CHAPTER lxxxv.

An Act for vesting in Commissioners the Harbour of Burntisland, in the county of Fife; for improving and maintaining the said Harbour; and for other purposes. A.D. 1881.

[27th June 1881.]

WHEREAS by the Burntisland Harbour Order 1870, (herein-after called "the Order of 1870") confirmed by the Pier and Harbour Orders Confirmation Act, 1870 (No. 3) the magistrates and council of the royal burgh of Burntisland (herein-after called "the Town Council") were authorised to construct a wet dock and other works, and to maintain and improve the harbour of Burntisland, and for such purposes in addition to the sum of ten thousand pounds borrowed by them on the security of the revenues of the harbour, to borrow on mortgage such money as might be required not exceeding the sum of sixty thousand pounds on the security of the harbour and existing works, and the works authorised by the Order of 1870, and the lands and property connected therewith respectively, and of the rates, duties, and customs then leviable by the Town Council, or the rates authorised by the Order of 1870, and any other property of the Town Council: 33 & 34 Vict. c. clix.

And whereas the limits of the harbour of Burntisland are defined by the Order of 1870:

And whereas by the Order of 1870 the Town Council and the North British Railway Company (herein-after called "the Company") were authorised from time to time to enter into agreements with respect among other things to the construction of the said wet dock, and the deepening, enlargement, and improvement of the harbour, the accommodation to be given to the Company at the harbour, and any other matters relating to the purposes of the Order of 1870:

And whereas in pursuance of such last-mentioned authority an agreement dated the 16th and 18th days of September 1872 (herein-after called "the agreement of 1872") was entered into between the Town Council and the Company, whereby amongst other things it was agreed that the Company should advance and

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lend to the Town Council from time to time as the works proceeded sums not exceeding in the aggregate fifty thousand pounds for the construction of the said wet dock and other works, for which the Town Council should grant mortgages over the harbour, and dock, and revenues thereof, upon the terms and conditions, and under the restrictions therein specified; and it was also agreed that a sum of two hundred pounds per annum payable to the Town Council in each year from the 11th day of November 1872 to the 11th day of November 1880 should be postponed until all the Company's advances to the Town Council were repaid with interest:

36 & 37 Vict. c. ccix.

And whereas by the North British Railway Act, 1873, (herein-after called "the Act of 1873") the agreement of 1872 was confirmed and the Company were empowered to advance to the Town Council the sum of fifty thousand pounds or any less sum in the manner and for the purposes, and upon the terms and security in the agreement of 1872 mentioned, and to raise the amount required for such purposes by mortgage of the harbour and dock revenues payable to them under the agreement of 1872:

38 & 39 Vict. c. ccxv.

And whereas by the Burntisland Harbour Act, 1875 (herein-after called "the Harbour Act of 1875") the Town Council were empowered to purchase additional lands for the purposes of the harbour, and the time for completing the wet dock and works authorised by the Order of 1870 was extended to two years from the passing of that Act, and the rates leviable under the Order of 1870 were repealed, and a new tariff of rates was enacted, and the Town Council were authorised to borrow a further sum of thirty thousand pounds on the security of the harbour revenues, and the rates authorised by the Order of 1870 and that Act, and the Company were authorised, subject to the approval of the Board of Trade, to enter into other agreements with respect to the construction, maintenance, and management of the wet dock and other works of the harbour, and to the purposes of the Order of 1870 and that Act:

38 & 39 Vict. c. c.

And whereas by the North British Railway Act, 1875 (herein-after called "the Act of 1875") the Company were authorised to advance an additional sum of thirty thousand pounds to the Town Council in the manner and for the purposes, and upon the terms and security mentioned in the agreement of 1872, or upon such other terms and security as might be agreed upon between the said parties and approved of by the Board of Trade:

40 & 41 Vict. c. lviii.

And whereas by the North British Railway (Additional Works and Powers) Act, 1877 (herein-after called "the Act of 1877") the Company were authorised to advance to the Town Council such further sums as together with the sum of eighty thousand pounds

then already advanced or authorised to be advanced by them to the Town Council should not exceed one hundred and ten thousand pounds, and to advance such further sums upon the terms and security mentioned in the agreement of 1872, confirmed by the Act of 1873, and to be applied only in the completion of the wet dock and relative works at Burntisland:

And whereas, under the Acts of 1873, 1875, and 1877, the Company have advanced to the Town Council one hundred thousand pounds or thereabouts, and such sum is still due and owing to the Company:

And whereas the wet dock and other works authorised by the Order of 1870 are fully completed:

And whereas it is expedient that the harbour of Burntisland, at present under the sole control of the Town Council, should be transferred to Commissioners to be appointed as in this Act provided, and that other provisions in this Act contained with respect to the said harbour should be made:

And whereas the Town Council possess no funds available for the purposes of the harbour, and it is of public and local importance that the works authorised by the Order of 1870 should be improved and furnished with necessary and proper conveniences, and that new works for the extension and improvement of the harbour should be constructed:

And whereas the railways of the Company communicate with the said harbour, and convey a large portion of the traffic to and from the said harbour, and the Company are interested in the improvement of the works already authorised, and in the construction of the new works herein-after specified, and it is desirable that in the arrangements and working of the harbour, the mutual interests of the railway and the harbour shall continue to be promoted and extended, and the Company are willing, subject to the approval of Parliament, to lend money for those purposes:

And whereas it is expedient that the Order of 1870, and the Harbour Act of 1875, should be amended as in this Act provided:

And whereas plans and sections describing the lines, situation, and levels of the works authorised by this Act, and a book of reference containing the names of the owners and lessees, or reputed owners and lessees, and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act, were duly deposited with the principal sheriff clerk of the county of Fife, in his offices at Cupar, Dunfermline, and Kirkcaldy, and are herein-after respectively referred to as the deposited plans, sections, and book of reference:

And whereas the purposes of this Act cannot be effected without the authority of Parliament:

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May it therefore please Your Majesty that it may be enacted, and be it enacted by the Queen'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 as follows :—

Short title.

1. This Act may be cited as "The Burntisland Harbour Act 1881."

Interpretation of terms.

2. In this Act the following words and expressions shall have the meanings hereby assigned to them, unless there be something in the subject or context repugnant to such construction, that is to say :—

"The Commissioners," or "the Harbour Commissioners," mean the Commissioners incorporated by this Act for carrying into effect the purposes of this Act :

"The Town Council" means the magistrates and council of the royal burgh of Burntisland :

"The Company" means the North British Railway Company :

"The sheriff" means the sheriff of the county of Fife :

"The treasurer" means the treasurer for the time being of the Commissioners :

"The clerk" means the clerk for the time being of the Commissioners :

"The harbour of Burntisland," or "the harbour," means and comprehends the harbour of Burntisland within the limits defined by this Act.

Incorporation of general Acts.
8 & 9 Vict. c. 19.
23 & 24 Vict. c. 106.
10 & 11 Vict. c. 16.

3. The Lands Clauses Consolidation (Scotland) Act, 1845, and the Lands Clauses Consolidation Acts Amendment Act, 1860, are incorporated with and form part of this Act; and the expression "the promoters of the undertaking" in the said Acts in reference to this Act means the Commissioners.

The provisions of the Commissioners Clauses Act, 1847, with the exception of the clauses with respect to the following matters (that is to say), with respect to the qualification of Commissioners, with respect to the election and rotation of the Commissioners where the Commissioners are to be elected by the ratepayers or other like class of electors, with respect to the meetings and other proceedings of the Commissioners and their liabilities, with respect to the mortgages to be executed by the Commissioners, with respect to the accounts to be kept by the Commissioners, and with respect to the making of byelaws, are (except where inconsistent with or expressly varied by this Act) incorporated with and form part of this Act.

The Harbours, Docks and Piers Clauses Act, 1847, so far as not altered by this Act, is hereby incorporated with this Act, and shall apply to the harbour of Burntisland, and the whole undertaking in connexion therewith of the Commissioners, with the exception of the clauses with respect to the following matters (that is to say), with respect to life boats, and with respect to keeping a tide and weather gauge, unless the Board of Trade shall otherwise require, and also with the exception of clauses 25 and 26; and the expression "the Undertakers" in the said Act shall mean the Commissioners.

10 & 11 Vict. c. 27.

Commencement of Act.

4. This Act shall commence and come into operation on and after the passing hereof, except in so far as it is specially provided to come into operation at any later period.

Powers of Town Council to continue until appointment of Harbour Commissioners.

5. Until the first nomination and appointment of the Harbour Commissioners under this Act, the power and duty of carrying into effect the provisions of the Order of 1870, and the Harbour Act of 1875, with respect to the harbour shall continue to be vested in and performed by the Town Council: subject as herein-after provided (that is to say):—

(1.) After the date of the passing of this Act, the Town Council shall not enter into any new contracts for works, except such as may be necessary for the repair, maintenance and reconstruction of any existing works connected with the harbour, or dispose of any property belonging to or connected with the harbour:

(2.) All property heritable and movable, and all rights and claims whatsoever belonging or competent to the Town Council, at the date of the passing of this Act, with respect to the harbour, and within the harbour limits, shall continue to belong and be competent to them till the said first nomination and appointment of Harbour Commissioners, till which event also the said Town Council shall be subject to all debts and engagements which they were owing or were bound by at the date of the passing of this Act:

(3.) All the property rights and claims relating to the harbour vested in the Town Council, and all rates, dues, duties, assessments, and other moneys collected under the authority of the Order of 1870 and the Harbour Act of 1875, shall be liable to the payment and discharge of all the harbour debts and obligations of the Town Council, whether existing at the date of the passing of this Act, or to be incurred prior to their divestiture as herein-after provided for.

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Securities under recited Order and Acts to remain valid.

6. All bonds, mortgages, assignments, grants, and other securities, and all conveyances, agreements, contracts and leases entered into and made or granted to or by any person by virtue or under the authority of the recited Order and Acts or any of them shall be as valid and effectual as if this Act had not been passed.

Books, &c. to be evidence.

7. All books, maps, plans, sections, books of reference, accounts and proceedings and documents whatsoever by the Order of 1870 and the Harbour Act of 1875, authorised or directed to be kept, shall be admitted as evidence in all courts of law or elsewhere, notwithstanding the passing of this Act.

Present byelaws to remain in force.

8. All byelaws and regulations which at the commencement of this Act are in force in the harbour shall be deemed to be byelaws and regulations of the Commissioners, and shall continue in force until altered.

Harbour officers in employment of Town Council to continue until removed by Commissioners.

9. All officers and servants of the Town Council acting or employed in connexion with the harbour at the time of the passing of this Act shall hold their respective offices and employments under the Commissioners, together with the salaries and emoluments attached thereto, until lawfully removed therefrom by the Commissioners, and all such officers and servants shall have the same powers, privileges, and advantages under and in the execution of this Act, and shall be liable to the same penalties, obligations, restrictions, and regulations in every respect as they respectively have and are under at present, or as if they had been appointed under or by virtue of this Act.

Officers under recited Order and Act to account to Commissioners under this Act.

