ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

Cap. v.

An Act for enlarging the Powers of an Act of His present Majesty, for repairing or rebuilding the Parish Church of *Stockport*, in the County Palatine of *Chester*. [23d *March* 1815.]

WHEREAS an Act was passed in the Fiftieth Year of the Reign of His present Majesty King *George* the Third, intituled *An Act for repairing or rebuilding the Parish Church of* Stockport, *in the County Palatine of* Chester, *and for rebuilding the Tower thereof, and for making a Cemetery or Church Yard for the Use of the said Parish*, whereby certain Persons therein named were appointed Trustees for putting the said Act into Execution: And whereas it was by the said recited Act (amongst other Things) enacted, that it should be lawful for the said Trustees, in each and every Year, until all the Monies necessary to repair and rebuild the said Church and the Tower thereof, and all the Monies to be borrowed under and by virtue of the said recited Act, and the Interest thereof, should be paid off and discharged, and the several other Purposes of the said recited Act carried into Execution, to make a Rate or Rates, Assessment or Assessments, on the Occupiers of all Houses, Buildings, Lands, Tenements, and Hereditaments, within the Parish of *Stockport* aforesaid, not exceeding One Shilling in the Pound in any one Year, on the full annual Rent or Value of all such Houses, Buildings, Lands, Tenements, and Hereditaments, within the said Parish, to be applied for the Purposes of the said recited Act, in manner therein men- 50 G. 3.

tioned; provided always, that the Sum to be raiſed for the Purpoſes of the ſaid recited Act ſhould not in the whole exceed the Sum of Twelve thouſand Pounds, together with ſuch further Sum as might be neceſſary for Payment of the Intereſt upon the ſaid Sum of Twelve thouſand Pounds, or ſuch Part thereof as might be borrowed, and alſo together with ſuch further Sum as ſhould have been expended in the procuring and paſſing of the ſaid recited Act: And whereas it was by the ſaid recited Act (amongſt other Things) further enacted, that it ſhould be lawful for any Eleven or more of the ſaid Truſtees, from Time to Time, to borrow and take up at Intereſt ſuch Sum or Sums of Money, not exceeding in the whole the Sum of Twelve thouſand Pounds, as they ſhould judge neceſſary, for the ſeveral Purpoſes of the ſaid recited Act, over and above the Expences of obtaining and paſſing the ſaid recited Act, upon the Credit of the Rate or Rates, Aſſeſſment or Aſſeſſments, to be made, levied, and collected by virtue of the ſaid recited Act, in manner therein mentioned and ſet forth: And whereas it has been aſcertained, that the Sum of Money allowed by the ſaid Act to be raiſed for the Purpoſes of the ſaid Act is inadequate to the Completion of the Church and Tower, and the Purpoſes of the ſaid Act; it is therefore neceſſary and expedient that Powers ſhould be given to raiſe a further Sum of Money, in order that the ſaid Truſtees ſhould be enabled to complete the ſaid Church and Tower thereof, and to carry the Powers of the ſaid recited Act into full and complete Execution; but the ſame cannot be done without the Aid and Authority of Parliament: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall be lawful for the ſaid Truſtees for executing the ſaid recited Act (and who are hereby appointed Truſtees for executing this Act), or any Eleven or more of them, when and ſo ſoon as all the Monies allowed to be raiſed by virtue of the ſaid recited Act ſhall be raiſed, by Writing under their Hands, to make a Rate or Rates, Aſſeſſment or Aſſeſſments, upon the Occupiers of all Houſes, Buildings, Lands, Tenements, and Hereditaments, within the Pariſh of *Stockport* aforeſaid, in addition to and over and above the Rate or Aſſeſſment which by the ſaid recited Act they are empowered to make, not exceeding One Shilling in the Pound in any one Year, on the full annual Rent or Value of all ſuch Houſes, Buildings, Lands, Tenements, and Hereditaments, within the ſaid Pariſh, to be payable quarterly, on the Twenty-fifth Day of *March*, the Twenty-fourth Day of *June*, the Twenty-ninth Day of *September*, and the Twenty-fifth Day of *December*, the firſt Payment thereof to be made on ſuch of the ſaid Days of Payment as ſhall firſt happen after the Sum authorized to be raiſed by the ſaid recited Act ſhall have been raiſed and collected; and that ſuch additional Rate or Rates, Aſſeſſment or Aſſeſſments, ſhall be borne, paid, and defrayed, by ſuch Perſons, and in ſuch Shares and Proportions, and ſubject to ſuch Deductions, as in the ſaid recited Act are directed, declared, or expreſſed, of or concerning the Rates or Aſſeſſments thereby directed or authorized to be made; and that the ſaid Truſtees ſhall have and be veſted with ſuch and the ſame Powers and Authorities for making ſuch additional Rate or Rates, Aſſeſſment or Aſſeſſments, and for recovering and enforcing Payment of the ſame, and ſhall be ſubject to ſuch and the ſame Orders and Regulations with reſpect to ſuch Rate or Rates, Aſſeſſment or Aſſeſſments;

