ANNO QUADRAGESIMO SEPTIMO

GEORGII III. REGIS.

Cap. 7.

An Act to enlarge the Powers and extend the Jurisdiction of the Commissioners of Sewers for the City and Liberty of *Westminster*, and Part of the County of *Middlesex*. [17th *March* 1807.]

WHEREAS by an Act made and passed in the Third Year of the Reign of King *James* the First, intituled *An Act for the Explanation of the Statutes of Sewers*, it is enacted, that the Walls, Ditches, Banks, Gutters, Sewers, Gotes, Causeys, Bridges, Streams, and Watercourses, within the Limits of Two Miles of and from the City of *London*, which Waters have their Course and fall into the River of *Thames*, should from thenceforth be, to all Intents, Constructions, and Purposes, as fully subject to the Commission of Sewers, and to all Penalties in the same Statutes and in every of them contained, as if the same Places near to the said City of *London* had been particularly named in the said Statute of Sewers, or that therein the Water had ebbed and flowed, and therein free Passage with Boats and Barges to the Sea had been theretofore used: And whereas by another Act passed in the Second Year of the Reign of *William* and *Mary*, late King and Queen of *England*, intituled *An Act for paving and cleansing the Streets in the Cities of* London *and* Westminster, *and the Suburbs and Liberties thereof, and Out Parishes in the County of* Middlesex *and in the Borough of* Southwark, *and other Places within the Weekly Bills of Mortality in the County of* Surrey, *and for regulating the Markets therein mentioned*, it is enacted, that all new Sewers, [*Loc. & Per.*]

3 James I. c. 14.

2 W. & M. c. 8.

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at any Time ſince the Twelfth Year of the Reign of the late King *Charles* the Second made in any of the ſaid Pariſhes, ſhould be thenceforth ſubject to the Commiſſion of Sewers, and to the Laws and Statutes made for Sewers, as fully to all Intents and Purpoſes as if ſuch Sewers, Sinks, and Vaults, had been expreſsly mentioned in the ſaid Statutes of Sewers to be under the Survey of the ſaid Commiſſioners, and that the Commiſſioners of Sewers for the Time being, within the Limits of their reſpective Commiſſions, ſhould have Power and Authority by virtue of the ſaid laſt-mentioned Act to alter, amend, cleanſe, and ſcour any ſuch new Sewers, Sinks, and Vaults, and to order and direct the making of any other new Vaults and Sewers, and to cut into any Drain or Sewer already made, and to alter and take away any Nuiſances in the ſame, and to alter or take away any Croſs Gutter or Channels in all or any of the Streets and Lanes in the Pariſhes aforeſaid: And whereas many Perſons who reſide at a greater Diſtance than Two Miles from the City of *London*, have the Convenience of carrying off the Waters from their Lands and Houſes by means of divers Communications with the Great Sewers under the Management of the Commiſſioners for the City and Liberty of *Weſtminſter*, and Part of the County of *Middleſex*: And whereas thoſe Communications with the Great Sewers as aforeſaid have cauſed great Expence to the ſaid Commiſſioners, and conſiderable Hurt, Damage, and Inconvenience to divers of His Majeſty's Subjects from the additional Quantity of Water which paſſes through them to the aforeſaid Sewers, occaſioned by the Increaſe of Buildings out of the ſaid Limits: And whereas divers Sewers, Streams, Drains and Watercourſes, which are ſituate or may be made beyond the Limits preſcribed by the ſaid recited Acts reſpectively, may require to be ſurveyed, corrected, and amended by the ſaid Commiſſioners, and Doubts having ariſen whether the Sewers, Streams, Drains, and Watercourſes before mentioned, are under the Survey, Correction, and Amendment of the ſaid Commiſſioners for the City and Liberty of *Weſtminſter* and Part of the County of *Middleſex*, by virtue of the ſeveral Statutes of Sewers; for Reformation whereof, be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame,

Juriſdiction of the Commiſſioners extended to a certain Watercourſe which divides Chelſea from Fulham.

That all the Walls, Ditches, Banks, Gutters, Sewers, Gotes, Cauſeys, Bridges, Streams, and Watercourſes Weſt of the City of *London*, extending to and including a certain Watercourſe Part of which divides the Pariſh of *Chelſea* on the one Side, from the Pariſh of *Fulham* on the other Side thereof, and including the ſeveral Pariſhes within the City and Liberty of *Weſtminſter* and Precincts of the ſame Weſt of and extending to *Temple Bar*, and alſo including the ſeveral Pariſhes of *Saint Giles in the Fields*, *Saint George Bloomſbury*, *Saint Pancras*, *Saint Mary-le-Bone*, *Saint John Hampſtead*, ſuch Part of the Pariſh of *Wilſden* as is drained by the Watercourſes before mentioned, and the Pariſhes of *Paddington*, *Kenſington*, and *Chelſea*, and all Sewers and Drains communicating with the ſame Watercourſes, or with any of the ancient Sewers comprized within the Limits preſcribed by the ſaid Act of the Third Year of the Reign of King *James* the Firſt, or with any of the Sewers mentioned or comprized in the ſaid Act of the Second Year of the Reign of King *William* and Queen *Mary*, which Sewers and Waters have their Courſe and fall into the River *Thames*, ſhall from henceforth be, to all Intents, Conſtructions, and Purpoſes, as fully ſubject to the Commiſſion of Sewers for the City

