

ANNO PRIMO

VICTORIÆ REGINÆ.

Cap. xiii.

An Act for the Improvement of the Borough of *Tenby* in the County of *Pembroke*; and for regulating and maintaining the Harbour and Pier belonging thereto. [9th *May* 1838.]

WHEREAS the Borough of *Tenby* in the County of *Pembroke* is a Bathing Place of very considerable Resort: And whereas there are within the said Borough of *Tenby* certain Houses, Buildings, Erections, and Encroachments, which obstruct the Thoroughfare through the Streets of the said Borough, and thereby render the same very incommodious to Persons resorting to and passing through the said Town, as well as to the Inhabitants thereof; and it would tend to the Benefit, Convenience, and Safety of Strangers resorting to the said Borough, as well as to the Inhabitants thereof, if the said Houses, Buildings, Erections, and Encroachments were taken down, and the Sites thereof cleared, and if the Roads, Streets, Ways, Lanes, and other Passages and Places within the said Borough, and the narrow and incommodious Parts of the same, were widened and improved, and if proper Regulations were made and established for the better Government thereof, and if public Walks were formed on the North and South Cliffs in the said Borough: And whereas for a long Series of Years certain Tolls or Dues upon Vessels anchoring in the Harbour of *Tenby*, or using the Pier or Quay, have been received by the Corporation of the said Borough: And whereas the said Harbour and other Works are capable of being

made very commodious for the Purposes of Trade, both foreign and domestic, but the said Tolls or Dues have proved insufficient for the Repair and Maintenance thereof, and it is expedient that proper Regulations should be established for the Management of the said Harbour and other Works, and for the Government of all Persons and Vessels employed in and using the same; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for the Council of the said Borough, and they are hereby authorized and empowered, from Time to Time to widen and improve the several Streets, Ways, Lanes, and other public Passages and Places within the said Borough, and to form such convenient Walks, Roads, Ways, Approaches, and other Works and Conveniences upon and near to the North and South Cliffs in the said Borough, or upon the Sands adjoining thereto, as the said Council shall deem expedient for the Benefit and Convenience of the Inhabitants of the said Borough, or of Persons resorting thereto; and the said Council are hereby fully authorized and empowered in all respects to carry this Act into execution.

Council of the Borough to carry this Act into execution.

Power to purchase Buildings, &c.

II. And be it further enacted, That it shall be lawful for the said Council from Time to Time to contract and agree with any Corporation, Tenant in Fee Simple, or for Life or Years, or in Fee Tail, General or Special, or with any Feoffees in Trust for charitable or other Purposes, Husbands, Guardians, Committees for Idiots or Lunatics, Executors or Administrators, or other Trustees whomsoever, not only for or on behalf of themselves, and their respective Heirs, Executors, Administrators, and Successors, but also for and on behalf of their respective Cestuique Trusts, whether Infants or Issue unborn, Idiots, Lunatics, Femes Covert, or other Persons under any Disability of acting for themselves, or with any Femes Covert seised, possessed of, or interested in their own Right, or entitled to Dower or other Interest, or with any other Persons, the Owners or Proprietors for the Time being of all or any the Messuages, Buildings, Lands, Tenements, or Hereditaments mentioned and specified in the Schedule to this Act annexed, or any Part thereof, or of any Estate, Right, or Interest therein; for the absolute Purchase of such several Premises or any of them, or any Part thereof, or of any Estate, Right, or Interest therein, which shall be necessary to be purchased for the Purposes herein-before mentioned; and all Sales, Conveyances, and Assurances of any such Messuages, Buildings, Lands, Tenements, or Hereditaments, or any Estate or Interest therein, may be made in the Form or to the Effect following; (that is to say,)

Form of Conveyance.

'I in consideration of the Sum of to
'me paid by the Mayor, Aldermen, and Burgesses of the Borough
'of *Tenby*, under or by virtue of an Act passed in the Year
'of the Reign of Her Majesty Queen *Victoria*, intituled [*here insert*
'*the Title of this Act*], do hereby grant and convey to the said
'Mayor, Aldermen, and Burgesses all [*here describe the Premises to*
'*be conveyed*], and all my Estate, Right, Title, Term, and Interest

'to and in the same and every Part thereof, to hold to the said 'Mayor, Aldermen, and Burgesses, and their Successors, for the 'Purposes of the said Act, for ever. In witness whereof I have here-'unto set my Hand and Seal this Day of 'in the Year of our Lord .'

And every such Sale, Conveyance, Assignment, and Assurance so made shall be good, valid, and effectual to all Intents and Purposes whatsoever, any Law, Statute, Usage, or Custom to the contrary thereof notwithstanding.

Corporate Bodies may sell.

III. And be it further enacted, That it shall be lawful for all Corporations, Tenants in Fee Simple, or for Life, or for Years, or in Fee Tail, General or Special, and all Feoffees in Trust for charitable and other Purposes, Husbands, Guardians, Committees for Lunatics and Idiots, Executors and Administrators, and other Trustees and Persons whomsoever, not only for and on behalf of themselves, and their respective Heirs, Executors, Administrators, and Successors, but also for and on behalf of their respective Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Persons under any Disability of acting for themselves, and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, or entitled to Dower or other Interest, and for every other Person whomsoever who is, are, or shall be seised or possessed of or interested in any of the Messuages, Buildings, Lands, Tenements, or Hereditaments mentioned in the said Schedule to this Act annexed, or to any Property which may be taken or agreed for by the said Council, under the Power herein-after contained, for the Improvement of the said Borough of *Tenby*, or entitled to any Estate, Right, Title, Lien, Charge, or Interest therein whatsoever, or as Lord or Lady of the Manor in the Cases of Copyhold Lands, to contract and agree with the said Council for the absolute Sale thereof or of any Part thereof, and of all and every Estates, Rights, Titles, Terms, and Interests whatsoever of, in, and to the same, unto the said Council, for the Purposes of this Act, and to convey and assign the same respectively unto the Mayor, Aldermen, and Burgesses of the said Borough; and all such Contracts, Bargains, Sales, Conveyances, and other Assurances shall be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Party so conveying, but also to convey all the Estate, Right, Title, Interest, Trust, Use, Property, Possession, Claim, and Demand whatsoever of their several Cestuique Trusts, and all Persons whomsoever claiming or having Title to claim by, from, through, or under them or any of them, and all Persons entitled in Remainder or Reversion expectant on any particular Estates, and the same shall be deemed and considered to bar all Dower of the Wife of such Party, and all Estates Tail, and other Estates in Possession, Reversion, Remainder, or Expectancy, and of the Issue of the same Party claiming under them, any Law, Statute, or Usage, or any other Matter or Thing whatsoever, to the contrary thereof in anywise notwithstanding.

Misnomer in describing the Premises not to retard

IV. And be it further enacted, That if any of the Messuages, Buildings, Lands, Tenements, or Hereditaments which are mentioned or described in the said Schedule to this Act annexed, or any of

the Execution of this Act.

of the Owners or Lessees thereof, or of the Persons in whose Occupation or Possession the same or any Part thereof are or is stated or described to be, shall happen to be misnamed or inaccurately described, such Misnomer or inaccurate Description shall not prevent or retard the Execution of this Act, but the same Premises and every Part thereof shall and may be purchased, and conveyed, disposed of, and applied, to and for the Purposes of this Act, as fully and effectually as if the same were more properly named and described in the said Schedule; provided it shall appear to any Two Justices of the Peace of the said County in Petty Sessions assembled, and be certified in Writing under their Hands, that such Omission, Misnomer, or inaccurate Description proceeded from Mistake only.

Compulsory Power of purchasing limited to Three Years.

V. Provided always, and be it further enacted, That if the said Council shall not within the Space of Three Years next after the passing of this Act purchase, and pay for in manner directed by this Act, the several Messuages, Buildings, Lands, Tenements, or Hereditaments mentioned in the said Schedule to this Act annexed, or so much thereof as shall be necessary for the Purposes of this Act, then and from thenceforth the Powers hereby given to them for such Purpose only shall cease, determine, and be utterly void, except with the Consent of the Owners and Occupiers thereof respectively.

Mortgagees not in Possession to assign Mortgages.

VI. And be it further enacted, That every Person or Corporation who shall have any Mortgage on such Messuages, Buildings, Lands, Tenements, or Hereditaments which may be required for the Purposes of this Act (not being in Possession of the said Premises by virtue of such Mortgage), shall, on Tender of the Mortgage Money and Interest due thereon, together with the Amount of Six Calendar Months Interest on the Principal Money, by the said Council, immediately convey, assign, and transfer such Mortgage to the said Mayor, Aldermen, and Burgesses, or in case such Mortgagee shall have Notice in Writing from the said Council that they will pay off and discharge the Principal Money and Interest which shall be due on the said Mortgage at the End or Expiration of Six Calendar Months, then, on Payment of the Principal and Interest so due on such Mortgage, such Mortgagee shall convey, assign, and transfer the said Mortgage, and his Interest in the Premises, to the said Mayor, Aldermen, and Burgesses; but in case such Mortgagee shall refuse to convey or assign on such Tender or Payment as aforesaid, then upon Payment of the Principal Money and Six Calendar Months Interest into the Bank of *England*, in manner herein-after directed, all Interest on every such Mortgage shall from the Time of such Payment cease and determine: Provided always, that in case the Sum due upon any such Mortgage, with all Interest due thereon, shall amount to more than the real Value of such Messuages, Buildings, Lands, Tenements, or Hereditaments, or the Part thereof which shall be taken for the Purposes of this Act, then the said Mayor, Aldermen, and Burgesses shall not be liable to pay the Mortgagee any more than the real Value of such Premises; which Value, in case the Parties cannot agree upon the same, shall be ascertained and settled by a Jury in like Manner as the Value of any Property wanted for the Purposes of this Act is herein-after directed to be ascertained and settled.

VII. Pro-

On Persons refusing to treat or to sell, a Jury to be summoned to assess Value, &c.

VII. Provided always, and be it further enacted, That if any such Corporation, Tenant in Fee Simple, or for Life, or for Years, or in Fee Tail, General or Special, Feoffee, Husband, Guardian, Committee, Executor or Administrator, Trustee, or other Persom whomsoever in anywise interested in such Messuages, Buildings, Lands, Tenements, or Hereditaments hereby authorized to be purchased, and in the Schedule to this Act particularly mentioned and described, or any Lessee or Occupier thereof, sustaining any Loss, Injury, or Damage, shall (upon Notice to him given or left in Writing at his Dwelling House, or of the principal or head Officer of such Corporation,) for the Space of Fourteen Days next after such Notice given or left as aforesaid, neglect or refuse to treat and agree or shall not agree for the Sale of the said Premises, or by reason of Absence or Disability shall be prevented from treating and agreeing, or cannot be found or known, or shall not produce a clear Title to the Hereditaments they are in possession of, or the Interest they claim therein, to the Satisfaction of the said Council, then and in every such Case it shall be lawful for the said Council to issue a Warrant under the Common Seal of the said Mayor, Aldermen, and Burgesses to the Sheriff of the said County of *Pembroke*, or in case the said Sheriff or his Under Sheriff shall be in anywise interested in the Matter in question, then to any of the Coroners of the said County not interested as aforesaid, or if all the Coroners shall be so interested, then to some Person then living in the said County who shall have filled the Office of Sheriff or Coroner therein, and be free from personal Disability, and uninterested as aforesaid, (a Person having more recently served either Office being always preferred,) commanding such Sheriff, Coroner, or other Person to impannel, summon, and return, and the said Sheriff, Coroner, or other Person is hereby accordingly empowered and required to impannel, summon, and return a Jury of at least Twenty-four sufficient and indifferent Man, qualified according to the Laws of this Realm to be returned for Trials of Issues in Her Majesty's Courts of Record at *Westminster*, to appear before the said Sheriff, Under Sheriff, Coroner, or other Person at such Time and Place as in such Warrant shall be appointed; and out of the Persons so impannelled, summoned, and returned, or out of such of them as shall appear upon such Summons, a Jury of Twelve Men shall be drawn by the said Sheriff, Under Sheriff, Coroner, or other Person, or by some Person to be by them respectively appointed, in such Manner as Juries for Trials of Issues joined in Her Majesty's Courts of Record at *Westminster* are by Law directed to be drawn; and in default of a sufficient Number of Jurymen the said Sheriff, Under Sheriff, Coroner, or other Person shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured to attend that Service, to make up such Jury to the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of the said Jurymen when they come to be sworn, but shall not challenge the Array; and the said Sheriff, Under Sheriff, Coroner, or other Person is hereby also required and empowered, from Time to Time, as Occasion shall be and require, to summon and call before the said Jury, and examine upon Oath, every Person who shall be thought necessary and proper to be examined as a Witness touching or concerning the Premises; and the said Sheriff, Under Sheriff, Coroner,

or other Person shall order and cause the said Jury to view the Places in question, if there be Occasion, and use all lawful Ways and Means as well for his own as for the said Jury's better Information in the Premises, as the said Sheriff, Under Sheriff, Coroner, or other Person shall think fit; and the said Jury, upon their Oaths, or, being Quakers, solemn Affirmations, (which Oaths or Affirmations, as well as the Oaths or Affirmations of all Persons called upon to give Evidence, the said Sheriff, Under Sheriff, Coroner, or other Person is hereby empowered and required to administer,) shall assess the Purchase Money or Recompence for Damages to be given for the said Messuages, Buildings, Lands, Tenements, or Hereditaments, according to the respective Interests therein, and shall give in their Verdict thereupon; and the said Sheriff, Under Sheriff, Coroner or other Person shall accordingly give Judgment for such Purchase Money or Recompence as shall be assessed by such Jury; which said Verdict, and the Judgment thereon to be pronounced as aforesaid, shall be binding and conclusive, to all Intents and Purposes, upon all Corporations and Persons whomsoever: Provided always, that not less than Twenty-one Days Notice in Writing of the Time and Place at which such Jury are so required to be returned shall be given by the said Council to the Party with whom any such Controversy shall arise, by serving such Notice personally or leaving such Notice at the Dwelling House of the Person, or the Clerk or Agent or principal Officer of any Corporation interested in the Premises intended to be valued or respecting which or any Damage to which any such Question shall arise; Provided also, that in all such Cases the Party claiming such Compensation shall be treated as the Plaintiff, and shall be entitled to all such Advantages and Privileges as Plaintiffs are in Actions tried in any of Her Majesty's Courts of Record at *Westminster* by Law entitled.

Verdicts to be recorded by the Clerk of the Peace.

VIII. And be it further enacted, That the said Verdict and Judgment, being first signed by the said Sheriff, Under Sheriff, Coroner, or other Person presiding at the taking of such Verdict and pronouncing of such Judgment respectively, shall be kept by the Clerk of the Peace for the said County of *Pembroke* amongst the Records of the Quarter Sessions for the said County, and shall be deemed Records to all Intents and Purposes; and the same, or true Copies thereof, shall be allowed to be good Evidence in all Courts whatsoever; and all Persons shall have Liberty to inspect the same, paying to such Clerk of the Peace for such Inspection the Sum of One Shilling, and shall be entitled to be furnished with Copies thereof, paying to the said Clerk of the Peace for every Copy after the Rate of Sixpence for every One hundred Words.

Penalty on Sheriff or his Substitute, or Jurors or Witnesses, making default.

