And be it further enacted, That the said Vestry shall and are hereby authorized and required, in the Month of *March* in every Year, to make a fair and equal Pound Rate upon all Persons who do or shall occupy or hold any Houses, Buildings, Erections, Tenements, Lands, or Grounds within the said Parish, for raising such Sums of Money as shall be necessary for defraying the Expence of the said Beadles, Watchmen, and Patrols, and all other Expences relating thereto: Provided always, that no such Assessment or Assessments to be made in any One Year shall exceed Sixpence in the Pound of the yearly Value of the Houses, Buildings, Erections, Tenements, Lands, or Grounds to be assessed.

and for defraying Expences of paving, &c.

LX. And be it further enacted, That the said Vestry shall and are hereby authorized and required, in the Month of *March* in every Year, to make a fair and equal Pound Rate upon all Persons who do or shall occupy or hold any Houses, Buildings, Erections, Tenements, Grounds, or Lands within the several Streets, Highways, and other public Passages and Places aforesaid (except *Hanover Square*), for the Purpose of raising such Sum of Money as shall be necessary for defraying the Expences of paving, making, repairing, cleansing, and lighting the Streets, Highways, and other public Passages and Places aforesaid (except *Hanover Square*).

Separate Rate for paving, &c. Hanover Square.

LXI. And be it further enacted, That the said Vestry shall and are hereby authorized and required, in the Month of *March* aforesaid in every Year, to make a fair and equal Pound Rate upon all Persons who do or shall occupy any Houses, Buildings, Tenements, or Grounds encompassing or abutting upon *Hanover Square*, for the Purpose of raising such Sum of Money as shall be necessary for defraying the Expences of paying, making, repairing, cleansing, and lighting the same, and also for defraying the Expences of embellishing or ornamenting, lighting, and keeping in fit and proper Repair and Condition the Garden or enclosed Part of the said Square, and the Rails or Fence enclosing the same, and of watering the Carriageway within the said Square.

For Reduction of the Debt.

LXII. And whereas a considerable Sum of Money is due on the Credit of the Rates heretofore made for paving, repairing, cleansing, and lighting the several Streets and other public Passages and Places within the Limits of the said recited Acts, and it is proper that Provision should be made for paying off the said Debt; be it therefore further enacted, That the said Vestry shall and are hereby authorized and required, in the Month of *March* aforesaid in every Year, to make a fair and equal Pound Rate upon all Persons who do or shall occupy or hold any Houses, Buildings, Erections, Tenements, Grounds, or Lands within the several Streets, Highways, and other public Passages and Places within the Limits of this Act, for paying the Interest of the Principal Money so due and owing as aforesaid, and for paying off and discharging annually a Sum not less than Six hundred Pounds nor more than One thousand Pounds of such Principal Money: Provided always, that the several Houses and other Premises which before the passing of this Act were charged only with Two Third Parts of the Rates authorized to be made for repairing, cleansing, and lighting the several Streets, Highways, and other public Passages and Places aforesaid, shall be charged with only Two Third Parts of the Rates to be made for those Purposes by virtue of this Act until the same shall be new paved or made: Provided also, that in case the Money arising by the said several Rates shall in any Year appear by the annual Accounts to be made up by the said Governors and Directors of the Poor, and the said Committee for the Watch and Paving respectively, as herein-after mentioned, to be insufficient for the several Purposes aforesaid, the said Vestry shall and may cause such additional Sums to be raised in the succeeding Year as shall be necessary to make up such Deficiency.

Certain Places to be charged only with Two Thirds of Rates of until same are new paved.

Deficiency in Rates to be made up in the succeeding Year.

Owners of empty Houses to pay Half Rates.

LXIII. And be it further enacted, That in case any of the Houses, Buildings, Tenements, or Grounds within the said Parish shall at the Time of making any of the Rates for paving, repairing, cleansing, and lighting the said Streets, Highways, and other public Passages and Places aforesaid, be unoccupied, or shall become untenanted or unoccupied before such Rates shall become payable, the Owners or Proprietors thereof shall (so far only as relates to the last-mentioned Rates) be deemed the Occupiers, and One Half Part and no more of the said Rates for paving, repairing, cleansing, and lighting the several Streets, Highways, and other public Passages and Places aforesaid, shall be collected or received for or in respect of such Houses, Buildings, Tenements, or Grounds, for the Time of their remaining unoccupied as aforesaid.

Vestry may employ Persons to assist in making the Rates.

LXIV. And be it further enacted, That it shall be lawful for the said Vestry from Time to Time, as often as they shall find necessary, to employ any Surveyor or other Person or Persons to assist in making and ascertaining the said several Rates or any of them, and to pay such Sum or Sums of Money to every such Surveyor or other Person for his Trouble therein, as to the said Vestry shall appear just and reasonable, out of any Money arising by such of the said Rates as the said Vestry shall think proper.

LXV. And

Notice to be given of signing Rates.

LXV. And be it further enacted, That when any of the Rates to be made by virtue of this Act shall be signed, the said Vestry shall cause Notice thereof to be given in the said Parish Church on the next *Sunday* immediately after Divine Service, and such Rates shall from thenceforth be open to the Inspection of all Persons interested therein at all seasonable Times.

Ready-furnished Lodgings and Houses let under Five Pounds a Year how to be assessed.

LXVI. And be it further enacted, That the Landlord or any One or more of the Occupiers of any Houses, Buildings, or Tenements within the said Parish which are or shall or may be let out ready-furnished, or in separate Apartments, Rooms, or Floors, and the Landlord of any Houses, Buildings, or Tenements let for less than Five Pounds a Year, shall be liable and subject to the Rates or Assessments by this Act directed or authorized to be levied, and shall be rated and assessed accordingly; and all and every Person or Persons renting or occupying any ready-furnished Houses, or separate Apartments, Rooms, or Floors as aforesaid, shall be liable and compellable to pay such Rates or Assessments, to be recovered as herein directed; and every such Occupier who shall or may pay any such Rate or Assessment, or from whom the same shall be recovered by virtue of this Act, shall and may deduct the same from and out of the next Rent due and payable from him, her, or them, to such respective Landlord, Lessee, or Owner, and the Receipt of such Landlord, Lessee, or Owner, for such Payment, shall be a sufficient Discharge for the Occupier for so much Money as he or she shall pay, or shall be levied from him or her by virtue of this Act; but no such Occupier shall at any Time be required to pay or be subject or liable to pay any greater Sum for or towards the Discharge of the Rates or Assessments, or any of them, and Arrears thereof, than the Amount of the Rent actually due and payable by such Occupier to such Landlord, Lessee, or Owner; and the Person so paying such Rate or Assessment shall be authorized and enabled to recover the Sum actually paid from the Landlord, Lessee, or Owner, by Warrant of Distress from any Two Justices of the Peace of the said City and Liberty of *Westminster* or County of *Middlesex*, which they upon the Application of any such Occupier are hereby authorized to grant: Provided that nothing herein contained shall extend to prejudice or vacate any Agreement between Landlord and Tenant.

Rates to be paid by Persons previously to their quitting the Premises.

LXVII. And be it further enacted, That in case any Person or Persons who shall be rated or assessed by virtue of this Act shall quit the Premises for or in respect of which such Person or Persons shall be so rated or assessed, before he, she, or they shall have duly paid and discharged the Amount of his, her, or their Rate or Assessment, and shall afterwards refuse or neglect to pay the same for the Space of Three Days after Demand made at the Dwelling House or usual Place of Abode of such Person or Persons by any Collector or Collectors thereof, or other Person authorized to collect the same, then and in every such Case it shall be lawful for any One or more of His Majesty's Justices of the Peace acting for the District, upon Complaint thereof, to issue a Warrant or Warrants under his or their Hand and Seal or Hands and Seals, for levying the Amount assessed upon

upon such Defaulter or Defaulters as aforesaid, by Distress and Sale of his, her, or their Goods and Chattels, together with the incidental Costs, Charges, and Expences attending such Complaint, Distress, and Sale, such Defaulter having been first duly summoned by such Justice or Justices to appear before him or them at a Time and Place to be mentioned in such Summons; and in case no Goods and Chattels of such Defaulter or Defaulters can be found whereon to make such Distress, it shall be lawful for such Justice or Justices to commit such Defaulter or Defaulters to the Common Gaol or House of Correction for such District, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless the Amount directed to be levied as aforesaid be sooner paid and satisfied.

Rates to be apportioned on Persons *removing* from their Houses, &c.

LXVIII. And be it further enacted, That in all Cases where any Person or Persons rated by virtue of this Act shall remove from or quit the Possession of the Premises for or in respect of which such Person or Persons shall be so rated, every such Person or Persons shall be liable to pay such Rate or Assessment in proportion to the Time such Person or Persons occupied the said Premises; and in all Cases where any Person or Persons shall come into and occupy any Premises rated or assessed, or liable to be rated or assessed as aforesaid, and out of or from which any other Person or Persons shall have previously removed, or which at the Time of making any such Rate or Assessment were empty or unoccupied, such Person or Persons so coming into and occupying the same shall be liable to pay the then existing Rate or Assessment for and in respect of the said Premises, although his, her, or their Name or Names shall or may not be inserted in such Rate or Assessment, in proportion to the Time that such Person or Persons shall occupy the Premises, commencing upon the Day of his, her, or their Entry as Tenants, or of taking Possession of the Premises, as if the Name or Names of such Persons had been inserted in such Rate or Assessment; and in case any Dispute shall arise as to the Proportion herein-before directed to be paid, the Amount thereof shall in all Cases be settled and ascertained by Two Justices of the Peace of the said City and Liberty of *Westminster* or County of *Middlesex*.

Rates for Ambassadors Houses to be paid by the Landlords.

