

ANNO OCTAVO & NONO

VICTORIÆ REGINÆ.

****

Cap. clxxx.

An Act for extinguishing Garden Pennies, Small Tithes, and *Easter* Offerings within the Parish of *Saint Matthew Bethnal Green* in the County of *Middlesex*, and for providing a Fund for the Payment of the Stipend of the Rector of the said Parish. [31st *July* 1845.]

WHEREAS by an Act passed in the Sixteenth Year of the Reign of King *George* the Second, intituled *An Act to* 16 G. 2. c. 28.
make the Hamlet of Bethnal Green *in the Parish of* Saint Dunstan Stepney *in the County of* Middlesex *a separate and distinct Parish, and for erecting a Parish Church therein,* it is (amongst other things) enacted, that from and after the Consecration of the said Church all Garden Pennies, Small Tithes, *Easter* Offerings, and other Dues (except Surplice Fees) arising within the said Hamlet that had been usually paid to the Rector or Vicar of the Parish Church of *Stepney* should from thenceforth be paid to and received by the Churchwardens of the said new intended Church, and the same should be applied for the Maintenance and Support of the Rector of the said new intended Church, and such other Uses as were thereby directed, and the Surplus thereof, if any, should be applied to such other

Parochial Uses as the Vestry of the said new intended Parish should from Time to Time direct or appoint: And whereas under and by virtue of the said Act the Parish of *Saint Matthew Bethnal Green* was separated from the said Parish of *Saint Dunstan Stepney*, and became a distinct Parish, and the Parish Church thereof erected under the Provisions of the said Act was and is called *Saint Matthew Bethnal Green*: And whereas by an Act passed in the Fifty-third Year of the
53G.3.c.113. Reign of His Majesty King *George* the Third, intituled *An Act for the better Relief and Maintenance of the Poor, and for making a more adequate Provision for the Rector of the Parish of* Saint Matthew Bethnal Green *in the County of* Middlesex, *and for more effectually lighting, watching, cleansing, and improving the Streets and other public Places of and within the said Parish*, it is (amongst other things) enacted, that the Churchwardens of the said Parish for the Time being should, out of the said Garden Pennies, Small Tithes, *Easter* Offerings, and other Dues (except Surplice Fees), and also out of the Rates arising and payable upon and for the tolling of Bells, and for the Use of Palls, Gravestones, Vaults, and Monuments, pay unto the Rector of the said Parish and his Successors for ever, preferable to all other Payments and Charges whatsoever, the yearly Sum of Four hundred Pounds upon the Four usual Feast Days in every Year, (that is to say,) *Lady Day, Midsummer Day, Michaelmas Day*, and *Christmas Day*, by even and equal Portions, without any Deductions for any Parochial Rates or Taxes, and that the same should not be subject to any such Rates or Taxes whatsoever, which yearly Sum of Four hundred Pounds should be deemed a full Equivalent and Satisfaction for all Small Tithes, *Easter* Offerings, and other Dues (except Surplice Fees) arising within the Limits of the said Parish of *Saint Matthew Bethnal Green*: And whereas the Lord Bishop of *London* for the Time being is Patron of the Rectory of the said Parish Church of *Saint Matthew Bethnal Green*, and the Reverend *Joshua King*, Master of Arts, is the present Rector of the said Parish: And whereas the Garden Pennies, Small Tithes, and *Easter* Offerings within the said Parish of *Saint Matthew Bethnal Green* cannot be collected without great Difficulty: And whereas it would be beneficial to the Inhabitants of the said Parish if the Garden Pennies, Small Tithes, *Easter* Offerings, and all Payments in lieu of Small Tithes arising within the said Parish were extinguished, and if the Mode of raising the Stipend of the Rector of the said Parish were altered: And whereas it is expedient to authorize the laying of Rates on Property in the said Parish for the Purpose of raising the said Stipend and other Monies herein-after mentioned; but the same cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same,

Garden Pennies, Small Tithes, &c. to be extinguished.

That from and immediately after the passing of this Act all Garden Pennies, Small Tithes, and *Easter* Offerings, and all Payments in lieu of Small Tithes, arising within the said Parish of *Saint Matthew Bethnal Green* in the County of *Middlesex*, shall cease and be for ever extinguished.

