CHAPTER clxx.

An Act to alter and extend the powers of the Trustees of the Port and Harbours of Greenock in relation to the Harbours and Docks; and for other purposes. A.D. 1880.

[12th August 1880.]

WHEREAS the Trustees of the Port and Harbours of Greenock (herein-after called the Trustees) are incorporated and empowered by the Greenock Port and Harbours Act, 1866, (herein-after called the Act of 1866,) the Greenock Port and Harbours Act, 1867, and the Greenock Harbour Act, 1872, (herein-after called the Act of 1872,) which Acts are in this Act referred to as the Trustees former Acts: 29 & 30 Vict. c. clvi. 30 & 31 Vict. c. xxxv. 35 & 36 Vict. c. lxxi.

And whereas by the Act of 1872 the Trustees were authorised to make and maintain the wet dock and other works and conveniences connected therewith described in the said Act, according to the lines and levels shown on the plans and sections deposited in connexion therewith:

And whereas since the passing of the said Act the Trustees have been advised that it would be expedient to construct a wet dock of larger dimensions than that authorised by the Act of 1872, and one which would be more suited to the increasing trade of the port, and they have consequently not constructed the dock so authorised as aforesaid; and it is expedient therefore that they should be authorised to abandon the construction of the said dock and relative works, and in lieu thereof to construct another wet dock almost upon the site of the said authorised dock (and for which purpose they have purchased and acquired the requisite lands), with all proper entrances, cuts, locks, basins, and relative works:

And whereas it is expedient that the Trustees should also be authorised to construct the embankments, river embankment, pier, bridges, and other works herein-after described in connexion with and for the improvement of the said port and harbours:

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And whereas it is expedient that the powers of the Trustees for the construction and maintenance of warehouses for the warehousing of goods should be enlarged and amended, and provision made for establishing and maintaining a system of warehousing in connexion with the said port and harbours, and for the regulation of the same:

And whereas it is expedient that the Trustees should be authorised to raise further money for the construction of the works by this Act authorised, and for the general purposes of their undertaking, and for that purpose that their borrowing powers should be enlarged:

And whereas it is expedient that the qualification of the electors and of the Trustees to be elected under the Act of 1866, and the mode of electing the said elected Trustees, and certain of the rates leviable by the Trustees under the said Act, should be altered and new provisions be made in lieu thereof, and that the former Acts should in various other respects be amended, and that the further powers herein-after contained should be conferred on the Trustees:

And whereas plans and sections describing the lines, situations, and levels of the works authorised by this Act, and the limits within which the same are to be constructed, and a book of reference to those plans containing the names of the owners or reputed owners, lessees or reputed lessees, and of the occupiers of lands in the line of those works or within the limits of deviation as defined on the plans, and describing those lands, have been deposited with the principal sheriff clerk of the county of Renfrew, which are in this Act referred to as the deposited plans, sections, and book of reference:

And whereas the objects aforesaid cannot be attained 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 Greenock Harbour Act, 1880; and the Greenock Port and Harbours Act, 1866, and the Greenock Port and Harbours Act, 1867, and the Greenock Harbour Act, 1872, and this Act may be cited together as the Greenock Port and Harbours Acts, 1866, 1867, 1872, and 1880; and, save as otherwise provided by this Act, the said Acts, as each is respectively amended by any other of such Acts, shall be read together and have effect and be executed as if they were one Act.

Interpretation of terms.

2. In this Act—

"The Trustees" means the Trustees of the Port and Harbours of Greenock:

"The Act of 1866" means the Greenock Port and Harbours Act, 1866:

"The Act of 1867" means the Greenock Port and Harbours Act, 1867:

"The Act of 1872" means the Greenock Harbour Act, 1872:

"The Trustees former Acts" means the Greenock Port and Harbours Acts of 1866 and 1867, and the Greenock Harbour Act, 1872:

"Elected Trustees" means the nine persons to be elected as Trustees under the Trustees former Acts, and "elected Trustee" means one of those persons:

The expression "the sheriff" means the sheriff of Renfrew and Bute and his substitute at Greenock:

The expression "the superintendent" means the superintendent of warehouses appointed by the Trustees, and shall in his absence include the interim superintendent.

Incorporation of general enactments.

3. The enactments incorporated with the Act of 1866 by sections 4 and 5 thereof, so far as those enactments are applicable to the purposes of and not varied by or inconsistent with this Act, are hereby incorporated with this Act; and the enactments applied by section 50 of the Act of 1866 shall apply to the purposes of this Act in manner in that section mentioned.