LXIX. Provided always, and be it enacted, That every Rate which shall be made by virtue of this Act, for or in respect of any House, Building, Tenement, or Ground which any Ambassador or other Public Minister of any Foreign Prince or State, or the Servant of any such Ambassador or other Public Minister, or any other Person not liable by Law to pay such Rate, now doth or hereafter shall occupy, shall be paid by and recoverable from the Landlord, Owner, or Lessor of such House, Building, Tenement, or Ground, as hereinafter mentioned for the Recovery of Rates payable for or in respect of any other Houses, Buildings, Lands, Tenements, or Grounds.

Lands, &c. to be rated for paving according to the Extent thereof.

LXX. And be it further enacted, That where any Rate shall be made for or in respect of any Lands, Grounds, or Places whereon no Houses or other Buildings shall be erected, for raising any Money towards defraying the Expences of paving, lighting, and cleansing any

of the said Streets, Highways, and other public Passages or Places, the Rate to be made in respect thereof shall be ascertained according to the Number of Square Yards of Street, Road, or Highway belonging thereto which shall be paved, repaired, cleansed, or lighted by virtue of this Act; and the said Rate shall not exceed in any One Year the Sum of Sixpence for every Square Yard, any thing in this Act to the contrary notwithstanding.

Commencement and Recovery of Rates.

LXXI. And be it further enacted, That the said respective Rates herein-before authorized to be made for the several Purposes aforesaid shall commence and take place on the Twenty-fifth Day of *March* in every Year, and shall be payable by equal Quarterly Payments, and every such Quarterly Payment shall and may be collected and received at any Time after the Expiration of Thirty Days from the Commencement of the Quarter for which the same shall be payable; and in case any Person herein-before made liable to the Payment of any of the Rates to be made by virtue of this Act shall refuse or neglect to pay the Money which shall be so rated upon or made payable by him or her for the Space of Seven Days next after Demand made at his or her Dwelling House or usual Place of Abode, the Money which shall be so unpaid shall be levied and recovered by Distress and Sale of the Goods and Chattels of such Defaulter, upon Complaint to any Justice or Justices of the Peace of the District, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, together with all Costs and Charges incidental to and attending such Complaint, Distress, and Sale; and in case no Goods and Chattels of such Defaulter can be found whereon to levy such Distress, it shall be lawful for any such Justice or Justices to commit such Defaulter to the Common Gaol or House of Correction of the District, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless the said Amount so directed to be levied as aforesaid be sooner paid.

Persons aggrieved by the Rates may apply to the Vestry for Relief;

and if dissatisfied may appeal to the Quarter Sessions for Middlesex;

LXXII. And be it further enacted, That in case any Person shall think himself or herself aggrieved by any Rate made in pursuance of the said recited Acts, or either of them, or by any Rate to be made by virtue of this Act, such Person may complain to the said Vestry at their First Meeting which shall be holden after the Expiration of Three Days from the Day on which Payment of such Rate shall have been demanded, and the said Vestry shall and are hereby authorized and empowered (if they think fit) to hear the Matter of any such Complaint, and give such Relief to the Person complaining as to the said Vestry shall appear just and reasonable; and in case the said Vestry shall not think fit to hear the Matter of such Complaint, or if the said Vestry shall hear the Matter of such Complaint, and the Person complaining shall be dissatisfied with the Determination of the said Vestry, every such Person shall nevertheless be obliged to pay the said Rate, and after Payment thereof (but not otherwise) may within Four Calendar Months next after Payment of the said Rate appeal to the Justices of the Peace at the Quarter Sessions to be holden for the County of *Middlesex*, the Appellant first giving Twenty-one Days Notice to the Vestry Clerk of the said Parish, and also entering into

a Recognizance before some Justice of the Peace for the said County, with Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order of and to pay such Costs as shall be awarded by the Justices at such Sessions; and the said Justices at such Sessions, upon due Proof of the Payment of the Rate appealed against, and of the Appellant having given such Notice to the said Vestry Clerk as aforesaid, and of having entered into such Recognizance as aforesaid, shall hear and determine such Appeal in a summary Way, and award such Costs to the Party appealing, or to the said Vestry, as they shall think proper; and the Determination of the said Justices therein shall be final, binding, and conclusive; but no Appeal shall be allowed to be made against any of the said Rates, except to some Quarter Session to be holden for the said County of *Middlesex*, and in manner aforesaid, any Law, Statute, or Usage to the contrary hereof notwithstanding: Provided always, that it shall be lawful for the said Justices, upon hearing any such Appeal as aforesaid, to correct, alter, and amend any Part or Parts of any such Rate that shall appear to them, either from Error or upon any other Account, to require to be altered and amended for relieving the Party so appealing as aforesaid, and to cause such Money to be returned to the Person who shall appeal as aforesaid as shall appear to them to have been overpaid, and to cause to be added to the said Rate the Name of any Party omitted to be inserted in such Rate, and the Description of the Property for which he or she ought to be rated, and to make such other Order therein as to them shall seem meet: Provided always, that in case the said Justices shall be of Opinion that it shall be necessary, for the Purpose of giving Relief to the Person or Persons appealing, that any such Rate or Assessment should be wholly quashed, then and in every such Case it shall be lawful for such Justices to quash the same accordingly.

who may correct the Rate, or quash the same.

Vestry may rectify Omissions in the Rates.

LXXIII. And be it further enacted, That whenever any Omission of the Name of any Person liable to be rated for any of the Purposes of this Act shall appear to the said Vestry, it shall be lawful for the said Vestry to cause to be added to the said Rate the Name of the Person omitted, and a Description of the Property for which he or she ought to be rated, and every such Addition made to any of the said Rates shall be as valid and effectual in the Law, to all Intents and Purposes, as if the Name of such Person, and a Description of such his or her Property, had been inserted in the original Rate at the Time the same was first made out.

Vestry to appoint a Treasurer,

LXXIV. And be it further enacted, That the said Vestry shall from Time to Time appoint some Banker to be Treasurer to the said Governors and Directors, to the said Committee for the Watch, and to the said Committee of Paving; and all Money which shall be collected and received by virtue of this Act shall be paid into the Hands of the said Treasurer; and the said Treasurer shall from Time to Time pay all such Sums as shall be drawn for by the said Governors and Directors (or any Person authorized by them in that Behalf), out of any Money in his Hands on account of or relating to the Poor; and which shall be drawn for by the said Committee for the Watch

(or by any Person authorized by them in that Behalf), out of any Money in his Hands on account of or relating to the said Beadles, Watchmen, and Patrols; and which shall be drawn for by the said Committee of Paving (or any Person authorized by them in that Behalf), out of any Money which shall be in his Hands on account of or relating to the paving, making, repairing, cleansing, and lighting the Streets, Highways, and other public Passages and Places aforesaid; and the said Vestry may from Time to Time appoint proper Persons to be Collectors of the several Rates to be made by virtue of this Act, and may from Time to Time remove the present or any future Collectors, or any of them, when they shall think proper, and appoint others in the Room of such as shall be so removed or shall die; and the Collectors appointed under the Authority of the said recited Acts or either of them, or of this Act, shall be paid such Salaries as the said Vestry shall think proper (not exceeding in the whole the Sum of Three-pence in the Pound on each Collection) out of the said respective Rates, in such Proportions as the said Vestry shall think reasonable, provided the Sum to be paid to all such Collectors shall not in the whole exceed the Sum of Eight hundred Pounds in any One Year; and the said Vestry shall take such Security from every such Collector, either annually or otherwise, for the due and faithful Execution of his Office, as to the said Vestry shall appear proper and sufficient; and every Collector of the said respective Rates to be made by virtue of this Act shall once in every Quarter of a Year, and at such other Times as he shall be required so to do by the said Vestry, produce and deliver to such Persons respectively a full, true, and particular Account in Writing, signed by him, of all Money which he shall to that Time have received and paid by virtue or in pursuance of this Act, together with the proper Vouchers for all such Payments, and shall at the same Time produce an Account of such of the said Rates of which he shall be appointed Collector as shall be in arrear and unpaid, and the Names of the Persons by whom the same ought to be paid, with the Sums by them respectively owing, and the Time when the same became due, and shall pay the Money, if any shall remain in his Hands, to the said Treasurer; and if any such Collector shall neglect or refuse to produce and deliver such Account as aforesaid, or the Vouchers relating thereto, or to pay the Money by him received or collected, according to the true Intent and Meaning of this Act, he shall for every such Neglect or Refusal forfeit and pay the Sum of Ten Pounds; and the said Vestry are hereby authorized and empowered to cause an Action to be brought in any of His Majesty's Courts of Record at *Westminster* against such Collector for the Recovery of the said Penalty or Forfeiture, and also the Money which shall appear to be in his Hands; or if Complaint shall be made on the Behalf of the said Vestry of any such Neglect or Refusal to any Two Justices of the Peace for the City and Liberty of *Westminster* or County of *Middlesex*, such Justices may and are hereby authorized and required, by Writing under their Hands and Seals, to summon such Collector to appear before them, and upon his appearing or not appearing pursuant to such Summons to hear and determine the Matter of such Complaint in a summary Way; and if upon the Confession of the Party, or the Testimony of any credible Witness upon

and Collectors;

and take Security from the Collectors.