10. All persons who are or have been employed or who shall have received any rates, dues, assessments, duties or other moneys, or who may owe or be subject to the payment of any money by virtue of the Order of 1870 or the Harbour Act of 1875, or who shall have in their custody or possession any boats, crafts, machinery, tools, money, books, accounts, receipts, papers, writings, or any other matters or things exclusively relating to the said harbour or connected therewith, shall be liable to account for, pay, and deliver over the same and every part thereof to the Town Council till after the first nomination and appointment of Commissioners under this Act, and thereafter to the Commissioners, if the same shall not have been sooner paid, delivered or accounted for.

Limits of harbour.

11. Section 10 of the Order of 1870 shall be and the same is hereby repealed, and the harbour of Burntisland shall, for the purposes of this Act, comprehend and include the shore of the Firth of Forth and the tidal harbour, wet dock, and other property

within the following boundaries and limits, that is to say: a boundary commencing at the north-east corner of the Sea Mills Bay behind the estate of Rossend, at a point indicated by the letter A on the map or plan deposited as after mentioned, thence proceeding in a south-westerly direction for a distance of 744 yards or thereby to a point 734 yards or thereby measuring in a westerly direction from the south-east corner of the Half Moon House, thence proceeding due south 446 yards or thereby, thence due east 1,970 yards or thereby, thence in a direction due north 240 yards or thereby to high-water mark on the east point of the property of Lammerlaws, thence north-west along high-water mark to the north or land end of the Company's goods pier, thence along the toe of the said pier and of the Company's sea walls and passenger pier, to a point marked B on the said map or plan, where the present boundary between the properties of the Company and the Town Council terminates, thence proceeding in a northerly direction along the said boundary, thence along the west side of the street leading from the railway station, thence through the railway loading bank, and thence in a westerly direction along the south side of the public footpath which adjoins the garden wall of Rossend Castle to the point where the said footpath crosses Cromwell Dyke, thence crossing the north end of Cromwell Dyke along the wall which forms the boundary between the foreshore lying to the west of the present tidal harbour and the lands of Rossend, and thence by high-water mark along the said estate of Rossend, terminating at the said point marked A; which said area will be situate within the parish of Burntisland and partly in the Firth of Forth, all in the county of Fife, and which limits are in this Act called "the harbour limits," and the same are delineated on a map or plan signed in duplicate by the Right Honourable the Earl of Airlie, Chairman of the Committee of the House of Lords, to whom the Bill for this Act was referred, and deposited in the office of the Clerk of the Parliaments, and in the town clerk's office at Burntisland. A.D. 1881.

Harbour Commissioners.

12. On and after the first nomination and appointment of the Harbour Commissioners as in this Act provided, the powers of carrying the Order of 1870 and the Harbour Acts of 1875, into effect, and also the general powers of the Town Council with respect to the harbour, shall be transferred from the Town Council to the Commissioners, to be nominated and appointed as in this Act provided, and to be styled "The Burntisland Harbour Commissioners;" and such Commissioners shall under that name be a body corporate, with perpetual succession, and a common seal, and

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shall have power to hold lands and all other privileges of a body corporate.

Vesting harbour undertaking in Commissioners.

13. On and from the first nomination and appointment of the Commissioners as in this Act provided, the Town Council shall immediately, and by the operation of this Act, save as herein-after expressly provided, be divested of all the property, and of all the rights, powers, and authorities, and relieved of all the duties and liabilities then remaining undischarged, conferred, or imposed upon the Town Council by the Order of 1870 and the Harbour Act of 1875, or by statute or otherwise, with respect to the harbour of Burntisland, and of all rights of levying the rates, dues, and duties by that Order and by that Act authorised, and of constructing the works by the Order of 1870 authorised and of superintending, maintaining, managing, and extending the harbour, and of all other powers, rights and privileges, authorities, jurisdictions, liabilities, and obligations, vested in or belonging to the Town Council, with respect to the harbour of Burntisland; and the whole of the harbour undertaking, property, rights, powers, authorities, duties and liabilities of which the Town Council shall be so divested, shall ipso facto be vested (in this Act called the vesting) in, and shall thereafter be lawfully held, exercised, and enforced by the Harbour Commissioners and their successors in office for the purposes of this Act, and the Order of 1870, the agreement of 1872 as confirmed by the Act of 1873, and the Harbour Act of 1875 shall be read as though with reference to the harbour of Burntisland the name of the Harbour Commissioners had been used therein instead of the name of the Town Council, but subject always to the debts, liabilities, engagements, contracts, obligations, statutory provisions or incumbrances then affecting the undertaking so vested in them.

Actions &c. not to abate.

14. All actions, suits, and proceedings, and all arbitrations to which the Town Council, on the vesting of all their rights, powers, and liabilities in the Commissioners, as in the preceding section provided for, have been or are parties, are specially saved and reserved entire, and shall not abate or be prejudiced or affected by anything in this Act contained, and may be proceeded in by and against the Commissioners without the necessity of transferring such action, suit, proceeding, or arbitration against them, or having them sisted therein, or of intimating such action, suit, or proceeding or arbitration to them.

Lapsed claims not to revive.

15. Nothing herein contained shall revive in favour of or against the Town Council any claim or cause of action which at the date

of the passing of this Act, or of the vesting in the Commissioners as aforesaid, had lapsed or been discharged, or confer any new cause of action, right, privilege, liberty, or exemption which did not exist previously to the foresaid dates in favour of or against the Town Council.

Proceedings under recited Order and Acts valid.

16. Notwithstanding the vesting, and except only as is by this Act expressly provided, everything done or suffered under the Order of 1870, the agreement of 1872 confirmed by the Act of 1873, and the Harbour Act of 1875 with respect to the harbour, shall be as valid as if the vesting had not taken place, and the vesting and this Act respectively shall accordingly be subject and without prejudice to anything so done or suffered, and to all rights, liabilities, claims, and demands, both present and future, which, if the vesting had not taken place, and this Act were not passed, would be incident to or consequent on any and everything so done or suffered; and with respect to all such rights, liabilities, claims, or demands which affect or should or might affect the Town Council, the Commissioners shall represent the Town Council in respect of such rights, liabilities, claims, or demands in the same manner and to the same extent as the Town Council could have enforced or been liable to in respect of such rights, liabilities, claims, or demands: Provided that the generality of this enactment shall not be restricted by any of the other clauses or provisions of this Act.

Number of Commissioners and proportion to be appointed by Town Council and Company.

17. The Harbour Commissioners shall be eight in number, of whom four shall be nominated and appointed in the first instance by the Town Council out of their own body, and four by the directors of the Company, of whom two at least shall be directors of the Company, until the number of Commissioners to be appointed by the Town Council and by the Company is altered in manner in this Act hereafter provided.

Appointment of Commissioners.

18. Within one calendar month after the passing of this Act the Town Council shall out of their own body nominate and appoint four persons to be Harbour Commissioners, and the directors of the Company shall nominate and appoint four other persons, of whom two at least shall be directors of the Company, to be Harbour Commissioners, who shall continue in office until the second Tuesday in the month of November one thousand eight hundred and eighty-one.

Retirement of Commissioners.

19. On the second Tuesday in the month of November in the year one thousand eight hundred and eighty-one, and on the second Tuesday in the month of November in each succeeding year, all the Harbour Commissioners shall go out of office; and the Town

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Council and the directors of the Company shall each, on the second Tuesday in the month of November one thousand eight hundred and eighty-one, and on the second Tuesday in the month of November in each succeeding year, respectively nominate and appoint four persons, as above provided, to be Commissioners in place of the retiring Commissioners.

Commissioners may be re-appointed.

20. Every Commissioner going out of office in manner before provided, or otherwise ceasing to be a Commissioner, may be re-nominated and re-appointed.

In case of default to appoint.

21. If by reason of any neglect or other cause there shall be any default in the nomination and appointment of the said persons, or in case any person appointed shall decline to accept, or shall die or resign, it shall notwithstanding be competent to the other Commissioners to carry this Act into execution until the vacancies so arising shall have been supplied in manner after provided.

In case of non-appointment and vacancies.

22. In case of any such non-appointment or non-acceptance, or of the death or resignation, of any of the Commissioners it shall be lawful for the Town Council, if such Commissioner were appointed by them, or for the directors of the Company if such Commissioner were appointed by them, to nominate and appoint another qualified person to supply such vacancy.

First meeting of Commissioners.

23. The Commissioners shall hold their first meeting at some convenient place within the town of Burntisland on the second Tuesday next after their appointment, or as soon thereafter as conveniently may be, at the hour of twelve o'clock noon; and notice to attend such meeting shall be previously sent to each of the Commissioners by the town clerk of the burgh of Burntisland.

Election of chairman.

24. At the first meeting of the Commissioners they shall, by the majority of the votes of the Commissioners present, elect one of their body, being a Commissioner appointed by the Town Council, to be their chairman for the ensuing year, and at the first meeting of the Commissioners in every year thereafter the Commissioners shall in like manner elect a chairman alternately out of the Commissioners appointed by the Company and out of the Commissioners appointed by the Town Council, for the year then ensuing; and in case the chairman die or resign or cease to be a Commissioner, or otherwise become disqualified to act as such, the Commissioners present at the meeting next after the occurrence of such vacancy shall choose some other of their body, being a Commissioner appointed by the Company or the Town Council, as the case may be, to fill such vacancy, and the chairman so elected shall continue in office so long only as the person in whose place he was

elected would have been entitled to continue chairman; and if at any meeting of the Commissioners the chairman be not present, one of the Commissioners present shall be elected chairman of such meeting by the majority of the votes of the Commissioners present at such meeting.

Manner of voting.

25. At all meetings of the Commissioners the questions then considered shall be decided by the votes of the majority present, and if there be an equal division of votes upon any question the chairman, or Commissioner acting as chairman at such meeting, shall not in addition to his own vote as a Commissioner have a second or casting vote, but such question shall be determined in manner by this Act herein-after provided: Provided always, that if at any such meeting there be an equality of votes in the election of the chairman, it shall be decided by lot which of the Commissioners, having an equal number of votes, shall be the chairman.

Quorum of Commissioners.

26. All powers vested in the Commissioners under this Act may be exercised by any five or more of the Commissioners present at any meeting holden in pursuance of this Act; and no business shall be transacted at any meeting of the Commissioners unless, save as herein-after provided, the said number of Commissioners be present.

Commissioners to hold annual and monthly meetings.

27. The Commissioners shall after their first meeting hold an annual meeting on the first Tuesday in each year next after their nomination and appointment, at a place to be appointed by the Commissioners; and they shall also hold monthly meetings for the transaction of general business; and the said monthly meetings shall be held at the office of the Commissioners on the first Tuesday of each month, or on such other day and at such hour in each month as the Commissioners shall from time to time appoint, and when any such appointment is made the clerk shall give at least six clear days' notice thereof to each of the Commissioners.

Adjournment of meetings.

28. The Commissioners present at such first meeting, or at any annual or monthly meeting, or at any adjourned meeting, may from time to time adjourn such meeting to the same or any other place within the town of Burntisland; and if at any meeting of the Commissioners there be not five Commissioners present within one half-hour after the time appointed for such meeting, the Commissioners present, or the major part of them, or any one Commissioner, if only one be present, or the clerk if no Commissioner be present, may adjourn such meeting to another day, at the same or any other place within the town of Burntisland. Notice of such adjourned meeting shall be sent to all the

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Commissioners, and at such adjourned meeting three members shall be a quorum.

