

and be as subjects to foreign princes and lords) that from henceforth so long they and every of them shall pay such customs, subsidies, tolls, and other impositions within this realm of *England*, as other strangers of those parts where the said *Englishmen* make their inhabitations, pay or use to pay within this said realm: (2) and that the knowledge of all and every such person or persons inhabitants, and sworn in manner and form as is before rehearsed within the archduke's countries, that is to say, *Holland, Zealand, Brabant, and Flanders* only, shall be had by certificate thereof made by the governor of the merchant adventurers and the assistants there for the time being; (3) and also for all other realms and countries of foreign princes, to be certified by the King's most noble ambassadors, being at such time there, as they shall happen to be in the said countries upon the King's affairs, shall likewise certify, as is afore said, under their seal, into the chancery of our sovereign lord the King; (4) and thereupon out of the said chancery writs to be made, and directed unto the customers, comptrollers, or other officers of the King's custom in every port, haven, or creek within this said realm, to perceive, levy, and take all manner of such customs, subsidies, tolls, and other impositions, as is before specified, of all such goods and merchandises as shall belong unto any such person or persons inhabited and sworn in manner and form above written, as well inward as outward.

III. Provided alway, That if hereafter it shall happen any such person or persons to return into the realm, and here to tarry and inhabit, that then he or they shall be restored to all such liberties and freedoms in paying of customs or subsidies, and other charges, as all other *Englishmen* do use to pay, and to have a writ out of the chancery for the same, this act, or any thing therein made, to the contrary notwithstanding.

An Englishman returning, and dwelling again in the realm shall pay such impositions as other Englishmen use to pay.

### CAP. V.

#### *The privileges and authority of physicians in London.*

**I**N the most humble wise shew unto your Highness, your true and faithful subjects and liege men, John Chambre, Thomas Linacre, Ferdinandus de victoria, your physicians, and Nicholas Halsewel, John Frances, and Robert Yaxley, and all other men of the same faculty within the city of London, and seven miles about, that where your Highness (by your most gracious letters patents, bearing date at Westminster the xxiii. day of September, in the tenth year of your most noble reign) for the common wealth of this your realm, in due exercising and practising of the faculty of physick, and the good ministrations of medicines to be had, hath incorporate and made of us, and of our company afore said, one body and perpetual commonalty or fellowship of the faculty of physick, and to have perpetual succession and common seal, and to choose yearly a president of the same fellowship and commonalty, to oversee, rule, and govern the said fellowship and commonalty, and all men of the said faculty, with divers other liberties and privileges, by your Highness to us granted for the common wealth of this your realm, as in your said most gracious letters patents

more

The physicians of London made a body corporate. 2 Bulstr 185. 2 Salk. 451. This act is confirmed by 1 Mar. sess. 2. c. 9.

*more at large is specified and contained, the tenor whereof followeth in these words:*

The charter of incorporation.

A perpetual college of physicians erected and granted in London and the suburbs.

A president of the college, and his office and duty.

The college shall have perpetual succession and a common seal. And shall be of ability to purchase land.

