such Apportionment or Appropriation; such Appeal to be lodged, together with the Grounds and Reasons thereof, in Writing, with the Clerk of the said Council; and Notice of every such Appeal shall be inserted, by or on behalf of the Appellant, in the *Dublin Gazette*, Once in Two successive Weeks after such Appeal shall have been lodged as aforesaid; and thereupon it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* in Council to hear and determine every Appeal so lodged, to make such Order for the varying, altering, or modifying of the Apportionment and Appropriation of such Composition, and for the Payment of any Costs to or by any Party appealing or appealed against, as shall seem meet; and such Certificate, and the Entry thereof in the Registry of the Diocese, shall be altered and amended in respect to such Apportionment and Appropriation as shall be directed by such Lord Lieutenant or other Chief Governor or Governors and Council.

Enactments of former Acts, save as hereby altered, to remain in full Force.

XXXIII. And be it enacted, That the several Provisions, Clauses, and Enactments in the said Acts herein-before recited, or any of them, contained, shall, save so far as the same are hereby modified, repealed, or superseded, extend to, and be used, extended, and exercised in and to and for the Execution and for the Purposes of this Act; and that nothing herein contained shall be deemed or construed to repeal any of the Provisions of the said recited Acts, save as herein specifically provided and enacted, or as may be necessary for the complete and effectual Execution of the Purposes of this Act and of the said recited Acts.

Act may be altered, &c. this Session.

XXXIV. And be it further enacted, That this Act may be altered, amended, or repealed by any Act or Acts to be passed during this present Session of Parliament.

CAP. CXX.

An Act to repeal the Duties under the Management of the Commissioners of Stamps on Stage Carriages and on Horses let for Hire in *Great Britain*, and to grant other Duties in lieu thereof; and also to consolidate and amend the Laws relating thereto.

[16th *August* 1832.]

'WHEREAS it is expedient to repeal the Duties under the 'Management of the Commissioners of Stamps in respect 'of Stage Carriages and of Horses let for Hire in *Great Britain*, 'and to grant other Duties in lieu thereof, and also to consolidate 'and amend the Laws now in force relating to such Stage Car-'riages and Horses as aforesaid respectively;' be it therefore 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 the several Acts and Parts of Acts next herein-after mentioned, or so much and such Part and Parts thereof as are now in force, shall respectively remain and continue in force until and upon the Tenth Day of *October* in the Year of our Lord One thousand eight hundred and thirty-two, and shall from thenceforth respectively cease, determine, and be repealed; (that is to say,) an

Certain Acts and Parts of Acts repealed after 10th Oct. 1832; viz.

Act passed in the Twenty-fifth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repealing the Duties on Licences taken out by Persons letting Horses for the Purpose of travelling Post, and on Horses let to Hire for travelling Post and by Time, and on Stage Coaches, and for granting other Duties in lieu thereof, and also additional Duties on Horses let to Hire for travelling Post and by Time;* and so much of an Act passed in the Forty-fourth Year of the Reign of His said late Majesty, intituled *An Act to repeal the several Duties under the Commissioners for managing the Duties upon stamped Vellum, Parchment, and Paper in* Great Britain, *and to grant new and additional Duties in lieu thereof,* as relates to the painting upon every Carriage to be employed as a public Stage Coach or Carriage for the Purpose of conveying Passengers for Hire to and from different Places in *Great Britain* certain Words in the said last-recited Act mentioned, and to the Number of Inside Passengers to be carried in any such Carriage; and the whole of an Act passed in the Fiftieth Year of the Reign of His said late Majesty, intituled *An Act to repeal Three Acts made in the Twenty-eighth, Thirtieth, and Forty-sixth Years of His present Majesty, for limiting the Number of Persons to be carried on the Outside of Stage Coaches or other Carriages, and to enact other Regulations for carrying the Objects of the said Acts into effect;* and so much of an Act passed in the Fifty-third Year of the Reign of His said late Majesty, intituled *An Act for altering, explaining, and amending an Act of the Forty-eighth Year of His Majesty's Reign, for granting Stamp Duties in* Great Britain, *with regard to the Duties on re-issuable Promissory Notes, and on Conveyances on the Sale and Mortgage of Property; for better enabling the Commissioners of Stamps to give Relief in Cases of spoiled Stamps, and to remit Penalties; for exempting certain Instruments from Stamp Duty; and for better securing the Duties on Stage Coaches,* as relates to the Duties granted on Coaches and other Carriages employed as public Stage Coaches, or Carriages for conveying Passengers for Hire, and on Licences for keeping the same; and also so much of the said last-recited Act as relates to the Time of granting such Licences, or of their continuing in force; and so much of an Act passed in the Fifty-fifth Year of the Reign of His said late Majesty, intituled *An Act for repealing the Stamp Office Duties on Advertisements, Almanacks, Newspapers, Gold and Silver Plate, Stage Coaches, and Licences for keeping Stage Coaches, now payable in* Great Britain, *and for granting new Duties in lieu thereof,* as relates to the Duties on Stage Coaches and on Licences for keeping Stage Coaches, and as relates to the Offences in the said Act mentioned respecting such Duties and Licences; and also so much of the said last-recited Act as relates to Licences to be taken out by the Owners of Hackney Coaches employed as Stage Coaches, and to the Owners or Drivers of Stage Coaches taking up Passengers in manner by the said last-recited Act allowed; and the whole of an Act passed in the Third Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to reduce the Rate of Duties payable in respect of certain Carriages used and employed for the Purpose of conveying Passengers for Hire, and to make Regulations and Provisions relating to Stage Coaches and the Duties thereon;* and the whole of an Act passed in the Seventh

25 G. 3. c. 51.

44 G. 3. c. 98.

50 G. 3. c 48.

53 G. 3. c. 108. s. 21 & 22.

55 G. 3. c. 185. s. 2, 3, 6, 11, & 12.

3 G. 4. c. 95.

Seventh Year of the Reign of His said late Majesty King *George* the Fourth, intituled *An Act to make further Regulations relating to the licensing of Stage Coaches;* and so much of an Act passed in the Ninth Year of the Reign of His said late Majesty King *George* the Fourth, intituled *An Act to amend the Laws in force relating to the Stamp Duties on Sea Insurances, on Articles of Clerkship, on Certificates of Writers to the Signet, and of Conveyancers and others, on Licences to Dealers in Gold and Silver Plate and Pawnbrokers, on Drafts on Bankers, and on Licences for Stage Coaches in* Great Britain, *and on Receipts in* Ireland, as relates to Stage Coaches or other Carriages kept, used, or employed to convey Passengers for Hire, or to the Recovery of any Fine, Penalty, or Forfeiture made or incurred with relation to any such Stage Coaches or Carriages; and so much of an Act passed in the Second Year of the Reign of His said late Majesty King *George* the Third, intituled *An Act for the better supplying the Cities of* London *and* Westminster *with Fish, and to reduce the present exorbitant Price thereof, and to protect and encourage Fishermen,* as relates to the Penalty therein imposed upon the Driver of any Fish Carriage for taking up or suffering any Passenger to be carried or conveyed in or by any such Fish Carriage; and the said several Acts and Parts of Acts herein-before specified shall be and the same are hereby severally repealed accordingly, save and except only so far as is herein-after in that Behalf provided.

7 G. 4. c. 33

9 G. 4. c. 49. s. 16, 17, & 18.

2 G. 3. c. 15. s. 9.

4 G. 4. c. 62. relating to the Duties on Horses let for Hire, repealed after the 31st of January 1833.

II. And be it enacted, That an Act passed in the Fourth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to repeal the Duties upon Horses let to Hire for the Purpose of travelling in* Great Britain, *and to grant other Duties in lieu thereof, and to provide for letting the same to farm,* shall continue in force until and upon the Thirty-first Day of *January* in the Year of our Lord One thousand eight hundred and thirty-three, and shall from thenceforth cease, determine, and be repealed, save and except only so far as is herein-after in that Behalf provided.

Exception as to such Parts of the recited Acts as repeal any former Acts; and as to Arrears of Duty, and to Penalties, &c. incurred.

III. Provided always, and be it enacted, That nothing in this Act contained shall extend to repeal any of the said several Acts and Parts of Acts herein-before mentioned, so far as the same or any of them repeal the Whole or any Part of any former Act or Acts, or with respect to any Duty or Arrears of any Duty, or any Debt or Sum of Money, which at any Time before the several Days or Times herein-before respectively appointed for the Repeal of the said several Acts and Parts of Acts shall have accrued or been incurred under or by virtue of the said Acts and Parts of Acts or any of them respectively, and which shall then or at any Time afterwards be or become due or payable, and remain in arrear and unpaid, or with respect to any Penalty or Forfeiture or Punishment incurred for or in respect of any Offence committed at any Time before the said several Days or Times herein-before respectively appointed for the Repeal of the said several Acts, and Parts of Acts, but that all such Dutie and Arrears of Duty, Debts, Sums of Money, Penalties, Forfeitures, and Punishments, shall respectively be sued or prosecuted for, recovered, obtained, and inflicted by the same Ways and Means and in the same Manner as if this Act had not been made.

IV And

IV. And be it enacted, That in lieu of the Duties repealed by this Act there shall be raised, levied, collected, and paid unto and for the Use of His Majesty, His Heirs and Successors, in and throughout *Great Britain*, for and in respect of every Stage Carriage and every Horse let for Hire, and every Licence relating to the same, and for and in respect of Passengers conveyed for Hire as mentioned and described in the Schedule (A.) to this Act annexed, the several Duties or Sums of Money set down in Figures against the same respectively, or otherwise specified and set forth in the same Schedule; and that the said Schedule shall be deemed and taken to be Part of this Act; and that all the said Duties shall be under the Management of the Commissioners of Stamps, and shall be denominated and deemed to be Stamp Duties.

Grant of Duties specified in Schedule (A.) hereto annexed.

V. And be it enacted, That every Carriage used or employed for the Purpose of conveying Passengers for Hire to or from any Place in *Great Britain*, and which, when passing along any Highway or other Road, shall travel at the Rate of Three Miles or more in the Hour, shall, without regard to the Form or Construction thereof, be deemed and taken to be a Stage Carriage within the Meaning of this Act; provided the Passengers, or any One or more of them, thereby conveyed, shall be charged or shall pay separate and distinct Fares or a separate and distinct Fare, or shall be charged or pay at the Rate of separate and distinct Fares, for their respective Places or Seats or his Place or Seat therein or Conveyance thereby; and in all Proceedings at Law or otherwise, and upon all Occasions whatsoever, it shall be sufficient to describe any Carriage used or employed as aforesaid by the Term "Stage Carriage," without further or otherwise describing the same: Provided always, that the said Term "Stage Carriage" shall not be deemed to extend to or to include any Carriage used or employed as aforesaid wholly upon any Railway, nor to any Carriage drawn or impelled by the Power of Steam, or otherwise than by Animal Power.

Definition of a Stage Carriage

VI. And be it enacted, That it shall not be lawful for any Person to keep, use, or employ any Stage Carriage, unless such Person shall have a Licence in force so to do, granted to him under the Authority of this Act by Two or more of the Commissioners of Stamps, or by some Person duly authorized by the said Commissioners to grant such Licence, nor unless there shall be fixed on such Carriage, in the Manner herein-after mentioned, the numbered Plates by this Act directed to be delivered with every such Licence, nor unless the several Particulars by this Act directed to be painted on every such Carriage shall be painted thereon; any thing in any other Act contained to the contrary thereof notwithstanding.

Stage Carriages not to be used without Licences, nor without Plates, nor without having painted thereon the Particulars hereby required.

VII. And be it enacted, That in any Action, Information, or other Proceeding for the Recovery of any Duty or Penalty incurred under this Act in respect of or with relation to any Stage Carriage, if Evidence shall be given that the Carriage in respect of which or in any Manner relating to which any such Action, Information, or Proceeding shall be commenced or prosecuted was seen travelling or going upon any Highway or other Road, having fixed or placed thereon any numbered Plate provided or used in pursuance

Carriages with Plates or Particulars painted thereon to be deemed Stage Carriages.

pursuance of this or any former Act relating to Stage Carriages, or having thereupon any Plate resembling or intended to resemble any such Plate as aforesaid, or having painted upon such Carriage any of the Particulars required by this Act to be painted upon Stage Carriages, such Carriage shall be deemed and taken to be a Stage Carriage; and such Evidence as aforesaid shall be received as sufficient Proof that such Carriage was kept, used, and employed for the Purpose of conveying Passengers for Hire as a Stage Carriage within the Meaning of this Act, unless the contrary be proved; and that in all such Actions, Informations, and Proceedings as aforesaid the Person named or described in the Licence granted with or relating to the Number of the Plate (if any there shall be) fixed or placed upon any such Carriage, whether such Licence shall be in force or not, or the Person whose Name (if any) shall be painted on any such Carriage, shall for the Purposes of this Act (unless the contrary be proved) be deemed to be the Person to whom such Carriage doth belong.

By whom and where Stage Carriage Licences shall be granted.

VIII. And be it enacted, That any Two or more of the Commissioners of Stamps, or any Person duly authorized by the said Commissioners, shall grant a Licence under their or his Hands or Hand to any and every Person of the Age of Twenty-one Years or upwards who shall apply for such Licence in the Manner herein-after mentioned, to keep, use, and employ any Stage Carriage in any Part of *Great Britain*; and that every such Licence to any Person for or in respect of any Stage Carriage which shall go from or shall come to *London* or *Westminster*, or from or to any Place within the County of *Middlesex*, or the Weekly Bills of Mortality, shall be granted at the Head Office for Stamps in *Westminster*; and every such Licence to any Person for or in respect of any Stage Carriage which shall go from or shall come to any other Town or Place within *Great Britain* shall be granted, either at the said Head Office, or by the Person duly authorized by the said Commissioners to grant such Licences for the District within which the Town or Place is situated from which or at which such Stage Carriage shall begin or end its Journey; and the said Commissioners, or the Person so authorized to grant such Licence as aforesaid, shall at the Time of granting every such Licence for the first Time, and at all other Times when necessary, deliver to the Person applying for such Licence the numbered Plates herein-after required to be fixed upon the Stage Carriage mentioned in such Licence: Provided always, that no Person shall be entitled to the Grant or Renewal of any such Licence who at the Time of applying for such Grant or Renewal shall be in arrear for any Duties payable under this or any former Act for or in respect of any Stage Carriage, or who shall not have paid or satisfied any Penalty in which he shall have been convicted or for which Judgment shall have been obtained against him in any Action, Information, or other Proceeding under this or any former Act relating to Stage Carriages; and it shall be lawful for the Commissioners of Stamps or their Officer to refuse to grant or renew any such Licence to any such Person until such Arrear of Duty, and such Penalty or mitigated Penalty, shall have been fully paid and satisfied; any thing herein contained to the contrary notwithstanding.

Persons in arrear for Duties or Penalties shall not be entitled to Licences until Payment of such Arrears.

IX. And

IX. And be it enacted, That before any Licence, whether original or supplementary, shall be granted or renewed under the Provisions of this Act for or in respect of any Stage Carriage, a Requisition for such Licence, in such Form as the Commissioners of Stamps shall from Time to Time provide for that Purpose, shall be made and signed by the Proprietor or One of the Proprietors of the Stage Carriage in respect of which such Licence shall be applied for; and in every such Requisition there shall be truly specified and set forth the Christian Name and Surname and Place of Abode of the Person applying for such Licence, and of every Person who shall be a Proprietor or Part Proprietor of such Carriage, or who shall be concerned, either solely or in Partnership with any other Person, in the keeping, using, or employing of such Carriage; and in case any Person, on applying for any such Licence, shall neglect or omit to specify truly in such Requisition as aforesaid the Name of any Person who shall be a Proprietor or Part Proprietor of such Carriage, or who shall be concerned as aforesaid in the keeping, using, or employing of such Carriage, every Person so offending shall forfeit Ten Pounds.

Persons applying for Stage Carriage Licences to sign a Requisition for the same.

Penalty for omitting the Name of any Proprietor, 10*l.*

X. And be it enacted, That if any Person applying for or procuring or attempting to procure any Licence under this Act for or in respect of any Stage Carriage shall use or employ any false or fictitious Name or Place of Abode, or other false or fictitious Description of any Person or supposed Person, or shall insert or cause to be inserted in any Requisition for any such Licence, or in any such Licence, any false or fictitious Name or Place of Abode, or other false or fictitious Description of any Person or supposed Person as being the Proprietor or Part Proprietor of the Stage Carriage for or in respect of which such Licence shall be applied for or procured, or shall wilfully or knowingly insert or cause to be inserted in any such Requisition, or in any such Licence as aforesaid, the Name of any Person as being a Proprietor or Part Proprietor of such Carriage who shall not at the Time of the Application for such Licence be in fact a Proprietor or Part Proprietor of such Carriage, the Person so offending shall be guilty of a Misdemeanor, and, being convicted thereof, he shall be liable to be punished by Fine or Imprisonment, or by both, as the Court shall award; such Imprisonment to be in the Common Gaol or House of Correction, and either with or without hard Labour, as the Court shall think fit; and in *Scotland*, whenever any Person shall so offend, he shall be liable to be punished in like Manner.

Persons inserting a false Name, &c. in a Requisition or Licence, guilty of a Misdemeanor.

XI. And be it enacted, That there shall be specified in every Licence to be granted or renewed under this Act for or in respect of any Stage Carriage the following Particulars, or such of them as the Commissioners of Stamps shall think proper; (that is to say,) the Christian Name and Surname and the Place of Abode of the Person and of every Person who shall be a Proprietor or Part Proprietor of the Stage Carriage in respect of which such Licence shall be granted, or who shall be concerned, either solely or in Partnership with any other Person, in the keeping, using, or employing of such Carriage, the Number painted or marked on the Plates to be fixed on such Carriage, the Names of the extreme Places from which and to which such Carriage shall be authorized by such Licence to go or pass, and the Route or Line of Road by which such Carriage

Particulars to be specified in Stage Carriage Licences.

riage shall travel to or from such extreme Places, and also the Distance in Miles or fractional Parts of a Mile, or both, as the Case may require, between such extreme Places, the Number of Journies, and the total Number of Miles upon which the Duty granted by this Act shall be assessed, and which such Carriage shall be authorized to perform or to travel, either separately or in conjunction with One or more other licensed Stage Carriage or Carriages, within the Day, Week, or Month, as the said Commissioners may think fit, the Days of the Week on which such Carriage shall be authorized to be used, and the greatest Number of Passengers to be conveyed by such Carriage, distinguishing (when the same is intended to convey both Inside and Outside Passengers) the Number to be carried on or about the Outside from the Number to be carried in the Inside of such Carriage; and a Copy of every such Licence, and of every Indorsement which shall from Time to Time be made thereon, shall be kept at the Office or Place from which such Licence shall be issued, in order that any Person may have a Copy thereof, paying One Shilling for the same.

Copy of Licence to be given on payment of 1*s.*

Duties may be compounded for.

XII. Provided always, and be it enacted, That it shall be lawful for the Commissioners of Stamps, where they shall deem it expedient, at the Time of granting any such Licence as aforesaid, to compound with any Person, on such Terms and Conditions as they shall think fit, for the Duties which may become payable in respect of such Stage Carriage; and then and in such Case, instead of the Number of Journies and the total Number of Miles which such Carriage shall be authorized to perform within the Day, Week, or Month, there shall be specified in the Licence granted for or in respect of such Carriage the Amount of the Composition, *per* Day, Week, or Month, to be paid for and in respect of such Carriage in lieu of the Duties specified in the said Schedule to this Act annexed, together with such Stipulations and Conditions as the said Commissioners shall think proper for better securing the Payment of such Composition.

In case of a Composition, the Amount to be specified in the Licence.

Carriage Licences granted under former Acts continued until 10th October 1832.

XIII. And be it enacted, That from and after the passing of this Act every Licence for the keeping, using, employing, or letting out to Hire of any Stage Carriage which shall have been granted under any former Act, and which shall have been in force on the Thirty-first Day of *July* in this present Year One thousand eight hundred and thirty-two, shall be and the same is hereby revived and continued, and shall be deemed to be and to have been in full Force and Effect from the said Thirty-first Day of *July*; and every such Licence which shall be so revived and continued as aforesaid, and also every other such Licence as aforesaid which shall have been or shall be granted under any former Act after the said Thirty-first Day of *July* and before the Eleventh Day of *October* in this present Year One thousand eight hundred and thirty-two, shall respectively remain and continue in force until and upon the Tenth Day of *October* in the said Year One thousand eight hundred and thirty-two, (unless sooner determined by the Parties to whom the same shall have been granted,) and shall then cease and determine, any thing in any former Act or in such Licences respectively to the contrary notwithstanding; and that every such Licence as aforesaid, whether original or supplementary, which shall

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Commencement and Termination of Licences

shall be granted, under the Authority of this Act, after the Tenth Day of *October* and before the First Day of *November* in the said Year One thousand eight hundred and thirty-two, shall be dated on the Eleventh Day of *October* in the same Year; and every such Licence which shall be granted after the Thirty-first Day of *October* in the said Year One thousand eight hundred and thirty-two, and before the First *Monday* in the Month of *October* in the Year One thousand eight hundred and thirty-three, shall be dated on the Day on which the same shall be granted; and every such Licence granted as aforesaid under the Authority of this Act shall have effect and continue in force from the Day of the Date thereof until the First *Monday* in the Month of *October* One thousand eight hundred and thirty-three (unless sooner discontinued in manner herein-after mentioned), and no longer; and every such Licence as aforesaid which shall be granted at any Time on or after the First *Monday* in *October* and before the First Day of *November* in the Year One thousand eight hundred and thirty-three, or in any subsequent Year, shall be dated on the First *Monday* in *October* in the Year in which the same shall be granted, specifying the Day of the Month; and every such Licence which shall be granted at any other Time than as aforesaid in the said last-mentioned Year, or in any subsequent Year, shall be dated on the Day on which the same shall be granted; and every such Licence as aforesaid which shall be dated on the First *Monday* in any Month of *October*, or on any other Day in any Year, shall have effect and continue in force from the Day of the Date thereof until the First *Monday* in the Month of *October* then next ensuing, or until the *Monday* next ensuing the granting of such Licence, if such *Monday* shall be the First *Monday* in *October* (unless sooner discontinued as aforesaid), and no longer; and every such Licence shall be renewed from Year to Year, by the Grant of an original Licence, on Payment of the Duty of Five Pounds by this Act charged thereon.

granted under this Act.