Monthly meetings for ordinary business.

29. The said monthly meetings of the Commissioners shall be held for transacting the ordinary business of the Commissioners under this Act, and amongst the rest for appointing and removing the inferior officers of the Commissioners and superintending their conduct, and for inquiring into the conduct of the contractors or other persons employed by them to execute any works, and into the state and progress of such works, and generally for giving such directions from time to time as may be necessary for carrying into effect the purposes of this Act.

No extraordinary business to be transacted at monthly meetings unless notice given.

30. Where any business other than ordinary routine business is required or intended to be transacted at any monthly meeting, the clerk shall give notice thereof to each of the Commissioners, and no such extraordinary business, nor any new rules or regulations shall be adopted at the monthly meetings unless due notice thereof have been given at a prior meeting and sent to each Commissioner.

Confirmation of resolutions.

31. No resolution at any meeting of the Commissioners shall, unless unanimously adopted, be valid until it has been reported to and confirmed at the monthly meeting of the Commissioners held next after the passing of such resolution.

Notice to be given before revoking any resolution.

32. No resolution so confirmed at any meeting of the Commissioners, shall be revoked or altered at any subsequent meeting, unless notice of the intention to propose such revocation or alteration be given by the clerk to each of the Commissioners, six clear days at least before holding the meeting.

Special meetings.

33. The Commissioners may hold special meetings, and the chairman, or two or more of the Commissioners, may require a special meeting to be held, but no such meeting shall be held unless two clear days notice thereof at the least be given.

Place of meetings.

34. All meetings of the Commissioners shall be held within the town of Burntisland.

Notices of meetings.

35. All notices of meetings of the Commissioners shall be in writing or in print, or partly in writing and partly in print, and shall be delivered by the clerk, or sent by the post or otherwise to the usual place of abode or place of business of each of the Commissioners six clear days at least previous to any monthly meeting, and two clear days at least previous to any annual or special meeting; and every such notice shall specify the time and place of meeting, and shall specify the object thereof, and no business shall be

transacted at any meeting except such as is stated in the notice thereof.

Commissioners may appoint committees.

36. The Commissioners may at any meeting from time to time appoint committees for any purposes which in the opinion of the Commissioners would be better regulated and managed by means of such committees; and they may fix the quorum of any such committee, and may continue, alter, or discontinue such committee.

Quorum of committees.

37. Every such committee so appointed may meet from time to time, and may adjourn from place to place, as they may think proper for carrying into effect the purposes of their appointment; but no business shall be transacted at any meeting of the committee unless the quorum of members, if any, fixed by the Commissioners, and if no quorum be fixed, three members be present; and at all meetings of the committee one of the members present shall be appointed chairman; and all questions shall be determined by a majority of the votes of the members present, and in case of an equal division of votes on any question, the same shall be referred to the Commissioners for their decision.

Sheriff to decide in case votes are equal.

38. Except as by this Act before provided with respect to an equality of votes in the election of the chairman of the Commissioners, if at any meeting of the Commissioners there shall be an equal division of votes upon any question, such question shall at the request of the Town Council or of the Company be forthwith referred to the sheriff, who may, if necessary, attend another meeting of the Commissioners, and shall hear parties and decide thereon, and his decision shall be final.

Vacancies not to invalidate proceedings.

39. No proceeding of the Commissioners or of any committee shall be invalidated or be illegal in consequence only of there being any vacancy in the number of Commissioners at the time of such proceeding.

Informalities in appointment not to invalidate proceedings.

40. All proceedings of the Commissioners, or of a committee of Commissioners, or of any person acting as a Commissioner, shall, notwithstanding it be afterwards discovered that there was some defect in the appointment of any such Commissioners, or persons acting as aforesaid, be as valid as if every such person had been duly appointed to be a Commissioner.

Commissioners may provide public offices, &c.

41. The Commissioners may from time to time provide and maintain public offices, together with all necessary and proper furniture for the same, for holding the meetings and transacting the business of the Commissioners, and for the use of their officers, and for such purpose may purchase or hire any lands or building

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which the Commissioners think necessary from any person willing to sell or let the same, or may cause any new building to be erected upon any land purchased or hired under the provisions of this Act, or otherwise belonging to the Commissioners.

Daily attendance at Commissioners office.

42. The Commissioners shall require their clerk, or some person duly authorised by them in that behalf, to attend at their office daily, Sundays, Christmas Days, and Good Fridays, and days appointed for general fasts or thanksgivings only excepted, for the purpose of receiving notices and transacting the ordinary business of the Commissioners.

Town clerk to be clerk to Commissioners.

43. The present town clerk of the burgh of Burntisland shall be the clerk to the Commissioners, and after him, the town clerk for the time being of the said burgh shall, ex officio, be the clerk to the Commissioners.

Minutes of proceedings to be kept, and when signed to be evidence.

44. The Commissioners shall cause minutes or entries of all the proceedings of the Commissioners and of every committee appointed by them, with the names of the Commissioners who shall attend each meeting, to be duly made from time to time in books to be provided for the purpose, which shall be kept by the clerk, under the superintendence of the Commissioners; and all such minutes and entries shall be signed by the chairman of the meeting at which the proceeding took place, and when so signed, shall be received as evidence in all courts and before all judges, justices, and others, without proof of such meeting having been duly convened or held, or of the persons attending such meeting having been or being Commissioners or members of committees respectively, or of the signature of the chairman, or of the fact of his having been chairman, all of which last-mentioned matters shall be presumed until the contrary is proved; and such books shall at all reasonable times be open to the inspection of any of the Commissioners and of any mortgagee of the rates or property of the Commissioners.

Power to construct new works.

45. Subject to the provisions of this Act, the Commissioners shall make and maintain in and according to the lines and levels shown on the deposited plans and sections, the sea wall or embankment herein-after described, with all proper approaches, works, and conveniences connected therewith, and may enter upon, take, and use such of the lands delineated on the deposited plan and described in the deposited book of reference, as may be required for that purpose.

Description of new works.

46. The works by this Act authorised to be made and maintained are the following:—

A sea wall or embankment, commencing at a point on the island situate at the south end of Cromwell Dyke, 5 yards or thereabouts due west from the centre of the stone seat on the said island, thence proceeding along a line in a westerly direction for a distance of 570 yards or thereabouts, and thence in a northerly direction for a distance of 220 yards or thereabouts, and terminating at a point where the said line intersects the high-water mark of ordinary spring tides, distant about 520 yards or thereabouts from the south-east corner of the house called the Half Moon House, situated at the north end of Cromwell Dyke, measured in a westerly direction:

Provided always, that upon the requirement of the Company the working plans and specifications of the said sea wall or embankment and other works, shall be submitted for approval to, and be subject to the sanction of, an engineer to be appointed by the Board of Trade, and all costs and charges incident to the appointment of such engineer, and of and incident to any inquiry he may institute, shall be paid by the Company.

Sea wall, &c. to form part of harbour.

47. The said sea wall or embankment and land enclosed thereby shall form part of the harbour, and shall be held to be situated within the burgh and parish of Burntisland and county of Fife.

Subsidiary works.

48. The Commissioners may on any of their lands aforesaid make, provide, and maintain in connexion with the works authorised by the Order of 1870, and this Act, or any of them, or any portions thereof or otherwise, all necessary and convenient shipping places, wharves, depôts, warehouses, sheds, custom houses, watch houses, staiths, jetties, landing places, stages, quays, slips, gates, entrances, locks, cranes, hydraulic lifts, drops, gridirons, dolphins, buoys, moorings, stations, roads, approaches, tramways, sewers, drains, and other works and conveniences, and the Commissioners may dredge, scour, and deepen from time to time the present harbour and the foreshore and bed of the Firth of Forth for any distance seaward of the harbour, and remove and carry away, and dispose of sand, silt, chalk, gravel, or other obstructions therein.

Period for compulsory purchase of lands.

49. The powers of the Commissioners for compulsory purchase of lands under this Act shall not be exercised after the expiration of five years from the commencement of this Act.

Dredging, &c.

50. The Commissioners from time to time, in connexion with such of the works as are then completed may, subject to the provisions of this Act, execute all such works of dredging and

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scouring, and may make and maintain all such incidental extensions and enlargements of and additions to the works so completed, and all such accommodations and conveniences connected therewith as the Commissioners find requisite.

Limits of lateral deviation.

51. In the construction of the works authorised by this Act, the Commissioners may deviate laterally from the lines thereof, as shown on the deposited plans, to the extent of the limits of lateral deviation marked thereon.

Limits of vertical deviation.

52. In the construction of the works authorised by this Act the Commissioners may deviate vertically from the levels shown on the deposited sections, to any extent not exceeding six feet upwards or six feet downwards.

Power to divert roads.

53. The Commissioners may, in the execution of the works authorised by this Act, and for the purposes thereof, and so far as necessary therefor, and within the limits of deviation and in the manner shown on the deposited plans, cross, stop up, alter, remove, divert, or otherwise interfere with, either temporarily or permanently, all roads, highways, footpaths, streets, streams, railways, tramways, rivers, bridges, quays, landing-places, landing-stages, sewers, drains, culverts, ways and watercourses, telegraphs and telegraphic apparatus, gas, water and other pipes, which it may be necessary or convenient to cross, stop up, alter or divert, or interfere with for the purposes of the works: Provided always, that in the exercise of the powers by this section granted, the Commissioners shall do as little damage as can be, and shall make full satisfaction to all parties interested for all damage by them sustained by reason of the exercise of such powers: Provided also, that the Commissioners shall not divert, alter, or stop up, temporarily or otherwise, any telegraph or telegraphic apparatus belonging to the Postmaster-General, without his consent in writing first had and obtained.

Power to renew works.

54. The Commissioners may from time to time, as and when they think fit, repair and renew all or any of the harbour and dock works for the time being belonging to them, and may at all times maintain in good order all those works, and for those purposes may from time to time apply any portion of the funds and property for the time being belonging to them or under their control.

Expenses of survey by Board of Trade.

55. If at any time the Board of Trade deem it expedient, for the purposes of this Act, to order a survey and examination of a work constructed by the Commissioners on, in, over, through or across tidal lands or tidal water, or of the intended site of any such work, the Commissioners shall defray the expense of the survey and

examination, and the amount thereof shall be a debt due from the Commissioners to the Crown and be recoverable accordingly, with costs, or the same may be recovered, with costs, as a penalty is recoverable from the Commissioners.

Abatement of work abandoned or decayed.

56. If a work constructed by the Commissioners on, in, over, through, or across tidal lands or tidal water, is abandoned or suffered to fall into decay, the Board of Trade may abate and remove the work, or any part of it, and restore the site thereof to its former condition at the expense of the Commissioners, and the amount of such expense shall be a debt due from the Commissioners to the Crown and be recoverable accordingly, with costs, or the same may be recovered, with costs, as a penalty is recoverable from the Commissioners.

Lights on works.