Collectors to account for the Money they receive, and pay it to the Treasurer.

upon Oath (which Oath such Justices are hereby empowered to administer), it shall appear to such Justices that such Collector hath neglected or refused to produce or deliver such Account as aforesaid, or the Vouchers relating thereto, or that any of the Money which shall have been collected or received by such Collector shall remain in his Hands, such Justices may and are hereby authorized and required, by Warrant under their Hands and Seals, to cause the said Penalty or Forfeiture, and also the Money in the Hands of such Collector as aforesaid, to be levied by Distress of the Goods and Chattels of such Collector, rendering the Overplus (if any) to the Owner of such Goods and Chattels upon Demand, after deducting the reasonable Charges of such Distress and Sale; and if sufficient Goods and Chattels of such Collector to answer and satisfy the said Forfeiture and Money cannot be found, then such Justices shall commit such Collector to the Common Gaol of the said City and Liberty or County of *Middlesex* until he shall have given and made a true and perfect Account, and have produced such Vouchers as aforesaid, and shall have paid such Forfeiture and Money, or compounded for the same with the said Vestry (who are hereby empowered to make such Composition), and shall have paid such Composition to the said Vestry; but no such Collector shall be detained in Prison for want of sufficient Distress by virtue of this Act for any longer Space of Time than Six Calendar Months; provided nevertheless, that no Prosecution or Commitment of any Collector as aforesaid shall acquit or discharge any Surety or Security that shall or may have been taken by or given to the said Vestry for the due Execution of his Office, or the Payment of the Money to be by him received as aforesaid.

Clerk not to act as Treasurer, and vice versâ.

LXXV. Provided always, and be it further enacted, That it shall not be lawful for the said Vestry to continue or appoint the Person who hath been or who may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, or the Clerk or any Person in the Service or Employ of the Partner of any such Clerk, to be the Treasurer for the Purposes of this Act, or to continue or appoint the Person who hath been or who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or any Person in the Service or Employ of any such Treasurer, or the Clerk or any Person in the Service or Employ of the Partner of any such Treasurer, to be the Clerk to the said Vestry; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, or the Clerk or any Person in the Service or Employ of the Partner of any such Clerk, shall act as Treasurer, or being the Partner of any such Treasurer, or the Clerk or any Person in the Service or Employ of any such Treasurer, or the Clerk or any Person in the Service or Employ of the Partner of any such Treasurer, shall act as Clerk in the Execution of this Act, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Vestry other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds

to

to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Collectors not to retain more than 200*l.* in their Hands.

LXXVI. And be it further enacted, That every Collector shall pay the Money by him collected, as the same shall from Time to Time come to his Hands, to the said Treasurer, and take a Receipt from such Treasurer for every Sum so paid; and no such Collector shall at any Time keep or retain in his Hands more than the Sum of Two hundred Pounds of the Money arising by any of the said Rates for any longer Time than Three Days, on pain of forfeiting Five Pounds for every Day that he shall retain the same beyond the Space of Three Days.

Accounts to be kept.

LXXVII. And be it further enacted, That Accounts of all Money received and disbursed, and all Acts, Orders, and Proceedings of the Vestry, Governors and Directors, and Committee for the Watch, and Committee of Paving respectively for the Time being, shall be fairly entered and kept in Books by their respective Clerks; and that Transcripts of all Acts, Orders, and Proceedings of any Meeting of the said Vestry, Governors and Directors, and Committee for the Watch, and Committee of Paving respectively, which shall be entered in Books as aforesaid, shall be examined and signed by the respective Chairmen at their next Meeting, and being so signed shall be deemed to be Originals, and shall and may be produced in Evidence in all Courts whatsoever; and a true and perfect Account of the Proceedings of the Governors and Directors, Committee for the Watch, and Committee of Paving for the Time being, and of all Money received and paid by them respectively, shall be made out once in every Year, and shall be signed by the said Governors and Directors, and Committee of the Watch, and Committee of Paving respectively, and shall be delivered to the said Vestry, in order to be examined, settled, and signed by the said Vestry, and the said Accounts shall be examined, settled, and signed by the said Vestry on or before the Twentieth Day of *November* in every Year, or within One Month afterwards, and Notice of the signing such Accounts shall be given in the Church of the said Parish on the *Sunday* next after such Accounts shall be signed; and all such Accounts shall be kept by them amongst the other Parish Accounts; and the said Accounts, and also all Rates which have been made in pursuance of the said recited Acts or either of them, or which shall be made in pursuance of this Act, shall and may at all seasonable Times be inspected and perused without Fee or Reward by any Person rated, and also by the respective Persons who shall be entitled to any Money due and owing on the Credit of such Rates; and all Books of Account and Proceedings of the said Governors and Directors, and Committee for the Watch, and Committee of Paving respectively, and shall during the Time they remain in their Custody, shall and may be perused and inspected at all seasonable Times by the said Vestry Clerk or any other Person by the Order of the said Vestry; and the several Persons aforesaid may take Copies of or Extracts from any of the

the said Books, Accounts, and Proceedings, and of the said respective Rates, without Fee or Reward; and in case any Person who shall be rated shall be dissatisfied with any Accounts which shall have been delivered to the said Vestry as aforesaid, or with any of the Items or Articles contained in any such Account, such Person may appeal against the same to the General or Quarter Sessions to be holden for the said County of *Middlesex*, and not elsewhere; but no such Appeal shall be brought after the Expiration of Four Calendar Months from the Day such Account was signed by the said Vestry, and no such Appeal shall be heard unless the Person appealing shall have given the like Notice, and entered into the like Recognizance for trying such Appeal, as is herein-before required to be given and entered into in Cases of Appeal against any of the Rates to be made by virtue of this Act.

Notice to be given previous to making Contracts.

LXXVIII. And be it further enacted, That previous to the entering into any Contract for any of the Purposes of this Act, Thirty Days Notice at the least of the Meeting to be held for that Purpose shall be given in Two or more daily Newspapers, expressing the Nature of the Contract, in order that any Person may make Proposals for that Purpose at the Time and Place to be mentioned in such Notice, all which Proposals shall be in Writing, signed by the Party or Parties making the same, and shall specify the Security offered for the Performance of the said Contract, and shall be filed and preserved.

Committee of Paving may borrow Money.

LXXIX. And be it further enacted, That it shall and may be lawful for the Committee of Paving for the Time being, by and with the Consent of the said Vestry duly assembled as aforesaid, from Time to Time as they shall judge it proper, for the Purpose of paving, watching, repairing, cleansing, lighting, and regulating any of the Streets, Highways, public Passages or Places within the said Parish, to borrow and take up at Interest, according to the Regulations and Restrictions herein-after mentioned, such Sum and Sums of Money, not exceeding Ten thousand Pounds, as any Person or Persons is or are willing to lend and advance on the Credit of any of the Rates by the said recited Acts or either of them, or by this Act, authorized to be made for paving, making, repairing, cleansing, and lighting, and by any Writing or Writings upon Vellum or Parchment, signed by any Three or more of the Members of the said Committee for the Time being, to assign such Rates, upon the Credit of which any Money shall be advanced, to any Person or Persons who shall advance such Money thereon, as a Security or Securities for the several Sums so borrowed, with Interest for the same, which Interest shall be payable and paid Half-yearly by the Treasurer of the said Committee of Paving for the Time being out of the Sums to arise by or from such Rate.

Securities to be entered in a Book.

LXXX. And be it further enacted, That there shall be entered in a Book or Books to be for that Purpose provided and kept by the Clerk of the said Vestry, or the Clerk of the said Governors and

Directors, or the Clerk of the said Committee of Paving, all Securities for Monies borrowed by virtue or in pursuance of this Act, and all Assignments and Transfers thereof, and also all future Securities and Transfers respecting any Monies borrowed by virtue of the said recited Acts or either of them, or the Sum of Twenty thousand Pounds herein-after mentioned, or any Part thereof, expressing in Words at Length the Names, Surnames, Additions, Places of Abode, and other Descriptions of all such Persons as shall from Time to Time be entitled to such Securities, and the Sums received upon such Securities; which Book or Books the Persons entitled to such Securities, and all and every Person or Persons liable to the Payment of the said Rates and Assessments, shall have full Liberty to inspect without Fee or Reward.

Form of Securities.

LXXXI. And be it further enacted, That the Securities for the Money to be raised for the Purposes of this Act shall be in the Words or to the Effect following:

'WE, the Vestry of the Parish of *Saint George Hanover Square*, *or* we being Three Members of the Committee of Paving of the Parish of *Saint George Hanover Square* [*as the Case may be*], by virtue of an Act passed in the Seventh Year of the Reign of His Majesty King *George* the Fourth, intituled [*here set forth the Title of this Act*], in consideration of the Sum of paid to us by before the Delivery of these Presents, do assign unto the said his Executors, Administrators, or Assigns, the Rate or Assessment made or to be made [*here set forth the Rate or Fund on the Credit of which the Money has been lent*] on the said Parish, to hold unto the said his Executors, Administrators, or Assigns, until the said Sum of together with Interest at the Rate of *per Centum per Annum* (such Interest to commence or be calculated from the Day of), shall be fully paid and satisfied. In witness whereof we have hereunto set our Hands and Seals the Day of in the Year of our Lord .'

Books of Proceedings to be Evidence.

LXXXII. And be it further enacted, That all and every Book and Books in which any Minute or Minutes, Entry or Entries of any Proceeding or Proceedings whatsoever of any of the Vestrymen, Governors, and Directors of the Poor, Committee for the Watch, and Committee of Paving for the said Parish of *Saint George Hanover Square*, acting by or under the Authority of this or any of the before-recited Acts, shall be and be deemed to be good and sufficient legal Evidence of such Proceedings in any Court whatsoever.

Money may be raised on Annuity or Tontine.

