



ANNO TERTIO & QUARTO

GULIELMI IV. REGIS.

Cap. cvii.

An Act for amending several Acts of the Sixteenth, Twenty-third, Twenty-ninth, and Fifty-fourth Years of His late Majesty King *George* the Third, for the better Relief and Employment of the Poor within the Hundred of *Forehoe* in the County of *Norfolk*. [28th June 1833.]

WHEREAS by an Act passed in the Sixteenth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better Relief and Employment of the Poor within the Hundred of Forehoe in the County of Norfolk*, certain Persons qualified as therein mentioned were incorporated by the Name of "The Guardians of the Poor within the Hundred of *Forehoe* in the County of *Norfolk*," and were declared to be One Body Politic and Corporate in Law, to all Intents and Purposes, and to have perpetual Succession and a Common Seal; and by the said Act the Directors and acting Guardians thereby appointed or to be appointed by virtue thereof were empowered, amongst other things, to borrow and take up at Interest any Sum or Sums of Money, not exceeding in the whole the Sum of Eleven thousand Pounds, and to mortgage and assign over by Writing under the Common Seal of the said Corporation all and every the Buildings, Lands, and Premises of the said Corporation, and all or any Part of the Poor's Rates to be collected within the said Hundred as therein-after mentioned, as a Security for the Repayment of the Principal and Interest

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of the Money so to be borrowed; and for the better Security of such Sum or Sums of Money to be borrowed as aforesaid, it was further enacted, that at the Yearly and General Quarterly Meetings to be holden as therein directed, the said Directors and acting Guardians were authorized and empowered to assess in manner therein mentioned, with as much Equality as possible, such Sum and Sums of Money (not exceeding the respective Rates therein-after mentioned) upon the several Parishes, Hamlets, and Places within the said Hundred, as they the said Directors and acting Guardians should judge necessary for paying the Interest of the Money so to be borrowed, and for defraying the Expences of the current Quarter, and also for and towards paying off and discharging the Principal Money so borrowed as aforesaid; and it was by the said Act further enacted, that the several Sums to be so assessed by the said Directors and acting Guardians upon any of the said Parishes, Hamlets, or Places should not exceed in any One Year the Sum which had been rated, assessed, or expended for the Relief or upon the Account of the Poor in such respective Parish, Hamlet, or Place in any One Year, upon an Average of Seven Years, to be drawn from *Easter* One thousand seven hundred and sixty-seven to *Easter* One thousand seven hundred and seventy-four: And whereas the Directors and acting Guardians appointed and chosen by virtue of the said Act did afterwards proceed to carry the same into execution, and did, amongst other things, purchase Land, and erect proper and commodious Buildings thereon for the Reception of the said Poor, and furnished the same, and borrowed and took up at Interest the Sum of Eleven thousand Pounds by granting to certain Persons (Subscribers in the way of Tontine for One hundred and ten Shares at One hundred Pounds each) Annuities of Five Pounds for every One hundred Pounds by the Year, with Benefit of Survivorship, upon the Credit of the Buildings and Lands of the said Corporation, and of the Rates to be raised by virtue of the said Act: And whereas another Act passed in the Twenty-third Year of His said late Majesty's Reign,

23 G.3. c.29. *intituled An Act for rendering effectual an Act made in the Sixteenth Year of the Reign of His present Majesty, for the better Relief and Employment of the Poor within the Hundred of Forehoe in the County of Norfolk: And*

29 G. 3. c. 4. *whereas another Act passed in the Twenty-ninth Year of His said late Majesty's Reign, intituled An Act for more effectually carrying into execution the Purposes of certain Acts of the Sixteenth and Twenty-third Years of the Reign of His present Majesty, for the better Relief and Employment of the Poor within the Hundred of Forehoe in the County of Norfolk: And*

54 G.3. c.44. *whereas another Act passed in the Fifty-fourth Year of His said late Majesty's Reign, intituled An Act for amending and more effectually carrying into execution the Purposes of certain Acts of the Sixteenth, Twenty-third, and Twenty-ninth Years of His present Majesty, for the better Relief and Employment of the Poor within the Hundred of Forehoe in the County of Norfolk: And whereas the average Payments rated and imposed upon the several Parishes, Hamlets, and Places within the said Hundred which were incorporated by virtue of the said first-mentioned Act, and the Mode of Assessment between the Parishes in the said Hundred to which the said Acts extend, have been found by Experience to be disproportionate, and injurious to many of the said Parishes, Hamlets, and Places: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and*

with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all and singular the Powers, Provisions, Penalties, Exemptions, Matters, and Things contained in or prescribed or appointed by the said first recited Act, or any of the said subsequent Acts herein-before recited, and not taken away, altered, or repealed by any of the said subsequent Acts or by this Act, shall be of full Force and Effect, and extend to this Act, and to the several Assessments, Matters, and Things herein contained and mentioned, or hereby authorized to be laid and imposed, so that the said first recited Act, and all the said subsequent Acts herein-before mentioned, and all the Powers, Provisions, Penalties, Exemptions, Matters, and Things therein contained, (except such as are varied, altered, or repealed by any of the said subsequent Acts or by this Act,) shall be construed and executed with this Act as fully and effectually to all Intents and Purposes as if the same were herein repeated and re-enacted.

Powers of this and former Acts to be construed together.

II. And be it further enacted, That within Twenty-one Days and not less than Seven Days previous to the Twenty-ninth Day of *September* next after the passing of this Act, and also within Twenty-one Days and not less than Seven Days previous to the Twenty-fourth Day of *June* in each succeeding Year, there shall be elected in manner herein-after mentioned, from and out of the Body of Guardians for the Time being of the said incorporated Hundred, Thirty-eight Persons, who shall be called and be the acting Guardians under this and the said first recited Act for the several Parishes and Places in the said Hundred, in the Proportion following; that is to say,

Acting Guardians to be elected yearly.

For the Parish of *Wymondham*, Twelve Persons;
 For the Parish of *Hingham*, Four Persons;
 For the Parish of *Cossey*, Two Persons;
 And for each of the other Parishes in the said incorporated Hundred, One Person.

III. And be it further enacted, That in order that such several acting Guardians may be duly elected as aforesaid, a Meeting of the Parish Vestry of each of the said Parishes shall and is hereby required and directed to be convened within Twenty-one Days and not less than Seven Days previous to the Twenty-ninth Day of *September* next after the passing of this Act, and also within Twenty-one Days and not less than Seven Days previous to the Twenty-fourth Day of *June* in each succeeding Year, conformably to the Provisions of an Act passed in the Fifty-eighth Year of the Reign of His said Majesty King *George* the Third, intituled *An Act for the Regulation of Parish Vestries*; and the Election of such acting Guardians shall be made and conducted according to the Provisions of the said last-mentioned Act, save and except that no Person who shall be rated to the Poor Rates under Seven Pounds Ten Shillings *per Annum* shall be entitled to vote or be present at any such Vestry Meeting as aforesaid; and within the Space of Three Days next after every such Election a Return shall be made to the said Directors and acting Guardians of the Person or Persons so elected, by a written Notice, to be signed by the Person presiding at such Vestry Meeting, containing

Mode of electing Guardians.

58 G.3: c.69.

containing the Name or Names and Place or Places of Abode of the Person or Persons so elected, and to be delivered to or left for the said Directors and acting Guardians at the House or at One of the Houses for the Poor of the said Hundred: Provided always, that no Person shall be elected an acting Guardian for any of the said Parishes whose principal Place of Residence is not in the Parish for which the Election is to be made, so long as there is any Person residing in such Parish and qualified to be elected a Guardian for the same: Provided also, that no Person shall be disqualified to be re-elected as an acting Guardian by reason of his having served the Office of acting Guardian during the Year preceding such Election, any thing in the said first-recited Act or this Act to the contrary notwithstanding.

Votes may be given by Proxy.

IV. And be it further enacted, That all and every Persons and Person who shall, by virtue of the said recited Acts or this Act, be entitled to vote for any Guardian or Guardians of the Poor as aforesaid, may, and they, he, and she are and is hereby authorized to give their, his, or her Vote or Votes by Proxy or Proxies, duly appointed under their, his, or her Hands or Hand; and every such Vote by Proxy shall be as good and valid, to all Intents and Purposes, as if the Principal or Principals appointing such Proxy or Proxies had voted in Person: Provided always, that no more than One Proxy shall be granted to or exercised by One Person, and that the Person holding such Proxy shall be a Party entitled to vote in his own Right; the Appointment of which Proxies may be made according to the Form or to the Effect following; (that is to say,)

Form of Proxy.