57. The Commissioners shall, on or near the works below high water mark hereby authorised, during the whole time of the constructing, altering, or extending, exhibit and keep burning, at their own expense, every night, from sunset to sunrise, such lights (if any) as the Board of Trade from time to time requires or approves, and (notwithstanding the enactments for the time being in force respecting lighthouses) shall also on or near the works, when completed, always maintain, exhibit, and keep burning at their own expense every night, from sunset to sunrise, such lights (if any) for the guidance of ships, as the Board of Trade from time to time requires or approves. If the Commissioners fail to comply in any respect with the provisions of the present section they shall, for each night in which they so fail, be liable to a penalty not exceeding twenty pounds.

Commissioners to exhibit lights.

58. The Commissioners shall, at the outer extremity of the works authorised by the Order of 1870 and this Act, exhibit and keep burning from sunset to sunrise such lights (if any) as the commissioners of northern lighthouses shall from time to time direct.

Purchase of certain lands from Town Council.

59. The Commissioners shall purchase from the Town Council, and the Town Council shall sell and dispose of to the Commissioners certain lands and foreshore vested in the Town Council on behalf of the community, lying to the west of Cromwell Dyke, to be used solely for or in relation to harbour purposes and as part of the harbour undertaking, subject to an annual feu duty of thirty pounds payable by the Commissioners to the Town Council for the municipal purposes of the burgh of Burntisland: Provided, that in the event of a dock being constructed upon any part of the said lands and foreshore, within twenty years of the passing of

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this Act, the annual feu duty payable therefor to the Town Council shall be raised to sixty pounds.

Trimming and storing of coals.

60. The Commissioners may undertake the trimming or stowing of coals in vessels in the harbour, and for that purpose may provide and maintain a sufficient staff of men, and may make byelaws and regulations with reference thereto.

Penalty for casting ballast within certain limits.

61. If any person cast or unload into the harbour or into the Firth of Forth, within a radius of five hundred yards from the mouth or entrance of the harbour, any ballast or rubbish, every such person so offending shall for every such offence forfeit any sum not exceeding forty shillings for the first offence, and not exceeding ten pounds for every subsequent like offence.

Repeal of existing rates.

62. From and after the first day of November one thousand eight hundred and eighty-one, the schedule of rates annexed to the Harbour Act of 1875 shall be and is hereby repealed, and the rates by this Act authorised to be levied shall commence and be leviable.

Power to levy new rates.

63. From and after the first day of November one thousand eight hundred and eighty-one, and subject to the provisions of this Act, and of the Order of 1870, the agreement of 1872 confirmed by the Act of 1873, and the Harbour Act of 1875, the Commissioners may, in respect of the harbour and works and conveniences connected therewith, and for services rendered at the harbour, demand and receive any rates and sums not exceeding those specified in the First Schedule annexed to this Act.

Rates for user of lines of railway at harbour.

64. Whereas lines of railway on the dock and works connected with the harbour have been constructed by the Town Council for the accommodation of traffic, and are now in operation: The Commissioners may for the user of such lines of railway by traders at the said harbour, demand and receive any sums not exceeding the several rates specified in the First Schedule annexed to this Act.

Borrowing powers.

65. The Commissioners may exercise all the powers of borrowing conferred upon the Town Council by the Order of 1870 and the Harbour Act of 1875, and in addition to the money authorised to be borrowed under that Order and that Act, the Commissioners may from time to time borrow on mortgage such money as may be required for carrying into effect the purposes of the Order of 1870, the agreement of 1872, the Harbour Act of 1875, and this Act, not exceeding in the whole the sum of fifty thousand pounds on the security of the harbour revenues and the rates authorised by the Order of 1870 and the Harbour Act of 1875 and this Act.

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Extension of certain provisions of Order of 1870 to money borrowed under this Act.

66. The provisions contained in sections 30, 32, 33, 34, and 35 of the Order of 1870 shall extend and apply to the money by this Act authorised to be borrowed, as if such money had formed part of the money by the Order of 1870 authorised to be borrowed, and the Commissioners had been named in the said Order in place of the Town Council: Provided always, that the Commissioners shall pay to the auditor for his trouble in auditing their accounts such a sum as they may consider reasonable.

Sinking fund.

67. Section 9 of the Harbour Act of 1875 shall be and the same is hereby repealed; and the Commissioners shall, on and after the expiration of three years from the passing of this Act, from and out of the rates and revenues now levied and received by them, or to be levied and received by them under the authority of this Act, set apart yearly such sums as they think fit, not being less than one pound per centum per annum on the existing harbour debt and on the money borrowed under the authority of the Order of 1870 and of the Acts of 1873, 1875, and 1877, and of this Act; and the sums so to be set apart shall be applied as a sinking fund in paying off the principal money borrowed by the Town Council, or to be borrowed by the Commissioners, and shall be invested in Government securities, or deposited in any bank in Scotland incorporated under Act of Parliament or by royal charter, and shall be increased by accumulation in the way of compound interest or otherwise until the same shall be of sufficient amount to pay off the principal money to which such sinking fund shall be applicable, or any part thereof which the Commissioners think ought then to be paid off, at which time the said sums shall be applied in paying off the said principal money or part thereof.

Annual return to Board of Trade with respect to sinking fund.

68. The clerk shall, within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund under this Act, transmit to the Board of Trade a return in such form as may be prescribed by that Board, and verified by statutory declaration if so required by them, showing the amount which has been invested for the purpose of such sinking fund during the year preceding the making of such return, and the description of the securities upon which the same has been invested, and also showing the purposes to which any portion of the moneys invested for the sinking fund, and any interest thereof, has been applied during the same period, and the total amount remaining invested at the end of the year; and in the event of any wilful default in making such return the clerk shall be liable to a penalty not exceeding twenty pounds. If it appear to the Board of Trade by such return or otherwise that the Commissioners have failed to

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set apart the sum required by this Act for the sinking fund, or have applied any portion of the moneys set apart for that fund, or any interest thereof, to any purposes other than those authorised by this Act, the Board of Trade may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund, and such order shall be enforceable by decree of either division of the Inner House of the Court of Session in Scotland, in a summary application presented for that purpose.

Saving existing securities.

69. Nothing in this Act contained shall be held or construed to alter, affect, or diminish any mortgage or assignment or other security granted for money borrowed under the Order of 1870, the Acts of 1873, 1875 and 1877 and the Harbour Act of 1875, and which shall be subsisting at the passing of this Act, and all such mortgages or assignments or other securities shall remain valid and sufficient in favour of the holders thereof as if this Act had not been passed.

Company to lend money to Commissioners.

70. The Company shall from time to time, on an application made to them by the Commissioners in writing under the hand of their clerk and delivered to the secretary of the Company, lend to the Commissioners on mortgage on the security of the rates, dues, and duties leviable by them, and of the other revenues of the Commissioners, and on like terms as the said sum of one hundred thousand pounds was advanced by the Company, such sums of money not exceeding in the whole thirty thousand pounds as the Commissioners may require for the improvement of the works authorised by the Order of 1870 and for the purposes, and in the order following (that is to say) :—

1. For the improvement of the works authorised by the Order of 1870, and furnishing the wet dock with necessary machinery and conveniences.
2. In the redemption of the annual sum of two hundred pounds being the difference between three hundred pounds and five hundred pounds per annum payable to the burgh of Burntisland out of the harbour revenues in each year from the 11th day of November 1872 to the 11th day of November 1880 and referred to in sub-section 4 of the 37th section of the Order of 1870 and in article 5 of the agreement of 1872.
3. In payment of arrears of interest due to the Company, and capitalised as at Martinmas, one thousand eight hundred and eighty.
4. In constructing the works authorised by this Act, and any other purposes of the harbour.

Company may lend further sums of money to Commissioners.

71. The Company may from time to time advance to the Commissioners, on the like security as aforesaid, any further sum not exceeding twenty thousand pounds, as the same may be agreed upon between the Company and the Commissioners, towards constructing the works authorised by this Act, and for any other purposes of the harbour to which capital is properly applicable.

Company may raise additional capital.

72. The Company may, subject to the provisions of Part II. of the Companies Clauses Act, 1863, raise, by the creation and issue at their option of ordinary shares or stock, or new preference shares or stock, or wholly or partially by one or more of those modes respectively, any additional capital not exceeding in the whole, with respect to any advances made by them to the Commissioners under section 70 of this Act, the sum of thirty thousand pounds, and with respect to any advances made by them to the Commissioners under section 71 of this Act, the further sum of twenty thousand pounds.

Company may raise loan to Commissioners by mortgage of harbour revenues.

73. Instead of raising the sums of thirty thousand pounds and twenty thousand pounds by this Act authorised to be advanced on loan to the Commissioners by the creation of shares or stock, the Company may, if they think fit, raise the said sums or either of them, or any part or parts thereof respectively, by mortgage or bond on or over the harbour and dock revenues, to be paid to the Company under the fifth article of the agreement of 1872 and this Act, in like manner as they are by the Acts of 1873, 1875, and 1877 collectively authorised to raise the sum of one hundred and ten thousand pounds, and as if the total amount by those Acts authorised to be raised were one hundred and sixty thousand pounds instead of one hundred and ten thousand pounds: Provided always that all mortgages granted by the Company before the passing of this Act for raising the said sum of one hundred and ten thousand pounds, or any part thereof, shall, during the continuance thereof, have priority over all mortgages and bonds which may be granted under the powers of this Act.

Application of moneys for municipal purposes.

74. The said annual sum of two hundred pounds from 11th November 1872 to 11th November 1880, to be redeemed as aforesaid, shall be payable by the Commissioners with interest to the Town Council not later than Martinmas, one thousand eight hundred and eighty-one, and shall be applied solely to municipal purposes of the burgh of Burntisland.

Application of harbour revenues.

75. Sections 37 and 46 of the Order of 1870 shall be and are hereby repealed, and the rates, dues, and duties to be levied by the Commissioners and their other harbour revenues shall, until the principal sums lent by the Company to the Commissioners, together

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with interest thereon, shall have been repaid to the Company, be applied as follows :—

1. In paying the costs, charges and expenses of and incident to the preparing for, obtaining, and passing of this Act or otherwise in relation thereto.
2. In maintaining, working and managing the harbour and works connected therewith, and in dredging and cleansing the harbour and the accesses and entrances thereto, and the other necessary expenses of the Commissioners.
3. In paying the annual feu duty to the Town Council, hereinbefore made payable by the Commissioners, at two terms in the year, Whitsunday and Martinmas, commencing the first payment at Martinmas, one thousand eight hundred and eighty-one for the period preceding.
4. In paying interest on the sum of one hundred thousand pounds borrowed by the Town Council from the Company, and on any money borrowed under the authority of this Act.
5. In paying any sums which may be required to be set aside as a sinking fund for the payment of the moneys already borrowed, or which may be borrowed by the Commissioners.
6. Any surplus which may remain after paying or applying as above shall be applied in improving, deepening and extending the harbour and wet dock and works connected therewith, or in reducing the rates, dues and duties leviable in respect thereof.

Repeal of certain articles of agreement of 1872.

