



ANNO TERTIO

# GULIELMI IV. REGIS.

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## Cap. xlviii.

An Act to alter and enlarge the Powers of several Acts passed for the better Relief and Employment of the Poor in the Hundred of *Wangford* in the County of *Suffolk*. [17th May 1833.]

**W**HEREAS by an Act passed in the Fourth Year of the Reign of His Majesty King George the Third, intituled *An Act for the better Relief and Employment of the Poor in the Hundred of Wangford in the County of Suffolk*, certain Persons were incorporated by the Name of "The Guardians of the Poor within the Hundred of *Wangford* in the County of *Suffolk*," and by the said recited Act, and by an Act passed in the Fifty-second Year of the Reign of His said Majesty, intituled *An Act for altering and enlarging the Powers of an Act of His present Majesty, for the better Relief and Employment of the Poor in the Hundred of Wangford in the County of Suffolk*, divers Provisions and Regulations for the Management of the said Poor were enacted, which have been found very beneficial, and would be attended with still greater Utility if the same were further extended and enlarged, and if the Number of acting Guardians of the said Hundred were increased, and the Mode of choosing them altered, and other Defects in the said Acts amended; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the 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 so much of the said recited Acts as relates to the Number of acting Guardians,

4 G. 3. c. 91.

52 G. 3. c. 12.

So much of recited Acts as relates to Number and choosing of

[Local.]

Guardians,

acting Guardians repealed.

Guardians, and to the Manner and Time of choosing them, shall be and the same is hereby repealed.

Acting Guardians to be elected yearly.

II. And be' further enacted, That at least Seven Days, and not more than Twenty-one Days, previous to the Feast of *Saint John the Baptist* next after the passing of this Act, and so in each succeeding Year, there shall be elected Thirty-six Persons out of the Body of Guardians of the said incorporated Hundred, to be acting Guardians for the several Parishes and Places in the said Hundred ; (that is to say,)

For the Parish of *Beccles*, Six Persons to act as Guardians :

For the Parish of *Bungay Saint Mary*, Three Persons to act as Guardians :

For the Parish of *Bungay Trinity*, Three Persons to act as Guardians :

And for each of the other Parishes in the said Hundred, One Person to act as a Guardian.

Mode of electing acting Guardians.

III. And be it further enacted, That, for the Purpose of making such several Elections, a Meeting of the Parish Vestry of each of the said Parishes shall, at least Seven Days, and not more than Twenty-one Days, previous to the Feast of *Saint John the Baptist* next after the passing of this Act, and so in each succeeding Year, be convened according to the Provisions of an Act past 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 Persons to act as Guardians shall be made and conducted according to the Provisions of the said last-mentioned Act, save and except that no Inhabitant of any Parish who shall be rated under Five Pounds shall be entitled to vote or be present at any such Vestry Meeting as aforesaid.

58 G. 3. c. 69.

Acting Guardians to be qualified, and resident in the electing Parishes.

IV. And be it further enacted, That no Person shall be elected to the Office of acting Guardian unless he shall be duly qualified as in the said first-recited Act is mentioned, and unless he shall at the Time of such Election be actually resident in the Parish or Place for which he shall be so elected : Provided always, 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 Re-election, any thing in the said recited Acts or this Act to the contrary notwithstanding.

Continuation of acting Guardians in Office.

V. And be it further enacted, That the present acting Guardians shall continue in Office until *Wednesday* next after the Feast of *Saint John the Baptist* next after the passing of this Act ; and that the several Persons to be hereafter elected shall enter upon the Office of acting Guardians from and after *Wednesday* next after the Feast of *Saint John the Baptist* immediately succeeding their Election, and shall continue in Office until *Wednesday* next after the Feast of *Saint John the Baptist* in the Year next after such Election inclusively.

Vacancies to be filled up.