‘ I the undersigned do hereby
 ‘ appoint to be my Proxy
 ‘ to vote at a Vestry Meeting to be holden in and for the Parish of
 ‘ for the Choice of Guardians of the Poor to be elected
 ‘ for the Year ensuing, under the Powers of an Act passed in the Third
 ‘ Year of King *William* the Fourth, intituled *An Act for amending*
 ‘ *several Acts of the Sixteenth, Twenty-third, Twenty-ninth, and Fifty-*
 ‘ *fourth Years of His late Majesty King George the Third, for the better*
 ‘ *Relief and Employment of the Poor within the Hundred of Forehoe*
 ‘ *in the County of Norfolk.* Dated the Day of
 ‘ One thousand eight hundred and

‘ Witness

And which said Appointment of Proxy shall be left with the Chairman of such Vestry by the Party claiming to vote in respect thereof.

Continuation of acting Guardians in Office.

V. And be it further enacted, That the present acting Guardians shall continue in Office until the first General Quarterly Meeting after the Twenty-ninth Day of *September* next inclusively, and that the several Persons to be elected previously to the said Twenty-ninth Day of *September* next as aforesaid shall continue in Office until the first General Quarterly Meeting next after the Twenty-fourth Day of *June* succeeding their Elections inclusively, and so in like Manner the several Persons to be elected previously to the Twenty-fourth Day of *June* in each succeeding Year shall enter upon the Office of acting Guardians from and after the Day of holding the General Quarterly Meeting next after the Twenty-fourth Day of *June* immediately succeeding their Election, and shall

shall continue in Office until the General Quarterly Meeting next after the Twenty-fourth Day of *June* in each succeeding Year inclusively.

VI. Provided always, and be it further enacted, That when and so often as any acting Guardian shall be declared a Bankrupt (of which Bankruptcy Notice thereof in the *London Gazette* shall be sufficient Evidence), or shall become insolvent, (of which Insolvency a Declaration in the *London Gazette*, or his making any Assignment for the equal Benefit of his Creditors, or being in Prison for Debt, shall be sufficient Evidence,) or shall die or become disqualified, then and in every such Case it shall be lawful for the Inhabitants or Electors of the Parish or Place for which such acting Guardian was elected, within Twenty-one Days next after such Bankruptcy, Insolvency, Death, or Disqualification, to elect another Person in the Room or Stead of the Person so becoming bankrupt or insolvent, dying, or becoming disqualified, and so *toties quoties*; and such last-mentioned Elections shall be made, conducted, and returned in the same Manner, and the same Persons only shall be entitled to be elected and to vote, as at the annual Elections of acting Guardians herein-before directed; and every Person so elected and returned shall have the same Powers and Authorities as the Person in whose Room or Stead he shall be so elected had or was invested with, and shall be and continue in Office during the same Period as the Person in whose Stead he shall be so elected would have continued in Office.

Vacancies to be filled up.

VII. Provided always, and be it further enacted, That in case default shall at any Time be made in the Election or Return of an acting Guardian or acting Guardians, by any of the said Parishes or Places, as herein-before provided for, or in case any acting Guardian or acting Guardians, so to be elected and returned as aforesaid, shall not be duly qualified according to the Provisions of the said first-recited Act and this Act, then and in every such Case the Directors and acting Guardians assembled at their General Quarterly Meeting to be held next after such Default or such Election of disqualified Persons as aforesaid shall and may proceed to elect and choose by Ballot such Number of Persons from the Body of Guardians of the said incorporated Hundred for the Time being as, together with the acting Guardians duly chosen by the said respective Parishes as herein-before provided for, shall make up the full Number of Thirty-eight acting Guardians, any thing in the said first-recited Act or this Act, or either of them, contained to the contrary thereof in anywise notwithstanding; and such last-mentioned acting Guardians, together with such acting Guardians as shall have been duly elected and returned by the said several Parishes under the Authority of this Act, shall proceed in the Execution of the Duties of their Office as fully and effectually, and with the same Powers and Authorities, to all Intents and Purposes, as if the Elections of all the acting Guardians by the said several Parishes in the Proportions aforesaid had been duly made and returned pursuant to the Directions of this Act.

Mode of electing acting Guardians in case of Default by Parishes.

VIII. And whereas *Edward Palmer Clarke, John Cullyer, William Robert Cann, William Daniel, George Denny Graver, John Mitchell, James Neave, and William Papillon Clerk*, Eight of the present Directors, chosen under the Authority of the said first-recited Act, are resident within the

Eight Directors to be resident in Wymondham.

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said Parish of *Wyndham*, and it is expedient that at least Eight Directors should at all Times be resident within the said Parish; be it therefore further enacted, That when and as often as there shall be a Vacancy in the Office of any One or more of the Eight Directors herein-before named, by Death or Resignation, or of any future resident Directors in *Wyndham*, by Removal from the said Parish, or by Death or Resignation, then from and immediately after every such Vacancy an Election shall be had of a Director or Directors in the Place of the Director or Directors occasioning any such Vacancy, who shall be chosen from and out of the Guardians then resident within the said Parish qualified according to the Provisions of the said first-recited Act, who shall continue in his or their Office so long only as he or they shall have his or their principal Place or Places of Residence in the said Parish of *Wyndham*, and his or their Place shall be filled up by the Election of a Guardian or Guardians resident in the said Parish of *Wyndham*, and qualified as aforesaid to be a Director: Provided always, that the Directors of the said Hundred shall continue to be elected under the Provisions of the said first-recited Act, except as is last herein-before otherwise directed.

Appoint-
ment of
Committees.

IX. And be it further enacted, That the Directors and acting Guardians who shall be present at their General Quarterly Meeting to be held on the *Monday* after the Twenty-ninth Day of *September* next after the passing of this Act shall then and there appoint such and so many of the Directors and acting Guardians as they may think fit, One whereof shall be an acting Guardian for the Parish of *Wyndham*, and Two whereof at least shall be Directors, to act as a Weekly Committee in and for each and every Calendar Month from that Time until the General Quarterly Meeting to be held on the *Monday* next after the Twenty-fourth Day of *June* One thousand eight hundred and thirty-four; and the Directors and acting Guardians who shall be present at their General Quarterly Meeting to be held on the *Monday* next after the Twenty-fourth Day of *June* in the Year One thousand eight hundred and thirty-four, and at the like General Quarterly Meeting to be held in every succeeding Year, shall at such Meetings respectively appoint such and so many of the Directors and acting Guardians as they shall think fit, One whereof shall be an acting Guardian for the Parish of *Wyndham*, and Two whereof at least shall be Directors, to act as a Weekly Committee in and for each and every Calendar Month in the then ensuing Year; and the Directors and acting Guardians so appointed to act as a Weekly Committee, or any Two or more of them, whereof One at least shall be a Director, and One at least shall be an acting Guardian, shall meet weekly or oftener, and such of them as shall be present at any such Weekly Meeting shall and may execute and perform the several Duties, Powers, and Authorities vested in or given to them under or by virtue of this Act and the said recited Acts: Provided always, that nothing in this Act or the said recited Acts contained shall preclude any Director or acting Guardian from being present or acting and voting at any such Weekly Committee or other Meeting; provided also, that until the Appointment of such Committees under the Authority of this Act, any Committee or Committees already appointed, or hereafter to be appointed under the Authority of the said recited Acts or any of them shall continue to act as if this Act had not been passed.

X. And be it further enacted, That so much of the said recited Act passed in the Fifty-fourth Year of the Reign of King *George* the Third as enacts that the Sums to be assessed as therein directed should be divided between and rated and levied upon each of the said incorporated Parishes, Hamlets, or Places according to the respective Proportions of the Expences incurred on account of the Poor of such Parish, Hamlet, or Place for One Year, upon an Average of the then last preceding Term of Four Years, shall be and from and after the Twenty-ninth Day of *September* next the same is hereby repealed.

Assessments upon an Average of Four Years repealed.

XI. And be it further enacted, That all the Sums to be assessed upon each of the said incorporated Parishes, Hamlets, or Places under or by virtue of the said recited Acts or this Act, from and after the Twenty-ninth Day of *September* next, shall be assessed quarterly, and that the Sums to be assessed for the First Quarter, which shall commence on the said Twenty-ninth Day of *September* next, (except the Two Sums of Five hundred and fifty Pounds and Four hundred and fifty Pounds, and the Costs and Expences of Buildings and Repairs of Buildings, hereinafter mentioned,) shall be divided between and rated and levied upon each of the said Parishes, Hamlets, or Places according to the respective Proportions of the Expences on account of the Poor of such Parish, Hamlet, or Place residing in the Workhouse of the said Corporation for One Quarter of a Year next preceding the Twenty-fourth Day of *June* One thousand eight hundred and thirty-three, and that for every Quarter of a Year after the Quarter which shall commence on the said Twenty-ninth Day of *September* next the Sums to be assessed as aforesaid (except the said Two Sums of Five hundred and fifty Pounds and Four hundred and fifty Pounds,) and the Costs and Expences of Buildings and Repairs, shall be in like Manner divided between and rated and levied upon each of the said Parishes, Hamlets, or Places according to the respective Proportions of the Expences incurred on account of the Poor of such Parish, Hamlet, or Place residing in the Workhouse of the said Corporation in the Quarter of the Year which shall have next preceded the Commencement of the then last preceding Quarter, and the said Directors and acting Guardians are hereby directed to frame and regulate accordingly the Assessments hereafter to be from Time to Time made by them: Provided always, that nothing in this Act contained shall extend to repeal, alter, or in any way vary the Rate or Mode in or by which an annual Sum of Five hundred and fifty Pounds, payable by way of Tontine, is directed to be raised by the said Act of the Fifty-fourth Year of the Reign of King *George* the Third.

