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BOROUGH
OF
SOUTHAMPTON.

BYE LAWS

AND

ORDINANCES

FOR THE

GOOD RULE AND GOVERNMENT OF
THE SAID BOROUGH.

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1851.

BYE LAWS AND ORDINANCES

FOR THE

GOOD RULE AND GOVERNMENT OF THE
SAID BOROUGH,

And for preventing and suppressing of Nuisances therein; made, declared, agreed on, and established, by the Mayor, Aldermen, and Councillors, of the said Borough, in Council assembled, at the Audit-House or Council Chamber of the said Borough, the Nineteenth day of November, in the Year of our Lord One Thousand Eight Hundred and Forty-Nine, pursuant to the powers contained in the Act to provide for the Regulation of Municipal Corporations in England and Wales.

I.—Every Alderman or Councillor who shall be elected to the office of MAYOR for the said Borough, and who shall not, within five days after notice of his Election, accept such office, by making and subscribing the Declaration required by the said act, shall immediately pay to the Mayor, Aldermen, and Burgesses of the said Borough, by way of fine for non-acceptance of such office, the sum of *Fifty Pounds*.

II.—Every Alderman or Councillor who shall be elected to the office of SHERIFF for the said Borough, and who shall not, within five days after notice of his election, accept such office, by making and subscribing the Declaration required by the said act, shall immediately pay to the Mayor, Aldermen, and Burgesses, of the said Borough, by way of fine for non-acceptance of such office, the sum of *Thirty Pounds*.

III.—Every Person, duly qualified, not having served the office of Sheriff, Councillor, Bailiff, Auditor, or Assessor, in the said Borough, within five years next preceding his election to the office of Alderman, who shall be elected to the office of ALDERMAN of the said Borough, and who shall not, within five days next after notice of his election, accept such office of Alderman, by making and subscribing the Declaration required by the said act, shall immediately pay to the Mayor, Aldermen, and Burgesses, of the said Borough, by way of fine for the non-acceptance of such office, the sum of *Twenty-five Pounds*.

IV.—Every Alderman or Councillor, not having served the office of Sheriff for the said Borough, and not having paid the fine for non-acceptance of the said office of Sheriff, within five years next preceding his election, to either of the offices of Bailiff, who shall be elected to either of the offices of BAILIFF of the said Borough, and who shall not, within five days after notice of his election, accept such office, by making and subscribing the declaration required by the said act, shall immediately pay to the Mayor, Aldermen, and Burgesses of the said Borough, by way of fine for the non-acceptance of such office, the sum of *Twenty Pounds*.

V.—Every Person, duly qualified, not having served the office of Alderman, Auditor, or Assessor in the said Borough within five years next preceding his election to the office of Councillor, who shall be duly elected to the office of COUNCILLOR for any Ward in the said Borough, and who shall not, within five days next after notice shall have been given to him of his election, accept such office of Councillor to which he shall have been elected, by making and subscribing the Declaration required by the said act, shall

immediately pay unto the Mayor, Aldermen, and Burgesses of the said Borough, by way of fine for the non-acceptance of such office, the sum of *Fifteen Pounds*.

VI.—Every Person, duly qualified, not having served the office of Sheriff, Alderman, or Councillor in the said Borough, and such person elected as Auditor, not having served the office of Assessor, and such person elected Assessor, not having served the office of Auditor in the said Borough, within five years next preceding his election to the office of Auditor for the said Borough, or Assessor for Revising the Burgess Lists, or Assessor for any Ward in the said Borough, who shall be duly elected to such office of AUDITOR or ASSESSOR, and who shall not, within five days next after notice shall have been given to him of his election, accept such office, by making and subscribing the Declaration required by the said act, shall immediately pay unto the Mayor, Aldermen, and Burgesses of the said Borough, by way of fine for the non-acceptance of such office, the sum of *Ten Pounds*.