VI. Provided always, and be it further enacted, That when and as often as any acting Guardian shall cease to reside in the Parish or Place for which he was elected, or 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 his being in Prison for Debt, or making any Assignment for the general Benefit of his Creditors, shall be sufficient Evidence), or shall die, 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 Fourteen Days next after such ceasing to reside, Bankruptcy, Insolvency, or Death, to elect another Person in the Room or Stead of the Person so ceasing to reside, becoming bankrupt or insolvent, or dying, and so *toties quoties*; and such last-mentioned Election shall be made and conducted 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 shall have the same Powers and Authorities as the Person in whose Room or Stead he shall be so elected had or was vested with, and shall be and continue in Office during the same Period as the Person in whose Room or Stead he shall be so elected would have continued in Office.

VII. Provided always, and be it further enacted, That in case Default shall at any Time be made in the Election 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 as aforesaid shall not be duly qualified according to the Provisions of the said first-recited 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-six acting Guardians, any thing in the said recited Acts or this Act, or either of them, contained to the contrary thereof in anywise notwithstanding; and the acting Guardians chosen at such Quarterly Meeting, together with such acting Guardians as shall have been duly elected by the said several Parishes under the Authority of this Act, shall proceed in the Execution of the Duties of their Offices 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 pursuant to the Directions of this Act.

Mode of electing acting Guardians in case of Default.

VIII. Provided always, and be it further enacted, That it shall not be lawful for the said Directors and acting Guardians to continue or to appoint any Person or Persons who may be continued or appointed their Clerk in the Execution of the said recited Acts and this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk, to be the Treasurer of the said Directors and acting Guardians for the Purposes of the said Acts and this Act, or to continue or appoint any Person or Persons who may be continued or appointed a Treasurer for the Purposes of the said Acts and this Act, or the Partner of any such Treasurer, the Clerk to the said Directors and acting Guardians for the Purposes of the said Acts and this Act; and if any Person shall accept both the Offices of Clerk and Treasurer of the said Directors and acting Guardians for the Purposes of the said Acts and this Act, or if any Person being the Partner of any such Clerk, or the Clerk, or any Person in the Service or Employ of any such Clerk, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer,

Offices of Clerk and Treasurer not to be held by the same Person.

or



or in any Manner officiate for the Treasurer, or being a Partner of any such Treasurer, shall accept the Office of Clerk in the Execution of the said Acts and this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Acts and this Act 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 or Persons who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster* by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, Wager of Law, nor more than One Imparlance, shall be allowed.

No Director to be elected for *Beccles* unless the Number of resident Directors is less than Six;

nor for *Bungay St. Mary* or *Bungay Trinity* unless less than Three.

IX. And whereas it is expedient that in future a limited Number only of the Directors of the said Hundred shall be Persons residing in the Parishes of *Beccles*, *Bungay Saint Mary*, and *Bungay Trinity*; be it therefore further enacted, That from and after the passing of this Act no Person residing in the Parish of *Beccles* shall be elected to fill up any Vacancy which may at any Time or from Time to Time happen in the Number of Directors, until or unless at the Time of such Election the Number of Directors resident in the said Parish of *Beccles* shall be less than Six; and no Person residing in the said Parish of *Bungay Saint Mary* shall, at any Time after the passing of this Act, be elected to fill up any such Vacancy until or unless at the Time of such Election the Number of Directors resident in such last-mentioned Parish shall be less than Three; and no Person residing in the said Parish of *Bungay Trinity* shall, at any Time after the passing of this Act, be elected to fill up any such Vacancy until or unless at the Time of such Election the Number of Directors resident in such last-mentioned Parish shall be less than Three: Provided always, that the Directors of the said Hundred shall continue to be elected under the Provisions of the said recited Act of the Fourth Year of the Reign of His said Majesty King *George* the Third, except as is herein-before otherwise provided.