IX. And be it further enacted, That if any such Sheriff or his Under Sheriff, or any Coroner or other Person herein-before authorized and directed to act in the Stead of such Sheriff, shall make default in the Premises, he shall for every such Offence forfeit and pay the Sum of Fifty Pounds, to be recovered by Action of Debt or on the Case in any of Her Majesty's Courts of Record at *Westminster*; and if any Person so summoned and returned upon any such Jury as aforesaid shall not appear, or appearing shall refuse to be sworn, or, being a Quaker, to make his solemn Affirmation, or to give his Verdict,

Verdict, or shall in any other Manner wilfully neglect his Duty, contrary to the true Intent and Meaning of this Act, or if any Person so summoned to give Evidence as aforesaid shall not appear, on being paid or tendered a reasonable Sum for his Costs and Expences, or appearing shall refuse to be sworn, or, being a Quaker, affirmed, or to give Evidence, every Person so offending, having no reasonable Excuse (such Excuse to be judged of and determined by the said Sheriff, Under Sheriff, Coroner, or other Person), shall forfeit and pay for every such Offence, for the Benefit of the Party for whom or on whose account such Jury or Witness shall have been summoned, any Sum not exceeding Ten Pounds; which said last-mentioned Penalty shall and may be levied by virtue of a Warrant under the Hand and Seal of any Justice of the Peace for the said County of *Pembroke*, by Distress and Sale of the Goods and Chattels of the Person so offending, rendering to him, on Demand, the Overplus of the Money thereby produced (if any), after such Penalty, and the Charges and Expences of such Distress and Sale, shall have been deducted.

Jurors to be under the same Regulations as those of the Superior Courts.

X. And be it further enacted, That every such Jury and Juryman as aforesaid shall, in addition to the Penalty hereby inflicted, also be subject to the same Regulations, Pains, and Penalties as if such Jury and Juryman had been returned for the Trial of any Issue joined in any of Her Majesty's Courts of Record at *Westminster*; and all Persons who, in any Examination to be taken by virtue of this Act, upon their Oaths, or, being Quakers, upon their solemn Affirmations, shall wilfully and corruptly give false Evidence before any such Jury, Sheriff, Under Sheriff, Coroner, or other Person, shall and may be prosecuted for the same, and upon Conviction thereof shall be liable to the Pains and Penalties to which Persons guilty of wilful Perjury shall or may by Law be subject or liable.

Expences of Jury and Witnesses how to be paid.

XI. And be it further enacted, That in every Case in which the Verdict of a Jury shall be given for the same or a greater Sum than shall have been previously offered by the said Council for the Purchase of any Messuages, Buildings, Lands, Tenements, or Hereditaments to be used or taken by them for the Purposes of this Act, or as Compensation for any Damage occasioned by the Execution of any of the Powers of this Act, all the Costs, Charges, and Expences incurred in summoning, impannelling, and returning such Jury, taking such Inquisition, and the Attendance of Witnesses, and recording the Verdict or Judgment thereon, and otherwise incident to the said Inquisition, and the Expences of the Bond to be given as hereinafter mentioned by the Party requiring the Jury to be summoned, shall be borne by the said Mayor, Aldermen, and Burgesses; and such Costs, Charges, and Expences shall be settled and determined by the said Sheriff, Under Sheriff, Coroner, or other Person as aforesaid; and in case such Costs, Charges, and Expences shall not be paid to the Party entitled to receive the same within Seven Days after the same shall have been demanded, the same shall and may be levied and recovered by Distress and Sale of any Goods or Chattels of the said Mayor, Aldermen, and Burgesses, under a Warrant to be issued for that Purpose by any Justice of the Peace acting within his Jurisdiction,

Jurisdiction, and not interested in the Matter in question, which Warrant such Justice is hereby authorized and required to issue under his Hand and Seal, on Application made to him for that Purpose by any Party entitled to receive such Costs, Charges, and Expences; but if the Verdict of the Jury shall be given for a less Sum than shall have been previously offered by or on the Behalf of the said Council, one Moiety of the said Costs, Charges, and Expences, to be settled and determined as aforesaid, shall be defrayed by the Party with whom the said Council shall have such Controversy or Dispute, and the remaining Moiety shall be defrayed by the said Council; and the former Moiety of such Costs, Charges, and Expences, having been ascertained and settled in manner herein-before mentioned, shall and may be deducted out of the Money awarded to be paid to such Party as aforesaid as so much Money advanced to and for his Use, and the Payment or Tender of the Remainder of such Money shall be deemed and taken, to all Intents and Purposes, to be a good Payment or Tender and Satisfaction of the whole thereof.

Persons requesting Juries to enter into Bond to prosecute their Complaint and pay Expences.

XII. And be it further enacted, That all Parties with whom the said Council shall have any Dispute respecting Damages, and who shall require a Jury to be summoned as aforesaid, shall, before the said Council shall be obliged to issue their Warrant for summoning such Jury, enter into a Bond to the said Mayor, Aldermen, and Burgesses in a Penalty of One hundred Pounds to prosecute their Complaint, and to bear and pay their Proportion of the Costs and Expences of summoning, impannelling, and returning such Jury, taking such Inquisition, and of the Attendance of Witnesses, and recording the Verdict or Judgment thereon, and otherwise incidental to such Inquisition, in case any Part of such Costs and Expences shall fall upon them.

Damages under 20*l.* may be settled by Two Justices.

XIII. And be it further enacted, That in case any Difference shall arise between the said Council and any of the Owners or Occupiers of the Messuages, Buildings, Lands, Tenements, and Hereditaments to be taken or used for the Purposes of this Act, as to the Amount or Value of the Purchase Money for the same, or of Damages done in the Execution of any of the Powers of this Act, and such Difference cannot be adjusted and settled between the said Parties, the same shall, in case the Amount of Damages claimed does not exceed the Sum of Twenty Pounds, be ascertained and determined by some Two or more Justices of the Peace for the said County of *Pembroke*, who, upon Application made to them by both or either of the said Parties, shall examine into the Matter in dispute, and shall determine and settle the Amount of Compensation which shall be payable by the said Council.

On Payment of Money, Property to vest in the Council.

XIV. And be it further enacted, That upon Payment or legal Tender of such Sum of Money as shall have been contracted or agreed for between the Parties, or assessed by such Justices or Jury in manner aforesaid, for the Purchase of any such Messuages, Buildings, Lands, Tenements, or other Hereditaments as herein mentioned, to the Proprietor of such Messuages, Buildings, Lands, Tenements, or other Hereditaments, or to such other Person as shall

be interested therein or entitled to receive such Money or Compensation respectively, within One Calendar Month next after the same shall be so agreed for or assessed, or upon Payment of the said Sum of Money within the said One Calendar Month into the Bank of *England*, as herein-after directed and required, for the Use of the Person entitled thereto, it shall be lawful for the said Council, and their Attornies, and their Agents, Workmen, and Servants, to enter upon such Messuages, Buildings, Lands, Tenements, and other Hereditaments respectively, and then and thereupon all the Estate, Uses, Trusts, and Interests of and in such Messuages, Buildings, Lands, Tenements, and other Hereditaments as shall have been purchased by such Payment as aforesaid, together with the yearly Profits thereof, shall thenceforth be vested in and become the sole Property of the said Mayor, Aldermen, and Burgesses for the Purposes of this Act; and such Payment shall not only bar all Right, Title, Claim, Interest, and Demand of the Person to whom the same shall or ought to have been made, but also shall extend to and be deemed and construed to bar the Dower of the Wife of every such Person, and all Estates Tail and other Estates in Reversion and Remainder of his Issue, and of every other Person whomsoever therein.

Application of Compensation Money if amounting to 200*l.*

XV. And be it further enacted, That if any Money shall be agreed or awarded to be paid for the Purchase of any Messuages, Buildings, Lands, Tenements, or Hereditaments to be taken or used by virtue of this Act, or of any Interest therein, or for any Compensation under this Act, which any Corporation, Tenant for Life or in Tail, or Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Cestuique Trust, or any Person whose Lands are limited in strict or other Settlement, or any Person under any other Disability or Incapacity, shall be entitled unto, interested in, or hereby capacitated to convey, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there *ex parte* the Mayor, Aldermen, and Burgessess of the Borough of *Tenby*, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at* Westminster *on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, without Fee or Reward; and shall when so paid in there remain until the same shall, by Order of the said Court made in a summary Way upon Petition to be presented to the said Court by the Party who would have been entitled to the Rents and Profits of the Messuages, Buildings, Lands, Tenements, and Hereditaments in respect whereof such Money shall be paid, be applied either in the Purchase or Redemption of the Land Tax, or in or towards the Discharge of any Debt or other Incumbrance affecting such Messuages, Buildings, Lands, Tenements, and Hereditaments, or affecting other Messuages, Buildings, Lands, Tenements, and Hereditaments standing settled therewith to the same or the like Uses, Trusts, Intents, or Purposes, 1 G. 4. c. 35.

as the said Court of Exchequer shall authorize to be purchased or paid, or such Part thereof as shall be necessary; or until the same shall, upon the like Application, be laid out, by Order of the said Court, made in a summary Way, in the Purchase of other Messuages, Buildings, Lands, Tenements, or Hereditaments, which shall be conveyed, limited, and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Messuages, Buildings, Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as aforesaid, or in respect of which such Compensation shall be paid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined or capable of taking effect; and in the meantime, and until such Purchase can be made, the said Money may, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities, or in Government or Real Securities; and in the meantime, and until such Annuities or Securities shall be ordered by the said Court to be sold for the Purposes aforesaid, or shall be called in or cancelled, the Dividends or Interest and annual Produce thereof shall from Time to Time, by Order of the said Court, be paid to the Party who would for the Time being have been entitled to the Rents and Profits of such Messuages, Buildings, Lands, Tenements, or Hereditaments so to be puchased and settled, in case the same had been so purchased and settled.

When less than 200*l.* and not less than 20*l.*

XVI. And be it further enacted, That if any Money so agreed or awarded to be paid as last herein-before is mentioned shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then the same shall, at the Option of the respective Parties for the Time being entitled to the Rents and Profits of the Lands, Messuages, Buildings, Tenements, and Hereditaments in respect whereof such Money shall be so awarded or agreed to be paid, or of their respective Husbands, Guardians, or Committees, in case of Coverture, Infancy, Idiotcy, Lunacy, or other Incapacity, with the Approbation of the said Council, signified in Writing under the Common Seal of the said Mayor, Aldermen, and Burgesses, be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, and be placed to his Account as last aforesaid, to be applied in manner last herein-before directed; or otherwise the same may be paid, at the like Option and with the like Approbation, to Two Trustees, to be nominated by the respective Parties exercising such Option (such Nomination to be approved of by the said Council), and such Nomination and Approbation to be signified in Writing under the Hands of the nominating Parties, and under such Common Seal of the said Mayor, Aldermen, and Burgesses; and the Money so paid to such Trustees, and the Dividends and Produce so arising thereon and therefrom, shall be by such Trustees applied in like Manner as herein-before directed with respect to the Money so to be paid into the Bank of *England* in the Name of the Accountant General of the Court of Exchequer, but without being required to obtain any Order of the said Court touching the Application thereof.

XVII. And

When less than 20*l.*

XVII. And be it further enacted, That where any Money so agreed or awarded to be paid as last herein-before mentioned shall be less than the Sum of Twenty Pounds, then the same shall be paid to the respective Parties who would for the Time being have been entitled to the Rents and Profits of the Messuages, Buildings, Lands, Tenements, and Hereditaments in respect whereof such Money or Compensation shall be paid, for their own Use and Benefit; or in case of Coverture, Infancy, Idiotcy, Lunacy, or other Incapacity, then such Money shall be paid for their Use to their respective Husbands, Guardians, Committees, or Trustees.

In case of not making out Titles, or of Absence or Refusal to convey, Money to be paid into the Bank.

XVIII. And be it further enacted, That in case any Party to whom any Sum of Money shall be agreed or awarded to be paid for the Purchase of any Messuages, Buildings, Lands, Tenements, or Hereditaments to be taken under the Powers of this Act, or for any Right or Interest to, in, or affecting the same, or otherwise for Compensation as aforesaid, shall refuse or neglect to accept the same, or shall refuse, neglect, or be unable to make a Title to the Satisfaction of the said Council, or shall be absent from *England*, or cannot be conveniently found; or if any Party entitled unto or by this Act capacitated to convey such Premises, Right, or Interest be not known or discovered, or be absent from *England*, or shall refuse to convey the same; then and in every such Case, where not otherwise provided by this Act, it shall be lawful for the said Council to order the Money so agreed or awarded as aforesaid to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account to the Credit of the Parties interested in the said Premises (describing them, so far as the said Council can do), subject to the Control and Disposition of the said Court; which said Court, on the Application of any Party making claim to such Money or any Part thereof, by Petition, is hereby empowered, in a summary Way of Proceeding or otherwise, as to such Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estates, Titles, or Interests of the Parties making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem proper; and the Cashier of the Bank of *England* who shall receive such Money is hereby required to give to the said Council, or to the Party so paying any Money into the Bank of *England* under or pursuant to this Act, a Receipt for such Money, mentioning and specifying therein for what and for whose Use (described as aforesaid) the same is received, and in respect of what Purchase the same has been so paid in.

In case of disputed Titles, Persons in Possession to be deemed presumptively entitled.

XIX. And be it further enacted, That where any Question shall arise in reference to the Provisions aforesaid, or otherwise upon this Act, touching the Title of any Party to any Messuages, Buildings, Lands, Tenements, and Hereditaments, or to any Interest in the same, or to any Compensation in respect of any Damage done thereunto, or to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, in pursuance of this Act, or to any Annuities

or

or Securities to be purchased with any such Money, or to the Dividends or Interest of any such Annuities or Securities, the Parties respectively who shall have been in Possession or Receipt of the Rents or Profits of such Lands at the Time of taking or using the same, and all Corporations or Persons claiming under such Parties, or under or consistently with the Possession of such Parties, shall be deemed to have been lawfully entitled to such Messuages, Buildings, Lands, Tenements, and Hereditaments, or to such Interest therein, or to such Money as aforesaid, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court; and the Dividends or Interest of the Annuities or Securities to be purchased with such Money, and also the Capital of such Annuities or Securities, shall be paid, applied, and disposed of accordingly.

Court of Exchequer may order reasonable Expences of Purchases and Costs to be paid by the Council.

XX. And be it further enacted, That where, by reason of any Disability or Incapacity of any Person or Corporation entitled to any Messuages, Buildings, Lands, Tenements, or Hereditaments to be purchased, taken, or used under the Authority of this Act, or from any other Cause, except the wilful Refusal of such Person or Corporation to convey the said Lands and Hereditaments, or to accept the Purchase or Compensation Money herein-after mentioned, the Purchase Money for the same, or any Money to be paid by way of Recompence or Compensation for any Damage or Injury done to the same, shall be required to be paid into the Bank of *England*, it shall be lawful for the said Court of Exchequer to order the reasonable Costs, Charges, and Expences attending any such Purchase, or which may be incurred in consequence thereof, and also all the Costs, Charges, and Expences of the Investment of such Purchase or Compensation Money in Government or Real Securities, and of the Reinvestment of the same, or the Government or Real Securities purchased therewith, in the Purchase of other Messuages, Buildings, Lands, Tenements, and Hereditaments, together with the necessary Costs, Charges, and Expences of obtaining the proper Orders and of all other Proceedings for such Purposes, except such as may be occasioned by Litigation between Claimants, and for the Payment of the Dividend and Interest of the Government or Real Securities upon which such Purchase or Compensation Money may be invested, and for the Payment out of Court of the Principal of such Purchase or Compensation Money, or of the Government or Real Securities aforesaid, to be paid by the said Council, and the said Council shall from Time to Time pay such Sums of Money for the Costs, Charges, and Expences herein-before mentioned as the said Court shall direct.

Expences of making out Titles to be paid by the Council.