76. Subject to the provisions of this Act, the third, sixth, and ninth articles of the agreement of 1872, and so much of any Act as confirms the said articles, shall be, and the same are, hereby repealed.

Differences between Commissioners and Company to be referred to the sheriff.

77. If any question or difference shall arise between the Commissioners and the Company as to any matter under the second article of the agreement of 1872, or as to the accommodation to be given to the Company at the harbour, or the working, shipping, or landing of their traffic at the harbour, such question or difference shall be referred to the sheriff, on the application of either of the parties, and the sheriff shall have power to make such regulations as he thinks fit with respect to the matters referred to him, and his decision shall be final; and both parties shall be bound to carry into effect all decisions and regulations made by him.

Proportion of Commissioners altered after repayment of loan.

78. When and so soon as the moneys borrowed, with interest thereon, have been repaid to the Company, then at the annual nomination and appointment of Commissioners which shall happen next after such repayment, and at every subsequent annual

nomination and appointment of Commissioners, the Town Council shall be entitled to nominate and appoint six of the Commissioners, and the Company shall be entitled to nominate and appoint two of the Commissioners, and the provisions of this Act, with respect to the nomination and appointment of the Commissioners, shall thereafter be read and have effect accordingly.

Supply of water and gas by Town Council. 39 & 40 Vict. c. cxxxix.

79. Notwithstanding anything in this Act contained, the Town Council may, in virtue of the powers and subject to the provisions of the Burntisland Burgh Act, 1876, supply, and the Commissioners shall contract with the Town Council for a supply of water for harbour purposes, and for the working of gates, locks, bridges, cranes, or other machinery or conveniences at the harbour, and the Commissioners shall also contract with the Town Council for a supply of gas for the use of the harbour, and the quays, buildings, and property within the limits thereof; and the Town Council may also contract for supplying water to vessels in the harbour, and may demand and receive from the owner, agent, master, consignee, or other person in charge of any vessel receiving a supply of water such rates, not exceeding two shillings for every one hundred gallons of water supplied, as they may find necessary for defraying the expense of the supply of water to vessels, and affording protection against fire; but such rates shall not be leviable in respect of any vessel unless water shall be actually supplied to such vessel.

Annual payment to Town Council to continue.

80. The annual sum of two hundred pounds provided for in article fifth of the agreement of 1872, payable by the Company from their own funds to the Town Council for municipal purposes from and after the 11th day of November 1880, shall, notwithstanding the provisions of this Act, continue to be due and payable by the Company to the burgh of Burntisland, and be applied by the Town Council solely for municipal purposes.

Powers of magistrates of burgh within harbour. 17 & 18 Vict. c. 104.

81. The magistrates of the burgh of Burntisland shall in all respects, save and except as to the confirmation of byelaws by the sheriff, have and exercise within the harbour similar powers and jurisdiction to those possessed by the sheriff under the Harbours Docks and Piers Clauses Act, 1847, and Acts incorporated therewith, the Merchant Shipping Act, 1854, and Acts amending the same or either of the said Acts, and the mode of procedure before the said magistrates shall in all respects be similar to that which is prescribed by any Act or by common law in proceedings before the sheriff in Scotland.

Pilotage limits.

82. The jurisdiction of the Commissioners, as the pilotage authority, shall include the harbour, and shall extend to a distance

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of one mile and a half westward of the harbour, and to the island of Inchkeith eastward thereof, and for a distance from the land of one mile south of the said limits.

Reserving rights of access to harbour, &c.

83. Nothing in this Act shall extend to take away or abridge any rights now possessed or exercised by the inhabitants of Burntisland or by the public of access to the harbour or to the shore or the roads leading and adjacent thereto at Burntisland, including the right of the public to the use of the road lying to the south of the public footpath running along the north boundary of the tidal harbour.

Annual statement of accounts.

84. The Commissioners shall within thirty-one days, or as soon as practicable after the expiration of each year, cause to be prepared and printed, according to the forms contained in the Second Schedule annexed to this Act, or in some other form to the like effect, a statement of accounts and balance sheet for the preceding year, and shall cause to be delivered as soon as possible thereafter to each member of the Town Council and to the Company copies of such statement and balance sheet.

Rates not to be leviable on certain traffic.

85. Nothing in this Act shall be deemed to render the traffic of any description carried by the Company to or from their goods shed and depôt at Burntisland, or across the Granton and Burntisland Ferry, and not shipped or unshipped at the harbour, liable to the rates leviable under this Act: Provided that this exemption shall not apply to rates charged for storing, warehousing or weighing by the Commissioners, where such accommodation is afforded.

Saving rights of the Crown in the foreshore.

86. Nothing in this Act shall authorise the Commissioners to take, use, or in any manner interfere with any portion of the shore or bed of the sea, or of any river, channel, creek, bay, or estuary, or any right in respect thereof, belonging to the Queen's most Excellent Majesty in right of Her Crown, the management of which is vested in the Board of Trade, without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give); neither shall anything in this Act extend to take away, prejudice, diminish, or alter any of the estates, rights, privileges, powers, or authorities vested in, or enjoyed or exerciseable by the Queen's Majesty, her heirs or successors.

Saving rights of the Crown under 29 & 30 Vict. c. 62.

87. Nothing in this Act, or to be done under the authority thereof, shall in any manner affect the title to any of the subjects, or any rights, powers, or authorities mentioned in or reserved by sections twenty, twenty-one, and twenty-two of the Crown Lands

Act, 1866, and belonging to or exerciseable on behalf of Her Majesty, her heirs, or successors. A.D. 1881.

Saving agreements between Town Council and Company.

88. Nothing in this Act shall prejudice, alter or affect the provisions of the agreement of 1872, or any other agreements at present subsisting between the Town Council and the Company, but the same are hereby expressly saved and reserved, except in so far as they may be altered or varied by this Act.

Saving rights under 39 & 40 Vict. c. cxxxix.

89. Nothing in this Act shall alter, prejudice, or affect the rights and powers conferred on the Corporation of Burntisland by the Burntisland Burgh Act, 1876.

Expenses of Act.

90. All costs, charges, and expenses of and incident to the preparing for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Company, and shall be repaid to the Company out of the harbour revenues.

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SCHEDULES referred to in the foregoing Act.

THE FIRST SCHEDULE.

Rates on Steamboat Passengers.

For every passenger by steamboat arriving at or departing from the harbour, other than passengers by steamboats of the Company crossing the ferry between Granton and Burntisland and arriving at or departing from the piers of the Company, on week days one penny, and on Sundays twopence.

To be charged against and levied from the vessel.

Rates on Vessels entering, using, or departing from the Harbour.

	Rates per Register Ton.	
(1.) *Tidal Harbour.*	*s.*	*d.*
1. All passenger steamers landing or taking on board passengers, per trip - - - - - - - -	0	4
2. All steamers or sailing vessels, light or in ballast, for or with goods - - - - - - - -	0	6
(2.) *Dock.*		
3. All vessels to or from any port in Great Britain or Ireland -	0	8
4. All vessels to or from any port from the North Cape in Norway, including Baltic and ports on west coast of Europe, as far south as Gibraltar - - - - - - - -	0	10
5. All vessels to or from any port east of North Cape as far as Archangel, and ports within the Straits of Gibraltar, and any port in North America, Davis Straits, United States, West Indies, and Western Islands - - - - - -	1	2
6. All vessels to or from any other ports in the world - - - -	1	5
7. All steam vessels navigating to or from any port in Great Britain and Ireland, carrying passengers and their luggage exclusively, and entering, using, or departing from the tidal harbour -	0	4
8. All steam vessels employed in the Firth of Forth, carrying passengers and their luggage exclusively - - - - -	0	4

9. All vessels to be permitted to enter the harbour for safety, on payment of one-half of the rates; but if such vessel shall remain in the harbour or dock beyond the space of twenty-one days, or shall take goods on board (stores for their own use excepted), or break bulk, they shall be liable in the full rates.
10. All vessels remaining in the harbour to pay, after one month, one penny per register ton per month in advance, when they are lying in the harbour, and twopence per ton when lying in the dock.
11. All vessels with fish of any kind for curing, per ton register or admeasurement, twopence.
12. All fishing-boats entering the tidal harbour with fresh fish, fourpence each.

Light Dues.

On all vessels entering or using the harbour or dock, per register ton, one halfpenny.

Exemptions from Rates on Vessels.

1. Vessels on which the rates in respect of the dock have been paid shall not be liable to any additional rates for entering, using, or departing from the tidal harbour.
2. All vessels leaving the harbour for the purpose of taking on board ballast in any part of the Firth of Forth, and returning to the harbour with ballast, shall not be liable in rates for such return.
3. All vessels not carrying passengers arriving in the harbour in ballast, and departing again in ballast, shall be subject only in half rates, but if such vessels, after arriving in ballast, shall take in cargoes or parts of cargoes before their departure, they shall be liable in full rates.

RATES on ANIMALS, FISH, and GOODS SHIPPED, UNSHIPPED, or TRANSHIPPED within the HARBOUR.

		Inwards.		Outwards.	
		s.	*d.*	*s.*	*d.*
Acorns	per quarter	0	3	0	3
Alabaster	per ton	2	0	2	0
Ale, strong, in casks	per 36 gallons	0	3	0	3
Strong, in bottles	per ton	0	8	0	8
Almonds	per ton	2	8	1	4.
Alum, rock	per ton	1	0	1	0
Ammonia, or gas water	per 36 gallons	0	0½	0	0½
Animalized carbon for manure	per ton	0	9	0	9
Apples	per ton	1	0	1	0

		Inwards.		Outwards.	
		s.	*d.*	*s.*	*d.*
Argol	per ton	2	0	2	0
Arrowroot	per ton	2	8	2	8
Ashes, pot or pearl	per ton	2	3	0	6
Weed and wood	per ton	1	6	1	6
Bones	per ton	1	0	0	6
Asphalte and bitumen	per ton	0	6	0	6
Bacon or hams	per ton	2	0	2	0
Barilla	per ton	1	6	1	6
Bark, oak	per ton	1	6	1	6
Quercitron	per ton	2	0	2	0
Barley, shelled or pearl	per cwt.	0	1	0	1
Basket rods	per cwt.	0	1	0	1
Baskets, viz. under 12 inches in diameter,	per dozen	0	1	0	1
above 12 inches in diameter,	per dozen	0	2	0	2
Barrels, empty herring	per dozen	0	4	0	4
Beef or pork	per ton	1	4	1	4
Beer, spruce	per ton	1	4	1	4
Berries, dried and preserved	per ton	4	0	4	0
Biscuit	per ton	1	6	1	0
Blacking	per ton	2	8	2	8
Bleaching powder	per ton	1	6	1	6
Blubber	per 252 gallons	1	3	1	3
Bones	per ton	1	0	0	6
Bone dust	per ton	1	0	0	6
Books	per ton	4	0	4	0
Boots and shoes	per ton	2	8	2	8
Bottles	per ton	1	0	1	0
Broken	per ton	0	3	0	3
Boats, new, viz. 12 to 14 feet keel	each	2	0	2	0
14 to 16 feet keel	each	2	6	2	6
16 to 18 feet keel	each	3	0	3	0
18 to 20 feet keel	each	3	6	3	6
20 feet and above	each	4	6	4	6
All other boats in proportion.					
Boxes and kits empty, if not returned	per ton	0	8	0	8
Brushes	per ton	2	8	2	8
Brooms, birch, and heather	per dozen	0	1	0	1
Broom and brush handles, heads and stocks	per ton	1	4	1	4
Bran	per ton	1	4	1	4
Brass	per cwt.	0	2	0	2
Brass, old	per cwt.	0	1	0	1
Bricks, common, common size	per 1,000	0	10	0	10
Fire, common size, and Bath	per 1,000	2	0	2	0
All above in proportion.					
Brimstone, refined	per ton	2	0	2	0
Rough	per ton	0	9	0	9
Bristles	per cwt.	0	8	0	8
Bulrushes	per cwt.	0	1	0	1
Butter	per ton	2	8	2	8
Calves' velves	per cwt.	0	2	0	2
Candles	per ton	2	8	2	8