Committees of Directors and acting Guardians to be appointed for each Quarter of a Year,

X. And be it further enacted, That the said Directors and acting Guardians shall at their Annual Meeting next after the passing of this Act, and so in each succeeding Year, appoint Fifteen Persons to be Directors and acting Guardians for each Quarter of the Year succeeding such Annual Meeting, and shall make such respective Appointments in the same Manner, with the same Powers, and subject to the same Penalties and Forfeitures as is and are directed, given, and imposed by the said first-recited Act.

Clause in first-recited Act, limiting Amount of Assessments, repealed.

XI. And be it further enacted, That so much of the said first-recited Act as enacts, that the Sums to be assessed by the Directors and acting Guardians in the said Act mentioned, at their General Quarterly Meetings, upon any One of the said Parishes, Hamlets, and Places, shall not exceed in any One Year the Sum which shall have been rated, assessed, or expended for the Relief or upon the Account of the Poor in such respective Parish, Hamlet, or Place in One Year, upon a Medium of Seven Years, to be drawn from *Easter* One thousand seven hundred and Fifty-six to *Easter* One thousand seven hundred and sixty-three, shall be and the same is hereby repealed.

XII. And



XII. And whereas it is by the said recited Act of the Fifty-second Year of the Reign of His said Majesty King *George* the Third enacted, that from the Annual and General Quarterly Meeting next after the passing of the said Act it should be lawful for the said Directors and acting Guardians, and they are thereby required, to assess upon every Parish, Hamlet, and Place within the said Hundred such Sum or Sums of Money as should be necessary to be raised for the Clothing, Maintenance, and Relief of the Poor of such several Parishes, Hamlets, and Places respectively, the legal and necessary Expences of the Establishment and Support of the said House of Industry, and for paying off the Money borrowed by virtue of the said Act of the Fourth Year of the Reign of His said Majesty King *George* the Third, and which might thereafter be borrowed by virtue of the said Act of the Fifty-second Year of the Reign of His said Majesty, in the Proportions and Manner therein mentioned: And whereas it is expedient that the said Provision should be repealed; be it therefore enacted, That the same shall be and is hereby repealed.

Clause in Second Act, limiting Amount of Assessments, repealed.

XIII. And be it further enacted, That at the next General Quarterly Meeting of the said Directors and acting Guardians after the passing of this Act, and so at every subsequent General Quarterly Meeting to be held by virtue and in pursuance of the said several recited Acts or either of them, or at any Adjournment of any such Meeting, it shall be lawful for the said Directors and acting Guardians, and they are hereby required, to assess upon the Parishes, Hamlets, and Places within the said Hundred, in the first place, such Sum or Sums of Money as shall be necessary for the Clothing and Maintenance of the Poor of such several Parishes, Hamlets, and Places respectively, who shall be maintained in the House of Industry in the said recited Acts mentioned, for the current or ensuing Quarter, and for all Allowances to Servants and Paupers in respect of their Earnings and good Behaviour during that Period, after deducting the net Profits derived to the said Guardians from the Earnings of the Poor maintained in the said House; and in the second place, such Sum or Sums of Money as shall be necessary for defraying the Share of each such Parish, Hamlet, and Place of and in the other Expences of the said House (except as herein-after mentioned) during the same Period, and for paying off the Money borrowed by virtue of the said recited Acts or either of them, or which hereafter may be borrowed by virtue of the said Acts or either of them, or of this Act, and for paying the Interest of the same; and in the third place, such Sum or Sums of Money as shall be necessary for defraying the Share of each such Parish, Hamlet, or Place, during the same Period, of and in the Fees and Salaries of Surgeons and Medical Men, and of and in the other Medical Expences of or for the Poor of such Parishes, Hamlets, and Places respectively.

Assessments for Purposes of this Act.