Power for Truſtees to raiſe a further Sum.

and that ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſhall be conſidered as ſubject to and affected by ſuch Proviſoes, Powers, Exceptions, Limitations, and Reſtrictions; and that ſuch Acts, Matters, and Things, ſhall be done, performed, and obſerved with reſpect thereto; and that all Perſons aggrieved by ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſhall have ſuch and the ſame Powers and Remedies, by Appeal or otherwiſe, as in the ſaid recited Act are given, declared, or expreſſed, with reſpect to the Rate or Rates, Aſſeſſment or Aſſeſſments, thereby directed or authorized to be made: Provided always, that the Sum to be raiſed under the Authority of this Act ſhall not in the whole exceed the Sum of Twelve thouſand Pounds, together with ſuch further Sum as may be neceſſary for Payment of the Intereſt upon the ſaid Sum of Twelve thouſand Pounds, or ſuch Part thereof as may have been borrowed, and alſo together with ſuch further Sum as ſhall have been expended in the procuring and paſſing of this Act, and in carrying the Truſts of the ſaid recited Act and of this Act into full and complete Execution.

Powers and Proviſions of recited Act, extended to this Act.

II. And be it further enacted, That the ſaid recited Act, and all and every the Clauſes, Powers, Proviſoes, and Regulations therein contained, (ſave and except as the ſame or any of them are hereby altered or varied) ſhall be and remain in full force and virtue, and ſhall extend to and be conſtrued, deemed, and taken to extend to this Act, and the Powers and Purpoſes thereof, as fully and effectually, to all Intents and Purpoſes, as if the ſaid recited Act, and all and every the Clauſes, Powers, Proviſions, and Regulations therein contained, were repeated and re-enacted in this Act.

Power to erect a Palliſado Fence.

III. And whereas the Wall of the old Cemetery or Church Yard is in many Places very much decayed and out of Repair, and from its preſent low Structure of little or no Uſe in protecting the ſaid Church; be it therefore enacted, That the ſaid Truſtees ſhall, and they are hereby empowered to repair or rebuild, or cauſe to be repaired or rebuilt, the whole or ſo much thereof as they ſhall think neceſſary; and alſo to erect and ſet up, or cauſe to be erected and ſet up, an Iron Palliſado Fence, of ſuch Height and Dimenſions, and after ſuch Structure as to the ſaid Truſtees, with the Approbation of the ſaid Biſhop of the Dioceſe, ſhall ſeem right and proper.

Power for Truſtees to raiſe Money by way of Mortgage.

IV. And be it further enacted, That in caſe the ſaid Truſtees ſhall think it adviſeable to raiſe all or any Part of the Money to be raiſed under the Authority of this Act, by way of Mortgage upon the Credit of the Rate or Rates, Aſſeſſment or Aſſeſſments, authorized to be made by this Act as aforeſaid, it ſhall be lawful for the ſaid Truſtees, or any Eleven or more of them, by Writing under their Hands and Seals, to aſſign all or any Part of the ſaid Rates or Aſſeſſments, to ſuch Perſon or Perſons as ſhall lend or advance any Money thereon, or to his, her, or their Truſtee or Truſtees, as a Security for the principal Money to be advanced, with lawful Intereſt for the ſame, in ſuch Manner and Form, and under the ſame Powers and Authorities in every Reſpect, as in the ſaid recited Act is mentioned and preſcribed.

Application of Money.

V. And be it further enacted, That the Money ariſing or to be collected from the Rate or Rates, Aſſeſſment or Aſſeſſments, authorized to be

be made by this Act, and also the Money to be borrowed under or by virtue of this Act, shall be paid, laid out, and applied, in the first Place in paying and defraying the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act, and then in or towards carrying the Trusts and Purposes of the said recited Act and of this Act into full and complete Execution; and the same shall be subject and liable to such and the like Orders of Payment, and to such and the like Regulations, and be attended with such and the like Power and Liberty of Assignment, and be in all other Respects upon the same footing as the Rates and Assessments granted and the Money borrowed under or by virtue of the said recited Act.

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

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