II. And

An annual Sum of 400*l.* to be paid to the Rector out of Monies authorized to be raised for the Purpose.

II. And be it enacted, That the Churchwardens of the said Parish for the Time being shall, out of the Monies herein-after authorized to be raised, pay or cause to be paid to the Rector of the said Parish for the Time being the Stipend or yearly Sum of Four hundred Pounds, directed to be paid to such Rector by the said Act of the Fifty-third Year of the Reign of King *George* the Third, as and when the same shall accrue due; and that from and after the passing of this Act the Rates arising and payable upon and for the tolling of Bells, and for the Use of Palls, Gravestones, Vaults, and Monuments mentioned or referred to by the said Act, shall be discharged from the Payment of the Stipend or annual Sum aforesaid.

The Bishop of London authorized to consecrate additional Cemeteries or Burial Grounds, &c.

III. And be it enacted, That from and after the passing of this Act it shall be lawful for the Lord Bishop of *London* for the Time being to consecrate such additional Cemeteries, Churchyards, or Burial Grounds within the said Parish, and subject to such Regulations in regard to Interment Fees or otherwise, and for the Use of Bells, Gravestones, Vaults, and Monuments, as he shall think fit; and the Rates and Duties to arise and be received therefrom, except Surplice Fees, under the Regulations of the said Lord Bishop of *London*, together with all such Rates and Duties for the Ground of any Burial in the said Church of *Saint Matthew* or the Churchyard thereof, and for Bells, Gravestones, Vaults, and Monuments, as are by the said Act of the Sixteenth Year of the Reign of His Majesty King *George* the Second authorized to be collected, levied, and paid respectively, shall be received by the Churchwardens for the Time being of the said Parish; and the said Churchwardens shall, on the Twenty-fifth Day of *March* in every Year, or within Fourteen Days after, duly render to the Lord Bishop of *London* for the Time being, or such Person as he shall appoint to receive the same, a Statement or Account signed by them of the said Rates and Duties received by them for the Year ending on the said Twenty-fifth Day of *March*, and shall pay the Amount specified in such Accounts to the said Bishop, or the Person so appointed by him, for the Purpose of being paid and applied by the Bishop of *London* for the Time being to and for such ecclesiastical Purposes within the said Parish as the said Bishop of *London* for the Time being shall from Time to Time appoint, the first of such Accounts to be rendered for the Portion of a Year commencing on the Day next after the Day of the passing of this Act, and ending on the Twenty-fifth Day of *March* which will be in the Year of our Lord One thousand eight hundred and forty-six, and Payment to be made thereof on such Day or within Fourteen Days after: Provided always, that if at any Time the Sum payable or arising in respect of such last-mentioned Rates and Duties shall not in any Year amount to the Sum of One hundred Pounds, then and in such Case, and so often as the same shall happen, it shall be lawful for the said Churchwardens and they are hereby required, out of the Monies herein-after authorized to be levied, to retain such additional Sum of Money as, with the Sum arising from the said Rates and Duties during the Year in which the Deficiency shall happen, shall amount to the Sum of One hundred Pounds; and such additional Sum shall be applicable to the same Purposes as the aforesaid Rates and Duties will be applicable under this Act, and shall be paid by the said

said Churchwardens to the said Bishop, or to the Person appointed by him to receive such Payment, on the said Twenty-fifth Day of *March* or within Fourteen Days after.