	Inwards.		Outwards.	
	s.	*d.*	*s.*	*d.*
Cane reeds - - - - per 1,000	0	9	0	9
Casks, empty, not being returned packages - - - per 5 cubic feet	0	3	0	3
Other casks in proportion.				
Cattle, viz.:				
Bulls - - - - each	1	0	1	0
Cows and oxen - - each	1	0	1	0
Calves - - - - each	0	4	0	4
Horses, 12 hands and upwards - - each	2	0	2	0
Ditto, under 12 hands - - - each	1	0	1	0
Pigs - - - - each	0	2	0	2
Sheep - - - - each	0	2	0	2
Lambs - - - - each	0	1	0	1
Asses and mules - - - each	1	0	1	0
Caviare - - - - per ton	4	0	4	0
Carrots - - - per ton	0	6	0	6
Cards, tow and wool - - - per ton	2	8	2	8
Candle wicks - - - - per ton	1	4	1	4
Carraway seed - - - - per ton	2	8	2	8
Carriages, viz.:				
Mail and stage coaches - - each	12	6	12	6
Coach or chariot - - - each	10	0	10	0
Postchaise - - - - each	7	6	7	6
Britska - - - - each	7	6	7	6
Phaeton - - - - each	5	0	5	0
Gig - - - - - each	3	0	3	0
Other carriages in proportion.				
Carriages, railway, 1st class - - - each	50	0	50	0
2nd class - - - each	40	0	40	0
3rd class - - - each	30	0	30	0
Waggons, close - - each	20	0	20	0
Ditto open - - each	10	0	10	0
Carriages, packed - - - - per ton	2	8	2	8
Cement - - - - - per ton	1	0	1	0
Chalk - - - - - per ton	0	3	0	3
Charcoal (wood) - - - - per ton	2	6	2	6
Cheese - - - - - per ton	2	0	2	8
Chestnuts - - - - - per ton	2	8	2	8
Chimney cans, three feet high and above - per 100	3	0	3	0
Under three feet - - per 100	2	0	2	0
China ware - - - - per ton	1	4	1	4
Chrome ore - - - - - per ton	0	6	0	6
Cider - - - - - per ton	1	4	1	4
Cigars - - - - - per ton	8	0	8	0
Cinders and coke - - - per ton	0	7	0	7
Cinnamon - - - - per ton	2	8	1	4
Clay, viz.:—				
China clay or stone clay - - - per ton	0	6	0	6
Pipe clay - - - per ton	0	6	0	6
Other kinds in proportion.				
Clothiery - - - - per ton	4	0	1	4

		Inwards.		Outwards.	
		s.	*d.*	*s.*	*d.*
Cloth, brown or bleached linens, viz.:—					
Osnaburghs	per ton	2	0	2	0
Sheeting	per ton	2	0	2	0
Dowlas	per ton	2	0	2	0
Ducks	per ton	2	0	2	0
Ravenducks	per ton	2	0	2	0
Ticklenburghs	per ton	2	0	2	0
Drillings	per ton	2	0	2	0
Shirtings	per ton	2	0	2	0
Silesias	per ton	2	0	2	0
Pocketing	per ton	2	0	2	0
Scrims	per ton	2	0	2	0
Diaper	per ton	2	0	2	0
Hessians or wrapping, 40 inches and under,	per ton	2	0	2	0
Ditto ditto, for every 10 inches above 40	per ton	2	0	2	0
Sail cloth	per ton	2	0	2	0
Bagging and sacking of all kinds, 40 inches and under	per ton	2	0	2	0
And for every 10 inches above 40	per ton	2	0	2	0
Pimento bagging	per ton	2	0	2	0
Tarpauling	per ton	2	0	2	0
Tarpauling covers	per ton	2	0	2	0
Browns	per ton	2	0	2	0
Canvas, broad	per ton	2	0	2	0
Sacks, made, of 32 gallons (others in proportion)	per 100	0	1½	0	3
Sand bags	per 100	0	0¾	0	1½
Guano bags	per 100	0	1	0	1
Wool packs	per 100	0	3	0	6
Carpeting, jute	per ton	2	0	2	0
Rugs, jute	per ton	2	0	2	0
Bell pulls, jute	per ton	2	0	2	0
Clothes, made	per ton	2	8	2	8
Cochineal	per cwt.	1	0	0	4
Cocoa	per ton	3	0	1	0
Coffee	per ton	2	8	0	8
Cocoa-nuts	per 100	0	3	0	1
Cocoa-nut fibre	per ton	1	0	0	4
Copper	per ton	3	6	3	6
„ old	per ton	2	6	2	6
„ ore	per ton	0	9	0	3
Copperas	per ton	0	6	0	6
Coprolites	per ton	0	6	0	6
Coral	per cwt.	0	6	0	6
Cordage	per ton	1	6	1	6
Corks	per ton	2	0	2	0
Corkwood	per ton	3	0	1	0
Corn, viz.:—					
Barley, bere or big	per quarter	0	1	0	1
Beans	per quarter	0	1	0	1

	Inwards.		Outwards.	
Corn—*continued.*	*s.*	*d.*	*s.*	*d.*
Indian corn - - - per quarter	0	1	0	1
Malt - - - - per quarter	0	2	0	2
Oats - - - - per quarter	0	2	0	1
Pease - - - - per quarter	0	1	0	1
Pease, split - - - per cwt.	0	1	0	1
Rye - - - - per quarter	0	1	0	1
Wheat - - - per quarter	0	3	0	1
Coals - - - - - per ton	0	3	0	2
Codilla - - - - per ton	1	8	0	5
Cobles, new, viz.—12 to 14 feet long - - each	2	0	2	0
14 to 16 feet long - - each	2	6	2	6
16 to 18 feet long - - each	3	0	3	0
18 to 20 feet long - - each	3	6	3	6
All other cobles in proportion.				
Confections - - - - per ton	2	8	2	8
Cotton cake - - - - - per ton	0	9	0	6
Cotton wool - - - - per ton	2	0	0	8
Crystal - - - - - per ton	2	8	2	8
Currants - - - - per ton	2	8	2	8
Cutch - - - - - per ton	1	0	1	0
Dogs, sporting - - - - each	0	9	0	9
All others - - - - - each	0	3	0	3
Draff - - - - - per quarter	0	0½	0	0½
Drugs, and all merchandise for druggists - per ton	4	0	4	0
Earthenware, packed - - - - per ton	0	8	0	8
In bulk - - - - per 100 doz.	3	0	3	0
Eggs - - - - - per ton	2	0	2	0
Elephants' teeth - - - - per cwt.	0	6	0	6
Emery - - - - - per cwt.	0	1	0	1
Esparto - - - - - per ton	0	6	0	6
Feathers - - - - per cwt.	0	6	0	6
Felt - - - - - - per ton	1	4	1	4
Fish, salted dry - - - - per boat	5	0	5	0
Ditto - - - - - per ton	1	3	1	0
Pickled or smoked - - per ton	0	8	0	8
Figs - - - - - - per ton	2	8	1	4
Flint stones - - - - - per ton	0	4	0	4
Flower roots - - - - per ton	2	0	2	0
Flax - - - - - per ton	2	3	0	6
Flour - - - - - - per ton	1	4	1	4
Ditto, potato - - - per ton	1	4	1	4
Furriers' waste - - - - per ton	0	3	0	3
Gambia - - - - - per ton	1	6	1	6
Game - - - - - per ton	2	6	2	6
Ginger - - - - - per ton	2	8	1	4
Ditto, preserved - - - - per cwt.	0	3	0	3
Ginseng - - - - - per cwt.	0	6	0	6
Glass, window - - - - per ton	2	0	2	0
In boxes - - - - per ton	2	8	2	8
Broken - - - - per ton	0	4	0	4
Glue - - - - - - per ton	2	0	2	0

	Inwards.		Outwards.	
	s.	*d.*	*s.*	*d.*
Grapes - - - - per ton	4	0	4	0
Gravel - - - - per ton	0	3	0	3
Grease - - - - per ton	1	0	1	0
Groceries, not otherwise rated - - per ton	2	8	2	8
Guano - - - - per ton	1	0	0	3
Gunpowder - - - - per cwt.	0	3	0	3
Gypsum - - - - - per ton	0	6	0	6
Haberdashery, comprehending cotton, silk, and hosiery goods - - - - per ton	4	0	1	4
Flannel - - - - per ton	2	0	2	0
Unbleached cotton - - - per ton	2	0	2	0
Hair, cow, ox, or bull - - - per cwt.	0	2	0	2
Horse - - - - per cwt.	0	6	0	6
Goat's hair or wool - - per cwt.	0	2	0	2
Hair powder - - - per cwt.	0	6	0	6
Hardware - - - - per ton	4	0	4	0
Hats - - per ton	2	8	2	8
Hay - - - - per ton	0	10	0	10
Hemp, rough - - - - per ton	2	3	0	6
Hempseed cake - - - per ton	0	9	0	6
Hemp jute - - - - per ton	1	0	0	4
Herrings - - - per 26½ gallons	0	3	0	3
Ditto, in bulk - - - per 37½ gallons	0	3	0	3
Hides - - - - per 100	2	0	2	0
Ditto, dried - - - - per ton	3	0	3	0
Honey - - - - per cwt.	0	2	0	2
Hoops of wood, all of the size of puncheon hoops, and under - - - per 1,000	0	9	0	9
All above - - - per 1,000	1	0	1	0
Iron - - - - per ton	1	0	0	4
Hops - - - - - per cwt.	0	4	0	4
Horns, slugs, tips, and hoofs - - per ton	2	6	2	6
Household furniture, new - - - per ton	2	0	2	0
Old - - - per ton	1	4	1	4
Husbandry utensils, viz.:—				
Waggons with four wheels - - each	3	0	3	0
Box cart - - - - each	1	6	1	6
Plough - - - - each	0	6	0	6
Harrows - - - - pair	0	6	0	6
Wheelbarrow - - - each	0	2	0	2
Other husbandry implements - - per ton	1	4	1	4
Indigo - - - - per ton	8	0	2	8
Ink - - - - - per ton	1	4	1	4
Iron, viz.:—				
Bar, bolt and rod - - - per ton	1	0	0	4
Railway bars and chairs - - - per ton	0	9	0	9
Plate, sheet and forged - - per ton	1	0	0	4
Made work - - - - per ton	1	6	1	6
Old iron - - - - per ton	0	4	0	4
Cast-iron goods - - - per ton	1	3	1	3