XIV. And be it further enacted, That such First Assessment shall be made, ascertained, and assessed in the Manner following; (that is to say,) the Expences of clothing and maintaining all the poor Persons in the said House of Industry for the preceding Quarter, and all Gratuities and Allowances to Servants and Paupers in respect of their Earnings and good Behaviour during that Period, shall be taken and added into one total Sum, and the net Profits derived to the said Guardians during the same Period from the Earnings of the Poor maintained in the said House shall be deducted from such Total, and the Balance shall be and be deemed the

Mode of making the different Assessments.

[*Local.*]

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Amount



3<sup>o</sup> GULIELMI IV. *Cap.* xlviii.

Amount of such First Assessment to be levied for the then current or ensuing Quarter, and shall be divided by the average Number of Poor who during the preceding Quarter shall have been clothed and maintained in the said House, and each of the said Parishes shall be charged with such Part thereof as shall be in proportion to the average Number of Poor belonging to such Parish and maintained in the said House during such preceding Quarter; and such Second Assessment as herein-before mentioned shall be ascertained and assessed in the Proportion and Manner following; (that is to say,) an Account shall be taken from the Books of the said Corporation of the other Expences of the Establishment and Support of the said House during the Quarter preceding the taking such Account, including all Salaries and Wages, and all Tithes, Quit Rents, Rates, Taxes, Insurances, and other Expences whatsoever incurred on account of the said House or the Inmates thereof, (except the Fees, Premiums, and Expences paid or incurred in binding out poor Children as Apprentices, and except all Salaries and Fees to Surgeons or Medical Men, and other Medical Costs and Charges,) and the Amount of all such Expences (except as aforesaid) shall be added into one total Sum, and such total Sum shall be divided and assessed upon the several Parishes, Hamlets, and Places within the said Hundred, for the then current or ensuing Quarter, in the same Proportion in which the Sum of One thousand five hundred and twenty-seven Pounds is herein-after divided between the said Parishes, Hamlets, and Places; (that is to say,)

<i>All Saints</i>	-	-	-	-	98
<i>Saint Nicholas</i>	-	-	-	-	138
<i>Bungay Saint Mary</i>	-	-	-	-	118
<i>Bungay Trinity</i>	-	-	-	-	336
<i>Beccles</i>	-	-	-	-	63
<i>Barsham</i>	-	-	-	-	26
<i>Ellough</i>	-	-	-	-	52
<i>Flixton</i>	-	-	-	-	21
<i>Homersfield</i>	-	-	-	-	42
<i>Mettingham</i>	-	-	-	-	15
<i>North Cove</i>	-	-	-	-	43
<i>Ringsfield</i>	-	-	-	-	26
<i>Reddisham</i>	-	-	-	-	9
<i>Shipmeadow</i>	-	-	-	-	49
<i>Sotterley</i>	-	-	-	-	41
<i>Shaddingfield</i>	-	-	-	-	11
<i>Saint John's Ilketsball</i>	-	-	-	-	37
<i>Saint Lawrance</i>	-	-	-	-	47
<i>Saint Margaret's Southelmham</i>	-	-	-	-	50
<i>Saint Margaret's Ilketsball</i>	-	-	-	-	54
<i>Saint Cross</i>	-	-	-	-	81
<i>Saint Andrew's</i>	-	-	-	-	31
<i>Saint Peter's</i>	-	-	-	-	40
<i>Saint James</i>	-	-	-	-	10
<i>Saint Michael's</i>	-	-	-	-	39
<i>Weston</i>	-	-	-	-	33
<i>Worlingham</i>	-	-	-	-	17
<i>Willingham</i>	-	-	-	-	

