ANNO DECIMO SEXTO & DECIMO SEPTIMO

VICTORIÆ REGINÆ.

****

Cap. ccvii.

An Act for making a Pier and Breakwater in the Bay of *Galway*, and for conferring additional Powers on the *Galway* Harbour Commissioners, and for other Purposes. [20th *August* 1853.]

WHEREAS by the Local and Personal Act 11 *George* IV., Chapter One hundred and twenty-two, intituled *An Act for making and maintaining a navigable Cut or Canal from* Lough Corrib *to the Bay of* Galway, *and for the Improvement of the Harbour of* Galway, certain Persons therein named, with others to be elected as therein mentioned, were appointed Commissioners for effecting the above Purposes, and also for carrying into execution the several Powers of the said Act; and the said Commissioners were authorized to levy certain Rates or Duties in the said Act mentioned, and to borrow Money on the Credit of such Rates or Duties: And whereas by the Local and Personal Act 1 and 2 *William* IV., Chapter Fifty-four, intituled *An Act to amend and enlarge the Powers of an Act passed in the Eleventh Year of the Reign of His late Majesty King* George *the Fourth, intituled 'An Act for making and*

11 G. 4. c. cxxii.

1 & 2 W. 4. c. liv.

'*maintaining a navigable Cut or Canal from* Lough Corrib *to the* '*Bay of* Galway, *and for the Improvement of the Harbour of* Galway,' the Rates or Duties authorized by the said firstly-recited Act were repealed and other Rates or Duties were authorized to be taken in lieu thereof, and the Commissioners were empowered to borrow further Monies and to execute other Powers, and the Extent of the Docks and Quays of the Port of *Galway* was therein defined: And whereas under the Provisions of the said recited Acts the said Commissioners were authorized to borrow the Sum of Fifty thousand Pounds: And whereas the said Commissioners have borrowed on Mortgage various Sums of Money, amounting in the whole to the Sum of Twenty-four thousand Pounds, on the Security of the Tolls and other Property vested in the Commissioners, of which Amount the Sum of Eighteen thousand Pounds or thereabouts is still due and owing: And whereas under the Powers of the said recited Acts the said Commissioners have constructed a Floating Dock with adequate Wharfs and Quays, and reclaimed Ground for necessary Buildings, and erected Cranes, Buoys, and Mooring Posts, deepened the Channel leading to said Dock, and improved the old Docks and Quays that previously existed, and repaired the Pier or Breakwater called *Nimmo's Pier*, the entire Cost of all which was about Forty-five thousand Pounds: And whereas the Commissioners of Public Works have, in pursuance of the Powers and Authorities in them in that Behalf vested heretofore, by an Order duly executed appointed a Person to receive the Tolls, Rates, and Duties payable to the said Harbour Commissioners under and by virtue of the said recited Acts, and it is expedient that such Person so appointed or such other Person as may hereafter be appointed for this Purpose should continue to receive the Rates, Tolls, and Duties and other Sums by this Act authorized to be levied and recovered, until the Principal Monies advanced by the said Commissioners of Public Works, with Interest and Costs attending such Appointment, shall be fully paid and discharged: And whereas the Erection of a Pier or Breakwater commencing at *Claddagh Quay* and passing along and over the *Claddagh*, the *Marsh*, the *Shingle Beach*, the *Strand*, and *Mutton Island*, and extending the Distance of Two thousand and seventy-five Feet from the said Island in a South-easterly Direction into the deep Water in the Bay of *Galway* aforesaid, would be of great public Advantage to the Bay of *Galway*, and to the Docks, Harbour, and other Works within the same, and to Vessels trading thereto or seeking Shelter therein: And whereas it is expedient that the said Commissioners should be authorized to raise further Monies: And whereas the Construction and Completion of the Pier or Breakwater aforesaid will contribute to the Advantages and Improvement of the County of the Town of *Galway*, and will tend to lessen the Amount of Poor Rate therein by affording increased Employment, and therefore it is expedient that such County should, to the Extent after mentioned,

mentioned, pay or guarantee the Payment of the Interest of any Monies which may be borrowed to make and complete such Pier or Breakwater aforesaid under the Provisions of this Act: And whereas the Grand Jury of the County of the Town of *Galway* have assented thereto: And whereas it is expedient that additional Powers for improving and preserving the Navigation of the Sea and Bay within the Jurisdiction of the said Commissioners should be granted, and that the Limits of the Jurisdiction of the said Commissioners should be enlarged, and that the said Commissioners should have all necessary Powers for the due Conservancy of the Port and Harbour of *Galway*, and that some of the Powers and Provisions of the said recited Acts should be altered, amended, and extended, and that further Powers should be vested in the said Commissioners; and the same would be most conveniently effected if the said recited Acts were repealed, and some of the Provisions thereof re-enacted and additional Powers granted: And whereas the several beneficial Objects and Purposes aforesaid cannot be effected without the Authority of Parliament: 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; (that is to say,)

Recited Acts repealed.

I. That this Act shall commence and have effect on and from the Twenty-ninth Day of *September* after the passing of this Act, and on and from that Day the said recited Acts shall be and the same are hereby repealed.

8 & 9 Vict. c. 18.;

II. That "The Lands Clauses Consolidation Act, 1845," shall be incorporated with and form Part of this Act.

10 & 11 Vict. c. 16.;

III. That "The Commissioners Clauses Act, 1847," shall, so far as the same are not varied by the Provisions of this Act, be incorporated with this Act.

and 10 & 11 Vict. c. 27. incorporated with this Act.

IV. That "The Harbours, Docks, and Piers Clauses Act, 1847," except the Sections 25 and 26 with respect to the Rates to be taken by the Undertakers, shall, so far as the same are not varied by the Provisions of this Act, be incorporated with this Act; and the Expression "the Harbour, Dock, or Pier," in the said "Harbours, Docks, and Piers Clauses Act, 1847," shall mean the Port, Piers, Breakwater, Sea, Canal, and Works within the Jurisdiction of the Commissioners; and the Expression "the Undertakers" in the said Act shall mean "the Commissioners."

Commissioners not bound to provide

V. Provided always, That nothing in this Act or in "The Harbours, Docks, and Piers Clauses Act, 1847," contained, shall extend or

Lifeboat, &c. until required by Admiralty.

or be construed to extend to compel the Commissioners to provide and maintain any Lifeboat or Mortar and Rockets, or Crew for the same respectively, or any Tide Gauge or Barometer, unless and until they shall be required so to do by the Lords of the Admiralty, by Writing under the Hand of the Secretary of the Admiralty, and then only to the Extent stated in such Requisition and authorized by the said Harbours, Docks, and Piers Clauses Act; and the Authority of the Commissioners to carry into execution the several Powers and Provisions of this Act shall not be dependent on the providing or maintaining any Lifeboat, Mortar, and Rockets, or Crew for the same, or any Tide Gauge or Barometer, or on the Completion of the Pier or Breakwater by this Act authorized.

Interpretation of Terms.

VI. That the following Words and Expressions, both in this and in any Act wholly or partly incorporated with this Act, shall have the several Meanings hereby assigned to them, unless there be something in the Subject or the Context repugnant to such Construction; (that is to say,)

The Expression "the Commissioners" shall mean the Commissioners for the Time being nominated or elected pursuant to and acting in execution of this Act:

The Word "Tolls" shall extend to and include any Tolls, Rates, or Duties for the Time being authorized by this Act or by the said recited Acts or any of them, and which shall be demandable by and payable to the Commissioners for any of the Purposes of the said recited Acts or this Act:

The Word "Ballast" shall include Stone, Gravel, Sand, Clay, Earth, Soil, and other Materials and Substances:

The several Words and Expressions in this Act to which Meanings are assigned by the Acts wholly or partly incorporated with this Act, and to which Meanings are not otherwise assigned by this Act, shall have in this Act the same Meanings as are so assigned to them respectively:

The Expression "Quarter Sessions" in this Act and the Acts wholly or partly incorporated with this Act, shall mean the Quarter Sessions for the County of *Galway* or of the County of the Town of *Galway*, as Occasion may require.

Short Titles of Acts.

VII. That in citing this Act in any Act of Parliament, and in any Instrument or Document, and in any Proceedings at Law or otherwise whatever, it shall be sufficient to use the Expression "The *Galway* Harbour and Port Act, 1853;" and that in citing for like Purposes the first-recited Act, it shall be sufficient to use the Expression "The *Galway* Harbour and Port Act, 1830;" and that in citing for like Purposes the second-recited Act, it shall be sufficient to use the Expression "The *Galway* Harbour and Port Act, 1831."

VIII. The

Limits of Port as to Pilotage, and of Harbour as to Tolls and Conservancy.

VIII. That the Limits of the Port and Harbour of *Galway*, so far as the Jurisdiction of the Commissioners is concerned, with respect to Pilotage, shall extend from the Docks and Quays at *Galway* to a Line drawn from *Gulin Head* to the Western Point of the *Arran Islands*, and from thence to *Hag's Head*; and the Limits of the Harbour for Purposes of Conservancy and Tolls shall extend to and include that Portion of the Bay of *Galway* lying within a Line drawn from the proposed Pier Head to *Rinville Point*; and nothing in this Act contained shall extend or be construed to extend to charge any Toll for or in respect of any Vessel not coming within the last-mentioned Limits.

Commissioners to carry Act into execution.

IX. That the Commissioners and their Successors to be appointed and qualified as herein-after mentioned shall be the Commissioners for executing this Act, and may and shall exercise the several Powers by this Act conferred on them.

Qualification of Commissioners.

X. That every Commissioner under this Act shall have the following Qualification:

He shall be resident within the County of the Town of *Galway*, and n his own Right or in the Right of his Wife be possessed of or in the Receipt of the Rents, Issues, and Profits of Freehold or Leasehold Lands, Tenements, or Hereditaments, whereof not less than Fourteen Years are unexpired, of the clear yearly Value of One hundred Pounds above Réprises; or possessed of a Personal Estate alone, or Real and Personal Estate together, of the Amount or Value of Three thousand Pounds above Reprises; or shall be Heir Apparent of a Person possessed of or in the Receipt of the Rents, Issues, and Profits of Freehold or Leasehold Lands, Tenements, and Hereditaments of the clear yearly Value of Two hundred Pounds above Reprises.

Qualification of Electors.

XI. That every Person entitled to vote for Commissioners to be elected under this Act shall have the following Qualification:

He shall be resident within the County of the Town of *Galway*, and either be rated to the Relief of the Poor in respect of Property situate within the said County of the Town, in the annual Sum of Fifteen Pounds or upwards, or be seised or possessed of the Rents or Profits of Lands or Tenements within the said County of the Town of the annual Value of Twenty Pounds or upwards, according to the Valuation of rateable Property made and in force for Assessments for the Relief of the Poor, or shall have paid Harbour Tolls or Rates to the Value of Five Pounds at the least in respect of Shipping, or of Goods, Wares, or Merchandise *bonâ fide* imported or exported by him during the Year preceding the Day of Election.