XXI. And be it further enacted, That all the Costs, Charges, and Expences, on the Part as well of the Seller as the Purchaser, of all Conveyances and Assurances of any Messuages, Buildings, Lands, Tenements, and Hereditaments which shall be purchased or taken by the said Council for the Purposes of this Act, and of deducing, evidencing, and verifying such Title as the said Council may require, and of making out and furnishing such Abstract and such attested Copies as the said Council may require, and all Expences whatsoever incident to the Investigation, Deduction, and Verification of such Title, shall be exclusively borne and paid by the said Council; and the said Council, before entering into possession of the Premises so

purchased or taken, shall pay the Amount of such Costs, Charges, and Expences, or, in case there shall be any Dispute about the same, shall obtain such Order as herein-after mentioned, and shall deposit, for the Purpose of paying the same, in such Manner as herein-after mentioned, the Amount of the Costs, Charges, and Expences claimed by the Party from whom the Premises shall be purchased or taken: Provided always, that the said Council shall not be prevented from entering into Possession of the said Premises so purchased by reason of the Nonpayment of the said Costs, Charges, and Expences, or by reason of the Order herein-before mentioned not having been obtained, or the Deposit herein mentioned not having been made, unless the Party from whom such Lands shall have been purchased shall, within Seven Days after Notice in Writing for that Purpose shall have been given to them by the said Council, deliver a Bill of their said Costs, Charges, and Expences to the said Council: Provided also, that in case the said Council shall not require the making out or furnishing such Abstract of Title as aforesaid, but shall be satisfied with an Inspection of the Title Deeds of the Seller of the Property purchased or taken, such Seller shall be bound, at the Expence of the said Council, to produce or cause the Production of the Title Deeds relating to the said Messuages, Buildings, Lands, Tenements, and Hereditaments when required by the said Council so to do, without furnishing any Abstract of the Title.

How such Expences are to be ascertained.

XXII. And be it further enacted, That if the said Council and the Party aforesaid cannot agree as to the Amount of such Costs, Charges, and Expences, the same shall be ascertained by the said Court of Exchequer; and it shall be lawful for the said Court, on Petition to be presented by the said Council, to order and direct that such Costs, Charges, and Expences shall be referred to one of the Masters of the said Court, to be taxed in the usual Manner; and such Order shall be served on the Party aforesaid, who shall be at liberty to proceed under the same; and after Taxation thereof it shall be lawful for the said Court to order and direct the Amount of such Costs, Charges, and Expences, so taxed, together with the Costs, Charges, and Expences attending the Taxation thereof, or so much of the same as shall be payable by the said Council to the Party from whom the Premises shall have been purchased or taken, shall be paid to the Party aforesaid: Provided always, that the said Council shall not be at liberty to enter into Possession of the Premises so purchased or taken until an Order shall have been made for the Taxation of the said Costs, Charges, and Expences, and the said Council shall have deposited the Sum claimed in respect of the same in the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account there *ex parte* the Mayor, Aldermen, and Burgesses of the Borough of *Tenby*, pursuant to the Method prescribed by the herein-before mentioned Act passed in the First Year of the Reign of His Majesty King *George* the Fourth, which Sum shall be applied under the Order of the said Court in Payment of the said Costs, Charges, and Expences: Provided always, that the Expence of determining such Costs, Charges, and Expences as aforesaid, and of obtaining the Order or Orders referring the same to be taxed, shall be paid and

borne by the said Council, unless the Sixth of the said Costs, Charges, and Expences shall be disallowed, in which Case the said Expence shall be paid and borne by the Party from whom the said Premises were purchased or taken, and the Amount thereof may then be paid to the said Council out of the said Sum so deposited by them as aforesaid.

Tenants at Will to deliver Possession on Six Months Notice.

XXIII. And be it further enacted, That every Tenant at Will, and every other Person in Possession of any Messuages, Buildings, Lands, Tenements, or other Hereditaments which shall be purchased or taken by virtue and for the Purposes of this Act, who shall have a less Interest than as Tenant from Year to Year shall deliver up the Possession of such Premises to the said Council, or to such Person as they shall appoint to take possession of the same, upon having Six Calendar Months Notice from the said Council or their Town Clerk to quit the same at such Time or Times as shall be required by such Notice, they the said Council having first made a reasonable and proper Compensation to every such Tenant or other Person as aforesaid; and in case any Dispute or Difference shall arise touching or concerning the same, such Compensation shall be ascertained and settled by a Jury in such and the like Manner as the Compensation to be made by the said Council for the Purchase of any Messuages, Buildings, Lands, Tenements, or Hereditaments is herein-before directed to be ascertained and settled in case of any Dispute or Difference about the same; and such Tenant or other Person aforesaid in Possession shall, on Payment of such Compensation as shall be agreed upon between the Parties, or shall be awarded as herein-before mentioned, and at such Time as he shall be required by the said Council, peaceably and quietly deliver up the Possession of the said Premises to the said Council, or to the Person authorized by them to take possession thereof; and if any such Tenant or other Person aforesaid, so in Possession as aforesaid, shall refuse or neglect to deliver up such Possession, then and in every such Case it shall be lawful for the said Council to issue their Precept to the said Sheriff to deliver Possession of the said Premises to such Person as shall in such Precept be nominated to receive the same, and the said Sheriff is hereby required to deliver Possession of the said Premises accordingly, and to levy such Costs and Charges as shall accrue from the Issuing or Execution of such Precept on the Person refusing to deliver up Possession as aforesaid by Distress and Sale of his Goods and Chattels.

Council may purchase Land for general Improvement.

XXIV. And be it further enacted, That it shall be lawful for the said Council and they are hereby empowered to contract with any Person or Corporation who shall be willing to sell the same for the Purchase of any Messuages, Lands, Tenements, or Hereditaments, or any Part of any Messuages, Buildings, Lands, Tenements, or Hereditaments which the said Council shall consider necessary for the Purpose of widening or improving any of the Roads, Streets, Ways, Lanes, or other public Passages or Places within the said Borough, or for forming any new Streets or Roads, for the Benefit and Convenience of the Inhabitants of the said Borough and Persons resorting thereto, and any new Reservoirs, or for enlarging the

present Reservoirs for supplying the Inhabitants of the said Borough with Water; and it shall be lawful for all Corporations and Persons whomsoever (including especially such or the like Corporations and Persons as are by this Act capacitated to sell and convey for the Purposes of this Act,) to sell and convey to the said Council any Messuages, Buildings, Lands, Tenements, or Hereditaments, for the Purposes herein-before mentioned, or any of them, in the same Manner as is herein directed concerning the Messuages, Buildings, Lands, Tenements, and Hereditaments included in the said Schedule to this Act.

Obstructions in Footways at present existing may be removed at Expence of Council.

XXV. Provided always, and be it further enacted, That it shall be lawful for the said Council to order that any Grating, Cellar Door, Trap Door, or other Obstruction extending over the whole or any Part of any Footway or Pavement which before the passing of this Act was laid down against any Messuage, Building, Land, Tenement, or Hereditament, and which shall in the Judgment of the said Council in any way obstruct or impede the Passage along the said Footway or Pavement, to be altered in such Manner as the said Council, or any Person by them appointed for that Purpose, shall direct and appoint, and the Expence of such Alteration shall be defrayed out of the Funds in the Hands of the said Council; and the said Council, their Surveyor and Workmen, are hereby authorized and empowered to enter upon any Messuages, Buildings, Lands, Tenements, or Hereditaments, for the Purpose of making such Alteration as aforesaid, doing as little Damage as may be in the Execution of the Powers hereby granted, and making Compensation for any Injury occasioned by the altering of such Grating, Cellar Door, Trap Door, or other Obstruction, such Compensation, in case of Dispute about the same, to be ascertained and determined in manner by this Act directed for the Settlement of Damages of a small Amount.

Occupiers to remove future Projections.

XXVI. And be it further enacted, That the several Owners or Occupiers of all Messuages, Buildings, Lands, Tenements, or Hereditaments which are now or may be hereafter situate in or adjacent to the said Roads, Streets, Ways, Lanes, or other public Passages or Places, and every of them, are hereby authorized and required, at their own respective Costs and Charges, within Thirty Days next after their respectively receiving Notice in Writing from the said Council, under the Hand of the said Town Clerk, in that Behalf, to cause all and every the Penthouses, Porches, Bulks, Bulkheads, Dung-holes, Coal-holes, Culm-holes, Sheds, Dripping-eaves, Palisades, Rails, Posts, Fences, Steps, Cellar Windows, Cellar Doors, Hatchways, Gratings, and other Obstructions and Projections whatsoever within the said Borough which shall in future be erected, set up, affixed, laid down, or be against or in front of or belonging to their respective Messuages, Buildings, Lands, Tenements, or Hereditaments, and which in the Judgment of the said Council shall be considered public Annoyances or Nuisances by reason of their projecting into or encroaching upon, or otherwise obstructing, annoying, or endangering the public Passage along any of the said Roads, Streets, Ways, Lanes, or other public Passages or Places, to be taken down, filled up, removed, and carried away, or otherwise altered or reformed, in such Manner as shall be directed

directed by the said Council, or by some Person by them authorized for that Purpose; and in case the Owner or Occupier of any such Messuage, Building, Land, Tenement, or Hereditament as aforesaid shall neglect or refuse to cause any such Penthouse, Porch, Coal-hole, Bulk, Bulkhead, Dung-hole, Shed, Dripping-eave, Palisade, Rail, Post, Fence, Step, Cellar Door, Cellar Window, Hatchway, Grating, or other Projection or Obstruction whatsoever, which shall in future be so erected, set up, affixed, laid down, or lie against or in front of or belonging to such Messuage, Building, Land, Tenement, or Hereditament, and which shall be considered an Annoyance or Nuisance as aforesaid, to be taken down, filled up, removed, and carried away, or otherwise altered or reformed, within such Time and in such Manner as in such Notice shall be directed, then and in every such Case it shall be lawful for the said Council to cause the same to be forthwith done by some Person acting under their Authority; and the Costs and Charges attending the same, having been ascertained by Two or more Justices of the Peace for the said County, shall and may be recovered, by Warrant under the Hands and Seals of any Two Justices of the Peace, from the Owner or Occupier of such Messuage, Building, Land, Tenement, or Hereditament, by Distress and Sale of his Goods and Chattels, and when received the same shall be paid to the said Council; and it shall be lawful for the Occupier of any Messuage, Building, Land, Tenement, or Hereditament, being a Tenant at Rack Rent, and having either paid such Costs and Charges in the first instance, or having repaid the same to the said Council, to deduct and retain the Amount thereof out of his Rent; and the Proprietor or Landlord of every such Messuage, Building, Land, Tenement, or Hereditament so held at Rack Rent is hereby required to allow the same accordingly, except only in Cases where the Encroachment, Obstruction, Annoyance, or Nuisance so removed or altered shall have been originally occasioned by such Occupier, in which Case he shall bear the Expences of altering or removing the same.

For preventing Nuisances, &c.

XXVII. And be it further enacted, That if any Person shall, upon, over, or along any Footway or Foot Pavement within the said Borough, run, draw, drive, carry, or take any Truck, Wheel, Sledge, Wheelbarrow, Bier, Handbarrow, or Carriage whatsoever; or shall roll any Cask or Tub (except for the Purpose of taking the same across such Way or Pavement from or into any House or Premises); or shall wilfully ride, lead, or drive any Horse, Ass, or Mule, or any other Beast or Cattle, upon any such Footway or Foot Pavement; or shall tie or fasten any Horse or other Cattle to any House, Outhouse, Wall, Fence, Post, Tree, or Railing whatsoever, across or adjoining to any such Footway or Pavement; or shall, in or upon any such Footway or Foot Pavement, or in or upon any public Road, Street, Way, Lane, or other public Passage or Place within the said Borough, so as to obstruct the Passage through or along the same, set or place, or expose for Sale, or cause, permit, or suffer to be set or placed or exposed for Sale, any Meat, Fruit, Vegetables, Fish, Goods, Chattels, Provisions, Furniture, Wares, or Merchandize, or any Article, Matter, or Thing whatsoever; or set any Cask, Tub, Pail, Bucket, Stool, Bench, or any Article, Matter, or Thing whatsoever (except as herein is authorized); or shall hang up any Harness, Saddle,

Saddle, or other Furniture of Horses or other Animals, for the Purpose of cleansing or drying the same, or for any other Purpose, or shoot or cast thereon any Coals, Wood, or chop or cut Faggots or Wood, or other Articles, and suffer the same to remain longer than is necessary for the Removal or housing thereof; or shall beat any Carpet, Mat, Rug, or other Articles therein or thereon; or shall erect or set up, put or place any Blind, Shade, Coverlid, Awning, Pole, or Line, or any other Matter or Thing, so as in any way to cause any Obstruction or Impediment on the said Roads, Streets, Footways, or Pavements; or shall, in any of the said Roads, Streets, Ways, Lanes, or other public Passages or Places, burn, fire, scald, dress, cleanse, or hoop any Cask, or empty any of the Contents, Dregs, or Refuse of any Cask or other Vessel, or shall therein or thereon wash or clean any Carriage whatsoever (save and except in any Mews or Yard); or shoe, bleed, dress, or clean, or turn or drive loose uncontrolled, any Horse, Ass, Mule, or other Animal therein or thereon; or shall exercise any Horse, with or without any Carriage or Break, in any of the Streets or Roads within the said Borough; or if the Driver of any Waggon, Cart, Sledge, or other Carriage within the said Borough shall ride on the Shaft, or shall, without proper and sufficient Reins to guide the Horse or Horses drawing the same, ride in or upon any Part of such Carriage, or on any of the Horses or Cattle drawing the same; or if any Person shall drive any Cattle, or ride or drive any Horse or other Beast or Animal, or any Carriage whatsoever, within the said Borough, in a furious or improper Manner, or shall not, in riding or driving any Horse or other Beast or Animal, or any Carriage whatsoever, and meeting any other Carriage, keep the same Horse, Beast, Animal, or Carriage, where practicable, on the Left or Near Side of the Street or Road, or shall wilfully prevent or obstruct any other Person, or any Carriage, Horse, Beast, or Animal under his Care, from passing him; or shall in any of the said Roads, Streets, Ways, Lanes, or other public Passages or Places show or expose for Sale or for Exhibition any Horse, Mule, Ass, Sheep, Cattle, Swine, or other Beast; or exhibit or place for Exhibition in any Caravan or other Carriage, or in any other Manner, any public Show, except in such Places as shall be appointed for such Purposes by the said Council; or shall permit or suffer any Horse, Mule, or Ass, either in or out of a Carriage, to stand or be exposed for Hire in any Part of the said Borough (except in such Places as the said Council shall from Time to Time direct and appoint); or turn loose or suffer to be at large within the said Borough any Bull-dog, Mastiff, or ferocious Dog of any other Species, not being muzzled; or permit any Dog addicted to pursue or bark after Carriages or Horses to be at large, or permit or suffer any Dog whatsoever to go at large within the said Borough after any public Notice in Writing given by the Mayor of the said Borough (and which Notice the said Mayor is hereby authorized and empowered to give, and cause to be affixed on the principal Door of the Town Hall in the said Borough,) during such Time as such Notice shall direct Dogs to be confined on account of any Suspicions of the Existence of Canine Madness (and which said Dogs so at large within such Period the said Mayor is hereby authorized to order and direct to be destroyed, and it shall be lawful for any Person, in pursuance of such