LXXXIII. And be it further enacted, That in case the said Committee of Paving for the Time being shall think it advisable to raise all or any Part of the Money hereby authorized to be borrowed by granting Annuities for Lives or for Terms of Years, or by way of Tontine instead of Assignments as aforesaid, then and in such Case it shall and may be lawful to and for the said Committee, by and with the Consent

sent of the Vestry assembled as aforesaid, and they are hereby fully authorized and empowered so to do, by Writing under the Hands and Seals of any Three or more of the Members of the said Committee, to grant an Annuity or Annuities to any Person or Persons who shall contribute, advance, and pay into the Hands of the Treasurer of the said Committee any Sum or Sums of Money for the absolute Purchase of an Annuity or Annuities, to be paid and payable during the natural Life of every such Contributor, or during the natural Lives of any Two such Contributors and the Life of the Survivor, or the natural Life of such Person, or the natural Lives of any such Two Persons and the Life of the Survivor, as shall be nominated by or on the Behalf of such Contributor at the Time of the Payment of his or her Contributions or Purchase Money; and the Expence of every such Annuity shall be paid by the said Committee out of the Monies so contributed; and that in case the said Committee shall raise any of the Money necessary for the Purposes of this Act by way of Tontine, then such Tontine shall be in such Classes, at such Interest, and with such Benefit of Survivorship, and subject to such Orders, Rules, and Regulations, as the said Committee shall make respecting the same, which shall be binding and conclusive upon all Contributors thereto.

Form of the Grant of Annuity.

LXXXIV. And be it further enacted, That the Grant of any Annuity which shall be granted under the Authority of this Act shall be in the Words or to the Effect following:

'WE, the Vestry of the Parish of *Saint George Hanover Square*, 'or being Three of the Committee of Paving of the Parish of 'Saint George Hanover Square [*as the Case may be*], acting in pursuance of an Act passed in the Seventh Year of the Reign of His 'Majesty King *George* the Fourth, intituled [*here set forth the Title 'of this Act*], in consideration of the Sum of Pounds to 'the Treasurer of the said Parish, do hereby grant unto 'the said an Annuity or yearly Sum of 'Pounds, to be paid out of the Rates, Assessments, Sum and Sums of 'Money received on account of [*here set forth the Rate or Fund on 'the Security of which such Annuity is granted*], which Annuity or 'yearly Sum of Pounds shall be paid to the said 'or his [*or* her] Assigns during the Term of his or her 'natural Life [*or as the Case may be*], to the said 'his *or* her Executors, Administrators, or Assigns, during the natural 'Life of *or* during the natural Lives of 'and and the Life of the Survivor, upon the 'Day of the Day of the 'Day of and the Day of in every 'Year during the natural Life or Lives of him, her, or them the said 'at the the First quarterly Payment thereof 'to be made upon the Day of next ensuing the 'Date hereof. In witness whereof we have hereunto set our 'Hands and Seals the Day of in the 'Year '.

And

And every such Grant shall be good, valid, and effectual in the Law without any Enrolment or Registry of a Memorial thereof in the High Court of Chancery or elsewhere, except as herein-after mentioned; and every such Annuity so to be granted as aforesaid shall be and is hereby charged upon and shall be payable and paid by the Treasurer to the said Vestry or Committee out of the said Rate, Assessment, Sum or Sums, so charged therewith, according to the Grant of such Annuity.

Securities may be transferred.

LXXXV. And be it further enacted, That it shall and may be lawful to and for the Persons entitled to any of the Securities for the Money borrowed or to be borrowed on legal Interest as aforesaid, or to be raised by granting of Annuities as aforesaid, or any of the Holders of Securities for any Part of the said Sum of Twenty thousand Pounds herein-after mentioned, and their respective Executors, Administrators, or Assigns [*as the Case may be*], at any Time by Writing under their Hands and Seals, by Indorsement on such Security, or otherwise, to transfer such Securities to any Person or Persons whomsoever; and every such Transfer may be in the Words or to the Effect following:

Form of Transfer.

'I being entitled to the Sum of
'[*or* an Annuity of] secured to
'and Assigns [*or* his
'or her Executors, Administrators, and Assigns, *as the Case may be*,]
'by virtue of a Bond [*or* an Assignment *or* Grant of an Annuity]
'bearing Date the Day of under the Hands and Seals
'of the Vestry of the Parish of *Saint George Hanover Square*, [*or*
'of Members of the Committee of Paving of the Parish
'of *Saint George Hanover Square, as the Case may be*,] acting in
'the Execution of a certain Act or Acts therein specified, upon the
'Credit of the Rates or Assessments granted or payable by the said
'Act or Acts, do hereby transfer all my Right and Interest in and
'to the same Sum [*or* Annuity], and all Interest and other Money
'now due and owing thereon, unto his or
'her Executors, Administrators, and Assigns. Dated the
'Day of .'

And a Copy of any such Security or Assignment, together with the Number or Numbers thereof, and of every Grant of Annuity which shall be made in pursuance of this Act, and an Extract and Memorial thereof, and of every Transfer herein-before referred to respectively, shall be entered in a Book to be kept for that Purpose by the Clerk to the said Vestry or Committee, which Extract or Memorial shall specify and contain the Date, Names of the Parties, and Sums of Money thereby secured, assigned, and transferred, to which Book any Person interested shall at all seasonable Times have Access, and shall have free Liberty to inspect the same without Fee or Reward; and for the entering of every such Transfer the said Clerk shall be paid by the Person to whom such Transfer shall be made the Sum of Two Shillings and Sixpence and no more; and every such Transfer, after Entry thereof as aforesaid, shall entitle

Clerk to be paid for Entry of Transfer.

the Person to whom the same shall be made, and his or her Executors, Administrators, and Assigns, to the Benefit of the Security thereby transferred, without any other Registry or Enrolment thereof.

Restrictions as to granting of Annuities.

LXXXVI. And for preventing any improvident Grants of Annuities under this Act, be it further enacted, That the Amount of every Annuity to be granted by virtue of this Act shall be regulated according to the Price of Three Pounds *per Centum* Consolidated Bank Annuities at the Time of granting the same, in the Manner and according to the Rate prescribed by Two several Acts, One passed in the Forty-eighth Year of the Reign of His late Majesty King
48 G.3.c.142. *George* the Third, intituled *An Act to enable the Commissioners for the Reduction of the National Debt to grant Life Annuities*; and the other passed in the Fifty-second Year of the Reign of His said late Ma-
52 G.3.c.129. jesty, intituled *An Act for amending Two Acts, passed in the Forty-eighth and Forty-ninth Years of His present Majesty, for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities.*

Power to borrow at a lower Rate of Interest to pay off Securities at a higher Rate.

LXXXVII. Provided always, and be it further enacted, That in case the said Vestry or Committee can at any Time borrow or take up any Sum or Sums of Money at a lower Rate of Interest than the Assignments or Securities which shall be then in force shall bear, it shall and may be lawful to and for the said Vestry, or the said Committee, by and with the Consent of the Vestry, from Time to Time to charge the said respective Rates or Assessments in manner aforesaid with such Sum or Sums of Money as they shall think proper, and the Interest thereof at such low Rate as aforesaid, and to pay off and discharge the Assignments or Securities bearing a higher Rate of Interest, according to the Directions and Regulations hereby prescribed for paying off Assignments or Securities.

Rate may be applied in discharge of Sum borrowed.

LXXXVIII. And be it further enacted, That in order to discharge the said Principal Monies so borrowed or to be borrowed, and Interest, and the Annuity or Annuities so to be granted, it shall and may be lawful for the said Committee of Paving, by and with the Consent of the Vestry, and they are hereby authorized and required, yearly and every Year, from and out of the Rate or Assessment levied and collected for the Purpose of paving, making, and repairing, cleansing and lighting, the Streets, Highways, and other public Passages and Places within the said Parish, to appropriate such Sum and Sums of Money as will be sufficient to discharge annually One Tenth Part of the Total of the Principal Monies which shall have been borrowed as aforesaid, with the Interest thereon, and the full Amount of all existing Annuities granted out of the said Rates as aforesaid.

Notice to be given of Money to be paid off.

LXXXIX. And be it further enacted, That whenever the said Vestry or the said Committee of Paving shall be enabled to pay off any Money borrowed under the Authority of this Act or of the said recited Acts, or either of them, they may, if they think proper, ascertain by

by Lot the particular Securities or Assignments to be then paid off; and the said Vestry or Committee shall cause Notice, signed by their Clerk, to be givento or left at the last or usual Place of Abode of the Person or Persons who shall be entitled to the Money to be paid off, either in full or part Payment of their respective Assignments or Securities as aforesaid, of the Intention of the said Vestry or Committee to pay him or her as aforesaid; and every such Notice shall express the Sum to be paid off, together with the Interest due thereon, and that the same shall be paid on a Day and at a Place to be specified in such Notice, such Day not being sooner than Six Calendar Months next after the Day of giving or leaving such Notice as aforesaid; and the Interest of the Principal Money to be paid off shall, from and after the Time so specified, cease and be no longer paid or payable, unless such Money shall be demanded pursuant to such Notice and not paid; but the Principal Money in respect whereof such Notice shall be given, and also the Interest thereof, on the Day so specified, shall nevertheless be payable on Demand: Provided nevertheless, that the Securities which shall bear the highest Rate of Interest shall be first paid off; but nothing herein contained shall extend or be construed to extend so as to require the said Vestry or Committee to pay off any Principal Monies lent on the Credit of the said Rates or Assessments by way of Annuity.

Trustees of Kensington Roads to pay a certain Sum to the Paving Committee.

6 G. 4. c. 157.

XC. And be it further enacted, That the Trustees for the Time being for executing an Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act for more effectually repairing, widening, and improving the Road from* Knightsbridge *to* Counter's Bridge, *and certain other Roads in the County of* Middlesex, *and for lighting, watching, and watering the said Roads*, or any other Act or Acts now in force, or any future Act or Acts for repairing the Roads in the Parishes of *Kensington*, *Fulham*, and *Chelsea*, in the County of *Middlesex*, by the said Act or Acts directed to be repaired, shall pay or cause to be paid yearly and every Year during the Continuance of the said Act or Acts, to the Committee of Paving of the said Parish of *Saint George Hanover Square*, or to such Person or Persons as shall be authorized and appointed to receive the same, the Sum of One thousand Pounds of lawful Money of *Great Britain*, free from all Deductions whatsoever, by Four even and equal quarterly Payments in the Year; that is to say, the Nativity of *Saint John* the Baptist, the Feast of *Saint Michael* the Archangel, the Birth of our Lord *Christ*, and the Annunciation of the Blessed Virgin *Mary*; the First Payment to begin and be made on such of the said Quarter Days as shall happen next after the passing of this Act; and if the said Payments, or any Part or Parts thereof, shall be behind and unpaid for the Space of Twenty-one Days after the same shall become due, it shall and may be lawful to and for the said Committee of Paving, or for such Person or Persons as they or any Five or more of them shall by Writing under their Hands and Seals appoint, to seize and take Possession of any Turnpike Gate or Gates upon any Part or Parts of the said Roads, and to collect and receive the Tolls by the said recited Turnpike Act authorized to be taken thereat, until the

Power to seize Gates and receive Tolls in case of Default, until paid.