Commissioner neglecting to act, to cease to be One.

XII. That every Commissioner who for the Space of One Year after his Appointment neglects to make and subscribe the Declaration required by the "Commissioners Clauses Act, 1847," or who for One Year is absent from all Meetings of the Commissioners, and to act in the Execution of this Act, shall be deemed to have refused to act.

Number and Names of Commissioners.

XIII. That the Number of Commissioners to be appointed for carrying this Act into execution shall be Twenty-one; and *Joseph Henry Bath* of *Galway*, Solicitor, *Edward Cussen Burke* of *Galway*, Distiller, Rev. *Peter Daly* of *Galway*, *James Duggan* of *Galway*, Merchant, *James Joseph Fynn* of *Galway*, Merchant, *Peter Austin Fynn* of *Galway*, Merchant, *Francis Fitzgerald* of *Galway*, Brewer, *John Gunning* of *Galway*, Tanner, *Arthur Ireland* of *Galway*, Brewer, *John Ireland* of *Galway*, Esquire, *Patrick Joyes* of *Galway*, Esquire, *Patrick Mark Lynch* of *Renmore*, *Galway*, Esquire, *Lot Mangan* of *Galway*, Miller, *Edward Eyre Maunsell* of *Shantalla*, Esquire, *Patrick Moran* of *Galway*, Doctor of Medicine, *Anthony Richard Mullins* of *Galway*, Merchant, *William George Murray* of *Galway*, Merchant, *Ambrose Rush* of *Taylor's Hill* in the County of the Town of *Galway*, Esquire, *Richard Newman Somerville* of *Galway*, Merchant, *James Stephens* of *Galway*, Metal Founder, and *Henry Townsend* of *Galway*, Merchant, shall be the First Commissioners for carrying this Act into execution, and shall go out of Office at the Times prescribed by this Act, and their Successors shall be elected in the Manner mentioned in the "Commissioners Clauses Act, 1847," by the Electors qualified as herein mentioned.

Regulating Time of the Commissioners going out of Office.

XIV. That the Times for the Commissioners going out of Office shall be as follows; (that is to say,) on the First *Thursday* in the Month of *September* in the Year 1854, One Third of such Commissioners shall go out of Office; and on the First *Thursday* in the Month of *September* in the Year 1857, another Third of such Commissioners shall go out of Office; and on the First *Thursday* in the Month of *September* in the Year 1860, the Remainder of such Commissioners shall go out of Office; and on the First *Thursday* in the Month of *September* in every Third Year thereafter, One Third of the Commissioners, being those who have been longest in Office, shall go out of Office; and in each Instance the Places of the retiring Commissioners shall be supplied by the Election of a like Number of Commissioners in the Manner herein and in the "Commissioners Clauses Act, 1847," provided.

Commissioners incorporated.

XV. That the Commissioners for the Time being acting in the Execution of this Act shall be a Corporation, with perpetual Succession, under the Name of "The *Galway* Harbour Commissioners," and shall, as such, have a Corporate Seal, and shall have Power to sue and

and be sued through their Clerk, and to purchase and hold Lands, and shall be Conservators of the said Port, subject to the Provisions herein contained.

Existing Works vested in the Commissioners.

XVI. That from and immediately after the Commencement of this Act, subject as herein-after provided, all the Piers, Jetties, Lights, Buoys, Canal, and other Works, and all Lands, Tenements, Hereditaments, Buildings, Easements, prescriptive and other Rights, Powers, and Privileges whatsoever, of or to which the Commissioners appointed under the first-recited Act, or any Person in trust for them, shall be seised, possessed, or entitled at Law or in Equity immediately before the Commencement of this Act, and all Rates and Monies due or accruing due to the said Commissioners, and all Securities, Books, Accounts, Documents, Choses in Action, Effects, and Property belonging to the said Commissioners shall, except where and as by this Act otherwise provided, be and the same are hereby well and effectually vested in and shall belong to the Commissioners appointed by virtue of this Act, to hold to them and their Successors for the Purposes of this Act, and for such and the same Estates, Terms, and other Interests as under the said recited Act the former Commissioners or any Persons in trust for them had or would have continued to have had therein if the said recited Acts had not been repealed; subject nevertheless to such Charges, Interests, and Liabilities as immediately before or at the Time of the Commencement of this Act the same Premises shall be respectively subject to: Provided always, that the Person so appointed or hereafter to be appointed by the said Commissioners of Public Works to receive the Tolls so payable under the said Two first-recited Acts or either of them shall, notwithstanding anything herein-before contained to the contrary, continue to receive the Tolls, Rates, Duties, Sum and Sums of Money, by those Acts and by this Act respectively authorized to be levied and received, until the Principal Sum and Sums of Money due and owing to the said Commissioners of Public Works by the said *Galway* Harbour Commissioners, with all Interest due thereon, and all Costs of the said Commissioners in respect of such Appointment, shall be fully paid off and discharged.

Agreements, Deeds, &c. to remain in force, and new Commissioners liable to Debts, &c.

XVII. That all Conveyances, Assurances, Leases, Demises, Grants, Mortgages, Judgments, Bonds, Covenants, Agreements, Contracts, Awards, Securities, and other Instruments made, executed, or entered into by or between any Person or Persons and the Commissioners appointed under the first-recited Act, to, with, in favour, or for any such Person or Persons and the said Commissioners, or any or either of them, shall and the same are hereby declared to be, remain, and continue in full Force and Effect; and the Commissioners appointed by virtue of this Act and all such Person and Persons shall respectively

tively be bound by and liable to execute and perform the same, and such last-mentioned Commissioners shall, as such, but not individually or personally, be liable to all Debts and Engagements to which the former Commissioners are or shall be liable at the Time of the Commencement of this Act; and the Repeal of the said recited Acts shall not affect any Rights or Remedies which could at the Time of the Commencement of this Act be exercised by any Mortgagee or Creditor against the former Commissioners.

Arrears of Rates or Rents now payable to be recoverable.

XVIII. That all Tolls, Rates, Rents, or Charges made or imposed under or by virtue of the said recited Acts, and which at the Time of the Commencement of this Act shall be due and payable to the Commissioners acting under the said recited Acts hereby repealed, shall continue in force and be due and payable to the Commissioners appointed by virtue of this Act, and may be collected and recovered by such Means and under such Restrictions and Regulations as any Tolls, Rates, Rents, or Charges may be collected or recovered under or in pursuance of this Act.

Actions, &c. not to abate.

XIX. That no Action, Suit, Prosecution, Appeal or Notice of Appeal, Order or Decision of Justices, or Matter pending before Justices, Distress, Entry, Execution, Arbitration, Award, or other Proceeding whatsoever, commenced, carried on, levied, given, made, or taken by, for, or against the former Commissioners, or with reference to the Port, Pier, Canal, or other Works within their Jurisdiction previously to the Commencement of this Act, shall abate or be discontinued, annulled, or prejudicially affected by the Repeal of the said recited Acts, but on the contrary the same shall continue and take effect in favour of or against or in reference to the Commissioners acting under this Act in the same Manner in all respects as the same would have continued and taken effect in favour of or against or in reference to the former Commissioners if this Act had not been passed; and all Penalties incurred by or for any Offence against the Provisions of the said hereby repealed Acts or either of them, or against any Byelaw or Regulation of or concerning the former Commissioners, or the Port, Pier, Canal, or other Works within their Jurisdiction previously to the Commencement of this Act, shall and may be sued for and recovered, and all Offences which may have been committed before the Commencement of this Act against the Provisions of the said hereby repealed Acts or either of them, or of any such Byelaw or Regulation, may be prosecuted in such and the like Manner to all Intents and Purposes as the same might have been sued for, recovered, and prosecuted respectively if the said recited Acts had not been repealed, the Commissioners acting under this Act being, in reference to the Matters aforesaid, in all respects considered identical with the former Commissioners acting under the said recited Acts or either of them.

XX. That

Rights of Action saved.

XX. That nothing in this Act contained shall be held to prejudice or affect any Right or Cause of Action or Suit, or any Remedy which the former Commissioners had against any Person or Corporation, or which any Person or Corporation had against such Commissioners, at the Time of the Commencement of this Act; but that all such Rights, Causes, and Remedies may be enforced or prosecuted by or against the Commissioners acting under this Act in like Manner and within the same Period as the same might have been enforced or prosecuted by or against the former Commissioners if this Act had not been passed.

Officers under former Acts to account.

XXI. That all Officers and Persons who at the Time of the Commencement of this Act shall have in their Possession or under their Control any Money, Books, Documents, Papers, Writings, Securities, Goods, Chattels, or other Effects under or by virtue of any of the Provisions of the said recited Acts, shall account for and deliver up the same to the Commissioners appointed by virtue of this Act, or to such Person as they shall appoint to receive the same, in the same Manner, and subject to the same Process, Pains, and Penalties for Refusal or Neglect, as if such Officers or Persons had been appointed and had become possessed of such Money, Books, Documents, Papers, Writings, Securities, Goods, Chattels, or other Effects under the Provisions of this Act.

Present Officers continued.

XXII. That all Officers and Persons appointed under the said recited Acts shall continue in their respective Offices and Employments, according to their respective Appointments, until removed therefrom; and all such Officers and Persons shall have the same Powers, Privileges, and Advantages, and they and all Sureties shall be liable to the same Conditions, Penalties, Obligations, Restrictions, and Regulations, as if such Officers and Persons had been appointed and such Sureties had become bound under this Act.

Books, &c. to continue Evidence.

XXIII. That all Books and other Documents whatsoever by the said recited Acts or either of them authorized or directed to be kept and thereby made Evidence, shall still be admitted as Evidence in all Courts of Law and Equity or elsewhere against or in favour of the Commissioners appointed by virtue of this Act.

Provisions in Acts of Parliament for Benefit of the Commissioners not to be affected by the Repeal of Acts.

XXIV. That all Powers, Rights, and Privileges granted or reserved by any Act of Parliament (other than the said hereby repealed Acts) to or for the Benefit of the former Commissioners, and not since repealed, shall, subject to the Provisions and Restrictions of or in this Act, and notwithstanding the Repeal of the said hereby repealed Acts, be of the like Force and Effect as if the same Acts had not been repealed, and shall appertain to and be exercised and enforced by the Commis-

Commissioners appointed by virtue of this Act in as full and beneficial a Manner to all Intents and Purposes as the same Powers, Rights, and Privileges respectively would have appertained to or might have been exercised and enforced by the former Commissioners in case this Act had not been passed.

Powers to improve the Port, &c.

