Anno Regni Georgii III. Regis Magnae Britannae, Franciae, & Hibernae, duodecimo ... : [an act to explain and amend so much of an Act, made in the sixth year of the reign of His late Majesty King George the Second, as relates to the establishment of lazarets].

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ANNO REGNI

GEORGII III.

REGIS

Magnæ Britanniæ, Franciæ, & Hiberniæ,

DUODECIMO.

At the Parliament begun and holden at *Westminster*, the Tenth Day of *May*, *Anno Domini* 1768, in the Eighth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God, of *Great Britain*, *France*, and *Ireland*, King, Defender of the Faith, *&c.*

And from thence continued, by several Prorogations, to the Twenty-first Day of *January*, 1772; being the Fifth Session of the Thirteenth Parliament of *Great Britain*.

LONDON:

Printed by CHARLES EYRE and WILLIAM STRAHAN, Printers to the King's most Excellent Majesty.

MDCCLXXII.

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ANNO DUODECIMO

Georgii III. Regis.

CAP. LVII.

An Act to explain and amend so much of an Act, made in the Sixth Year of the Reign of His late Majesty King *George* the Second, as relates to the Establishment of Lazarets.

WHEREAS by an Act, made in the Twenty-sixth Year of the Reign of His late Majesty King George the Second, (intituled, An Act to oblige Ships more effectually to perform their Quarantine; and for the better preventing the Plague being brought from foreign Parts into *Great Britain* or *Ireland*, or the Isles of *Guernsey*, *Jersey*, *Alderney*, *Sark*, or *Man*) it is, (amongst other Things) enacted, That whenever His Majesty, His Heirs and Successors, by and with the Advice and Consent of Parliament, shall direct Houses or Lazarets to be provided for the receiving and entertaining

Preamble.

Act 26 Geo. II.

entertaining of Persons obliged to perform Quarantine, or for the depositing, opening, and airing of Goods and Merchandises liable as aforesaid; it shall and may be lawful to erect the same in such Places, for such Time as His Majesty shall judge necessary, for the Purposes aforesaid, paying such Rate, Rent, or other Consideration, as shall be agreed upon, or assessed and adjudged, in such Manner as therein prescribed in that Behalf: And whereas in the Fifth Year of the Reign of His present Majesty a Sum was granted by Parliament, not exceeding Five thousand Pounds, towards building a Lazaret, but Doubts have arisen, whether His Majesty is sufficiently enabled, by the Powers in the said recited Act contained, to contract and agree for the absolute Purchase of Lands, Messuages, Tenements, and Hereditaments, to be settled unalienably in the Crown, for the Purpose of making, erecting, and establishing such Lazarets; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the Lords Commissioners of His Majesty's Treasury, now or for the Time being, or any Three or more of them, or the Lord High Treasurer for the Time being, on the Behalf of His Majesty, His Heirs and Successors, from Time to Time, and at all Times hereafter, to treat, contract, and agree for the absolute Purchase or Sale, Release, or Surrender, to or for the Use of His Majesty, His Heirs and Successors, of any Estate or Estates of Inheritance, in any Lands, Messuages, Tenements, and Hereditaments, which they shall judge to be by their Situation, and in other Respects, convenient and fit for the Purposes intended by this Act, with the Owner and Owners of such respective Estate or Estates of Inheritance, for such Sum or Sums of Money, or upon such other Terms or Conditions as they shall think fitting; and that upon the executing of such Contracts or Agreements, by or on the Behalf of such Owner or Owners as aforesaid, or upon executing such other Conveyances, Assignments, Releases, or Surren-

Act 5 Geo. III.

Lords of the Treasury to purchase any Tenement conveniently situated, for the Purpose of the Act;

ders, as in such Contract or Contracts shall be agreed on for that Purpose, it shall and may be lawful to and for the said Commissioners of the Treasury now or for the Time being, or any Three or more of them, or the Lord High Treasurer for the Time being, and they are hereby impowered to order and direct the Payment of the said Sum of Five thousand Pounds; and likewise, in case that Sum shall not be sufficient, then by and out of any Monies arisen, or to arise to His Majesty, His Heirs or Successors, of or for any Customs, Subsidies, Impositions, or other Duties, upon the Importation or Exportation of any Goods or Merchandises whatsoever, already granted or payable, or hereafter to be granted or payable to His Majesty, His Heirs or Successors, in Great Britain, Wales, or Berwick upon Tweed, to order and direct the Payment of such Sum or Sums of Money, from Time to Time, as shall be so contracted or agreed on for such Purchase or Purchases, to such Person or Persons as, according to the Terms of such Contracts or Agreements, shall be intitled to have and receive the same.

and to order Payment to be made for such Purchase.