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£1,527

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And

And that such Third Assessment shall be ascertained and assessed in the Manner following; (that is to say,) the Fees and Salaries of the Surgeons and Medical Men employed by the said Corporation, and all other Medical Costs, Charges, and Expences incurred for or on account of the preceding Quarter for or in respect of all the poor Persons of the said Hundred (as well those maintained in the said House as those relieved out of the said House), shall be added into one total Sum, and such total Sum shall be divided by the average Number of Poor which during the same Period shall have been maintained and relieved in the said House, and in the said several Parishes within the said Hundred, and each Parish shall be charged in proportion to the average Number of Poor belonging to such Parish and maintained or relieved during that Period: Provided always, that it shall be lawful for the said Directors and acting Guardians, at any of their Annual Meetings held under the Provisions of the said recited Acts or either of them, or this Act, from Time to Time to alter and vary, or to direct and appoint the Manner and Proportion in which such Third Assessment shall be assessed and divided, or in which the Fees, Salaries, Costs, Charges, and Expences to be included therein shall from Time to Time be charged or assessed upon the said Parishes, as may from Time to Time seem to them most just and equitable.

XV. And be it further enacted, That if it shall happen that the Sum or Sums to be assessed for any Quarter of a Year shall prove insufficient to meet the Expences for the Payment of which it is directed to be assessed or levied, then it shall be lawful for the said Directors and acting Guardians to assess upon the said Parishes, Hamlets, and Places such Sum or Sums of Money as shall be necessary to supply such Deficiency, in the Proportions and Manner herein-before directed with regard to the Assessments in which there shall be any such Deficiency as aforesaid.

Provision in case Balances are in arrear.

XVI. Provided always, and be it further enacted, That the Law Charges and other Costs and Expences incurred in or about any Dispute or Litigation which shall hereafter happen or arise between any of the Parishes in the said Hundred, or between any Parish in the said Hundred and any other Parish or Place, touching the Settlement of any Pauper or Paupers, or in or about any Action, Suit, Appeal, or Prosecution to be hereafter brought, commenced, carried on, or instituted by or against any Parish in the said Hundred, or by or against the Churchwardens and Overseers of the Poor of any such Parish, shall be borne and paid by the Parish or Place that would be liable thereto if the said recited Acts had not been passed; and all such Disputes, Litigations, Actions, Suits, Appeals, and Prosecutions shall be managed and carried on solely by or under the Directions of the Churchwardens and Overseers of the Poor of the Parish or respective Parishes interested therein, who shall have full Power to appoint and choose their own Solicitor or Attorney to conduct or carry on any such Action, Suit, Appeal, or Prosecution as aforesaid; any thing in this Act, or in the said recited Acts, or in any Bye Law, Rule, Order, or Regulation of the said Corporation, to the contrary notwithstanding.

Certain Law Expences to be paid by the Parishes separately.

XVII. And whereas, by reason of the Increase of the Poor within the said Hundred, it has been found inconvenient to maintain all the said Poor in the said House of Industry; be it therefore further enacted, That so much of the said recited Acts or either of them as enacts that all poor Persons

Clauses in the recited Acts, providing that all the Poor



shall be kept  
in the House,  
repealed.

Persons belonging to any Parish, Hamlet, or Place within the said Hundred, and chargeable to the same, shall be kept, continued, or provided for in the said House, shall be and the same is hereby repealed.

All the Poor  
to be under  
Controul of  
the Corpora-  
tion.

XVIII. And be it further enacted, That all poor Persons belonging to any Parish, Hamlet, or Place within the said Hundred, and chargeable to the same (as well those maintained in the said House as those relieved out of the said House), shall henceforth remain, continue, and be under the Government and Management of the said Corporation; and all Bye Laws, Rules, Orders, and Regulations made by the said Directors and acting Guardians under or by virtue of the said recited Acts or either of them, and in force at the Time of passing this Act, shall be and continue in force in like Manner as if the same had been made under and by virtue of this Act; and the said Directors and acting Guardians shall have full Power and Authority, at any of their Quarterly Meetings, to make any new Bye Laws, Rules, Orders, and Regulations, for the better governing, employing, relieving, and maintaining such poor Persons, and from Time to Time to alter and repeal the same, and make others in lieu thereof: Provided always, that not less than Nine of the said Directors and acting Guardians (of whom Four at least shall be Directors) shall be present at every such Meeting at which any such Bye Law, Rule, Order, or Regulation shall be made, altered, or repealed, and the major Part of the said Directors and acting Guardians then present (Three at least of such major Part to be Directors) shall assent to such Bye Laws, Rules, Orders, Regulations, Alterations, and Repeals.