XXV. That it shall be lawful for the Commissioners and their Agents, Officers, Workmen, and Servants, and they are hereby authorized and required, subject to the Restrictions and Provisions of this Act, to deepen, cleanse, scour, enlarge, contract, and otherwise improve the Channel of the Port, and to enlarge, repair, support, and maintain the present Pier, Docks, Quays, and to build such other Docks, Quays, Pier or Piers, or Part or Parts of a Pier or Piers, or to alter or vary the present Docks, Quays, Pier, or any other Pier or Piers to be built, and also to build any Dock, Quay or Quays, Jetty or Jetties, and to make and effect such other Works as shall be necessary for promoting, preserving, and improving the Navigation of the Port and the Use thereof; and for that Purpose to dig, take up, remove, and carry away any Rocks, Stone, Soil, Sand, Gravel, Rubbish, or other gross Matter which shall obstruct, prejudice, or hinder the Navigation of the Port or the Improvement thereof, and to cast, lay, and lodge the same behind such Pier or Piers, Quay or Quays, Jetty or Jetties, as shall be requisite for effecting the Purposes of this Act, and also to remove and take away all Wrecks, Beds of Gravel, Sand, Stones, or any other Obstructions, Impediments, or Encroachments whatsoever which may in any way hinder or prevent the Navigation of the Port or the Improvement and Use thereof, and also set up, place, and make such Crabs, Capstans, Mooring Anchors or Mooring Frames, Buoys, Mooring Chains, Dolphins and other Engines, Posts, Stoops, Landing Places, Weighing Beams, and Workshops as shall be necessary for the Purpose of rendering the Port safe and commodious, and from Time to Time to alter, repair, increase, enlarge, and amend the same, and to do and perform all other Works, Matters, and Things which shall be necessary or proper for rendering the Port safe and commodious.

Works under preceding Enactment not to be made without Consent of Admiralty, &c.

XXVI. Provided always, That nothing in the preceding Enactment or in any Part of this Act contained shall extend or be construed to extend to authorize any Work, or the making, constructing, or erecting any Work below the ordinary High-water Mark at Spring Tides, without the Consent of the Lord High Admiral or of the Commissioners for executing the Office of Lord High Admiral aforesaid having been first obtained for that Purpose, such Assent to be signified in Writing under the Hand of the Secretary of the Admiralty, and the further Consent in Writing of the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, or One of them.

XXVII. That

No Jetties, &c. to be built but by the Commissioners.

XXVII. That it shall not be lawful for any Person, unless duly authorized by the Commissioners, to erect any Groins, Jetties, Buildings, or other Works within the Port, which may in any way reduce the superficial Area of the Waters thereof or impede or obstruct the free Navigation or Entrance of the Harbours within or adjoining the same, or interfere in anywise with the free Flux and Reflux of the Tide, or diminish the Quantity of tidal Water flowing into or out of the Port or to the said Harbours, or make any other Encroachments whatsoever which may impede or obstruct the free Navigation or Passage of or to such Harbours, without the Consent of the Commissioners, or to do any Act whereby the Port or the said Harbours, or the free Use and Entrance or Navigation of the same respectively, may in anywise be prejudiced; and it shall be lawful for the Commissioners from Time to Time, as Occasion shall require, to take away and remove or prevent any Obstruction which may in any Manner impede the Navigation of the Waters of the Port.

Penalty for casting Ballast within certain Limits.

XXVIII. That if any Person shall, within the Limits of Conservancy as by this Act defined, cast or unload out or from any Vessel any Ballast into the Sea, or shall cast or unload out of or from any Vessel, or out of or from any Carriage, or from any Quay, Yard, Place, or Ground adjoining or near the Harbour, into the Harbour, or within the Limits herein-before mentioned, or shall dig and remove from or out of one Part of the Port and cast into another Part thereof any Ballast (except upon Lands above the full Sea and Tide Mark, or upon some Quay or Staith situated higher than the Flux of the Tide, or such Place as may be appointed for that Purpose by the Commissioners), every Person so offending shall forfeit and pay any Sum not exceeding Ten Pounds for every such Offence.

Commissioners empowered to construct Pier and Breakwater according to deposited Plan, &

XXIX. And whereas a Plan and Section of the proposed Pier and Breakwater, showing the Situation and Levels thereof respectively, and of the Works connected therewith, and the Limits within which the same are to be constructed, and also a Book of Reference containing the Names of the Owners, Lessees, and Occupiers of the Lands upon or through which the same are intended to be made, have been deposited with the Clerk of the Peace for the County of the Town of *Galway*: Be it enacted, That, subject to the Provisions and Restrictions in this and the said Acts incorporated with this Act contained, it shall be lawful for the Commissioners, with such Consents as are herein-before mentioned, to make and maintain the said Pier and Breakwater, and the Approaches to the same, in the Situation and upon the Lands delineated upon the said Plan and described in the said Book of Reference, and according to the Levels defined on the said Section, and within the Limits authorized by this Act to make

and

and maintain such Floats, Stairs, Jetties, Landing Places, Approaches Lights, Lighthouses, and other Works and Conveniences as they may think necessary for the Purposes of the said Pier or Breakwater, and to enter upon, take, and use such of the said Lands as shall be necessary for the Purposes aforesaid.

Land reclaimed by the Works, not to be taken without the Consent of the Commissioners of Woods, &c.

XXX. That if in the course or by means of the Execution of any of the said Works any Part of the Shores or Bed of the said Port or Harbour, or of the Sea beyond the Mouth thereof, belonging to Her Majesty, shall be inned, gained, or reclaimed from the Water, the said Commissioners shall not have or exercise any Right upon the same or in respect thereof, but such Inning, Gaining, or Reclamation shall enure absolutely for the Benefit of Her Majesty the Queen, Her Heirs and Successors; and it shall not at any Time afterwards be lawful for the said Commissioners to take, enter upon, or interfere with the Lands so inned, gained, or reclaimed, for any Purpose whatsoever, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them.

Openings in Pier to be made if required for Passage of Boats.

XXXI. That the Commissioners during the Construction of the said Pier or Breakwater shall make such Provision for Openings, if found necessary, for the Passage of Boats through the same for the Accommodation of the Fishermen as the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid, shall by Writing under the Hand of the Secretary of the Admiralty direct; and in case the Commissioners shall neglect or refuse so to do, it shall be lawful for the said Lord High Admiral or the said Commissioners to make such Provision for Openings at the Costs and Charge of the Commissioners, and the Amount of Expenses so incurred shall be a Debt due to Her Majesty from the Commissioners, and may be recovered from them as such, with Costs of Suit.

Admiralty may, if they think fit, order a local Survey at Expense of Company.

XXXII. That if at any Time or Times it shall be deemed expedient by the Lord High Admiral of the United Kingdom, or the Commissioners for executing the Office of Lord High Admiral, to order a local Survey and Examination of any Works of the Commissioners in, over, or affecting any tidal Water or navigable River, or of the intended Site thereof, the Commissioners shall defray the Costs of every such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Commissioners, and, if not paid upon Demand, may be recovered as a Debt due to the Crown, with the Costs of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Commissioners.

XXXIII. That

Admiralty may order abandoned Works affecting tidal Waters, &c. to be removed at Expense of Commissioners.

XXXIII. That if any Work to be constructed by the Commissioners in or across any tidal Water or navigable River, or if any Portion of any such Work which affects any such Water or River or Access thereto, shall be abandoned or suffered to fall into Disuse or Decay, it shall be lawful for the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, to abate and remove the same or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Commissioners; and the Amount thereof shall be a Debt due from the Commissioners to the Crown, and be recoverable accordingly, with Costs of Suit.

Lands for extraordinary Purposes.

XXXIV. That the Lands to be taken by the Commissioners for extraordinary Purposes shall not exceed Twenty-five Acres.

Powers for compulsory Purchase of Lands limited.

XXXV. That the Powers of the Commissioners for the compulsory Purchase of Lands for the Purposes of the Pier and Breakwater authorized by this Act shall not be exercised after the Expiration of Three Years from the passing thereof.

Limiting Time for Completion of Works.

XXXVI. That the Pier or Breakwater shall be completed within Seven Years, and the other Works connected therewith within Ten Years, after the passing of this Act; and on the Expiration of such Period the Powers by this Act and the Acts incorporated herewith given to the Commissioners for constructing the Pier or Breakwater shall cease to be exercised, except as to so much of the Pier or Breakwater as shall then be completed.

Commissioners may apply their Funds for the Purposes of this Act.

XXXVII. That from and after Payment of the Monies due to the said Commissioners of Public Works, and all Interest and Costs as herein-before provided, and all other existing Liabilities on the Tolls and Property of the said Harbour Commissioners under the said recited Acts or this Act, it shall be lawful for the Commissioners to apply for or towards the Purposes of this Act, or any of them, any Tolls which they have received or may hereafter receive under the Authority of the said recited Acts or this Act, or any of them, and also any Sum of Money which they may have raised under the Powers of the said recited Acts or are authorized to raise under this Act, and which shall not have been applied for the Purposes of the said Acts, or any of them, and to lay out and invest upon such Securities as they shall think expedient, any Sum or Sums of Money for the Time being in their Hands which may not be immediately required for any of the Purposes of this Act: Provided always, that such Investment shall not be made without the Consent of the Com-

missioners of Public Works, so long as the Debt due to them remains unpaid.

Powers to reborrow Monies.

XXXVIII. That, subject to the Provisions in this Act contained for the Reduction of the Debt of the Commissioners, it shall be lawful for the Commissioners to borrow again the whole or any Part of the Money authorized to be borrowed under the said recited Acts or either of them, which has already been or may hereafter be paid off, except such Part thereof as shall have been paid off by means of the Sinking Fund herein-after mentioned, and so from Time to Time as they shall think expedient.

Commissioners may borrow Monies on Credit of Tolls.

XXXIX. That for the Purpose of enabling the Commissioners to construct the said Pier or Breakwater and the Works incident thereto respectively, it shall be lawful for the Commissioners from Time to Time, in addition to the Monies borrowed under the said recited Acts or either of them, to borrow at Interest any Sum of Money not exceeding the Sum of One hundred and fifty thousand Pounds on Mortgage on the Credit of the several Tolls by this Act authorized to be levied, and other Securities vested in the said Commissioners, under this or any other Act or Acts of Parliament; and for securing the Payment of any Money to be borrowed by virtue of or under the Provisions of this Act, with Interest, the Commissioners may assign over the said Tolls or any of them to the Persons who shall advance or lend any such Money, or to any Trustee for them, as a Security for the Payment of the Money so to be borrowed, with Interest for the same, and every such Assignment shall be under the Common Seal of the Commissioners.

Restrictions on borrowing.

XL. Provided always, That in the event of any Part of the Monies borrowed by the Commissioners under this Act being repaid by any Means except the Sinking Fund by this Act provided, they may reborrow the same, and so *toties quoties*: Provided also, that to the Extent of any Portion of the Sum which from Time to Time may be paid off by means of the Sinking Fund by this Act provided for, the Powers of the Commissioners for borrowing and reborrowing shall cease.

Mortgages under recited Acts to have Priority.