A Composition Rate to be made for raising the said annual Sum of 400*l.*

IV. And be it enacted, That it shall be lawful for the Churchwardens of the said Parish for the Time being, and they are hereby required, Once or oftener in every Year as they shall see Occasion, to convene a Meeting of the Vestrymen, Governors and Directors of the Poor of the said Parish in the Vestry Room of the said Parish, or in such Place as may be appointed for holding Parish Meetings, of which Meetings Three Days previous Notice at the least shall be publicly given by Notice thereof to be affixed upon the Doors of such Place of Meeting, and at which Vestry Meeting the said Vestrymen, Governors and Directors of the Poor of the said Parish, or any Nine of them, or in case they refuse or neglect the said Churchwardens, shall and they are hereby required to make and sign or cause to be signed a sufficient Rate or Assessment, to be called "The Composition Rate," upon all Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Workshops, Manufactories, Grounds, Lands, Tenements, Hereditaments, and Premises within the said Parish, for raising from Time to Time the said annual Sum of Four hundred Pounds, and such further Sum of Money as shall be necessary for making up any Deficiency as aforesaid in the said Rates and Duties for maintaining Divine Worship in the said Church of *Saint Matthew Bethnal Green,* and for repairing and keeping in repair the said Church of *Saint Matthew* and the Churchyard belonging to the same, and also for maintaining Divine Worship in and for repairing and keeping in repair the Church of *Saint John* in the said Parish, and for the Payment of all necessary and proper Salaries and Disbursements relative to the said Church and Churchyard of *Saint Matthew*, and to the Offices of Pew-opener, Sexton, and Beadle in the Church of *Saint John*, and also all Costs, Charges, and Expences incident to or attendant upon the collecting the same Rate, and the carrying the Purposes of this Act into execution, and the Costs, Charges, and Expences incident to or attendant upon the obtaining this Act, and any Costs, Charges, or Expences which may be incurred by the Churchwardens for the Time being of the said Parish incident to the Office of Churchwarden, or as the said Vestry may from Time to Time direct, not exceeding in any One Year the Sum of One hundred and fifty Pounds beyond the Purposes herein-before specified, and which Rate shall be laid according to the annual Value or Rent of the aforesaid rateable Property, exclusive of the Parsonage or Rectory of *Saint Matthew Bethnal Green*, and, except as herein otherwise provided, shall be assessed upon and paid by all Persons who do and shall inhabit, hold, and occupy such rateable Property, and when collected shall be paid over to the Churchwardens of the said Parish for the Time being; and in case at any Time hereafter the Sum of Money which shall be so assessed and paid over to the said Churchwardens for the Time being shall not be sufficient for the Purposes for which such Assessment was made, it shall be lawful for the said Vestrymen, Governors and Directors of the Poor of the said Parish, or any Nine of them, in public Vestry assembled, or in case they refuse or neglect for the Churchwardens for the Time being, and they

are hereby required, either to make and sign or cause to be signed such additional Assessment or Assessments as shall be sufficient to make up the Deficiency of such original Assessment in manner aforesaid, or to add the Amount of such Deficiency to the Amount to be raised by the next succeeding Assessment; and in case at any Time the Sums of Money so assessed and paid over to the said Churchwardens for the Time being shall be more than sufficient for the Purposes aforesaid, the said Churchwardens shall and they are hereby empowered to apply the same in aid of the next Assessment to be made for the Purposes aforesaid.

Power to appoint a Collector, who shall give Security.

V. And be it enacted, That the said Churchwardens, by and with the Consent of the Vestrymen, Governors and Directors of the Poor, or any Nine of them, may from Time to Time appoint a Collector or Collectors of the Rate or Rates, Assessment or Assessments to be made as herein-before mentioned, taking from him or them such Securities for the due Performance of his or their Duties as they the said Churchwardens shall think fit; and the said Churchwardens shall from Time to Time, with the Consent of the Vestry as aforesaid, pay such Salaries and make such reasonable Allowances to such Officer or Officers as the Case may require; and the said Churchwardens may from Time to Time, with the like Consent, remove or displace such Collector or Collectors, or either of them, whenever they shall see Occasion, or shall be requested so to do by the Vestry aforesaid, and appoint another or others in his or their Stead.

Copy of the Assessments to be delivered to the Collector, who is to collect the Rate.

VI. And be it enacted, That the Churchwardens for the Time being shall from Time to Time, within Ten Days after such respective Assessments shall have been made as herein-before mentioned, deliver a Copy thereof to the Collector or Collectors to be appointed under or by virtue of this Act, who is and are hereby required to collect the Sums therein assessed in the same Manner, except as herein otherwise provided, as the Rates made for the Relief of the Poor of the said Parish are or may be from Time to Time collected.