(2) **H**ENRICUS Dei gratia Rex Angliæ & Franciæ, & Dominus Hiberniæ, omnibus ad quos præsentem literarum pervenerint, salutem. Cum regii officii nostri munus arbitremur conditionis nostræ hominum fœlicitati omni ratione consulere; (3) id autem vel imprimis fore, si improborum conatibus tempestive occurramus, apprime necessarium duximus improborum quoque hominum, qui medicinam magis avaritiæ suæ causa, quam ullius bonæ conscientiæ fiducia, profitebuntur, unde rudi & credulæ plebi plurima incommoda oriantur, audaciam compescere: (4) itaque partim bene institutarum civitatum in Italia, & aliis multis nationibus, exemplum imitati, partim gravium virorum doctorum Joannis Chambre, Thomæ Linacre, Ferdinandi de victoria, medicorum nostrorum, Nicholai Halsewel, Joannis Francisci, & Rob. Yaxley, medicorum, ac præcipue reverendissimi in Christo patris, ac domini, dom. Thomæ tituli Sanctæ Cecilie trans Tiberim sacrosanctæ Romanæ ecclesiæ presbyteri cardinalis, Eboracensis archiepiscopi, & regni nostri Angliæ cancellarii charissimi, precibus inclinati, collegium perpetuum doctorum & gravium virorum, qui medicinam in urbe nostra Londino & suburbis, intraque septem millia passuum ab ea urbe quaqua versus publice exercent, institui volumus atque imperamus. (5) Quibus tum sui honoris, tum publicæ utilitatis nomine, curæ (ut speramus) erit, malitiosorum quorum meminimus inscientiam temeritatemque, tam exemplo gravitateque suis deterere, quam per leges nostras nuper editas, ac per constitutiones per idem collegium condendas, punire. (6) Quæ quoque facilius rite peragi possint, memoratis doctoribus Joan. Chambre, Thomæ Linacre, Ferdinando de victoria, medicis nostris, Nicholao Halsewel, Joanni Francisco, & Rob. Yaxley, medicis, concessimus, quod ipsi, omnesque homines ejusdem facultatis de & in civitate predicta, sint in re & nomine unum corpus & communitas perpetua sive collegium perpetuum; (7) & quod eadem communitas sive collegium singulis annis in perpetuum eligere possint & facere, de communitate illa aliquem providum virum, & in facultate medicinæ expertum, in præsidem ejusdem collegii sive communitatis, ad supervidend' recognoscend' & gubernand' pro illo anno collegium sive communitatem præd' & omnes homines ejusdem facultatis, & negotia eorundem. (8) Et quod idem præsidens & collegium, sive communitas, habeant successionem perpetuam, & commune sigillum negotiis dict' communitatis & presidentis in perpetuum serviturum. (9) Et quod ipsi & successores sui in perpetuum sint personæ habiles & capaces ad perquirendum, & possidendum in feodo & perpetuitate terras & tenementa redditus, & alias possessiones quascunque. (10) Concessimus etiam eis & successoribus suis pro nobis & hæredibus nostris, quod ipsi & successores sui possint perquirere sibi & successoribus suis, tam in dicta urbe quam extra, & terras

‘ terras & tenementa quæcunque annum valorem duodecim  
 ‘ librarum non excedent’ statuto de alienatione ad manum mor-  
 ‘ tuam non obstante. (11) Et quod ipsi per nomina præfiden-  
 ‘ tis & collegii seu communitatis facultatis medicinæ Lond’ pla-  
 ‘ citari & implacitari possint coram quibuscunque iudicibus in  
 ‘ causis & actionibus quibuscunque. (12) Et quod præd’ præfi-  
 ‘ dens & collegium sive communitas, & eorum successores,  
 ‘ congregationes licitas & honestas de seipsis, ac stat’ & ordina-  
 ‘ tiones pro salubri gubernatione, supervisu, & correctione col-  
 ‘ legii seu communitatis præd’, & omnium hominum eandem  
 ‘ facultatem in dicta civitate, seu per septem milliaria in circuitu  
 ‘ ejusdem civitatis exercen’ secundum necessitatis exigentiam,  
 ‘ quoties & quando opus fuerit, facere valeant licite & impune,  
 ‘ sine impedimento nostri, hæredum, vel successorum nostrorum,  
 ‘ justitiariorum, escaetorum, vicecomitum, & alior’ ballivor’  
 ‘ vel ministror’ nostror’ hæred’ vel successor’ nostror’ quorum-  
 ‘ cunque. (13) Concessimus etiam eidem præfidenti & colle-  
 ‘ gio, seu communitati, & successoribus suis, quod nemo in dic-  
 ‘ ta civitate, aut per septem milliaria in circuitu ejusdem, exer-  
 ‘ ceat dictam facultatem, nisi ad hoc per dict’ præfidentem &  
 ‘ communitatem, seu successores eorum, qui pro tempore fue-  
 ‘ rint, admissus sit per ejusdem præfidentis & collegii literas si-  
 ‘ gillo suo communi sigillatas, sub pœna centum solidorum pro  
 ‘ quolibet mense, quo non admissus eandem facultatem exer-  
 ‘ cuit, dimidium inde nobis & hæred’ nostris, & dimidium  
 ‘ dicto præfidenti & coll’ applicandum.