Licences to be renewed yearly.

XIV. And be it enacted, That when any Person to whom any Licence shall have been granted under this Act for or in respect of any Stage Carriage shall determine to discontinue or give up such Licence, such Person shall give Notice in Writing of such his Determination to the Commissioners of Stamps or to the Officer by whom such Licence was granted; and when the Time for giving up such Licence according to such Notice shall have elapsed, and such Licence shall have been given up to the said Commissioners or Officer, such Licence shall cease and determine, and shall be no longer in force, and the Person so previously licensed shall not be charged with the Duties payable according to the Terms of such Licence, in respect of such Stage Carriage, for any Period subsequent to the Expiration of such Notice and the Re-delivery of such Licence, provided he shall within Seven Days next after the Expiration of such Notice deliver up to the said Commissioners or Officer the numbered Plates mentioned in such Licence.

Mode of discontinuing Stage Carriage Licences.

XV. And be it enacted, That whenever any Licence granted under this Act for or in respect of any Stage Carriage shall cease or expire, or be discontinued, the Person to whom such Licence shall have been granted shall, within Seven Days next after the Expiration or Discontinuance thereof, deliver up to the Commissioners of Stamps, or to the Officer by whom such Licence was granted, the numbered

Plates to be delivered up on the Expiration of Licences, or in default the Duty to continue to be payable.

numbered Plates mentioned in such Licence, or in default thereof such Person shall continue to be subject and liable to the Payment of the same Rate of Duty as under this Act was payable according to the Terms of such Licence before the Expiration or Discontinuance thereof, and such Person shall be chargeable and charged with the Payment of the said Duty accordingly to the Time of delivering up the said Plates to the said Commissioners or Officer; and such Duty shall be recoverable by the same Ways and Means as if such Licence had continued in force.

Supplementary Stage Carriage Licences may be granted in certain Cases.

XVI. And be it enacted, That whenever any Person to whom any original Licence chargeable under this Act with the Duty of Five Pounds shall have been granted for or in respect of any Stage Carriage shall afterwards, and within the Term for which such Licence was granted, take any other Person into Partnership in the keeping, using, or employing of such Stage Carriage; and whenever, after the granting of any such original Licence as aforesaid to any Persons in Copartnership, and within the Period for which the same was granted, any Alteration shall take place in such Copartnership; and also whenever any Person to whom any such original Licence as aforesaid shall have been granted shall afterwards, and within the Period for which the same was granted, be desirous of increasing or decreasing the Number of Journies specified in such Licence to be performed or travelled by such Stage Carriage in the Day, Week, or Month, as the same may be specified in such Licence, or of altering the Route or Line of Road by which such Stage Carriage shall travel to or from the extreme Places from which and to which such Stage Carriage shall be authorized by such Licence to go or pass, or of altering such extreme Places by extending or shortening the Distance which such Stage Carriage shall be authorized to perform or travel on the same Line of Road, or of altering the Days of the Week on which such Stage Carriage shall be authorized to be used, or of increasing or decreasing the Number of Passengers to be conveyed by such Stage Carriage, either in the Whole or in the Inside or on or about the Outside thereof, then and in any of the several Cases aforesaid, upon the Surrender and Delivery of any such original Licence, or of any existing supplementary Licence which may have been taken out in lieu thereof, to the Commissioners of Stamps, or to the Officer by whom the same was granted, the said Commissioners or Officer shall grant to such Person or Copartnership of Persons a supplementary Licence, with any such Alterations or Variations as aforesaid, in lieu of the Licence so surrendered and delivered up, on Payment only of the Duty of One Shilling by this Act charged on such supplementary Licence; and in like Manner a supplementary Licence shall be granted and taken out from Time to Time as often as any of the several Cases aforesaid shall occur during the Period for which any such original Licence shall have been previously granted.

Such Supplementary Licence to be then the only Licence in force.

XVII. And be it enacted, That whenever any such supplementary Licence as aforesaid shall be granted in lieu of any pre-existing Licence such pre-existing Licence shall thenceforth cease and determine, and such supplementary Licence shall be deemed to be the only Licence in force; and it shall not be necessary upon any Occasion to prove that any original Licence had been previously

previously taken out for or in respect of the Stage Carriage for which such supplementary Licence shall have been granted, nor shall the Circumstances under which such supplementary Licence was issued be required to be proved, nor the Regularity of the issuing thereof in any Manner questioned.

Duty to be payable by the Person named in the Licence;

XVIII. And be it enacted, That the Duty payable in respect of any licensed Stage Carriage shall be payable and paid to His Majesty by the Person or Persons named as the Proprietor or Proprietors in the Licence relating to such Stage Carriage; and in all Actions, Informations, and other Proceedings for the Recovery of any such Duty each and every of the said Proprietors severally, or the whole, or any Two or more of them jointly, may be charged with and prosecuted for the same; and the Amount of the Rate of Duty imposed by this Act upon or in respect of any such Carriage, computed upon the Number of Miles which such Carriage shall be authorized by such Licence to travel in the Day, Week, or Month, as the Case may be, or the Amount of the Composition specified in such Licence, computed upon the Time which shall have elapsed since the Date thereof, shall be deemed to be the Amount of Duty due and payable in respect of such Carriage (unless the same shall be proved to have been paid); and Proof of the granting of any such Licence, and of the Terms thereof, shall in all Cases be sufficient Evidence of the Duty due, without any Evidence being given of the actual keeping, using, or employing of the Stage Carriage in such Licence mentioned by the Person named therein as the Person to whom the same shall have been granted: Provided always, that nothing herein contained shall extend to exonerate from Liability to the Payment of such Duty any Proprietor whose Name may not be inserted in such Licence, but that every such Proprietor may be charged with and prosecuted for such Duty either alone or jointly with any One or more other Proprietor or Proprietors, whether named in such Licence or not.

and to be computed according to the Terms of the Licence.

Evidence of the Duty due.

Commissioners may make Allowance for the Duties on Journies not performed by any licensed Stage Carriage.

XIX. Provided always, and be it enacted, That it shall be lawful for the Commissioners of Stamps, or their proper Officer, to examine into all the Circumstances relative to the Number of Journies or the Number of Miles actually performed or travelled by any Stage Carriage, and in Cases where the same shall be less than the Number expressed in the Licence relating to such Carriage, it shall be lawful for the said Commissioners, or their said Officer, to make such Allowances of Duty as to them respectively shall appear to be just and proper to the Person licensed in respect of such Carriage, upon Proof being made to the Satisfaction of the said Commissioners or Officer as to the Number of Journies or Miles actually performed or travelled by such Carriage; and it shall also be lawful for the said Commissioners to make such Regulations with respect to such Carriages, where any such Allowance shall be applied for, as they shall from Time to Time deem necessary or expedient, as well for effectually securing the Duties on such Carriages as for doing Justice to the Owners or Proprietors thereof, any thing herein contained to the contrary notwithstanding; and if any Person licensed as aforesaid, in any Account to be rendered by him in pursuance of this Act, or of any such Regulations as aforesaid, of the Number of Journies or Miles

Penalty for rendering a false Account of the Journies per-

formed by any Stage Carriage, 50*l.*

Miles actually performed or travelled by any Stage Carriage, shall neglect or omit to insert therein any Journey actually performed by such Carriage, or shall insert therein a less Number of Miles than shall have been actually travelled by such Carriage during the Period for which such Account shall be rendered, he shall forfeit Fifty Pounds.

When and where Stage Carriage Duties shall be paid.

XX. And be it enacted, That the Person to whom any such Licence as aforesaid shall have been granted at the Head Office for Stamps, or some Person on his Behalf, shall, on the First *Monday* in every Calendar Month, between the Hours of Ten in the Morning and Three in the Afternoon, unless the same be a Holiday, and then on the next Day not being a Holiday, pay the whole of the Duty charged and accrued due under or by virtue of such Licence within the Four or Five preceding Weeks, as the Case may be, in respect of the Stage Carriage mentioned in such Licence, to the Receiver General of Stamp Duties, or to the proper Officer for the Time being for receiving Stage Carriage Duties at the said Head Office; and that the Person to whom any such Licence as aforesaid shall have been granted at any other Place than the said Head Office, or some Person on his Behalf, shall, at the Periods aforesaid, pay the whole of the Duty charged and accrued due as aforesaid under or by virtue of such last-mentioned Licence, to the Person by whom such Licence shall have been granted, or to such other Person as the Commissioners of Stamps shall appoint or authorize to receive the same.

Stage Carriage Duties not exceeding Fifty Pounds recoverable by Distress.

XXI. And be it enacted, That if any Person to whom any Licence shall be granted under the Provisions of this Act to keep, use, or employ any Stage Carriage shall make Default in Payment of any Sum of Money not exceeding in Amount the Sum of Fifty Pounds, which shall become due or payable in respect of such Licence, at the Time and in the Manner by this Act appointed for Payment thereof, it shall be lawful for any Two of the Commissioners of Stamps to grant a Warrant to any Constable or other Peace Officer, or to any Officer of Stamp Duties, or other Person named in such Warrant, directing him to distrain every such Person so making Default as aforesaid by his Goods and Chattels, and also to seize and take the Carriages, Horses, Harness, and other Articles and Things by this Act made subject and liable to such Duty, for the Amount of the Duty so due or payable as aforesaid, and of all the Costs, Charges and Expences incident or relating to the taking and keeping of such Distress; and it shall be lawful for such Constable, or for any such Officer or other Person as aforesaid, to make such Distress and Seizure accordingly, and the Distress so taken to detain and keep for the Space of Five Days, at the Costs and Charges of the Person distrained; and if the Amount of such Duty, and of all the Costs, Charges, and Expences aforesaid, shall not be paid within such Space of Five Days, then such Constable or Officer or other Person shall cause the Goods and Chattels, Carriages, Horses, Harness, and other Things so seized or taken, to be sold in the Manner directed by this Act, and shall render the Overplus, if any, of the Money arising by the Sale thereof, after deducting and retaining the Amount of such Duty, and all the Costs, Charges, and Expences aforesaid, as well as the Charges and Expences of the Sale, to the

the Person so distrained, or to the Owner of the Carriages, Horses, Harness, or other Things so seized and taken as aforesaid; and for the Purpose of taking such Distress it shall be lawful for such Constable or other Peace Officer, or for such Officer of Stamp Duties, or other Person named in such Warrant, in the Presence of any Constable or other Peace Officer, where any Refusal or Resistance shall be made, to break open in the Daytime any House, Building, or other Place where any such Carriages, Horses, Harness, or other Articles or Things, or any Goods or Chattels, to be seized or taken under such Warrant as aforesaid, shall be.

Duties shall be paid in respect of unlicensed Stage Carriages, over and above the Penalty.

XXII. And be it enacted, That if any Person shall keep, use, or employ any Stage Carriage without having such Licence as by this Act is required, such Person shall, over and above any Penalty which may be incurred under this Act, be accountable to His Majesty for the same Duty as such Person would have been chargeable with and liable to pay for or in respect of such Carriage, in case such Person had obtained a proper Licence for the same under this Act, for the particular Journey, Distance, or Number of Miles, and for the Number of Journies in the Day, Week, or Month, and for the Number of Passengers which such Person shall at any Time have advertized or otherwise notified or expressed that such Carriage was intended or had been or was to be employed to go or carry respectively, or which such Carriage shall actually have gone or carried respectively, at any One Period during which such Carriage shall have been kept or used, at the Election of the said Commissioners; and that every Person so keeping, using, or employing such Carriage shall be chargeable with such Duty for the same from the Time when such Carriage was first kept or used without such Licence as aforesaid down to the Time when any Licence shall be taken out for the same by such Person, or to the Time when the Use thereof shall be absolutely discontinued, and also with the Duty which would have been payable for the proper Licence which such Person ought to have taken out in respect of such Carriage as aforesaid.

A separate Licence required for every Pair of Plates.

XXIII. And be it enacted, That it shall not be lawful for any Person licensed in respect of any Stage Carriage to use, have, or keep more than One Pair of Plates under or by virtue of any One Licence, but that for every Pair of Plates there shall be a separate and distinct Licence.

New Plates to be delivered in lieu of defaced or lost Plates.

XXIV. And be it enacted, That whenever the Number or Device on any Plate or Plates shall become obliterated or defaced, so that the same shall not be distinctly visible and legible, and also whenever any Plate or Plates shall be proved to the Satisfaction of the Commissioners of Stamps to have been lost or mislaid, the Person to whom the Licence relating to any such Plate or Plates shall have been granted shall surrender and deliver up such of the said Plates as he shall have in his Possession, and shall produce such Licence to the said Commissioners or to their proper Officer, and such Person shall then be entitled to have new Plates delivered to him in lieu of the Plates so delivered up or lost or mislaid, upon Payment, for the Use of His Majesty, of any Sum, in the Discretion of the said Commissioners, not exceeding the Sum of Ten Shillings for each Pair of Plates; and where the Number on such new Plates shall be different from the Number on such Plates so

delivered up or lost or mislaid, the said Commissioners or Officer shall indorse and sign upon the Licence a Memorandum of the issuing of such new Plates in lieu of the Plates in such Licence mentioned: Provided always, that if any such Plate or Plates which shall have been proved as aforesaid, or represented to have been lost or mislaid, shall afterwards be found, the same shall forthwith be delivered up to the said Commissioners; and if any Person in or into whose Possession or Power any such Plate or Plates as last aforesaid shall be or come shall refuse or neglect, for the Space of Five Days, to deliver up the same to the said Commissioners, he shall forfeit Twenty Pounds.

Commissioners may recall and change Plates.

XXV. And be it enacted, That whenever, in the Opinion of the Commissioner of Stamps or their proper Officer, it shall be expedient to recall any Plates for the Purpose of changing the same for any other Plates, and such Commissioners or Officer shall give Notice to the Person or to any One of the Persons to whom the Licence relating to such Plates shall have been granted that the said Commissioners or Officer do or doth by such Notice recall such Plates, the Person to whom such Licence shall have been granted shall, within One Week after such Notice, deliver up such Plates, and produce the Licence relating to the same, to the said Commissioners or their proper Officer, and shall also apply to the said Commissioners or such Officer for new Plates, and thereupon the said Commissioners or such Officer shall deliver to the Person so applying for the same new Plates in lieu of the Plates so as aforesaid recalled; and where the Number on such new Plates shall be different from the Number on such recalled Plates the said Commissioners or Officer shall endorse and sign upon the Licence a Memorandum of the Surrender of the Plates in such Licence mentioned, and of the granting of such new Plates in lieu thereof, and from thenceforth such Licence shall be deemed to relate to such new Plates in the same Manner as if the Number thereof had been originally inserted in the Body of such Licence.

In what Manner Plates are to be placed upon Stage Carriages.

XXVI. And be it enacted, That the Plates by this Act required to be fixed upon every Stage Carriage shall be fixed, One on each Side of such Carriage, upon the upper Fore Quarter at the lower Angle adjoining to the Door, or if there be no upper Fore Quarter, then on the centre Panel of each Door in the Side of such Carriage, or if there be a Door only in One Side of such Carriage, then One of such Plates shall be fixed upon the centre Panel of that Door, and the other upon some conspicuous Part of the opposite Side of such Carriage, or if there be no Door in either Side of such Carriage, then One of such Plates shall be fixed upon some conspicuous Part of each Side of such Carriage; and if it shall happen that the Commissioners of Stamps, or their proper Officer, shall be dissatisfied with the Position of any Plate upon any such Carriage, and shall direct such Plate to be fixed upon some other conspicuous Part of such Carriage, such Plate shall be fixed accordingly upon such Carriage in compliance with such Direction.

Penalty for keeping, using, &c. any Stage Carriage without a Licence,

XXVII. And be it enacted, That if any Person shall keep, use, or employ, or shall be concerned as Proprietor or Part Proprietor in the keeping, using, or employing of any Stage Carriage, without having a Licence in force so to do granted to him under this

this Act, or if any Person, whether he shall have any such Licence or not, shall keep, use, or employ any Stage Carriage, such Carriage not having placed and fixed thereupon and in the Manner directed by this Act the numbered Plates required by this Act to be fixed on Stage Carriages, or having thereupon any such Plate as aforesaid the Number or Device whereon shall be in any Manner obliterated, defaced, or obscured, so that the same shall not be distinctly visible and legible, or if any Person to whom any such Licence shall have been granted shall, for the Space of One Week after Notice in manner by this Act directed to be given to such Person that the Plates to which such Licence shall relate have been recalled, neglect or refuse to deliver up the Plates mentioned in such Notice, according to the Terms thereof, every Person so offending in any of the several Cases aforesaid shall forfeit Twenty Pounds.

or without Plates, or with recalled Plates.

XXVIII. And be it enacted, That if any Person to whom any Licence shall have been granted in respect of any Stage Carriage shall permit or suffer such Carriage to perform a greater Number of Journies or to travel a greater Number of Miles than shall be mentioned in or allowed by such Licence, or to be used on any other Day or for the performing of any other Journey than shall be mentioned or allowed in or by such Licence, or shall fix or place upon such Carriage any Plate having a Number different from the Number mentioned in or authorized by the Licence in force at the Time of using such Carriage, such Person shall be deemed to be a Person keeping, using, and employing a Stage Carriage without having a Licence in force so to do, and shall accordingly be subject and liable to the Penalty of Twenty Pounds by this Act imposed in that Behalf; and in all Actions, Informations, or other Proceedings against such Person for the Recovery of such Penalty in any of the Cases aforesaid it shall be sufficient to charge or allege that such Person did keep, use, and employ a Stage Carriage without having a Licence in force so to do granted to him under this Act, and it shall not be necessary further or otherwise to state or describe any such Offence, nor to prove that such Carriage was used or employed for the Conveyance of Passengers at separate Fares.

Persons using Stage Carriages contrary to their Licences, or with improper Plates, shall be deemed to be using them without Licences.

XXIX. And be it enacted, That whenever any Person to whom any Licence shall have been granted for or in respect of any Stage Carriage shall die, or become bankrupt or insolvent, during the Existence of such Licence, it shall be lawful for his Executor, Administrator, or Assignee, or Trustee, to keep, use, and employ such Stage Carriage according to the Terms of such Licence for the Space of Thirty Days next after the Death, Bankruptcy, or Insolvency of the Person to whom such Licence was granted, without being liable for so doing to the Penalty by this Act imposed on any Person who shall keep, use, or employ any Stage Carriage without having a Licence in force so to do: Provided always, that such Executor, Administrator, Assignee, or Trustee shall be liable to and chargeable with the Payment of the Duty which shall accrue or become payable in respect of such Stage Carriage from the Time of such Death, Bankruptcy, or Insolvency, and shall also be liable to all other the Provisions and Regulations of this Act in the same

Representatives of Persons licensed may use Stage Carriages for 30 Days without further Licence.

Manner as if such Executor, Administrator, Assignee, or Trustee had duly obtained a Licence in his own Name for the keeping, using, and employing of such Stage Carriage.

Penalty for plying for Hire with Carriages not having Plates thereon.

XXX. And be it enacted, That if any Carriage, whether licensed as a Stage Carriage or not, shall be found upon or near to any public Highway, and any Person shall ply for Passengers to be conveyed by such Carriage for Hire at separate Fares, such Carriage not having placed and fixed thereupon the numbered Plates required by this Act to be fixed on Stage Carriages, the Driver of such Carriage, or the Person having the Care thereof, or plying for Passengers to be conveyed thereby, such Driver or Person not being the Owner of such Carriage, shall forfeit Ten Pounds, and if he shall be the Owner of such Carriage, he shall forfeit Twenty Pounds; and moreover it shall be lawful for any Constable or other Peace Officer, or any Officer of Stamp Duties, without any Warrant for that Purpose, to apprehend such Driver or other Person having the Care of such Carriage or plying for Passengers to be conveyed thereby, and to carry and convey him before any Justice of the Peace having Jurisdiction where the Offence shall be committed, to be dealt with as herein-after mentioned; and it shall also be lawful for such Constable or other Peace Officer, or Officer of Stamp Duties, to drive or take the Carriage not having such Plates, with the Horse or Horses harnessed thereto or drawing the same, or to cause the same to be driven or taken, to some public Greenyard, or some Livery Stables or other Place of Safety, and there to lodge the same for safe Custody until the Determination of such Justice shall be known; and the Justice before whom such Driver or other Person shall be brought shall hear and determine such Offence; and in case the Person convicted of any such Offence shall be the Owner of any such Carriage, and if the said Penalty of Twenty Pounds, together with all Costs and Expences, and the Expences of taking such Carriage and Horse or Horses to and keeping the same at such Greenyard, Stables, or other Place, shall not be fully paid or discharged within Five Days after such Conviction, such Carriage and Horse or Horses, together with the Harness used therewith, shall be sold by Order under the Hand of such Justice, and the Surplus (if any) of the Produce of such Sale, after deducting therefrom the said Penalty, Costs, and Expences, and also the Expences of such Sale, shall be rendered to such Owner; but in case the Person so convicted shall not be the Owner of such Carriage, then on Default being made in Payment of the said Penalty of Ten Pounds such Justice shall commit the Offender to the Common Gaol or House of Correction for the Space of Three Calendar Months, unless such last-mentioned Penalty shall be sooner paid; and such Justice shall give an Order for the delivering up of the Carriage, and Horse or Horses, and Harness, to the Owner thereof, on his paying the Expences of taking and keeping the same; and in case of his Refusal to pay such Expences forthwith, then such Carriage, and Horse or Horses, and Harness, or a sufficient Part thereof to defray such Expences, shall be sold by Order under the Hand of such Justice; and after Payment thereout of all such Expences as aforesaid, together with the Expences of such Sale, the Surplus, if any, of the Produce of such Sale,

Offenders may be apprehended and conveyed before a Justice of the Peace.