New Assessments to be quarterly in proportion to the Expence of the Poor of each Parish for the preceding Quarter.

550*l.* per Annum to be raised by Tontine as before.

XII. And be it further enacted, That so much of the said recited Act passed in the Fifty-fourth Year of the Reign of King *George* the Third as enacts that an annual Sum of Five hundred and fifty Pounds shall be raised and applied towards the general Expences of the Establishment of the Corporation, in the Manner therein mentioned, shall be and the same is hereby repealed.

54 G.3. c.44. in part repealed.

XIII. Provided always, and be it further enacted, That in lieu thereof the annual Sum of Four hundred and fifty Pounds, and all the annual Costs and Charges of the Repair and Improvement of the present Build-

The Sum of 450*l.* per Annum for general Ex.

pences and all Repairs and new Buildings, to be raised according to the original Rate of Assessment.

Buildings, or of erecting and keeping in repair any new Buildings, for the Use of the said Corporation, shall for ever hereafter be assessed upon and divided between and borne and paid by each of the said incorporated Parishes, Hamlets, and Places in the same Proportions in which the said annual Sum of Five hundred and fifty Pounds towards the general Expences of the said Establishment was by the said last-mentioned Act directed to be assessed, divided, borne, and paid; and that the said annual Sum of Four hundred and fifty Pounds, and also the said last-mentioned Costs and Charges, when raised, shall be applied to the Purpose of keeping the present Buildings of the said Corporation in repair, and of erecting and keeping in repair any new Buildings which may be deemed necessary for the Use of the said Corporation, and of paying the Stipends and Salaries to the Officers of the said Corporation, and the contingent Expences of the Establishment.

Profits of Farm to be applied for Poor in the House.

XIV. And be it further enacted, That the annual Rent, Produce, or Profits to arise and be received from the Farming Buildings and Lands belonging to the said Corporation shall be applied towards defraying the Expences to be incurred on account of the Poor residing in the said Workhouse.

Power to levy Rates on Refusal or Neglect to pay.

XV. And be it further enacted, That if any Person or Persons who shall be liable to be and shall be rated in any of the said incorporated Parishes, Hamlets, or Places, by virtue of the said recited Acts or of this Act, shall refuse or neglect to pay such Rate or any Part thereof, it shall be lawful for any One Justice of the Peace for the County of *Norfolk*, and he is hereby authorized and required, on Proof by Oath made before him by any One of the Churchwardens or Overseers of the Poor of any of the said incorporated Parishes, Hamlets, or Places, of his having, Ten Days at the least previously to such Proof being adduced, demanded Payment of such Rate by leaving a written or printed or partly written and partly printed Demand for the same at the Dwelling House or usual Place of Abode of such Person or Persons so refusing or neglecting to pay, or at or upon the Premises for or in respect of which such Rate shall remain due, and of such Person or Persons having refused or neglected to pay the same, to summon, by Writing under the Hand of such Justice, all and every Person or Persons who shall have so refused or neglected to pay as aforesaid to appear before such Justice, or before some other Justice of the Peace acting for the said County, at the Time and Place to be mentioned in such Summons; and it shall be lawful for any Officer of the said Corporation, or for any Churchwarden or Overseer, or for any One or more of the Constables of the said County of *Norfolk*, or for any other Person or Persons to whom the same shall be severally addressed, to serve all and every such Summons and Summonses upon all and every Person and Persons refusing or neglecting to pay as aforesaid, either by delivering the same to the Person or Persons thereby intended to be summoned, or by leaving the same at his, her, or their last or usual Place or Places of Abode, or at the Premises for which the Rate mentioned in such Summons shall remain due and owing; and if any Person or Persons so summoned shall refuse or neglect to attend at the Time and Place mentioned in such Summons, then, upon due Proof of the Service of the Summons, and that such Rate remains due

due and unpaid, or if he, she, or they shall attend, and shall not shew good and sufficient Cause to such Justice why he, she, or they is or are not chargeable with such Rate or Rates, or why the same should not be paid, then and in every such Case it shall be lawful for such Justice to order and adjudge all and every Person or Persons who shall have been so summoned to pay the Rate in respect of which such Summons shall have been issued, and to grant a Warrant or Warrants under his Hand and Seal, authorizing and directing any Officer of the said Corporation, or any Churchwarden or Overseer of any of the said incorporated Parishes, or any Constable or Constables of the said County of *Norfolk*, or any other Person or Persons, to levy such Rate and all Arrears thereof, and the Expence of the Summons and Warrant, by Distress of the Goods and Chattels of the Party so refusing or neglecting, which shall be found either within the said County or elsewhere; and if within Five Days next after any such Distress shall be made the said Rate, with all Arrears due, shall not be paid, together with the reasonable Charges of the said Summons and Warrant, and of making such Distress, and removing and keeping such Goods and Chattels, the said Person or Persons, or any One or more of them, to whom such Warrant or Warrants shall be so directed, shall cause the said Goods to be appraised by some Appraiser, and the same, or such Part thereof as shall be sufficient, to be sold by Auction or private Contract, and either on the Premises where the same shall be distrained, or elsewhere, and thereout to pay the said Rate, together with all Arrears due, and the reasonable Charges aforesaid, and the Charges of removing, keeping, appraising, and selling the same, the Amount of all such Costs, Charges, and Expences relating to the Recovery of the said Rate being in case of Dispute settled by some Justice of the Peace for the said County of *Norfolk*, returning the Overplus (if any) to the Owner or Owners of such Goods and Chattels respectively, upon Demand made thereof by him, her, or them for that Purpose; and if no sufficient Distress can be found, then it shall be lawful for the said Justice to commit such Person or Persons so refusing or neglecting to pay such Rate to the Common Gaol or some House of Correction for the said County of *Norfolk*, there to remain without Bail or Mainprize until such Time as such Person or Persons so committed shall have paid the Sum or Sums so rated or assessed upon him, her, or them, and such Charges as aforesaid, or during so long a Time as the Justice making such Commitment shall think reasonable, unless he, she, or they shall sooner pay the same; provided that no such Person or Persons shall be confined or detained in Prison for Want of such Distress for any longer Space of Time than Three Calendar Months.

Warrant of
Distress.

XVI. And be it further enacted, That every Warrant of Distress to be granted under the Authority of this Act, for the Nonpayment of any Rate made by virtue of this Act, may be under the Hand and Seal of any One Justice, and may include One or more Person or Persons, and all Rates due by such Person or Persons, and all Arrears thereof respectively, and also such further Sum for Costs as may by the Justice granting the same be directed to be paid by such Person or Persons; and every such Warrant may be in the Form or to the Effect mentioned in the Schedule hereunto annexed, with such Variation therein as the Circumstances of the Case may require.

Warrant of
Distress
from One
Justice may
include more
than One
Person, and
also Costs.
Warrant to
be in the
Form in the
Schedule.

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XVII. And

Distress not
unlawful for
Want of
Form.

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

If Goods are
fraudulently
secreted or
removed,
Persons may
be committed
to Prison.

XVIII. And be it further enacted, That in case the Goods or Chattels of any Person refusing or neglecting to pay any Rate to be made under the said recited Acts or this Act, or any Part of such Goods or Chattels, shall be secreted or removed, with an Intention to evade the Payment or Recovery of any such Rate, so that the Amount thereof cannot be distrained for and recovered, then and in every such Case, upon Information thereof on Oath (or Affirmation, if the Person making the same be a Quaker,) made before Two Justices of the Peace for the County of *Norfolk*, it shall be lawful for such Justices to issue a Warrant under their Hands and Seals for the Apprehension of the Person so as aforesaid removing, or causing or suffering or permitting to be removed, his Goods and Chattels, and to commit him to the Common Gaol or some House of Correction for the said County, there to be confined, without Bail or Mainprize, for any Term not exceeding Three Months, unless such Rate and all Arrears thereof, and all such Costs, Charges, and Expences as shall be occasioned by such Refusal or Neglect to pay, or so much thereof as shall remain unsatisfied by any such Distress or otherwise, shall be sooner paid.