	Inwards.		Outwards.	
Iron—*continued.*	*s.*	*d.*	*s.*	*d.*
Cast-iron goods, commonly called ironmongery, when in bulk - - - per ton	1	6	1	6
Old or broken cast iron - - per ton	0	4	0	4
Pig - - - - per ton	0	4	0	2
Ivory - - - - per cwt.	0	6	0	2
Junk, old - - - - per ton	0	6	0	6
Kelp - - - - - per ton	0	6	0	6
Kips - - - - per 100	1	6	1	6
Ditto, dried - - - - per ton	3	0	3	0
Kiln pavement - - per 30 superficial feet	0	2	0	2
Lard - - - - per ton	2	0	2	0
Latten black - - - - per ton	2	0	2	0
Lead pig - - - - per ton	1	6	0	6
Black - - - - per ton	2	0	2	0
Ore - - - - - per ton	1	0	1	0
Red and white - - - per ton	2	0	2	0
Shot - - - - - per ton	1	6	0	6
Pipes - - - - per ton	1	6	1	6
Leather, tanned - - - per ton	2	6	2	6
Dressed - - - - per ton	3	6	3	6
Other kinds not enumerated - per ton	2	8	2	8
Lemons - - - - per ton	2	8	0	8
Limes - - - - - per cwt.	0	2	0	2
Lime - - - - - per ton	1	0	1	0
Linseed cakes - - - - per ton	0	6	0	6
Loam - - - - - per ton	0	3	0	3
Locust meal - - - - per ton	0	9	0	9
Machinery - - - - - per ton	2	0	2	0
Madder - - - - - per ton	2	6	0	10
Ditto roots - - - - - per ton	2	0	0	8
Manganese - - - - per ton	1	0	0	4
Mangold wurzel - - - - per ton	0	4	0	4
Manna croop - - - - - per ton	2	8	2	8
Marble - - - - - per ton	1	0	1	0
Matting of cocoa-nut fibre - - - per ton	0	8	0	8
Matches, lucifer - - - - per ton	2	0	2	0
Mats, bass - - - - - per 100	0	6	0	2
Manure - - - - - per ton	0	1	0	1
Chemical - - - - per ton	0	9	0	9
Marmalade - - - - - per ton	1	4	1	4
Meal - - - - - - per 140 lbs.	0	1	0	1
Metal, patent - - - - per ton	3	0	3	0
Mill waste - - - - - per ton	0	3	0	3
Mine dust - - - - - per ton	0	2	0	2
Mohair yarn - - - - - per cwt.	0	2	0	2
Molasses - - - - - - per ton	1	0	1	0
Moss rock - - - - - per ton	1	6	1	6
Musical instruments - - - per ton	2	8	2	8
Mussels - - - - - - per cwt.	0	2	0	2
Naphtha - - - - - - per ton	2	0	2	0
Nitrate of soda - - - - per ton	1	0	1	0

	Inwards.		Outwards.	
	s.	*d.*	*s.*	*d.*
Nut cake - - - - per ton	0	9	0	6
Nuts - - - - - per ton	2	8	2	8
Nutmegs - - - - per ton	2	8	2	8
Oakum - - - - per ton	1	0	1	0
Ochre - - - - per ton	0	6	0	6
Oils - - - - - per ton	2	0	1	0
Onions - - - - per cwt.	0	1	0	1
Oranges - - - - per ton	2	0	2	0
Orchella weed - - - per ton	2	0	2	0
Oysters - - per ton	2	8	2	8
Paper, viz. :—				
Writing and printing - - per ton	4	0	4	0
Packing - - - per ton	2	0	2	0
Paper pulp - - - - per ton	0	9	0	9
Passengers' luggage, if under 5 cwt., free—all above - - - - - per 2½ cwt.	0	6	0	6
Perry - - - - - per ton	1	4	1	4
Peats - - - - - per 100	0	1	0	1
Pepper - - - - - per ton	2	8	1	4
Pigs' heads - - - - per ton	2	0	2	0
Pimento - - - - - per ton	2	8	1	4
Pitch - - - - per ton	2	0	2	0
Plants of trees or shrubs - - - per ton	1	0	1	0
Plums - - - - - per ton	2	8	1	4
Plaster of Paris - - - - per ton	1	0	0	4
Porter, in casks - - - - per ton	2	0	2	0
in bottles - - - - per ton	1	0	1	0
Potatoes - - - - - per ton	0	4	0	4
Poultry - - - - - per dozen	0	2	0	2
Preserved provisions - - - per ton	2	8	2	8
Prunelloes - - - - - per ton	2	8	2	8
Prunes - - - - - - per ton	2	8	2	8
Pumice stones - - - - per ton	1	6	1	0
Quills, undressed - - - - per ton	4	0	4	0
Rabbits - - - - per ton	4	0	4	0
Raisins - - - - - per ton	2	8	1	4
Rags, viz. :—				
Linen - - - - per ton	0	9	0	9
Other rags and old leather - - per ton	0	6	0	6
Rape cakes - - - - per ton	0	9	0	3
Ground - - - - - per ton	1	0	1	0
Rice - - - - - - per ton	1	0	0	8
Ropes, old - - - - - per ton	0	6	0	6
Rosin - - - - - - per ton	1	4	1	4
Rusks - - - - - per cwt.	1	0	1	0
Salt - - - - - - per ton	0	6	0	2
Refined - - - - - per cwt.	1	0	1	0
Rock, in lump - - - - per ton	0	6	0	6
Saltpetre - - - - - per ton	2	6	2	6
Salmon - - - - - per cwt.	0	4	0	4

	Inwards.		Outwards.	
	s.	*d.*	*s.*	*d.*
Sand for founders - - - - per ton	0	3	0	3
Builders, plasterers, &c. - - - per ton	0	1	0	1
Saddlery not enumerated - - - per ton	2	8	2	8
Seed, viz. :—				
Flax and rape - - - - per ton	1	6	0	6
Ditto in bulk - - - per quarter	0	2½	0	1
Flax seed and linseed for crushing - per ton	1	0	1	0
Cotton seed for crushing - - - per ton	0	9	0	9
Clover - - - - - per cwt.	0	2	0	0½
Garden seeds - - - per cwt.	0	3	0	2
Hemp and canary - - per cwt.	0	3	0	1
Timothy - - - - - per cwt.	0	2	0	2
Turnip seed - - - - per cwt.	0	3	0	3
Rye grass - - per quarter	0	3	0	3
Other seeds to be charged in proportion to those enumerated.				
Shumach - - - - - - per ton	2	0	2	0
Shakes of casks, pipe or puncheon - - each	0	1	0	1
Others in proportion.				
Skins, untanned, viz. :—				
Calf - - - - - - per score	0	4	0	4
Ditto, dried - - - per ton	3	0	3	0
Sheep - - - - - per score	0	3	0	3
Deer - - - - - per score	0	10	0	10
Kid - - - - per score	0	4	0	4
Lamb - - - - per score	0	3	0	3
Seal - - - - per score	0	3	0	1
Sheep, dressed - - - per ton	2	0	2	0
Hare and rabbit - - - per ton	2	0	2	0
Screws - - - - per ton	0	4	0	4
Other skins in proportion to those enumerated.				
Slates, undersize - - - per 1,200	0	10	0	10
Sizeable - - per 1,200	1	3	1	3
Oversize - - - per 1,200	2	0	2	0
Slate pencil and slates - - per ton	2	8	2	8
Smalts - - - - per ton	2	6	2	6
Smelts - - - - per cwt.	0	2	0	2
Snuff - - - per cwt.	0	3	0	3
Soap - - - - - per ton	2	0	2	0
Soapers waste - - - per ton	0	3	0	3
Salts - - - per ton	0	6	0	6
Soda - - - - per ton	0	9	0	9
Spermaceti - - - - per ton	2	0	2	0
Spirits - - - - per ton	4	0	2	8
Stones, viz. :—				
Rubble freestone - - - per ton	0	0¼	0	0¼
Hewn ashlar freestone - - per ton	0	1	0	1
Rough ashlar freestone - - per ton	0	0½	0	0½
Rubble causeway - - - per ton	0	0½	0	0½
Causeway stones, dressed - - per ton	0	1	0	1
Pavement - - - - per ton	0	3	0	3

	Inwards.		Outwards.	
Stones—*continued.*	*s.*	*d.*	*s.*	*d.*
Curb - - - - per ton	0	1	0	1
Gravestones - - - - each	2	6	2	6
Scythe stones - - - per gross	0	4	0	4
Grind stones, of 30 inches diameter and under, each	0	1	0	1
And for every 6 inches above 30 - -	0	1	0	1
Mill stones, common - - - each	1	6	1	6
Burr - - - - each	2	6	2	6
Starch - - - - per cwt.	0	2	0	2
Straw - - - - - per ton	0	10	0	10
Steel - - - - per ton	2	0	2	0
Old - - - per ton	1	0	1	0
Stucco - - - - per ton	0	6	0	6
Sugar, raw - - - - per ton	2	0	0	8
Refined - - - - per ton	2	6	2	6
Moulds - - - per 100	0	9	0	9
Tallow - - - - per ton	2	3	1	6
Tamarinds - - - - per cwt.	0	3	0	3
Tanners' waste - - - - per ton	0	4	0	4
Tar - - - - per ton	1	4	1	4
Tares - - - - per quarter	0	3	0	3
Tea - - - - per cwt.	0	6	0	3
Thread - - - - per ton	2	0	2	0
Tin of all kinds - - - per ton	3	0	3	0
Tiles, common size - - - per 1,000	1	3	1	3
Others in proportion.				
Tiles, drain, common size - - per 1,000	0	9	0	9
Tobacco - - - - per ton	4	0	1	4
Tobacco pipes - - - per ton	2	0	2	0
Tongues, smoked - - - per dozen	0	1	0	1
Pickled - - - per dozen	0	1	0	1
Tortoise shell - - - per cwt.	0	6	0	6
Tow - - - - - per ton	1	8	0	5
Toys - - - - per ton	2	0	2	0
Treenails - - - - per 1,000	0	6	0	6
Turmeric - - - - per cwt.	0	1	0	1
Turnips - - - - - per ton	0	4	0	4
Twine, line, and twisted yarn - - per ton	2	6	2	6
Valonia - - - - per ton	2	0	2	0
Vases, or sculptured marble - - per ton	4	0	4	0
Varnish - - - - per ton	2	8	2	8
Verdigris - - - - per ton	2	0	2	0
Vermilion - - - - per cwt.	0	6	0	6
Veneers of all kinds - - - per ton	2	8	2	8
Vinegar - - - - per ton	2	8	2	8
Vitriol - - - - - per ton	1	6	1	6
Water, soda and seltzer - - - per cwt.	0	1	0	1
Whalebone, dressed or undressed - - per ton	2	6	2	6
Whitening - - - - per ton	0	3	0	3
Willow reeds - - - - per cwt.	0	1	0	1
Wine, in casks - - - - per ton	4	0	1	4
in bottles - - - per ton	2	0	0	8