Order, to destroy such Dogs accordingly); or if any Person shall leave or suffer to stand or continue in any of the said Roads, Streets, Ways, Lanes, or other public Passages or Places any Waggon, Cart, Dray, or other Carriage of the like Description, either loaded or unloaded, or with or without Horses, or any Truck or Wheelbarrow, for any longer Time than for the necessary loading or unloading, and except whilst the same shall be loading or unloading, or in case the same shall not during such Time be placed so as to interrupt the public Passage as little as possible; or shall therein or thereon wilfully, to the Annoyance of any Passenger or Inhabitant within the said Borough, trundle any Hoop, or play at any Game, or fly any Kite, or blow any Trumpet or Horn, or sound any Bell (except the public Bellman), for the Purpose of announcing the Sale of any Article or Thing whatsoever; or shall therein or thereon make any Bonfire, or let off or fire any Cracker, Squib, or other Firework, or fire or let off any Gun, Pistol, or other Fire-arms; or if any Person shall obstruct or impede the Passage along any Footway or Foot Pavement in the said Roads, Streets, Ways, Lanes, or other public Passages or Places; or if any Person shall, in or over any of the said Roads, Streets, Ways, Lanes, or other public Passages or Places, place or hang any Flower Pot, Basket, Stand, Box, or any other Article on the Outside of any Window or House, or on any Wall or Railing, without securing the same by some safe and secure Guard or Fence or other Means, so as effectually to prevent the same from falling, or from any Water dropping therefrom on or annoying any Passenger; or shall leave open any Cellar Door, Trap Door, Hatchway, or Iron Grating, or any Opening for conveying Coals or otherwise, or shall not make and keep the same level with the Roadway or Pavement, or shall put or suffer to remain any insufficient Covering or Grating over any such Opening; or shall suspend or hang any Bed Clothes, Linen, Woollen, Wearing Apparel, or any other Matter or Thing from any Dwelling House or other Place, or affix, or cause or suffer to be affixed or continued, any Foot Scraper outside the Boundary Wall of his Premises; or if any Butcher or other Person whosoever shall kill any Bull, Ox, Cow, Calf, Sheep, Lamb, Swine, or other Beast or Cattle, or singe, scald, dress, or cut up any Carcase, either wholly or in part, in or on any of such Roads, Streets, Ways, Lanes, or other public Passages and Places, or cause or permit any Blood to run or be thrown from or out of any House, Slaughter-house, Shop, or Shambles; or sell or offer or expose for Sale within the said Borough any unwholesome Fish, Poultry, Meat, or other Provisions; or if any Person, being a licensed Publican or Victualler, or being a Dealer in Beer, Ale, Cider, or other strong Liquors by retail within the said Borough, shall not erect or construct, in some convenient and proper Situation adjoining or near to his Premises, a Recess or Convenience for making water against, so that any indecent Exposure of the Person may be prevented; or if any Person, in any of the said Roads, Streets, Ways, Lanes, or other public Passages or Places, shall sift, screen, wet, or slack or mix any Lime, Ashes, Coal, Culm, Rubbish, or other Article, Matter, or Thing; or shall cause or instigate any Dog Battle or Dogs to fight; or shall indecently expose his Person; or shall bathe in the Sea, except in such Places as shall be appointed for that Purpose (save and except in the Bathing Machines); or if any Person shall write or

describe any obscene or indecent Language or Figure on any Wall, Door, Post, Pavement, or public Place within the said Borough, or post or distribute therein any indecent or obscene Hand-bill, Notice, or Placard, or expose any indecent or obscene Print, Ballad, or Pamphlet, or affix any Post-bill or other Paper to or against any Dwelling House, Wall, or Building, without the Consent of the Owner or Occupier thereof, or write upon or otherwise deface or mark the same by means of Chalk, Paint, or any other Material whatsoever; or if any Person whosoever shall throw, cast, or convey, or cause to be thrown, cast, or conveyed, any Dirt, Dust, Dung, Cinders, Ashes, Rubbish, Filth, or Soil, or any Animal or Carcase, or any noxious or offensive Materials or Ingredients, or any Substance whatsoever (except Building Materials, as herein-after mentioned), into any of the said Roads, Streets, Ways, Lanes, or other public Passages or Places, or into any Brook, Pond, Pool, or Reservoir for Water within the said Borough; or place, deposit, or keep any Night Soil, or Emptyings, Cleansings, or Filth taken from any Privy, Drain, or Cess-pool, or the Refuse, Offal, Garbage, Filth, or Sweepings of any Slaughter-house, or any Soaplees, ammoniacal Liquor, or any other noisome or offensive Matter whatsoever, in or upon any open or inclosed Ground within the Distance of Two hundred Yards from any Dwelling House within the said Borough, to the Annoyance of any Inhabitant of the said Borough, otherwise than during the Time of the same being removed; or shall pull down or injure any Part of the Town Walls of the said Borough; or shall make any Slide on any Footway, Pavement, or Carriageway, or shall commit any other Kind of Obstruction, Nuisance, or Annoyance whatsoever in any of such Roads, Streets, Ways, Lanes, or other public Passages or Places; each and every such Person so offending in any such Case shall for each and every such Offence forfeit and pay any Sum not exceeding Sixty Shillings.

Power to seize and burn unwholesome Meat.

XXVIII. And be it further enacted, That it shall be lawful for any Justice of the Peace before whom any Person shall be convicted of selling, or offering or exposing for Sale, within the said Borough, any unwholesome Fish, Poultry, Meat, or other Provisions, either in addition to or instead of any Penalty inflicted in pursuance of this Act, to order and direct any Constable, or any Person appointed for that Purpose by the said Council, to seize and burn any such unwholesome Fish, Poultry, Meat, or other Provisions, and such Constable or other Person is hereby authorized and required to seize and burn the same accordingly.

Regulations as to emptying Privies.

XXIX. And be it further enacted, That if any Person shall at any Time cause any Sewer, Gout, Privy, Reservoir, or Necessary House within the said Borough to be emptied, except between the Hours of Ten of the Clock in the Night and Six of the Clock in the Morning, or shall wilfully spill or throw down any such Soil in any of the said Roads, Streets, Lanes, or other public Passages or Places, every Person offending in any of the Cases aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Power to impound Cattle found straying.

XXX. And be it further enacted, That if any Horse, Bull, Ox, Cow, Ass, Mule, Swine, Sheep, Goat, or other Beast or Cattle shall be found

found straying in any of the Roads, Streets, Ways, Lanes, or other public Passages or Places within the said Borough, the Owner thereof shall, for every such Horse, Bull, Ox, Cow, Ass, Mule, Swine, Sheep, Goat,or other Beast or Head of Cattle, forfeit and pay any Sum not exceeding Five Shillings; and it shall be lawful for any Officer or other Person appointed by the said Council, or for any Constable of the said Borough, to impound any such Horse, Bull, Ox, Cow, Ass, Mule, Swine, Sheep, Goat, or other Beast or Cattle found straying as aforesaid in any Pound such Council may provide (and which they are hereby authorized and empowered to provide and maintain within the said Borough), or in any other public Pound in the said Borough, and to detain the same in such Pound until the said Penalty, and the Expence of impounding, feeding, and keeping the same in the Pound, shall be fully paid and satisfied; and if in any such Case the said Penalty and Expences shall not be paid within Seven Days after such Horse, Bull, Ox, Cow, Ass, Mule, Swine, Sheep, Goat, or other Beast or Cattle shall be so impounded, it shall be lawful for any Person who shall be appointed by any Justice of the Peace for that Purpose to sell or cause the same to be sold by public Auction, and the Costs and Charges of impounding, feeding, and keeping such Horse, Bull, Ox, Cow, Ass, Mule, Swine, Sheep, Goat, or other Beast or Cattle in Pound, and of selling the same, and the said Penalty, shall be defrayed by and out of such Sale; and the Overplus (if any) of the Monies arising by such Sale shall be paid to the Owner of the said Horse, Bull, Ox, Cow, Ass, Mule, Swine, Sheep, Goat, or other Beast or Cattle, upon Demand: Provided always, that whether such Horse, Bull, Ox, Cow, Ass, Mule, Swine, Sheep, Goat, or other Beast or Cattle so found straying shall be impounded as aforesaid, or otherwise, the Owner thereof shall nevertheless forfeit and pay for every such Horse, Bull, Ox, Cow, Ass, Mule, Swine, Sheep, Goat, or other Beast or Head of Cattle so found straying as aforesaid the said Sum not exceeding Five Shillings.

Penalty for Pound Breach.

XXXI. And be it further enacted, That in case any Person shall release or attempt to release any Horse, Bull, Ox, Cow, Ass, Mule, Swine, Sheep, Goat, or other Beast or Cattle, or any other Matter or Thing, which shall be seized for the Purpose of being impounded under the Authority of this Act, either before or after the same shall be so impounded, or shall pull down, damage, or destroy the same Pound or Place or any Part thereof, or any Lock, Staple, Chain, or Bolt belonging thereto or with which the same shall be fastened, or shall rescue or release, or shall attempt to rescue or release, any Distress or Levy which shall be made under the Authority of this Act, every Person so offending shall, upon Conviction thereof before any Two of Her Majesty's Justices of the Peace, either upon Confession of the Party offending or upon the Oath of One credible Witness, forfeit and pay, in addition to Compensation for actual Damages committed, any Sum not exceeding Five Pounds.

Occupiers of Houses to sweep Footways.

XXXII. And be it further enacted, That the several and respective Occupiers of all Houses and other Buildings, and the Owners or Proprietors of all unoccupied Houses or other Buildings, with the respective Yards, Gardens, Pleasure Grounds, and other Appurtenances

tenances next adjoining the several Streets, Ways, Lanes, and other public Passages and Places within the said Town and Borough, the Churchwardens and Chapelwardens of every Church or Chapel, the Owner of every Dead-wall and other Fences and vacant Places of Land, (Land used as Arable, Meadow, or Pasture, or as a Nursery for Trees, always excepted,) the Deacon, Steward, Manager, Treasurer, and Minister of every Meeting House or Place of public Worship, or any One or more of them, and the Person who for the Time being shall be the acting Director or Manager of every Hospital, School, Theatre, or other public Building respectively situate or being next adjoining the same several Streets, Ways, Lanes, and other public Passages and Places within the said Borough, shall and they are hereby required to cause the Footpaths or Foot Pavements along the same, on every Day, (*Sunday* excepted,) before the Hour of Ten of the Clock in the Morning, and also the Carriageway (if any) adjoining such Footpaths or Foot Pavements on every *Saturday* Afternoon, to be well and sufficiently swept along the whole Length of the Front of their respective Houses, Buildings, and Premises aforesaid, (except as aforesaid,) and to the full Extent of the said Footpaths or Foot Pavements, before, behind, and on the Side or Sides of the same respectively; and every such Occupier or other Person as aforesaid making default therein shall for every such Offence forfeit and pay any Sum not exceeding Five Shillings.

Inclosures to be made before Houses are built or repaired.

XXXIII. And be it further enacted, That when, by reason of the erecting, building, altering, or enlarging any House, Wall, or Building within the said Borough, any of the Roads, Streets, Ways, Lanes, or other public Passages or Places shall or may be in any Manner obstructed or rendered dangerous or unsafe, the Owner or Occupier of every such House, Wall, or Building shall, on his own Ground, well and sufficiently, at his own Expence, fence in and inclose the same before any Part of such Work shall be commenced, and shall so continue the same during the Time such Works shall be carried on; and if any Owner or Occupier shall neglect or omit to fence in and inclose the same as aforesaid he shall for every Day of such Neglect or Omission forfeit and pay any Sum not exceeding Ten Shillings: Provided always, that if any such Owner or Occupier shall be desirous of inclosing and using, during the Continuance of any such Works, any Portion of any Road, Street, Way, Lane, or other public Passage or Place within the said Borough for making Mortar, or for depositing or working Stones, Bricks, or other Materials, it shall be lawful for such Owner or Occupier (having first obtained the Consent of the said Council, or any Officer by them authorized to give such Consent,) to inclose and use so much of such Road, Street, Way, Lane or other public Passage or Place, and for such Period as shall be expressed in such Consent, leaving convenient Room for Carriages to pass and repass in every such Road and Street, and also making a convenient Footway, separated therefrom, to prevent Accidents arising to Passengers and Carriages, every such Owner or Occupier removing the same Fence, and also the Rubbish to be occasioned thereby, within such Time as shall be allowed by the said Council or their Officer as aforesaid; and if any such Person who shall so erect or set up any such Fence extending over any Portion

of any such Road, Street, Way, Lane, or other public Passage or Place as aforesaid, shall not remove such Fence and Rubbish within the Time limited as aforesaid, he shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings for every Day such Omission or Neglect shall continue.

Openings in Streets to be fenced.

XXXIV. And be it further enacted, That if at any Time any Opening shall be made in any Road, Street, Way, Lane, or other public Passage or Place within the said Borough, for the Repair of the same, or for any other necessary Purpose whatsoever, the Person employed therein, or causing such Opening to be made, shall, at his own Expence, cause such Opening to be properly fenced or guarded, and shall cause a sufficient Light to be affixed and continued in or near the same, from Sunset to Sunrise, for preventing Accidents to Passengers, Cattle, and Carriages; and if any Person employed in making such Opening, or who caused the same to be made, shall neglect or omit to fence or guard the same, and to fix and continue such Light as aforesaid, he shall for every such Offence forfeit any Sum not exceeding Forty Shillings.

Water Troughs for the Conveyance of Water to be affixed to Houses.

XXXV. And be it further enacted, That the Occupier of every House or other Building in the Roads, Streets, Ways, Lanes, and other public Passages and Places whatsoever within the said Borough shall, within Twenty-one Days next after Notice from the said Council, or any Officer appointed by them in that Behalf, given to him for the Purpose, put up and place, and for ever afterwards keep in repair, a Shoot or Trough of the whole Length of such House or Building from the Roof down to the Ground, so as to carry off or conduct the Water from the Roof of such House or Building, or from any Balcony or Projection therefrom, upon or underneath the Footway or Pavement, as the said Council, or any Officer appointed by them in that Behalf, shall think proper, into the common Channel, and so as to prevent the Water from falling upon or incommoding Foot Passengers; and if any such Occupier shall neglect or refuse to put up or place, or neglect to repair, any Shoot, Trough, Pipe, or Trunk as aforesaid, then and in every such Case the said Council or any Officer appointed by them in that Behalf, may cause the same to be forthwith put up, placed, or repaired, and may recover the Expence thereof from the Occupier of any such House or Building; and the Occupier of any such House or Building, holding the same at Rack Rent, having either paid the Expence of putting up, placing, or repairing any such Shoot, Trough, Pipe, or Trunk in the first instance, or having repaid the said Council or any Officer or Person appointed by them in that behalf for so doing, shall and may deduct and retain the same Amount thereof out of his Rent, and the Proprietor or Person entitled to the Rent is hereby required to allow the same accordingly.

Doors and Gates not to open Outwards.

XXXVI. And be it further enacted, That the several Occupiers of Houses, Buildings, Yards, Gardens, and Lands within the said Borough, and every of them, are hereby respectively authorized and required, at their own Costs and Charges, from Time to Time, within Twenty-one Days next after their respectively receiving Notice in Writing from the said Council or any Officer appointed by them in

that Behalf, to cause all the Doors and Gates leading to the several Houses, Buildings, Yards, Gardens, and Lands in their respective Occupations, (and not being Cellar Doors or Trap Doors,) which now do or shall hereafter open outwards, and when open shall project into or over any of the Roads, Streets, Ways, Lanes, or other public Passages or Places within the said Borough, to be altered, so as that the same Doors or Gates shall not thenceforth open outwards into any of the said Roads, Streets, Ways, Lanes, or other public Passages or Places; and if any such Occupier of any of the aforesaid Premises shall neglect or refuse to make the Alteration required by such Notice in any such Door or Gate within the Period specified by such Notice, such Occupier making default therein shall forfeit and pay the Sum of Five Shillings a Day for every Day during which any such Door or Gate shall be suffered to remain opening outwards after the Expiration of the Time specified in such Notice: Provided nevertheless, that where the Occupier of any such House, Building, Yard, Garden, or Land shall cause any such Door or Gate to be duly altered in pursuance of such Notice as aforesaid, it shall be lawful for him (if a Tenant at Rack Rent) to deduct and retain out of his Rent the reasonable Charges of altering the same, and the Proprietor or Landlord of such House, Building, Yard, Garden, or Land is in every such Case hereby required to allow the same accordingly, except only in such Cases where such Door or Gate shall have been so made to open outwards by such Occupier, in which Case he shall bear the Expence of altering the same.

For Removal of Pig-styes, &c.