XLI. That all Mortgages heretofore granted by the said Harbour Commissioners under the Authority of the said recited Acts, or either of them, or otherwise, to the said Commissioners of Public Works or their Secretary for the Time being, and all Judgment or other Debts of the said Harbour Commissioners, shall extend to and be considered as extending to all Tolls and Sums of Money by this Act authorized to be levied and received by the said Commissioners for the Execution

of

of this Act, and to all Lands, Tenements, and Hereditaments vested in them by this Act, with such and the like Priorities as the said Mortgages or other Securities now have by Law over and upon the Tolls and Sums of Money and other Property under the said Two first-recited Acts; and that all Debts created under this Act for the Purpose of paying off such existing Debts and Liabilities shall, during the Continuance thereof, have Priority over any other Mortgages to be created by virtue of this Act; and all Parties entitled to such Mortgages shall have the same respective Priority over each other as they have or would have had under the said recited Acts, if the same had not been repealed.

Saving Rights of Judgment Creditors.

XLII. That nothing in this Act contained shall be held or construed to prejudice or affect the Rights, Remedies, Powers, or Priorities of any Judgment Creditors of the Commissioners appointed under the repealed Acts, or either of them; and that any such Creditors shall stand next in Priority in reference to their Judgment Debts to the Mortgages now subsisting, and before any Mortgages or other Securities to be created by this Act.

Mortgagees may appoint Receiver.

XLIII. That if at any Time the Sum of Five thousand Pounds or upwards in the whole shall be owing to any Mortgagees of the Tolls of the Commissioners, for Arrears of Principal and Interest, such Mortgagees shall be entitled to have and require a Receiver of such Tolls to be appointed.

Expenses of Mortgages may be paid out of general Funds.

XLIV. That the Costs and Expenses of any Mortgages may be paid by the Commissioners out of any Tolls received by them, or out of the Monies to be borrowed by the Commissioners.

Sinking Fund for the Payment of Mortgages.

XLV. That the Commissioners shall at the End of Five Years after the passing of this Act set apart and appropriate annually out of the Tolls, as a Sinking Fund to be applied in paying off the Principal Sums which shall have been borrowed or secured on Mortgage of such Tolls, a Sum not less than One Pound *per Centum* of the Sums from Time to Time so borrowed or secured, and from and after the End of Ten Years after the passing of this Act a Sum annually not less than Two Pounds and Ten Shillings *per Centum* of the Sums from Time to Time so borrowed as aforesaid.

County of Town of Galway to contribute to a certain Extent, if Tolls prove insufficient.

XLVI. That if the net Tolls and Profits arising under this Act shall be insufficient to pay and discharge the Interest upon the Monies which shall be borrowed by the Commissioners under the Powers of this Act, then a Sum of Money shall be contributed by the County of the Town of *Galway* in aid of such Deficiency as aforesaid, by a Rate

Rate not exceeding the Sum of Fourpence in the Pound in any One Year the same to be raised and levied on all rateable Property situate within the County of the Town of *Galway* assessed to the Relief of the Poor, and according to the Poor Law Valuation for the Time being in force within the said County, and to be paid and borne in the same Proportions and in like Manner as Poor Rates are paid and borne by Landlord and Tenant within the said County of the Town of *Galway*.

A separate Account to be kept by the Commissioners of all Monies received in aid.

XLVII. That the Commissioners shall keep a separate Account of all the Monies raised and levied in the County of the Town of *Galway*, in aid of the half-yearly Interest upon the Monies which may be borrowed as aforesaid.

Surplus of Tolls to be paid to Treasurer of County in Repayment of Monies, if any, contributed in aid of Interest.

XLVIII. That in case any Monies shall be contributed by the County of the Town of *Galway* as aforesaid, and that the net Tolls and Profits thereafter arising under this Act, after deducting all the Disbursements by this Act authorized, prove more than sufficient to pay and discharge the Interest upon the Monies borrowed for the Purposes of this Act, then and so often as the same shall happen, such Surplus shall from Time to Time, but not exceeding the Amount of the Monies contributed by the said County of the Town of *Galway*, be placed to the Credit of the Treasurer of the said County of the Town of *Galway* in the Bank where the Grand Jury Cess for the said County of the Town of *Galway* may for the Time being be received, in Repayment of such Monies which may have been contributed by the said County of the Town of *Galway*.

Commissioners of Public Works to appoint Auditors of Commissioners Accounts.

XLIX. That the Commissioners of Public Works, or any Two of them, shall and they are hereby authorized and required from Time to Time to appoint a fit and proper Person, or fit and proper Persons (not exceeding Three in Number), as Auditor or Auditors to audit the Accounts of the said Commissioners, and to make Certificates in pursuance of the Directions herein-after contained; and it shall and may be lawful to and for the said Commissioners of Public Works from Time to Time to revoke the Appointment of such Auditor or Auditors or any of them, and to remove such Auditor or Auditors from Time to Time, and to revoke his or their Powers and Authorities, and to appoint any other Person or Persons in the Place of such Person or Persons so displaced, or of any Person dying, with the same Powers or Authorities; and the Commissioners shall pay to each of the Auditors so appointed such reasonable Sum for his Trouble in making such Audit and in relation thereto as the said Commissioners of Public Works shall from Time to Time fix and determine.

Commissioners to keep Accounts of Profits.

L. That for the Purpose of ascertaining the Amount of net Profits (if any) of the said Harbour, the said Commissioners shall from Time to Time and at all Times, and within One Calendar Month after the Thirtieth Day of *June* and the Thirty-first Day of *December* in every Year, make out or cause to be made out and rendered to the said Auditor or Auditors, a full, true, and distinct Account of all the Receipts and Expenditure for the then preceding Half Year of and relating to the said Harbour and every Part thereof, which Account the said Auditor or Auditors shall and he or they is and are hereby authorized and empowered to examine with the Documents and Vouchers evidencing the same, and the said Documents and Vouchers, and all Books, Papers, and Accounts in the Custody or Control of the Commissioners relating to the Business of the Commissioners, shall upon the Request of the said Auditor or Auditors be forthwith produced by the Commissioners to such Auditor or Auditors, who shall be at liberty to examine the same; and for the Purpose of judging of the Accuracy of such Account such Auditor or Auditors shall and may, and he and they is and are hereby empowered to examine all the Accounts of the Commissioners; and the said Accounts, and the Vouchers relating to the same, the Commissioners are hereby directed to keep and produce during such Time as aforesaid as the said Auditor or Auditors shall direct, and such Auditor or Auditors shall adjust and balance such Accounts; and as to all Matters relating to the said Accounts or what shall be considered as Profit, their Decision shall in all respects be final and conclusive.

Auditor to ascertain Payments made by Commissioners and Amount of Profit.

LI. That on the Completion of every half-yearly Audit, such Auditor or Auditors shall determine the Amount which the Commissioners are liable to pay as Interest for the preceding Half Year on Monies borrowed, and also the Amount (if any) of Profit which shall appear on such Account to have been made during such Half Year, and also the Amount (if any) of the Surplus of such Profit, after deducting therefrom the Amount by this Act required to be deducted for the Purpose of a Sinking Fund.

Auditor to certify Sums payable by County of Town.

LII. That such Auditor or Auditors shall, by a Certificate under his or their Hand or Hands, certify the Amount of the said Surplus (if any), and after deducting such Surplus (if any) from the Amount of the said half-yearly Payments, the said Auditor or Auditors shall in such Certificate ascertain and state the Sum which is to be raised and levied in the County of the Town of *Galway*, but not exceeding in any One Year the Sum of Fourpence in the Pound as herein-before mentioned: Provided nevertheless, that when and so often as the said Surplus shall equal or exceed the Amount of the half-yearly Interest payable on such borrowed Monies as aforesaid, then such Auditor or

Auditors shall state the same in such Certificate, and that consequently for such Half Year no Payment is to be made to the Commissioners by the said County of the Town of *Galway*; and every such Certificate shall be final and binding on all Parties.

Provision with respect to Profit and Loss Account.

LIII. That in taking and keeping the aforesaid Account of Profit and Loss, no Payment by the Commissioners of Interest on Mónies borrowed, nor any Receipts by the Commissioners from the said County of the Town of *Galway*, shall be taken into account as Profit or Loss, but the same shall solely contain the Amount of Income and Expenditure relating to the aforesaid Harbour.

Auditors to deliver Certificate to Commissioners.

LIV. That the said Auditor or Auditors shall, on the Request of the Commissioners and within One Calendar Month after the Date of every such Certificate, deliver the said Certificate and a Duplicate or Duplicates thereof to the Commissioners.

Sums mentioned in Auditors Certificate to be presented by Grand Jury and paid by Treasurer.

LV. That the Commissioners shall from Time to Time deliver such Certificate, or such Duplicate thereof as aforesaid, to the Secretary of the Grand Jury of the County of the Town of *Galway* aforesaid, and such Secretary shall lay such Certificate or Duplicate thereof before the Grand Jury of such County of the Town of *Galway* at the Assizes next after he shall have received the same, and it shall be lawful for such Grand Jury, and they are hereby required from Time to Time and without Application to Presentment Sessions, to present the Sum mentioned in every such Certificate to be raised and levied off such County of the Town of *Galway*, and the same shall be raised and levied accordingly, together with and in like Manner and subject to like Provisions as other Monies presented by such Grand Jury at the same Assizes are raised and levied; and the Treasurer of such County of the Town of *Galway*, out of the Monies collected and remaining in his Hands after Repayment of Government Advances, Gaol Expenses, and Salaries of public Officers payable by him, shall pay the sum so presented unto the Commissioners, or in such other Manner as the Commissioners shall direct; and if the Grand Jury of the said County of the Town of *Galway* shall fail to present the Sum or any Part thereof contained in any such Certificate, the Treasurer of such County of the Town of *Galway* shall and he is hereby required to insert such Sum or such omitted Part thereof in his Warrant for raising the Monies presented at the same Assizes, as if such Sum had been duly presented by such Grand Jury to be raised in manner hereinbefore mentioned, and the same shall be raised and levied accordingly as if the same had been so presented, and the said Treasurer shall pay over the Amount when by him received as herein-before provided as if such Money had been presented by such Grand Jury.

LVI. That

Condition of Bonds by Collectors of Grand Jury Cess.

LVI. That the Condition of every Bond of a Collector of Grand Jury Cess within the said County of the Town of *Galway*, to be hereafter given or executed by way of Security for duly collecting and paying public Money, shall contain a Condition for his duly collecting and paying to the Treasurer of the County in which such Collector shall act, on or before each next succeeding Assizes, all such Money as he shall from Time to Time be authorized to levy under this Act; and such Bond shall be subject to all Provisions now applicable to Bonds given or executed by Collectors of Grand Jury Cess.

Remuneration to Collector to be presented by Grand Jury.