Carriages may be driven to the Greenyard or other Place for safe Custody.

Sale, together with such Part of the Carriage, and Horse or Horses, and Harness, as shall remain unsold, shall be rendered and restored to the Owner.

Licensed Stage Carriages exempt from Provisions of any Act relating to Hackney Carriages.

XXXI. And be it enacted, That from and after the passing of this Act it shall be lawful for the Proprietor or Driver of any Stage Carriage duly licensed by the Commissioners of Stamps, and having thereon the proper numbered Plates or Plate required by Law to be placed on Stage Carriages, or for any other Person, to stand or ply with such Carriage for Passengers to be carried for Hire, and to take up, convey, and set down such Passengers with or from such Carriage at any Place either within the Distance of Five Miles from the General Post Office in the City of *London* or elsewhere, any thing contained in an Act passed in the last Session of Parliament, for amending the Laws relating to Hackney Carriages, notwithstanding; provided that for this Purpose such Stage Carriage shall not deviate from the proper Rout or Line of Road, if any shall be specified or described in the Licence relating to such Stage Carriage, or shall not go beyond the Limits allowed by such Licence.

Forging Stage Carriage Plates, &c. a Misdemeanor.

XXXII. And be it enacted, That if any Person shall forge or counterfeit, or shall cause or procure to be forged, counterfeited, or resembled, any numbered Plate directed to be provided, or which shall have been provided, made, or used, in pursuance of this Act or of any former Act relating to the Duties payable in respect of Stage Carriages, or shall wilfully fix or place, or shall cause or permit or suffer to be fixed or placed, upon any Stage Carriage or other Carriage, any such forged or counterfeited Plate, or if any Person shall sell or exchange or expose to sale or utter any such forged or counterfeited Plate, or if any Person shall knowingly and without lawful Excuse (the Proof whereof shall lie on the Person accused) have or be possessed of any such forged or counterfeited Plate, knowing such Plate to be forged or counterfeited, every Person so offending, and every Person knowingly and wilfully aiding, abetting, or assisting any Person in committing any such Offence as aforesaid, shall be adjudged guilty of a Misdemeanor, and being thereof convicted shall be liable to be punished by Fine or Imprisonment, or by both, such Imprisonment to be in the Common Gaol or House of Correction, and either with or without hard Labour, as the Court shall think fit; and in *Scotland*, whenever any Person shall so offend, he shall be liable to be punished in like Manner; and it shall be lawful for any Officer of Stamp Duties, or for any Constable or other Peace Officer, or any Toll-gate Keeper, to seize and take away any such Plate, in order that the same may be produced in Evidence against such Offender, or be disposed of as the Commissioners of Stamps shall think proper.

Plates detained after the Expiration of Licences, or used by Persons not having Licences in force, or recalled Plates, may be seized.

XXXIII. And be it enacted, That if after the Expiration or Discontinuance of any Licence granted to any Person under any former Act relating to Stage Carriages, or under this Act, such Person shall use, detain, or have in his Possession the numbered Plate or Plates mentioned in such Licence, or shall neglect to deliver the same to the Commissioners of Stamps or to their proper Officer, or if any Person shall use or detain or have in his Possession any numbered Plate or Plates without having a Licence in force granted to him under any such Act as aforesaid, and relating to such Plate or Plates, or if any Person shall use or

detain or have in his Possession any numbered Plate or Plates which shall have been recalled by the Commissioners of Stamps or their proper Officer, whether the Licence relating thereto shall be in force or not, it shall be lawful for any Officer of Stamp Duties, or for any Constable or other Peace Officer, or for any Toll-gate Keeper, to seize and take away any such Plate or Plates wheresoever the same may be found, in order to deliver the same to the said Commissioners; and for the Purpose of seizing and taking away any such Plate or Plates, or any forged or counterfeited Plate or Plates, it shall be lawful for such Officer of Stamp Duties, Constable, Peace Officer, or Toll-gate Keeper, to stop any Stage Carriage or other Carriage upon which the same may be placed; and any Person who shall molest, obstruct, or hinder such Officer of Stamp Duties, Constable, Peace Officer, or Toll-gate Keeper in seizing or endeavouring to seize or take away any such Plate or Plates as aforesaid shall forfeit Twenty Pounds.

Penalty for obstructing Officers seizing such Plates, 20*l.*

Penalty for carrying a greater Number of Passengers than authorized by Licence, 5*l.* for each Passenger above Number.

XXXIV. And be it enacted, That if the Number of Passengers at any One Time conveyed in, upon, or about any licensed Stage Carriage shall be greater in the whole than the Number of Passengers which the Licence granted in respect of such Carriage shall authorize or allow to be conveyed thereby, or if the Number of Passengers at any One Time conveyed in the Inside of such Stage Carriage, or upon or about the Outside thereof, shall be greater respectively than the greatest Number of Inside or Outside Passengers respectively specified in or upon such Licence and allowed thereby, the Person to whom such Licence shall have been granted shall forfeit Five Pounds for every Passenger so conveyed above the Number allowed by such Licence to be conveyed in the whole, or in the Inside, or on or about the Outside of such Carriage respectively; and the Driver of such Stage Carriage at the Time when such Offence shall be committed shall also forfeit Five Pounds.

Two Children under Seven Years old reckoned as One Passenger.

XXXV. Provided always, and be it enacted, That no Child or Children in the Lap shall be counted as a Passenger or Passengers under any of the Clauses or Provisions of this Act or of the Schedule (A.) hereto annexed; and that no Child not in the Lap, but under Seven Years of Age, shall be so counted as aforesaid, unless there shall be more than One such Child; and if there shall be more than One such Child not in the Lap, but under Seven Years of Age, then Two of such Children shall be accounted equal to One adult Person, and considered as One Passenger, and so on in the same Proportion.

Particulars to be painted on Stage Carriages.

XXXVI. And be it enacted, That no Stage Carriage shall be used or employed unless nor until there shall be truly painted in Words at Length, and in legible and conspicuous Letters One Inch at the least in Height, and of a proper and proportionate Breadth, and in a Colour different from and opposite to the Colour of the Ground on which such Letters shall be painted, upon some conspicuous Part of each Side of such Carriage, and clear of the Wheel or Wheels thereof, so that the same shall be at all Times plainly and distinctly visible and legible, the Christian Name and Surname of the Proprietor or of One of the Proprietors of such Carriage, and also the Names of the extreme Places from which and to which such Carriage shall be licensed to travel or go; and there shall also be painted in manner aforesaid, upon some conspicuous Place on the

the Back of such Stage Carriage, and so that the same shall be at all Times plainly and distinctly visible and legible, the greatest Number of Passengers allowed to be carried in or by such Carriage, and also when such Carriage shall be licensed to carry both Inside and Outside Passengers, the greatest Number of Passengers allowed to be taken in the Inside and on the Outside thereof respectively; and if any Person shall use or employ any Stage Carriage upon which all such Particulars as aforesaid shall not be truly painted in such legible and conspicuous Letters and in manner aforesaid, or in case such Particulars or any of them shall be partially obliterated or defaced from or upon any such Carriage, then if any such Person shall neglect to paint or cause to be painted again, in manner aforesaid, every Particular so obliterated or defaced, such Person so offending in any of the Cases aforesaid shall forfeit Five Pounds.

Penalty for neglecting to paint such Particulars, *5l.*

XXXVII. And be it enacted, That no Outside Passenger nor any Luggage shall be carried on the Top or Roof of any Stage Carriage the Top or Roof of which from the Ground shall be more than Eight Feet Nine Inches, or the bearing of which on the Ground shall be less than Four Feet Six Inches from the Centre of the Track of the right or off Wheel to the Centre of the Track of the left or near Wheel; and if any Outside Passenger or Luggage shall be carried on any such Carriage in any Manner contrary to the Directions aforesaid, the Driver of such Carriage at the Time when such Offence shall be committed shall forfeit Five Pounds.

Certain Stage Carriages shall not take Outside Passengers or Luggage.

Penalty *5l.*

XXXVIII. Provided always, and be it enacted, That any licensed Stage Carriage with Four Wheels or more, the Top or Roof of which shall not be more than Eight Feet Nine Inches from the Ground, and the bearing of which on the Ground shall not be less than Four Feet Six Inches from the Centre of the Track of the right or off Wheel to the Centre of the Track of the left or near Wheel, and drawn by not less than Four Horses, shall be allowed to carry Ten Outside Passengers, and no more; and that every such Carriage as last aforesaid, when drawn by Two or Three Horses only, and licensed to carry not less than Four Inside Passengers, shall be allowed to carry Six Outside Passengers, and no more, and when licensed to carry not less than Six Inside Passengers, shall be allowed to carry Seven Outside Passengers, and no more; and such several Numbers of Outside Passengers shall be reckoned exclusive of the Driver, and also of the Conductor or Guard, if there shall be a Conductor or Guard of such Carriage; and if any greater Number of Outside Passengers shall be carried by any Stage Carriage than as herein-before specified and allowed, the Driver thereof at the Time when such Offence shall be committed shall forfeit Five Pounds.

Certain Stage Carriages may carry certain Numbers of Outside Passengers.

Penalty for carrying a greater Number, *5l.*

XXXIX. And be it enacted, That in Cases in which Outside Passengers are by this Act allowed to be carried by any such Stage Carriage as aforesaid not more than One of such Passengers shall be allowed to sit or be carried upon the Box with the Driver, and that not more than Three of such Passengers shall be allowed to sit or be carried on the Front of the Roof, nor more than Three other of such Passengers on the Back of the Roof of such Carriage, and that the Remainder of such Passengers, if there be any more than Seven, shall be placed on some other safe and convenient

Distribution of Outside Passengers.

Penalty, *5l.*

Seat on the hind Part of such Carriage; and if any more than One Person besides the Driver shall sit or be carried upon the Box of such Carriage the Driver of such Carriage at the Time when the Offence shall be committed shall forfeit Five Pounds.

Two additional Outside Passengers allowed where the Seats on the Roof are of a certain Length, and no Luggage is carried on the Roof.

XL. Provided always, and be it enacted, That if the Front and the Back of the Roof of any Stage Carriage on which Outside Passengers are allowed to be carried as aforesaid, or the Seats placed upon the Front and Back of such Roof for the Purpose of carrying Outside Passengers, shall respectively be not less than Five Feet in Length from one Side to the other of such Carriage, and if there shall not be any Luggage carried upon the Top or Roof of such Carriage exceeding Nine Feet and Nine Inches in Height from the Ground, measuring to the highest Point of any Part of such Luggage when placed upon the Top or Roof of such Carriage, and if the Top of the Boot (if any) behind the Body of such Carriage, when empty, shall not be more than Six Feet from the Ground, Two additional Outside Passengers shall be allowed to be carried by such Carriage; and in such Case Four Passengers, and no more, shall be allowed to sit on the Front, and Four Passengers, and no more, upon the Back of the Roof of such Carriage, or on the Seats respectively placed thereupon as aforesaid, provided that in no Case a greater Number of Passengers be carried on the Outside of any Stage Carriage than the Licence relating thereto shall authorize to be carried on the Outside thereof.

Penalty for carrying more Passengers on Roof than are allowed by this Act, *5l.*

XLI. And be it enacted, That if Four or more Passengers shall be carried on the front Part or on the back Part of the Roof of any Stage Carriage, such front Part or back Part being less than Five Feet in Length, or on any Seat placed upon the front Part or on the back Part of the Roof of such Carriage for the Purpose of carrying Outside Passengers, such Seat being less than Five Feet in Length, or if Four Passengers shall be carried on the front Part or on the back Part of the Roof of any Stage Carriage at the same Time with any Luggage on the Top or Roof of such Carriage exceeding Nine Feet and Nine Inches in Height from the Ground, or if in any Case more than Four Passengers shall be carried on the front Part or on the back Part of the Roof of any Stage Carriage, the Driver of such Carriage at the Time when such Offence shall be committed shall forfeit Five Pounds.

Stage Carriages shall have a separate Division for Luggage on the Roof.

XLII. And be it enacted, That no Stage Carriage intended to carry Luggage on the Top or Roof thereof shall be used or employed until a Division or Space shall have been made on the Top or Roof thereof allotted for such Luggage, distinctly separated from the other Part of the Top or Roof of such Carriage by some Railing or otherwise; and if any such Stage Carriage as aforesaid shall be used or employed before or until such Division or Space as aforesaid shall be made, or if any Luggage whatever shall be carried on the Top or Roof of any Stage Carriage not having such Division or Space as aforesaid, the Proprietor of such Carriage in

Penalty *5l.*

either of the Cases aforesaid shall forfeit Five Pounds.

Luggage on the Top of any Stage Carriage shall not exceed the Height herein specified.

XLIII. And be it enacted, That no Luggage which shall be carried on the Top or Roof of any Stage Carriage drawn by Four or more Horses shall in any Case exceed Ten Feet and Nine Inches in Height from the Ground, nor shall any Luggage which shall be carried on the Top or Roof of any Stage Carriage drawn

by Two or Three Horses only in any Case exceed Ten Feet and Three Inches in Height from the Ground, measuring to the highest Point of any Part of such Luggage when placed upon the Top or Roof of any such Carriages respectively; and if any such Luggage shall in either of the Cases aforesaid exceed the Height by this Act in that Behalf limited, the Driver of such Carriage at the Time when such Offence shall be committed shall forfeit Five Pounds.

Penalty 5*l.*

XLIV. And be it enacted, That it shall not be lawful for any Person to sit or be carried upon any Luggage placed on the Roof of any Stage Carriage, nor upon that Part of the Roof allotted for Luggage; and if any Person shall sit or be carried upon any Luggage or upon that Part of the Roof allotted for the same, contrary to the Provisions of this Act, he shall forfeit Five Pounds, and the Driver of such Carriage at the Time when such Offence shall be committed shall also forfeit Five Pounds.

No Person to sit on Luggage placed on the Roof.

Penalty 5*l.*

XLV. And be it enacted, That the Proprietor of any Stage Carriage and the Driver thereof shall, when thereunto respectively required by any Justice of the Peace, or by any Constable, or any Surveyor of any Highway or Turnpike Road, or by any Toll-gate Keeper, or any Officer of Stamp Duties, or by any Passenger travelling with such Carriage, permit and allow such Carriage and the Luggage thereon to be measured, and the Number of Passengers in, upon, or about such Carriage to be counted; and it shall be lawful for any Passenger to require the Driver of any Stage Carriage to stop the same at any Toll Gate, and to require the Toll-gate Keeper at such Gate to count the Number of Passengers upon the Box, and in, upon, or about such Carriage, and to measure and ascertain the Height of the Luggage thereupon, and to sign a Memorandum in Writing of the Number of such Passengers in the Inside and on or about the Outside of such Carriage (distinguishing the Number on the Box) and of the Height of such Luggage, and to deliver such Memorandum to the Person so requiring the Number of Passengers to be counted or the Height of the Luggage to be measured; and the Toll-gate Keeper at every such Gate shall provide and keep at such Gate a proper Measure for measuring the Height of any Stage Carriage and of the Luggage thereupon; and if any Proprietor of any Stage Carriage or the Driver thereof shall, when thereto respectively required as aforesaid, refuse to permit and allow such Carriage and the Luggage thereupon to be measured, or the Number of Inside or Outside Passengers to be counted, or if such Driver shall, on being so required as aforesaid, refuse or neglect to stop such Carriage at any Toll Gate for the Purpose aforesaid, such Proprietor or such Driver so refusing or neglecting as aforesaid shall forfeit Five Pounds; and if any Toll-gate Keeper shall neglect to provide and keep at any such Gate a proper Measure for the Purposes aforesaid, or shall, on being thereunto requested as aforesaid, refuse to count the Number of such Passengers, or to measure and ascertain the Height of such Luggage, or to sign a Memorandum in Writing of the Number of such Passengers or of the Height of such Luggage in manner herein-before directed, or to deliver such Memorandum so signed to the Person entitled to require the same, or shall sign or give any Memorandum in which any of the Particulars aforesaid

Justices, Road Surveyors, Toll Collectors, &c. authorized to cause Stage Carriages and Luggage to be measured, and the Passengers to be counted.

Penalty on the Proprietor or Driver for Refusal, 5*l.*

Penalty on Toll-gate Keeper neglecting to provide a Measure, or refusing to count Passengers, or to measure Luggage, &c. 5*l.*

aforesaid shall not be truly set forth, every such Toll-gate Keeper so offending shall forfeit Five Pounds: Provided always, that it shall not be lawful for any One Passenger to require the Driver of any Stage Carriage to stop the same for any such Purpose as aforesaid more than Once during any One Journey, unless after the counting of such Passengers or the measuring of such Luggage any additional Passenger or Passengers shall be taken up, into, or upon such Stage Carriage, or additional Luggage shall be placed on the Top or Roof thereof during the same Journey.

Enactments, as to Plates, Inscriptions, Outside Passengers, &c. not to extend to certain Mail Coaches.

XLVI. Provided always, and be it enacted, That none of the Regulations in this Act contained relating to the Plates to be fixed upon any Stage Carriage, or to any of the Particulars to be painted upon any Stage Carriage, or relating to the placing of Outside Passengers or the Luggage to be carried on the Roof of any Stage Carriage, shall extend to any Mail Coach employed in the Service of the General Post Office, built or constructed according to the Regulations of the Postmaster General, and carrying not more than Four Outside Passengers.

Penalty on Driver quitting the Box before a proper Person shall stand at the Horses Heads;

XLVII. And be it enacted, That if the Driver of any Stage Carriage drawn by Three or more Horses shall at any Place where such Carriage shall stop quit the Box of such Carriage, or the Horses drawing the same, without delivering the Reins into the Hands of some fit and proper Person, or before some fit and proper Person shall be placed and shall stand at the Heads of the Horses or some of them belonging thereto, and shall have the Command thereof; or if any Person so placed and standing at the Heads of such Horses shall leave such Horses before some other proper Person shall be placed and stand in like Manner and have the Command of such Horses, or before the Driver of such Stage Carriage shall have returned and seated himself upon the Box and taken the Reins; or if the Driver of any Stage Carriage shall permit any Passenger or any Person other than himself to drive the Horses drawing such Carriage; or if the Driver of any Stage Carriage shall quit the Box of such Carriage without reasonable Occasion, or for a longer Time than such Occasion shall absolutely require; or if the Driver of any Stage Carriage shall suffer any Plate or the Number on any Plate fixed or placed thereon pursuant to this Act to be in any Manner concealed from public View, or shall suffer any such Plate to be inverted, or so fixed or placed that the Number thereon shall not be plainly and distinctly legible; or if any Person travelling as Guard to any Stage Carriage shall, whilst the Horses are harnessed or in the Act of being harnessed thereto, and whilst any Passenger shall be in, upon, or about such Carriage, discharge any Fire Arms, except for the necessary Defence of such Carriage or of the Passengers or Luggage being in or about the same; or if the Driver or Conductor or Guard of any Stage Carriage shall neglect to take due Care of any Luggage whatsoever carried or to be carried by such Carriage; or if any such Driver or Conductor or Guard shall demand or receive for the Fare of any Passenger more than the Sum which such Passenger shall be liable to pay, or more than the Money properly chargeable for the Carriage of any Luggage; or if any such Driver or Conductor or Guard shall, when thereto required, neglect or refuse faithfully to account to his

or permitting any Person to drive, or quitting the Box;

or concealing or misplacing Plates;

on Guard discharging Fire Arms unnecessarily;

on neglecting to take care of Luggage, or asking more than the proper Fare;

or neglecting to account to his Employer;

his Employer for all Monies received by him in respect of any Passenger or any Luggage which shall be carried by such Carriage; or if any such Driver or Conductor or Guard shall assault or use abusive or insulting Language to any Person travelling or about to travel or having travelled as a Passenger with or by such Carriage, or to any Person accompanying or attending upon any such Passenger in coming to or going from any such Carriage, every such Offender in any of the several Cases aforesaid shall forfeit Five Pounds.

or assaulting or using abusive Language to any Person.

XLVIII. And be it enacted, That if the Driver or Conductor or Guard of any Stage Carriage, or any other Person having the Care thereof, or employed in, upon, or about such Carriage, shall, through Intoxication or Negligence, or by wanton and furious driving, or by or through any other Misconduct, endanger the Safety of any Passenger or other Person, or shall injure or endanger the Property of the Owner or Proprietor of such Stage Carriage or of any other Person, every such Person so offending shall forfeit Five Pounds.