VII.—Every Person having served the office of Mayor, Sheriff, Alderman, Bailiff, Councillor, Auditor, or Assessor in the said Borough, or having paid the fine for the non-acceptance of either of such offices, who shall be elected to fill either of such offices within five years next preceding his election, shall pay to the Mayor, Aldermen, and Burgesses, by way of fine for the non-acceptance of any such office, the sum of *Five Shillings*.

VIII.—At all Meetings of the Council, every Member thereof who has any motion or observation to make, shall rise and address the Mayor, or other presiding chairman; and shall not be interrupted unless he be called to order, and in that case the member calling to order shall be heard in preference to all others; and the question of order shall be first disposed of before the subject be resumed, or any other subject entered upon.

IX.—No Member shall speak more than once on the same subject (except the mover of an original resolution in

reply, or any Member in explanation); and every Member who moves a resolution, not being an amendment, shall be entitled to a reply.

X.—Every Person who shall keep any MASTIFF, or other DOG of a fierce and ferocious nature, and permit and suffer such Dog to go unmuzzled and at large, in any part of the said Borough, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Ten Shillings*.

XI.—Every Person who shall in any Public Place, or within one hundred yards of any of the Streets, Squares, Lanes, Courts, Alleys, Ways, or Public Passages or Places within the said Borough, make or assist in making any Fire in the open air, or shall wilfully or wantonly Fire off any Gun, Pistol, or other fire-arm in or within one hundred yards of any of the Streets, Squares, Lanes, Courts, Alleys, Ways, or Public Passages or Places within the said Borough, or shall throw in or into any of such Street, Squares, Lanes, Courts, Alleys, Ways, or Public Passages or Places any Stone or other Missile, shall forfeit and pay a fine of *Five Shillings*.

XII.—Every person who shall at any time, between the hours of eight o'clock in the morning and ten o'clock at night, bathe off, from, or near to, any of the Public Quays or Piers of the said Borough, or the Platform, or at or near to any of the Public Ferries, or within the view of any Inhabited Dwelling House within the said Borough, or shall, after eight o'clock in the morning, undress himself on the Beach, or bathe in the sea within the view of any place of Public resort, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Five Shillings*; and every person who shall, in any manner, at any time obscenely expose his person in any Street, Road, or Public Highway, or in the view thereof, or in any place of Public resort, shall for every such Offence forfeit and pay to the said Mayor, Aldermen, and Burgesses a fine of *Five Pounds*.

XIII.—Every person who shall kill, slaughter, singe,

scald, dress, or cut up in any of the Public Markets, or in any of the Streets, Squares, Lanes, Courts, Alleys, Ways, or other Public Places within the said Borough, any Beast, Swine, Calf, Sheep, or other Cattle, or any Fowl, Chicken, Turkey, Goose, Duck, Duckling, or any other Poultry or Bird whatsoever, or shall hang up in any of the Streets, Squares, Lanes, Courts, Alleys, Ways, or other Public Passages or Places within the said Borough, any Beast, Swine, Calf, Sheep, or other Cattle, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Five Shillings* for the first offence, and a fine of *Ten Shillings* for every succeeding offence.

XIV.—If any Hogstye, Laystall, Necessary House, Flesh, Dung, Carrion, Blood, Offal, Soil, Filth, Ashes, Cinders, or Rubbish, or any other noisome matter whatsoever shall be, or be calculated to be, offensive to any person in any of the said Streets, Squares, Lanes, Courts, Alleys, Ways, and other Public passages or places within the aforesaid parts of the said Borough, and the same be not removed within three days after notice given to the person or persons in the occupation of the premises on or from which any such nuisance as aforesaid shall arise or be occasioned, every such person shall forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Five Shillings* daily for every day the same shall continue after the expiration of the said three days.