Owners of Property under 20*l.* a Year to be rated instead of the Occupiers.

VII. And be it enacted, That the Owners of all rateable Property within the said Parish, the yearly Rent or Value whereof respectively shall not exceed Twenty Pounds, or which shall be let to weekly or monthly Tenants, or in separate Apartments, shall be rated to and pay the Rates by this Act directed to be made, instead of the Occupiers thereof.

When Name of Owner is not known, Description of "Owner" sufficient.

VIII. And be it enacted, That whenever the Name of any such Owner shall not be known to the Churchwardens of the said Parish, it shall be sufficient to rate such Owner in the Rate Book as the Owner of the Property to be rated by the Description of "Owner," without stating his Name.

For settling Disputes as to the Word Owner.

IX. And in order to prevent Dispute touching the Word "Owner" for the Purposes of this Act, be it enacted, That every Person who shall be in the actual Possession or in the Receipt of the Rents of any rateable Property within the said Parish from the Occupier thereof on his

his own Account, or as Agent of any other Person, shall be deemed the "Owner" of the same for the Purposes of this Act.

Provision as to Owners of Property under Lease.

X. Provided always, and be it enacted, That when any Owner shall be rated in respect of any rateable Property which shall be in the Occupation of a Tenant under any Lease or Agreement made prior to the passing of this Act, such Tenant shall repay to the Owner all Sums which shall be paid by the Owner on account of any Rates made under this Act during the Continuance of such Lease, unless it shall have been agreed that the Owner shall pay all Rates in respect of such Property.

As to the Recovery of Rates in arrear.

XI. And be it enacted, That when the Owner of any rateable Property shall have been rated in respect thereof, and the Rate shall have been unpaid for Three Calendar Months, the Amount of such Rate shall be recoverable from the Occupier of such rateable Property by the same Means as the same might have been recovered if such Occupier had been rated thereto.

Owners to reimburse to the Occupier the Rate paid by him.

XII. And be it enacted, That if the Amount of any Rate which, under the Provisions herein-before contained, ought to be borne by the Owner of any rateable Property, shall be paid by the Occupier of such Property, or levied on his Goods and Chattels, the Owner shall reimburse the Occupier; and it shall be lawful for such Occupier to deduct the Sums paid or levied, together with the Costs of and incident to the Distress (if any) paid by him, from the Rent due or to become due from him to such Owner.

Power to reduce or remit Rate under certain Circumstances.

XIII. And be it enacted, That it shall be lawful for the Churchwardens for the Time being of the said Parish, or the Vestrymen, Governors and Directors of the Poor of the said Parish, or any Nine of them, or any Two Justices in Petty Sessions assembled, to reduce or remit the Payment of any Rate on account of Poverty or Sickness of any Person liable to the Payment of the Rate.

As to Appeals against the Rates.

XIV. And be it enacted, That if upon the hearing of any Appeal from or against any Assessment the Court shall order the Name of any Person to be inserted therein, and that he shall be assessed at any Sum of Money, or shall order the Sum at which any Person is therein assessed to be raised or increased, then and in such Case the Sum of Money at or to which such Person shall be so ordered to be assessed or to be raised or increased, or so much thereof as shall not have been already paid, shall and may be recovered in such and the same Manner, and by such and the same Means, as if he had been originally named in such Assessment, and assessed therein at such Sum of Money.

Persons refusing to pay the Rate to be summoned, &c.

XV. And be it enacted, That in case at any Time any Person rated under the Authority of this Act shall refuse or neglect to pay the Sum of Money at which he shall be assessed by virtue of this Act, and all Arrears, for the Space of Fourteen Days after Demand thereof in