Penalty on the Driver or Guard endangering Passengers or Property through Negligence, &c. *5l.*

XLIX. And be it enacted, That whenever it shall happen that the Driver or Conductor or Guard of any Stage Carriage shall have committed any Offence against this Act for the Commission whereof any Penalty is by this Act imposed upon such Driver or Conductor or Guard, and not upon the Proprietor of such Carriage, and such Driver or Conductor or Guard shall not be known, or being known cannot be found, then the Proprietor of such Carriage shall be liable to every such Penalty as if he had been the Driver or Conductor or Guard of such Carriage at the Time when such Offence was committed: Provided always, that if any such Proprietor shall make out, to the Satisfaction of the Justice of the Peace before whom any Complaint or Information shall be heard, by sufficient Evidence, not resting on his own Testimony, that the Offence was committed by such Driver or Conductor or Guard without the Privity or Knowledge of such Proprietor, and that no Profit, Advantage, or Benefit, either directly or indirectly, has accrued or can accrue to such Proprietor therefrom, and that he has used his Endeavour to find out such Driver or Conductor or Guard, and given all reasonable Information in answer to Inquiries respecting him, such Justice shall discharge the Proprietor from such Penalty, and shall levy the same upon such Driver or Conductor or Guard when found.

Owners to be liable for Penalties in Cases where Driver or Guard is not known or cannot be found.

L. And be it enacted, That the Proprietor or Company of Proprietors of every Railway in *Great Britain* along which any Passengers shall, after the Tenth Day of *October* One thousand eight hundred and thirty-two, be conveyed for Hire in or upon any Carriage drawn or impelled by the Power of Steam, or otherwise, shall from Time to Time keep and cause to be entered in a Book or Books to be kept for that Purpose, and which shall at all Times be open for the Inspection and Examination of any authorized Officer of Stamp Duties, a just and true Account of the Number of Passengers which shall be conveyed daily for Hire in manner aforesaid along any such Railway or any Part thereof, and of the Number of Miles which such Passengers shall respectively be so conveyed; and every such Proprietor or Company shall, within Five Days next after the First *Monday* in every Calendar Month, deliver to the

Proprietors of Railways to keep and render Accounts of the Passengers conveyed along the same, and to pay the Duty by this Act charged thereon.

the Commissioners of Stamps, or to such Officer as they shall authorize to receive the same, a true Copy of the Account by this Act directed to be kept, so far as the same shall relate to the Passengers conveyed as aforesaid, during the preceding Four or Five Weeks (as the Case may be), that is to say, from the first *Monday* in the preceding Month up to and including the first *Monday* of the Month in which such Account shall be rendered; and to and with every such Account there shall be annexed and delivered an Affidavit or Affirmation (to be taken before any One of His Majesty's Justices of the Peace) of the Secretary, Chief Clerk, or Accountant of such Proprietor or Company, stating that the Deponent or Affirmant has examined and checked such Account with the Books of the said Proprietor or Company, and that to the best of the Knowledge, Information, and Belief of such Deponent or Affirmant such Account doth contain and is a true and faithful Account of the several Matters and Things required by this Act; and such Proprietor or Company shall at the Time of delivering every such Account pay or cause to be paid to the Receiver General of Stamp Duties, or to the Officer authorized by the said Commissioners to receive the same for the Use of His Majesty, the Duties chargeable under this Act for or in respect of the Passengers so conveyed according to such Account.

Proprietors of Railways to give Security to keep and render such Accounts and pay Duty.

LI. And be it enacted, That the Proprietor or Company of Proprietors of every such Railway shall, before any Passenger shall be conveyed along the same in manner aforesaid, after the Tenth Day *October* One thousand eight hundred and thirty-two, give Security by Bond to His Majesty, with a Condition that such Proprietor or Company shall from Time to Time keep and cause to be kept and rendered in the Manner directed by this Act the Accounts by this Act required to be kept and rendered by such Proprietor and Company respectively; and that such Proprietor or Company shall from Time to Time, upon every reasonable Request of any authorized Officer of Stamp Duties, produce and show to such Officer, and permit him to inspect and examine, all and every the Books and Book of such Proprietor or Company in which any such Account shall be contained or entered; and that such Proprietor or Company shall well and truly pay or cause to be paid for the Use of His Majesty, at the Times and in manner directed by this Act, all and every the Duties which shall from Time to Time become chargeable under this Act for or in respect of the Passengers which shall be so conveyed as aforesaid along such Railway; and that such Proprietor or Company shall well and truly do and perform and cause to be done and performed all such Acts, Matters, and Things as by this Act are required or directed to be done or performed by or on the Part or Behalf of such Proprietor or Company; and every such Bond shall be taken with sufficient Sureties to the Satisfaction of the Commissioners of Stamps, and in such Sum as the said Commissioners may judge to be the probable Amount of the Duties which may become payable by such Proprietor or Company under or by virtue of this Act during the Period of One Quarter of a Year; and every such Security shall be renewed from Time to Time whenever and so often as such Bond shall be forfeited, or as the Parties to the same or any of them shall die or become bankrupt or insolvent, or reside in Parts beyond

beyond the Seas, and also whenever and so often as the said Commissioners shall in their Discretion require the same to be renewed; and if any Proprietor or Company of Proprietors of any such Railway as aforesaid shall, after the said Tenth Day of *October*, convey or permit or suffer to be conveyed in manner aforesaid, along such Railway or any Part thereof, any Passengers for Hire, without having first given such Security by Bond to His Majesty in manner herein-before directed, or if any such Proprietor or Company shall refuse or neglect to renew such Security, whenever and so often as the same is or shall by or in pursuance of this Act be required to be renewed, such Proprietor or Company shall forfeit One hundred Pounds for every Day during the Period for which there shall be any Refusal, Neglect, or Default to give or renew such Security as aforesaid.

Treasury may compound with the Proprietors of Railways for the Duties chargeable on Passengers conveyed on such Railways.

LII. Provided always, and be it enacted, That it shall be lawful for the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, from Time to Time, where and whenever they shall deem it expedient, to compound and agree with the Proprietor or Company of Proprietors of any such Railway as aforesaid for any Sum or Sums of Money less than the Amount of the Duties which may be or become chargeable under this Act, to be paid by such Proprietor or Company in lieu of the said Duties for or in respect of the Passengers conveyed or to be conveyed along such Railway, during any Period of Time not exceeding the Term of Seven Years, and from Time to Time to renew any such Composition for any further Period, not exceeding the Term aforesaid, upon such Terms and Conditions as may be agreed upon by and between the said Lords Commissioners and such Proprietor or Company.

On what Horses let for Hire Duties shall be charged.

LIII. And for securing the Duties granted by this Act for and in respect of Horses let for Hire, and on Licences to let such Horses, be it enacted, That the said Duties on Horses let for Hire shall be deemed to attach and be payable upon or in respect of every Horse let for Hire, or used either as a Saddle Horse or for drawing any Carriage or Vehicle conveying any Person, and upon or in respect of every Horse used for drawing any Mourning Coach or Hearse, subject to the Exemption immediately hereinafter mentioned; (that is to say,) provided always, that the said Duties shall not be deemed to attach or be payable upon or in respect of any Horse used in drawing any public Stage Carriage duly licensed under the Authority of this Act, nor upon or in respect of any Horse used in drawing any Hackney Carriage which shall be duly licensed by the Commissioners of Stamps or their proper Officer, where the same shall be used to go no greater Distance than Ten Miles from the General Post Office in the City of *London*, provided such Hackney Carriage shall be regularly and constantly used for the Purpose of standing and plying for Hire in the public Streets or Roads within the Distance of Five Miles from the said General Post Office; nor shall the said Duties be deemed to attach or be payable upon or in respect of any Horse used in drawing any Carriage kept or usually employed for the Conveyance of Fish.

Exemptions.

Mode of calculating Duty where specific

LIV. And be it enacted, That in the Case of calculating the Amount of Duty to be paid when the same is expressed in Schedule

Sums are charged for the Hire of Horses and Carriages.

dule (A.) to this Act annexed to be One Fifth Part of the Sum charged for the letting of any Horse for Hire, such One Fifth Part shall be calculated upon the whole Sum charged for and in respect of such Horse so let for Hire, and of the Carriage (if any) used therewith; and that in calculating the Amount of such Duty no fractional Part of any Sum of Money amounting to a less Sum than One Penny shall be charged; and that in all Cases the Inn, House, or other Place at which any Person shall be licensed to let Horses for Hire shall be deemed to be the Place of letting for Hire of every Horse by him so let for Hire; and that where any Horse which shall have been let for Hire at any Period of Time shall be retained and kept beyond the Expiration of the Time for which the same shall have been let for Hire, without a new Hiring, such Horse shall be deemed, so far as relates to the Duties imposed by this Act, to have been retained and kept upon a new Hiring, similar to that for which such Horse was originally let for Hire.

Horses kept beyond the Period for which they were hired to be deemed retained on a new Hiring.

By whom Licences to let Horses for Hire shall be granted.

Date and Continuance thereof.

LV. And be it enacted, That the Commissioners of Stamps, or any Two or more of them, or any Collector or other Officer of Stamp Duties duly authorized by the said Commissioners for that Purpose, shall grant to any Person who shall apply for the same a Licence to let Horses for Hire; and all such Licences which shall be granted between the Thirty-first Day of *January* and the Sixteenth Day of *March* in any Year shall be dated on the First Day of *February* in that Year, and all such Licences which shall be granted at any other Time shall be dated on the Day on which the same shall be granted; and all such Licences respectively shall have effect and continue in force from the Day of the Date thereof until the Thirty-first Day of *January* next ensuing, both inclusive, and no longer; and no Person required by this Act to be so licensed shall, unless he shall have obtained a proper Licence in that Behalf, let any Horse for Hire to be used in any of the Cases aforesaid, upon pain to forfeit for every Horse so let for Hire as aforesaid the Sum of Ten Pounds; and every Person so licensed shall be deemed a licensed Postmaster within the Meaning and for all the Purposes of this Act.

Penalty on letting without Licence.

On the Death, &c. of a licensed Postmaster, his Representatives may act under his Licence for Thirty Days.

LVI. And be it enacted, That if any licensed Postmaster shall die, or become bankrupt or insolvent, it shall be lawful for his Executor or Administrator, Assignee or Trustee, or for any other Person succeeding to or taking possession of his Inn, House, or other Place, to let Horses for Hire in manner aforesaid until such Person shall procure such Licence as herein-before directed; and such Person shall not be liable to the Penalty imposed upon Persons letting Horses for Hire without being licensed in that Behalf, provided such Licence be taken out within Thirty Days next after the Death, Bankruptcy, or Insolvency of any such licensed Postmaster; and such Person shall be subject to the same Rules, Regulations, and Charges, and shall be liable to account for and pay the Duties hereby imposed, in like Manner as such deceased or bankrupt or insolvent Postmaster was subject and liable to.

Collectors of Duties shall transmit Accounts of Persons licensed by them to the Commissioners of Stamps.

LVII. And be it enacted, That every Collector of the Duties on Horses let for Hire shall from Time to Time, Once in every Three Months, make out and deliver or transmit to the Commissioners of Stamps at the Head Office for Stamps in *Westminster* an Account or List, in Writing, of all the Licences granted by him as

such Collector to any Person to let Horses for Hire, and such List or Account shall specify the Christian Names and Surnames of the Persons licensed, with their Places of Residence, the Names of the Inns (if any) or other Places at which they shall be licensed to let Horses for Hire, and the Date of every such Licence; and any Collector who shall neglect or refuse to deliver or transmit any such Account or List in manner aforesaid shall forfeit One hundred Pounds.

Penalty for Neglect, 100*l.*

LVIII. And be it enacted, That no licensed Postmaster shall by virtue of any such Licence be authorized to let any Horse for Hire at any Inn, House, or Place not specified in such Licence, and that for and in respect of every Inn, House, or other Place at which any such Postmaster shall let any Horse for Hire, a separate and distinct Licence shall be taken out by such Postmaster under this Act; and if any Person shall let any Horse for Hire at any Inn, House, or Place not named or described in some such Licence granted to him, he shall forfeit Twenty Pounds.

No licensed Postmaster to let Horses at more than One Place by virtue of One Licence.

Penalty 20*l.*

LIX. And be it enacted, That every licensed Postmaster shall cause his Christian Name and Surname, together with the Words "Licensed to let Horses for Hire," to be painted in legible Characters of at least Two Inches in Height, and of a proper and proportionate Breadth, upon a Sign or Board either hung out from or fixed upon some conspicuous Part of the Front of the House, Stables, or Out-offices at every Inn, House, or Place at which such Postmaster may be so licensed, in order to denote that such Person is a Letter of Horses for Hire at such Inn, House, or Place; and any licensed Postmaster who shall let for Hire any Horse at any Inn, House, or Place without having such Sign or Board hung out or fixed as aforesaid shall forfeit Five Pounds.

Licensed Postmaster to have the Words "Licensed to let Horses for Hire" painted on a Sign or Board.

Penalty for Neglect, 5*l.*

LX. And be it enacted, That where any licensed Postmaster shall keep any Carriages to be furnished at the same Time with any Horse or Horses by him let for Hire by the Mile (except Hearses and Mourning Coaches), such Postmaster shall, before any such Carriage shall be so furnished or used, cause all such Carriages to be numbered with progressive Numbers, beginning with Number One, and proceeding upwards to the highest Number of Carriages which such Postmaster shall so keep, and shall also paint, in One or more straight Line or Lines on the outside Pannel of each Door of every such Carriage which shall have a Door thereto, and on some conspicuous Part outwardly on each Side of every such Carriage which shall not have a Door thereto, the Christian Name and Surname of such Postmaster, and the Name of the City, Town, or Place where such Carriage shall be kept, in legible Characters and Figures of a Colour different from and opposite to the Colour of the Ground whereon the same shall be painted, each Letter to be at least One Inch in Height, and each Figure to be at least One Inch and a Half in Height, and each of a proportionate Breadth; and such Postmaster shall continue such Letters and Figures on every such Carriage so long as such Carriage shall be kept for the Purpose aforesaid, varying the Numbers on such Carriages from Time to Time as Occasion shall require, so as to make the same correspond with the actual Number of such Carriages which he shall then keep; and if any licensed Postmaster shall neglect or omit to number or paint any such Carriage in manner

Carriages kept to be let with Horses shall be numbered, and have the Name, &c. of the Postmaster painted thereon.

Penalty on the Postmaster for Neglect, or for

painting a false Name, &c. 10*l.*

manner aforesaid, or shall paint or cause to be painted thereon any false or fictitious Name or Place of Residence, or any higher Number than the greatest Number of such Carriages which he shall then keep, or if any licensed Postmaster shall keep Two or more such Carriages with the same Number painted thereon, or shall continue any Number upon any such Carriage after he shall cease to keep any Number of such Carriages corresponding therewith, he shall forfeit Ten Pounds.

Commissioners or their Officers to supply Postmasters and Toll-gate Keepers with proper Tickets.

LXI. And be it enacted, That the Commissioners of Stamps or their Officers shall supply all such licensed Postmasters with proper Tickets, and shall also supply all Toll-gate Keepers with proper Exchange Tickets and Check Tickets; and that the Tickets in respect of every Horse or of any Number of Horses let for Hire by the Mile shall be adapted for the Insertion of the Number of Miles and the Name of the Town or Place to which every such Horse shall be hired to go, and if to *London*, the Name of the Street, Square, or Place therein; and that the Tickets in respect of every Horse or of any Number of Horses let for Hire for any Period of Time, or in any other Manner than by the Mile, shall be adapted for the Insertion of the Names of the Places from and to which every such Horse shall be hired to go or to go to and return from, the Day or Number of Days for which every such Horse shall be let for Hire, and if such Hiring shall be for any Period of Time exceeding One Day, then for the Insertion of the Name and Place of Residence of the Person hiring such Horse, and the Day upon which the Hiring shall commence; and all such Tickets, in the several Cases aforesaid, shall also be adapted for the Insertion of the Number of Horses let for Hire, the Day of the Month, the Month and Year on which every such Horse shall be so let for Hire, and the Christian Name and Surname and Place of Residence of the Person letting the same; and the Ticket herein-after required to be given by any Toll-gate Keeper in exchange for any Ticket delivered to him shall be adapted for the Insertion of the Name of the County in which the Toll Gate at which such Exchange Ticket shall be given is situated, together with the Name of such Toll Gate, the Day of the Month, the Month and Year upon which the Hiring shall be or commence, the Number of Horses, the Day or Number of Days, the Names of the Places from and to which every such Horse shall be hired to go or to go to and return from, the Number of Miles, and the Names and Residences of the Persons letting and hiring every such Horse, as the said Particulars, or any of them, shall be expressed in the original Ticket.

Exchange Tickets to be adapted for the Insertion therein of certain Particulars.

Postmaster shall deliver Tickets with Hire of Horses.

LXII. And be it enacted, That every licensed Postmaster who shall let any Horse for Hire shall, by himself or his Servants, previous to the using of any such Horse, deliver to the Person hiring such Horse, or to the Postillion or Person to be employed to drive such Horse, a Ticket properly filled up with respect to all the Particulars herein-before mentioned which shall be applicable to the hiring of every such Horse; and any Postmaster who shall neglect or refuse to deliver such Ticket according to the Directions of this Act shall forfeit Ten Pounds.

Penalty for Neglect, 10*l.*

No Person shall pay Hire for more Miles than

LXIII. And be it enacted, That no Person hiring any Horse shall be compelled to pay for a greater Number of Miles for the Hire

Hire of such Horse than shall be expressed upon the Ticket by this Act directed to be delivered as aforesaid relating to the hiring of such Horse; and any licensed Postmaster who shall insert or cause or permit to be inserted in any such Ticket the Name of any other Town or Place than the Town or Place to which or to and from which the Horse shall be hired to go or to go and return, or a less Number of Miles than such Horse shall be actually hired to go, shall forfeit Ten Pounds; and it shall be lawful for the Commissioners of Stamps, if they shall so think fit, after Conviction of such Offender, to refuse to grant to him any such Licence in future.

expressed in the Ticket.

Penalty for not filling up the Ticket truly.

LXIV. And be it enacted, That every Person who shall receive from the Person letting any Horse for Hire any Ticket relating to the hiring of such Horse, shall deliver or cause to be delivered every such Ticket to the Toll-gate Keeper at the first Toll Gate through which such Horse shall pass or go; and every Person who shall deliver to any Toll-gate Keeper any such Ticket as aforesaid, relating to the hiring of any Horse let for Hire in any other Manner than by the Mile, shall ask for and receive from such Toll-gate Keeper the proper Exchange Ticket or Check Ticket containing the several Particulars herein-before mentioned, which shall be applicable to the hiring of any such Horse; and every such Exchange Ticket or Check Ticket shall, on Demand of the Toll-gate Keeper, be produced and shown at every Toll Gate through which such Horse shall afterwards pass or go during the Journey, or within the Time for which such Horse shall have been let for Hire.

Persons using hired Horses shall deliver the Tickets at the first Toll Gate and receive Check Tickets.

LXV. And be it enacted, That the Keeper of every Toll Gate through which any Horse let for Hire shall first pass shall demand of the Person using such Horse, or of the Postillion or Person employed to drive the same, the Ticket issued for and in respect of such Horse; and every such Toll-gate Keeper shall deliver to the Person using any Horse let for Hire in any other Manner than by the Mile, or to the Postillion or Person employed to drive such Horse, an Exchange Ticket or Check Ticket, properly filled up with respect to the Particulars in that Behalf herein-before mentioned, and shall receive such original Ticket, and write his Name thereon, and file the same; and it shall be lawful for the Keeper of any Toll Gate to prevent any Horse let for Hire from passing through any such Gate, unless the proper Ticket, Exchange Ticket, or Check Ticket required by this Act, containing and specifying the Particulars in that Behalf herein-before mentioned, which shall be applicable to the hiring of such Horse, shall be first delivered or produced and shown to such Toll-gate Keeper, or the Person using such Horse shall pay to such Toll-gate Keeper One Shilling and Nine-pence in respect of every such Horse, which Sum such Toll-gate Keeper is hereby authorized to demand and receive for his own Use and Benefit; and any Toll-gate Keeper who shall neglect to demand or shall refuse to receive any Ticket by this Act directed to be delivered to him, or who shall neglect or refuse to write his Name thereon, or to file the same when delivered, or who shall neglect or refuse to give any Ticket by this Act directed to be given by him in exchange, or who shall deliver any Exchange Ticket or Check Ticket without having first received the necessary Ticket containing the Particulars in that Behalf herein-before mentioned,

Toll-gate Keepers shall demand Tickets, and give Check Tickets in exchange.

Persons not to pass Gates without producing Tickets, or paying 1*s.* 9*d.* for every Horse.

Penalty on Toll-gate Keeper for neglecting to demand Tickets, or for other improper Conduct relative to such Tickets, 10*l.*

tioned, or who shall make or suffer to be made any Alteration whatever in any Ticket after the same shall have come to his Possession, or who shall deliver any Ticket herein-before directed to be received and filed by him to any Person other than the Person duly authorized to receive the same, or who shall permit any Person to inspect any Ticket by him received and filed as aforesaid other than the Person duly authorized to receive the same, or who shall demand or receive, or shall agree to take or accept, any less Sum of Money than he is by this Act authorized to demand and receive and retain to his own Use, shall forfeit Ten Pounds.