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and Liberty of *Weſtminſter*, and Part of the County of *Middleſex*, and to all the Statutes made for Sewers, and to all Penalties and Proviſions in the ſame Statutes, and in every of them contained; and that the ſame Commiſſioners and their Officers, and all Perſons acting by their Authority, ſhall have the ſame Powers, Authorities, Remedies, Juriſdictions, Benefit of pleading, Damages and Coſts, as if the ſaid ſeveral Pariſhes within the ſaid City and Liberty of *Weſtminſter*, and the Precincts of the ſame, and the ſaid ſeveral Pariſhes of *Saint Giles in the Fields*, *Saint George Bloomſbury*, *Saint Pancras*, *Saint Mary-le-Bone*, *Saint John Hampſtead*, ſuch Part of the Pariſh of *Wilſden* as aforeſaid, and the Pariſhes of *Paddington*, *Kenſington*, and *Chelſea*, had been particularly named and deſcribed in the ſeveral Statutes of Sewers, or that therein the Water had ebbed and flowed, and therein free Paſſage with Boats and Barges to the Sea had been heretofore uſed; any Thing in the ſaid Statutes or elſewhere to the contrary in anywiſe notwithſtanding.

Power to widen, deepen, and alter the preſent Sewers, and to make new ones, &c.

II. And whereas, by the Increaſe of Buildings and various Improvements made and intended to be made within the Limits laſt deſcribed, it may become neceſſary to make new Drains, Sewers, and Watercourſes, and to alter and divert the Courſe of ſome of the ancient Sewers; be it therefore enacted by the Authority aforeſaid, That the ſaid Commiſſioners of Sewers for the Time being, or ſuch Number of them as are authorized to act by virtue of the Commiſſion of Sewers, ſhall have Power and Authority by virtue of this Act, within the Limits of their ſaid Commiſſion before deſcribed, from Time to Time as they ſhall ſee Occaſion, to widen, deepen, embank, alter, amend, cleanſe, and ſcour any Sinks, Vaults, Sewers, Drains, and Watercourſes, and to remove and take away, or cauſe to be removed and taken away Nuiſances in the ſame, and to alter and divert the Courſe of the Water in any of the Streets, Lanes, and public Ways, and alſo to order and direct the making of any new Vaults, Sewers, Drains, and Watercourſes in all or any of the Streets, Lanes and public Ways made or to be made within the Limits laſt before deſcribed; and ſuch new Vaults, Sewers, Drains, and Watercourſes ſhall be ſubject to the Controul, Order, and Direction of the Commiſſioners of Sewers, their Surveyors and Officers, and to the Laws and Statutes made for Sewers, as fully to all Intents and Purpoſes as if ſuch Vaults, Sewers, Drains, and Watercourſes, had been expreſsly mentioned in the ſaid Statutes of Sewers to be under the Survey and Authority of the ſaid Commiſſioners.

No Sewer to be hereafter made or conſtructed, without Notice being ſent to the Commiſſioners of Sewers.

III. And whereas great Evils have ariſen, and conſiderable Expence hath been and is ſtill likely to be occaſioned to the ſaid Commiſſion, by the improper Conſtruction of new Sewers, to carry off the Water and Soil from Lands and Buildings into the Sewers under the Management of the ſaid Commiſſioners, and from bad and improper Materials being uſed therein, previouſly to the ſame new Sewers being taken under the Management of the ſaid Commiſſioners, whereby the ſame are liable ſoon to fall into Decay, and become a Nuiſance to the Inhabitants and other His Majeſty's Subjects; be it therefore enacted by the Authority aforeſaid, That previous to the making of any new Sewer in any Street, Lane, or public Way, or in any Part intended to be or become a Street, Lane, or public Way within the Limits of the ſaid Commiſſion, or which ſhall be intended to carry or drain off Water from any Houſe, Building, Yard,

or Ground, into any Sewer under the Management or within the Juriſdiction of the ſaid Commiſſion of Sewers, Notice in Writing ſhall be given to the Commiſſioners of Sewers for the Limits aforeſaid for the Time being, or to the Clerk of the ſaid Commiſſioners, at their Office; and that ſuch new Sewer or Sewers ſhall be conſtructed and made in ſuch Manner and Form, and with ſuch Materials and Workmanſhip, under the Survey and Controul and according to the Direction of the ſaid Commiſſioners of Sewers, their Surveyor or other Perſon by them duly authorized, and not otherwiſe; or in Default thereof the ſaid Commiſſioners, or any Six of them, may cauſe ſuch Sewer to be proſtrated, demoliſhed, put down, corrected, amended, reformed, or rebuilt, as the Caſe may require, after their Wiſdom and Diſcretion, and ſhall and may cauſe the Expence thereof to be levied by Diſtreſs and Sale of the Goods and Chattels of the Perſon or Perſons ſo making or cauſing to be made ſuch Sewer contrary to this Statute, by Warrant under the Hands and Seals of the ſaid Commiſſioners, or any Six of them, or may otherwiſe puniſh ſuch Offender or Offenders by Fines, Amerciaments, Pains, or other like Means as are provided by any of the Statutes of Sewers in caſe of Non-payment of Taxes or Aſſeſſments, taxed or aſſeſſed under and by virtue of ſuch Statutes, or any of them.

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

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