Writing by the said Churchwardens or Collector, it shall be lawful for the said Churchwardens for the Time being, or any or either of them, by Writing under their or his Hands or Hand, to summon every Person who shall have refused and neglected as aforesaid to appear, at a Time and Place to be mentioned in such Summons, before any Police Magistrate, or any Two or more of Her Majesty's Justices of the Peace for the said County of *Middlesex*; and every such Summons shall be served upon the Person so refusing or neglecting to pay as aforesaid, either by delivering the same to the Person hereby intended to be summoned, or by leaving the same at his last or usual Place of Abode, or upon the Premises in respect of which such Assessment is due and unpaid; and if any Person so summoned shall refuse or neglect to attend at the Time and Place mentioned in such Summons, or if he shall attend and shall not show good and sufficient Cause to such Magistrate or Justices who may be then and there present that he is not chargeable with such Assessment, then and in every such Case every such Person shall pay the Assessment in respect of which such Summons was issued, and also the Costs and Charges of such Summons; and in all Cases where such Assessment shall not be paid upon the Return of such Summons, it shall be lawful for any Justice of the Peace for the said County of *Middlesex*, and he is hereby authorized and required, upon Oath made before him of the due Service of such Summons by the Person who shall have served the same, and Proof on Oath that such Assessment is actually due and owing, to grant a Warrant under his Hand and Seal authorizing or directing any such Person appointed to collect such Assessment or Assessments as aforesaid, or other Person, to levy such Assessment, and all Arrears thereof, and the said Costs and Charges of the said Summons, if the same shall not have been paid before, and the Costs and Charges of every such Warrant, and also the Costs, Charges and Expences of executing the same, by Distress of the Goods and Chattels of the Person so neglecting or refusing, and whether the said Goods and Chattels shall be within the said Parish of *Saint Matthew Bethnal Green*, or elsewhere, if, within Three Days next after any Distress shall be made, the said Assessment, with all Arrears due thereon, together with all the said Charges for the said Warrant, and the Charges and Expences of executing the same Warrant, and making such Distress, and of keeping such Goods and Chattels, shall not be paid, then the said Person appointed to collect as aforesaid, or other Person authorized by the said Warrant, shall cause the said Goods and Chattels to be appraised, and to be sold, either on the Premises where the same shall be distrained or elsewhere, or such Part thereof as in his or their Judgment shall be sufficient to pay the said Assessment, together with all Arrears due thereon, and the said Costs, Charges, and Expences of the said Summons, Warrant, Distress, Removal, and keeping possession of such Goods and Chattels so distrained, and the reasonable Costs, Charges, and Expences of appraising and selling the same, and shall return the Overplus (if any) to the Owner of such Goods and Chattels respectively, upon demand thereof made.

Remedy in case of Refusal, &c.

XVI. And be it enacted, That every Warrant of Distress for the Nonpayment of any such Assessments to be made under this Act may

Warrant of Distress.

may include one Person or several Persons, and shall be in the Words or to the Effect following:

Form of Warrant.

' } To the Collector of the Composition Rate for the Parish of
' to wit. } *Saint Matthew Bethnal Green* in the County of *Middlesex*,
' and to all Constables and other Peace Officers:

'WHEREAS the under or hereafter mentioned Person or Persons is 'and are duly assessed or liable to an Assessment duly made for the 'Purposes of an Act passed in the Ninth Year of the Reign of Her 'Majesty Queen *Victoria*, intituled [*here insert the Title of this* '*Act*]: And whereas the said Person has refused or neglected to pay 'the several Sums of Money at and against his Name hereunder or 'hereafter set down for Money due from him for or towards the 'Purposes in the said Act mentioned, and the said Sum is still 'remaining due, in arrear, and unpaid, as appeareth on Oath to me,

'One of Her Majesty's Justices of the Peace for the

'County of *Middlesex*; and the said Person having been summoned 'to appear before me to answer the Premises, as also appeareth to me 'the said Justice upon Oath, and the said Person so summoned not 'having shown any sufficient Cause why such Sum of Money should 'not be paid; These are therefore in Her Majesty's Name to will 'and require you or any of you forthwith to levy the said Sum due 'from the said Person, or hereafter set at and opposite to his Name, 'by Distress and Sale of his Goods and Chattels, such Goods and 'Chattels being kept for the Space of Three Days before the same 'are sold, rendering to him the Overplus (if any), the reasonable 'Charges of such Distress, Sale, and keeping being first deducted; 'and if no sufficient Distress can be had or taken, then that you 'certify the same, to the end that such Proceedings may be had 'therein as to the Law do appertain: And I do hereby strictly charge 'and command all and singular the Constables and other Her 'Majesty's Peace Officers acting for the said County to be aiding 'and assisting in all things relating to the Premises. Given under 'my Hand and Seal, this Day of in the Year 'of our Lord .'