	Inwards.		Outwards.	
	s.	*d.*	*s.*	*d.*
Windows, glazed - - - per ton	2	0	2	0
Wood (calliper measure) :—				
Battens - - - per 50 cubic feet	0	9	0	3
Boards, oak or wainscot - per 50 cubic feet	1	6	0	6
Boards, paling - - - per 120	0	4	0	1
Deals - - - per 50 cubic feet	0	9	0	3
Deal ends - - - per 50 cubic feet	0	9	0	3
Firewood - - - per ton	0	6	0	3
Handspikes - - - per 120	0	3	0	1
Lath wood - - - per ton	2	6	1	3
Masts, spars, yards, or bowsprit wood, viz.—				
6 inches in diameter and under 12 inches per 50 cubic feet	0	9	0	3
12 inches and upwards - per 50 cubic feet	1	0	0	4
Spars 4 inches in diameter and under 6 inches per 60 pieces	0	6	0	6
Spars under 4 inches - - per 60	1	0	0	4
Oak planks - - per 50 cubic feet	1	6	0	6
Oars and oar rafters - - per 120	1	0	0	4
Rickers, boat hooks, and hoops - - per 120	0	9	0	3
Cart wheel spokes - - - per 100	0	6	0	6
Fir - - per 50 cubic feet	0	9	0	3
Oak - - - per 50 cubic feet	0	3	0	5
Pit props - - - per 50 cubic feet	0	3	0	3
Sleepers - - per 50 cubic feet	0	8	0	8
Pine - - - per 50 cubic feet	0	9	0	3
Pine pitch - - - per 50 cubic feet	1	3	0	5
Hardwood - - - per 50 cubic feet	1	3	0	5
Ufers - - - per 50 cubic feet	0	9	0	3
Wainscot logs - - - per 50 cubic feet	1	6	0	6
Teak - - - per 50 cubic feet	1	3	0	5
Delivered by weight, viz. :—				
Barwood, Boxwood, Brazilwood, Camwood, Ebony, Fustic, Lignum vitæ, Logwood - - - per ton	2	0	0	8
Mahogany - - - per ton	1	6	0	6
Nicaragua wood, Red wood, Sassafras - - - per ton	2	0	0	8
Staves, viz. :				
American pipe - - per 1,000	10	0	3	4
Single hogshead - - per 1,200	4	0	1	4
Ditto barrel - - per 1,200	2	0	0	8
Hogshead billets - - per 1,200	6	8	1	1
Barrel - - - per 1,200	5	4	0	11
West India staves - - - per 1,200	4	0	1	4

A.D. 1881.

	Inwards.		Outwards.	
Wood—*continued.*	*s.*	*d.*	*s.*	*d.*
Brandy staves - - - per 1,200	16	0	5	4
Baltic and Hamburg pipe - - per 1,200	20	0	6	8
Hogshead - per 1,200	13	4	2	3
Best barrel - per 1,200	6	8	1	2
Inferior quality - per 1,200	3	4	0	7
Wedges - - - per 1,200	0	6	0	6
Wool - - - - per cwt.	0	2	0	2
Wreck materials to be charged one-half per cent. on the value.				
Yarn,—viz., jute, tow, or hemp - - per ton	1	6	1	6
Lint and cotton - - - per ton	2	0	2	0
Worsted - - - - per cwt.	0	2	0	2
Yeast - - - - per cwt.	0	1	0	1
Zinc - - - - - - per ton	1	0	1	0

1. All goods not above enumerated to be charged by agreement, but not at rates exceeding one shilling per ton or threepence per two and a half hundredweight.
2. In weighing and measuring goods for ascertaining the rates payable, the weight or measurement of the packing materials is to be included.
3. All materials or articles whatsoever, brought into the harbour for the purposes of the harbour works, or for the use of the police works, or any of the public works belonging to the Corporation of Burntisland, shall be exempt from rates on goods; but the vessels bringing all such materials shall be liable to rates.
4. Ship's outfit and stores of all kinds, including provisions, when taken direct on board of any vessel for her own use, or landed for the purpose of being again reshipped for the use of the same vessel out of which they were so landed, shall be exempted from payment of rates on goods; but all such stores must first be entered at the Shore Dues Office, and a permit obtained for such shipping and landing respectively.

Rates for the use of Machinery.

For Cranes, Lifts, and other Machinery.

Worked by hydraulic or other power :—

If the weight lifted in each lift is less than 20 tons, the charge to be per ton lifted as follows :—

	s.	*d.*
For coals and minerals, per ton - - - -	0	2
For general goods, per ton - - - -	0	3

If the total number of lifts for one vessel does not exceed ten in one day, or if the weight to be lifted in one lift exceeds twenty tons, the rates to be fixed by the Commissioners from time to time, or according to arrangement.

For Rails, &c.

	s.	d.
For use of rails, turntables, capstans, and other appliances, including the working of the traffic over or by means of the same :—		
On all goods, minerals, or other articles imported or exported, to be charged against the shippers and importers, per ton. - -	0	2

For Police Services.

	s.	d.
For all vessels entering the harbour, per week or fractional part of a week, they remain - - - - each vessel	1	0

For Ballast.

For loading ballast into and removing ballast from vessels in the harbour or dock and conveying ballast to and from, and depositing at the place of deposit thereof, as by agreement, and failing agreement not exceeding two shillings and sixpence per ton.

All ballast landed and not removed by the parties depositing the same to become the property of the Commissioners.

For Gravel, as per Agreement.

For Weighing, &c.

	s.	d.
For weighing coals and goods shipped into and removed from vessels in the harbour or dock - - - - per ton	0	1

For use of barges, as per agreement.

For trimming Coals.

	s.	d
For trimming coals in vessels in the harbour and dock - per ton	0	2

Shed Dues.

	s.	d.
Goods lying in sheds on quays of dock or harbour, for a longer time than 48 hours, shall be charged, per ton - - -	0	2
And for each succeeding 24 hours, per ton - - - -	0	1

But all goods must be removed from the sheds within 24 hours after notice has been given to that effect by the Commissioners or their harbour master or other officers. And, failing their being so removed, the Commissioners or their officers shall be entitled to remove the same at the expense of the owners or consignees.

Ground Rents.

Timber and all other goods laid on the quays and land adjoining shall be charged, per superficial square yard of ground per month, as follows :—

	s.	d.
Square timber - - - - - -	0	1
Spars and pit props - - - - - -	0	1½
Deals and battens - - - - -	0	2
All other goods - - - - - -	0	2
Pond dues, per 50 cubic feet, per month - - -	0	1

But all goods must be removed within 24 hours after notice has been given to that effect by the Commissioners or their harbour master or other officers. And, failing their being so removed, the Commissioners or their officers shall be entitled to remove the same at the expense of the owners or consignees.

THE SECOND SCHEDULE.

ACCOUNTS of the Burntisland Harbour Commissioners for the Year ending 30th September 18 .

No. 1.—STATE OF BORROWED MONEY.

Acts of Parliament.	Amount Authorised.	Amount Received.	Amount Expended.	Balance.
	£	£	£	£
1. - -				
2. - -				
3. - -				
4. - -				
Etc. - -				
Total -				
Total amount of loans received as above - - - - -				
Repaid from sinking fund in years ending 30th September 18 , per Account No. 5 - -				
Etc. - - - - - - -				
Debt remaining as at 30th September, 18 . - - - -				

No. 2.—REVENUE ACCOUNT.

See Details	Expenditure.		See Details	Receipts.	
A	General management and collection of revenue -			Dues on steam vessels -	
B	Maintenance of harbour, dock, and other works -			Do. on sailing do. -	
C	Repair and renewal of machinery and rails -			Do. on coals (tons)	
D	General expenses and stores			Do. on goods—exports (tons)	
	Law and Parliamentary expenses - - -			Do. on goods—imports (tons)	
	Haulage and working machinery - -			Machinery rates - -	
	Rates and taxes - -			Crane rates - -	
	Water - - -			Shed rates - -	
	Gas - - -			Ballast rates - -	
	Feu duty - - -			Trimming rates - -	
	Ballast expenses -			Special and miscellaneous receipts - - -	
	Special and miscellaneous payments - -			Details.	
	Details :—				
	Sum of ordinary expenditure - -				
	Surplus revenue, after ordinary expenditure, carried to interest and sinking fund payments No. 3 - - -				

No. 3.—PAYMENTS ON ACCOUNT OF INTEREST AND SINKING FUND.

Interest on loans, £ to 30th Sept. 18 - -		Surplus revenue brought from revenue account No. 2 -	
Amount carried to sinking fund for year to 30th Sept. 18 , account No. 5 - -			
Net surplus revenue, carried to new works account No. 4 -			

No. 4.—EXTRAORDINARY EXPENDITURE AND NEW WORKS ACCOUNT.

EXPENDITURE.		RECEIPTS.	
To extraordinary expenditure -		By net surplus revenue from account No. 3 - -	
Details -		„ loans per account No. 1 -	
New works - -			
Details -			
Balance to next year's account			

No. 5.—SINKING FUND ACCOUNT.

Amount set aside from revenue for year to 30th September, 18 , on deposit Etc. - - - - - - - -		
Amount applied in paying off loans in year ending 30th September, 18 , per Account No. - - - - - - Etc. - - - - - - - -		
Balance at credit of sinking fund - - - - -		

No. 6.—DETAILS OF ORDINARY EXPENDITURE.

A. *General Management, &c.*

Salaries: Clerk to Commissioners -		
Collector -		
Clerks - -		
Rent of offices -		
Auditor's fee -		
Stationery, printing, stamps &c. -		
Incidental expenses -		

B. *Maintenance of Harbour, Dock, &c.*

Salaries: Harbour master - -		
Engineer -		
Assistant harbour master -		
Wages: Dock gatemen		
Labourers -		
Harbour repairs -		
Dock repairs -		
Shed repairs - -		

C. *Repairs and Renewals of Machinery, &c.*

Repairs to engine (stationary) - -		
Repairs to hoists -		
Do. to cranes -		
Sundry repairs -		
Boiler insurance -		
Repairs to rails and turntables -		

D. *General Expenses and Stores.*

Police services -		
Coals, oil, waste, &c.		
Sundry furnishings -		
Miscellaneous -		

No. 7.—General Balance Sheet.

Dr.		*Cr.*	
To new works account, balance at credit thereof, per account No. 4 - - -		By cash at bankers, current account - - -	
„ sinking fund at credit thereof, per account No. 5.		„ cash at bankers, deposit account - - -	
„ unpaid interest - -		„ stores on hand - -	
„ outstanding accounts -		„ outstanding accounts -	
„ special items - -		„ special items - -	

Signed _____ *Chairman of Commissioners.*

Signed _____ *Treasurer of do.*

Auditor's Certificate.

I hereby certify that I have examined the foregoing accounts of the Burntisland Harbour Commissioners, and compared them with the books of the Commissioners and the Vouchers, and have found the same to be correct.

Signed _____ *Auditor appointed by the Sheriff of Fife.*

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