XXXVII. And be it further enacted, That if any Swine-sty, Necessary House, Dunghill, or Sewer, or any Dung, Carrion, Offal, Blood, Soil, Filth, or Rubbish, or any other noisome Matter whatsoever within the said Borough, shall be considered by any of the Inhabitants of the said Borough as a public Nuisance or Annoyance, it shall be lawful for the said Council, from Time to Time, upon Complaint thereof being made to them by any such Inhabitant in Writing, to inquire into the Matter complained of, and if they shall deem the same to be a public Nuisance or Annoyance then they are hereby empowered and required, by Notice in Writing under the Hand of their Town Clerk or other Officer appointed by them in that Behalf, to order such Nuisance or Annoyance to be removed by the Person causing or occasioning the same, within such Time as shall be specified in such Notice; and in case the same shall not be removed according to such Notice the Person who shall be so ordered to remove the same and shall neglect so to do shall forfeit and pay the Sum of Ten Shillings for every Day the same shall continue unremoved after the Expiration of the Time specified in such Notice: Provided always, that when any Person thinking himself aggrieved by such Order as aforesaid shall give Notice to the said Council of his Intention to appeal against the said Order, and shall enter into a Recognizance within the Time and in the Manner herein-after mentioned and provided for in respect of Appeal against any Matter or Thing to be done in pursuance of this Act, such Person shall not be subject or liable to pay any such Penalty or Forfeiture until the Expiration of Fourteen Days next after the hearing and determining

ning of such Appeal, and the Confirmation thereupon of the said original Order of the said Council.

For preventing Nuisances at the public Conduits, Wells, or Pumps.

XXXVIII. And be it further enacted, That every Person who shall wash or cleanse any Coach, Chaise, or other Carriage whatsoever, or any Cask, Tub, or other Vessel, or any Fish, or other Article, Matter, or Thing whatsoever, at any or either of the public Conduits, Wells, or Pumps now erected or which may be hereafter erected in the said Borough, shall for every such Offence forfeit and pay any Sum not exceeding Five Shillings.

For preventing Accidents and Interruptions in High Street and Market Street.

XXXIX. And whereas *High Street* and *Market Street* within the said Borough are very narrow and inconvenient, and there is not sufficient Room in the said Streets for Two Carriages to pass each other; be it therefore further enacted, That the Driver of every Carriage, Waggon, Cart, Dray, Sledge, or other Carriage or Vehicle whatsoever, who shall not, on going down from that Part of the *High Street* which is opposite the Church towards *Saint Julian Street*, pass through *Market Street*, and every Driver of every Carriage as aforesaid who shall, on coming up from *Saint Julian Street* towards the Church, pass through *Market Street*, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Shillings, together with the Costs of Conviction, and the Offender shall also make Satisfaction for any Damage occasioned thereby.

Penalty for breaking Lamps, &c.

XL. And be it further enacted, That if any Person shall wilfully remove, take away, break, throw down, destroy, deface, damage, or injure any Lamp, Pipe, Post, Pillar, Lamp Iron, Lamp Cover or Furniture thereof, or any Pump, Grating, Iron Railing, Trees, or Fences for the Protection thereof, or any Engine, Water Cart, Fire Plug, Footway, or Pavement, or other Article, Matter, or Thing vested in the said Council, or that shall be set up or planted by their Order, or in pursuance of any Contract made by such Council, or that may be otherwise procured by them, or by any Person at his own Expence, under the Authority of the said Council, or shall wilfully extinguish or light any such Lamp, it shall be lawful for any Justice of the Peace for the said County of *Pembroke*, (and he is hereby required,) upon the Oath of the Commission of any such Offence, to issue a Warrant for apprehending the Party accused; or it shall be lawful for any Person who shall see any such Offence committed to apprehend and for any other Person to assist in apprehending the Offender, and by the Authority of this Act, and without any other Warrant, to deliver him into the Custody of a Peace Officer, in order to be secured and conveyed before Two Justices of the Peace; and upon the Party accused being brought before such Justices such Justices shall proceed to examine upon Oath any Witness who shall appear to give Evidence touching such Offence; and if the Party so accused shall be convicted of any such Offence, either upon Confession or upon such Evidence as aforesaid, then and in every such Case every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, together with the Costs of Conviction, and the Offender shall also make Satisfaction for the Damage so done.

XLI. And

Accidentally breaking Lamps, &c.

XLI. And be it further enacted, That if any Person shall carelessly or accidentally break, throw down, or damage any of the said Lamps already hung or set up, or hereafter to be hung or set up as aforesaid, or any Pipe, Post, Pillar, Lamp Iron, Lamp Cover, or the Irons and Furniture thereof, or any Pump, Grating, Iron Railing, Trees, or Fences for the Protection thereof, or any Engine, Water Cart, Fire, Public Footway, Pavement, or other Apparatus, Article, or Thing belonging to the same, and shall not immediately upon Demand make Satisfaction for the Damage done thereto, then and in every such Case it shall be lawful for any Justice of the Peace for the said County, upon Complaint thereof to him made by any credible Person, to summon the Party who shall be complained of for doing such Damage as aforesaid, and upon hearing the Allegations and Proofs on both Sides, or upon the Nonappearance of the Party so complained of, to award such Sum of Money as the Damage to be proved shall amount unto, together with the Costs of such Summons and Conviction thereon, and in case of Refusal or Neglect to pay any of the Sums of Money so awarded, and the said Costs, within Five Days after Demand, to cause the same to be recovered by Distress and Sale of the Offender's Goods and Chattels.

After Walls, Fences, and Foot Pavement have been laid down, the same to be repaired by the Occupiers of adjoining Premises.

XLII. And be it further enacted, That the Occupier of every Messuage, Building, Land, Tenement, or Hereditament, or the Owner or reputed Owner, in case there shall be no such Occupier, shall keep in good Repair the Walls or Fences adjoining any Road, Street, Way, Lane, or other public Passage or Place, and also any Foot Pavement, after the same shall have been laid down by the said Council, or by the Surveyors of Highways of any Parish, adjoining to such Messuage, Building, Land, Tenement, or Hereditament; and if such Wall, Fence, or Pavement shall not be repaired within Twenty-one Days after Notice in Writing given to or left at the Dwelling House of such Occupier or Owner, by or under the Hand of the Town Clerk, or of some Person appointed for that Purpose by the said Council, or of the Surveyors of Highways for the Time being, it shall be lawful for the said Council, or Person, or Surveyors to repair the same, and to charge the Costs and Expences thereof to such Occupier or Owner; and if such Occupier or Owner shall neglect or refuse to pay the same Costs and Expences to the said Council or Surveyors within Ten Days after Demand thereof, it shall be lawful for the said Council, or the Person so appointed as aforesaid, or for the said Surveyors, to make Complaint before any Two Justices of the Peace for the said County of *Pembroke*, who shall thereupon proceed to summon such Defaulter; and if he fail to appear to such Summons, or to show sufficient Cause for the Nonpayment of such Charges, it shall be lawful for such Justices, upon the Evidence of One or more Witnesses upon Oath (which Oath such Justices are hereby empowered to administer), to determine the Amount of the Costs and Expences of any such Repair, and to cause the same to be levied, together with the Costs of such Complaint, Information, and Conviction, upon the Goods and Chattels of such Defaulter, by Warrant under their Hands and Seals.

For regulating Porters, Flies, &c.

XLIII. And be it further enacted, That it shall be lawful for the said Council and they are hereby authorized from Time to Time to make, provide, constitute, and ordain such Rules as they shall think fit and necessary for the licensing and authorizing a sufficient Number of Coaches, Flies, Cars, Waggons, Carts, Drays, or other Carriages, Bathing Machines, Sedan Chairs, and Wheel Chairs, and also Porters, Chairmen, Basket Women, Bathing Women and Bathing Men, and Drivers of Bathing Machines, to exercise their respective Occupations within the said Borough; and for appointing the Stands and Places where such Coaches, Flies, Cars, Waggons, Carts, Drays, or other Carriages, Bathing Machines, Sedan Chairs, and Wheel Chairs shall ply for Hire or exercise their respective Occupations; and for preventing the Misbehaviour of such Owners, Drivers, and Carriers thereof respectively, and such Porters, Chairwomen, Basket Women, and Bathing Men, Bathing Women, and the Drivers, in their said several Employments; and also in what Manner and Order and how such Coaches, Cars, Flies, Waggons, Carts, Drays, or Carriages, Bathing Machines, Sedan Chairs, and Wheel Chairs shall be furnished, provided, kept, and numbered, and what Number of Persons may be conveyed in each of such Coaches, Flies, Cars, or other Carriages, and what Number of Horses are to draw the same; and for compelling such Owners, Drivers, Carriers, and Porters, Chairmen, Basket Women, Bathing Men and Bathing Women, and the Drivers of such Bathing Machines respectively, to register their Names and Places of Abode respectively with such Person as the said Council shall direct; and touching and concerning the Messages, Goods, Parcels, and Things to be carried and conveyed by such Porters, Chairmen, and Basket Women, or any of them, and the respective Numbers which each of them the said Porters, Chairmen, and Basket Women shall have and keep; and for ascertaining and fixing, altering and removing, the Stands of such Coaches, Flies, Cars, Carriages, Chairs, Bathing Machines, Chairmen, Porters, and Basket Women, or any of them, from Time to Time; and for punishing the Misconduct and Misbehaviour of the Owners and Drivers of such Coaches, Flies, Cars, Waggons, Carts, Drays, or other Carriages, and Bathing Machines, Chairmen, Porters, and Basket Women; and for ascertaining and defining what Rates, Fares, and Prices, as well for Time as Distance, shall be allowed to be taken by such Owners, Drivers, Chairmen, Porters, and Basket Women plying for Hire, and to what Distances they shall respectively be obliged to drive, go, and come, in, over, and round and about the said Borough and the Neighbourhood thereof.

Penalty for Persons plying *without* Licences, or in improper Places.

XLIV. And be it further enacted, That if the Driver of any Coach, Fly, Car, Waggon, Cart, Drain, or other Carriage, or the Carrier or Person attending any Sedan Chair or Wheel Chair, Bathing Man, Bathing Woman, or Drivers, or Basket Woman, shall be found exercising their respective Occupations within the said Borough without a Licence from the said Council (which Licence shall be granted by the said Council without any Fee or Payment), or having such Licence shall be found plying or standing for Hire, or otherwise exercising their respective Occupations, contrary to the Rules which shall be made in that respect, the Owner or Driver, or the Person

driving or offering to drive such Coach, Fly, Car, Waggon, Cart, Dray, or Carriage, and the Owner or Carrier of or Person attending such Sedan Chair or Wheel Chair, or such Bathing Man, Bathing Woman, Drivers, or Basket Woman, shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings.

Recovery of Fares.

XLV. And be it further enacted, That if any Person, after having hired or employed any such Coach, Fly, Car, Waggon, Cart, Dray, or other Carriage, Sedan Chair, Wheel Chair, Porter, or Basket Woman, shall refuse or neglect to pay any of the Rates, Fares, or Prices authorized by the said Rules to be demanded and taken by the Driver thereof, or Porter or Basket Woman respectively, the same shall and may be levied and recovered by the Person to whom such Rate, Fare, or Price is due in such and the like Manner as any Penalty or Forfeiture is by this Act authorized to be levied and recovered.

Council to appoint Harbour Master, &c.

Security to be taken.

XLVI. And be it further enacted, That it shall be lawful for the said Council to nominate and appoint a Harbour Master, Collector, and such other Officers as they shall think proper and expedient for the better carrying the Purposes of this Act into execution, the said Council always taking good and sufficient Security, and to such Extent as they shall think requisite, from every Collector or other Officer who shall be appointed to receive Money, or have the Care or Custody thereof, for the due accounting of all such Monies with which he may be intrusted, and for the faithful Discharge of the Trust reposed in him; and also from Time to Time to discharge and dismiss any such Harbour Master, Collector, or other Officer, and appoint another or others in his Stead, as the said Council shall think fit.

Officers to account.

XLVII. And be it further enacted, That every Collector or Officer to be appointed under this Act shall, under his Hand, at such Time and in such Manner as the said Council shall direct, deliver to the said Council, or to such Person as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to his Charge, and of all Monies which shall have been received by him by virtue of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the Vouchers for such Payments in his Possession or Power, and shall pay all such Money as shall remain due from him to the said Council, or to such Person as they shall appoint; and if any such Collector or Officer shall refuse or wilfully neglect to make and render any such Accounts, or to produce and deliver up the Vouchers relating to the same, and all Books, Papers, and Writings in his Custody or Power relating to this Act, or to make Payment as aforesaid, then, upon Complaint made by the said Council, or by any Person whom they shall appoint for that Purpose, of any Neglect or Refusal as aforesaid, to any Justice of the Peace for the County, City, or Place where such Collector or Officer shall then reside, such Justice is hereby authorized and required to summon such Collector or Officer before him; and upon his appearing, or having been summoned and not appearing, or not being to be found, to hear and determine the Matter in a summary Way; and if upon the Confession of the Offender, or by the Testimony of any credible Witness upon Oath or Affirmation, it shall appear to such Justice that

any

any of the Money which shall have been collected or raised by virtue of this Act is in the Hands of such Collector or Officer, such Justice is hereby authorized and required, upon Nonpayment thereof, by Warrant under his Hand and Seal to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Collector or Officer; and if no Goods or Chattels of such Collector or Officer can be found sufficient to answer and satisfy the said Money, and the Charges of levying the same, or if it shall appear to such Justice that such Collector or Officer shall have refused or wilfully neglected to render such Account, or to produce and deliver up the Vouchers relating thereto, and all Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, then and in any of the Cases aforesaid such Justice may commit such Offender to the Common Gaol or House of Correction for the County, City, or Place within the Jurisdiction of such Justice, there to remain without Bail or Mainprize until he shall have given a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Council for such Money, and shall have paid such Composition in such Manner as they shall appoint, (which Composition the said Council are hereby empowered to make and receive,) and until he shall have delivered up such Books, Papers, and Writings as aforesaid, or have given Satisfaction in respect thereof to the said Council: Provided always, that no Collector or Officer committed as before mentioned on account of his not having sufficient Goods or Chattels shall be detained in Prison for any longer Term than Three Calendar Months: Provided also, that the Imprisonment of any Collector or Officer shall not be deemed a Discharge for any Money which shall remain due from him, nor exonerate his Sureties or Securities, but such Collector or Officer, and his Sureties and Securities, shall remain liable for the Payment thereof, in the same Manner as if such Collector or Officer had not been so imprisoned.

Harbour Masters to regulate Ships in the Harbour.

XLVIII. And be it further enacted, That the Harbour Master for the Time being, or any Person appointed for the Purpose by the said Council, shall have full Power and Authority to direct the anchoring, mooring, unmooring, placing, or removing of Vessels, and to appoint and regulate the Times and Manner of their Entrance into, lying in, or going out, and to regulate and determine the Position of such Vessels, and their Manner of laying up, and of loading and discharging their Cargoes, or taking in, heaving out, or delivering Ballast; and such Harbour Master or other Person shall have full Power and Authority from Time to Time to cause to be removed all Wrecks of Vessels, Timber, or any other Articles or Things whatsoever obstructing or tending to obstruct the free Navigation and Use of the Bay of *Tenby*, and shall give such other Orders and Directions for the Government and Regulation of the Vessels as to him shall seem expedient; and such Harbour Master or other Person shall have Power to direct any Person having the Command of any Vessel while at the Pier discharging the Cargo of such Vessel to remove the same, for the Purpose of allowing Steam Packets to land or to embark at the Pier Passengers, Carriages, Horses, Cattle, Sheep, and other Animals or Articles, for any Space not exceeding Two Hours.

XLIX. And

Penalty for not obeying the Orders of the Harbour Master.

XLIX. And be it further enacted, That in case the Master or other Person having the Charge of any Vessel shall refuse or neglect, after being required so to do, to anchor, moor, unmoor, place, or remove the same, as shall be directed by the said Harbour Master or other Person, or to attend to the Directions of the said Harbour Master or other Person appointed as aforesaid, as to the Manner of loading or discharging their Cargoes, or taking in, heaving out, or delivering Ballast, he shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; and it shall be lawful for the said Harbour Master or other Person, and such other Persons as he shall call to his Aid, to remove such Vessel in such Manner as he shall deem necessary; and all reasonable Charges and Expences attending the removing such Vessel, after such Direction, and Refusal or Neglect as aforesaid, (to be ascertained by any Two Justices of the Peace for the County of *Pembroke* in case of Dispute,) shall be forthwith paid by the Master or such other Person as aforesaid.

Pitch, &c. not to be heated or boiled on Board Vessels.