Penalty on Persons neglecting to deliver Tickets, or falsely alleging hired Horses to be their own, 10*l.*

LXVI. And be it enacted, That if any Person shall neglect or refuse to deliver at any Toll Gate any Ticket which he ought, according to the Provisions of this Act, to deliver at such Gate, or if any Person shall falsely allege that any Horse with which he shall pass any Toll Gate is not a hired Horse, in order to avoid being stopped, or to avoid the Payment of the Sum which the Toll-gate Keeper shall be entitled to demand in default of any such Ticket being delivered or shown, every Person so offending shall forfeit Ten Pounds.

When and where Toll-gate Keepers shall deliver the Tickets received by them.

LXVII. And be it enacted, That the Keeper of every Toll Gate within the Distance of Five Miles from the Head Office for Stamps in the City of *Westminster* shall, at such Times as shall be directed by the Commissioners of Stamps or their proper Officer, bring or send all the Tickets by him received to the said Head Office, or to such other Place within the Bills of Mortality as the said Commissioners or Officer shall appoint; and the Keeper of every Toll Gate beyond the Distance of Five Miles from the said Head Office shall bring or send all the Tickets by him received to such Places and at such Times as the Collector appointed to collect such Tickets shall require, provided such Places shall not be at a greater Distance than the nearest Market Town, or shall, upon Demand made to him for that Purpose, deliver or cause to be delivered all such Tickets as aforesaid to such Collector; and any Toll-gate Keeper who shall neglect or refuse to bring or send or deliver, in manner aforesaid, all the Tickets received by him, shall, for every Ticket he shall so neglect or refuse to bring, send, or deliver, forfeit Twenty Shillings.

Penalty 20*s.* per Ticket.

Allowances to be made to Toll-gate Keepers for the Tickets delivered by them.

LXVIII. And be it enacted, That every Toll-gate Keeper shall be entitled to demand and receive from the Collector to whom he shall bring, send, or deliver such Tickets as aforesaid One Farthing for and in respect of each Horse specified in every Ticket, and also One Farthing for each such Horse for every Day more than One and less than Twenty-eight successive Days in such Tickets mentioned, and such Collector is hereby required to pay or allow such Sums accordingly.

Commissioners of Stamps may erect Gates in certain Cases for the Receipt of Tickets.

LXIX. And be it enacted, That in and across any public Road on which any Toll Gate shall not be erected sufficient for the Purposes of this Act it shall be lawful for the Commissioners of Stamps to cause Gates and Bars to be erected for the Receipt of the Tickets directed to be issued in pursuance of this Act, and to place a proper Person at every such Gate or Bar, who shall have Power and Authority to collect such Tickets, and to demand the Money from the Traveller for not producing and showing any such Ticket, in like Manner as any Toll-gate Keeper is by this Act authorized to collect and demand the same; and every such Person shall be subject

ject to the same Penalties for any thing done or omitted contrary to this Act as any Toll-gate Keeper is by this Act subject and liable to, and every such Gate or Bar shall be deemed and taken to be a Toll Gate for all the Purposes of this Act.

When Horses hired for Twenty-eight Days or more are returned within that Period, the Check Ticket shall be delivered up to the Collector.

LXX. And be it enacted, That where any licensed Postmaster shall let for Hire any Horse for Twenty-eight successive Days or more, and such Horse shall be returned to such Postmaster before the Expiration of the Time for which such Horse shall have been so let for Hire, such Postmaster, at the Time of receiving back such Horse, shall ask for and receive from the Person so returning such Horse the Check Ticket received by such Person in exchange for the original Ticket delivered to him on the letting of such Horse, and shall, within Three Days after the Return of such Horse, deliver up or transmit such Check Ticket to the Collector of the said Duties to whom he ought to deliver his Stamp Office Weekly Account; and if any licensed Postmaster shall refuse or neglect to ask for such Check Ticket, or having received the same, shall refuse or neglect to deliver up or to transmit the same to the said Collector within the Time aforesaid, he shall forfeit Twenty Pounds; and if such Postmaster shall use any such Check Ticket, or shall permit the same to be used, or shall give out the same to any Person, for the Purpose of being used to cover and protect any other letting for Hire from the Duty hereby granted, such Postmaster shall forfeit Fifty Pounds.

Penalty on Postmaster for Neglect, 20*l.*

Penalty for using a Check Ticket fraudulently, 50*l.*

Postmasters to account for Tickets delivered to them, and to re-deliver to the Collector such as remain unaccounted for or to pay the Value thereof.

LXXI. And be it enacted, That every licensed Postmaster shall from Time to Time, whenever he shall be thereunto requested by any Collector or other authorized Officer of Stamp Duties, as well during the Continuance of any Licence to such Postmaster as at or after the Expiration thereof, well and faithfully account to such Collector or Officer respectively for all the Tickets which shall have been delivered to such Postmaster, in pursuance of this Act, under or in consequence of any such Licence as aforesaid; and such Postmaster shall also, on Demand, re-deliver to such Collector or Officer all such Tickets as shall not be satisfactorily accounted for in manner aforesaid, or in default thereof such Postmaster shall be liable to pay for every Ticket not accounted for as aforesaid after the Rate of One Shilling for every Horse specified or expressed by Figures or otherwise upon such Ticket and in the Receipt given by such Postmaster for the same; and such Rate or Sum of One Shilling for every Horse so specified or expressed as aforesaid shall be deemed to be the Value of every such Ticket, and shall be a Debt due to His Majesty from such Postmaster, and shall be recovered accordingly; and if any such Postmaster shall neglect or refuse to account to such Collector or Officer in the Manner directed by this Act for every or any such Ticket as aforesaid, or shall neglect or refuse to pay to such Collector or Officer the Value of every or any such Ticket as shall not be satisfactorily accounted for, and as shall not be re-delivered, on Demand, to such Collector or Officer in the Manner directed by this Act, every such Postmaster so offending shall foreit Ten Pounds over and above the Value of every such Ticket not so accounted for or redelivered.

Penalty for Neglect or Refusal, 10*l.*

Penalty for forging Tickets, 50*l.*

LXXII. And be it enacted, That any Person who, with Intent to defraud His Majesty or any other Person, shall falsely make, forge, or counterfeit, or shall cause or procure to be falsely made, forged,

forged, or counterfeited, or shall wilfully aid or assist in the false-making, forging, or counterfeiting of any Ticket by this Act authorized or directed to be used, or shall utter or publish as true any such false, forged, or counterfeited Ticket, shall forfeit Fifty Pounds.

Commissioners of Stamps shall deliver to licensed Postmasters Forms of Account, adapted for the Insertion of certain Particulars therein.

LXXIII. And be it enacted, That the Commissioners of Stamps or their Officer, at the Time of issuing any Licence to any Postmaster, shall deliver to such Postmaster Papers intituled "Stamp Office Weekly Account," which shall be adapted for the Insertion of the following Particulars relating to the Horses which may be let for Hire; (that is to say,) the Day of the Month, the Month and the Year of such letting for Hire, the Names of the Towns or Places from which and to which, or from which and to which and back again, such Horses shall be hired to go, according as the Hiring may be, the Number of every Carriage required by this Act to be numbered, the Christian Name and Surname of every Postillion or Driver employed, the Amount of the Sum charged for or in respect of every letting for Hire, the Number of Horses let for Hire, the Number of Days and the Number of Miles for which such Horses shall be let for Hire, and the Amount of the Duty payable for and in respect of every such letting for Hire, as the Case may be or shall require, according to the following Form, or such other Form as the said Commissioners shall judge convenient for keeping such Account:

STAMP OFFICE WEEKLY ACCOUNT.

Day of the Month.	Month and Year.	From what Place and to what Place (and back if so hired).	Number of Carriage.	Christian Name and Surname of Postillion or Driver.	The Sum charged.	By Time.			By the Mile.		Duty.
						Number of Horses.	Number of Days.	Number of Miles.	Number of Horses.	Number of Miles.	
											£ s. d.

Particulars to be inserted in the Stamp Office Weekly Accounts.

LXXIV. And be it enacted, That every licensed Postmaster shall truly insert and set forth in such his Stamp Office Weekly Account the several Particulars following; (that is to say,) the Day of the Month, the Month and Year, on which every Horse let for Hire by him shall be let for Hire, and from and to what Place, or from and to what Place and back again, every such Horse shall be hired to go, the Number of every Carriage (which by this Act is required to be numbered) which shall be furnished with any such Horse, the Christian Name and Surname of every Postillion or Driver employed with every such Horse, the Amount of the Sum charged

charged for the Hire or Use of every such Horse, where in any Case allowed by this Act the Postmaster shall elect to pay One Fifth thereof for the Duty on such letting, the Time for which the same shall be let for Hire or used, the Number of Horses so let for Hire, and where the Distance shall be ascertained the Number of Miles within which the same shall be hired to go or to go and return, or such of the several Particulars aforesaid as shall be applicable to each respective letting for Hire, and in all Cases the Amount of the Duty payable for and in respect of every Horse upon every such letting for Hire or using; and whenever such licensed Postmaster shall let any Horse for Hire for Twenty-eight successive Days or more he shall insert and set forth in such his Stamp Office Weekly Account the several Particulars following; (that is to say,) the Number of Horses so let for Hire, the Day of the Month, the Month and Year, on which such Hiring shall commence, the Number of every Carriage by this Act required to be numbered which shall be furnished therewith, the Christian Name and Surname of every Postillion or Driver employed with every such Horse, the Time for which the same shall be hired, and the Name and Place of Abode of the Person hiring the same; and such Postmaster shall also insert in every such Account a Memorandum or Notice of every Horse which shall have been let for Hire by him for Twenty-eight successive Days or more, and which since the Date of his last Account shall have been given up and returned to him by the Hirer before the Expiration of the Time for which such Horse shall have been let for Hire, and the Day of the Month on which the same shall have been so given up and returned, and also the Amount of the Duty payable in respect of the Time during which every such Horse shall have been under the Direction of the Person hiring the same by virtue of such letting for Hire as aforesaid; and in case of the Neglect or Omission of any licensed Postmaster to insert in any such Stamp Office Weekly Account the Particulars herein-before respectively mentioned, or any of them, applicable to each respective letting for Hire, he shall for every such Neglect or Omission forfeit Twenty Pounds.

On letting Horses for Twenty-eight successive Days or more.

Where Horses let for Twenty-eight successive Days or more are returned before the Expiration of the Term.

Penalty for Neglect, 20*l.*

LXXV. And be it enacted, That every licensed Postmaster who shall let any Horse for Hire shall enter or cause to be entered, in such his Stamp Office Weekly Account, the several Particulars by this Act required to be inserted therein, on the Day on which any such Horse shall be so let for Hire or so given up and returned as aforesaid, or on the Day next immediately following, or in default thereof he shall forfeit Forty Shillings.

Entries to be made on the Day the Horses are let or returned.

Penalty, 40*s.*

LXXVI. And be it enacted, That every such Stamp Office Weekly Account of every licensed Postmaster shall be open for the Inspection and Examination at all seasonable Times of the Commissioners of Stamps, or any Collector of the said Duties, or any authorized Officer of Stamp Duties; and any Postmaster who shall refuse to permit such Commissioners or Collector or Officer, at any seasonable Time, to inspect such his Stamp Office Weekly Account, shall for every such Refusal forfeit Ten Pounds.

Account to be open for the Inspection of proper Officers.

Penalty, 10*l.*

LXXVII. And be it enacted, That every licensed Postmaster residing within the Distance of Five Miles from the Head Office for Stamps shall attend and deliver his Stamp Office Weekly Accounts, and shall pay the Duties for which he shall be accountable, either

When and where licensed Postmasters shall deliver their Accounts,

and pay the Duty thereon.

either to the Commissioners of Stamps at the said Head Office, or to some Collector of the said Duties, at such Place and at such Time as shall be appointed for that Purpose by a Notice to be given upon the blank Forms of the Stamp Office Weekly Accounts, which shall from Time to Time be delivered to such Postmaster for the Purpose of making therein the Entries required by this Act, provided such Place be not at a greater Distance than Two Miles from the said Head Office; and every licensed Postmaster not residing within Five Miles of the said Head Office shall attend and deliver his Stamp Office Weekly Accounts, and shall pay the Duties for which he shall be accountable to the Collector of the said Duties authorized to receive the same at such Place in the Market Town in which such Postmaster shall reside, or (in case he shall not reside in a Market Town) in the Market Town nearest to his Place of Residence, and at such Time as shall be appointed for that Purpose by a Notice to be given in manner aforesaid, under the Penalty of Twenty Pounds for every Default in not attending to deliver or in not delivering any such Account at the Time and in manner aforesaid, and Double the Amount of the Duties due and payable by such Postmaster, so far as the same can be ascertained; and in default of the Delivery of any such Account, the said Duties may be computed by the Tickets which such Postmaster shall have issued or caused to be issued, under the Provisions of this Act, by calculating the Rate of Duty imposed by this Act upon the Number of Horses, and for the Number of Miles or Days, or otherwise, as the Case may be, specified or expressed upon such Tickets respectively, without regard to the Option of such Postmaster, in any Case, of paying One Fifth Part of the Sum charged for the Hire of any of such Horses for the Duty on the letting thereof.

Penalty for Default, 20*l.*

Postmaster to make a Declaration of the Truth of his Account.

LXXVIII. And be it enacted, That every licensed Postmaster shall, at the respective Times of delivering his Account and paying the Money due thereon, make and subscribe, in the Presence of the Collector or other Officer authorized to receive such Account, a Declaration of the Truth of the Account then delivered in the Form following:

'I *A.B.* do declare, That the Stamp Office Weekly Account hereunto annexed doth contain a just and true Statement of the Number of Horses which have been let for Hire by me or my Servants, or on my Account and Behalf, from the Day of to the Day of both inclusive, together with the Manner in which such Horses have been so let for Hire as aforesaid; and also the full Amount of the Duty due and payable by me, or for which I am chargeable or accountable, in respect of every such Horse so let for Hire by me or on my Account as aforesaid during the Time aforesaid.'

Penalty for Refusal, 20*l.*

And if any licensed Postmaster shall refuse to make and subscribe such Declaration in the Manner by this Act required, it shall nevertheless be lawful for the Collector or other such Officer as aforesaid to demand and receive the Money due upon such Account, and such Postmaster shall forfeit Twenty Pounds for such Refusal.

Consent of the Commissioners of Stamps requisite to pro-

LXXIX. Provided always, and be it enacted, That it shall not be lawful for any Person to inform, sue, or prosecute, either in any Court of Record or before any Justice of the Peace, or otherwise, for

for Recovery of the said Penalty of Twenty Pounds, and Double Duty for any Default in not attending to deliver or in not delivering any such Account as aforesaid, or for Recovery of the said Penalty of Twenty Pounds for refusing to make and subscribe any such Declaration as aforesaid, without having first obtained the Consent in Writing of Two or more of the Commissioners of Stamps for that Purpose, unless the Action, Suit, or Prosecution for any such Penalty as aforesaid shall be carried on by the Solicitor of Stamps in *England* or *Scotland* respectively; any thing herein contained to the contrary thereof notwithstanding.

Secute for the Two last-mentioned Penalties.

LXXX. And be it enacted, That the Commissioners of Stamps, or the Collectors or other Officers aforesaid, at the Time of their settling the respective Accounts of the several licensed Postmasters in manner herein-before mentioned, shall allow to such Postmasters, for their own Use and Benefit, and shall deduct from the Amount payable by them on such their respective Accounts, after the Rate of Three-pence in the Pound out of the Monies by them regularly accounted for and paid pursuant to the Directions of this Act.

Allowance to be made to Postmasters out of the Monies duly accounted for and paid.

LXXXI. And be it enacted, That every licensed Postmaster who shall wilfully conceal the letting of any Horse for Hire, or who shall make or render any false or fraudulent Account touching or concerning the Duties payable by him upon or in respect of Horses let for Hire, or who shall be guilty of any other fraudulent Contrivance, Device, or Pretence whatsoever, with Intent or Design to defraud His Majesty, or any Person, of any of the Duties imposed by this Act for or in respect of Horses let for Hire, shall forfeit Fifty Pounds; and it shall be lawful for the Commissioners of Stamps, if they shall so think fit, after Judgment obtained against the Offender, to refuse to grant any fresh Licence to any such Offender in future.

Penalty on Postmasters for wilful Frauds.

LXXXII. And be it enacted, That every Person letting any Horse for Hire shall be chargeable with the Payment of the Duty by this Act imposed in respect of every such letting for Hire, whether such Person shall receive such Duty or not, and every Person who shall receive the Hire for any Horse shall be considered as the Person to whom the Duties by this Act granted shall be paid, and shall be chargeable with the same as if such Person were the actual Proprietor of such Horse, although the same may be the Property of some other licensed Person; and whenever it shall happen that any licensed Postmaster at whose Inn or Residence any Person shall apply to change Horses cannot furnish Horses to convey such Person on his Journey, and such Person shall proceed on his Journey with Horses hired at and coming from any other Inn or Place, such licensed Postmaster shall issue to any Person demanding the same a fresh Ticket, properly filled up, for the next Stage of such Journey, and shall receive the Duty payable in respect thereof, and shall charge himself with such Duty in the same Manner as if such Horses had been hired from such Postmaster.

Persons letting Horses shall be chargeable with the Duty thereon.

Postmaster who cannot furnish Horses shall give Tickets for Horses furnished by others, and receive the Duty thereon.

LXXXIII. And be it enacted, That if any Person not licensed to let Horses for Hire shall let any Horse for Hire, such Person shall be chargeable with the Duty by this Act made payable for and in respect of every Horse which shall be so let for Hire in the same Manner as if he had obtained such Licence as aforesaid, and whether such Duty shall be received from the Person hiring such

Persons not licensed letting Horses for Hire shall be accountable for the Duties.

Account to be delivered on a Week's Notice from the Collector, verified on Oath.

Horse or not; and every such Person so letting any Horse for Hire shall, upon One Week's Notice in Writing for that Purpose to him given by any Collector of the said Duties for the County, District, or Place where he shall so let any Horse for Hire, deliver to such Collector a true Account in Writing, signed by such Person, of every such Horse which he shall have let for Hire and shall not then have already accounted for, and of the Manner in which every such Horse shall have been let for Hire, and of the Duty payable in respect thereof, in the same Manner as by this Act is required to be done by licensed Postmasters, and shall also verify such Account by Oath (to be administered by such Collector), and shall thereupon pay to such Collector the Amount of such Duty; and in case of any Refusal or Neglect so to do, then he shall forfeit Twenty Pounds for every Default in not delivering such Account verified as aforesaid, and Double the Amount of the Duty which he shall be then chargeable with: Provided always, that where any such Notice shall have been given as aforesaid, then upon the Delivery of such Account in pursuance of such Notice, and upon Payment of all Duty due thereon, and upon taking out such Licence as ought to have been taken out previously thereto, the Person so delivering such Account shall be discharged from any Penalty which he may be then liable to in consequence of having let for Hire any Horse mentioned in such Account without having obtained such Licence as aforesaid.

Penalty for Neglect, 20*l.* and Double Duties.

Indemnity on accounting for the Duties and taking out a Licence.

Composition to be paid for Horses used in Carriages standing for Hire as Hackney Carriages in Country Towns, and not going more than Five Miles from the General Post Office there.

LXXXIV. And be it enacted, That every Person in any City, Town, or Place who shall let for Hire or use any Horse for drawing any Carriage to be used as a Hackney Carriage to any Distance not exceeding Five Miles from the General Post Office of any such City, Town, or Place, shall be subject and liable to the Payment of the Sums following, in lieu of and as a Composition for the Duties by this Act chargeable upon Horses let for Hire; (that is to say,) the Sum of Five Shillings *per* Week for or in respect of all or any Horses let for Hire, or used for drawing every such Carriage, when drawn by Two Horses; and the Sum of Three Shillings *per* Week for or in respect of any Horse or Horses let for Hire, or used for drawing any such Carriage, when drawn by One Horse; and such Person shall not be required, in respect of such Horses so let for Hire, or used as last aforesaid, to keep the Weekly Accounts hereby directed to be kept or to deliver the Tickets hereby directed to be delivered by Persons letting Horses for Hire: Provided always, that if any Horse used for drawing any such Carriage shall go a greater Distance than Five Miles from any such General Post Office as aforesaid, the Person letting for Hire or using any such Horse shall be subject to all the Rules and Regulations of this Act in respect of Horses let for Hire, and shall be chargeable with the Duties by this Act imposed in respect of Horses let for Hire: Provided also, that the Person letting for Hire or using any Horse for drawing any such Carriage as aforesaid shall take out a Licence expressly authorizing him so to do, and shall cause every such Carriage to be numbered, and shall cause his Christian Name and Surname, and the Name of the City, Town, or Place, to be painted and inscribed upon the outside Pannel of each Door, or upon some conspicuous Part of such Carriage, in like Manner as by this Act is before directed in

Persons using Horses in drawing such Carriages to take out a Licence for that Purpose, and to paint their Names, &c. on their Carriages.

respect of Carriages kept to be furnished or used with Horses let for Hire, and under and subject to the like Penalties as are by this Act imposed upon Persons neglecting to take out Licences, or neglecting to number or cause to be numbered any Carriage kept to be furnished or used as aforesaid, or neglecting to paint or cause to be painted thereon the Name of the Person letting for Hire or using any such Horse with such Carriage, and the Name of the City, Town, or Place where such Carriage shall be kept; and every Person letting or using any Horse for Hire, for drawing such Carriage used as a Hackney Carriage as aforesaid, shall attend and pay the said Weekly Duties at such Times and Places as Persons licensed to let Horses for Hire are required by this Act to do, and shall be subject to the like Penalty for any Neglect or Default in attending and paying such Duties as aforesaid: Provided also, that nothing herein contained shall extend to exempt from the Payment of the general Duties by this Act imposed in respect of Horses let for Hire any Person letting Horses for Hire to draw any such Carriage, unless such Carriage shall be regularly and constantly used for the Purpose of plying for Hire in the public Streets of some City or Town as a Hackney Carriage; and that in all Informations Actions, Suits, or other Proceedings whatsoever respecting the Payment of any Duty, or the Recovery of any Penalty, in respect of any Horse used in drawing any such Carriage, the Proof of such Carriage being regularly and constantly used for the Purpose aforesaid shall be upon the Person letting such Horse for Hire: And provided also, that nothing herein contained relating to the Payment of such Composition as aforesaid shall extend to any Horse or Horses used for drawing any Hackney Carriage at any Place within the Distance of Five Miles from the General Post Office in the City of *London*.