Non-resi-
dents liable
to Action of
Debt for
Rates.

XIX. Provided always, and be it further enacted, That notwithstanding any thing herein-before contained, whenever any Rate directed to be made by the said recited Acts or this Act shall remain unpaid for the Space of One Calendar Month after the same respectively shall have become due, and any Person or Persons by this Act made liable to the Payment of such Rate shall not be a resident Householder within the Parish for which the said Rate shall be made, or any adjoining Parish, it shall be lawful for the Overseers of the Poor of the said Parish for the Time being, whether the said Rate shall have become due in their own Time or in the Time of their Predecessors, to bring an Action of Debt for the same against any such Person or Persons so liable as aforesaid, in any of His Majesty's Superior Courts of Record, in which said Action it shall be sufficient for the said Overseers to sue by the Name and Description of "The Overseers of the Poor of the Parish of *A.*" (inserting the Name of the Parish in which such Rate shall remain unpaid), and to declare that the Defendant is indebted to the Plaintiffs for certain Rates; and upon the Trial of any such Action the Book of Rates of the said Overseers, or examined Copies of such Books respectively, shall be received as Evidence of the Rates directed to be made by this Act: Provided also, that before any such Action shall be commenced a Notice by an Overseer of the Poor of the said Parish shall be left at the Dwelling House or last known Place of Abode of the Person so made liable as aforesaid, which said Notice shall state that a Rate or Rates for the Relief of the Poor is or are due from
such

such Person so made liable as aforesaid, and that at the Expiration of Ten Days from the Delivery of the said Notice an Action at Law will be commenced for the Recovery of such Rate or Rates, unless the same shall in the meantime be discharged, the Service of which Notice shall, upon Trial of the Issue, be deemed to be duly proved by the Production of an Office Copy of an Affidavit of such Service, filed in the Court in which such Action shall be brought.

XX. And be it further enacted, That from and after the Twenty-ninth Day of *September* One thousand eight hundred and thirty-three it shall be lawful for the Churchwardens and Overseers for the Time being of the Poor of the said several incorporated Parishes, Hamlets, and Places, or any of them, when and so often as they or any of them shall think fit, by, from, and out of the Monies to be raised and levied by the Rates to be made for the Relief of the Poor of such respective Parishes, Hamlets, or Places, according to the Laws then in force for that Purpose, to relieve, maintain, or employ any poor Person, and his Wife or Children, or any of them, residing in their respective Parishes, Hamlets, and Places, during such Time and Times and in such Manner as the said respective Churchwardens and Overseers in their Discretion shall deem proper, subject nevertheless to the Regulations and Provisions contained in the Laws and Statutes then in force relating to such Relief of the Poor.

Overseers may relieve in their own Parishes.

XXI. Provided always, and be it enacted, That it shall be lawful for any One of the Directors acting under or by virtue of the said recited Acts or this Act, upon the Complaint of any poor Person or Persons residing within any of the said incorporated Parishes, Hamlets, or Places, and wanting Relief, to summon the Churchwardens and Overseers of the Poor of the Parish, Hamlet, or Place to which such poor Person or Persons shall belong, or any One or more of such Churchwardens and Overseers, to appear at the then next Weekly Meeting of the said Directors and acting Guardians to be held in pursuance of the said recited Acts, or if there shall not be sufficient Time to summon such Churchwardens and Overseers to appear at such next Weekly Meeting, then such Directors may and shall summon such Churchwardens and Overseers, or any of them, to appear at the next succeeding Weekly Meeting, to answer the Subject Matter of the said Complaint; and the Directors and acting Guardians assembled at such next or next succeeding Weekly Meeting are hereby authorized and required to examine into, hear, and determine the Subject Matter of the said Complaint, and thereupon to make such Order in Writing, or Part in Writing and Part printed, upon such Churchwardens and Overseers, for the Relief, Sustentation, and Maintenance of such poor Person, and his Wife or Children, or any of them, as to such Directors and acting Guardians, or the major Part of them, so assembled at such Weekly Meeting, shall seem meet; or otherwise such Directors and acting Guardians so assembled as aforesaid may, if they shall think fit, order and direct such poor Person, and his Wife or Children, or any of them, to be conveyed or sent by the said Churchwardens and Overseers to the said House erected and built for the Reception and Employment of the Poor of the said incorporated Parishes, Hamlets, and Places, there to be maintained and employed by and under the Care and Management of the said Directors and acting Guardians; and the said Churchwardens

But One Director may, on Complaint of poor Person, summon Overseers to Weekly Meetings.

wardens and Overseers, and every of them, are and is hereby required forthwith to obey and perform all and every such Summons of any One of the said Directors, and all and every such Order or Orders of the said Directors and acting Guardians so assembled as aforesaid, concerning the Matters aforesaid, under the Penalty of forfeiting and paying for every such Offence any Sum or Sums of Money not exceeding Forty Shillings for any single Offence, to be recovered, levied, and applied in like Manner as other Penalties and Forfeitures imposed by the said recited Acts or by this Act are directed to be recovered, levied, and applied.

Expences of Poor in the House to be defrayed by Parishes in Proportion to the Number of Poor sent by each Parish, at a certain Ratio.

XXII. And whereas it hath been found by Experience that the average Payments which have been hitherto charged and imposed upon each of the said Parishes, Hamlets, and Places are in many Instances unequal; for Remedy whereof be it further enacted, That from and after the Twenty-ninth Day of *September* next ensuing the passing of this Act, all the Charges and Expences occasioned by or in any Manner attending the Relief, Maintenance, and Sustentation of the poor Persons from thenceforth to be kept and maintained in the said House shall from Time to Time be borne and defrayed by each and every of the said incorporated Parishes, Hamlets, and Places, in proportion to the Number and Ages of the several Persons belonging to each of the said several Parishes, Hamlets, and Places from Time to Time kept and maintained in the said House; and to that end the said Directors and acting Guardians are hereby authorized and required, at their first Quarterly Meeting to be held in pursuance of the said recited Act next after the said Twenty-ninth Day of *September* One thousand eight hundred and thirty-three, to ascertain and fix a certain Ratio or Proportion *per Head per Week* by which such Parishes, Hamlets, or Places respectively shall from Time to Time contribute and pay for the Sustentation and Maintenance of the poor Men and Women, and of the poor Males and Females under the Age of Twenty-one Years, belonging to such Parishes, Hamlets, and Places respectively, during such Time and Times as they shall respectively remain in the said House; and the said Directors and acting Guardians are hereby further authorized and required, at their subsequent Quarterly Meetings, to be held as aforesaid, from Time to Time to alter and vary and to ascertain and fix such Ratio or Proportion *per Head per Week* as the respective Ages and Circumstances of the said several poor Persons may require.

Expences in the House to be computed by the Week.

XXIII. And be it further enacted, That the Contributions to be made by each of the said Parishes, Hamlets, and Places for or on account of the Expences which may and shall be incurred on the Behalf of the poor Person or Persons belonging thereto, and from Time to Time kept and maintained in the said House, shall be always computed by the Week, and not otherwise; and although any such poor Person or Persons shall continue in the said House for any Time less than a Week, yet, in making the said Computation, such Time shall be taken as for one whole Week: Provided always, that in computing such Expences Allowance shall be made to each of the said several Parishes, Hamlets, and Places for and in respect of the Labour and Earnings of all and every poor Person and Persons belonging thereto, who shall be employed in or about the said House, or in or about the Outhouses and Land belonging thereto, or in

Allowance to be made to each Parish for the Labour and Earnings

or about any Manufactory or other Work carried on or done therein or thereon. of its own Poor.

XXIV. Provided always, and it is hereby further enacted, That it shall be lawful for the Churchwardens and Overseers of the Poor of the several incorporated Parishes, Hamlets, and Places to raise and levy the Money which shall from Time to Time be paid and expended under and by virtue of any Power contained in the said recited Acts or this Act in and about the Relief, Sustentation, and Maintenance or Employment of the said poor Persons, and their Wives, Child or Children, legally settled in their respective Parishes, Hamlets, and Places, in the same Manner, and by the same Ways and Means, and with the same Remedies for the Recovery thereof, as the Churchwardens and Overseers of the Poor are or shall be by any Law or Statute which for the Time being shall be in force authorized and empowered to raise and levy Money for the Employment and Relief of the Poor of their respective Parishes. Power to Overseers to raise Money by the Poor Rates.