They may sue,  
and be sued.

They may  
make lawful  
assemblies and  
ordinances for  
government.

No man shall  
practise phy-  
sick in Lon-  
don, or with-  
in seven miles  
thereof, unless  
he be allowed.

‘ (14) Præterea volumus & concedimus pro nobis & succes-  
 ‘ soribus nostris (quantum in nobis est) quod per præfidentem  
 ‘ & collegium præd’ communitatis pro tempore existen’ &  
 ‘ eorum successores in perpetuum, quatuor singulis annis eli-  
 ‘ gantur, qui habeant supervisum & scrutinium, correctionem &  
 ‘ gubernat’ omnium & singulor’ dictæ civitatis medicorum  
 ‘ utentium facultate medicinæ in eadem civitate, ac aliorum  
 ‘ medicorum forinsecorum quorumcunque facultatem illam me-  
 ‘ dicinæ aliquo modo frequentantium & utentium infra ean-  
 ‘ dem civitatem & suburbia ejusdem, sive intra septem milliaria  
 ‘ in circuitu ejusd’ civitatis, ac punitionem eorund’ pro delictis  
 ‘ suis in non bene exequendo, faciendo, & utendo illa; (15)  
 ‘ nec non supervisum & scrutinium omnimodarum medici-  
 ‘ narum & earum reception’ per dictos medicos, seu aliquem  
 ‘ eorum, hujusmodi ligeis nostris pro eorum infirmitatibus  
 ‘ curandis & sanandis, dandis, imponendis, & utendis, quoties  
 ‘ & quando opus fuerit pro commodo & utilitate eorundem li-  
 ‘ georum nostrorum; (16) ita quod punitio hujusmodi medi-  
 ‘ corum utentium dicta facultate medicinæ, sic in præmissis de-  
 ‘ linquent’ per fines, amerciamenta, & imprisonamenta corpor’  
 ‘ suor’ & per alias vias rationab’ & congruas exequatur.

Four physici-  
ans of London  
shall be yearly  
chosen to have  
the oversight  
of the others.

‘ (17) Volumus etiam & concedimus pro nobis, hæredibus,  
 ‘ & successoribus nostris (quantum in nobis est) quod nec præ-  
 ‘ sident nec aliquis de collegio præd’ medicorum, nec succes-  
 ‘ sores sui, nec eorum aliquis exercens facultatem illam, quo-  
 ‘ quo

32 H. 8. c. 40.  
Physicians shall  
not be sum-  
moned on ju-  
ries in London.

quo modo in futur' infra civitatem nostram præd' & suburbia ejusdem, seu alibi, sommoneantur aut ponantur, neque eorum aliquis summoneatur aut ponatur in aliquibus assisis, juratis, inquestis, inquisitionibus, attinctis, & aliis recognitionibus infra dictam civitatem, & suburbia ejusdem, imposterum coram majore ac vicecom' seu coronatoribus dictæ civitatis nostræ pro tempore existen' capiendis, aut per aliquem officarium seu ministrum suum, vel officarios sive ministros suos summonend' licet eadem juratæ inquisitiones, seu recognitiones summon' fuerint super brevi vel brevibus nostris, vel hæredum nostrorum, de recto; sed quod dicti magistri, sive gubernatores, ac communitas facultatis antedictæ, & successores sui, & eorum quilibet dictam facultatem exercentes versus nos, hæredes, & successores nostros, ac versus majorem & vicecomites civitatis nostræ præd' pro tempore existen' & quoscunque officarios & ministros suos sint inde quieti, & penitus exonerati in perpetuum per præsentis.

(18) Proviso quod literæ nostræ, seu aliquid in eis content' non cedent in præjudicium civitatis nostræ Lond' seu libert' ejusd' & hoc absque fine seu feodo pro præmissis, seu sigillat' præsentium nobis facienda, solvenda, vel aliqualiter reddenda, aliquo statuto, ordinatione, vel actu in contrarium ante hæc tempora facto, edito, ordinato, seu proviso in aliquo non obstante. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste meipso apud Westmonasterium xxiiij. die Sept' an' reg' nostri x.