L. And be it further enacted, That if any Person having the Command of any Vessel shall heat or boil, or shall permit to be heated or boiled, any Pitch, Tar, or Resin, or any Composition of a combustible Nature, on board of his Vessel, otherwise than with an Iron Instrument commonly called a Loggerhead, he shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

For weighing and raising Vessels sunk.

LI. And be it further enacted, That if any Vessel shall sink, and the Master thereof shall not, within the Space of Twenty-four Hours next after such Vessel shall so sink, weigh or draw up and remove the same out of the Way of other Vessels, or within the Period aforesaid give sufficient Security to the said Council, or to the Harbour Master or other Person appointed as aforesaid, for so doing, and shall not remove the same within Seven Days after such Security, it shall be lawful for the Harbour Master or other Person, or for any other Agent or Servant of the said Council, to weigh, draw up, and remove such Vessel, and to detain and keep such Vessel, with her Tackle, Furniture, and Lading, until Payment of all Damages and Expences occasioned by the sinking of such Vessel, and attending the weighing, drawing up, and removing the same; and if the Amount of such Damages and Expences shall not be paid within Fourteen Days after Demand thereof made by or on behalf of the said Council it shall be lawful for the said Harbour Master or other Person, or other Agent or Servant of the said Council, to sell, either by public Auction or private Contract, such Vessel, her Guns, Tackle, Apparel, Furniture, and Lading, or so much thereof as shall be necessary for reimbursing the Amount of such Damages and Expences, and the Costs and Expences attending the keeping and selling the same, returning the Overplus, if any, on Demand, to the Master of such Vessel.

Penalty on Persons cutting Mooring Ropes or Buoys.

LII. And be it further enacted, That if any Person not legally authorized so to do shall wilfully cut, break, or in any other Manner destroy or injure, or cast loose or slacken, any Rope or Chain or other Thing by which any Vessel shall be moored or fastened, or shall deface or take away, or cast loose or cut away, any floating Buoy, such Person shall forfeit and pay any Sum not exceeding Ten

Pounds for every such Offence: Provided always, that the enforcing such Penalty shall not in any Manner lessen or affect the Remedy which any Person may have by Action or otherwise against such Offender, for any Damage or Injury done or occasioned by such Act.

Penalty on throwing Rubbish, &c. into Harbour.

LIII. And be it further enacted, That if any Person shall cast, empty, or lay any Ballast, Stones, Dust, Ashes, Earth, or other Rubbish, or shall, without the Permission or contrary to the Direction of the said Harbour Master or other Person appointed as aforesaid, take from the Pier, or dig for or take away any Sand, Brack, or Gravel, for Ballast or for any other Purpose, or moor any Vessel, or fasten or tie any Rope for any Purpose whatsoever to any Post, Pillar, or any other Part thereof, or do any other Act or Thing contrary to the Provisions of this Act, such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, over and above any Damage which may be occasioned by the Commission of such Offence (the Amount thereof to be ascertained and determined by the Justices before whom the Conviction shall take place); and if any Master shall neglect or refuse, after Notice, to remove any Wreck, Timber, or other Article or Thing whatsoever lying on the Pier or Slip, or tending to interrupt the free Navigation and Use of the said Bay of *Tenby*, then and in every such Case such Person shall forfeit and pay a Sum not exceeding Twenty Pounds; and the said Harbour Master or other Person is hereby respectively authorized, upon any Neglect or Refusal to remove any Obstruction as aforesaid, to cause the same to be removed, and the Expence of such Removal shall be borne and paid by the Owners thereof in the Manner herein-before directed in Cases of removing Vessels by the said Harbour Master or other Person.

Penalty on Persons casting Ballast without a Port-sail.

LIV. And be it further enacted, That if the Master of any Vessel shall cast or unload out of such Vessel any Gravel, Sand, Stone, Rubbish, Ballast, Filth, or other Substance, and shall not during the casting thereof have a Wooden Stage or Port-sail sufficiently large, and fastened from such Vessel in such a Manner as to prevent any of such Gravel, Sand, Stone, Rubbish, Ballast, Filth, or other Substance from falling into the said Bay of *Tenby*, such Master shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Council may make Rules for Harbour.

LV. And be it further enacted, That it shall be lawful for the said Council and they are hereby fully authorized to make from Time to Time such Rules as to them shall seem expedient for the good Government of the Officers and Servants of the said Council connected with the said Harbour and Bay, and also in respect of the Use and Management of the same in all respects whatsoever, and from Time to Time to repeal or alter such Rules or any of them, and to make others, and to impose and inflict such reasonable Penalties or Forfeitures upon all Persons offending against the same as to the said Council shall seem meet, not exceeding the Sum of Five Pounds for any Offence; and all such Rules, being reduced to Writing, and signed by the Mayor of the said

Borough, and published, printed, or painted on Boards, shall be hung up and affixed and continued on some conspicuous Part contiguous to the said Harbour, and at all other Places at which any Duties shall be collected or paid under the Authority of this Act, and shall be renewed as often as the same or any Part thereof shall become obliterated and destroyed; and all such Rules shall be binding upon and be observed by all Parties, and shall be sufficient in all Courts of Law or Equity to justify all Persons who shall act under the same, provided that all such Rules be not repugnant to the Laws of that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*, or to any Directions in this Act contained: Provided always, that no such Rules so made, nor any Alteration, Amendment, or Repeal thereof, shall be valid unless the same respectively shall have been allowed by the Justices of the Peace assembled at any General or Quarter Sessions of the Peace for the said County of *Pembroke*, or by Her Majesty's Justices of Her Courts of Queen's Bench or Common Pleas, or the Barons of Her Majesty's Court of Exchequer, or by any One or more of the said Justices or Barons.

Defining Limits of Powers of Regulation.

LVI. And be it further enacted, That all Vessels coming within the Part of the Bay lying between the said Borough and a straight Line drawn between a Rock called the *Skurr Rock*, at the Point of the *Saint Catherine Rock*, and the Northern Extremity of the Sea Boundary of the said Borough, shall be subject to the Regulations of this Act, and to all such Rules as shall be made by virtue of this Act: Provided always, that no Rate, Toll, or Duty shall be levied upon any Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel, unless the same shall come within the Harbour which is situated to the West of the Pier, or shall make use of any Pier, Slip, or Landing Place therein, or connected with the external Part of the said Pier.

No Toll except on Vessel coming into Harbour.

Power to take Tonnage Rates.

LVII. And be it further enacted, That from and after the passing of this Act, in lieu of the Tolls and Dues heretofore taken by the Corporation of the said Borough, it shall be lawful for the said Council, or such Person as they shall appoint, and they are hereby authorized and empowered, from Time to Time and at all Times to ask, demand, take, receive, collect, recover, and levy, for each and every Time of Entry, upon all and every the Ships, Steam Packets, Boats, Lighters, Barges, and other Vessels of whatever Description which shall come into the Harbour herein-before defined, or use the Piers or other Works as aforesaid, any Sums not exceeding the several Sums following; (that is to say,)

For all Trading Vessels (except Fishing Smacks), any Sum not exceeding Three-pence *per* Ton Register:

For every Vessel or Boat which shall be laid up in ordinary for the Winter, *per* Ton Sixpence, and for any other Time, not exceeding Three Months, *per* Ton Three-pence:

For all Pleasure Boats or Yachts, *per* Ton Two-pence, or, at the Option of the Owner or Master, *per* Ton yearly or for a less Period Sixpence:

For

For all Fishing Vessels, *per* Ton Two-pence, or, at the Option of the Master or Owner, yearly or for a less Period Two Pounds for every such Vessel:

For all Dredging Boats, *per Annum* or for any less Period Five Shillings:

All Ships Boats, and Boats *bonâ fide* and solely used for pitching or piloting Vessels, to be exempt.

Application of Tolls.

LVIII. And be it further enacted, That the Rates, Tolls, and Duties by this Act authorized to be collected and received shall be applied, in the first place, in paying the Interest of any Money borrowed under the Authority of this Act; in the next place, in paying the Salaries of the Harbour Masters or Officers appointed under or by virtue of the Provisions of this Act relating to the said Harbour; in the third place, in repairing and maintaining, altering and rendering more convenient the said Harbour, Pier, and other Works, and in deepening and widening the Entrance or Mouth thereof, or in repairing and maintaining the Quays, Wharfs, Cranes, Communications, and other Works connected therewith, and in otherwise discharging the necessary current Expences incidental to the Provisions of this Act relating to the said Harbour, Pier, or other Works; and then in Repayment of the Principal Monies borrowed under the Authority of this Act; and the Surplus (if any) shall be invested in Government Securities in manner herein-after mentioned, subject to such Provisions as are herein-after contained for Reduction of the Tolls, Rates, and Duties; and to or for no other Use or Purpose whatsoever.

Limiting Salaries to Harbour Masters.

LIX. And be it further enacted, That the Sum to be paid as Salaries to the Harbour Masters or Officers to be appointed by virtue of the Provisions of this Act, relating to the said Harbour or Pier, shall not exceed the Sum of Sixty Pounds *per Annum*.

Rates, &c. collected not to exceed 500*l.* per Annum.

LX. And be it further enacted, That if the Sum which shall be collected from the said Rates, Tolls, and Duties by virtue of this Act shall exceed the Sum of Five hundred Pounds in any One Year, the Rates, Tolls, and Duties by this Act granted shall be reduced in such Manner and to such Extent so that the Sum of Five hundred Pounds only *per Annum* may be collected from the Rates, Tolls, or Duties by this Act granted, and so from Time to Time as often as it shall appear that the Sum or more than the Sum of Five hundred Pounds has been collected in any One Year: Provided always, that when every Sum borrowed on the Credit of the said Rates, Tolls, and Duties, under the Authority of this Act, shall have been paid off, the Rates, Tolls, and Duties shall be so reduced that the Amount collected may not exceed Three hundred and fifty Pounds *per Annum*.

When Debt paid off not to exceed 350*l.*

Funds to be invested.

LXI. And be it further enacted, That if on any Audit it shall appear that more than the Sum of One hundred Pounds remains in hand after Payment of all the Expences due and incurred in carrying into execution the Provisions of this Act relating to the said Harbour and Pier, the same Sum of Money exceeding One hundred Pounds shall

shall be invested in the Three *per Centum* Consolidated or Reduced Bank Annuities, or in any other Government Securities, in the Name of the Council of the said Borough of *Tenby*, and the Dividends and Interest arising thereon and therefrom shall be applied for the Purposes of this Act relating to the said Harbour and Pier; and it shall be lawful for the said Council, from Time to Time, as Occasion may require, to sell such Sum or Sums of Money so invested, and to apply the same for the Maintenance, Repair, and Improvement of the said Harbour or the other Works therein or connected therewith.

Account of Rates, Tolls, and Duties to be kept and audited.

LXII. And be it further enacted, That the Rates, Tolls, and Duties by this Act granted shall at all Times be kept separate, and the Treasurer of the said Borough shall, in a Book to be provided and kept for that sole Purpose, enter true Accounts of all Sums of Money received from the Rates, Tolls, and Duties by this Act authorized to be collected, and of all Sums of Money laid out and expended on account of the said Harbour, Pier, and other Works, as herein-before directed, and such Accounts shall be audited by the Persons at the Time and in the Manner provided by an Act passed in the Sixth Year of the Reign of His late Majesty, for regulating Municipal Corporations in *England* and *Wales*; and the said Accounts shall be open to Inspection to any Inhabitant of the said Borough, and to any Person who shall have paid the Rates, Tolls, or Duties by this Act granted; and the said Accounts, when so audited and signed by the said Auditors, shall be final and conclusive to all Intents and Purposes whatsoever.

Tolls may be reduced.

LXIII. And be it further enacted, That if at any such half-yearly Audit it shall be found and certified by the said Auditors that the Sum of Five hundred Pounds remains unappropriated after Payment of the Principal Monies to be borrowed under and by virtue of the Provisions of this Act, and of the Interest thereon, and of all the Expences then due or incurred in carrying into execution the Provisions of this Act relating to the said Harbour and Pier, the said Council shall and they are hereby required, within Fourteen Days next after such Audit, to cause an Average to be made for the Three preceding Years of the Receipts from the Rates, Tolls, and Duties by this Act granted, and of the Disbursements in carrying the Provisions of this Act relating to the said Harbour and Pier into execution, and the said Council shall then reduce the said Rates, Tolls, and Duties in manner herein-before mentioned, so that such Sum only may be collected as shall appear from the Average of the Disbursements herein-before directed to be made to be sufficient for the Payment of the Expences to be incurred in the Half Year following such Audit; and the said Rates, Tolls, and Duties shall be reduced in manner aforesaid so often as it shall be certified, after all such Payments as aforesaid, that a clear Sum of Five hundred Pounds remains in hand: Provided always, that in case at any Time after any such Reductions as aforesaid the Receipts accruing from the Rates, Tolls, and Duties so reduced shall be insufficient to discharge all lawful Demands, either in respect of Money borrowed in respect of the Repair and Maintenance

tenance of the said Harbour or Pier, or of the current Expences of repairing and maintaining the same, then it shall be lawful for the said Council again to raise the said Rates, Tolls, and Duties in manner herein-after mentioned.

Ships, &c. re-entering the Harbour with the same Cargo not be again liable to the Duties.

LXIV. Provided always, and be it further enacted, That if any Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel for which the said Rates, Tolls, or Duties shall have been paid shall depart from or leave the said Harbour or Pier, and shall, either from Accident, Stress of Weather, or any other Cause, be obliged to put back or return into the said Harbour with the same Cargo, then and in every such Case such Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel shall not be again liable to the Payment of the said Harbour Dues in consequence of so putting back or returning into the said Harbour, any thing in this Act contained to the contrary notwithstanding.

Ascertaining Tonnage of Vessels.

LXV. And be it further enacted, That the Tonnage or Admeasurement of all Ships, Steam Packets, and other Vessels required to be registered by any Act of Parliament, and liable to the Payment of the Rates, Tolls, or Duties by this Act imposed, shall be ascertained according to the certified Tonnage in the Ship's Register; and the Master or other Person having the Command of such Ship or Vessel is hereby required to produce such Certificate of Register, at the Time of Payment of the said Rates, Tolls, or Duties, to the Person duly authorized to collect and receive the same; and in case of any Dispute about the same, whether the Ship, Steam Packet, or Vessel shall be *British* or Foreign, then the Tonnage shall be ascertained in the Manner and according to the Directions of any Act for the Time being in force for ascertaining the Tonnage of *British* Vessels.

For enforcing Payment of Rates and Duties.

LXVI. And be it further enacted, That in case of any Neglect or Refusal to pay the Rates, Tolls, and Duties by this Act granted, it shall be lawful for the said Mayor, Aldermen, and Burgesses to sue for and recover the same by Action of Debt or upon the Case in any of Her Majesty's Courts of Record at *Westminster*; or it shall be lawful for their Collector, Harbour Master, or other Person so appointed or authorized as aforesaid to detain any Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel coming into or making use of the said Harbour or Pier, in respect of which the Rates, Tolls, and Duties payable under this Act shall not have been paid, until such Rates, Tolls, and Duties shall be fully paid; and if such Payment shall not be made within Five Days from the Detention of such Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel, it shall be lawful for the said Collector to apply to Two or more Justices of the Peace acting for the said County, and such Justices are hereby authorized and required to examine into the Matter, and if they see fit to cause any such Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel to be sold, or so much of the Furniture or Tackle thereof as shall be deemed sufficient to discharge all such Rates, Tolls, and Duties, and all Expences incurred on account of or attending such Distress and Sale, or otherwise occasioned by the Nonpayment of such Rates, Tolls, and Duties; and in the event of

of there being any Overplus of the Money so raised the same shall be paid to the Person owning or having Charge of the said Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel, on Demand.

Duties may be varied.

LXVII. And be it further enacted, That it shall be lawful for the said Council from Time to Time to reduce all or any of the Rates, Tolls, or Duties by this Act granted, and again to raise the same to any Amount, not exceeding the respective Rates, Tolls, or Duties by this Act granted; and such reduced and also such advanced Rates, Tolls, and Duties shall be paid, collected, recovered, and applied in the same Manner as the said Rates, Tolls, and Duties in this Act specified and made payable are directed to be paid, collected, recovered, and applied.