Former Bye  
Laws to con-  
tinue in  
force.

Out-Poor  
may be re-  
lieved by  
Church-  
wardens and  
Overseers,  
who may be  
summoned  
by Weekly  
Committee.

XIX. And be it further enacted, That from and after the passing of this Act it shall be lawful for the Churchwardens and Overseers of the Poor of the several Parishes, Hamlets, and Places within the said Hundred, when and as often as they shall think fit, by and out of the Monies to be levied and raised as herein-after mentioned, to relieve and maintain any poor Person or Persons legally settled in their respective Parishes or Places, during such Time and Times and in such Manner as the said Churchwardens and Overseers shall deem proper, subject nevertheless to such Bye Laws, Rules, Orders, and Regulations as aforesaid; and it shall be lawful for the Directors and acting Guardians of the said Hundred, assembled in Weekly Committee, upon the Complaint of any poor Person residing and legally settled in any Parish or Place within the said Hundred, and wanting Relief, to issue their Summons or Precept in Writing, under the Hand of any One or more of them, and thereby to summon the Churchwardens and Overseers of the Poor of the Parish or Place to which such poor Person shall belong, or any of them, to appear at the then next following or any succeeding Weekly Meeting of the said Directors and acting Guardians; and the Directors and acting Guardians, assembled at such next or succeeding Weekly Meeting, are hereby authorized and required to examine into, hear, and determine the Subject Matter of the said Complaint, and to make such Order therein, upon such Churchwardens and Overseers, for the Relief, Sustentation, or Maintenance of such poor Person, or his Wife, or his or her Child or Children, or any of them, as to the said Directors and acting Guardians or the major Part of them assembled at such Weekly Meeting shall seem meet, and which Order shall be final and conclusive; and the said Churchwardens and Overseers, and every of them, are and is hereby required forthwith to obey and perform



perform all and every such Summons of any One or more of the said Directors and acting Guardians assembled in Weekly Committee, and all and every such Order or Orders of the said Directors and acting Guardians so assembled as aforesaid, touching the Matters aforesaid, under the Penalty of forfeiting and paying the Sum of Twenty Shillings, to be recovered, levied, and applied in like Manner as the Penalties and Forfeitures imposed and inflicted upon Churchwardens and Overseers by the said first-recited Act are to be recovered, levied, and applied, subject nevertheless to the same or the like Right of Appeal as in and by the said recited Act is given to such Churchwardens and Overseers.

XX. And whereas by the said first-recited Act a Penalty of Five Pounds is imposed upon any Churchwarden, Overseer of the Poor, Constable, or other Officer who shall refuse or neglect to raise and levy the Sum assessed upon his respective Parish, Hamlet, or Place, or to pay the same at the Time and Place appointed, or to obey the Warrants or other reasonable Orders of the Directors or acting Guardians relative to the Execution of the said Act, which said Penalty is found inadequate to the Purpose intended; for Remedy whereof, and also for more effectually securing the Payment of the said Sums so to be assessed, be it therefore further enacted, That from and after the passing of this Act every Churchwarden, Overseer of the Poor, Constable, or other Officer so offending shall forfeit and pay any Sum not exceeding Fifty Pounds nor less than Ten Pounds, to be levied in such Manner, and by such Ways and Means, and with such Power of Appeal, as are provided in the said first-recited Act concerning the Penalty of Five Pounds thereby imposed.

Penalty on Officers refusing or neglecting to raise the Assessment, &c.

Power of Appeal.