Sum

Sum or Sums remaining due and unpaid, and all reasonable Charges attending such Seizure, Collection, and Reception, shall be fully paid, satisfied, and discharged, and no longer.

For continuing a Turnpike, and collecting Tolls to secure the Payment, in case the Turnpike Act shall not be continued.

XCI. And be it further enacted, That in case the said Trustees shall not continue to pay the said annual Sum of One thousand Pounds for the Term of the said recited Act, or the same Term shall not be further continued by Act of Parliament from the Expiration of the present subsisting Term thereof, it shall and may be lawful for the said Committee of Paving of the said Parish of *Saint George Hanover Square*, or any Five or more of them, immediately after the Expiration of such present subsisting Term, to cause any Gate to be erected or made on any Part of the said Roads within the said Parish, as near as may be within the Limits of this Act to the Place where the Turnpike now stands, and to take and receive the respective Tolls authorized by the said Act to be taken and received at the said Turnpike, in manner and under the Penalties, Authorities, and Indemnities in the said Act mentioned; and to apply the same in Payment of the said annual Sum of One thousand Pounds, for the Purpose of paving, making, cleansing, lighting, repairing, and regulating the Streets, Highways, and other public Passages and Places within the said Parish, until the said Sum of One thousand Pounds *per Annum*, and all Arrears thereof, and all Expences of erecting or continuing the said Gates, and collecting and receiving the said Tolls, shall be fully paid, and no longer; and when and so soon as the said Committee shall have received in each and every Year from the Produce of the said Tolls the said annual Sum of One thousand Pounds and all Arrears thereof, and all Expences attending the erecting and continuing the said Gate or Gates, and collecting and receiving the said Tolls, and the same shall be fully paid and satisfied in each and every Year, the said Gate or Gates shall be thrown open during the Remainder of every such Year.

Directing how the annual Sum of 1,000*l.* shall be applied.

XCII. And be it further enacted, That the said annual Sum of One thousand Pounds shall be applied by the said Committee of Paving as follows; (that is to say,) so much thereof as shall be necessary for that Purpose shall be applied in Payment of the Interest which shall from Time to Time grow due and payable in respect of the Principal Sum of Twenty thousand Pounds heretofore borrowed on the Credit of the said annual Sum of One thousand Pounds, and the Residue of such annual Sum shall from Time to Time be set aside and laid out in Exchequer Bills or other Government Securities as a Sinking Fund to extinguish the said Principal Sum of Twenty thousand Pounds.

When Sinking Fund amounts to 500*l.* Securities to be paid off by Lot.

XCIII. And be it further enacted, That when and so soon as the said Committee shall be enabled to pay off the Sum of Five hundred Pounds or upwards, in part of the said Sum of Twenty thousand Pounds, out of the Accumulations of the said Sinking Fund, they shall proceed to ascertain by Lot and pay off from Time to Time the particular Securities or Assignments so ascertained, until the whole of the said Principal Sum of Twenty thousand Pounds shall be discharged and satisfied,

satisfied, and when and so soon as the said Sum shall be discharged and satisfied, and all Arrears of Interest on the same, then the said Sum of One thousand Pounds *per Annum* shall cease and determine, and be no longer paid or payable.

Allowing the Rector, &c. and Eight Vestrymen to do certain Acts.

XCIV. And whereas it would greatly facilitate the transacting the Business of the said Parish if the Rector, or in his Absence his Clerk in Orders, Curate or Assistant Curate, a Churchwarden, or in his Absence a Pro-churchwarden, appointed as herein-after mentioned, and any Eight or more of the Vestrymen of the said Parish, were authorized to do all such Acts, Matters, and Things which can be done by the Vestry of the said Parish; be it therefore enacted, That all Acts, Matters, and Things whatsoever which can be done by the Vestry of the said Parish may be done by the Rector, or in his Absence his Clerk in Orders, Curate or Assistant Curate, One Churchwarden, or in his Absence a Pro-churchwarden, (such Pro-churchwarden being always some past Churchwarden, specially appointed by the Churchwardens for the Time being, or One of them, by Writing under their or his Hand or Hands, for each particular Vestry, as the Pro-churchwarden, in any Case of sudden Emergency happening in the Absence of both the Churchwardens, on the Requisition of Five Vestrymen, in Writing under their Hands, to the Churchwardens for the Time being, or One of them,) and any Eight or more of the Vestrymen of the said Parish; and all such Acts, Matters, and Things shall be good, valid, and effectual in the Law to all Intents and Purposes whatsoever; and that any of the Meetings of the said Vestry may be holden in any of the Offices or Apartments in the Workhouse in *Mount Street*, or any other Place or Places within the said Parish: Provided always, that no Meeting of the said Vestry, otherwise than by Adjournment, shall in any Case be holden, unless Notice of the Time and Place of Meeting shall be given in the Parish Church on the *Sunday* preceding the Day on which such Meeting shall be holden, and that no Meeting of the said Vestry shall be adjourned over the next succeeding *Sunday*.

Vestry may appoint Churchwardens, Sidesman, Governors of the Poor, &c. in case of Death, Removal, Insolvency, &c.

XCV. And be it further enacted, That if any Churchwarden, Sidesman, Governor, and Director of the Poor, or any Member of the Committee for the Watch, or of the Committee of Paving of the said Parish of *Saint George Hanover Square*, shall die or remove out of the said Parish, or become insolvent or otherwise incapable of acting, then and in every such Case it shall and may be lawful for the Vestry of the said Parish, if they think fit, to appoint a fit Person to supply the Place of such Churchwarden, Sidesman, Governor and Director of the Poor, or Member of the Committee for the Watch, or of the Committee of Paving of the said Parish respectively, so dying, removing, or becoming insolvent or otherwise incapable as aforesaid; and all and every Person and Persons who shall be appointed as aforesaid, and qualified as this Act directs, is and are hereby invested with the same Powers for putting this Act into Execution as the Person or Persons in whose Stead he or they shall be respectively appointed were invested with.

Vestrymen may resign.

XCVI. And be it further enacted, That whenever any Vestryman of the said Parish shall by Writing under his Hand and Seal signify to the said Vestry his Desire to resign his Office of Vestryman, he shall from thenceforth cease to be One of the Vestrymen of the said Parish, and another Vestryman shall be chosen in his Room.

Disqualification of Vestrymen by Nonresidence or Nonattendance.

XCVII. And be it further enacted, That from and immediately after the Expiration of Twelve Calendar Months from the Time of any Person ceasing to be really and *bonâ fide* a resident Householder within the said Parish he shall be considered to all Intents and Purposes removed therefrom, and thereby disqualified to act as a Vestryman of the said Parish; and any Member of Vestry hereafter to be chosen, who shall not have attended a Vestry within the Space of One Year from his Election, having been duly summoned in the usual Manner, shall be considered as having vacated his Seat in the said Vestry, and disqualified, and a Vacancy in the same shall be thereupon declared.

Chairman at all Meetings to have a casting Vote.

XCVIII. And be it further enacted, That at any of the Meetings of the said Governors and Directors of the Poor of the said Parish, or of the Committee of the Watch, or of the Committee of Paving, or any Sub-committee, when and so often as it shall happen that there shall be an equal Number of Votes upon a Question (including the Vote of the Chairman), then and in such Case it shall and may be lawful to and for the said Chairman, and he is hereby authorized and empowered, to give a Second or casting Vote.

Penalty on Persons obstructing Officers in the Performance of their Duty.

XCIX. And be it further enacted, That if any Person or Persons shall at any Time or Times obstruct, molest, or hinder any Surveyor, Collector, Watchman, Beadle, or other Officer who shall be appointed or employed by virtue of this Act or the said recited Acts, or either of them, in the Performance or Execution of any Duty, Matter, or Thing hereby authorized or directed to be done, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty on Witnesses not attending to give Evidence upon Informations under this Act.

C. And be it further enacted, That if any Person or Persons shall be summoned to appear as a Witness or Witnesses before any Justice or Justices of the Peace acting under the Authority of this Act, touching or concerning any Information or Complaint exhibited to such Justice or Justices for any Offence against this Act, either on behalf of the Prosecutor or on behalf of the Person or Persons accused, and shall refuse or neglect to attend and appear at the Time and Place mentioned and appointed for that Purpose in and by such Summons after having been paid or tendered a reasonable Sum for his, her, or their Costs and Expences in giving such Attendance, without a reasonable Excuse for such Refusal or Neglect, or shall, after attending and appearing, refuse to be sworn and examined upon Oath, or in case of a Quaker or Quakers, to be affirmed and examined upon solemn Affirmation, or after having been so sworn or affirmed shall neglect or refuse to give Evidence before

before such Justice or Justices of the Peace touching or concerning the Subject or Matter of the said Information or Complaint, or upon any Matter or Thing incidental or relating thereto, then and in every such Case every Person making such Default as aforesaid shall for every such Default forfeit and pay any Sum not exceeding Ten Pounds.

In whose Names Actions and Suits shall be brought.

