CHAPTER clx.

An Act for the sale of the Gravesend Town Quay and Pier to the London Tilbury and Southend Railway Company: and for other purposes. [28th July 1884.]

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WHEREAS under and by virtue of the three several Acts of Parliament following (in this Act referred to as the recited Acts) (that is to say):

An Act of the ninth year of the reign of His late Majesty King George the Fourth cap. 56:

An Act of the third and fourth years of the reign of His late Majesty King William the Fourth cap. 101: and

An Act of the fifth year of the reign of Her present Majesty Queen Victoria cap. 58:

the mayor aldermen and burgesses of the borough of Gravesend in the county of Kent (in this Act called "the corporation") have constructed and are now possessed of a quay or landing-place (in this Act called "the quay") and a pier or jetty with barges or floating platforms and other works connected therewith (in this Act called "the pier") abutting on the River Thames in the town of Gravesend and are entitled to demand and take in respect thereof the tolls rates and duties prescribed in and authorised by the said Acts or one of them including the toll of not exceeding fourpence prescribed in and authorised by the said recited Act of the 3rd and 4th William IV. chapter 101 in respect of every passenger embarking or disembarking on or from any ship hoy packet or other vessel used or employed for the purpose of carrying passengers for hire from London to Gravesend or from Gravesend to London:

And whereas the corporation have borrowed on mortgage under the authority of the said Acts and for the purposes thereof divers sums of money of which there is now due twenty-one thousand five hundred and fifty pounds together with considerable arrears of interest thereon:

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And whereas in consequence of railway competition and from other causes the revenues of the quay and pier have for many years past been wholly insufficient to pay the interest on the said mortgages and to keep the quay and pier in repair:

And whereas the London Tilbury and Southend Railway Company (in this Act called "the Company") have the rights of ferry between Tilbury and Chadwell in the county of Essex and Gravesend and Milton in the county of Kent and the Company are willing for the purposes of their undertaking to purchase the quay and pier on the terms herein-after contained and to maintain and use the same as part of their undertaking and the corporation and the mortgagees are willing to sell the same and it is expedient that provision should be made for effecting such purchase and sale as herein-after set forth:

And whereas the objects 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):—

Short title.

1. This Act may be cited as the Gravesend Town Quay and Pier (Sale) Act 1884.

Corporation to sell quay &c. to Company.

2. Subject to the provisions of this Act the corporation may and shall sell and the Company may and shall purchase and when purchased may maintain use hold and enjoy as part of their undertaking the quay or landing-stage and pier or jetty and other works of the corporation constructed under the authority of the recited Acts and the lands forming the site thereof respectively or held in connexion therewith or for the purposes thereof and the property rights powers and privileges of the corporation therein or connected therewith all which works lands rights powers and privileges are herein-after referred to as the purchased premises and the price to be paid by the Company as the purchase money for the said premises shall be the sum of eight thousand six hundred pounds: Provided always that nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from any right or interest of the Company of the Watermen and Lightermen of the River Thames (in this Act called the Watermen's Company) in respect of the Bell House erected upon or adjoining the quay but nothing herein contained shall be deemed to be a recognition of any claim by the Watermen's Company to the ownership of the said Bell House.

Purchase money to be paid into court.

3. Within one month after the passing of this Act the Company shall pay the said sum of eight thousand six hundred pounds into the Bank of England with the privity of the Paymaster-General of the High Court of Justice and to the credit of the cause Ebenezer Champion and William Rideal *v.* The Mayor Aldermen and Burgesses of the Borough of Gravesend and if the said sum be not so paid as aforesaid the Company shall pay interest thereon at the rate of four pounds per centum per annum (less property tax) from the expiration of the time herein-before fixed for the payment thereof until the same is actually paid.

Application of purchase money.

4. The said sum of eight thousand six hundred pounds and any interest paid by the Company thereon as aforesaid shall be applied and distributed under the direction of the said Court as follows that is to say first in payment of the costs charges and expenses of and incident to the preparing for obtaining and passing of this Act and carrying the sale into effect less any sum contributed towards the same by the Company as herein-after provided and subject thereto in payment of the amounts due on their respective mortgages to the several mortgagees under the recited Acts so far as the same will extend according to their respective priorities as the same existed immediately before the passing of this Act.

Upon payment of purchase money premises to vest in Company.