XXI. And be it further enacted, That all Penalties and Forfeitures inflicted or imposed by the said recited Acts or either of them, or by this Act, (the Manner of levying and recovering whereof is not therein or herein particularly directed,) may, in case of Nonpayment thereof, be recovered in a summary Way by the Order and Adjudication of some Justice or Justices of the Peace having Jurisdiction, on Complaint to him or them for that Purpose exhibited, and afterwards be levied, as well as the Costs (if any) of such Proceedings, on Nonpayment, by Distress and Sale of the Goods and Chattels of the respective Offenders or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of any such Justice or Justices, who is and are hereby authorized and required to summon and examine any Witnesses of or concerning such Offence, Matters, and Things, and to hear and determine the same; and the Overplus (if any) of the Money so raised or recovered, after discharging such Penalties or Forfeitures, and the Costs and Expences as aforesaid, shall be returned to the respective Owners of the Goods and Chattels so seized and distrained; all which Penalties and Forfeitures shall be paid to the Treasurer for the Time being acting under the Authority of the said recited Acts and this Act, and shall be applied in aid of the Second Assessment herein-before directed to be assessed; and it shall be lawful for the said Justice or Justices to order any Offender so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress, unless such Offender can give sufficient Security, to the Satisfaction of such Justice or Justices, for his or her Appearance before the said Justice or Justices, or before some other Justice having Jurisdiction, on such Day as shall be appointed for the Return of such

Recovery and Application of Penalties.

[Local.]

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Warrant,



Warrant, such Day not being later than Five Days from the Day of taking any such Security, and which Security any such Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty or Forfeiture, and Costs and Expences as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of any such Justice or Justices, upon the Confession of the Offender, or otherwise, that he or she hath not sufficient Goods and Chattels whereupon such Penalty or Forfeiture, Costs, and Expences could be levied if a Warrant of Distress were issued, such Justice or Justices shall not be required to issue such Warrant, but in such Case such Justice or Justices is and are hereby required, by Warrant under his or their Hand and Seal or Hands and Seals, to commit such Offender to some Common Gaol or House of Correction for the said County, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless such Fine, Penalty, or Forfeiture, and all Costs and Charges attending the Proceedings (to be ascertained by such Justice or Justices), shall be sooner paid and satisfied: Provided always, that it shall be no Objection to the Jurisdiction or Competency of any such Justice or Justices to act in the Premises, that such Justice or Justices is or are a Director or acting Guardian or Directors or acting Guardians of the said Corporation.

Power to Churchwardens and Overseers to raise Money for Relief of Out-Poor, for Premiums and Expences of Apprentices, and for Law Charges.

XXII. Provided always, and be it further enacted, That it shall be lawful for the Churchwardens and Overseers of the Poor of the several and respective Parishes and Places within the said Hundred to raise and levy the Money which shall from Time to Time be paid and expended by them, under and by virtue of the Power hereby vested in them and in the said Directors and acting Guardians, at their Weekly Meetings as last aforesaid, in and about the Relief, Sustentation, and Maintenance of the said poor Persons, and their Wives and Children, and also all such Sums of Money as shall from Time to Time be expended in and about the Fees, Premiums, and other Expences of binding out as Apprentices any poor Children belonging to the said Parishes and Places; and in defraying the Law Charges and other Costs and Expences touching or concerning such Actions, Suits, Appeals, or Prosecutions as herein-before mentioned, in the same Manner, by the same Ways and Means, and with the same Remedies for the Recovery thereof, as the Churchwardens and Overseers of the Poor are by any Law or Statute now in force authorized and empowered to raise and levy a Stock and Money for the Employment and Relief of the Poor.

4 G. 3, as to Apprentices repealed.

XXIII. And be it further enacted, That so much of the said first-recited Act as relates to the binding out as Apprentices the poor Children maintained in the said House shall be and the same is hereby repealed.

Directors and acting Guardians empowered to bind out Children Apprentices, under certain Regulations.