XV.—Every person who shall empty any Necessary House, or Bog House, or Dead Well, at any time, except between the hours of twelve at night and five in the morning, or shall lay the soil thereof in any Public Place so as to become a nuisance, or shall wilfully or negligently spill any such soil in any of the said Streets, Squares, Lanes, Courts, Alleys, Ways, or Public Passages or places in the said Borough, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Twenty Shillings*.

XVI.—Every person who shall sift any Ashes, Dust, or Cinders, either in or out of any Cart or Carriage, or in any other manner howsoever, in any of the said Streets, Squares, Lanes, Courts, Alleys, Ways, or other Public Passages or

places in the said Borough, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Ten Shillings*.

XVII.—Every person who shall throw, cast, or lay any Ashes, Dust, Durt, Dung, Soil, Filth, or Rubbish, or the refuse of any garden stuff, or any blood, offal, or carrion, or any other noisome or offensive matter or thing whatsoever, into or in any of the said Streets, Squares, Lanes, Courts, Alleys, Ways, or other Public Passages, or places in the said Borough, shall for the first offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Ten Shillings*, and for every succeeding offence a fine of *Twenty Shillings*.

XVIII.—Every person who shall cause any Waggon, Cart, Public Carriage, Sledge, Truck, or Barrow, or any other such Vehicle, with or without any horse or horses or other animal or animals, to stand in any of the Streets, Squares, Lanes, Courts, Alleys, Ways, or other Public Passages or places within the said Borough, longer than may be necessary for loading or unloading or taking in or setting down passengers (except Hackney Carriages standing for hire in any place or places where they may lawfully so stand) and every person who shall loiter in any of the Streets, Squares, Lanes, Courts, Alleys, Ways, or other Public Passages or places within the said Borough, with any Waggon, Cart, Public Carriage, Sledge, Truck, or Barrow, or any other such Vehicle with or without any horse or horses, or other animal or animals (except as aforesaid,) or who by means of any such Waggon, Cart, Public Carriage, Sledge, Truck, Barrow, or other such Vehicle, shall cause any obstruction in any of the said Streets, Squares, Lanes, Courts, Alleys, Ways, or Public Passages or places, (except as aforesaid) and whether any person or persons, or any other Waggon, Cart, Public or Private Carriage, Sledge, Truck, Barrow, or other Vehicle, with or without horse or horses or other animal or animals, shall be actually obstructed or not, and every Person who shall lay, place, or leave any Timber, Bricks, Stone, Slates, Hay, Straw, Wood, Faggots, Coals, Boards, Tubs, Goods, Wares, Merchandise, Materials, or things whatsoever in any of the said Streets, Squares, Lanes, Courts, Alleys, Ways, or other Public Passages or places within the said Borough, longer than shall be actually

necessary for the housing or removing the same, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Ten Shillings*.

XIX.—Every Person who shall wilfully or wantonly set fire to, or let off, or throw, any Squib, Rocket, Serpent, or other Firework whatsoever, in or into any of the said Streets, Squares, Lanes, Courts, Alleys, Ways, or other Public Passages within the said Borough, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Five Shillings*.

XX.—That every Person who, within the limits of the said Borough, shall use any dog or dogs for the purpose of drawing or helping to draw any Cart, Truck, Barrow, or other Carriage, or shall employ any dog as a beast of burthen shall pay to the said Mayor, Aldermen, and Burgesses, a fine of *Twenty Shillings* for the first offence, and for the second, and every succeeding offence, a fine of *Forty Shillings*.

XXI.—Every Person who shall within the said Borough, sell or distribute, or offer for sale or distribution, or exhibit to public view any profane, indecent, or obscene book, paper, print, drawing, painting, or representation, or sing any profane, indecent, or obscene song or ballad, or write, carve, or draw any indecent, or obscene word, figure, or representation or use any profane, indecent, or obscene language, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Forty Shillings*.