LVII. That the Grand Jury of the County of the Town of *Galway* in which such Presentment shall be made as aforesaid shall also present such Sum of Money, to be levied off such County of the Town of *Galway* as aforesaid, to be paid to any such Collector aforesaid for his Remuneration in the Collection of such Assessment as is payable in the Case of the Collection of Grand Jury Cess.

Rates payable on Ships.

LVIII. That it shall be lawful for the Commissioners to demand for every Vessel of Fifty Tons Burthen or upwards using or entering the Harbour of *Galway*, as defined by this Act, any Sum for every Ton Measurement of such Vessel, not exceeding the Tolls mentioned in Schedule (A.) hereunto annexed, and every such Toll shall be payable by the Master of such Vessel; but the Commissioners shall only be empowered to take Tolls from Vessels coming within the before-mentioned Limits, that is to say, within a Line drawn from the proposed Pier Head to *Rinville Point*; and that no Vessel entering into or driven within the said Harbour through Danger of the Seas, Stress of Weather, or Pressure of the Enemy, shall be liable to the Payment of such Tolls, unless such Vessel shall moor alongside a Pier or Jetty, or enter a Dock, in which Case only such Vessel shall be liable to pay Tolls not exceeding One Fourth the Rates in the said Schedule mentioned.

Rates payable on Goods.

LIX. That it shall be lawful for the Commissioners to demand for all Goods mentioned in the Schedules (B. and C.) hereunto annexed, which shall be shipped or unshipped, received or delivered, within the Limits of the Harbour, any Sums not exceeding the several Tolls in the said Schedules (B. and C.) specified with respect to such Goods respectively; and as to all such Goods as shall not be specified in the said Schedules the Commissioners may demand a Toll equal to the Toll for the Time being payable in respect of Goods of a similar Nature, Package, and Quality; and every such Toll shall be payable by the Owner of the Goods, and be a Lien thereon, and the Vessel having had such Goods on board shall be also liable to such Tolls until such Time as the same shall be paid and satisfied.

LX. That

Rates to be charged for the Use of Warehouses, Wharfs, Cranes, and Weighing Machines.

LX. That it shall be lawful for the Commissioners to demand for the Use of any of their Warehouses, Wharfs, Graving Docks, Cranes, and Weighing Machines, of and from the Owner or Person having the Charge of any Goods deposited therein, or loaded, unloaded, or weighed by means thereof, such reasonable Tolls as the Commissioners shall from Time to Time appoint, not exceeding the several Tolls mentioned in Schedule (D.) hereunto annexed.

Power to lay down Mooring Buoys and charge for the Use of same.

LXI. That the Commissioners may and they are hereby authorized from Time to Time, at their Discretion, to lay down, place, and fix, in such Parts of the Port as to the Commissioners shall appear requisite, good and sufficient Mooring Buoys, Mooring Craft, Dolphins, and other Buoys, to which all Vessels entering or leaving the said Port may anchor or attach themselves with Ropes or Chains, and ride or lie during Pleasure, and at which such Vessels may discharge into Boats, Lighters, or other Craft all or any Part of their Cargo, on paying to the Commissioners for the Use of such Mooring Buoys any Sum not exceeding the Tolls specified in Schedule (E.) to this Act annexed, and with the Payment of which said several Tolls the said Vessels so using the said Mooring Buoys, and their Owners and Cargoes, or either of them, at the Discretion of the Commissioners, are hereby declared to be chargeable in like Manner as any other Toll is imposed by this Act, subject to the Provisions in the Acts incorporated herewith.

Commissioners may appoint Pilots.

LXII. And in order that a sufficient Number of skilful Pilots may be appointed to take charge of Ships or Vessels trading to and from the said Port and Harbour, and that the Conduct and Duties of such Pilots and Persons so to be appointed may be properly regulated and discharged, it shall be lawful for the Commissioners, after Examination as to Qualification, to license and appoint during their Will and Pleasure such Number of skilful Pilots of and belonging to the Port and Harbour of *Galway* for the Purpose aforesaid as may be necessary; and the Commissioners may appoint a Pilot-master, Deputy Pilot-masters, and Masters of Pilot Boats, within the said Port and Harbour, who shall continue in their Office during the Will and Pleasure of the Commissioners, and at such Wages, Fees, or Salaries as the Commissioners shall think fit; and the said Pilot-master and Deputy Pilot-masters shall superintend the Conduct of the several Pilots to be appointed as aforesaid, and from Time to Time report the same to the Commissioners.

Number of Pilots and Rules for their Examination to be

LXIII. That the Number of Pilots to be appointed under the Authority of this Act, as well as any Rules and Regulations which may be made by the Commissioners for the Regulation and Licensing of

of such Pilots as such, shall be subject to the Approval and Confirmation of the Board of Trade. confirmed by the Board of Trade.

LXIV. That the Commissioners may provide and appoint such Places and Stations for the Rendezvous of the said Pilot-master, Deputy Pilot-masters, and Pilots, as to them may appear most advantageous for the Trade of the said Port and Harbour. Commissioners to appoint Stations to Pilots.

LXV. That it shall be lawful for the Commissioners to require the said Pilots to provide good and sufficient Boats for the Purpose of piloting Vessels arriving at or sailing from the said Port and Harbour of *Galway*: Provided always, that if it shall appear to the Commissioners advisable to keep and maintain One or more Pilot Smacks or Vessels, it shall be lawful for them so to do, and to receive such Sum of Money from the said Pilots for the Use of the said Smacks or Vessels as the Commissioners may think fit. Pilots to provide their own Boats unless provided by Commissioners.

LXVI. That the Master, Commander, Owner or Owners, Consignee or Consignees, or Person in charge of every Vessel, not being less than Fifty Tons of registered Tonnage, coming into the Port and Harbour, or going out of the same to the Sea, shall, save as hereinafter excepted, for every such Vessel pay or cause to be paid as and for Pilotage to the Commissioners or any Officer appointed by them for the Purpose, at the Office of the Commissioners in the Town of *Galway*, on the said Vessel entering the said Port or Harbour, a Sum proportioned to the Tonnage of such Vessel, not exceeding the Sums of Money set down in the Figures in the Column opposite the Tonnage thereof in Schedule (F.) to this Act annexed, and shall likewise pay, save as aforesaid, before going out of the said Port or Harbour, a like Sum: Provided always, that the Master or Commander of a Vessel coming into the said Harbour from Stress of Weather or contrary Winds, may at his own Expense employ a Pilot if he think proper: Provided also, that every Vessel entering or leaving or which shall be within the said Port and Harbour, and which shall have a Signal for a Pilot flying, or having had such Signal previously hoisted, and in consequence of such Signal a Pilot Boat shall have put off and approached or made towards such Vessel, the Master, Owner, or other Person in charge of the same shall be deemed and taken to have employed a Pilot, and be subject to the Charge for Pilotage in the Schedule (F.) to this Act annexed, whether he take such Pilot on board or not. Rates of Pilotage.

LXVII. That any Person offering himself as Pilot to any Vessel off or in the Harbour shall declare whether he be duly appointed and licensed by the Commissioners to act as Pilot pursuant to the Directions of this Act; and if any Person so offering himself, and not licensed, Penalty on Persons offering to pilot any Vessel not being licensed.

licensed, shall at the Time he shall so offer himself as Pilot declare himself to be licensed or authorized and appointed as aforesaid, every such Person shall for every such Offence forfeit any Sum not exceeding Ten Pounds.

If no licensed Pilot offers Master may take any other Person.

LXVIII. That if it shall happen that a Pilot licensed as aforesaid shall not appear alongside of and offer himself to any Vessel coming from Sea into the said Harbour, before such Vessel shall arrive in that Part of the said Port lying between *Blackhead* in the County of *Clare* and *Spiddal* in the County of *Galway*, during such Time as such Vessel shall be in the said Part of the said Port, such Vessel having had and continuing to have the usual Signal or Flag for a Pilot flying, then and in such Case it shall be lawful for any Person whom the Master or Commander of the said Vessel shall think proper to appoint, though not a licensed Pilot, to take charge and care of the said Vessel as Pilot thereof, and take the same as far as the Roadstead of *Galway*, and no Pilotage for such Distance or Pilot Service shall be paid by the Master or Commander of said Vessel to the Commissioners; and if it shall happen that the Master or Commander of any Vessel going from the Docks or Port of *Galway* aforesaid shall demand or require from the Ballast Office or other Office of the Commissioners a Pilot licensed as aforesaid to pilot and conduct such Vessel, and a Pilot licensed as aforesaid shall not go on board of and pilot such Vessel within Two Hours after a Demand or Requisition in Writing shall have been made at the said Ballast Office or other Office of the Commissioners, then and in that Case it shall be lawful for any Person whom the Master or Commander of the said Vessel shall think proper to appoint, though not a licensed Pilot, to take charge and care of the said Vessel, and no Pilotage shall be paid by the Master or Commander of such Vessel to the Commissioners.

Penalty on Master refusing Pilots.

LXIX. That in case the Master, Owner, or other Commander of any Vessel inward or outward bound, who is required by this Act to employ a Pilot, shall refuse to take on board and employ a Pilot so to be licensed as aforesaid who shall offer his Services, unless such Master, Owner, or Commander shall himself be a licensed Pilot, such Master, Owner, or Commander shall pay or cause to be paid to the proper Officer of said Commissioners before mentioned double Pilotage according to the different Rates and Prices herein-after directed to be paid, over and above any other Penalty to which such Master or Commander may be liable.

Master not compelled to employ Pilots outside certain Limits.

LXX. That, notwithstanding anything herein contained to the contrary, it shall not be compulsory on the Master, Commander, Owner, or other Person in charge of any Vessel entering the said Port and Harbour, or departing therefrom, unless between the Roadstead and the

the Docks, to take or receive or keep on board any Pilot, or to pay Pilotage for any Distance outside such Limits, but that the taking or keeping any Pilot on board outside such Limits shall be optional with such Master, Commander, or Owner.

Power to reduce or abolish Pilotage.

LXXI. That, notwithstanding anything to the contrary in this Act contained, it shall be lawful for the Commissioners at any Time hereafter, at their Discretion, by any Rule or Byelaw of the Commissioners, from Time to Time to abate, reduce, or abolish the said Charge for Pilotage on all or any Class of Vessels entering or leaving the said Port and Harbour, or to leave it optional with Masters, Commanders, Owners, or other Persons in charge of Coasting, Steam, and other Vessels whether to employ or take on board a Pilot or not: Provided nevertheless, that in all Cases where any Coasting, Steam, or other Vessel shall have previously made a Signal for a Pilot, or shall have at the Time of any Pilot offering a Signal for a Pilot flying, such Vessel shall be liable and subject to pay to the Commissioners as and for Pilotage the Rate or Sum specified in Schedule (F.) to this Act annexed.

Byelaws may be made for regulating Pilots, &c.