XXV. And whereas Doubts are entertained whether under or by virtue of the said recited Acts or any of them the said Directors or acting Guardians are empowered to place or bind out as an Apprentice any poor Child belonging to the said incorporated Parishes, Hamlets, or Places, or any of them, until such Child shall have actually resided in the Workhouse of the said Corporation, or have been maintained by the said Corporation; be it therefore hereby declared and enacted, That it shall be lawful for the said Directors and acting Guardians and they are hereby empowered to exercise all the Powers which by the said recited Acts are given to or vested in them for the Purpose of placing out any of the said poor Children, or binding any such Children to be Apprentices, in the Manner directed by the said recited Acts or any of them, whether such poor Child shall have previously resided in the said Workhouse or shall have been previously maintained by the said Corporation or not. Poor Children may be put out as Apprentices, without having resided in the Workhouse, or been maintained by the Corporation.

XXVI. And whereas it is desirable to increase certain Penalties imposed by the said first-recited Act upon such Directors and acting Guardians as shall neglect to attend when they ought to attend at Weekly Meetings as therein mentioned; be it therefore enacted, That from and after the Twenty-ninth Day of *September* next, in case any Director or acting Guardian who by virtue of the said recited Acts or this Act, or any of them, shall have been appointed to attend at any Weekly Meeting, shall neglect to attend in the Committee Room of the said Corporation at their Workhouse in *Wicklewood* aforesaid by the Hour of Eleven o'Clock in the Forenoon of every Day on which such Weekly Meeting shall be held which he shall have been appointed to attend as aforesaid, then every such Director so neglecting to attend as aforesaid shall for every such Neglect forfeit and pay the Sum of Forty Shillings, and every such Guardian so neglecting to attend as aforesaid shall for every such Neglect forfeit and pay the Sum of Twenty Shillings; all which Forfeitures shall be paid by the Directors or Guardians so offending to the Treasurer or Treasurers of the said Corporation, and shall be applied for the general Purpose of carrying the said recited Acts and this Act into execution. Penalties for Non-attendance at Weekly Meetings by Eleven o'Clock.

Agreements made in Vestry and approved of by Justices to be binding on the Rate Payers.

XXVII. And be it further enacted, That from and after the Twentieth Day of *September* next, whenever at a Meeting in Vestry to be holden for any of the said incorporated Parishes, Hamlets, or Places, convened according to the Provisions and Directions of an Act passed in the Fifty-eighth Year of the Reign of King *George* the Third, intituled *An Act for the Regulation of Parish Vestries*, a Majority of Three Fourths of the Rate Payers of any of the said incorporated Parishes, Hamlets, or Places who shall assemble at such Meeting, the Votes being taken according to the Provisions of the said Act, shall come to any Agreement solely for the Purpose of employing or relieving the Poor of such Parish, Hamlet, or Place, such Agreement shall forthwith be reduced into Writing, and shall be submitted to the Justices of the Peace assembled at the Petty Sessions then next holden in and for the said Hundred of *Foreboe*; and in case such Agreement shall be approved of by a Majority of such Justices of such Petty Sessions, such Approbation shall be signified by their Signatures thereto, and such Agreement shall be binding on the Contributors to the Poor Rates of the said Parish, Hamlet, or Place, for any Period not exceeding Twelve Calendar Months, as may be specified in such Agreement,

How Money for such Purposes shall be raised and paid.

XXVIII. And be it also enacted, That all and every Sum and Sums of Money which shall become payable or necessary to be raised for the Purpose of carrying into execution the Object of such Agreement may and shall be paid out of any Money raised or to be raised for the Relief of the Poor of such Parish, Hamlet, or Place as shall so enter into such Agreement, and may and shall be raised by all such Ways and Means as any Rates or other Sums of Money for the Relief of the Poor of the said incorporated Parishes, Hamlets, or Places, or any of them, are directed or authorized to be levied by the said recited Acts or this Act.

Appeal to the Quarter Sessions.

XXIX. And be it further enacted, That if any Person shall think himself, herself, or themselves aggrieved by any thing done in pursuance of any such Agreement to be made at any such Meeting of a Parish Vestry as aforesaid, then and in every such Case he, she, or they may appeal to the then next General Quarter Sessions of the Peace to be holden for the County of *Norfolk*; and the Justices in such Sessions assembled are hereby required to hear and determine the Matter of such Appeal, and to make such Order respecting the same and to award such Costs as to them shall seem just and reasonable, and by their Order and Warrant to levy such Costs by Distress and Sale of the Goods and Chattels of the Party made liable to pay the same; and every Order and Determination of the said Justices upon any such Appeal shall be final and conclusive on all Parties concerned, and shall not be removed or be removable by Certiorari, or by any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere; but in case any Appeal shall appear to the said Justices frivolous or vexatious, then the said Justices shall cause such Costs to be paid by the Appellant or Appellants as to them seem reasonable, and such Costs shall be levied in manner aforesaid.

Agreement to be acted upon until

XXX. Provided also, and be it enacted, That notwithstanding Notice of Appeal against any such Agreement so approved of by such Justices at their

their Petty Sessions, or against any Part thereof, such Agreement shall and may be acted upon in such and the like Manner as if no such Notice of Appeal had been given, until such Appeal shall have been determined by such Justices at such General Quarter Sessions; and such Justices may, in case they shall think right, award any Damages to be paid out of the Poor Rates of such Parish, Hamlet, or Place concerned in such Appeal to the Person or Persons aggrieved.

Appeal determined.

XXXI. And whereas by an Act passed in the Fifty-ninth Year of King George the Third, intituled *An Act to amend the Laws for the Relief of the Poor*, it is amongst other things enacted, that, in certain Cases therein mentioned, any Two Justices of the Peace are empowered to hear the Complaints of and grant Relief to any poor Inhabitant of the Parishes therein described; be it therefore enacted, That so far as relates to the Poor and the Overseers of the Poor of the said incorporated Parishes, Hamlets, or Places, or any of them, all such Powers as are by the said last-mentioned Act vested in or given to any Justice or Justices of the Peace may and shall be deemed to be vested in and given to and shall be exercised by all and every Justices and Justice of the Peace residing in and acting for the Hundred in which the said incorporated Parishes, Hamlets, or Places are situated, provided such Justice or Justices so acting in such Cases as aforesaid be not an Owner or an Occupier of any Messuage, Building, Land, Tenement, or Hereditament that is or shall or might be assessed to the Poor Rates of the Parish, Hamlet, or Place to which such poor Person making such Complaint shall belong: Provided also, that no such Complaint of such poor Person shall be made before nor shall it be heard or acted upon by any other Justice or Justices of the Peace of any other Hundred whatsoever, under the Power given by the said Act of the Fifty-ninth Year of King George the Third, so long as there shall be Two Justices of the Peace residing in and acting for the Hundred in which the said incorporated Parishes, Hamlets, or Places are situated, and who shall be willing to act and shall act therein, neither of whom shall be Owners or Occupiers of any Messuage, Building, Land, Tenement, or Hereditament that is or shall or might be assessed to the Poor Rates of the Parish, Hamlet, or Place to which such poor Person making such Complaint shall belong.

Powers of 59 G.3. c.12. confined to Justices in the Hundred whilst there are Two such Justices not interested.

XXXII. And whereas the Parish of *Honingham*, although situate within the said Hundred of *Forehoe*, was excluded from the Provisions of the said Act made and passed in the Sixteenth Year of the Reign of His Majesty King George the Third, intituled *An Act for the better Relief and Employment of the Poor within the Hundred of Forehoe in the County of Norfolk*, and the subsequent Acts herein-before mentioned made and passed in the Twenty-third, Twenty-ninth, and Fifty-fourth Years of the Reign of His said Majesty King George the Third: And whereas it may be desirable that the Powers, Provisions, Penalties, Exemptions, Matters, and Things in the said recited Acts and this Act contained should extend to the said Parish of *Honingham* upon the Conditions and Terms herein-after mentioned; be it therefore further enacted, That whenever at a Meeting in Vestry of the said Parish of *Honingham* convened according to the Provisions and Directions of the said Act passed in the Fifty-eighth Year of the Reign of King George the Third, intituled *An Act for the Regula-*

In case it should be deemed advisable to extend the Powers of the several Acts to the Parish of *Honingham*, Application to be made to the Directors and Guardians.