Amendment of Act of 1866.

Repeal of section 19 of 29 & 30 Vict. c. clvi.

4. Section 19 of the Act of 1866 is hereby repealed, and in lieu thereof it is enacted as follows:

The following rules shall be observed with respect to the election of elected Trustees in the month of November one thousand eight hundred and eighty, and in succeeding years:

(1.) The clerk of the Trustees, or failing him some person appointed by the sheriff, shall be the returning officer;

(2.) On every occasion of the nomination of elected Trustees the returning officer shall convene a meeting of the electors for the purpose of such nomination, and shall give notice of such meeting, and of the time and place at which it is to be held, by advertisement in some one or more of the newspapers published in Greenock, and by causing a copy of such notice to be sent by post to each elector at least two days before such meeting;

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(3.) The returning officer shall preside and regulate the proceedings at such meeting, and shall decide whether any nomination herein-after provided for is valid, and his decision shall be final;

(4.) At any such meeting as aforesaid any qualified person may, if he consent thereto, be nominated as an elected Trustee by any elector, and seconded by any other elector, and the proposer and seconder shall immediately deliver to the returning officer a nomination paper subscribed by them in which shall be set forth the christian name and surname, with the place of abode and designation, of the candidate nominated, and of his proposer and seconder;

(5.) If more candidates than three are proposed a poll may be demanded, and shall be taken in manner herein-after mentioned; but if not, or if no poll is demanded, a declaration by the returning officer that the candidates are elected shall be evidence of the fact;

(6.) Where more than three candidates are nominated any of such candidates may withdraw from his candidature by notice signed by him, and delivered to the clerk of the Trustees not later than two o'clock in the afternoon of the day next after that on which the nomination was made: Provided that such notices shall take effect in the order in which they are delivered to the clerk of the Trustees, and that no such notice shall have effect so as to reduce the number of candidates ultimately standing nominated below the number of three.

Repeal of section 20 of 29 & 30 Vict. c. clvi.

5. Section 20 of the Act of 1866 is hereby repealed, and in lieu thereof it is enacted as follows:

The following rules shall be observed with respect to taking the poll for the election of elected Trustees at the election which is to take place in the month of November one thousand eight hundred and eighty, and in succeeding years:

(1.) When a poll is demanded the returning officer shall, not later than twelve o'clock noon on the second day after that on which the nominations were made, direct the poll to be taken at such place within the town of Greenock, and on such day, not less than five and not exceeding seven clear days from the day of nomination, as he may determine; and shall forthwith, by advertisement in some one or more of the newspapers published in Greenock, give notice of such place and day, and of the candidates

nominated and not withdrawn, described as in their respective nomination papers;

(2.) The poll, subject to the provisions of this Act, shall be taken in like manner as a poll at a contested municipal election is directed by the Ballot Act, 1872, to be taken; and subject to the provisions of this Act, the provisions of that Act shall apply to the election of elected Trustees, with the substitution of the term "election of elected Trustees" for the term "municipal election," and of the words "elected Trustees" for the words "town councillors" or "councillors";

35 & 36 Vict. c. 33.

(3.) The poll shall be open at ten o'clock in the forenoon of the appointed day, and shall close at four o'clock in the afternoon of the same day;

(4.) The poll may be closed at any time before four o'clock if one hour has elapsed during which no vote has been tendered;

(5.) At the close of the poll the returning officer shall sum up the votes, and as soon as possible publish the names of the persons elected as herein mentioned, by advertisement in some one or more of the newspapers published in Greenock;

(6.) If two or more persons have the same number of votes, all of whom cannot be elected Trustees, the returning officer shall determine the person to be elected;

(7.) The returning officer shall in every case transmit to the chairman of the trustees a copy of the list which he publishes showing the result of the election;

(8.) The returning officer shall deliver the ballot papers in a sealed cover to the chairman of the Trustees to be kept among the records of the Trustees, subject to the direction of the sheriff;

(9.) The expenses incident to the election (but not including the expenses of any candidate) shall be paid by the Trustees out of the trust revenues: Provided that if any question shall arise as to such expenses such question shall be referred to the sheriff, whose decision thereon shall be final and conclusive.

6. Sections 14 and 24 of the Act of 1866 are hereby repealed.

Repeal of sections 14 and 24 of 29 & 30 Vict. c. clvi.