LXXII. That the Commissioners may from Time to Time make such Byelaws as they shall think fit for all or either of the Purposes following; (that is to say,)

For regulating the Duties of Pilots, Watermen, and Boatmen employed in and about Vessels:

For licensing Pilots, Porters, Watermen, and Boatmen, and for withdrawing such Licences, and fixing Fees to be paid for such Licences, and to inflict Penalties for Breach or Neglect of Duties:

And such Byelaws shall be subject to the same Provisions and Restrictions as are prescribed by "The Harbours, Docks, and Piers Clauses Act, 1847," with respect to the Byelaws to be made by the Undertakers under such Act.

Port, &c. not exempt from Provisions of any future General Act.

LXXIII. That nothing herein contained shall be deemed to exempt the said Port and Harbour of *Galway* from the Provisions of any General Act for the Regulation of Pilots which may be passed during the present or any future Session of Parliament.

Limits within which Harbour-master may exercise Authority.

LXXIV. That the Limits within which the Powers of the Harbour-master for the Regulation of the Port and Harbour shall be exercised shall be co-extensive with the Limits of the said Port as defined by this Act.

Power to appoint Meters, Weighers, &c.

LXXV. That it shall be lawful for the Commissioners to appoint and license a sufficient Number of Persons to be Meters, Weighers, and Stevadores, as they shall think necessary.

LXXVI. That

Lighters, &c. to be kept for raising Ballast.

LXXVI. That the Commissioners may provide and keep a sufficient Number of Lighters, with proper and sufficient Workmen, Tools, and Engines, for raising Ballast in the said Harbour; and furnish all Vessels wanting or requiring Ballast within the said Port, with Ballast, at the Rate herein-after mentioned, within Twenty-four Hours after Notice in Writing shall have been given so to do by the Commander or Master of any such Vessel, to the Person who shall act as Ballast-master under the Commissioners, so as Wind and Weather shall permit the same to be done, and in case Wind and Weather shall not within such Twenty-four Hours permit the same to be done, then the Commissioners shall furnish such Ballast to such Vessels within Twelve Hours after Wind and Weather shall permit them so to do.

Charge for Ballast.

LXXVII. That it shall be lawful for the Commissioners to demand from the Master or Commander of every Vessel that shall take in Ballast from the said Harbour, any Sum not exceeding the Rates mentioned in the Schedule (G.) to this Act annexed.

Ballast to be brought to the Side of the Vessel and thrown in.

LXXVIII. That the Ballast so to be furnished as aforesaid shall be brought to the Sides of the Vessel which shall have occasion for the same in the Lighters to be provided and kept as aforesaid, and thence immediately thrown into such Vessel by the Crew of such Vessel.

Lighters to be furnished for taking Ballast out of Vessels arriving therewith.

LXXIX. That the Commissioners shall furnish, at the Rate herein-after mentioned, to the Commander or Master of any Vessel which shall arrive within the said Port laden with Ballast good and sufficient Lighters, with proper and sufficient Workmen and Tools, for the taking and carrying such Ballast from such Vessel within Twenty-four Hours after Notice for that Purpose shall be given in Writing by such Commanders or Masters respectively at the aforesaid Office, if Wind and Weather shall permit, and in case Wind and Weather shall not permit, then within Twelve Hours after Wind and Weather shall permit them so to do.

If the Crew of any Vessel occasion Delay to the Lighters, &c. Master shall forfeit 5*s.* an Hour.

LXXX. That in case the Crew of any Vessel shall neglect or refuse to take in or cast out their Ballast, so as to occasion any unreasonable Delay therein to any Lighter which may be employed by the Commissioners to bring Ballast or to take Ballast from such Vessel, the Commander or Master of every Vessel so delaying shall be liable to a Penalty not exceeding Five Shillings for every Hour such Lighter shall be so unnecessarily detained by the Neglect or Default of the Crew of such Vessel.

Penalty on Masters taking or

LXXXI. That if the Master or Commander of any Vessel which shall be in the said Harbour shall take or permit or suffer to be taken

taken into such Vessel any Ballast whatsoever from any Person, save only from such Person as shall be appointed by the Commissioners for that Purpose, or shall permit or suffer any Ballast to be taken from such Vessel, save only by such Person as shall be appointed as aforesaid, then not only the said Master or Commander, but also the Person who shall deliver to or take from such Vessel such Ballast as aforesaid shall be liable to a Penalty not exceeding Five Pounds: Provided always, that nothing in this Act contained shall prevent any Person from supplying Limestone or other Stone to any Vessel in the Harbour of *Galway*, if not to be used for Ballast, without any Charge to be paid to the Commissioners or to any Officer to be appointed by them for the Delivery of Ballast to such Vessel as aforesaid, provided that such Limestone or other Stone shall be delivered to such Vessel at such Place and in such Manner as the Commissioners shall appoint.

Persons supplying Ballast otherwise than hereby directed.

LXXXII. That if the Master or Commander of any Vessel which shall be in the said Harbour shall purchase or cause to be purchased from any Person any Ballast for the Use of such Vessel, or shall permit any Ballast which shall be purchased (save only such as such Master or Commander shall pay for to the said Commissioners as aforesaid,) to be put on board such Vessel, such Master or Commander and also such Person who shall sell such Ballast shall be liable to a Penalty not exceeding Five Pounds each, One Half thereof to be paid to such Person as shall give Information of such Offence to the Commissioners, and the other Half of the said Penalty to be paid to the Commissioners, to be applied for the Purposes of this Act.

Penalty on purchasing Ballast except from Commissioners.

LXXXIII. That if any Master or Commander of any Vessel which shall be in the said Harbour, shall take on board such Vessel any Ballast, save such Ballast as he shall give Notice for to the Ballast-master as necessary for such Vessel as aforesaid, such Master or Commander and every Person who shall be aiding and assisting in putting such Ballast on board such Vessel shall forfeit any Sum not exceeding Five Pounds.

Penalty on Master taking Ballast on board without giving Notice to Ballast-master.

LXXXIV. That all Ballast put on board any Vessel shall, if raised in the said Harbour, be taken out of such Part only of the said Harbour as shall be directed by the Officer appointed by the Commissioners for that Purpose, and no Ballast shall be carried from One Ship to supply another, and no Ballast shall be thrown out of any Ship into the said Harbour, without the Consent of the Commissioners, under a Penalty not exceeding Five Pounds for each Offence.

Ballast to be taken out of such Part of the Harbour as directed by the Officer appointed for the Purpose.

LXXXV. That if the Master or Owner of any Lighter which shall be employed by the Commissioners to get Ballast shall dredge for or take up any Ballast from any other Part of the said Harbour than such

Penalty on the Master of a Lighter who shall

take up Ballast except where directed.

such Part thereof as the Commissioners shall direct, such Master or Owner shall forfeit, over and besides any other Penalty hereby imposed for such Offence, any Sum not exceeding Five Pounds, to be deducted out of such Money as may be payale by the Commissioners to such Master or Owner for any Services done by them for the Commissioners.

Penalty for Neglect of the Ballast-master or his Servants in taking Ballast from any Vessel, or furnishing her therewith.

LXXXVI. That in case the Master of the Ballast Office or his Servants shall neglect or refuse to take off from or bring Ballast to any Vessel within the said Port or Harbour at the Times for doing thereof as aforesaid, then in such Case it shall be lawful for the Commander and Master of such Vessel, after Notice in Writing of such Neglect to be given at the said Office, to employ any other Lighter for the doing thereof; which said Lighter so by them as aforesaid employed is hereby authorized to take up as much Ballast only as shall be requisite for ballasting such Vessel so neglected to be supplied, or to carry off such Ballast as shall be in such Vessel, as the Case shall be; and in such Case, upon Oath thereof made before the Collector of the Port of *Galway*, or other principal Officer of the Customs who shall be then resident in or near the said Town of *Galway*, every such Master of any Vessel shall have his Discharge and Clearing-out of the said Port, provided he shall have paid the other Duties by this Act imposed; and the Owner of every Lighter which shall be so employed either in the bringing Ballast to or taking Ballast from such Vessel as aforesaid, on account of such Neglect by the said Ballast Office, shall be paid by the Commissioners or the said Ballast-master Two Shillings and Sixpence for every Ton of Ballast put into and Two Shillings for every Ton of Ballast taken from such Vessel.

Damage to be made good.

LXXXVII. That if any Person shall cause or commit any Damage to the Property of the Commissioners, such Person shall make good such Damage, as well as be liable to pay such Penalty as may have thereby been incurred by him.

Penalties, how to be applied.

LXXXVIII. That the Justice before whom any such Penalty may be sought to be recovered shall have Power to order the same to be paid One Half to the Informer and the other Half to the Treasurer of the Commissioners, to be applied to the Purposes of this Act, unless such Penalty shall be incurred by the Commissioners, in which Case the same shall be paid One Half to the Informer and the other Half to the Guardians of the Poor of the *Galway* Union, to be applied by such Guardians in aid of the Poor Rates of the Electoral Division of *Galway*.

When Debt paid off, future Revenue

LXXXIX. That when the whole of the Money which may be borrowed under this Act shall have been paid off and discharged, the whole

whole future Revenue of the Harbour shall be applied and expended by the Commissioners in the Maintenance, Improvement, and Extension of the Harbour and Works connected therewith, and in no other Way and for no other Purpose whatsoever. to be applied in maintaining, &c. the Harbour.

XC. That when and so soon as the whole of the Money so borrowed shall have been paid off and discharged as aforesaid, and subject to the Payment of the Expenses of or in any way incident to the Working, Management, and Maintenance of the said Harbour and Works, the Commissioners may yearly and every Year set apart and appropriate out of the Tolls to arise in respect of the said Harbour and Works such a Sum not exceeding One thousand Pounds *per Annum* as they shall think fit, and shall accumulate the same at Compound Interest until the Sums so set apart and appropriated, and the Accumulations thereof, shall amount to the Principal Sum of Ten thousand Pounds; and the Sums so set apart, appropriated, and accumulated shall be invested in the Purchase of Exchequer Bills, or in other Government Securities, in the Name of the Commissioners, and the same Sum and the Accumulations thereof, and the Interest thereof, shall be held and applied by the Commissioners as Circumstances may from Time to Time require in and for the Purpose of extraordinary Repairs of the Harbour and Works connected therewith, or other extraordinary Expenses incident to the Management, Improvement, or Extension of the said Harbour and the Works connected therewith. Reserve Fund to be set apart for extraordinary Repairs.