And be it further enacted by the Authority aforesaid, That from and immediately after such Payment of the Purchase-money to the Person or Persons so intitled to receive the same as aforesaid, the several Lands, Messuages, Tenements, Hereditaments, and Premises, in such Contracts or Agreements mentioned or comprised, or intended so to be, together with all Rights, Members, Easements, and Appurtenances whatsoever, to the same, or any Part thereof, belonging and usually held and enjoyed therewith, shall be, and are hereby declared to be, from Time to Time, unalienably vested in the Crown, for the Purpose of making, erecting, and establishing there a Lazaret or Lazarets; and His Majesty, His Heirs and Successors, shall for ever have, hold, and enjoy the same, against such Vendor and Vendors respectively; and all and every Person and Persons, claiming or to claim, by, from, or under them, or any of them, freed and discharged of and from all former Entails, and from all Incumbrances whatsoever made or granted of the Premises, or any Part thereof: And the Receipt or Receipts

The Messuages so to be purchased to be vested in the Crown, for erecting a Lazaret.

Receipts of Persons authorised to receive the Purchase money to be a sufficient Discharge to His Majesty.

of such Person or Persons, as shall be intitled or authorised to receive such Purchase-money as aforesaid, under his or their Hands respectively, testifying the Payment of the same, or any Part thereof, by the said Commissioners of the Treasury, or such Person or Persons as they, or any Three of them, shall order and direct to pay the same, shall be a sufficient Discharge to His Majesty, His Heirs and Successors, for all such Sum and Sums of Money as such Receipt or Receipts shall be given for: And His Majesty, His Heirs and Successors, shall be absolutely acquitted and discharged of and from the said Monies, notwithstanding any Misapplication of the same, or any Part thereof.

Price of such Premises may be settled by a Jury at the General Quarter-sessions.

And be it further enacted by the Authority aforesaid, That as often as any Difference shall arise concerning such Purchase, or the Price or Consideration between the said Commissioners of His Majesty's Treasury now or for the Time being, or any Three or more of them, or the High Treasurer for the Time being, and the Owner or Owners of such Lands, Messuages, Tenements, and Hereditaments, as aforesaid, their Guardians or Trustees, (not being the Dwelling-house of such Owner or Owners, or Park, Garden, Orchard, Yard, or planted Walk, or Avenue to such House), it shall and may be lawful for any One or more Person or Persons, to be appointed for that Purpose by His Majesty, His Heirs or Successors, under His or Their Sign Manual, and such Person and Persons are hereby authorised, Thirty Days at the least before any General Quarter-session of the Peace to be held for the respective Counties or Divisions where such Premises as aforesaid shall respectively lie, to give, or cause to be given, to such respective Owner or Owners, or to be left at their last Places of Abode respectively, a Notice, in Writing, describing the said Premises, and purporting, that the Price or Consideration of such Premises will be adjusted and settled by a Jury at the said Sessions: And the Justices, at their said Sessions, upon Proof to them made of such Notice or Notices given, shall, and they are hereby authorised and required to charge the Jury which shall attend at the said Sessions, or some other Jury of Twelve honest and substantial Men,

(to be then and there impanelled and returned by the Sheriff of the County, without Fee or Reward), and cause to be sworn well and truly on their Oaths, to assess the Value of the Premises comprised in such Notices, and the Price or Consideration to be given for the same, to the respective Owner or Owners thereof, according to their respective Interests therein, which Oath the said Justices are hereby authorised and required to administer to the said Jury; and to which said Jury, the said Person or Persons so to be appointed by His Majesty, His Heirs and Successors, and the Parties interested in such Premises, shall have their lawful Challenges; and the said Jury, being so sworn and charged as aforesaid, after proper Evidence, on Oath, given to them, shall, by their Verdict, assess the Price or Consideration to be given for such Premises to the respective Owner or Owners thereof, according to their respective Interests therein; which Verdict of the said Jury, and Judgement of the said Justices thereupon, shall be conclusive, and finally bind all Parties; and from and after such Verdict and Judgement, and paying such Price or other Consideration, the said Premises shall vest in and be held by His Majesty, His Heirs and Successors, in Manner and for the Purposes aforesaid.

Verdict of the Jury, and Judgement of Justices, to be conclusive.

F I N I S.