58G. 3.c.69.
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tion of Parish Vestries, (of which Meeting, and of the Purpose thereof, at least Eight Days previous Notice shall be given by advertising the same in the *Norwich Mercury* or *Norfolk Chronicle*, or in some other Newspaper printed and circulated in the said County of *Norfolk*,) the major Part in Value (such Value to be ascertained by the Land Tax Assessments for the said Parish of *Honingham*) of the Owners of Lands and Hereditaments in the said Parish of *Honingham* who shall assemble at such Meeting, and also a Majority of Three Fourths of the Rate Payers of the said Parish of *Honingham* who shall assemble at such Meeting (the Votes of such Rate Payers being taken according to the Provisions of the said last-mentioned Act), shall come to a Resolution that it would be desirable that the Powers, Provisions, Penalties, Exemptions, Matters, and Things in the said recited Acts and this Act contained should be extended to the said Parish of *Honingham*, it shall and may be lawful to and for the Churchwardens and Overseers of the Poor of the said Parish of *Honingham*, and they are hereby required, forthwith to make Application to the said Directors and acting Guardians for the Time being, at any one of their weekly or other Meetings to be held in pursuance of the said recited Acts and this Act, for the Purpose of ascertaining upon what Terms and Conditions the Powers, Provisions, Penalties, Exemptions, Matters, and Things contained in or prescribed or appointed by the said recited Acts and this Act shall be extended to the said Parish of *Honingham*.

Guardians of the Poor may consider such Application, and propose the Conditions; which, if agreed to at a Vestry, shall be enrolled at the Sessions, and be binding.

XXXIII. And be it further enacted, That, upon such Resolution being agreed to and Application made to the said Directors and acting Guardians as aforesaid, it shall and may be lawful to and for the said Directors and acting Guardians, at any of their Quarterly Meetings, (of which Meeting, and of the Intention of the said Directors and acting Guardians to take such Application into consideration thereat, at least Eight Days previous Notice shall be given by advertising the same in the said *Norwich Mercury* or *Norfolk Chronicle*, or in some other Newspaper printed and circulated in the said County of *Norfolk*,) to take the aforesaid Application into their Consideration, and to propose such Terms and Conditions for the Purposes aforesaid as they shall think fair and reasonable, which shall be reduced into Writing, and signed by the Chairman at the said Meeting, and forwarded to the Churchwardens and Overseers of the Poor of the said Parish of *Honingham*, who shall forthwith call a Meeting in Vestry of the Rate Payers of the said Parish of *Honingham*, and of the Owners of Lands and Hereditaments within the said Parish, in the Manner herein-before prescribed, and submit the same to the said last-mentioned Meeting for their Approval; and if at such last-mentioned Meeting the major Part in Value (such Value to be ascertained by the Land Tax Assessments) of the Owners of Lands and Hereditaments in the said Parish of *Honingham* who shall assemble at such Meeting, and also a Majority of Three Fourths of the Rate Payers of the said Parish of *Honingham* who shall assemble at such Meeting (the Votes of the said Rate Payers being taken in the Manner before stated), shall agree to the Terms and Conditions proposed by the said Directors and acting Guardians, the same shall be signed by the Chairman of the said Meeting, and by the Churchwardens and Overseers of the Poor of the said Parish, or by some or One of the said Churchwardens and Overseers;

seers; and such Terms, Conditions, and Agreements respectively shall be ratified and confirmed by the Common Seal of the said Corporation being, at a weekly or other Meeting of the said Directors and acting Guardians held in pursuance of the said recited Acts and this Act, affixed thereto, and shall, when signed by any Two Justices of the Peace acting for the County of *Norfolk*, be deposited with the Clerk of the Peace for the said County, who shall lay the same before the Justices at the Quarter Sessions of the Peace then next holden in and for the said County, who are hereby required, upon Proof being given to them upon Oath that the Terms proposed by the said Directors and acting Guardians have been agreed to as aforesaid, to enrol the same at the Quarter Sessions; and from and immediately after such Enrolment at the Quarter Sessions as aforesaid the said Terms and Conditions shall be binding on the said Directors and acting Guardians, and also on the said Parish of *Honingham*, and upon all the Owners and Occupiers of Lands, Tenements, and Hereditaments within the said Hundred of *Forehoe*, and the several Enactments, Powers, Provisions, Penalties, Conditions, Exemptions, Matters, and Things contained in or prescribed or appointed by the said first-recited Act, or any of the said subsequent Acts herein-before recited, (and not expressly taken away, altered, or repealed by any of the said subsequent Acts or by this Act,) or in this Act contained, shall be applicable to the said Parish of *Honingham*, and the poor Persons belonging thereto, and the Owners and Occupiers of Lands and Hereditaments therein, in the same Manner as if the said Parish of *Honingham* had been expressly mentioned and included in the said recited Acts and this Act; and a Copy of such Enrolment, certified as such by the Clerk of the Peace for the said County of *Norfolk*, shall be received as Evidence that all the Matters and Things herein-before mentioned, and which are required to be done previous to such Enrolment, were legally and effectually done, complied with, and carried into effect.

XXXIV. And be it further enacted, That at the first of the said Days herein-before appointed for the Election of acting Guardians as shall happen next after such Enrolment, and at all future Times appointed for such Elections, there shall be elected, in addition to the said Thirty-eight Persons herein-before directed to be chosen as acting Guardians as aforesaid, One other acting Guardian for the said Parish of *Honingham*, to be elected by the said Parish in the Manner herein-before prescribed for the Election of acting Guardians, and to be subject to all and every the Duties, Liabilities, Regulations, and Penalties herein-before enacted with respect to such acting Guardians.

At the Election after such Enrolment, One acting Guardian to be elected by the Parish of *Honingham*.

XXXV. And be it further enacted, That the said Directors and acting Guardians for the Time being, or any Three or more of them (whereof Two shall be Directors), shall and they are hereby authorized and required, from Time to Time, to issue Warrants, in the Manner prescribed by the said recited Acts or this Act with respect to the Assessments thereby directed to be made, directed to the Churchwardens and Overseers of the Poor of the said Parish of *Honingham*, requiring them to pay, in such Manner as is prescribed by the said recited Acts or this Act with respect to the Assessments thereby directed to be

Monies payable by the Parish of *Honingham* to be raised in the same Manner as Assessments under this and former Acts.

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made,

made, the Sum and Sums of Money which in and by the said Agreement so enrolled as aforesaid shall be stipulated to be paid by the said Parish of *Honingham*, and which from Time to Time shall be and become due and payable from the said Parish by virtue of the said Agreement, to the Treasurer for the Time being appointed under and by virtue of the said recited Acts and this Act, whose Receipt shall be a legal Discharge for the same; and the said Churchwardens and Overseers of the Poor of the said Parish of *Honingham* shall and they are hereby authorized and required to raise and levy such Sum and Sums of Money so to be paid by them to the said Treasurer in the same Manner and by the same Ways and Means as the Churchwardens and Overseers of the Poor of the said incorporated Parishes, Hamlets, or Places are by the said recited Acts or this Act required to raise and levy the Assessments or Payments and Sum and Sums of Money thereby directed to be raised, levied, and paid by them.

Application
of Monies.

XXXVI. And be it further enacted, That all and every the said Sum and Sums of Money so paid by the said Churchwardens and Overseers for the Time being of the Poor of the said Parish of *Honingham* to the said Directors and acting Guardians, or their Treasurer as aforesaid, shall with all convenient Speed be paid and applied for and towards the Purposes of the said recited Acts and this Act, in such Manner as the said Directors and acting Guardians, or the major Part of them, at any one of their Quarterly Meetings held in pursuance of the same Acts, shall direct.

Treasurer
and Clerk
not to be the
same Person.

XXXVII. And be it further enacted, That it shall not be lawful for the said Directors and acting Guardians to continue or appoint the Person who has been or may be appointed their Clerk in the Execution of the said recited Acts and this Act, or the Partner of any such Clerk, or any Person in the Service or Employ of any such Clerk, or any Person in the Service or Employ of the Partner of such Clerk, to be the Treasurer for the Purposes of this Act, or to continue or appoint any Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, or any Person in the Service or Employ of any such Treasurer, or any Person in the Service or Employ of the Partner of such Treasurer, to be the Clerk to the said Directors and acting Guardians; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of the said recited Acts and this Act, or if any Person being the Partner of any such Clerk, or in the Service or Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as Deputy of such Treasurer, or shall in any Manner officiate for such Treasurer, or being the Partner of any such Treasurer, or in the Service or Employ of any such Treasurer or of his Partner, shall accept the Office of Clerk in the Execution of the said recited Acts and this Act, or shall act as Deputy of such Clerk, or shall in any Manner officiate for such Clerk, or if any such Treasurer shall hold any Place of Profit or Trust under the said Directors and acting Guardians other than that of Treasurer, every Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, to be recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster* by Action of Debt.