XCI. That when and so soon as the whole of the Money so to be borrowed as aforesaid shall have been paid off and discharged, and the said Sum of Ten thousand Pounds shall have been accumulated in the Manner aforesaid, then and in such Case, if there shall be any Surplus of the said Tolls after the Payment of such Expenses of Working, Management, and Maintenance as aforesaid, the Commissioners shall lower the Tolls to such an Extent as will reduce the Tolls to the annual Amount (as near as may be) of the Expenses of the Management, Maintenance, and Working the said Harbour and Works connected therewith, and shall prepare a Schedule of such reduced Tolls in lieu of the Tolls then leviable, and shall insert the said Schedule once in a Newspaper published in the Town of *Galway* in each of Two successive Weeks, and it shall be competent to any Shipowner or Trader within the Town of *Galway*, who may be dissatisfied with such Schedule, to lodge Objections thereto in Writing with the Clerk of the said Commissioners, within Fourteen Days after the last Insertion of such Schedule in such Newspaper as aforesaid, and the Commissioners shall, on resuming Consideration of such Schedule and of any Objection thereto which may have been lodged with the Clerk of such Commissioners, dispose of such Objections (if any), and adjust such Schedule as to them shall seem expedient. Commissioners shall reduce the Tolls in certain Cases, and make a Schedule thereof.

XCII. That

Copy of Schedule, &c. to be sent to Admiralty and to the Board of Trade.

XCII. That a Copy of such adjusted Schedule, certified by the Clerk of the said Commissioners, with Copies of any Objections thereto which may have been lodged as aforesaid, and a Statement signed by the Chairman of the said Commissioners, showing the State of the Harbour, the existing Rates or Dues leviable thereat, the average Revenue of the Harbour for the Three preceding Years, and the probable or estimated Amount of Rates proposed to be levied under such Schedule, shall, within Fourteen Days after such Schedule has been adjusted as aforesaid, be transmitted by such Chairman to the Lords of the Admiralty and to the Board of Trade respectively, and Notice that the same has been so transmitted shall be inserted in a Newspaper published in the Town of *Galway*.

Appeal to Board of Trade.

XCIII. That it shall be lawful for any Five or more of the said Shipowners or Traders, within One Month after Notice that such Schedule has been transmitted to the Board of Trade as aforesaid has been so published as herein-before required, to apply to the said Board to reduce or alter and vary the Tolls in the said Schedule; and such Board shall thereupon make such Inquiries and obtain such Information in reference thereto as they may deem expedient, and shall thereafter make such Order thereon as in the special Circumstances of the Case they shall see fit, and such Order shall be binding on all Parties.

If Commissioners neglect or refuse to reduce the Tolls, an Application may be made to the Board of Trade for such Purpose.

XCIV. That in case the Commissioners shall not reduce such Tolls according to the Provisions herein-before contained, it shall be lawful for any Five or more of the said Shipowners or Traders, who may consider that such Reduction should be made, to apply to the Commissioners by a Notice in Writing, lodged with the Clerk of such Commissioners, requiring them to make such Reduction, and in case the Commissioners shall neglect or refuse to make such Reduction, and to prepare and publish the Schedule of such reduced Tolls in the Manner aforesaid, for the Space of Three Calendar Months after such Notice shall have been so lodged, it shall be lawful for any Five or more of the said Shipowners or Traders to apply to the Board of Trade to make such Reduction; and the Board of Trade shall make such Inquiries and obtain such Information in reference to such Application as they may deem expedient; and such Board shall thereupon determine whether any and what Reduction or Alteration shall be made in the Tolls then leviable by the said Commissioners, and shall make such Order therein as in the special Circumstances of the Case they shall think fit, and such Order shall be binding on all Parties; provided that Notice of the said Application, signed by the Persons making the same, shall be lodged with the Clerk of the said Commissioners within Seven Days after such Application shall have been made.

XCV. That

If Revenue is not sufficient, Commissioners may apply for a further Increase of Rates.

XCV. That if it shall at any Time appear to the Commissioners that the Revenue of the Harbour, arising from the Tolls specified in the Schedule adjusted as aforesaid, or as reduced or altered by the Board of Trade, is not adequate to defray the Expense of the Maintenance of the Harbour and Works, it shall be lawful for the Commissioners to prepare an amended Schedule of Tolls (not exceeding the Tolls specified in the Schedules to this Act annexed), and on the like Notices being given, and the like Procedure in all respects being adopted as is herein-before provided in regard to the Adjustment of the Schedule of Rates prepared by the Commissioners, to transmit such amended Schedule, with Copies of any Objections thereto, and a Statement showing the several Particulars herein-before mentioned, to the Lords of the Admiralty and the Board of Trade in the Manner herein-before directed, and on such amended Schedule being adjusted and certified by the Board of Trade, under the Hand of their Secretary as aforesaid, it shall be lawful for the Commissioners, with the Consent of the Board of Trade, to demand and take any Tolls not exceeding the Tolls therein specified.

Inspection of Accounts.

XCVI. That all the Accounts to be kept under this Act shall be open to the Inspection of the Commissioners and the Persons paying Rates under this Act and every of them, and a full Abstract of such Accounts shall within Two Months after the Thirtieth Day of *June* in the Year One thousand eight hundred and fifty-four, and in every subsequent Year, be published by the Commissioners by Placard posted in not less than Twenty conspicuous Places within the Limits of this Act.

Board of Trade may appoint an Auditor to examine Accounts.

XCVII. That if upon Complaint made to the Board of Trade by any Person interested, in Writing under his Hand, it shall appear to the Board of Trade that there is reasonable Ground for believing that the Accounts of the Commissioners have not been duly kept, or that any Tolls, Rates, or Duties have been improperly or unfairly levied by them, or have not been applied in accordance with the Directions of this Act, the Board of Trade may appoint an Auditor to examine the Accounts of the Commissioners, and examine into the Matters so complained of, and to report to them thereon; and the Commissioners shall upon Demand produce to such Auditor all or any of their Accounts, Books, Deeds, Papers, Writings, and other Documents, and afford to him all reasonable Facilities for examining and comparing the same; and in case any Matter complained of shall be found to be true, the reasonable Expenses of such Auditor shall be paid by the Commissioners out of the Monies coming to their Hands under this Act, and may be recovered in any of the Superior Courts as a Debt due to the Crown.

Harbour, &c. not exempt from Provisions of future General Acts.

XCVIII. That nothing in this Act contained shall be deemed or taken to exempt the Harbour or the Commissioners from the Provisions of any General Act relating to Harbours or Dues on Shipping, which may be passed during the present or any future Session of Parliament, or from any future Revision or Alteration, under the Authority of Parliament, of the Tolls, Rates, Dues, or Duties by this Act authorized.

Saving Rights of the Crown.

XCIX. That nothing contained in this Act or in the Acts incorporated herewith shall extend to authorize the Commissioners to purchase, take, or use any Land or Soil, or any Right in respect thereof, belonging to Her Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or any One of them, first had and obtained for that Purpose, and which Consent such Commissioners, or any One of them, are hereby authorized and empowered to give; or to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by Her Majesty, Her Heirs and Successors.

Expenses of Act.

C. That the Costs, Charges, and Expenses of and incident to the applying for, obtaining, and passing this Act, not exceeding (unless with the Consent of the Lords Commissioners of Her Majesty's Treasury) the Sum of One thousand Pounds, shall be paid out of the Monies received or to be received under the said recited Acts or either of them, or out of the first Monies to be received or raised by virtue of this Act; and the Balance of the said Costs, Charges, and Expenses, if any, shall be paid out of the Surplus of the Monies to be received by virtue of this Act after Payment of the Instalments of Principal Monies due to the said Commissioners of Public Works, and the Interest thereon.

SCHEDULES to which the Act refers.

SCHEDULE (A.)

Rates payable on Ships.

	s.	*d.*
For and upon every Ton of the Measurement of every Vessel entering within the Limits of the Harbour, within a Line drawn from the proposed Pier Head and Rinville Point, and reporting at the Custom House of Galway, a Sum not exceeding (to be calculated on the Register Tonnage) - - - -	0	6
For and upon every Ton of the Measurement of every Vessel lying in the Floating Dock, now erected or hereafter to be erected, or alongside the Pier or Piers, Jetty or Jetties, for any Time not exceeding One Month, a Sum not exceeding - - -	0	8
And for every Week after One Month, a Sum not exceeding -	0	2
For and upon every Turf Boat laden, passing into or through the Floating Dock or Canal, a Sum not exceeding - - -	0	6
And for and upon every Boat discharging or loading Turf in the Floating Docks or Canal, a Sum not exceeding - - -	1	0
For every Corn Boat, or Pleasure Boat, or other Boat laden, passing into or through the Floating Dock or Canal, a Sum not exceeding	1	0
And for every Boat discharging or loading Corn or other Goods in the Floating Dock or Canal, a Sum not exceeding - -	2	6
For and upon every Boat or other Vessel which shall enter the said Canal, a Sum not exceeding - - - - -	1	0
For and upon every Boat trading to the Harbour of Galway, an annual Sum not exceeding - - - - -	5	0
For every Horse or other Beast passing on any of the Ways or Towing-paths of the Commissioners (save and except such as shall be hauling or drawing any Ship, Boat, or Vessel), a Sum not exceeding - - - - - -	0	3

SCHEDULE (B.)

Rates payable on Goods.

IMPORTS.

	A Sum not exceeding *s.*	*d.*
Agricultural and Garden Seeds, per Cwt. - - -	0	6
Ashes, Pot and Pearl, per Barrel - - - -	0	6
Alum and Copperas, per Ton - - - - -	1	0
Barilla, per Ton - - - - -	1	0

IMPORTS—(*continued*).

	A Sum not exceeding s.	d.
Beer, Porter, or Ale, per Barrel of Thirty-two Gallons	0	2
Books and Paper, per Bale or Box	0	6
Brimstone, per Cwt.	0	2
Bricks and Tiles, per Thousand	1	0
Cheese, per Cwt.	0	6
Coaches or Chariots, each	5	0
Coals, per Ton	0	2
Copper, per Cwt.	0	6
Cotton Wool, per Bale or Bag	0	6
Cordage, per Ton	3	0
Cider, per Pipe	1	0
Ditto, per Hogshead	0	6
Coffee, per Cwt.	0	6
Cork Wood, per Ton	2	0
Dye Woods, per Ton	1	0
Earthenware, per Cwt.	0	1
Fish (cured)—Herrings, per Barrel	0	2
„ Ditto, per 1,200 in Bulk	0	4
„ Cod or Ling, per Ton	2	6
Fire Blocks, per Score	0	6
Flax Seed, per Hogshead	0	4
Ditto, per Half Hogshead	0	2
Fruit—Lemons or Oranges, per Chest or Box	0	2
Glass, per Crate or Cribb	0	4
Ditto, Bottles, per Gross of Twelve Dozen	0	3
Gunpowder, per 100 lb. Casks	0	6
Ditto, per 50 lb. and under	0	3
Hats, per Case	3	0
Hardware, per Cwt.	0	6
Hemp and Flax, per Ton	2	0
Hides, per Cwt.	0	3
Hoops, per 1,000	1	0
Hops, per Bag	0	6
Ditto, per Pocket	0	3
Indian Corn, per Ton	0	6
Indian Meal, per Ton	0	6
Iron and Steel, per Ton	0	6
Indigo, per Cwt.	3	0
Kelp, per Ton	0	3
Leather, per Cwt.	0	6
Lead and Lead Shot, per Ton	1	0
Mahogany, ditto	2	0
Marble, ditto	1	0
Metal Ware, ditto	1	0
Mats, Russia or Bass, per 120	0	3
Molasses, per Ton	2	0
Musical Instruments, per Case	2	0
Oak Bark, per Ton	0	6

IMPORTS—(*continued*).