Horses so used not to be exempt from the general Duties imposed by this Act, unless the Carriages are regularly used for plying.

Not to extend to Hackney Carriages in London.

LXXXV. And be it enacted, That if any Person liable under the Provisions of this Act to account for and pay any Duty, not exceeding in Amount the Sum of Fifty Pounds, for or in respect of Horses let for Hire, shall refuse or neglect to account for and pay such Duty according to the Directions of this Act, it shall be lawful for any Justice of the Peace having Jurisdiction where such Horses shall have been let for Hire, and such Justice is hereby required, on Complaint made to him, to summon the Party complained of, and any Witnesses on either Side, to be and appear before the said Justice, or before any other Justice of the Peace, at a Time and Place to be appointed for that Purpose; and either on the Appearance of the Party complained of, or in default thereof, it shall be lawful for such Justice, or any other Justice present at the Time and Place appointed for such Appearance, to proceed to examine into the Matter of Fact, and on due Proof being made of the Sum due and owing for such Duty as aforesaid by the voluntary Confession of the Party, or by the Oath of One or more Witness or Witnesses, to grant a Warrant to any Constable or other Peace Officer, or to any Collector of the said Duties, or any other Officer of Stamp Duties, directing him to distrain every such Person by his Goods and Chattels, and also to seize and take the Carriages, Horses, Harness, and other Things by this Act made subject and liable to such Duty for the Amount thereof, and of all the Costs, Charges, and Expences of obtaining such Warrant; and of

Duties on Horses let for Hire not exceeding 50*l.* recoverable by Distress, on Complaint made before a Justice of the Peace.

of the Proceedings incident or relating thereto; and it shall be lawful for such Constable or other Peace Officer, or Collector or Officer of Stamp Duties, and he is hereby required, to make such Distress and Seizure accordingly, and the Distress so to be taken to detain and keep for the Space of Five Days, at the Costs and Charges of the Person distrained upon; and if the Amount of such Duty, and of all the Costs, Charges, and Expences aforesaid, shall not be paid within such Space of Five Days, then such Constable or other Peace Officer, or Collector or Officer of Stamp Duties, shall cause the Goods and Chattels, Carriages, Horses, Harness, and other Things so seized or taken, to be sold in the Manner directed by this Act, and shall render the Overplus (if any) of the Money arising by the Sale thereof, after deducting and retaining the Amount of such Duty, and all the Costs, Charges, and Expences aforesaid, as well as the Charges and Expences of the Sale, to the Person so distrained upon, or to the Owner of the Carriages, Horses, Harness, or other Things so seized and taken as aforesaid; and for the Purpose of taking such Distress it shall be lawful for such Constable or other Peace Officer, and for such Collector or Officer of Stamp Duties, in the Presence of any Constable or other Peace Officer, where any Refusal or Resistance shall be made, to break open, in the Daytime, any House, Building, or Place where any such Carriages, Horses, Harness, or other Articles and Things, or any Goods or Chattels to be seized or taken under such Warrant as aforesaid, shall be; and if no Distress can be had or taken whereon to levy such Duty, Costs, Charges, and Expences, or in case an insufficient Distress only can be found and shall be taken, then it shall be lawful for the Justice by whom such Warrant shall be granted to commit the Person by or from whom such Duty, Costs, Charges, and Expences, or any Part thereof, shall remain due or owing, to the Common Gaol or House of Correction, there to remain until all such Duty, and all Costs, Charges, and Expences, or so much thereof as shall remain, after deducting therefrom the Proceeds of the Sale of any insufficient Distress which may have been taken and sold, shall be fully paid and satisfied.

For Want of sufficient Distress, the Defaulter to be committed to Gaol.

The Duties on Horses let for Hire may be let to farm.

LXXXVI. And be it enacted, That from and after the passing of this Act it shall be lawful for the Lords Commissioners of His Majesty's Treasury, at any Time and from Time to Time, as it shall be thought expedient, either by themselves or by the Commissioners of Stamps by them authorized for that Purpose, to let to farm the several Duties by this Act granted in respect of Horses let for Hire to any Persons who shall be willing to farm the said Duties or any Part thereof in separate Divisions or Districts, according to the Regulations and in the Manner herein-after mentioned: Provided always, that it shall not be lawful to let to farm the said Duties or any Part thereof, at any One Time, for any longer Period or Term than Three Years from the Day on which any such letting to farm shall commence and take effect.

Notice of letting to be inserted in the Gazette.

LXXXVII. And be it enacted, That a Notice of One Calendar Month at least shall be given by the said Lords Commissioners of the Treasury or by the Commissioners of Stamps, in the *London Gazette*, of the Time and Place of letting to farm the said Duties or any Part thereof, specifying the Divisions or Districts the Duties

within which it is intended to let to farm, and also the Place or Office at which Proposals for taking to farm such Duties, or any Part thereof, shall be delivered.

Proposals to be delivered Three Days previous to letting.

LXXXVIII. And be it enacted, That no such Proposals shall be proceeded upon unless the same be signed by and in the proper Names of the Parties proposing to become Bidders, and specifying the Places of their Abode, nor unless such Proposals shall have been delivered as aforesaid at least Three Days previous to the Day mentioned in the *London Gazette* for letting to farm the Duties to which such Proposals shall relate.

Mode of proceeding in putting up the Duties.

LXXXIX. And be it enacted, That the Biddings for such Duties shall be conducted under such Regulations as shall be established for that Purpose by the Lords Commissioners of the Treasury, or by the Commissioners of Stamps duly authorized as aforesaid, and that the Person who shall be the highest Bidder shall be the Farmer or Renter of the said Duties, or such Part thereof as shall be then put up to farm, for such Term, not exceeding Three Years as aforesaid, as may be determined on, and as shall be inserted in the *London Gazette;* and such Person shall execute a Contract, to be prepared in pursuance of this Act, containing such Covenants, Provisoes, and Conditions as the said Lords Commissioners, or the Commissioners of Stamps authorized as aforesaid, shall deem necessary or expedient for securing the Payment of the Money or yearly Rent contracted for, as well as for securing and compelling a due Compliance with the Terms and Regulations of this Act; and such Person shall also give Security by Bond to His Majesty, with Three or more sufficient Sureties, to the Satisfaction of the said Lords Commissioners or of the Commissioners of Stamps, for securing the Performance of the several Covenants, Clauses, and Agreements contained in such Contract, and also for securing the Payment of the said Money or yearly Rent so contracted for to the Receiver General of Stamp Duties, at the Head Office for Stamps in *Westminster*, in equal Portions, by Eight several Payments in the Year, on the Days to be fixed and appointed, before any such letting to farm as aforesaid.

The highest Bidder to execute a Contract to farm the Duties, and give Security for the Performance thereof.

Deposit to be made by Persons farming the Duties.

XC. And be it enacted, That it shall be lawful for the said Lords Commissioners of the Treasury, or the said Commissioners of Stamps authorized as aforesaid, to appoint the Time for making a Deposit of a Sum of Money, and the Amount thereof, on account of the Rent to be paid by the Person who shall be declared the Farmer of any of the said Duties hereby allowed to be farmed; and in case any such Person shall fail to make such Deposit at the Time appointed, or shall fail to execute a proper Contract in Writing, and to give satisfactory Security for the Payment of the Rent, and the due Performance of such Contract, in the Manner directed by this Act, within the Time to be appointed for that Purpose, it shall be lawful for the said Lords Commissioners, or the Commissioners of Stamps authorized as aforesaid, to declare the Bidding and Contract of such Person to be null and void, and the Deposit thereon made (if any) to be forfeited.

If the Duties be not let at the Time fixed, or if the Contract for farming the same be vacated,

XCI. And be it enacted, That in case any of the said Duties to arise in any District shall not be let to farm at the Time mentioned in such Advertisement for Want of a sufficient Bidding for such Duties, or in case the Bidding or Contract of any Person who shall have

they may be put up again, or be let by private Contract.

have been declared the best Bidder for or the Farmer of any of the said Duties shall be declared or shall become null and void, it shall be lawful for the said Lords Commissioners, or the Commissioners of Stamps authorized as aforesaid, from Time to Time, whenever any such Event shall happen, to appoint such future Day as they shall judge most proper for letting to farm the said Duties to arise in such District in the Manner and upon the like Notice as hereinbefore directed, or to receive Proposals for farming such Duties, and to let the same to farm by private Contract, for any such Period of Time as aforesaid: Provided always, that no Contract for letting to farm the said Duties shall be made with any licensed Postmaster, nor with any Person for the Use or on behalf of any licensed Postmaster, nor so as that any licensed Postmaster shall have any Interest in or any Benefit from any such Contract, and any such Contract made contrary to this Act shall be utterly null and void; and if any Contract made in pursuance of this Act shall be assigned to any licensed Postmaster, or to any other Person for the Use of any licensed Postmaster, or so that he shall have any Interest therein or any Benefit therefrom, such Assignment shall also be utterly null and void.

Duties not to be farmed by any Persons licensed to let Horses.

Duties shall belong to the District where the Tickets are issued.

XCII. And in order to prevent Disputes concerning the said Duties when let to farm in Cases where the same may be collected in one District or Division and the Tickets may be delivered in another District or Division, be it enacted, That in such Case the Duties shall belong and the Tickets issued thereupon shall be delivered and accounted for to the Person who shall be the Farmer of the Duties arising within the District or Division within which the Inn, House, or other Place shall be situate at which the Postmaster shall be licensed; and every Toll-gate Keeper at whose Gate or Bar such Ticket shall be delivered shall deliver the same to the Farmer of the said Duties, arising within such District or Division as aforesaid, at such Time and in such Manner as such Tickets are by this Act directed to be delivered to the several Collectors of the said Duties when the same are not let to farm.

Farmers of the Duties not to be disqualified.

XCIII. And be it enacted, That no Person contracting to farm the said Duties or any Part thereof, or appointed a Collector thereof, shall, by reason of such Contract or Appointment, be disqualified to vote at the Election of any Member to serve in Parliament, any Law or Usage to the contrary thereof notwithstanding.

Commissioners of Stamps may depute the Farmers and other Persons on their Behalf to be Collectors of the said Duties.

XCIV. And be it enacted, That it shall be lawful for the Commissioners of Stamps, from Time to Time as Occasion shall require, to depute and appoint as well the Persons who shall become Farmers or Lessees of the said Duties, and their Executors, Administrators, and Assigns, as any other Persons approved by the said Commissioners, upon the Nomination and for the Use of such Farmers or Lessees, or their Executors, Administrators, or Assigns, to be Collectors of the Duties so farmed arising within the respective Districts, with full Power to grant the necessary Licences to Persons within the respective Districts for letting Horses for Hire, and to receive the Stamp Office Weekly Accounts relating to the said Duties by this Act directed to be delivered by licensed Postmasters within their respective Districts, and to receive the Money due thereon, and generally to execute and perform all other the Powers, Matters, and Things touching the collecting, the managing, and enforcing the

the Payment of the said Duties within their respective Districts, which by this Act are authorized to be done by any Collector of the said Duties; and no Deputation or Commission appointing any Person to be a Collector of the said Duties on Horses let for Hire shall be charged or chargeable with any higher Stamp Duty than One Pound Fifteen Shillings: Provided always, that it shall be lawful for the said Commissioners to revoke the Deputation or Appointment and Authority of any Person deputed or appointed a Collector of the said Duties upon any such Nomination as aforesaid whenever the said Commissioners shall think fit so to do.

Farmers may vary the Form of keeping the Weekly Account, and add the Names of their Districts on the Tickets.

XCV. And be it enacted, That it shall be lawful for such Farmers or Persons so farming the said Duties or any Part thereof, with the Consent of the Commissioners of Stamps, to vary the Form of keeping the Weekly Account directed by this Act to be kept by the several licensed Postmasters within their respective Districts in such Manner as such Farmers shall judge most convenient for keeping such Accounts, and also to add the Name or Number of their respective Districts on the Face or Back of the Tickets to be delivered by them to the several licensed Persons in their respective Districts.

All the Powers of Collectors under this Act may be exercised by the Farmers of the Duties.

XCVI. And be it enacted, That all the Powers, Provisions, Regulations, Matters, and Things given, prescribed, or appointed by this Act with relation to the Duties on Horses let for Hire, or to the Persons appointed or to be appointed to collect the same, may be put in force and carried into execution by any Person farming the said Duties, or any Part thereof, in like Manner as any Collector of the said Duties is authorized and empowered by this Act to put in force and execute the same; and every Person farming the said Duties or any Part thereof shall be entitled to the same Privileges, and to have and use the like Remedies for collecting and recovering the Duties by this Act imposed, as if the Duties were sued for by or on the Behalf of His Majesty, and as if such Duties had not been let to farm.

What shall be Proof that Persons are Farmers of the Duties.

XCVII. And be it enacted, That it shall not be necessary, upon the Trial or Hearing of any Information, Action, Suit, or other Proceeding to be commenced for the Recovery of any of the said Duties on Horses let for Hire which shall be let to farm in pursuance of this Act, or for the Recovery of any Penalty imposed by this Act with relation to the said Duties, to produce the Instrument whereby the Commissioners of Stamps shall be authorized to let to farm the said Duties or any of them, nor to prove the Execution of any Contract or Agreement whereby any of the said Duties shall be let to farm, nor to prove the Execution of any Assignment of any such Contract or Agreement, nor to prove the Signatures of the said Commissioners of Stamps to any Consent to prosecute for any such Penalty as aforesaid: Provided always, that such Contract, Agreement, or Assignment, and Consent to prosecute, shall be produced on the Trial or Hearing of any such Information, Action, Suit, or Proceeding, and it shall be made to appear that the Person claiming or acting under such Contract, Agreement, or Assignment had in fact acted as the Farmer of the Duties therein mentioned or some of them; and in every such Case such Proof shall be deemed and taken by the Court or Justice before whom any such Trial or Hearing shall be had to be good and

and legal Evidence of such Person being the Farmer of the Duties mentioned in such Contract, Agreement, Assignment, or other Instrument, unless by other Evidence the contrary shall be made to appear; any Law or Usage to the contrary notwithstanding.

Officers neglecting their Duty to be liable to Actions.

XCVIII. And be it enacted, That if any Officer of Stamp Duties, or other Person employed in the Execution of this Act in relation to the said Duties on Horses let for Hire, shall wilfully refuse or neglect to do or perform any Matter or Thing by this Act required or directed to be done or performed by such Officer or Person, whereby any of His Majesty's Subjects shall sustain any Damage, such Officer or Person shall be liable, in an Action to be founded on this Statute, to answer to the Party aggrieved for all such Damages, with full Costs of Suit.

Inspectors and Collectors may enter Toll Houses, to check Stage Carriages and Horses let for Hire, and to receive Tickets, &c.

XCIX. And be it enacted, That it shall be lawful for any Inspector of Stamp Duties, or any Collector of the Duties by this Act granted in respect of Horses let for Hire, or for any other Person authorized by the Commissioners of Stamps, on producing and showing (if required so to do) his Appointment or Authority in Writing, from Time to Time to enter into any Toll House or other Place at which any Toll is or shall be by Law payable or any Ticket shall be receivable under this Act, and in such Toll House or other Place to remain so long as such Inspector, Collector, or other Person so authorized shall think fit and requisite, for the Purpose of examining and checking the Stage Carriages travelling upon any Turnpike or other Road, or for the Purpose of receiving and examining the Tickets relating to Horses let for Hire; and if any Toll-gate Keeper, Toll Collector, or other Person shall refuse to permit any such Inspector, Collector, or other Person authorized as aforesaid to enter into or to remain in any Toll House or other such Place as aforesaid, or shall obstruct or hinder or molest such Inspector, Collector, or other Person authorized as aforesaid in entering into or remaining in such Toll House or Place for the Purposes aforesaid, or if any Toll-gate Keeper, Toll Collector, or other Person shall in any way hinder, molest, or disturb, or use abusive or insulting Language to any such Inspector, Collector, or other Person authorized as aforesaid, either in the Discharge of his Duty or in the reasonable Use of such Toll House or other Place as aforesaid, every Person so offending shall forfeit Twenty Pounds.

Penalty for refusing to permit them to enter, or obstructing them in the Discharge of their Duty, 20*l.*

Penalty on conniving at Offences, 20*l.*

C. And be it enacted, That if any Person shall receive any Sum of Money, or any other Consideration or Reward of any kind whatsoever, for aiding or assisting in or for conniving at the Commission of any Offence against this Act, he shall forfeit Twenty Pounds.

Duties recoverable as other Stamp Duties.

CI. And be it enacted, That all Duties granted or imposed by or incurred under this Act may be sued for and recovered by all such Ways and Means and in such Manner and Form as are and is or at any Time hereafter shall be provided by Law for the Recovery of any other Duties granted or imposed by or incurred under any other Act relating to Stamp Duties, as well as by the particular Ways and Means provided by this Act; and in all Actions, Bills, Plaints, Informations, and Proceedings to be commenced, prosecuted, entered, or filed in the Name of His Majesty or of any other Person for the Recovery of any such Duties, or of any Debts or Penalties which may be incurred or become payable under this Act,

Duties and Penalties recoverable with Costs.

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it shall be lawful for His Majesty, or any other Person legally entitled to sue or prosecute for the same, to have and recover such Duties, Debts, and Penalties, with full Costs of Suit and all other reasonable Charges and Expences.

In what Courts pecuniary Penalties may be sued for.

CII. And be it enacted, That all pecuniary Penalties imposed by or which may be incurred under this Act may be sued or prosecuted for in any of His Majesty's Courts of Record at *Westminster* for any Offence committed in *England*, *Wales*, or *Berwick-upon-Tweed*, and in His Majesty's Court of Exchequer in *Scotland*, for any Offence committed in that Part of *Great Britain* called *Scotland*, by Action of Debt, Bill, Plaint, or Information, wherein no Essoign, Protection, or Privilege, nor more than One Imparlance, shall be allowed: Provided always, that it shall not be lawful for any Person to sue or prosecute for any such Penalty in any of the Courts aforesaid without having first obtained the Consent in Writing of Two or more of the Commissioners of Stamps for that Purpose, unless the Action, Suit, or Prosecution for such Penalty shall be carried on by the Solicitor of Stamps in *England* or *Scotland* respectively; and it shall be lawful for the said Commissioners, if they shall think fit, to order the Proceedings to be stayed in any such Action, Suit, or Prosecution on Payment of Part only of any Penalty incurred, with or without Costs, or on Payment only of the Costs incurred or any Part thereof, or otherwise, as they shall judge proper and expedient.

Consent of the Commissioners of Stamps requisite to sue for Penalties.

Penalties not exceeding 20*l.* recoverable before a Justice of the Peace.