CI. And be it further enacted, That the said Vestry, Governors and Directors of the Poor, Committee for the Watch, and Committee of Paving respectively, may sue and be sued for or concerning any thing relating to the Purposes or Provisions of this Act or the said recited Acts, or either of them, in the Name of their respective Clerks for the Time being, or in the Name of any one of the said Vestrymen, Governors and Directors, or Committeemen respectively; and no Action or Suit which may be brought, commenced, or prosecuted by or against the said Vestry, Governors and Directors, or Committees respectively, by virtue or on account of this Act or the said recited Acts, or either of them, shall abate or be discontinued by the Death, Suspension, or Removal of such Clerk, or such Vestryman, Governor and Director, or Committeeman, or by any Act or Default of such Clerk, Vestryman, Governor and Director, or Committeeman, done or suffered without the Consent and Direction of the said Vestry, Governors and Directors, or Committees respectively, but that the Clerk to the said Vestry, Governors and Directors, or Committees respectively for the Time being, or One of the said Vestrymen, Governors and Directors, or Committeemen, shall be deemed Plaintiff or Defendant, as the Case may be, in every such Action or Suit: Provided also, that in all Cases in which the Clerk for the Time being, or any One such Vestryman, Governor and Director, or Committeeman as aforesaid, shall, in pursuance or under the Authority of this Act or the said recited Acts, or either of them, be the Plaintiff or Defendant on the Record in any Action or Suit, such Clerk or such Vestryman, Governor and Director, or Committeeman as aforesaid (although appearing as the Plaintiff or Defendant on the Record), may and shall nevertheless (if not otherwise interested or objectionable) be a good and competent Witness in such Action or Suit, either for or against the said Vestry, Governors and Directors, or Committeemen respectively; and all Affidavits of Debt or Service, which may be necessary or expedient to be made preparatory to or in the Prosecution or Defence of any and every such Action or Suit, shall and may be lawfully made by such Clerk, or such One Vestryman, Governor and Director, or Committeeman respectively (as the Case may be): Provided also, that every such Clerk, Vestryman, Governor and Director, or Committeeman, in whose Name any Action or Suit shall be commenced, prosecuted, or defended in pursuance of this Act or the said recited Acts, or either of them, shall always be reimbursed and paid, out of the Monies to arise by virtue of this Act, all such Costs, Charges, and Expences as he shall be put to or become chargeable with by reason of his being so made Plaintiff or Defendant therein, and shall not be personally answerable or liable for the Payment of the same, or any Part of them, unless such Action or Suit shall arise in consequence of his own wilful Neglect or Default, or have been brought or commenced

menced or defended without the Order or Direction of the said Vestry, Governors and Directors, Committee for the Watch, or Committee of Paving, as the Case may be.

Vesting Property in the Vestry.

CII. And be it further enacted, That the Right and Property of and in all and every the Pavements, Stones, Flags, Bricks, Gravel, Iron Rails, Fences, Lamps, Lamp Irons, Lamp Posts, Timber, and Watch-boxes, used, erected, fixed up, or provided for the Purposes of this Act or of the said recited Acts, or either of them, and of and in all Goods, Implements, Materials, and Things purchased or provided under the Authority of the said recited Acts, or either of them, or of this Act, by the Vestry, Governors and Directors of the Poor, or the respective Committees of Paving and for the Watch, shall be and are hereby vested in the Vestry of the said Parish for the Time being; and the said Vestry shall have full Power and Authority from Time to Time to sell and dispose of, for the Purposes of this Act, all or any of the said Articles and Things, or any Part or Parts of the same respectively, to such Person or Persons and in such Manner as they the said Vestry shall think proper; and the said Vestry shall and may cause to be brought any Action or Actions, Suit or Suits, or direct the preferring of any Bill or Bills of Indictment (as the Case may require), against any Person or Persons who shall steal, take, or carry away, detain, spoil, injure, or destroy, the several Articles and Things hereby vested in them the said Vestry as aforesaid, or any of them, or any Part or Parts thereof; and in all Actions, Suits, and Bills of Indictment respectively concerning the Property of Things hereby vested in the said Vestry it shall be and be deemed and taken to be sufficient to state generally that the Article or Articles, Thing or Things, for or on account of which such Action or Actions, Suit or Suits, shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of the Vestry of the Parish of *Saint George Hanover Square* in the County of *Middlesex*, without particularly stating or specifying the Name or Names of all or any of the Vestrymen of the said Vestry.

Penalties under Contracts may be compounded for.

CIII. And be it further enacted, That it shall be lawful for the Person who shall cause any Action to be brought for recovering the Penalty or Forfeiture contained in any Contract entered into or which shall be entered into by virtue of this Act, with the Consent of the said Vestry, but not otherwise, to compound for such Penalty or Forfeiture with the Person or Persons against whom such Action shall have been brought for such Sum of Money as they shall judge proper.

General Appeal to Sessions.

CIV. And be it further enacted, That if any Person shall think himself or herself aggrieved by any thing done in pursuance of this Act, (except by any Rate to be made as aforesaid, respecting which an Appeal is herein-before allowed,) such Person may, within Four Calendar Months next after the Cause of Complaint shall have arisen, appeal to the Justices at the General or Quarter Sessions of the Peace to be holden for the said County of *Middlesex*, such Appellant first

giving or causing to be given Twenty-one Days Notice at the least in Writing of his or her Intention to exhibit such Appeal, and the Cause and Matter thereof, to the Vestry Clerk, and within Four Days after giving such Notice entering into a Recognizance before some Justice of the Peace for the said County, with Two sufficient Sureties, conditioned to try such Appeal at and abide by the Order of and pay such Costs as shall be awarded by the Justices of such Sessions; and the said Justices at such Sessions, upon the Proof of such Notice being given, and of the entering into such Recognizance as aforesaid, shall hear and finally determine the Cause and Matter of such Appeal in a summary Way, and award such Costs to the Party appealing as aforesaid, or appealed against, as they shall think proper; and the Determination of such Justices shall be final and conclusive to all Intents and Purposes whatsoever.

Where Justices give Costs to Appellants, they may direct by whom to be paid.

CV. And be it further enacted, That in all Cases of Appeal which shall be brought by virtue of this Act against any Rate or Account as aforesaid, where the same shall be determined in favour of the Appellant, it shall and may be lawful to and for the Justices before whom such Appeal shall be heard to order and direct the Costs incurred by such Appeal to be paid by the said Vestry out of the Money arising by the Rate against which such Appeal shall have been brought, or to which the Account or the Article in the Account appealed against relates, or by such other Person out of his own proper Monies, as the said Justices in their Discretion shall think fit; and in default of Payment of the Costs to be given or awarded to any such Appellant as aforesaid within Ten Days after making the Order for Payment thereof, it shall be lawful for any Justice of the Peace for the said City and Liberty of *Westminster* or County of *Middlesex*, upon Request made to him for the Purpose by or on behalf of the Appellant, and on a true Copy of the Order for Payment of such Costs being proved on Oath by Warrant, under his Hand and Seal, to cause the Money mentioned in such Order to be levied by Distress and Sale of the Goods and Chattels of the Vestry Clerk of the said Parish, or of such other Person as aforesaid; and if such Distress be made upon the said Vestry Clerk, he shall be reimbursed the Money which shall be recovered from him as aforesaid, and also all Costs and Expences attending the same, by the Vestry, out of any Money arising by such Rate as aforesaid.

Recovery and Application of Penalties.

CVI. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by this Act (the Manner of levying and recovering whereof is not herein-before particularly specified) shall be recovered in a summary Way upon Complaint to any One or more of the Justices of the Peace for the said City and Liberty of *Westminster* or County of *Middlesex*, who shall summon the Party or Parties complained against to answer the said Complaint; and upon his, her, or their Attendance in pursuance of such Summons, or in case the Party or Parties complained against shall not appear in pursuance of such Summons, the said Justice or Justices shall in either

either Case proceed to examine on Oath the Cause and Matter of such Complaint, and make such Order or Adjudication in the Premises, either for the Conviction or Acquittal of the said Party or Parties complained against, as such Justice or Justices in his or their Discretion shall determine; and upon the Conviction of any Party or Parties of any Offence against this Act for which a pecuniary Penalty is hereby imposed or inflicted, such Penalty shall be immediately paid, together with the Costs attending such Conviction, to be ascertained by the said Justice or Justices; and in default thereof the said Justice or Justices, or any other of His Majesty's Justices of the Peace for the said City and Liberty or County, shall forthwith issue his Warrant for levying the same by Distress and Sale of the Goods and Chattels of the said Defaulter or Defaulters.

Damages and Charges, in Cases of Dispute, to be settled by Justices.

CVII. And be it further enacted, That where by this Act any Damages or Charges are directed or authorized to be paid or recovered in addition to any Penalty or Penalties for any Offence or Offences, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be settled, ascertained, and determined by the Justice or Justices of the Peace by or before whom any Offender shall be convicted of any such Offence or Offences, who is hereby authorized and required, on Nonpayment thereof, to levy such Damages or Charges by Distress and Sale of the Offender's Goods and Chattels in manner hereby directed for the levying of any Penalties or Forfeitures.

Justices may order Persons convicted of an Offence against this Act to be detained in Custody until a Return shall be made to Warrant of Distress.