5. Upon payment by the Company of the purchase money and the interest thereon (if any) in the manner herein-before provided (the date of which payment is herein-after referred to as the vesting period) the purchased premises shall be and are hereby vested in the Company freed and discharged from all claims and demands of the corporation or their said mortgagees in respect thereof but subject to all other obligations contracts debts and liabilities affecting the same: Provided always that within three months after the vesting period the Company shall produce to the Commissioners of Inland Revenue a deed of conveyance of the purchased premises duly stamped and truly stating the consideration for the purchase thereof which deed may be in the form set forth in the First Schedule to this Act or to the like effect and if the Company fail to produce to the said Commissioners such deed duly stamped as aforesaid the ad valorem stamp duty with interest thereon at the rate of five pounds per centum per annum from the date of such vesting shall be recoverable from the Company with full costs of suit and all costs and charges attending the same.

Repeal of recited Acts with exceptions.

6. From and after the vesting period the recited Acts (except the sections of those Acts of which the numbers and marginal notes are set forth in the Second Schedule to this Act) shall be and are hereby repealed and the sections of the said Acts which are not repealed

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shall so far as they are applicable apply to the Company and be read and have effect as if the Company had been named therein instead of the corporation.

Harbours Docks and Piers Clauses Act 1847 to apply to quay and pier.

7. From and after the vesting period the Harbours Docks and Piers Clauses Act 1847 (except the provisions thereof with respect to lifeboats and with respect to the keeping a tide and weather gauge which shall not be in force unless and until the Board of Trade in writing so require and further provided that section twenty-eight shall be read and construed as if the Board of Trade had been named therein) shall be deemed to be incorporated with this Act and shall extend and apply to the quay and pier and to the Company in respect thereof.

Power to Company to charge rates for use of pier.

8. From and after the vesting period the Company may demand and take in respect of all vessels using the quay or pier and in respect of all goods shipped or unshipped at the quay or pier and in respect of the use of cranes weighing machines and sheds and in respect of passengers landing at or embarking from the pier (other than passengers liable to tolls under section eight of the recited Act of the 3 and 4 William IV. chapter 101) and in respect of passengers luggage any rates not exceeding the respective rates specified in the Third Schedule to this Act.

Company to appoint pier-master, &c.

9. Subject to the provisions and restrictions of this Act saving the rights and powers of the Conservators of the River Thames and of their officers and servants the Company may from time to time appoint pier-masters meters weighers and other officers and servants and the limits within which the powers of the pier-master shall be exercised shall be the pier and a distance of one hundred feet from every part thereof riverwards.

Provision for redemption of toll on Terrace Pier.

10. Notwithstanding anything contained in this Act or any of the recited Acts it shall not be lawful for the Company to ask demand receive or recover from or in respect of any person or persons who may land from or embark in any ship hoy packet or other vessel whatsoever at the Gravesend Terrace Pier any toll or duty exceeding the sum of one farthing in respect of every such person Provided always that if within two years after the passing of this Act the receiver for the Gravesend Terrace Pier or any person or persons in whom the same is now or may at any time hereafter be vested shall offer to pay or shall tender to the Company such sum as may be agreed upon between such receiver or other person or persons and the Company or as failing agreement shall be determined by an arbitrator to be appointed by the Board of Trade on the application of such receiver or other person or persons and of the Company or either of them then immediately from and after such payment or

tender all right or title of the Company to collect demand receive or recover any toll or duty whatsoever from or in respect of any person or persons landing from or embarking in any ship hoy packet or other vessel at the said Terrace Pier shall absolutely cease and determine.

Power to Company to apply funds.

11. The Company may from time to time apply for or towards the purposes of this Act to which capital is properly applicable any sums of money which they have already raised or are or may be authorised to raise by any of their Acts and which are not required for the purposes to which they are by those Acts made specially applicable.

Saving rights of Watermen's and Lightermen's Company.

12. Except as by this Act is expressly enacted nothing in this Act contained shall extend to or be construed to extend to prejudice or derogate from the charters and grants of the Watermen's Company or the provisions of the Watermen's and Lightermen's Amendment Act 1859 or such of the provisions of the Thames Conservancy Act 1864 as relate to the Watermen's Company or the lawful byelaws rules and regulations of the Watermen's Company or any rights privileges or franchises or jurisdictions powers or authorities which the Watermen's Company have or lawfully claim.