XXII.—Every Person who shall wilfully and wantonly disturb any Inhabitant, by pulling or ringing at any Door or Gate Bell, or knocking at any Door without lawful excuse, and every Person who shall wilfully and wantonly tear or break off, or attempt to break off, or aid or assist in breaking or otherwise removing any Gate, Post, Rail or Fence, Door, Door Knocker, Door or Gate, Bell Pull or Door Knob, or Latch, or any Scraper within the said Borough, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Forty Shillings*.

XXIII.—Every Person who shall, in any thoroughfare

or public place within the said Borough, use any threatening, abusive, or insulting words or behaviour, with intent or tending to provoke a breach of the peace, or whereby a breach of the peace may or might be occasioned, shall, for every such offence, forfeit and pay to the said Mayor, Aldermen, and Burgesses a fine of *Ten Shillings*.

XXIV.—Every Common Prostitute or Night Walker who shall loiter on or be in any thoroughfare or public place within the said Borough, for the purpose of Prostitution or solicitation, whereby any Inhabitant or Passenger shall be actually annoyed, or whereby any Inhabitant or Passenger might be annoyed, shall, for every such offence, forfeit and pay to the said Mayor, Aldermen, and Burgesses a fine of *Twenty Shillings*.

XXV.—Every Person who shall leave, or suffer to be left, open any Door, Hatchway or Flap, Window, Grate, Stone, Plate, Board, or other Covering to any Cellar, Coal Hole, Vault, Office, or other Under-ground Room or Apartment, or of any Area, without having placed or left a sufficient warning and, if by night, a sufficient light to warn or prevent Persons from falling into such Cellar or other under-ground Rooms or Apartments, or Areas, and every Person who at any time, whether by night or day, shall leave open or suffer to be left open or not effectually fasten and secure any Grate, Stone, Plate, Board, or other Covering, placed over any opening in any pavement into any Cellar, or other place under ground, shall, for every such offence, forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Forty Shillings*.

XXVI.—Every Person having the Care, Ownership, or Management of any House, Room, Booth, Standing, Tent, Caravan, Waggon, or other place during the continuance of any Fair or Fairs holden within the said Borough, who shall keep open such House, Room, Booth, Standing, Tent, Caravan, Waggon, or other place during such Fair or Fairs, for the purpose of any business or amusement, within the hours of twelve at night and six in the morning, shall, for every such offence, forfeit and pay to the said Mayor, Aldermen, and Burgesses a fine of *Forty Shillings* for the first

Hour, or any portion of an hour, and for every succeeding hour, or portion of any such hour, a fine of *Five Pounds*.

XXVII.—That if any Person or Persons shall in any of the Streets, Squares, Lanes, Courts, Alleys, Ways, or Public Passages or Places within the said Borough, play at Foot Ball, or at the game called Pitch and Toss, or at any other game whatsoever, or shall fly any kite, every Person so offending shall for every such offence, forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Twenty Shillings*.

XXVIII.—Any Person who shall in any part of the Borough wantonly and cruelly ill-treat, abuse, or torture any Animal, or shall pick or pluck all or any of the feathers from any Fowl, Chicken, Turkey, Goose, Duck, Duckling, or any other Poultry or Bird whatsoever, before the same shall be actually dead, or shall otherwise, in any part of the said Borough, wantonly and cruelly ill-treat, abuse, or torture, any Fowl, Chicken, Turkey, Goose, Duck, Duckling, or any other Poultry or Bird whatsoever, shall for every such offence forfeit and pay to the said Mayor, Aldermen, and Burgesses, a fine of *Forty Shillings*.

XXIX.—That no letter or other communication whatsoever to the Council shall be discussed at any Meeting of the Council until the whole of the Business mentioned in the Summons of such Meeting be first disposed of, and no discussion shall take place with reference to the minutes of the preceding Council Meeting except in relation to the accuracy of the entry thereof.

Printed by Order of the Mayor.

CHARLES E. DEACON,

Town Clerk.

AUDIT-HOUSE,
Southampton, 20th December, 1850.

E. ROBERTS, PRINTER, SOUTHAMPTON.