XXXVIII. And

XXXVIII. And be it further enacted, That all such Officers and Persons appointed or to be appointed by the said Directors and acting Guardians under or by virtue of the said first-recited Act and this Act, or either of them, shall, under their Hands, (at such Time or Times and in such Manner as the said Directors and acting Guardians shall direct,) deliver to the said Directors and acting Guardians, or to such Person or Persons as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge, and of all Monies which shall have been received by such Officers and Persons respectively by virtue or for the Purposes of this Act and the said first-recited Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the Vouchers and Receipts for such Payments, and shall pay all such Money as shall remain due from them respectively to the said Directors and acting Guardians, or to such Person as they shall appoint; and if any such Officer or Person shall refuse or wilfully neglect to make and render any such Accounts, or to produce or deliver up the Vouchers relating to the same, or to make Payment as aforesaid, or shall refuse or neglect to deliver to the said Directors and acting Guardians, or to such Person or Persons as they shall appoint, within Ten Days after being thereunto required by or on behalf of the said Directors and acting Guardians by Notice in Writing to be given to or left at the last or usual Place of Abode of such Officer or Person, all Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act and the said first-recited Act, and to give Information and Satisfaction to the said Directors and acting Guardians respecting the same, then and in every such Case, upon Complaint made by the said Directors and acting Guardians, or by any Person or Persons whom they shall, by any Writing under the Hands of Three of such Directors or acting Guardians, appoint for that Purpose, of any such Neglect or Refusal as aforesaid, to any Justice of the Peace for the County, City, Town Corporate, or Place wherein such Officer or Person so neglecting or refusing shall reside or be, such Justice may and he is hereby authorized and required to summon the Officer or Person so refusing or neglecting before him, and upon his appearing, or having been summoned by Notice given to him or left with some Inmate at his last or usual Place of Abode, 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 Party, or by the Testimony of any credible Witness upon Oath (which Oath such Justice is hereby empowered to administer), it shall appear to such Justice that any of the Money which shall have been collected or raised by the said Directors and acting Guardians by virtue of this Act and the said first-recited Act is in the Hands of such Officer or Person, such Justice shall, upon Nonpayment thereof, by Warrant under his Hand and Seal, cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person; and if no Goods or Chattels of such Officer or Person can be found sufficient to answer and satisfy the said Money, and the Charges of distraining and selling the same, or if it shall appear to such Justice that such Officer or Person shall have refused or wilfully neglected to render or give such Account, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings relative to the Execution of this Act or the said first-recited Act shall be in the Custody or Power of such

Officers to
account.

such Officer or Person, and he shall have refused or wilfully neglected to deliver up or give Satisfaction respecting the same as aforesaid, then: and in any of the Cases aforesaid such Justice shall commit such Offender to the Common Gaol or House of Correction for the County, City, Town Corporate, or Place wherein such Offender shall be or reside, there to remain until he shall have made and given a true and perfect Account and Payment as aforesaid, or until he shall have compounded with the said Directors and acting Guardians for such Money, and shall have paid such Composition in such Manner as they shall appoint (which Composition the said Directors and acting Guardians are hereby empowered to make and receive), and until he shall have delivered up such Books, Papers, and Writings as aforesaid, or given Satisfaction in respect thereof, to the said Directors and acting Guardians: Provided always, that no Person who shall be committed by virtue of this Act on account of his not having sufficient Goods or Chattels to answer such Distress shall be detained in Prison for any longer Term than Six Calendar Months.

In case of
Death of
Officer, his
Representa-
tives to ac-
count.

XXXIX. And be it further enacted, That in case of the Death of any such Officer or Person as last aforesaid before he shall have paid and fully satisfied all the Monies that he shall have received by virtue of this Act or the said first-recited Act, or made and paid such Composition for the same as aforesaid, then and in every such Case the Executors or Administrators of such Officer or Person so dying shall pay and satisfy the same, out of the Estate and Effects of such Officer or Person, unto the said Directors and acting Guardians, or any Person appointed by them in that Behalf, in like Manner as other Debts are directed by Law to be discharged by such Executors or Administrators, and also shall deliver up all Books, Papers, Writings, and other Things concerning his Office, or relating to the Execution of this Act or the said first-recited Act, which shall have come to the Hands of such Executors or Administrators, who shall and may plead such Payment in any Action or Suit which may be brought against them on account of such Estate and Effects, and give the same in Evidence; and in case of the Nonpayment of such Monies, or the Non-delivery of such Books, Papers, Writings, and Things, for the Space of Twenty-one Days after Demand made thereof in Writing by or on the Behalf of the said Directors and acting Guardians, it shall be lawful for the said Directors and acting Guardians to commence and prosecute an Action or Actions in any of His Majesty's Courts of Record at *Westminster* against such Executors or Administrators for the Recovery of the said Monies, and for the Recovery of such Books, Papers, Writings, and other Things, in Specie, with Damages for the Detention thereof, or for the Recovery of Damages for the Detention of such Books, Papers, Writings, and Things, in which Action or Actions full Costs of Suit shall be recoverable by the said Directors and acting Guardians: Provided also, that nothing herein contained shall be construed to exonerate the Surety or Sureties of such Officer or Person from the Liability to pay or make good the Balance of any Monies remaining due from such Officer or Person, but such Surety or Sureties shall remain liable to the Payment thereof in the same Manner as if such Officer or Person were still alive, and such Action or Actions had not been commenced or prosecuted against his Executors or Administrators.

XL. And

XL. And be it further enacted, That when it shall appear to the said Directors and acting Guardians to whom Application shall be made by the Wife of any Person usually resident within the said Hundred and legally settled there, but who at the Time of such Application shall be absent from the said Hundred, for the Relief of herself or of her Children by such Person, that such Person possesses, or upon his Return within the said Hundred is likely to possess, the Means of supporting his Family, it shall be lawful for the said Directors and acting Guardians to advance, as Part of the particular Expence of the Parish, Hamlet, or Place in which such Wife or Children shall be legally settled, Money, weekly or otherwise, as may be requested, to the Wife so applying, by way of Loan only, and to take her Receipt for and Engagement to repay every Sum to be so advanced; and it shall be lawful for any Two Justices of the Peace for the said County of *Norfolk*, upon the Application, within One Year after such Loan or Loans, of Three or more of the Directors and acting Guardians, or of any Person by them authorized in Writing under their Hands, to summon the Person to whose Wife the Monies shall have been so advanced, and if upon Examination by such Justices into his Circumstances it shall appear to them that such Person is able, by weekly Instalments or otherwise, to repay the Whole or any Part of the Monies so advanced, and for which any such Receipt and Engagement shall have been given as aforesaid, it shall be lawful for such Justices to make an Order under their Hands and Seals for the Repayment of the Whole or any Part of such Money, at such Time or Times and in such Proportions and Manner as they shall see fit, and upon every Default of Payment to commit such Person to the Common Gaol or House of Correction for the said County of *Norfolk* for any Time not exceeding Three Calendar Months, unless the Sum or Sums which shall be payable by virtue of such Order shall be sooner paid.

Recovery
of Money
advanced to
Families of
Absentees.

XLI. Provided always, and be it further enacted, That if any of the said Parishes, Hamlets, or Places shall think themselves aggrieved by any Rate or Assessment to be hereafter made, the Churchwardens and Overseers of the Poor of every such Parish, Hamlet, or Place shall, upon the Request in Writing of the Majority in Value of the Occupiers of Estates within such Parish, Hamlet, or Place, (such Value to be ascertained from the Assessments in the last effective Poor's Rate in and for such Parish, Hamlet, or Place,) deliver at the House or at One of the Houses for the Poor, at least Twenty-eight Days before the General Quarterly Meeting of the said Directors and acting Guardians held next after such Assessment shall be made, a Statement in Writing under the Hands of the said Churchwardens and Overseers of the Poor, or of some or One of them, setting forth the Objection or Objections to such Assessment, and thereupon the said Directors and acting Guardians assembled at such General Quarterly Meeting shall examine into the Grounds of such Objections, and amend or confirm the Assessment objected to as they shall think proper: Provided always, that in case such Assessment shall be amended, the same shall be signed or allowed in such or the like Manner as is by this Act directed touching the Assessments hereby required to be made, before any Warrant shall be issued thereon to levy Money under the same.

Power given
to Parishes
to object to
Assessments.

If still ag-
grieved, the
Parish may
appeal to
the Quarter
Sessions, and
the Determi-
nation of the
Sessions
to be final.

XLII. Provided also, and be it further enacted, That it shall be lawful for the Churchwardens and Overseers of the Poor of every such Parish, Hamlet, or Place, and they are hereby required, upon Request in Writing to them given under the Hands of the Majority in Value of the Occupiers of Estates within such Parish, Hamlet, or Place (such Value to be ascertained as aforesaid), and who shall think themselves aggrieved by such Assessment being so amended or confirmed, to appeal against the same to any General or Quarter Sessions of the Peace to be holden in and for the said County of *Norfolk* within Four Calendar Months next after such Amendment or Confirmation, which Court of General or Quarter Sessions of the Peace shall in its Discretion amend or confirm such Assessment, and give such Relief as the Case may require, and the Determination of the said Court shall be final; and if on the hearing of such Appeal the same shall be allowed, the said Court shall award to such Appellants their reasonable Costs, which shall be paid out of the general Funds of the Corporation; but in case such Appeal shall not proceed after Notice given, or shall be dismissed, either upon hearing of the Merits or for any other Cause, the said Court shall award to the Respondents in such Appeal their reasonable Costs, which shall be paid by such Appellants.