Rates to be charged equally.

LXVIII. Provided always, and be it further enacted, That the aforesaid Rates, Tolls, and Duties to be taken by virtue of this Act shall at all Times be charged equally and after the same Rate in respect of all Ships, Steam Packets, Boats, Lighters, Barges, and other Vessels using the said Harbour or Pier or Works aforesaid; and no Reduction, Exemption, or Advance in the said Rates, Tolls, and Duties shall either directly or indirectly be made partially or in favour of or against any particular Person or Company, but that every such Reduction, Exemption, or Advance of Rates, Tolls, and Duties shall extend to all Persons using the said Harbour or Pier, any thing to the contrary thereof in anywise notwithstanding.

List of Tolls to be fixed in conspicuous Places.

LXIX. Provided always, and be it further enacted, That the said Council shall from Time to Time cause to be painted on Boards, and affixed and stuck up and continued, and renewed as often as the same shall be obliterated or defaced, in some conspicuous Part of the said Harbour or Pier, in large and legible Characters, an Account or List of the Rates, Tolls, or Duties which the said Council shall from Time to Time direct and appoint to be taken; and in case any Collector of the Rates, Tolls, or Duties aforesaid shall, after such Account or List shall be affixed and stuck up as aforesaid, demand or take more than the Price or Sum of Money therein specified and ascertained, such Collector or other Person as aforesaid shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Owners of Vessels to be accountable for Damages done by their Seamen or Servants.

LXX. And be it further enacted, That the Owner of every Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel using the said Harbour or Pier shall be and he is hereby made answerable for any Trespasses, Damages, Spoil, or Mischief that shall be done by his Ship, Steam Packet, Boat, Lighter, Barge, or Vessel, or by any of the Seamen or Boatmen or other Persons belonging to or employed in or about the same respectively, to the Piers, Jetties, Quays, Wharfs, Slips, or other Works or Conveniences now made or that hereafter may be made by the said Council, by any Means whatsoever, or to the Owners or Proprietors of any Buildings or other Erection on the Lands adjoining or lying near the same; and such Owner of such Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel shall for every such Damage, upon Conviction of such Person before Two Justices of the Peace, either by Confession of the Party offending or upon the Oath of One credible Witness, pay to the Person injured the

the Damages, to be ascertained by such Two Justices, provided that such Damages do not exceed the Sum of Twenty Pounds; and also shall, over and above such Damages, forfeit and pay all the Costs, Charges, and Expences attending such Conviction; which Damages, Penalties, and Costs shall be levied by Distress and Sale of the Goods and Chattels of the Owner of any such Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel, by Warrant under the Hands and Seals of such Two Justices; and the Overplus (if any), after such Penalty, Damages, and the Costs and Charges of such Distress and Sale, are deducted, shall be returned, upon Demand, to the Owner of such Goods and Chattels; or if the Damages shall exceed the Sum of Twenty Pounds, then and in such Case the Owner of such Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel may be sued and prosecuted for the same in any of Her Majesty's Courts of Record.

Servants to repay their Masters for Damages.

LXXI. And be it further enacted, That if the Owner of any Ship, Steam Packet, Boat, Lighter, Barge, or other Vessel shall be compelled to pay any Penalty or make any Satisfaction for any Damages, by reason of any wilful Act, Neglect, or Default of his Seamen, Boatmen, or other Persons employed by him, then and in such Case every such Boatman or other Person shall be liable to repay such Penalty or Satisfaction for Damages, with the Costs attending the same, to such Owner; and in case of Nonpayment thereof on Demand the same shall be recovered in like Manner as any Penalty may by virtue of this Act be recovered.

Duties not to extend to Vessels in Her Majesty Service.

LXXII. Provided also, and be it further enacted, That nothing in this Act contained shall extend to any of Her Majesty's Vessels of War, or to any Vessels employed in or on Her Majesty's Service, for the Conveyance of Officers or Soldiers, or of Horses, Arms, Ammunition, or Baggage to them belonging, or of Ordnance, Barrack, or Commissariat Stores, or to any Vessel in the Service or Employ of the Ordnance, Customs, or Excise, or of Her Majesty's Postmaster General.

Power to raise Money by Mortgage of the Rates.

LXXIII. And whereas it is expedient, for the Purpose of enabling the said Council more effectually to repair the said Harbour and Pier, that they should be empowered to raise Money from Time to Time by Mortgage of the Rates, Tolls, and Duties hereby granted; be it further enacted, That it shall be lawful for the said Council from Time to Time to borrow and take up at Interest such Sum or Sums of Money as they shall see necessary for the Purposes of this Act relating to the said Harbour or Pier, so that the Sum borrowed do not exceed in the whole the Sum of Two thousand Pounds, and by Deed or Deeds under the Common Seal of the said Mayor, Aldermen, and Burgesses, to convey and assure to such Persons or Corporations as shall lend or advance any Money for the Purposes aforesaid, or to their Trustees, as a Security for the Principal Money to be advanced, together with legal Interest for the same, the Rates, Tolls, or Duties granted by this Act, in such Manner and with such Powers as the said Council shall from Time to Time think reasonable and proper; and the said Rates, Tolls, and Duties shall be subject and liable to the Payment of the Principal and Interest Monies to be thereby secured unto the Person or Persons advancing the same, his or their

Executors, Administrators, and Assigns; and every such Mortgage shall be by Deed in Writing, duly stamped, and may be made in the Words or to the Effect following; (that is to say,)

Form of Mortgage.

'BY virtue of an Act passed in the Year of the Reign of Her Majesty Queen *Victoria*, intituled [*here insert the Title of this Act*], we, the Mayor, Aldermen, and Burgesses of the Borough of *Tenby*, in consideration of the Sum of advanced and lent by upon the Credit of the Rates, Tolls, and Duties by the said Act granted, do hereby grant and assign unto the said [*or* to his Trustee or Trustees, *as the Case may be*], his Executors, Administrators, and Assigns, [*here describe the Rates, Tolls, and Duties, or the Part thereof, to be mortgaged,*] to be had and holden from the Day of the Date of these Presents until the said Sum of with Interest for the same after the Rate of *per Centum per Annum*, to be paid half-yearly, shall be fully paid and satisfied. In witness whereof we have hereunto set our Common Seal this Day of in the Year of our Lord .'

And every such Mortgage or Security shall be good, valid, and effectual in the Law, to all Intents and Purposes whatsoever; and it shall be lawful for any Person entitled to any such Mortgage, his Executors, Administrators, and Assigns, at any Time, by Writing under his or their Hand and Seal or Hands and Seals, to transfer the same to any Person whomsoever; and every such Transfer shall be in Writing duly stamped, in which the Consideration for the same shall be truly stated, and may be made in the Form or to the Effect following; (that is to say,)

Form of Transfer of Mortgage.

'I *A. B.* of [*or*, I, *C. D.* of Executor *or* Administrator of *A. B.*, late of *or otherwise, as the Case may happen to be*], in consideration of the Sum of to me paid by *E. F.* of do hereby assign and transfer unto the said *E. F.*, his Executors, Administrators, and Assigns, a certain Mortgage bearing Date the Day of in the Year of our Lord under the Common Seal of the Mayor, Aldermen, and Burgesses of the Borough of *Tenby*, and granted by them under the Authority of an Act passed in the Year of the Reign of Her Majesty Queen *Victoria*, intituled [*here set forth the Title of this Act*], and the Principal Sum of thereby secured, and all Interest now due and hereafter to grow due thereon, with all my Right, Title, and Interest in and to the same. Dated this Day of in the Year of our Lord .'

Application of Money raised by Mortgage.

LXXIV. And be it further enacted, That the Money to be raised by Mortgage under the Authority of this Act shall be applied, in the first place, in paying the Costs, Charges, and Expences of applying for, obtaining, and passing this Act relating to the said Harbour and Pier; in the next place, in rebuilding or repairing and rendering safe and secure the Sluice Wall on the West Side of the said Harbour; then in putting the said Harbour into complete Repair, and for erecting any new Landing Places or doing any other Works which the

said Council may consider necessary for the Use of the said Harbour, or for the Convenience of the Persons resorting thereto; and if any Money shall then remain the same shall be applied in the Erection of Cranes and other Conveniences for the Ships, Steam Packets, and other Vessels using the said Harbour: Provided always, that if any such Crane or other Works shall be erected or made the same may be used without any Charge by the Masters of all Ships, Steam Packets, or other Vessels who shall have paid the Rates, Tolls, or Duties by this Act imposed.

Not to mortgage Lands without Consent of Lords of the Treasury.

LXXV. Provided always, and it is hereby enacted, That nothing in this Act contained shall extend or be construed to extend to enable the Mayor, Aldermen, and Burgesses of the said Borough of *Tenby* to take, appropriate, use, sell, demise, mortgage, or alienate, for the Purposes of this Act, without the Approbation of the Lords Commissioners of Her Majesty's Treasury, or any Three of them, any Messuages, Lands, Tenements, or Hereditaments which they could not have taken, appropriated, used, sold, demised, mortgaged, or alienated without such Approbation, before the passing of this Act, any thing in this Act to the contrary notwithstanding.

Declaring what shall be good Service of Notice on the Mayor, &c.

LXXVI. And be it further enacted, That in all Cases in which it may be necessary for any Person or Corporation to serve any Summons or Demand, or any Notice, or any Writ or other Proceeding at Law or in Equity, upon the said Mayor, Aldermen, and Burgesses, or upon the said Council, in pursuance of this Act, personal Service thereof upon the Mayor and upon the Town Clerk of the said Borough, or either of them, shall be deemed good and sufficient Service of the same respectively on the said Mayor, Aldermen, and Burgesses, or on the said Council.

Declaring what shall be good Service of Notices Summonses, &c. by the Mayor, &c.

LXXVII. And be it further enacted, That in all Cases in which it may be necessary to serve any Summons or Demand, or any Notice, or any Writ or other Proceeding at Law or in Equity, or otherwise, by or on behalf of the said Mayor, Aldermen, and Burgesses, or of the said Council, upon any Person or Corporation, under the Provisions of this Act, or under any Rule made in pursuance thereof, Service of such Summons, Demand, Notice, Writ, or other Proceeding respectively, either upon the Person to whom the same ought to be given, or upon the Clerk or principal Officer of such Corporation, or, in case the same respectively shall not be found or known, then Service thereof upon any Agent or other Officer of such Corporation, shall be deemed good and sufficient Service of the same respectively upon such Corporation, (as the Case may be,) except in Cases in which any other Mode of Service is by this Act particularly directed: Provided always, that every Summons, Demand, or Notice, or other Document requiring Authentication by the said Mayor, Aldermen, and Burgesses, or by the said Council, may be signed by the Town Clerk of the said Borough, and need not be under the Common Seal of the said Borough, (unless it be otherwise specially directed by this Act,) and may be in Writing or in Print, or partly in Writing and partly in Print.

LXXVIII. And

Penalty for obstructing Execution of this Act.

LXXVIII. And be it further enacted, That if any Person shall obstruct, hinder, molest, or interrupt any Officer or Person whomsoever employed by virtue of this Act in the Performance of his Duty, or in the Execution of any of the Works, Matters, or Things to be done by virtue or under the Authority of the same respectively, while in the Execution of any of the Powers hereby vested in him, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

List of Penalties to be affixed on Town Hall and Pier.

LXXIX. And be it further enacted, That it shall not be lawful for the said Council to proceed in the Execution of this Act until they shall have caused to be painted on Boards, and affixed to or upon the Town Hall of the said Borough, or to or upon the said Pier or Works adjoining thereto, or in some other conspicuous Places within the said Borough, an Abstract or List of the Penalties by this Act imposed for any thing done contrary to the Provisions thereof; and the said Council shall cause the same to be continued and renewed as often as the same shall be obliterated or defaced; and if any Person shall wilfully pull down, deface, or destroy any such Board which shall have been affixed according to the Directions of this Act, or shall concur or aid therein, he shall, on Conviction, forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Justice for County of Pembroke, not interested, to act.

LXXX. And be it further enacted, That whenever in this Act any Act, Deed, Matter, or Thing is directed to be determined, or any Penalty or Forfeiture is authorized to be recovered, or any Damages or Charges, Rates, Tolls, or Duties, directed to be settled, before any Justices of the Peace, the same respectively shall be determined, recovered, or settled by Two Justices of the Peace acting for the County of *Pembroke*, One of such Justices not being the Mayor or an Alderman or Burgess of the said Borough of *Tenby*.

For securing Offenders whose Names and Residences are unknown.

LXXXI. And be it further enacted, That it shall be lawful for any Constable, or any Officer or Servant of the said Council, and all such Persons as he shall call to his Assistance, to seize and detain any Person whose Name and Residence shall be unknown to such Constable, Officer, or Servant, who shall commit any Offence against this Act, and to convey him with all convenient Dispatch before some Justice or Justices of the Peace for the said County of *Pembroke*, without any Warrant or other Authority than this Act; and such Justice or Justices is or are hereby empowered and required to proceed immediately to the hearing and determining of the Complaint.

Recovery and Application of Penalties.

LXXXII. And be it further enacted, That all Offences whatsoever which by virtue or under the Authority of this Act, or by any Rule made in pursuance thereof, are or shall be subject to or punishable with any pecuniary Penalties, Fines, or Forfeitures, for the Recovery of which no express Provision is herein-before made, shall in every Case be heard, adjudged, and determined by or before Two Justices of

of the Peace for the said County of *Pembroke*, in a summary Way, upon Information or Complaint made, whether the same shall be in Writing or not, and which shall in every Case be made within Six Calendar Months at furthest next after the committing of such Offences respectively; and upon any such Information or Complaint as aforesaid the said Justices shall summon the Party accused, and examine into the Complaint thereof; and if upon the Confession of the Party accused, or on the Oath of any credible Witness, the Party accused shall be convicted of having committed such Offence, then and in every such Case the Penalty, Fine, or Forfeiture hereby or by the said Rule respectively made payable in respect of such Offence, together with the Costs of Conviction, to be ascertained by such Justices, shall be forthwith paid by the Party so convicted as aforesaid; and in case such Party so convicted shall refuse or neglect to pay the same forthwith, then, except in Cases otherwise provided by this Act, the same shall, by Warrant under the Hands and Seals of such Justices (which they are hereby empowered and required to grant), be levied and recovered, together with the Costs of Conviction and Recovery thereof, to be ascertained by such Justices, by Distress and Sale of the Goods and Chattels of such Offender, rendering the Overplus of the Money arising by such Sale (if any) to the Party whose Goods and Chattels shall be distrained; any Portion of which Penalties not herein directed to be otherwise applied, not exceeding one Moiety thereof, and which Portion is to be fixed and determined by such Justices, shall be paid to the Informer, and the Residue of such Penalty shall be paid to the said Council; and it shall be lawful for the said Justices to order the Offender so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress, unless the said Offender shall give sufficient Security, to the Satisfaction of such Justices, for his Appearance before the said Justices on such Day as shall be appointed for the Return of such Warrant of Distress (such Day not being more than Eight Days from the Time of taking any such Security), and which Security the said Justices are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty, Fine, or Forfeiture, and such Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to such Justices, either upon the Confession of the Offender or otherwise, that the Offender hath not sufficient Goods or Chattels whereon such Penalty, Fine, or Forfeiture, and such Costs as aforesaid, can be levied, if such Distress Warrant were issued, such Justices shall not be required to issue the same; and thereupon it shall be lawful for the said Justices, and they are hereby empowered, by Warrant under their Hands and Seals, to commit such Offender to the Common Gaol or House of Correction for the said County of *Pembroke*, there to remain, without Bail or Mainprize, for any Term not exceeding Two Calendar Months, or until such Offender shall have fully paid such Penalty, Fine, or Forfeiture, and all Costs attending such Proceedings as aforesaid, to be ascertained by such Justices, or shall otherwise be discharged by due Course of Law.