XXIV. And be it further enacted, That at each of the General Quarterly Meetings to be held under the Authority of the said recited Acts and of this Act, the Directors and acting Guardians shall make and prepare a List of the several Children maintained in the said House and fit to be placed out as Apprentices, and of the respective Parishes, Hamlets, and Places to which they belong, and shall, immediately after such Meeting, cause Notice to be given to the respective Churchwardens and

Overseers



Overseers of each of such Parishes, Hamlets, and Places, in order and to the intent that such Churchwardens and Overseers may (if they think fit and are able so to do) find Masters or Mistresses for such Children, either with or without a Premium; and the said Directors and acting Guardians are hereby authorized and empowered, at any General Quarterly or Weekly Meeting, on the Request of such Churchwardens and Overseers respectively, and upon the Payment of such Premiums as the said Churchwardens and Overseers may direct and require, and with such Consent of the Justices as is required by Law, to bind out all or any such Children as Apprentices by Indenture under the Common Seal of the said Corporation: Provided always, that nothing herein contained shall authorize or empower, or be deemed or construed to authorize or empower, the said Directors and acting Guardians to bind out any such Child as an Apprentice with or for whom any larger Sum or Premium than the Sum of Twenty Pounds shall be paid by such Churchwardens and Overseers; and no Apprentice so bound as aforesaid shall be assigned by his or her Master or Mistress, or by the Executors or Administrators of such Master or Mistress, to any other Person without the Consent of the Directors and acting Guardians present at a General Quarterly Meeting.

XXV. And whereas the putative Fathers of Bastard Children born or likely to be born within the said incorporated Hundred are frequently desirous of compounding with the said Directors and acting Guardians, by paying down a Sum of Money in lieu of entering into or giving Bonds of Indemnity, or paying a weekly Allowance towards the Support of such Children; be it therefore enacted, That it shall be lawful for the said Directors and acting Guardians, with the Consent of the Churchwardens and Overseers of the Parish to which such Bastard Child shall be chargeable or be likely to become chargeable, at any weekly or other Meeting held by them, to contract and compound with the putative Father of any Bastard Child born or likely to be born within or belonging to any of the said Parishes, Hamlets, or Places, and actually chargeable thereto or likely so to be, and to receive of him or upon his Account such Sum of Money as shall be agreed upon, in lieu of all weekly or other Payments towards the Maintenance and Support of such Bastard Child; and upon Payment of the Sum so agreed upon, the said putative Father shall be discharged from all future Payments, Costs, Charges, and Expences for or on account of such Child, who shall thenceforth be supported and maintained by and at the Expence of the Parish, Hamlet, or Place in or to which such Child shall be born or belong; and the Sum so paid shall be placed to the Credit of such last-mentioned Parish, Hamlet, or Place, in the Accounts of the Treasurer of the said Corporation.

Power to compound for Bastard Children.

XXVI. And be it further enacted, That so much and such Parts of the said recited Acts, and all the Provisions, Powers, Articles, Clauses, Impositions, and other Matters and Things in the same contained, and not hereby repealed, varied, or altered, shall be and continue in full Force, and shall be applied and extended to and incorporated with this Act, as fully and effectually to all Intents and Purposes as if the same were severally and respectively herein repeated and re-enacted; and all such Provisions, Powers, Articles, Clauses, Impositions, and other Matters and Things in the said recited Acts, which are by this Act varied, altered, or amended,

Powers of former Acts to continue in force.



amended, shall be considered, construed, and enforced in such Manner as they are so varied, altered, and amended, and not otherwise.

Expences of  
this Act.

XXVII. And be it further enacted, That all the Charges and Expences incident to and attending the obtaining and passing of this Act shall be paid by the Treasurer to the said Corporation out of the Funds of the said Corporation, and shall be deemed Part of their general Expences.

Public Act.

XXVIII. 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.

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