Saving rights of the Conservators of the River Thames.

13. Nothing in this Act shall extend to or be construed to extend to prejudice or derogate from the estates rights interests privileges liabilities or franchises of the Conservators of the River Thames or to prohibit defeat alter or diminish any powers authority or jurisdiction which at the time of passing this Act the said Conservators and their officers and servants did or might lawfully claim use or exercise.

Provision as to general Railway Acts.

14. Nothing in this Act contained shall exempt the Company or their railway from the provisions of any general Act relating to railways or the better and more impartial audit of the accounts of railway companies now in force or which may hereafter pass during this or any future session of Parliament or from any future revision or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels authorised to be taken by the Company.

Costs of Act.

15. All costs charges and expenses of and incident to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid as follows that is to say :—One moiety or equal half part thereof not exceeding five hundred and twenty-five pounds shall be paid by the Company and the residue thereof shall be charged upon and paid out of the purchase money as herein-before provided.

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SCHEDULES referred to in the foregoing Act.

FIRST SCHEDULE.

Form of Deed of Conveyance.

In pursuance of and subject to the provisions of the Gravesend Town Quay and Pier (Sale) Act 1884 and in consideration of the payment of the sum of eight thousand six hundred pounds as by that Act provided the mayor aldermen and burgesses of the borough of Gravesend in the county of Kent and Charles Spencer Charles John Pinching and Tierney Clark Matthews on behalf of themselves and other the mortgagees referred to in the said Act hereby transfer and convey unto the London Tilbury and Southend Railway Company the quay pier and other works and property referred to in the said Act as the purchased premises to hold the same unto the said London Tilbury and Southend Railway Company and the said London Tilbury and Southend Railway Company do accept the same accordingly.

In witness whereof the said corporation and Company have hereunto affixed their respective corporate and common seals and the said mortgagees their hands and seals this day of one thousand eight hundred and eighty-four.

SECOND SCHEDULE.

Provisions of Repealed Acts continued.

9 Geo. IV. Chap. 56.

No. of Section.	Marginal Note.
III	Toll on passengers in vessels carrying passengers for hire
V	Exempting soldiers sailors &c.
XIV	Power to take a sum from persons using the promenade
XXXIX	Saving the rights of the City of London
XL	Not to affect the powers of the Commissioners of Sewers
XLI	Public Act

No. of Section.	Marginal Note.
IV	Stairs or steps to be provided on each side of the present quay
V	Persons navigating vessels may use chains &c. and enter upon the pier
VI	Light to be exhibited at head of pier
VIII	Power to collect toll on embarking and disembarking
IX	Tolls of 9 George 4 c. 56 only to be taken at the quay or landing-place
X	Exemption in favour of officers soldiers and sailors while on duty
XI	Officers &c. of Customs and Excise exempt from toll
XV	Sum to be paid by persons using the pier as a promenade
XXIX	Repealing exemption in favour of the Earl of Darnley &c.
XXXIX	Saving the rights of the Trinity House
XL	Saving the rights of the Corporation of London
XLI	Saving the rights of the Watermen's Company
XLII	Saving the rights of the Commissioners of Pavements
XLIII	Public Act

5 Vict. Sess. 2. Chap. 58.

XI	Corporation may place a barge or floating platform at head of the pier
XXVIII	Offal of fish boiled or not boiled not to remain in any vessel &c. being a nuisance
XXXI	Saving the rights of the Ordnance
XXXII	Act not to alter indenture relating to watermen at Gravesend
XXXIV	Public Act

THIRD SCHEDULE.

I.—Rates on Vessels using the Quay or Pier for any other Purpose than the Landing or Embarking of Passengers or Passengers Luggage.

		s.	*d.*
For every vessel of the burden of 15 tons or under -	per ton	0	4
For every vessel of the burden of 15 tons and under 50 tons	„	0	6
For every vessel of the burden of 50 tons and under 100 tons	„	0	8
For every vessel of the burden of 100 tons and under 150 tons	„	0	10
For every vessel of the burden of 150 tons and upwards -	„	1	0

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	s.	d.
For every vessel which shall remain at such jetty pier or landing-place for a longer period than two days any additional sum not exceeding per ton 4*d.* for each day such vessel shall so remain after the first two days.		
All lighters for each trip - - - - - per ton	0	2
All boats entirely open landing or taking on board goods - each	0	6

II.—Rates on Goods Shipped or Unshipped at the Quay or Pier.