Per ipsum Regem.

Et de data præd' autoritate parl' TUNSTALL.

(19) *And forasmuch that the making of the said corporation is meritorious, and very good for the common wealth of this your realm, it is therefore expedient and necessary to provide, That no person of the said politick body and commonalty aforesaid, be suffered to exercise and practise physick, but only those persons that be profound, sad, and discreet, groundly learned, and deeply studied in physick.*

The foregoing letters patents confirmed, and further enlarged.

II. *In consideration whereof, and for the further authorizing of the same letters patents, and also enlarging of further articles for the said common wealth to be had and made:* Pleaseth it your Highness, with the assent of your lords spiritual and temporal, and the commons, in this present parliament assembled, to enact, ordain, and establish, That the said corporation of the said commonalty and fellowship of the faculty of physick aforesaid, and all and every grant, article, and other thing contained and specified in the said letters patents, be approved, granted, ratified, and confirmed in this present parliament, and clearly authorized and admitted by the same, good, law ful, and available to your said body corporate, and their successors for ever, in as ample and large manner as may be taken, thought, and construed by the same; (2) and that it please your Highness, with the assent of your said lords spiritual and temporal, and the commons, in this your present parliament assembled, further to enact,

enact, ordain, and establish, That the six persons before said in your said most gracious letters patents named as principals, and first named of the said commonalty and fellowship, choosing to them two more of the said commonalty, from henceforward be called and cleped *elects*; (3) and that the same *elects* yearly choose one of them to be president of the said commonalty, and as oft as any of the rooms and places of the same *elects* shall fortune to be void, by death or otherwise, then the survivors of the said *elects* (within thirty or forty days next after the death of them, or any of them) shall choose, name, and admit one or mo, as need shall require, of the most cunning and expert men, of and in the said faculty in *London*, to supply the said room and number of eight persons; (4) so that he or they that shall be so chosen, be first by the said survivors strictly examined after a form devised by the said *elects*, and also by the same survivors approved.

There shall be eight *elects* of the physicians of *London*.

III. And where that in dioceses of *England*, out of *London*, it is not light to find alway men able sufficiently to examine (after the statute) such as shall be admitted to exercise physick in them, that it may be enacted in this present parliament, That no person from henceforth be suffered to exercise or practise in physick through *England*, until such time as he be examined at *London*, by the said president, and three of the said *elects*; and to have from the said president or *elects*, letters testimonials of their approving and examination, except he be a graduate of *Oxford* or *Cambridge*, which hath accomplished all things for his form, without any grace.

Physicians in other places to be examined by the president and three of the *elects*.

3 H. 8. c. 111.

Graduates of the universities excepted.

8 Co. 114.

Cro. Jac. 121,

159.

Cro. Car. 256.

## CAP. VI.

### *Altering of bigbways in the weld of Kent.*

**I**n humble wise beseecheth your Highness, your true and faithful subject, George Guldeford esquire for your body, That where there is, and of time whereof mind of man is not to the contrary, hath been an old common way, or street for carriages, and all other passages and business for you and your progenitors, and your and their people, in the hundred of Cranebrook, in the weld of your county of Kent, leading and extending between and among the lands of the manor of Hempsted, of the said George, in the said hundred of Cranebrook, from the bridge called Hempsted bridge, dividing the said hundred of Cranebrook, and the hundred of Rolvinden, in the said weld of your said county, to a cross called Totenden cross, standing nigh to a great oak, named Hempsted oak, which is in length upon an hundred fourscore and ten perches; which common way so used is in divers places thereof right deep, and noynus for the passage of your people, and also is not so directly leading between the said bridge and cross, neither so commodious for your people, as another way of like breadth in other places within and over the lands of the said manor might be made.

II. In consideration whereof, it may please your Highness, of your blessed disposition, with the assent of the lords spiritual and temporal, and the commons, in this present parliament assembled, and by the authority of the same, to enact and ordain, That

Guldeford may lay out a new way in the manor of Hempsted, and

That