LXXXIII. And

Forms of Information, Conviction, and Warrant of Distress.

LXXXIII. And be it further enacted, That all the Justices of the Peace before whom any Person shall be informed against or convicted for or in respect of any Offence against this Act may cause the Information, whenever an Information shall be taken in Writing or in Print, and the Conviction and Warrant of Distress respectively, to be drawn up according to the following Forms, or any other Forms to the same Effect, as the Case may require; that is to say,

Information.

'County of *Pembroke*, to wit. } BE it remembered, That on the Day of *A.B.* of informeth me, *C.D.*, One of Her Majesty's Justices of the Peace for the County of *Pembroke*, that *E.F.*, of [*here describe the Offence, and the Time and Place when and where committed*], contrary to an Act, *or* a Rule duly made in pursuance of an Act, passed in the Year of the Reign of Her Majesty Queen *Victoria*, intituled [*here insert the Title of this Act*], which hath imposed a Forfeiture of for the said Offence. Taken the Day of before me, *C.D.*'

Conviction.

'County of *Pembroke*, to wit. } BE it remembered, That on the Day of in the Year of our Lord *A.B.* is convicted before us, Two of Her Majesty's Justices of the Peace for the County of *Pembroke* [*here describe the Offence, and the Time and Place when and where committed*], contrary to an Act [*or* contrary to a Rule duly made in pursuance of an Act] passed in the Year of the Reign of Her Majesty Queen *Victoria*, intituled [*insert the Title of this Act*], for which Offence we do adjudge the said *A.B.* to have forfeited [*if the Offence is to be subject to a Fine*] the Sum of [*insert the Penalty*], together with the Sum of for Costs [*if any given*]; *or* [*if to be imprisoned*] do adjudge the said *A.B.* to be committed to the [*naming the Gaol*] for the Space of [*insert the Time; and if the Commitment be for the Nonpayment of a Penalty, then add*] unless the said Sum of be sooner paid. Given under our Hands and Seals the Day and Year first above written.'

Warrant of Distress.

'County of *Pembroke* to wit. } To the Constable [*or other Officer*] of

'WHEREAS in pursuance of an Act passed in the Year of the Reign of Her Majesty Queen *Victoria*, intituled [*insert the Title of this Act*], we, Two of Her Majesty's Justices of the Peace for the County of *Pembroke*, on the Complaint of *C.D.*, have ascertained and determined that certain [Fines, Tolls, Duties, *or* Damages,] payable by *E.F.* of to the said *C.D.* [*or as the Case may be*], by virtue of the said Act, amounting to the Sum of , which the said *C.D.* is by the said Act empowered to raise by Distress in manner therein mentioned [*or as the Case may be*]; and we have also assessed and awarded the Sum of as the Costs relative thereto, to be paid by the said to the said : These are therefore in Her Majesty's Name to command you, in case of Nonpayment thereof on Demand,

'to levy the said Sum of by Distress of the Goods and 'Chattels of the said and if within the Space of 'Five Days next after such Distress by you taken the said Sum 'of with the reasonable Charges of taking and 'keeping the same, shall not be paid, that then you do sell the 'Goods and Chattels by you distrained, and out of the Money 'arising by such Sale that you do pay the said Sum of 'to the said returning the Overplus, on Demand, 'to the said the reasonable Charges of taking, 'keeping, and selling the said Distress being first deducted. Given 'under our Hands and Seals this Day of in 'the Year of our Lord .'

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

LXXXIV. And be it further enacted, That where any Damages or Charges are directed or authorized to be paid or recovered for any Offence in this Act mentioned, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be settled and determined by the Justices of the Peace by or before whom any Offender shall be convicted of any such Offence; which Justices are hereby authorized and required, on Nonpayment thereof, to order such Damages or Charges to be levied by Distress and Sale of the Offenders Goods and Chattels, in manner by this Act directed for the levying of any Penalties or Forfeitures.

Justices may proceed by Summons in the Recovery of Penalties.

LXXXV. And be it further enacted, That in all Cases wherein any Penalty or Forfeiture hereby imposed is made recoverable by Information before a Justice of the Peace it shall be lawful for any Justice of the Peace to whom Complaint shall be made of any Offence against this Act, or against any Rule made in pursuance of this Act, to summon the Party complained against and any Witness the said Justice may think proper; and on such Summons any Two Justices may hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, whether he be present or absent, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before such Justice; and all such Proceedings by Summons without Information shall be as good, valid, and effectual, to all Intents and Purposes, as if an Information in Writing were exhibited.

Distress not to be avoided for Want of Form.

LXXXVI. And be it further enacted, That where any Distress shall be made for any Sum of Money to be levied by virtue of this Act, or of any Rule made in pursuance thereof, the Distress itself shall not be deemed unlawful, nor shall the Party making the same be deemed a Trespasser, on account of any Defect or Want of Form in such Distress or in any Proceeding relating thereto, nor a Trespasser *ab initio* on account of any subsequent Irregularity in the prosecuting of such Distress, but the Person aggrieved by such Irregularity may recover Satisfaction for special Damages in an Action upon the Case.

LXXXVII. And

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

LXXXVII. And be it further enacted, That no Order, Judgment, Conviction, or other Proceeding touching or concerning any Offence against this Act, or of any Rule made in pursuance thereof, shall be quashed or vacated for Want of Form only, or be removed or removeable by Certiorari, or any other Writ or Process whatsoever, into any of Her Majesty's Courts of Record at *Westminster* or elsewhere; and no Warrant of Commitment shall be held void by reason of any Defect therein, provided it be therein alleged that the Party has been convicted, and that there be a good and valid Conviction to sustain the same, any Law or Statute to the contrary thereof in anywise notwithstanding.

Plaintiffs not to recover without Notice, or after Tender of Amends.

LXXXVIII. And be it further enacted, That no Plaintiff shall recover in any Action to be commenced against any Person or Party for any thing done in pursuance of this Act, or of any Rule made in pursuance thereof, unless Notice in Writing shall have been given to the Defendant, Twenty-one Days before such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff, and specifying the Cause of such Action; nor shall the Plaintiff recover in any such Action if Tender of sufficient Amends shall have been made to him or his Attorney, by or on the Behalf of the Defendant, before such Action brought; and in case no such Tender shall have been made it shall be lawful for the Defendant in any such Action, by Leave of the Court, after such Action shall have been brought, at any Time before Issue joined, to pay into Court such Sum of Money as he shall think fit, whereupon such Proceedings, Order, and Judgment shall be made and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

Appeal to the General Quarter Sessions.

LXXXIX. Provided always, and be it further enacted, That if any Person shall think himself aggrieved by any Order, Conviction, Judgment, or Determination made, or by any Matter or Thing done by any Justice in pursuance of this Act, or of any Rules made in pursuance thereof, and for which no particular Method of Relief hath been already appointed, such Person may appeal to the next or second Court of General or Quarter Sessions of the Peace to be held for the County or Place wherein the Cause of such Complaint shall arise, such Appellant first giving or causing to be given to such Justice by whose Act such Person shall think himself aggrieved Notice in Writing of his Intention to bring such Appeal, together with a Statement in Writing of the Grounds of such Appeal, within Fourteen Days after such Cause of Complaint shall have arisen, and within Four Days after such Notice entering into a Recognizance before such Justice, conditioned to try such Appeal at and to abide the Order of and to pay such Costs as shall be awarded by the Court at such General or Quarter Sessions; and such Court, upon hearing and finally determining the Matter of such Appeal, shall and may, according to their Discretion, award such Costs to the Party appealing or appealed against as they shall think proper, and their Determination in or concerning the Premises shall be conclusive and binding on all Parties to all Intents and Purposes whatsoever, and shall not be removeable by Certiorari or otherwise into any of Her Majesty's

Majesty's Courts of Record at *Westminster*: Provided also, that it shall not be lawful for the Appellant to be heard in support of such Appeal unless such Notice and Statement shall have been so given as aforesaid, nor in the Hearing of such Appeal to go into Evidence of any other Grounds of Appeal than those set forth in such Statement as aforesaid.

Compelling Witnesses to attend and give Evidence.

XC. And be it further enacted, That if any Person shall be summoned as a Witness by any Justice of the Peace for the said County of *Pembroke* touching any Matter contained in any Information or Complaint for any Offence against this Act, or any Rule made in pursuance thereof, either on behalf of the Prosecutor or on behalf of the Person accused, and shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, without a sufficient Excuse being given for such Non-appearance, or appearing, after having been paid or tendered a reasonable Sum of Money for his Costs and Expences (the Amount of such Costs and Expences to be ascertained and determined by the said Justice), he shall refuse or decline to be examined upon Oath or upon solemn Affirmation, or to give Evidence touching the Matter in question before such Justice, then and in every such Case every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds.

General Power to Justices to administer Oaths.

XCI. And be it further enacted, That in all Cases in which any Justice of the Peace is authorized by this Act to examine any Person, or to take cognizance of or to hear or determine any Matter or Complaint, it shall be lawful for such Justice and he is hereby required to administer an Oath to or to receive the solemn Affirmation of any Person before he shall be examined by or before such Justice; and if any Witness who shall be examined by or before any Justice of the Peace under this Act upon Oath shall wilfully and corruptly give false Evidence, and shall be thereof convicted, he shall be subject to the same Punishment as Persons convicted of Perjury are by Law subject and liable to.

Act of Council binding on Corporation.

XCII. And be it further enacted, That any Act hereafter to be done by the Council of the said Borough in pursance of the Provisions of this Act shall be binding upon the said Mayor, Aldermen, and Burgesses; and wherever in this Act any Money is directed to be paid by the said Council the same shall be paid out of the Funds of the said Mayor, Aldermen, and Burgesses.

Expences of Act relating to Improvement.

XCIII. And be it further enacted, That all the Costs, Charges, and Expences incurred in applying for, obtaining, and passing so much of the Provisions of this Act as do not relate to the said Harbour and Pier shall be paid out of the Funds of the said Mayor, Aldermen, and Burgesses.

Construction of Words.

XCIV. And be it further enacted, That in the Construction of this Act the Word "Oath" shall extend to and include the Affirmation of a Quaker, Separatist, or Moravian; and every Word importing the Singular Number or Masculine Gender only shall be construed to

mean and include Two or more Persons or Things, and a Female as well as a Male; and where the Word "Corporation" shall be used, the same shall extend to a Body Politic, Corporate, or Collegiate, Ecclesiastical or Civil; unless in any of the Cases aforesaid it be otherwise specially provided, or there be something in the Subject or Context repugnant to such Construction.

Saving the Rights of the Crown.

XCV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to or in any manner affect any Lands, Tenements, Estates, or Property, or any Privilege or Prerogative of or belonging to Her Majesty, Her Heirs or Successors, in right of Her Crown.

Public Act.

XCVI. 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.

SCHEDULE to which the foregoing Act refers;

CONTAINING

THE PROPERTY to be taken for the IMPROVEMENTS in the BOROUGH of Tenby.

Street or Place.	Description of Property.	Owner.	Lessee.	Occupier.
Lasten Street -	Ruinous Walls -	Major Samuel Harries and others.	- - -	Unoccupied.
Bridge Street -	A Porch or Shed -	Mrs. Elizabeth Norris	- - -	Mrs. Anne Evans.
Serjeant's Lane -	A Garden Wall -	Major Samuel Harries and others.	- - -	William Lock, Esq.
Saint Julian St. -	Gable End of House	Charles Cook Wells, Esquire.	- - -	Lewis Rees.
Ditto -	Old Walls -	Sarah Williams -	- - -	Unoccupied.
Ditto - -	Garden Wall and Coalshed.	Elizabeth Bateman-	- - -	John Frost.
Ditto - -	Garden or Yard Wall.	Anne Emma Williams.	- - -	Anne Emma Williams.
Gunfort and Creswell Street.	Wall and Part of a Garden.	Representatives of Mrs. Duance Morris.	- - -	Thomas Thomas.
Paragon Buildings.	Court and Iron Railings.	William Reed -	- - -	William Reed and Robert John Paget.
Frog Street -	The Steps to Two Cottages.	Peter Price - -	- - -	James Adams, George Bowen.
Ditto -	Steps to Garden -	Martha Morgan -	- - -	Mary Anne Harriet Allen.
Ditto -	Porch - -	Ditto - -	- - -	John Tombs.
Ditto -	Steps - -	James Hughes -	- - -	James Hughes.
The Norton -	Gable End of House	George Arthur Evors	- - -	James Smith.
High Street -	Bow-window -	Mary Henton -	- - -	Mary Henton.
High Street and Market Street.	Old House - -	Lady Mansfield -	Ambrose Smith -	Corporation of Tenby.
Ditto -	Ditto - -	William Evans Paynter.	Jonathan Price -	Jonathan Price.
Frog Street -	Part of Garden -	Francis Smith -	- - -	Francis Smith.
Cliff - -	Part of Field -	Miss Martha Cook -	- - -	Mrs. Elizabeth Camilla Tudor.
Ditto -	Ditto - -	Sir Richard Philipps, Bart.	Thomas Taylor -	Frederick Smith.
Ditto -	Ditto - -	Hannah Hitchings	- - -	John Lewis Gower.
Ditto -	Ditto - -	Harriet Elizabeth Pilkington.	- - -	Ditto.
Ditto -	Ditto and Rope Walk.	Corporation of Tenby.	James Hughes, Jacob Rees.	James Hughes, Jacob Rees.
Cliff - -	Part of Field - -	Churchwardens and Overseers of the Poor of Saint Mary, Tenby.	- - -	Mary Anne Harriet Allen.
Ditto -	Ditto - -	Corporation of Tenby.	William and Robert Davies.	William and Robert Davies.
Ditto -	Ditto - -	Ditto - -	Martha Morgan -	Martha Morgan.
Ditto -	Part of Two Fields -	Major Samuel Harries and others.	- - -	Martha Morgan.
Ditto -	Pill Field - -	Part, Dr. Jones' Charity; Part, Corporation of Tenby.	- - -	Samuel Rushton.

Street or Place.	Description of Property.	Owner.	Lessee.	Occupier.
North Cliff -	A Pathway - -	William Willis -	- - -	Corporation of Tenby.
Cresswell and Market Streets.	House and Yard -	Corporation of Tenby.	Elizabeth Harries	Anne Griffiths, Elizabeth Thomas, Elizabeth Harries.
Cresswell Street	Part of a Yard and Garden.	Ditto - -	John L. Gower -	Mrs. Elizabeth Camilla Tudor.
Bridge Street -	Steps and Bow-window.	William Lock, Esq.-	- - -	Thomas Row.
High Street and Frog Street.	House, Cottages, Back Yard, Shed, and Garden, extending back to Frog Street.	Elizabeth Phelps -	John Andrews, William Bevans.	John Andrews, Mary Child, David Williams, Thomas Griffiths, Corporation of Tenby.
High Street and Frog Street.	House, Cottages, and Garden, running parallel with Theatre Lane, and extending back to Frog Street.	Corporation of Tenby, and Mary Waters.	Thomas Smith -	Thomas Smith, Ruth Phillips, Jane Lewis, Roger Harries, David Lloyd, Thomas Davies, John Davidson.
High Street -	Ruinous old Walls -	Mary Roberts -	- - -	Vacant.
The Norton -	Piece of Ground -	Charles Cook Wells, Esquire.	- - -	Charles Cook Wells, Esquire.
Croft and North Cliff.	Ditto - -	William Willis -	- - -	William Jones.
Saint George's Street.	Steps - -	The Representatives of the late Mrs. Duance Morris.	- - -	David John.
High Street -	Piece of Ground -	Margaret Lock -	- - -	Margaret Lock.
Frog Street -	Projecting Front of a House.	Ditto - -	- - -	Benjamin Wheeler.
Ditto -	Yard - -	John E. Saunders, Esquire.	Henry Harries -	Henry Harries.
Saint Julian Street and Cresswell Street.	A Portion of a Lawn or Piece of Ground.	William Lock -	- - -	William Lock.
Saint Julian Street	A Piece of Ground -	Lady Mansfield -	William Lock -	William Lock.

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