Ale beer and porter - - - - - per 55 gallons	0	6
Ale bottled - - - - - per dozen bottles	0	1
Anchors - - - - - - - per cwt.	0	9
Anchor stock - - - - - per foot run	0	2
Bark - - - - - - - - per ton	2	0
Bedding - - - - - - - - per cwt.	0	6
Beef or pork - - - - - - - „	0	3
Biscuits or bread - - - - - - „	0	3
Blubber - - - - - per 252 gallons	3	0
Bones and bone dust - - - - - per ton	1	6
Bottles - - - - - - - per gross	0	9
Bricks - - - - - - - per 100	1	6
Butter and lard - - - - - - per cwt.	0	6
Cables iron or hempen - - - - - per ton	3	0
Canvas - - - - - - - per cwt.	0	6
Carriages:		
Chaises and other four-wheeled carriages - - each	7	6
Gigs carts and other two-wheeled carriages - - „	5	3
Hand carts and perambulators - - - „	1	0
Casks (empty) not being returned packages - - per cask	0	3
Cattle:		
Bulls cows and oxen - - - - each	3	0
Calves - - - - - - - „	1	0
Horses - - - - - - - „	4	0
Pigs - - - - - - „	0	6
Sheep - - - - - - - „	0	6
Chalk - - - - - - - per ton	1	0
Cheese - - - - - - - per cwt.	0	4
Chimney pots - - - - - - each	0	3
Clay - - - - - - - per ton	1	0
Cloth haberdashery &c. per package not exceeding - 1 cwt.	0	6
Coals - - - - - - - per ton	1	0
Copper or brass - - - - - - „	3	0
Cordage - - - - - - - per cwt.	0	3
Corks - - - - - - - „	0	6
Crystal in packages - - - - - per foot	0	2
Dogs - - - - - - - each	0	6
Drugs (in casks hampers or boxes) - - - per foot	0	2

		s.	d.
Earthenware (in crates)	per foot	0	1
Eggs	per cwt.	2	6
Fish (dried and salted)	„	0	3
Fish (fresh) not enumerated	„	0	2
Flax	per ton	2	0
Flour and meal	per cwt.	0	4
Furniture (household)	per 5 cubic feet	0	4
Fruit	per bushel	0	4
Glass in packages	per foot	0	2
Grains and seeds	per ton	4	0
Groceries not enumerated	per cwt.	0	6
Guano	per ton	1	0
Gunpowder	per 56 lbs.	0	6
Hams bacon or tongues	per cwt.	0	4
Hardware	per ton	2	6
Hares and rabbits	per dozen	0	4
Hay	per ton	1	6
Hemp	„	2	0
Herrings (fresh)	per 1,000	0	3
Ditto (cured)	per cwt.	0	3
Hides :			
Ox cow or horse (wet or dry)	each	0	2
Iron :			
Bar bolt rod and shots	per ton	1	6
Pig and old iron	„	1	6
Manufactured	„	2	6
Kelp	„	2	0
Lead	„	2	6
Leather (tanned and dressed)	per cwt.	0	4
Lime	per 28 bushels	1	4
Limestone	per ton	1	0
Machinery	„	2	6
Manure (not enumerated)	„	1	0
Masts and spars ten inches in diameter and upwards	each	4	6
Ditto under ten inches	„	3	0
Meat (fresh)	per cwt.	0	6
Milk	per gallon	0	0½
Musical instruments	per cubic foot	0	1
Nets	per 5 cubic feet	0	4
Oakum	per cwt.	0	2
Oils	per 252 gallons	2	0
Oilcake	per ton	2	0
Oranges and lemons	per cwt.	0	6
Ores	per ton	1	0
Oysters	per bushel	0	3
Paint	per cwt.	0	4
Pitch and tar	„	0	6