Power to enforce the Payment of the Rates.

XVII. And for the better enforcing the Payment of the Assessments to be made by virtue of this Act, be it enacted, That if any Person liable to pay any of the said Assessments shall at any Time begin to remove his Goods or Furniture from his House and Premises within the Parish aforesaid, or to sell and dispose of such Goods or Furniture by public Auction, or to sell or dispose of or carry away his Goods or Furniture as aforesaid, without paying all Arrears then due or assessed in respect of or by virtue of this Act, in which the current Quarter or Year (as the Case may be) shall be considered as due, then and in any of the said Cases it shall be lawful for the said Collector for the Time being of the said Composition Rate to collect and levy such Assessment, and all Arrears due thereon, the Assessments for such Quarter or Year (as the Case may be) wherein such Removal or Sale shall begin to be made as aforesaid to be considered as due although previous to the Time of Payment of the Assessment for such Quarter or Year, by Distress and Sale of the Goods and Chattels

Chattels of the Party so beginning to remove, sell, or take away any such Goods or Furniture as aforesaid; and if within Three Days next after such Distress shall be made the said Assessments, and all Arrears due thereon, together with the reasonable Charges of taking and keeping the said Distress, shall not be paid, the said Collector shall cause the said Goods and Chattels to be appraised and sold, or such Part thereof as shall be sufficient to pay such Assessments, together with all Arrears due thereon, and the reasonable Charges of making such Distress, and of keeping and selling the same, returning the Overplus (if any) to the Owner of such Goods and Chattels.

As to Recovery of Rates from Persons *quitting Premises* before Payment of the same.

XVIII. And be it enacted, That in case at any Time hereafter any Person who hath been rated and assessed to or who is liable to the Payment of any Rates or Assessments which shall be made by virtue of this Act shall quit his House, Tenement, or Hereditaments within the said Parish for or in respect whereof he shall be rated or assessed before he shall have paid any such Rates or Assessments, then and in every such Case it shall be lawful for any Person appointed to collect or receive any such Rates or Assessments (Oath being made by him that he doth suspect that such Person hath removed his Goods and Chattels), by Warrant under the Hand and Seal of any Police Magistrate, or any Two or more of Her Majesty's Justices of the Peace for the said County of *Middlesex*, and which Warrant such Justices are hereby authorized and required to grant, to distrain and appraise and sell the Goods and Chattels of such Person who shall have so quitted any House, Tenement, or Hereditaments as aforesaid before he had paid such Rates or Assessments, for the Sum of Money due from any such Person by virtue of such Rates or Assessments, or any of them, or any Part thereof, and for all Costs, Charges, and Expences occasioned by such Warrant, Distress, Appraisement, and Sale, in any County, City, or Place to which such Person or Persons shall have removed, in such and the same Manner as if the same Person had continued in the said Parish of *Saint Matthew Bethnal Green*.

Appeal.

XIX. And be it enacted, That if any Person shall think himself aggrieved by any Rate or Assessment which shall be made in pursuance of this Act, he having first paid the said Rate or Assessment, or if any Person shall think himself aggrieved by any other Matter or Thing done in pursuance of this Act, or anywise relating to any such Rate or Assessment, every such Person may appeal to the Justices of the Peace at any General or Quarter Sessions of the Peace to be holden for the said County of *Middlesex* within Three Calendar Months next after the Cause of Complaint shall have arisen, such Appellant first giving Ten Days Notice at the least in Writing of his Intention to make such Appeal, and of the Matter thereof, to the said Churchwardens of the said Parish, and forthwith after such Notice entering into a Recognizance before some Justice of the Peace of the said County of *Middlesex*, with Two sufficient Sureties, conditioned to try such Appeal, and abide the Order of such Justices, and to pay such Costs as shall be awarded against him at such Sessions; and the Justices at such Sessions shall hear and finally determine the Cause and Matter of such Appeal in a summary Way, and, if they see Cause,

may order any Money to be returned which shall have been paid and levied in pursuance of such Assessment, and shall and may also award such Costs to the Party appealing or appealed against as they shall think proper, and their Determination therein shall be final, binding, and conclusive to all Parties; and it shall be lawful for such Justices, by Warrant under the Hands and Seals of any Two or more of them, to cause the Costs which shall be awarded to be levied by Distress and Sale of the Goods of the Party liable to pay the same, rendering the Overplus (if any), upon demand, to the Owner of such Goods and Chattels, after deducting the reasonable Charges of such Distress and Sale.