	A Sum not exceeding s.	d.
Oil, per Ton	1	0
Oil Blubber, per Ton	0	6
Oil of Vitriol, per Carboy	0	4
Paints and Colours, per Cwt.	0	6
Paper, Brown, per Ton	1	0
Ditto, White or Writing, per Ton	0	6
Ditto, Boxes	0	6
Ditto, Bundles	0	6
Ditto, small Parcels	0	4
Ditto, Tubes or Bales	0	3
Pepper, Pimento, and Ginger, per Cwt.	0	6
Pitch, Tar, Resin, and Turpentine, per Barrel	0	2
Portland Stone, per Ton	0	6
Plaster of Paris, per Cwt.	0	1
Raisins, Figs, and Currants, per Cwt.	0	2
Rice, per Cwt.	0	1
Sacks of Hemp, Flax, or Tow, per 120	1	0
Sail-cloth, per Piece or Bolt	0	1
Salt, White or Bay, per Ton	0	4
Ditto, Rock, per Ton	0	3
Saltpetre, per Cwt.	0	6
Slate, per Ton	0	4
Sugar, per Hogshead	1	0
Ditto, per Cask under Ten Cwt.	0	6
Ditto, East India, per Bag	0	2
Stones or Flags, per Ton	0	6
Scythes, per Dozen	0	6
Sickles, per Dozen	0	1
Tallow, per Cwt.	0	2
Tea, per Chest or Package of 112 lbs.	1	0
Timber, per Load of 50 Feet	0	4
Ditto, Deal Ends not exceeding 8 Feet, per 120 Pieces of 8. 9. 3.	0	6
Ditto, All Lengths exceeding 8 Feet and upwards, of various Breadths, per 120 Pieces of 12. 9. 3.	0	8
Ditto, Lathwood of 4 Feet long, per Fathom of 6 Feet Square	0	3
Ditto, Split Laths, per 1,000, 4 Feet long	0	2
Ditto, Staves, Pipe, above 50 Inches long, per 120	0	3
Ditto, under 50 ditto	0	2½
Ditto, Puncheon ditto	0	1
Ditto, Barrel, and Headings ditto	0	0½
Ditto, Hoops, Hogshead, per 1,000	0	6
Ditto, Tierce ditto	0	4
Ditto, Barrel ditto	0	3
Ditto, Half Barrel ditto	0	2
Ditto, Firkin ditto	0	1½
Tin, per Box	0	2
Tobacco, per Hogshead	3	0
Vinegar, per Tierce	0	4

IMPORTS—(*continued*).

	A Sum not exceeding s.	d.
Wine, per Pipe	3	0
Ditto, per Hogshead	1	6
Ditto, per Quarter Cask	0	9
Woollen or Cotton Goods, per Bale	3	0

All other Articles of Import not enumerated, for each Entry an ad valorem Duty of One Half per Cent.

SCHEDULE (C.)

Rates payable on Goods.

EXPORTS.

	A Sum not exceeding s.	d.
Bacon and Hams, per Ton	1	0
Bags of Calico, and Trusses of, per Box	0	1½
Bones, per Ton	0	2
Bran, per Ton	0	4
Butter, Lard, and Tallow, per Ton		0
Calf Skins, per Dozen	0	6
Calves' Velves, per Barrel	0	6
Candles and Soap, per Ton	1	0
Canvas, new, or Sail-cloth, per Cwt.	0	4
Canvas, old, per Cwt.	0	2
Calico or Cotton Goods, per Bale	0	3
Ditto ditto per Box	0	3
Copper Ore, per Ton	0	4
Copper, old or new	0	6
Cows, Horses, or Mules, each	1	0
Fish, cured, spiced, or preserved Salmon, or other Kind, per Barrel or Cask	1	0
Flax, Hemp, and Tow, per Ton	0	9
Flaxseed, per Cask	0	2
Ditto, per Half Cask	0	1
Ditto, per Quarter Cask	0	0½
Flour, per Ton	0	6
Fruits, Lemons or Oranges, per Box or Chest	0	2
Glue, per Ton	1	0
Hardware, per Cwt.	0	6
Herrings, per Barrel	0	1
Ditto, in Bulk, per 1,000	0	2
Hides, per Cwt.	0	3

EXPORTS—(*continued*).

	A Sum not exceeding s.	d.
Hoops, Hogshead, per 1,000	0	6
Ditto, Tierce ditto	0	4
Ditto, Barrel ditto	0	3
Ditto, Half Barrel ditto	0	2
Ditto, Firkin ditto	0	1½
Hops, per Bag	0	6
Ditto, per Pocket	0	3
Indian Corn, per Ton	0	4
Indian Meal, per Ton	0	4
Indigo, per Cwt.	3	0
Iron and Steel, per Ton	0	5
Iron, old ditto	0	2
Kelp, per Ton	0	3
Lead Ore, per Ton	0	4
Lead and Lead Shot ditto	1	0
Lead, Sheet ditto	0	9
Lead Piping ditto	1	0
Leather, per Cwt.	0	6
Linen, per Box or Package	0	6
Ditto, per Bale	1	0
Mats, Russia or Bass, per 120	0	3
Mahogany, per Ton	1	0
Marble, per Ton	0	6
Metal Ware and Castings, per Ton	1	0
Ditto, Pig ditto	0	3
Molasses, per Ton	2	0
Musical Instruments, per Case	2	0
Oak Bark, per Ton	0	6
Oats, Barley, and Malt, per Ton	0	3
Oatmeal, per Ton	0	4
Oil, Fish or other, per Ton	2	0
Paper, Brown, per Ton	0	9
Ditto, White or Writing, per Package	0	3
Ditto, ditto per Box	0	3
Ditto, ditto per Bundle	0	3
Ditto, ditto small Parcels	0	2
Ditto, ditto Tubes or Bales	0	1½
Provisions, salted, per Tierce	0	2
Ditto, per Barrel	0	1
Quills or Feathers, per Cwt.	0	2
Rags, per Ton	0	3
Rape and Linseed Oil, per Ton	1	0
Ditto Cake, per Ton	0	2
Ropes, new, per Cwt.	1	0
Ditto, old, per Cwt.	0	3
Silk or Satin Packages	0	4
Spirits, per Puncheon	1	0
Ditto, per Hogshead	0	6

EXPORTS—(*continued*).	A Sum not exceeding	
	s.	*d.*
Sulphur Ore, per Ton	0	1
Timber, per Load of 50 Feet	0	4
Deal Ends, not exceeding 8 Feet, per 120 Pieces of 8-9-3.	0	6
Ditto, all Lengths exceeding 8 Feet and upwards, of various Breadths, per 120 Pieces of 12-9-3.	0	8
Lathwood, of 4 Feet long, per Fathom 6 Feet Square	0	3
Timber, Split Laths, per 1,000, 4 Feet long	0	2
Stave, Pipes, above 50 Inches long, per 120	0	3
Ditto, under 50 Inches long, per 120	0	2½
Ditto, Puncheon, per 120	0	1
Ditto, Barrel and Headings, per 120	0	0½
Twine, Cases and Hampers, each	0	3
Wheat, Rapeseed, Peas and Beans, per Ton	0	4
Wine, per Pipe	2	0
Ditto, per Hogshead	1	0
Ditto, per Quarter Cask	0	6
Wool, per Cwt.	0	3
For every Ten Pounds Worth of all other Goods exported and not herein enumerated	1	0

SCHEDULE (D.)

Tolls for the Use of Warehouses, Wharfs, Cranes, and Weighing Machines.

WAREHOUSES AND WHARFS.

	s.	*d.*
For every Ton of Goods which shall remain in any Warehouse or Shed, or on any Wharf, not more than Seventy-two Hours	0	9
And for every Day or Part of a Day after such Seventy-two Hours	0	6

CRANES.

				s.	*d.*
All Goods or Packages not exceeding One Ton				0	2
Exceeding One Ton and not exceeding Two Tons				0	3
„	Two Tons	„	Three Tons	0	5
„	Three Tons	„	Four Tons	0	7
„	Four Tons	„	Five Tons	0	9
„	Five Tons	„	Six Tons	0	11
„	Six Tons	„	Seven Tons	1	1
„	Seven Tons	„	Eight Tons	1	3
„	Eight Tons	„	Nine Tons	1	6
„	Nine Tons	„	Ten Tons	1	9
„	Ten Tons and upwards			2	6

WEIGHING MACHINES.

For Goods weighed, One Penny for each Ton or Part of a Ton.

SCHE-

SCHEDULE (E.)

Tolls for the Mooring Buoys in the Port.

				s.	*d.*
For every Vessel under 200 Tons	-	-	per Week -	10	0
„	200 and not exceeding 300 Tons		„ -	15	0
„	300 Tons and upwards	-	„ -	20	0

Tolls for Mooring Buoys at the Quays.

Vessels making fast to the Stern Moorings for the Purpose of discharging the whole or any Part of their Cargoes, are thereby subject to a Charge of One Penny Halfpenny per Ton.

SCHEDULE (F.)

Pilotage Charges.

							Not exceeding		
From a Line drawn between Black Head and Spiddal to the Roadstead, and vice versâ, for Vessels of 50 Tons & under 75 Tons							£0	12	6
From	ditto	ditto	75	„	100	„	0	15	0
From	ditto	ditto	100	„	125	„	1	0	0
From	ditto	ditto	125	„	150	„	1	2	6
From	ditto	ditto	150	„	175	„	1	5	0
From	ditto	ditto	175	„	200	„	1	7	6
From	ditto	ditto	200	„	225	„	1	10	0
From	ditto	ditto	225	„	250	„	1	12	6
From	ditto	ditto	250	„	275	„	1	15	0
From	ditto	ditto	275	„	300	„	1	17	6

For Vessels exceeding 300 Tons, at and after the same Rate for every 25 Tons additional.

And so in proportion, Half the above Rate payable from the Roadstead to the Docks, and vice versâ.

If a Vessel takes a Pilot at or outside Arran to the Black Head Line, or from Black Head Line to Arran Islands, by either Sound, to pay a Sum of 2*s.* 6*d.* for every 25 Tons of registered Tonnage, in addition to the above Rates.

SCHEDULE (G).

Ballast Charges.

2*s.* 0*d.* per Ton for Stone Ballast, and
1*s.* 3*d.* per Ton for Sand, Chalk, or Clay Ballast supplied in the Floating Dock be the maximum Charge, including the shipping of same, and
1*s.* 8*d.* per Ton in addition on the above to be charged if delivered at the Roadstead or outside the Floating Dock.

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