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		s.	*d.*
Potatoes	per cwt.	0	2
Poultry and game	per dozen	0	4
Rags and old rope	per ton	2	0
Sails	per cwt.	0	6
Salt	„	0	1
Sand	per ton	1	0
Shrimp baskets	each	0	2
Skins—calf goat sheep lamb or dog	per dozen	0	6
Slates	per 24 cubic feet	2	0
Spirits	per 52½ gallons	1	0
Ditto	per gallon	0	1
Stones	per 16 cubic feet	1	6
Steel	per ton	3	0
Sugar	per cwt.	0	3
Tallow soap and candles	„	0	3
Tea	per 126 lbs.	1	0
Tiles	per 1,000	1	6
Tin and zinc	per ton	3	0
Tobacco	per cwt.	0	6
Turbot	per score	0	3
Turnips	per ton	0	6
Turpentine and varnish	per cwt.	0	6
Turtles	each	2	6
Vegetables (not enumerated)	per cwt.	0	4
Vinegar	per 54 gallons	0	6
Vitriol	per 5 gallons	0	1
Wine	per 52½ gallons	1	0
Ditto (bottled)	per dozen bottles	0	2
Wood:			
Fir pine and other descriptions not enumerated	per 50 feet	1	6
Oak or wainscot	per 50 feet	2	0
Firewood	per 216 cubic feet	1	6
Laths and lathwood	per 216 cubic feet	2	6
Handspikes	per 120	3	0
Oars	per 120	5	0
Spars under 22 feet in length above 2½ and under 4 inches in diameter	per 120	5	0
Ditto 2½ inches in diameter and under	per 120	4	0
Ditto 22 feet in length and upwards and not exceeding 4 inches in diameter	per 120	9	0
Ditto above 4 and under 6 inches in diameter	per 120	14	0
Spokes of wheels not exceeding 2 feet in length	per 120	2	0
Ditto exceeding 2 feet in length	per 120	3	0
Ditto treenails	per 1000	2	6
Ditto wedges	per 1000	2	6
Pipe staves and others in proportion	per 120	2	6
Lignum vitæ fustic logwood mahogany and rosewood	per ton	2	0

	s.	*d.*	
Wool - - - - - - - per cwt.	0	4	
Yarn - - - - - - - per cwt.	0	2	

ALL OTHER GOODS NOT PARTICULARLY ENUMERATED IN THE FOREGOING TABLE.

Light goods - - - - - per cubic foot	0	1
Heavy goods - - - - - - per ton	2	0

In charging the rates on goods the gross weight or measurement on all goods to be taken and for any less weights measures and quantities than those above specified a proportion of the respective rates shall be charged.

RATES FOR USE OF CRANES WEIGHING MACHINES AND SHEDS.

Cranes.

All goods or packages not exceeding 1 ton - - - -	0	4
Exceeding 1 ton and „ 2 tons - - - -	0	6
„ 2 tons „ 3 tons - - - -	0	8
„ 3 tons „ 4 tons - - - -	0	10
„ 4 tons „ 5 tons - - - -	1	0
„ 5 tons „ 6 tons - - - -	1	2
„ 6 tons „ 7 tons - - - -	1	4
„ 7 tons „ 8 tons - - - -	1	6
„ 8 tons „ 9 tons - - - -	1	10
„ 9 tons „ 10 tons - - - -	2	4
„ 10 tons - - - - - - -	3	6

Weighing Machines.

For goods weighed for each ton or part of a ton - - -	0	2

Sheds.

For each 40 cubic feet or for each ton of goods of 20 cwt. which shall remain in the sheds or on other works of the pier for a longer time than 48 hours - - - - - -	0	3
For each day during which such goods shall remain after the first 48 hours - - - - - - - per ton	0	1½
For any portmanteau trunk parcel or other article of passengers luggage for each day or part of a day - - per package	0	2

RATES ON PASSENGERS LANDING ON OR EMBARKING FROM THE PIER.

For every passenger or other person who shall land on the pier from or embark from it on board of any ship vessel packet or passage boat for each and every time - - - - -	0	4

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	s.	d.
For every bath or sedan chair taken on the pier for each and every time any sum not exceeding	0	6
For every perambulator	0	2

RATES ON PASSENGERS LUGGAGE LANDED OR SHIPPED.

For every trunk portmanteau box parcel or other package within the description of luggage and not borne by the passenger—

Any weight not exceeding	28 lbs.	0	2
Over 28 lbs	„ 84 lbs.	0	4
„ 84 lbs.	„ 112 lbs.	0	5
„ 112 lbs.	„ 140 lbs.	0	6
„ 140 lbs.	„ 196 lbs.	0	7
„ 196 lbs.	„ 2 cwt.	0	8
And for ever	20 lbs. weight in addition	0	1

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