CVIII. And be it further enacted, That it shall be lawful for the said Justice or Justices, upon the Conviction of any Person or Persons of any Offence under this Act for which a pecuniary Penalty is hereby imposed, to order him, her, or them to be detained in safe Custody until a Return can be conveniently made to any Warrant or Warrants of Distress which shall or may have been issued by such Justice or Justices for levying such Penalties, and the Costs attending such Conviction, unless the said Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice or Justices, for his, her, or their Appearance before the said Justice or Justices at such Time and Place as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being later than Seven Days from the Time of taking any such Security; but if upon the Return of such Warrant or Warrants it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty or Penalties, and such Costs as aforesaid, and the same shall not be forthwith paid, or if it shall appear to such Justice or Justices, either by the Confession of the Offender or Offenders, or otherwise, that the Offender or Offenders hath or have not sufficient Goods and Chattels whereupon to levy such Penalty or Forfeiture, or such Costs as aforesaid, on a Warrant of Distress being issued, it shall be lawful for such Justice or Justices, and he and they is and are hereby required and empowered, by Warrant or Warrants under his Hand and Seal or their Hands and Seals, to commit such Offender or

Offenders to the Common Gaol or House of Correction in the said City and Liberty or County, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, or until such Offender or Offenders shall have fully paid such Penalty or Penalties, and all Costs and Charges attending such Proceedings as aforesaid, to be ascertained by such Justice or Justices, or shall otherwise be discharged by due Course of Law.

For securing Offenders whose Names are unknown.

CIX. And whereas Offences may be committed against this Act by Persons whose Names are unknown to the said Vestry, Governors and Directors, or Committees respectively; be it therefore further enacted, That it shall be lawful for any of the said Vestry, Governors and Directors, and Committees, and for any Officer or Person to be appointed by them respectively under this Act, and also for such other Person or Persons as he or they shall call to his or their Assistance, without any Warrant or other Authority than is herein contained, to apprehend and detain any such Person or Persons who shall commit any such Offence or Offences, and to take and convey him, her, or them before any Justice of the Peace for the said City and Liberty of *Westminster* or County of *Middlesex*, to be dealt with according to this Act.

Form of Conviction.

CX. And be it further enacted, That every Justice of the Peace before whom any Person shall be convicted of any Offence against this Act shall and may cause such Conviction to be drawn up according to the Form or to the Effect following; (that is to say,)

'
' to wit. } BE it remembered, That on the [*here set forth the Day and Year upon which the Conviction takes place, and the Name and Addition of the Offender or Offenders,*] is convicted before me [*or* us, *as the Case may be,*] of His Majesty's Justices of the Peace for the City and Liberty of *Westminster* or County of *Middlesex* [*as the Case may be*] of an Offence against a certain Act passed in the Seventh Year of the Reign of His present Majesty King *George* the Fourth, intituled [*here set forth the Title of this Act*], for that he the said [*here repeat the Name of the Offender or Offenders,*] on the [*here set forth the Day and Year upon which the Offence was committed*], at [*here set forth the Parish or Place where the Offence was committed*], did [*here describe the Offence*], contrary to the said Act; for which Offence I [*or* we, *as the Case may be,*] do hereby adjudge the said [*here repeat the Name of the Offender or Offenders*] to have forfeited the Sum of [*here set forth the Amount of the Penalty*], which I [*or* we, *as the Case may be,*] do hereby order and adjudge him forthwith to pay, together with the further Sum [*here set forth the Amount of Costs*], which I [*or* we, *as the Case may be,*] have ascertained and fixed as the reasonable Costs attending this Conviction. Given under my [*or* our, *as the Case may be*] Hand [*or* Hands] and Seal [*or* Seals] the Day and Year first above written.'

CXI. And

Distress not illegal for Want of Form.

CXI. And be it further enacted, That where any Distress shall be made or levied for any Sum or Sums of Money, or any Warrant of Commitment executed by virtue of this Act, such Distress or Commitment itself shall not be deemed unlawful, nor shall the Party or Parties making or executing the same be deemed a Trespasser or Trespassers, on account of any Defect in Substance or Want of Form in the Information, Summons, Conviction, Warrant of Distress, or other Proceeding relating thereto; nor shall the Party or Parties executing such Warrant of Distress be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity that shall be subsequently committed by such Party or Parties, but the Person or Persons aggrieved by any Irregularity herein-before mentioned may maintain an Action on the Case for the special and actual Damage (if any) sustained thereby, but not otherwise.

Plaintiff in any Action not to recover after Tender of Amends.

CXII. And be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action commenced against any Person or Persons for any thing done or performed in execution of or under the Authority of this Act, unless Notice thereof in Writing shall be previously given to the Person or Persons intended to be sued Twenty-eight Days before such Action shall be commenced, and such Notice shall be signed by the said Plaintiff or Plaintiffs, or his, her, or their Attorney or Attornies, and shall clearly and distinctly specify the Cause of such Action, nor shall such Plaintiff or Plaintiffs recover in any such Action if Tender of sufficient Amends shall have been made to him, her, or them, or to his, her, or their Attorney, by or on behalf of the said Defendant or Defendants, before such Action shall be commenced; and in case no such Tender shall be made it shall be lawful for the said Defendant or Defendants in any such Action, by Leave of the Court, at any Time before Issue joined, to pay into Court such Sum or Sums of Money as he, she, or they shall think proper, whereupon such Proceedings, Order, and Judgment shall be made and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

No Action to be commenced after Twelve Months from the Cause of Action.

CXIII. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons, for any Act or Thing done in execution of or under the Authority of this Act, after Twelve Calendar Months from the Time when the Cause of such Action shall have arisen or been committed, or have ceased and been determined; and in every such Action or Suit the Venue shall be laid and the Cause tried where the Cause of Action shall have arisen or been committed, and not elsewhere; and the Defendant or Defendants in every such Action or Suit shall and may, at his or their Election, plead specially or the General Issue, and give this Act and the special Matter in Evidence at any such Trial, and that such Cause of Action arose or was committed in pursuance or under the Authority of this Act; and if the same shall so appear upon the said Trial, or if such Action or Suit shall have been commenced before such Notice shall have been given as aforesaid, or before the Expiration of Twenty-eight Days from the Service thereof,

or after sufficient Amends and Satisfaction made or tendered as aforesaid, or after the Time limited for commencing the same, or shall be commenced in any other County than as aforesaid, then and in any of the said Cases the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs upon the said Trial shall be nonsuited, or shall discontinue his or their Action or Suit after the said Defendant or Defendants shall have entered an Appearance thereto, or upon any Demurrer Judgment shall be given against the said Plaintiff or Plaintiffs, then and in every such Case the said Defendant or Defendants shall recover Treble Costs, and have such Remedies for recovering the same as any other Defendant or Defendants hath or have in other Cases by Law.

Proceedings not to be quashed for Want of Form.

CXIV. And be it further enacted, That no Order, Judgment, Record of Conviction, or other Proceeding whatsoever, touching or concerning the Conviction of any Offender or Offenders against this Act, shall be quashed or vacated for any Informality therein.

Notices, &c. how to be served.

CXV. And be it further enacted, That in all Cases of Notices or Demands in Writing directed or required by this Act to be given or served, or which shall or may be necessary for carrying into execution any of the Powers of this Act, the Services of any such Notices or Demands, by delivering the same or a true Copy thereof to the Person or Persons to whom the same ought to be given, or by leaving the same or a true Copy thereof at his, her, or their Dwelling House or usual or last Place of Abode, shall be a sufficient Service thereof (except only in Cases where personal Service is herein-before expressly required); or in case it shall be necessary to serve Notice upon the said Vestry, Governors and Directors, or Committees respectively, or upon any Body Politic, Corporate, or Collegiate, Ecclesiastical or Civil, then the leaving such Notice or a true Copy thereof at the Office or Place of Residence of the Clerk of the Vestry, Governors and Directors, or Committees, or at the Office or Place of Residence of the Chief Officer of any such Body Politic, Corporate, Collegiate, Ecclesiastical, or Civil, shall be deemed sufficient Service thereof.

Proof of Debts in Bankruptcy.

CXVI. And be it further enacted, That in all Cases under any Commission of Bankruptcy awarded against any Person or Persons indebted to the said Parish, or to the said Vestry, Governors and Directors, or Committees respectively, on account of the said Parish, or against whom they shall or may have any Claim or Demand, it shall be lawful for any Person who shall from Time to Time in that Behalf be appointed, by Writing under the Hands of any Three Members of the said Vestry or Committees respectively, or of any Three of the said Governors and Directors, to appear and act on behalf of the said Parish, Vestry, Governors and Directors, or Committees respectively, in respect of any such Debt, Claim, or Demand, before the Commissioners under any Commission of Bankruptcy, either personally or by Affidavit, in order to prove any such Debt, Claim, or Demand, and such Person shall have such and the same Powers and Privileges as to Proof, voting in the Choice of Assignees, and signing

Certificates, and otherwise, in respect of any Debt so admitted to be proved, as any other Person being a Creditor in his own Right would have in respect of any Debt proved by him under such Commission; and any Petition or Proceeding had or preferred by Order of the said Vestry, Governors and Directors, or Committees respectively, in respect to any such Commission, may be had and preferred in the Name of the Person so appointed on behalf of the said Parish, Vestry, Governors and Directors, or Committees respectively.

Burial Ground adjacent to the Workhouse in Mount Street not to be used as a public Burial Ground.

CXVII. And be it further enacted, That the Burial Ground adjacent to the present Workhouse in *Mount Street* shall no longer be continued to be used as a public Burial Ground; and the said Vestry shall cause all Stones, commonly called Head Stones and Foot Stones, which are now erected upon the said Burial Ground, to be laid flat at the Places where the same now stand, and the Surface of the Ground to be laid as level as the same can conveniently be done: Provided always, that nothing herein-before contained shall restrain the Owner of any Vault already built of Brick or Stone within the said Burial Ground from depositing any Corpse within such Vault until the same shall have been once filled, or shall restrain the depositing in the said Burial Ground the Corpse of any Person whose Relatives have previously to the said Act of the Twenty-ninth Year of His late Majesty King *George* the Third herein-before recited been buried in the said Burial Ground.

The King may be assessed as herein mentioned.