CIII. Provided always, and be it enacted, That it shall be lawful for any Justice of the Peace having Jurisdiction where the Offence shall be committed to hear and determine any Offence against this Act which may subject the Offender to any pecuniary Penalty not exceeding Twenty Pounds; and it shall be lawful for any such Justice and he is hereby required, upon Information given or Complaint made before him, to summon the Party accused, and also the Witnesses on either Side, to be and appear before the said Justice or before any other Justice of the Peace at a Time and Place to be appointed for that Purpose; and either on the Appearance of the Party accused, or in default thereof, it shall be lawful for such Justice, or any other Justice present at the Time and Place appointed for such Appearance, to proceed to examine into the Matter of Fact, and upon due Proof made thereof by voluntary Confession of the Party, or by Oath of One or more Witness or Witnesses, to give Judgment for the Penalty, and to award and issue out his Warrant for the levying of any Penalty so adjudged, together with the Costs and Expences of such Proceedings, and also the Costs and Expences of such Warrant, and of levying the same on the Goods of the Offender, and to cause Sale to be made of such Goods in case they shall not be redeemed within Five Days, rendering to the Party the Overplus, if any; and where Goods of such Offender cannot be found sufficient to answer the Penalty, and all such Costs and Expences, it shall be lawful for such Justice and he is hereby required to commit such Offender to the Common Gaol or House of Correction, there to remain for such Term or Period of Time as is by this Act fixed or provided as the Term of Imprisonment for the particular Offence of which such Offender shall have been convicted; and in any Case where no such Term of Imprisonment is or shall be so fixed or provided as aforesaid, then such

Mode of proceeding.

such Justice is hereby required to commit such Offender to the Common Gaol or House of Correction, there to remain for any Time not less than Three Calendar Months and not exceeding Six Calendar Months if the full Penalty imposed by this Act for the Offence of which such Offender shall have been convicted shall amount to the Sum of Twenty Pounds, and for any Time not less than One Calendar Month and not exceeding Three Calendar Months if such Penalty shall not amount to Twenty Pounds, unless such Penalty and all such Costs and Expences shall be sooner paid and satisfied; and if the Person convicted shall find himself aggrieved by the Judgment of any such Justice, it shall be lawful for such Person to appeal against the same to the Justices of the Peace at the General or Quarter Sessions of the Peace for the County or Place within which the Offence shall be committed which shall be held next after the Expiration of Ten Days from the Day on which such Conviction shall have been made, of which Appeal Notice in Writing shall be given to the Prosecutor or Informer Seven clear Days previous to the first Day of such Sessions; and such Justices at such Sessions are hereby authorized to examine Witnesses upon Oath, and finally to hear and determine such Appeal; and in case the Judgment of any such Justice shall be affirmed it shall be lawful for the Justices at such Sessions to award and order the Person appealing to pay such Costs occasioned by such Appeal as to them shall seem meet: Provided always, that no Person convicted before any such Justice shall be entitled or permitted to appeal against such Conviction in manner aforesaid unless, within Five Days next after such Conviction made, he shall enter into a Recognizance, with Two sufficient Sureties, before such Justice, to enter and prosecute such Appeal, and to pay the Amount of the Penalty and Costs in which he shall have been convicted, and also to pay such further Costs as shall be awarded in case such Conviction shall be affirmed on the hearing of such Appeal: Provided also, that no such Proceedings so to be had or taken shall be quashed or vacated for Want of Form, or shall be removed by Certiorari, Suspension, Advocation, or Reduction, or by any other Writ or Process, into any superior or other Court or Jurisdiction; any Law or Usage to the contrary notwithstanding.

Appeal.

Proceedings not to be quashed for Want of Form, nor removed.

CIV. Provided always, and be it enacted, That it shall not be lawful for any Person other than the Solicitor of Stamps, or some other Officer of His Majesty's Stamp Duties in *England* or *Scotland* respectively, to inform or prosecute before any Justice of the Peace for the Recovery of any Penalty imposed by or incurred under this Act, except in the Cases next herein-after mentioned; (that is to say,) any Penalty imposed or incurred with relation to Horses let for Hire or the Duties thereon, and any Penalty incurred by the Driver of any Stage Carriage by reason of the carrying of a greater Number of Passengers in, upon, or about such Stage Carriage than is or shall be allowed by this Act or by the Licence relating to such Stage Carriage, and any Penalty imposed or incurred by reason of the carrying of any Outside Passenger, or any Luggage on the Roof or Top of any Stage Carriage, contrary in any Manner to the Directions of this Act, or by reason of any Person sitting or being carried on any Luggage, or upon that Part of the Roof of any Stage Carriage allotted for Luggage, or by reason of more than One

By whom Penalties shall be recovered before a Justice of the Peace.

One Person besides the Driver sitting or being carried upon the Box of any Stage Carriage, or of refusing to permit or allow any Stage Carriage or Luggage to be measured, or the Passengers to be counted, or refusing or neglecting to stop such Carriage at any Toll Gate for that Purpose, or by reason of any other Offence which may subject to any Penalty the Driver or Conductor or Guard of any Stage Carriage, or any Person employed to hold the Horses, or having the Care of or being employed in or about any Stage Carriage, or any Toll-gate Keeper, Toll Collector, Constable, or Peace Officer, or by reason of any Person summoned as a Witness neglecting or refusing to attend or give Evidence; and if any Person, other than such Solicitor or Officer as aforesaid, shall commence or prosecute any Information or Complaint before any Justice of the Peace for the Recovery of any Penalty imposed by or incurred under this Act, except in the several Cases hereinbefore mentioned and allowed in that Behalf, such Information or Complaint and every Proceeding thereupon had shall be null and void to all Intents and Purposes: Provided always, that nothing herein contained shall extend to permit or allow any Person other than the Solicitor, or some other Officer of Stamp Duties, to inform or prosecute for the Recovery of any Penalty imposed by or incurred under this Act by reason of the Driver of any Carriage or other Person plying for Passengers to be conveyed for Hire by any Carriage not having the proper numbered Plates fixed thereon, unless the Offender shall be apprehended and taken before a Justice of the Peace, as authorized by this Act.

Justices may mitigate Penalties.

CV. And be it enacted, That it shall be lawful for any Justice of the Peace, before whom any Person shall be convicted of any Offence against any of the Provisions of this Act, to mitigate as he shall see fit any Penalty by this Act imposed in Cases where such Justice shall see Cause so to do, provided that all reasonable Costs and Charges expended or incurred in prosecuting for such Offence shall be always allowed over and above the Sum to which such Penalty shall be mitigated, and so as such Mitigation do not reduce the Penalty to less than One Fourth of the Penalty incurred, exclusive of such Costs and Charges; any thing herein contained to the contrary notwithstanding.

Application of Penalties.

CVI. And be it enacted, That all pecuniary Penalties imposed by or incurred under this Act which shall be sued or prosecuted for and recovered by or in the Name of any Person other than His Majesty's Attorney General in *England*, or His Majesty's Advocate for *Scotland*, or the Solicitor of Stamps, or any other Officer of Stamp Duties in *England* or *Scotland* respectively, shall respectively be distributed and divided in manner following; (that is to say,) one Moiety thereof to His Majesty, and the other Moiety thereof, with full Costs of Suit, to the Person who shall inform and sue or prosecute for the same within Fourteen Days after the Offence shall have been committed; and all such pecuniary Penalties as aforesaid which shall be sued or prosecuted for and recovered by or in the Name of His Majesty's said Attorney General in *England* or Advocate in *Scotland*, or by or in the Name of such Solicitor or Officer as aforesaid, or for the Recovery of which any Information or Complaint shall be made, or any Action or Suit shall be commenced after the Expiration of the Time aforesaid,

shall go and be applied to the Use of His Majesty: Provided always, that it shall be lawful for the Commissioners of Stamps, at their Discretion, to give all or any Part of such Penalties or Shares of Penalties belonging to His Majesty as Rewards to any Person or Persons who shall have detected such Offences or given Information which may have led to the Discovery thereof or to the Conviction of the Offenders.

Justices shall receive the Crown's Share of Penalties, and pay the same to the Clerk of the Peace, to be remitted to the Stamp Office.

CVII. And be it enacted, That every Justice of the Peace before whom any Person shall be convicted of any Offence against this Act shall take and receive the Penalty or Share of the Penalty belonging to His Majesty levied or paid under or by virtue of such Conviction, and every such Justice shall pay or cause to be paid all such Sums of Money which he shall so take or receive as aforesaid, at the next General or Quarter Sessions of the Peace after he shall have so taken or received the same, into the Hands of the Clerk of the Peace or other such Officer of the County or Place within which such Conviction shall have been made, who shall, within Ten Days after his Receipt thereof, and without Fee or Reward, pay or remit the same for the Use of His Majesty to the Solicitor of Stamps, at the Stamp Office in *Westminster* or *Edinburgh*, as the Conviction shall happen to be in *England* or *Scotland* respectively, any thing in any other Act contained to the contrary notwithstanding; and every such Justice shall within One Week after every such Payment made by him to any Clerk of the Peace or other such Officer, transmit to such Solicitor as aforesaid a Schedule containing the Name of the Person so convicted, the Nature of the Offence, and the Amount of the Penalty of and in which he shall have been convicted, the Date of such Conviction, and the Sum of Money which shall have been paid under or by virtue thereof, together with the Name of the Clerk of the Peace or other such Officer to whom he shall have paid the same; and if any such Justice shall neglect or omit to pay or cause to be paid to such Clerk of the Peace or other Officer as aforesaid, at the Time and in the Manner herein-before directed, any such Penalty or Share of Penalty received by such Justice as aforesaid, or upon Payment thereof shall neglect or omit to transmit to the proper Solicitor of Stamps such Schedule as aforesaid, or if any such Clerk of the Peace or other Officer shall neglect or omit to pay or remit any such Penalty or Share of Penalty to such Solicitor of Stamps as aforesaid, within the Time and in manner herein-before limited and directed in that Behalf, every Person so offending shall forfeit Fifty Pounds.

Penalty on the Justice or Clerk of the Peace for neglecting to pay over the Penalties received, 50*l*.

Justices empowered to award Costs to Defendants where Informations or Complaints are withdrawn or dismissed in certain Cases.

CVIII. And be it enacted, That if any Proprietor of any Stage Carriage, or the Driver or Guard of any Stage Carriage, shall be summoned before any Justice of the Peace to answer any Information or Complaint exhibited or made against him by any Person, other than an Officer of Stamp Duties, touching or concerning any Offence committed or alleged to have been committed by such Proprietor, Driver, or Guard respectively against the Provisions of this Act, and such Information or Complaint shall afterwards be withdrawn or quashed or dismissed, or if the Defendant shall be acquitted of the Offence charged against him, it shall be lawful for such Justice to order and award that the Informer or Person exhibiting or making such Information or Complaint shall pay to the Defendant such Costs of making or preparing for his Defence, and also such Compensation

pensation for his Loss of Time and for the Time of his Witnesses (if any) in attending such Justice touching or concerning such Information or Complaint, as to such Justice shall seem reasonable; and in default of immediate Payment of the Sum so awarded it shall be lawful for such Justice to cause the same to be levied by Distress and Sale of the Goods and Chattels of the Person ordered to pay the same, together with the Costs of such Distress and Sale; and if Goods and Chattels of such Person sufficient to answer the Sum so awarded, with such Costs as aforesaid, cannot be found, it shall be lawful for such Justice to commit such Person to the Common Gaol or House of Correction for any Time not exceeding One Calendar Month, unless the Sum so awarded, together with all Costs and Expences, shall be sooner paid and satisfied.

Service of the Justices Summonses and other Notices.

CIX. And be it enacted, That any Summons issued by any Justice of the Peace, requiring any Defendant or any Witness or other Person to appear before such Justice, or any other Justice, with reference to any Information, Complaint, or other Proceeding for the Recovery of any Duty or Penalty under this Act, shall be deemed to be well and sufficiently served in case either the Summons or a Copy thereof be served personally upon any such Person as aforesaid, or be left at his usual or last Place of Residence, or in case such Person be a Proprietor, Driver, Conductor, or Guard of any Stage Carriage, be left with the Book-keeper or Person for the Time being acting as Book-keeper for such Stage Carriage in any Town or Place from, into, or through which such Carriage shall go or be driven nearest to the Place where any such Offence shall be committed; and any Notice by this Act required to be given to the Proprietor of any Stage Carriage or to any other Person shall be deemed to be well and sufficiently served in case either such Notice, or a Copy thereof, be served personally upon such Proprietor or other Person, or be left at his usual or last Place of Residence, (or in the Case of such Proprietor) be left with any Book-keeper or Person acting as Book-keeper at any Office belonging to such Proprietor.

Penalty on Constables refusing to serve a Summons, Warrant, &c. 10*l.*

CX. And be it enacted, That if any Constable or other Peace Officer shall refuse or neglect to serve or execute any Summons, Warrant, or Order granted, issued, or made by any Justice of the Peace, or by any Two of the Commissioners of Stamps, pursuant to any of the Provisions of this Act, every such Constable or Peace Officer so offending shall forfeit Ten Pounds.

Penalty on Witnesses neglecting to attend, 10*l.*

CXI. And be it enacted, That if any Person who shall be summoned as a Witness to give Evidence before any Justice of the Peace or before any Justices at Sessions touching the Matters alleged in or relating to any Information, Complaint, Appeal, or other Proceeding depending before such Justice or Justices for the Recovery of any Duty or Penalty incurred under this Act, shall neglect or refuse to appear before such Justice or Justices at the Time and Place to be for that Purpose appointed, without a reasonable Excuse for such Neglect or Refusal, to be allowed by such Justice or Justices, or if any Person so summoned shall appear, but shall refuse to be examined and give Evidence before such Justice or Justices touching the Matters aforesaid, every such Person so offending shall forfeit Ten Pounds.

Officers of Stamp Duties not disqualified from being Witnesses.

CXII. And be it enacted, That upon the Trial or Hearing of any Information or Complaint exhibited or made under any of the Provisions of this Act any Officer of Stamp Duties, or other Person employed by the Commissioners of Stamps, shall be deemed and is hereby declared to be a competent Witness, notwithstanding that such Officer or Person may be the Informant or Complainant, or may be entitled to or expect any Part of any pecuniary Penalty, or any Remuneration or Reward, on the Conviction of any Offender upon any such Information or Complaint.

Proceedings to be drawn up according to the Forms in Schedule (B.)

CXIII. And be it enacted, That every Complaint, Information, Summons, Conviction, Warrant of Distress, or Commitment, or other such Proceeding which shall be had or taken for the Recovery of any Duty or Penalty under the Provisions of this Act, may be drawn or made out according to the several Forms contained in the Schedule (B.) hereunto annexed, or to the Effect thereof, *mutatis mutandis*, as the Case shall require; and every such Complaint, Information, Summons, Conviction, Warrant, or other such Proceeding which shall be so drawn or made out shall be good and effectual, to all Intents and Purposes whatsoever, without stating the Case or the Facts or Evidence in any more particular Manner than is required in and by such Forms respectively.

Carriages, Horses, Harness, &c. chargeable with the Duties and Penalties incurred.

CXIV. And be it enacted, That all the Carriages, Horses, and Harness, and other Articles and Things kept, used, or employed by any Person, whether licensed under the Authority of this Act or not, for the Purpose of conveying Passengers for Hire, or for the Purpose of being let for Hire as aforesaid, shall be subject and liable to and chargeable with all the Duties in arrear and owing, or which shall become due and payable from Time to Time, from or by such Person for or in respect of any Stage Carriage kept, used, or employed by such Person, or for or in respect of any Horse let for Hire by any such Person, and to and with all Penalties which may be imposed upon or incurred by such Person under this Act, and also to and with the Costs and Expences of all Proceedings which shall or may be had or taken for the Recovery of such Duties and Penalties respectively; and all such Carriages, Horses, Harness, and other Articles and Things shall, for the Purpose of satisfying such Duties, Penalties, Costs, and Expences, or any Part thereof respectively, be deemed to be the Goods and Chattels of such Person, and shall be distrained or otherwise seized or taken accordingly, in or into whose Custody or Possession soever the same shall or may be or come, and by or under what Right or Title soever the same shall or may be held or claimed; and in case any Person in or into whose Custody or Possession any such Carriages, Horses, Harness, or other Articles shall be or come, by or under any Means or Title whatsoever, shall convert the same to his own Use, or shall sell or dispose thereof for the Use or Benefit of any other Person, after Notice given by the Commissioners of Stamps or their Solicitor, or by any Person authorized to collect or receive the Duties by this Act granted, or any of them, that such Carriages, Horses, Harness, and other Articles are subject and liable to or chargeable with any of the Duties, Penalties, Costs, and Expences aforesaid, every Person so converting or selling or disposing of such Carriages, Horses, Harness, or other Articles shall be accountable to His Majesty, to the Extent of the Value of

Persons selling or disposing of such Carriages, &c. after Notice, to be liable to Extent of the Value thereof.

such Carriages, Horses, Harness, or other Articles, for the Amount of the Duties, Penalties, Costs, and Expences to or with which such Carriages, Horses, Harness, and other Articles shall be subject, liable, or chargeable, and the same may be sued for and recovered under and by virtue of this Act as a Debt due to His Majesty accordingly.

In what Manner Goods distrained under this Act shall be sold.

CXV. And be it enacted, That in all Cases where any Goods or Chattels distrained or otherwise seized or taken under any of the Provisions of this Act are directed to be sold the same shall be sold by public Auction, and Notice of the Time and Place of such Sale shall be given to the Owner of such Goods or Chattels, or left at his last known Place of Abode, Three Days at least prior to such Sale: Provided always, that if the Owner of any such Goods or Chattels shall give his Consent in Writing to the Sale thereof at an earlier Period than is by this Act or shall be by any such Notice appointed for such Sale, or in any other Manner than is by this Act directed, it shall be lawful to sell such Goods or Chattels according to such Consent; provided also, that if the Owner of such Goods or Chattels shall at any Time before the Sale thereof pay or tender to the Person who by any Warrant or other Process shall be directed or authorized to cause such Goods or Chattels to be sold the Sum which he shall by such Warrant or Process be directed to levy or raise by the Sale of such Goods or Chattels, together with all reasonable Costs and Expences incurred, no Sale of such Goods or Chattels shall be made.

Limitations of Actions.

Venue.

Notice of Action.

General Issue.

Tender of Amends.

CXVI. And be it enacted, That all Actions and Prosecutions which shall be brought or commenced against any Person for any thing done in pursuance or under the Authority of this Act shall be commenced and prosecuted within Three Calendar Months next after the Fact committed, and not afterwards, and shall be brought and tried in the County or Place where the Cause of Action shall arise, and not elsewhere; and Notice in Writing of such Action and of the Cause thereof shall be given to the Defendant One Calendar Month at least before the Commencement of the Action; and the Defendant in such Action may plead the General Issue, and give this Act and any other Matter or Thing in Evidence at any Trial to be had thereupon; and if the Cause of Action shall appear to arise from any Matter or Thing done in pursuance and by the Authority of this Act, or if any such Action shall be brought after the Expiration of such Three Calendar Months, or shall be brought in any other County or Place than as aforesaid, or if Notice of such Action shall not have been given in manner aforesaid, or if Tender of sufficient Amends shall have been made before such Action commenced, or if a sufficient Sum of Money shall have been paid into Court after such Action commenced by or on behalf of the Defendant, the Jury shall find a Verdict for the Defendant; and if a Verdict shall pass for the Defendant, or if the Plaintiff shall become Nonsuit, or shall discontinue any such Action, or if on Demurrer or otherwise Judgment shall be given against the Plaintiff, the Defendant shall recover his full Costs of Suit as between Attorney and Client, and shall have the like Remedy for the same as any Defendant may have for Costs of Suit in other Cases at Law; and although a Verdict shall be given for the Plaintiff in any such Action, such Plaintiff shall not have Costs against the Defendant

unless the Judge before whom the Trial shall be had shall at the Time of such Trial certify in Writing his Approbation of the Action and of the Verdict obtained thereupon.

Construction of the Terms used in this Act.

CXVII. And in order to avoid the frequent Use of divers Terms and Expressions in this Act, and to prevent any Misconstruction of the Terms and Expressions used therein, be it enacted, That wherever in this Act, with reference to any Person, Matter, or Thing, any Word or Words is or are used importing the Singular Number or the Masculine Gender only, yet such Word or Words shall be understood to include several Persons as well as One Person, Females as well as Males, Bodies Politic or Corporate as well as Individuals, and several Matters or Things as well as One Matter or Thing, unless it be otherwise specially provided, or there be something in the Subject or Context repugnant to such Construction; and that wherever the Terms and Expressions following occur in this Act they shall be construed respectively in the Manner herein-after directed; (that is to say,) that the Term and Expression "His Majesty" shall be construed to mean and include His Majesty, His Heirs and Successors; that the Term "Officer of Stamp Duties" shall be construed to mean any Officer deputed or appointed by the Commissioners of Stamps, whatever may be his particular Office or Employment; that the Term "Proprietor," used with reference to any Stage Carriage, shall be construed to mean and include any and every Person who shall keep, use, or employ such Stage Carriage, or who shall be concerned in the keeping, using, or employing thereof; that the Term "licensed Postmaster" shall be construed to mean and include any and every Person, Male or Female, licensed to let Horses for Hire under the Authority of this Act; that the Term "Horse" or "Horses" shall respectively be construed to mean and include any Mare or Gelding or Mares or Geldings as well as any Horse or Horses; that the Term "Toll Gate" shall be construed to mean any Gate or Bar at which any Toll is payable or any Ticket is receivable for any Horse or Carriage; that the Term "Toll-gate Keeper" shall be construed to mean and include the Keeper of any such Gate or Bar as aforesaid, or the Collector of Tolls thereat, or any Person acting as such Keeper or Collector respectively; that the Term "Driver," used with reference to any Stage Carriage, shall be construed to mean the Coachman, Driver, or Director thereof; and that the Term "Luggage" shall be construed to mean any Trunk, Box, Bale, Parcel, Package, Corn, or other Article, whether such Trunk, Box, Bale, Parcel, Package, Corn, or other Article shall or shall not belong to any Passenger conveyed by any such Stage Carriage.

"His Majesty."

"Officer of Stamp Duties."

"Proprietor."

"Licensed Postmaster."

"Horse," or "Horses."

"Toll Gate."

"Toll-gate Keeper."

"Driver."

"Luggage."

Powers and Provisions of other Stamp Acts in force to extend to this Act.

CXVIII. And be it enacted, That all the Powers, Provisions, Regulations, Forfeitures, Pains, and Penalties contained in or imposed by any other Act or Acts in force with relation to any of the Duties under the Management of the Commissioners of Stamps, so far as the same are or may be applicable in Cases not by this Act expressly provided for, and so far as the same shall not be superseded by and as the same shall be consistent with the express Provisions of this Act, shall be of full Force and Effect with respect to the Duties by this Act granted and to the Matters and Things charged or chargeable therewith, and shall be applied and put in execution

execution for securing and collecting the said last-mentioned Duties, and for preventing, detecting, and punishing all Frauds, Forgeries, and other Offences relating thereto, as fully and effectually to all Intents and Purposes, as if such Powers, Provisions, Regulations, Forfeitures, Pains, and Penalties had been repeated and specially enacted in this Act with reference to the Duties by this Act granted and made payable.