Quarter Sessions may give Relief by amending the Rate, &c. without quashing the whole.

XX. And be it enacted, That from and after the passing of this Act, upon all Appeals from any Assessment made for the Purposes of this Act, the Court of General or Quarter Sessions of the Peace shall, and such Court is hereby authorized and required, in all Cases where they shall see just Cause to give Relief, to amend such Assessment, either by inserting therein or by striking out of such Assessment the Name of any Person, or by altering the Sum therein charged on any Person, or in any other Manner which the said Court shall think necessary for giving such Relief, and without quashing or wholly setting aside such Assessment: Provided always, that if the said Court shall be of opinion that it is necessary for the Purpose of giving Relief to the Person or Persons appealing that the Assessment shall be wholly quashed, then the said Court may quash the same, but nevertheless every Sum of Money in and by such Assessment charged on any Person or Persons shall and may be levied and recovered by such Ways and Means, and in such and the same Manner, as if no Appeal had been made against such Assessment; and every Sum of Money which any Person or Persons charged in such Assessment shall pay, or which shall be levied upon or recovered from him, her, or them, shall be deemed and taken as Payments on account of the next effective Assessment or Assessments which shall be made for the Purposes of this Act.

Proceedings not to be quashed for Want of Form only.

XXI. And be it enacted, That no Assessment or other Proceeding to be had touching any Order made or other Matter or Thing to be done or transacted in or relating to any Complaint or Appeal, or any Order or Determination thereon, in pursuance of this Act, shall be quashed, vacated, or set aside for Want of Form only, or be removed or removable into any of her Majesty's Courts of Record by Certiorari or any other Writ or Process whatsoever.

Distress not unlawful for Want of Form, &c.

XXII. And be it enacted, That where any Distress shall be made for any Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party making the same be deemed a Trespasser, on account of any Defect or Want of Form in any Proceedings relating thereto, nor shall the Party distraining be deemed a Trespasser *ab initio* on account of any Irregularity which shall be afterwards done or committed by the Party distraining, but the Person or Persons aggrieved by such Irregularity may recover full Satisfaction for the special Damage only in any Action on the Case.

XXIII. Pro-

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

XXIII. Provided always, and be it enacted, That no Plaintiff shall recover any Damages in any Action for any Irregularity, Trespass, or wrongful Proceedings made or committed in execution of this Act if Tender of sufficient Amends shall be made by or on behalf of the Party who shall have committed or caused to be committed any such Irregularity, Trespass, or wrongful Proceedings before such Action brought; and in case no such Tender shall have been made it shall be lawful for the Defendant in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he shall see fit, whereupon such Proceedings or Order and Judgment shall be had, made, or given by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

Repeal of so much of recited Acts as respects the Limitation of Actions.

XXIV. And be it enacted, That so much of the said recited Acts as enacts that no Action or Suit shall be commenced against any Person for any thing done in pursuance of the said Acts after Tender of Amends shall have been made to the Party aggrieved, or after the Expiration of Six Calendar Months next after the Cause of Action shall have arisen, shall be and the same is hereby declared to be repealed and null and void.

Interpretation of Act.

XXV. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

Words importing the Masculine Gender only shall include Females:

The Word "Person" shall include Corporation, whether aggregate or sole; and the Words "Justice of the Peace" shall extend to any Magistrate of a Police Court within whose Jurisdiction the said Parish of *Bethnal Green* or any Part thereof shall be; and the Words "Sessions of the Peace" shall mean General, Quarter, Special, or Petty Sessions.

Public Act.

XXVI. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

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