CXVIII. And be it enacted, That the King's most Excellent Majesty, His Heirs and Successors, as Owner or Owners of such Part of the Walls and Gates of the *Green Park* and *Hyde Park* respectively as lie within the Limits of this Act, in respect of such Part of the said Walls and Gates as may at the Time of making the said Rate or Rates be used as a Fence to the said Park or Parks only, and not in part as a Fence to any Ground inclosed within the said Parks respectively, and holden by any Tenant under the Crown, shall be rated and assessed to the said Rate for paving, making, repairing, cleansing, and lighting the Streets, Highways, public Passages and Places within the said Parish, in like Manner as the Occupiers of Houses, Erections, Buildings, Grounds, and Land within the said Parish are liable to be rated and assessed.

Lord Camelford's House to be rated.

CXIX. And be it further enacted, That it shall be lawful for the said Vestry to rate a certain Dwelling House, Court, Yards, and Premises, formerly belonging to the Right Honourable *Thomas* Lord *Camelford*, and now in the Occupation of the Right Honourable *Henry* Baron *Middleton*, situate South of *Hereford Street*, (except the Offices, Stables, and Coach-houses thereunto belonging,) towards the paving, making, cleansing, and lighting the Streets, Highways, and other public Passages and Places within the Parish of *Saint George Hanover Square*, in the same Way that the said House and Premises have been rated previous to the passing of this Act by the said Vestry, any Act or Acts to the contrary notwithstanding.

CXX. And

Provisions of this Act, as to Paving,&c. not to extend to Grosvenor and Berkeley Squares and Oxford Street.

CXX. And be it further enacted, That none of the Powers or Provisions contained in this Act relating to the paving, making, repairing, cleansing, or lighting any Street, Highway, or other public Passage or Place, or removing or preventing Nuisances or Annoyances therein, or the making or collecting any Rate for any of those Purposes, shall extend to any Part of *Oxford Street*, or to such Part of any Street or Place as adjoins to any of the Corner Houses or other Premises forming part of the Line of *Oxford Street*, or to *Berkeley Square* or *Grosvenor Square*, or to such Parts of the Streets or other Places adjoining or lying near to the said respective Squares as are directed to be paved, cleansed, and lighted by an Act of the Sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for enclosing, paving, cleansing, lighting, and adorning* Berkeley Square *in the Parish of* Saint George Hanover Square, *in the County of* Middlesex; and of another Act of the Fourteenth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to enable the Inhabitants of* Grosvenor Square, *in the County of* Middlesex, *to pave, cleanse, light, water, and embellish the said Square, and for other Purposes therein mentioned.*

Provisions for Paving, &c. extended to such Part of Bond Street as is in St. James's Parish.

CXXI. And whereas such Part of *Bond Street* as lies within the Parish of *Saint James* hath heretofore been deemed and taken to be within the said Parish of *Saint George Hanover Square*, so far as relates to paving, repairing, cleansing, and lighting, and removing and preventing Encroachments, Nuisances, and Annoyances; be it therefore enacted, That such Part of the said Street as aforesaid shall for the Purposes of this Act, so far as relates to the paving or making, repairing, cleansing, and lighting thereof, and removing and preventing Encroachments, Nuisances, and Annoyances therein, continue to be deemed and taken to be within the said Parish of *Saint George Hanover Square.*

Part of the Parish excepted from the Operation of the Act, except as relates to the Management of the Poor.

CXXII. Provided always, and be it further enacted, That nothing in this Act contained (save and except such Parts thereof as relate to the Maintenance, Support, Management, and Regulation of the Poor within the said Parish of *Saint George Hanover Square*) shall extend or apply to any Part of the District of the same Parish which lies within the Boundaries following; that is to say, from the Common Sewer at *Knightsbridge* called *Westbourne Sewer*, along the Boundary Fence of *Hyde Park*, to the Spot where the Turnpike lately stood near *Hyde Park Corner*, from thence along the Boundary Fence of the Garden belonging to *Buckingham House* to *Buckingham Gate*, from thence along the Boundary Fence of *Saint James's Park* to the Boundary Line of the Parish of *Saint George Hanover Square* in *James Street*, from thence along the Boundary Line of the said Parish of *Saint George Hanover Square* to *Stockbridge Terrace* in the *Vauxhall Bridge Road*, from thence in a straight Line to the East Draw Dock of the *Grosvenor* Canal, from thence along the Basin of the same Canal, and along the same Canal to the Lock at its Entrance into the River *Thames*, from thence along the River *Thames* Bank to the said Common Sewer called *Westbourne Sewer*, and along the same Sewer to *Pond Street*, and from thence

along

along the Boundary of the same Parish to that Part of *Westbourne Sewer* at *Knightsbridge* first herein-before described; but that such Part of the same Parish of *Saint George Hanover Square* as lies within the said Boundaries shall be completely and entirely exempted from all and every the Enactments, Clauses, Powers, and Provisions in this Act contained, except as aforesaid; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

Carriages not to pass along Maddox Street and Mill Street at certain Times.

CXXIII. And be it further enacted, That the said Committee of Paving are hereby authorized and empowered to cause any Bars or Chains to be placed and continued across certain Streets within the said Parish, called *Maddox Street* and *Mill Street*, for Half an Hour before and until the Expiration of a Quarter of an Hour after the Time of Divine Service within the Church of the said Parish, upon every *Sunday*, *Christmas Day*, *Good Friday*, *Ascension Day*, on all Public Fasts and Thanksgiving Days, and on any Day of Public Confirmation in the said Church, and on every *Wednesday* and *Friday* during *Lent*, if any Sermon or Lecture shall then be there delivered, for preventing the Passage of Coaches and other Carriages along the said Streets.

Vault under Hanover Chapel declared a Vault for Burial within 58 G. 3. c. 45.

CXXIV. And whereas by an Act passed in the Fifty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for building and promoting the building of additional Churches in populous Parishes*, it was enacted, that it should not be lawful to break up the Pavement, or to open the Soil beneath the same, within any Church or Chapel to be erected under the Provision of the reciting Act, for the Purposes of Burial, or to make any Grave or Cemetery or Churchyard thereunto adjacent or belonging, at any less Distance than Twenty Feet from the external Walls of such Church or Chapel respectively: Provided always, that nothing therein contained should extend or be construed to extend to prevent the Burial of dead Bodies in any Vault wholly arched with Brick or Stone, which may have been made for such Purposes under any Church or Chapel, and to which the only Access shall be by Steps on the Outside of the external Walls thereof; and that if any Burial should take place or Grave be made otherwise than as therein provided, the Person or Persons ordering or causing the same to be made should for every Offence, on Conviction, forfeit the Sum of Fifty Pounds, to be recovered as therein mentioned: And whereas *Hanover Chapel*, situate in *Regent Street*, hath been erected under the Provisions of the said recited Act: And whereas a Vault hath been constructed underneath such Chapel, to which the Access is from a small Room adjoining to the said Chapel; be it therefore enacted and declared, That such Vault shall be deemed and taken to be a Vault authorized to be used for the Purpose of Burial within the Meaning of the said recited Act, in the same Manner as if the Access to the same had been by Steps on the Outside of the external Walls of the said Chapel.

Such Part of Hanover Chapel as is in St. James's

CXXV. And whereas a small Portion of the Site of the said Chapel called *Hanover Chapel*, and the Portico thereof, is within the Parish of *Saint James Westminster*; be it enacted, That so much of

Hanover Chapel aforesaid, and the Portico thereof, and of the Site thereof respectively, as are situate within the Parish of *Saint James*, shall from and after the passing of this Act be deemed and taken to be comprized within and Part of the said Parish of *Saint George Hanover Square*. Parish to be deemed within St. George's.

CXXVI. And be it further enacted, That it shall be lawful for any Vestryman, Governor and Director, or Member of the said respective Committees, who shall be in the Commission of the Peace for the said City and Liberty of *Westminster* or County of *Middlesex*, to act as a Justice of the Peace in the Execution of this Act, notwithstanding he shall at the Time of his acting be a Vestryman of the said Parish, or a Governor and Director, or a Committeeman, and notwithstanding he shall be an Inhabitant of the said Parish, and pay to any of the Rates to be made by virtue of this Act, except only in Cases in which he shall be otherwise personally interested. Vestrymen may act as Justices.

CXXVII. And be it further enacted, That no Person shall, in any Action, Prosecution, or other Proceeding whatsoever relating to or concerning the Execution of this Act, be deemed an incompetent Witness on account of him or her being charged with or liable to pay any Rate or Assessment to be raised, levied, and collected by virtue of this Act (save in any Case where such Person shall be otherwise immediately interested). Inhabitants competent Witnesses.

CXXVIII. Provided always, and be it further declared and enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the City and Liberty of *Westminster*, and Part of the County of *Middlesex;* but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been made. Saving Rights of Commissioners of Sewers.

CXXIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, diminish, or take away any Right, Power, Interest, Privilege, Advantage, or Authority which by Law is now vested in the Governor and Company of *Chelsea* Waterworks, or in the Grand Junction Waterworks Company, or in the West *London* Waterworks Company, or in the Imperial Gas Light and Coke Company, but that all and every the Rights, Powers, Interests, Privileges, Advantages, and Authorities so vested in the said Companies respectively may be exercised and enjoyed in as full and ample a Manner to all Intents and Purposes as the same were or was exercised or enjoyed by the said Companies respectively immediately before the passing of this Act. Saving Rights of Water and Gas Companies.

CXXX. And be it further enacted, That all the Costs, Charges, and Expences attending the obtaining and passing this Act shall be paid Expences of this Act.

paid out of any Money raised or to be raised for the Relief of the Poor, for defraying the Expences of the Beadles, Watchmen, and Patrols, and for paving, making, repairing, cleansing, and lighting the Streets, Highways, and other public Passages and Places within the said Parish, in such Proportions as the Vestry shall direct.

Public Act.

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

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