Commencement of this Act.

CXIX. And be it enacted, That where the several Clauses and Provisions of this Act are not expressly directed to take effect from and after the passing thereof, such Clauses and Provisions, so far as they in any Manner relate to Stage Carriages, or to the Duties hereby granted in respect thereof, or of Licences to keep the same, or in respect of Passengers conveyed for Hire, shall commence and take effect on the Eleventh Day of *October* in this present Year One thousand eight hundred and thirty-two; and such Clauses and Provisions, so far as they in any Manner relate to the Duties hereby granted in respect of Horses let for Hire or of Licences to let the same, shall commence and take effect on the First Day of *February* in the Year One thousand eight hundred and thirty-three.

Act may be altered this Session.

CXX. And be it enacted, That this Act may be amended, altered, or repealed by any Act or Acts to be passed in this present Session of Parliament.

SCHEDULES to which this Act refers.

SCHEDULE (A.)

CONTAINING

The DUTIES granted by this Act on STAGE CARRIAGES and on LICENCES to keep the same; (that is to say,)

	DUTY. £	s.	d.
For and in respect of every original Licence to be taken out yearly by the Person who shall keep, use, or employ any Stage Carriage in Great Britain, (that is to say,) for every such Stage Carriage - - - - -	5	0	0
And for and in respect of every supplementary Licence for the same Carriage, for which any such original Licence shall have been granted, which shall be taken out in any of the several Cases provided for by this Act during the Period for which such original Licence was granted - - - - -	0	1	0
And for and in respect of every Mile which any such Stage Carriage shall be licensed to travel the several Sums following respectively; (that is to say,)			
If such Stage Carriage shall be licensed to carry —	Duty per Mile.		
Not more than Four Passengers - -	0	0	1

	Duty per Mile. £	s.	d.
More than Four and not more than Six Passengers	0	0	1½
More than Six and not more than Nine Passengers	0	0	2
More than Nine and not more than Twelve Passengers	0	0	2½
More than Twelve and not more than Fifteen Passengers	0	0	3
More than Fifteen and not more than Eighteen Passengers	0	0	3½
More than Eighteen and not more than Twenty-one Passengers	0	0	4
And if such Stage Carriage shall be licensed to carry more than Twenty-one Passengers, then for every Three additional Passengers exceeding Twenty-one which such Stage Carriage shall be licensed to carry the additional Duty of	0	0	0½
And where such Excess above Twenty-one shall not be exactly Three, or a Multiple of Three, then such additional Duty of One Halfpenny shall be payable also for any Number of such Excess being less than Three, or progressively less than any Multiple of Three, which such Stage Carriage shall be licensed to carry.			
Provided always, That the Number of Passengers for carrying of which any Stage Carriage shall be licensed shall be reckoned exclusive of the Coachman or Driver, and also exclusive of the Conductor or Guard if there shall be a Conductor or Guard.			

And also the DUTIES on PASSENGERS conveyed for Hire by CARRIAGES travelling upon RAILWAYS; (that is to say,)

The Proprietor or Company of Proprietors of every Railway in Great Britain along which any Passengers shall be conveyed for Hire in or upon Carriages drawn or impelled by the Power of Steam, or otherwise, shall pay for and in respect of all such Passengers at and after the Rate of One Halfpenny per Mile for every Four Passengers so conveyed.	

And also the DUTIES on HORSES let for Hire, and on LICENCES to let the same; (that is to say,)

	DUTY. £	s.	d.
For and in respect of every Licence to be taken out yearly by every Person who shall let any Horse for Hire in Great Britain - -	0	7	6
And for and in respect of every Horse let for Hire by the Mile at the usual Rate charged for Horses travelling Post at the Place at which such Horse shall be let for Hire; (that is to say,) for every Mile such Horse shall be hired or used to travel or go - - -	0	0	1½
And for and in respect of every Horse let for Hire to go no greater Distance than Eight Miles from the Place of letting - -	One Fifth Part of the Sum charged for such letting, or in lieu thereof, at the Option of the Person letting the Horse, 0	1	9
And for and in respect of every Horse let for Hire to go no greater Distance than Eight Miles from the Place of letting, where such Horse shall not bring back any Person, and shall not deviate from the usual Line of Road between the Place of letting and the Place to which such Horse shall be hired to travel or go - - - - - -	0	1	0
And for and in respect of every Horse let for Hire, or used for any Period of Time less than Twenty-eight successive Days, or in any other Manner than as aforesaid - -	One Fifth Part of the Sum charged or received, or agreed to be received, on every such letting for Hire or using.		
And also for and in respect of every Horse let for Hire for Twenty-eight successive Days, or for any longer Period of Time, where any such Horse shall be returned in a less Period of Time than Twenty-eight successive Days, and shall not be exchanged for another Horse in continuation of the same hiring - -			
Or in lieu of such last-mentioned One Fifth Part of such Sum (at the Option of the Person letting the Horse), the following Duties for every Day such Horse shall be let for Hire or used, or shall (by virtue of any such letting) have been under the Direction of the Person to whom the same shall be hired; (that is to say,)			
For every Day not exceeding Three Days	0	2	6
And for every Day exceeding Three Days and not exceeding Thirteen Days -	0	1	9
And for every Day exceeding Thirteen Days, and less than Twenty-eight Days -	0	1	3

SCHEDULE (B.)

CONTAINING

The FORMS of PROCEEDINGS for the Recovery of DUTIES and PENALTIES under this Act.

No. 1.

FORM of a WARRANT of DISTRESS for the Recovery of Stage Carriage Duties.

To *A. B.* of, &c.

WHEREAS a Licence [*or* Licences] hath [*or* have] been granted, under the Provisions of the Statute in that Behalf made, to *C. D.* of, &c. to keep, use, and employ a Stage Carriage [*or* Stage Carriages], with Plates numbered respectively [*here specify the Number or Numbers of the Plates appertaining to the Licence or Licences granted to C. D.*]: And whereas the said *C. D.* hath made Default in Payment of the Sum of for the Duty which hath become due and payable to His Majesty in respect of such Licence [*or* Licences] between the Day of and the Day of contrary to the Statute in that Case made and provided; therefore We and Esquires, Two of the Commissioners of Stamps, do hereby authorize and direct you to distrain the said *C. D.* by his Goods and Chattels, and also to seize and take all or any of the Carriages, Horses, Harness, and other Things made subject and liable to the said Duty by the Statute in that Behalf, and to levy thereon the said Sum of being the Amount of such Duty so due and payable as aforesaid; and if within the Space of Five Days next after taking such Distress the said Sum of together with the reasonable Costs and Charges of taking and keeping such Distress, shall not be paid, then we do hereby order and direct that you shall sell and dispose of the said Goods and Chattels, Carriages, Horses, Harness, and other Things which shall be so distrained, seized, and taken, and that you shall levy and raise thereout the said Sum of and all reasonable Costs and Charges of taking, keeping, and selling such Distress, rendering the Overplus (if any) to the Owner of the said Goods and Chattels; and you are to certify to the Commissioners of Stamps what you shall have done by virtue of this our Warrant. Given under our Hands and Seals, this Day of

No. 2.

FORM of COMPLAINT whereon to found a Warrant of Distress for Recovery of Duties on Horses let for Hire.

County [*or, as the Case may be,*] of to wit. } BE it remembered, That on this Day of in the Year of our Lord at in the of *A. B.*, an Officer of Stamp Duties, [*or* a Collector or Farmer of the Duties on Horses let for Hire, *as the Case may be,*] complaineth to me, *C. D.* Esquire,

One of His Majesty's Justices of the Peace for the said that *E. O.* of, &c. being liable, under the Provisions of the Statute in that Behalf made, to account for and pay certain Duty granted to His Majesty by the said Statute for and in respect of divers Horses let for Hire by the said *E. O.* in the said of hath neglected to account for and pay to the proper Collector or Officer appointed to receive such Duty, according to the Directions of the said Statute, the Sum of due and owing from the said *E. O.* to His said Majesty [*or* to the said *A. B.*, *or* to *G. H.* His Majesty's Farmer of the said Duties, *if the Case be so*,] for such Duty as aforesaid; and thereupon the said *A. B.* prayeth of me, the said Justice, that the said *E. O.* may be summoned to appear and show Cause, if any he have, why, upon due Proof being made of the Sum due and owing from him for such Duty as aforesaid, a Warrant of Distress should not be granted for Recovery thereof, pursuant to the Directions of the said Statute.

Taken and received by me the Day and Year first above written.

No. 3.

FORM of a SUMMONS on the foregoing Complaint.

To *E.O.* of, &c.

County [*or, as the Case may be,*] of to wit. } WHEREAS Complaint hath been made unto me, *C. D.* Esquire, One of His Majesty's Justices of the Peace for the of that you, being liable, under the Provisions of the Statute in that Behalf made, to account for and pay certain Duty granted to His Majesty by the said Statute for and in respect of divers Horses let for Hire by you in the said have neglected to account for and pay to the proper Collector or Officer appointed to receive such Duty, according to the Directions of the said Statute, the Sum of due and owing from you to His said Majesty [*or* to *A. B.* His Majesty's Farmer of the said Duties] for such Duty as aforesaid: These are therefore to summon you to be and appear at in the said on the Day of at the Hour of in the Noon of the same Day, before me the said Justice, or before such other of His Majesty's Justices of the Peace for the said as shall be then present, in order that you may show Cause, if any you have, why, on due Proof being made of the Sum of Money due and owing from you for such Duty as aforesaid, a Warrant of Distress should not be granted for the Recovery thereof, pursuant to the Directions of the said Statute; and if you fail to appear accordingly such Proceedings will be taken as if you had appeared and had not shown any sufficient Cause why such Warrant should not be granted.

Given under my Hand and Seal, this Day of

No. 4.

FORM of a WARRANT of DISTRESS founded on the foregoing Complaint.

To the Constable of [*or* to *C. D.* of, &c. *as the Case may be.*]

County [*or, as the Case may be,*] of to wit. } WHEREAS Complaint hath been made that *E.O.* of, &c. being liable, under the Provisions of the Statute in that Behalf made, to account for and pay certain Duty granted to His Majesty by the said Statute for and in respect of divers Horses let for Hire by the said *E.O.* in the said of hath neglected to account for and pay to the proper Collector or Officer appointed to receive such Duty, according to the Directions of the said Statute, the Sum of due and owing from the said *E.O.* to His said Majesty [*or* to *A.B.* His Majesty's Farmer of the said Duties] for such Duty as aforesaid: And whereas the said *E.O.* hath been duly summoned, and due Proof hath been made on Oath before me that the Sum of is due and owing from the said *E.O.* for such Duty as aforesaid, and that he hath neglected to pay the same: Therefore I command you to distrain the said *E. O.* by his Goods and Chattels, and also to seize and take all or any of the Carriages, Horses, Harness, and other Things made subject and liable to the said Duty by the Statute in that Behalf, and to levy thereon the said last-mentioned Sum, being the Amount of such Duty due as aforesaid, and also the further Sum of for the Costs, Charges, and Expences of proceeding for and obtaining this Warrant, and of the Proceedings incident and relating thereto, making together the Sum of and if within the Space of Five Days next after the taking of such Distress the said Sum of together with the reasonable Costs and Charges of taking and keeping such Distress, shall not be paid, then I do hereby order and direct that you shall sell and dispose of the said Goods and Chattels which shall be so distrained, seized, and taken, and that you shall levy and raise thereout the said Sum of and all reasonable Costs and Charges of taking, keeping, and selling such Distress, rendering the Overplus (if any) to the Owner of the said Goods and Chattels; and you are to certify to me what you shall have done by virtue of this my Warrant. Given under my Hand and Seal, this Day of .

(Signed)

One of His Majesty's Justices of the Peace for the said of .

No. 5.

FORM of a WARRANT of COMMITMENT for Want of sufficient Distress, founded on the foregoing Complaint.

To the Constable of in the of and also to the Keeper of the Common Gaol [*or* House of Correction] at in the said .

County *or, as the Case may be,*] of to wit. } WHEREAS Complaint was made that *E.O.* of, &c. being liable, under the Provisions of the Statute in that Behalf made, to account

account for and pay certain Duty granted to His Majesty by the said Statute for and in respect of divers Horses let for Hire by the said *E. O.* in the said of had refused and neglected to account for and pay to the proper Collector or Officer appointed to receive such Duty, according to the Directions of the said Statute, the Sum of due and owing from the said *E. O.* to His said Majesty [*or* to *A. B.* His Majesty's Farmer of the said Duties] for such Duty as aforesaid: And whereas the said *E. O.* was duly summoned, and due Proof was made on Oath that the Sum of was due and owing from the said *E. O.* for such Duty as aforesaid, and that he had neglected to pay the same: And whereas a Warrant has been issued, directed to *C. D.* of commanding him, by Distress and Sale of the Goods and Chattels made subject and liable to the said Duty by the Statute in that Behalf, to levy the said last-mentioned Sum, being the Amount of such Duty as aforesaid due and owing from the said *E. O.*, and also the further Sum of for the Costs, Charges, and Expences of proceeding for and obtaining the said Warrant, and of the Procedings incident and relating thereto, making together the Sum of and it now appearing to me, by the Oath of the said *C. D.*, that no sufficient Distress can be found whereon to levy the said Duty, Costs, and Charges: [*Or, in case an insufficient Distress shall have been taken,* And whereas the said *C. D.* hath certified to me that he hath, under the said Warrant, levied and raised the Sum of only, and it now appearing to me, by the Oath of the said *C. D.*, that no sufficient Distress can be found whereon to levy the Residue of the said Duty, Costs, and Charges]: Therefore I command you, the said Constable of to apprehend and take the said *E. O.* and safely to convey him to the Common Gaol [*or* House of Correction] of the said at in the said and there to deliver him to the Keeper thereof, together with this Warrant: And I do hereby command you, the said Keeper, to receive into your Custody in the said Gaol [*or* House of Correction] him the said *E. O.*, and him therein safely to keep until the said Sum of *or* until the Sum of the Residue of the said Duty, Costs, and Charges remaining after deducting the said Sum of so levied and raised as aforesaid, shall be fully paid and satisfied. Given under my Hand and Seal, this Day of .

(Signed)
One of His Majesty's Justices of the Peace for the said of .

No. 6.

FORM of an INFORMATION for the RECOVERY of a PENALTY under this Act.

County [*or, as the Case may be,*] of to wit. } BE it remembered, That on the Day of in the Year of our Lord at in the of *A. B.* of, &c. [*or A. B.* an Officer of Stamp Duties, *or* a Collector or

or Farmer of the Duty on Horses let for Hire, *as the Case may be,*] cometh before me, *C.D.* Esquire, One of His Majesty's Justices of the Peace for the said and informeth me, the said Justice, that *E.O.* of heretofore, to wit, on the Day of in the Year of our Lord at in the said did [*here state the Offence*], contrary to the Form of the Statute in such Case made and provided, whereby the said *E.O.* hath forfeited for his said Offence the Sum of

Taken and received by me the Day and Year first above written.

No. 7.

FORM of a SUMMONS on the foregoing Information.

To *E.O.* of, &c.

County [*or, as the Case may be,*] of to wit. } WHEREAS an Information hath been exhibited before me, *C.D.* Esquire, One of His Majesty's Justices of the Peace for the of charging that you, the above-named *E.O.*, on the Day of at did [*here state the Substance of the Charge*], whereby you have forfeited the Sum of These are therefore to require you personally to be and appear before me the said Justice, or before such other of His Majesty's Justices of the Peace for the said as shall be then present at on the Day of at the Hour of in the Noon of the same Day, then and there to answer the same Information and to make your Defence thereto; and if you fail to appear accordingly such Proceedings will be taken as if you had personally appeared, and had not made any Defence to the said Charge.

Given under my Hand and Seal, this Day of

No. 8.

FORM of a CONVICTION on the foregoing Information.

County [*or, as the Case may be,*] of to wit. } BE it remembered, That on the Day of at *C.D.* of, &c. was duly convicted before me One of His Majesty's Justices of the Peace for in pursuance of an Act passed in the Third Year of the Reign of His present Majesty King William the Fourth, intituled "An Act," &c. [*Title of this Act*], for that the said *C.D.* on the Day of did [*here state the Offence, as the Case may happen to be,*] contrary to the Form of the Statute in that Case made and provided; for which Offence I do adjudge that the said *C.D.* hath forfeited the Sum of and [*if the Justice mitigate the Penalty,*] which Sum of I do hereby mitigate to the Sum of over and above the Sum of for the Costs and Charges of *E.F.*, the Informer, in prosecuting this Conviction.

Given under my Hand and Seal, the Day of

No. 9.

FORM of a WARRANT of DISTRESS founded on the foregoing Conviction.

To the Constable of in the of

County [*or, as the Case may be,*] of to wit. } WHEREAS *E.O.* of, &c. has been duly convicted of a certain Offence, for that [*here state the Offence, as in the Conviction,*] whereby he hath forfeited the Sum of [*and, in case of Mitigation,* which hath been mitigated to the Sum of], over and above the reasonable Costs and Charges of the Informer, allowed and assessed at the Sum of Therefore I command you to levy the said Sum of and also the said Sum of for the Costs and Charges aforesaid, making together the Sum of by distraining the Goods and Chattels of the said *E.O.*, and by seizing and taking all or any of the Carriages, Horses, Harness, and other Things made subject and liable by the Statute in that Behalf to be seized and taken, to satisfy the Penalty, Costs, and Charges aforesaid; and if, within the Space of Five Days next after such Distress taken, the said Sum of together with the reasonable Costs and Charges of taking and keeping such Distress, shall not be paid, then I order and direct that you shall sell and dispose of the said Goods and Chattels which shall be so distrained, seized, and taken as aforesaid, and shall levy and raise thereout the said Sum of and all reasonable Costs and Charges of taking, and keeping, and selling such Distress, rendering the Overplus, if any, to the Owner of the said Goods and Chattels; and you are to certify to me what you shall have done by virtue of this my Warrant. Given under my Hand and Seal, the Day of

(Signed)
One of His Majesty's Justices of the Peace for the said of

No. 10.

FORM of a WARRANT of COMMITMENT for Want of a sufficient Distress, founded on the foregoing Conviction.

To the Constable of and to the Keeper of the Common Gaol [*or* House of Correction] at in the said

County [*or, as the Case may be,*] of to wit. } WHEREAS *E.O.* of, &c. has been duly convicted of a certain Offence, for that [*here state the Offence, as in the Conviction,*] whereby he hath forfeited the Sum of [*and, in case of Mitigation,* which hath been mitigated to the Sum of], over and above the reasonable Costs and Charges of the Informer allowed and assessed at the Sum of making together the Sum of And whereas it has been duly made to appear to me that no sufficient Distress can be found whereon to levy the said Sum of Therefore I command you, the Constable of to apprehend and take the said *E.O.*, and safely to convey him to the Common Gaol [*or* House of Correction] at in the of and there to deliver him to the Keeper

Keeper thereof, together with this Warrant: And I do hereby command you, the said Keeper, to receive into your Custody in the said Gaol [*or* House of Correction] him the said *E.O.*, and him therein safely to keep for the Space of unless the said Sum of shall be sooner paid.

Given under my Hand and Seal, the Day of

(Signed)

One of His Majesty's Justices of the Peace for the said of

CAP. CXXI.

An Act to enable His Majesty to carry into effect a Convention made between His Majesty and the King of the *French* and Emperor of all the *Russias*, and the King of *Bavaria*. [16th *August* 1832.]

'WHEREAS by a Convention made and signed at *London* on the Seventh Day of *May* One thousand eight hundred and thirty-two, between His Majesty and the King of the *French* and the Emperor of all the *Russias* on the one Part, and the King of *Bavaria* on the other Part, the Hereditary Sovereignty of *Greece* was offered, by the Courts of *Great Britain*, *France*, and *Russia*, to the Prince *Frederick Otho* of *Bavaria*, Second Son of His Majesty the King of *Bavaria*, and the same was accepted by His said Majesty the King of *Bavaria*, acting in the Character of Guardian of the said Prince *Otho* during his Minority: And whereas an Article was agreed upon between the said Contracting Parties to the following Effect; (that is to say,)

'Article XII.—In execution of the Stipulations of the Protocol of the Twentieth of *February* One thousand eight hundred and thirty, His Majesty the Emperor of all the *Russias* engages to guarantee, and Their Majesties the King of the United Kingdom of *Great Britain* and *Ireland* and the King of the *French* engage to recommend, the former to His Parliament, the latter to His Chambers, to enable Their Majesties to guarantee, on the following Conditions, a Loan to be contracted by the Prince *Otho* of *Bavaria*, as King of *Greece*:

'First, The Principal of the Loan, to be contracted under the Guarantee of the Three Powers, shall not exceed a Total Amount of Sixty Millions of Francs:

'Second, The said Loan shall be raised by Instalments of Twenty Millions of Francs each:

'Third, For the present, the First Instalment only shall be raised, and the Three Courts shall each become responsible for the Payment of One Third of the annual Amount of the Interest and Sinking Fund of the said Instalment:

'Fourth, The Second and the Third Instalments of the said Loan may also be raised according to the Necessities of the *Greek* State, after previous Agreement between the Three Courts and His Majesty the King of *Greece*:

'Fifth, In the Event of the Second and Third Instalments of the above-mentioned Loan being raised in consequence