Notice of
Appeal.

XLIII. And be it further enacted, That the Churchwardens and Overseers of the Poor of every such Parish, Hamlet, or Place so intending to appeal shall, Twenty-eight Days at least before such General or Quarter Sessions of the Peace, deliver or cause to be delivered at the said House or at One of the said Houses for the Poor a Notice in Writing of such Appeal, and the Grounds of Objection to the said Assessment; and upon the hearing of any such Appeal the said Court of General or Quarter Sessions of the Peace shall not examine or enquire into any Causes of Appeal which are not specified in the original Statement of Objections hereby directed to be delivered at the said House or Houses for the Poor: Provided nevertheless, that the Money which shall be assessed by the said Directors and acting Guardians upon any Parish, Hamlet, or Place which shall object to or appeal against the same shall be levied and recovered by the Churchwardens and Overseers of the Poor of such Parish, Hamlet, or Place in the same Manner, and by such and the same Ways and Means, and such Churchwardens and Overseers of the Poor shall be liable to the same Penalties for neglecting to levy and pay in the same to the Treasurer of the said Guardians, as if there had not been any Objection made to or Appeal against the same; and in case such Assessment shall be reduced, either by the said Directors and acting Guardians, or by the Sessions, upon Appeal, then any Surplus paid or levied under the same shall be repaid by the Treasurer of the said Guardians to the Churchwardens and Overseers of such Parish, Hamlet, or Place.

Bastardy
Bonds and
Orders to be
made to
Church-
wardens and
Overseers;

XLIV. And be it further enacted, That all Bonds hereafter to be given by private Persons to indemnify the Parishes, Hamlets, or Places within the said Hundred respectively from any Charge that may arise from particular Bastard Children, shall be made to, and all Orders of Filiation of such Bastard Children, and all Orders for the Maintenance of poor Persons made upon the Relatives of such poor Persons, shall,

upon the Complaint of the Churchwardens and Overseers of the Poor of the respective Parishes, Hamlets, or Places to which such Children or poor Persons respectively are chargeable or are likely to become chargeable, be made to and enforced by such Churchwardens and Overseers of the Poor; and it shall be lawful for the said Directors and acting Guardians, by any Bye Laws, Rules, or Regulations to be made from Time to Time as in the said first-recited Act and herein-before mentioned, to delegate to the respective Churchwardens and Overseers of the Poor of such Parishes, Hamlets, and Places, and their Successors for the Time being, all or any of the Powers vested in or exercised by the said Directors and acting Guardians, or in or by the said Guardians of the Poor, or in or by the Treasurer or any other Officer of the said Guardians, with respect to the demanding, suing for, recovering, or receiving Monies under Bonds of Indemnity, or Orders of Filiation or of Maintenance given or made for such Purposes as aforesaid before the passing of this Act; and all such Orders of Filiation or of Maintenance already made shall, within One Calendar Month after the passing of this Act, be filed with the Clerk of the said Guardians of the Poor at the House or One of the Houses for the Poor, and all such Orders hereafter to be made shall be so filed by the Churchwardens or Overseers of the Poor, or some or One of them, within One Calendar Month after the Delivery thereof to such Churchwardens or Overseers of the Poor; and a Copy of any such Order, certified under the Common Seal of the said Guardians of the Poor, shall be admissible in Evidence for all Purposes for which the original Order would have been so admissible, without requiring any further Proof of the Execution of such Order, or of the Authority of the Justices by whom it shall purport to be executed.

and Directors, &c. may delegate Powers as to existing Bastardy Bonds and Orders to Churchwardens and Overseers.

XLV. And be it further enacted, That all Notices and Summonses which are directed and required to be given by the said recited Acts or this Act, or which are or may be directed or required to be given by any Rule or Order to be made in pursuance of the said recited Acts or this Act, or which shall or may be necessary for carrying into execution any of the Powers of the said recited Acts or this Act, or any such Rules or Orders, of which the Manner of serving the same is not particularly directed by the said recited Acts or this Act, shall be printed or written, or partly printed and partly written, and shall or may be served either by delivering the same personally to the Person or Persons to whom such Notices respectively are to be given, or by leaving the same at his, her, or their usual or last known Place or Places of Abode; and with respect to the said Corporation, and the Directors and acting Guardians of any Weekly Meeting, by delivering the same to the Governor or Matron residing in their Workhouse situate in *Wicklewood* aforesaid; and being so respectively given or delivered shall be deemed to be given and served according to the Meaning of the said recited Acts and this Act.

How Notices are to be served.

XLVI. And be it further enacted, That all Fines, Penalties, Forfeitures, Damages, and Costs as shall be imposed, incurred, or awarded under or by virtue of the said recited Acts or this Act may and shall be levied and recoverable by all and every of the same Ways and Means as are by this Act directed or authorized for levying and recovering any Rates

How Fines, &c. are to be levied.

or

or Sums of Money which shall be due from any Person or Persons who shall be liable to pay the same, but shall refuse or neglect to pay the same, according to the Directions of any of the said recited Acts or this Act.

Expences of
this Act.

XLVII. And be it further enacted, That all the Charges and Expences of procuring and passing this Act shall be paid by the Treasurer or Treasurers of the said Corporation out of the first Monies, after the passing hereof, which shall come to his or their Hands by virtue of the said recited Acts or this Act.

Public Act.

XLVIII. 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.

The SCHEDULE to which the foregoing Act refers.

WARRANT OF DISTRESS FOR RATES.

Hundred of Forehoe, Norfolk.

Norfolk } To the Churchwardens and Overseers of the Poor of the several
to wit. } Parishes of M. and N. in the County of Norfolk, and to A.
of B., and C. of D., and to all Constables acting for any Part
of the same County:

WHEREAS the under-mentioned Persons, now or late Occupiers of Lands, Houses, or other Buildings, Tenements, or Hereditaments, or Part of some Building or Tenement, within the said several Parishes of

were duly rated and assessed for and are liable to the Payment of the Sums set opposite to their respective Names hereunder written, by virtue of a Rate or Rates made under the Authority of an Act passed in the Third Year of the Reign of King William the Fourth, intituled "An Act [*here set forth the Title of this Act*], and of the Acts therein respectively mentioned or referred to: And whereas it duly appears upon Oath [*or Affirmation*] unto me, one of His Majesty's Justices of the Peace for the said County, that the said several Persons have refused or neglected to pay the several Sums of Money set opposite to their respective Names hereunder written as due from them by virtue of such Rate or Rates, and that the said several Sums of Money respectively still remain due and unpaid: And whereas it also duly appears upon Oath [*or Affirmation*] unto me, that the said several Persons have been duly summoned to appear before F. G., a Justice of the Peace for the said County of Norfolk, to answer the Premises; and such Persons not having appeared, or not having shewn any sufficient Cause why such Sums of Money respectively should not be paid; These are therefore in His Majesty's Name to command you, or any or either of you, forthwith to levy the several Sums due from the said several Persons, and hereunder set opposite to their respective Names, and also such further Sum for Costs as is also set opposite to their respective Names, by Distress and Sale of their respective Goods and Chattels wherever the same may be found, such Goods and Chattels being kept, before the same are sold, until the Seventh Day after such Distress shall have been made, (that is to say,) Five entire Days between the Day on which such Distress shall be made and the Day of Sale, and if such Seventh Day shall happen to be Sunday, then such Sale shall be on the next or following Day, rendering to them respectively the Overplus, if any, on Demand, the reasonable Charges of such Distress, and of any Removal, or keeping Possession, Appraisement, and Sale, being first deducted; and if no sufficient Distress can be had or taken, then that you

[*Local.*]

26 Z

certify

3° & 4° GULIELMI IV. *Cap. cvii.*

certify the same to me, to the end that such further Proceedings may be had therein as the Law requires: And I do hereby strictly charge and command all and singular the Constables and other His Majesty's Peace Officers within their respective Jurisdictions and Liberties to be aiding and assisting in all things relating to the Premises. Given under my Hand and Seal the _____ Day of _____ in the Year of our Lord One thousand eight hundred and _____.

Occupiers.	Particulars of Sums due.		Total due from each Defaulter, and to be distrained for.
		£ s. d.	£ s. d.
A. B.	{ Poor Rate { Costs		

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