7. For the purposes of election of elected Trustees to be chosen by the electors in the month of November one thousand eight hundred and eighty, and in the month of November in each succeeding year, the Trustees shall on or before the tenth day of September one

Trustees to keep books showing

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names of shipowners and rate-payers.

thousand eight hundred and eighty, and on or before the tenth day of September in each succeeding year, apply to the Registrar of Shipping, at the Custom House, Greenock, for a list of shipowners registered on the first day of September preceding, with the respective names and registerd tonnage of the vessels in respect of which they are registered, and the number of shares in each of such vessels held by them, and such registrar shall, within fourteen days after receiving such application as aforesaid, supply such list on payment of any expense which may be incurred in making up the same, and the trustees shall cause to be entered in some book or books kept by them the name, description, and place of residence of every person having his place of business within the parliamentary boundaries of the town of Greenock, or who shall be resident within seven statute miles of some part thereof, whose name shall on the first day of September immediately preceding the election appear in the books of the Custom House of Greenock as owner or part owner to the extent of at least one hundred tons of or in any vessel or vessels registered at the port of Greenock, and the name, description, and place of residence of every person resident within the aforesaid limits who shall, as principal, either directly or indirectly, or as agent for any person residing beyond the said limits, have paid during the year immediately preceding the said first day of September five pounds or upwards of rates leviable under the Schedules (B.) and (E.), and that portion of Schedule (C.) headed "Miscellaneous Rates and Regulations" annexed to the Act of 1866, and under Schedule (A.) and Schedule (B.) to this Act annexed, and the total amounts paid by such persons respectively, which book or books shall be open to inspection at all times during the hours of business; and every person whose name shall appear on the first day of September immediately preceding the election, either as a shipowner to the extent foresaid, or as a payer of rates to the extent foresaid, shall be qualified to be an elector, and entitled to be registered under section 16 of the Act of 1866.

Amendment of qualification of Trustees to be elected by shipowners and rate-payers.

8. Section 17 of the Act of 1866 shall be read and have effect as if the figures and word "100 tons" had been inserted therein instead of the figures and word "250 tons," and as if the words "five pounds" had been inserted therein instead of the words "twenty-five pounds."

Qualification of members of companies.

9. Section 18 of the Act of 1866 shall be read and have effect as if the words "five pounds" had been inserted therein instead of the words "ten pounds or twenty-five pounds, as the case may be."

Disqualification of elective Trustees, and filling up vacancies.

10. Any elected Trustee shall be disqualified from holding office if during the period for which he was elected to hold office he ceases to possess the qualification of an elector, but shall, nevertheless, continue in office until the first meeting of the Trustees in the immediately succeeding month of November, when, unless he would in ordinary course have gone out of office by rotation, a person duly qualified shall be appointed in his stead, in manner provided in the immediately succeeding section.

Occasional vacancies how to be filled up.

11. Subject to the provisions contained in the immediately preceding section, if any one or more of the elected Trustees die or resign, or become disqualified or incompetent to act, or shall cease to be a Trustee or Trustees from any other cause than that of going out by rotation, every such vacancy or vacancies shall be filled up in the manner following, that is to say, the remaining elected Trustees shall, within one month after such vacancy or vacancies shall occur, elect a person or persons duly qualified in the stead of the elected Trustee or Trustees so dying or resigning, or becoming disqualified or incompetent, or ceasing to be a Trustee or Trustees, and the Trustee whose name shall appear at the top of the list of elected Trustees shall be chairman of the meeting convened to elect such person or persons, and shall be entitled to a casting as well as a deliberative vote, and in every case the Trustee or Trustees so elected shall continue in office for the same period that the person or persons in whose place he or they is or are elected would in ordinary course have continued when he or they shall go out of office, but shall be eligible for re-election.

Abandonment of Works authorised by Act of 1872.

Abandonment of works.

12. The Trustees may relinquish and abandon the following works in the county of Renfrew:

The wet dock, cuts, locks, basins, gates, sluices, piers, quays, walls, approaches, communication works and conveniences connected therewith situated in the east parish of Greenock or parish of Greenock, and opposite to the Firth or River of Clyde, and which wet dock and relative works and conveniences were authorised by the Act of 1872, and are described in the plans deposited with the principal sheriff clerk of the county of Renfrew in the month of November one thousand eight hundred and seventy-one, in relation to the application to Parliament for that Act.

Compensation for damage to land by

13. The abandonment by the Trustees, under the authority of this Act, of the works authorised by the Act of 1872 shall not prejudice or affect the right of the owner or occupier of any land to

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entry, &c. for purposes of works abandoned. 8 & 9 Vict. c. 19.

receive compensation, in accordance with the provisions in that behalf of the Lands Clauses Consolidation (Scotland) Act, 1845, for any damage occasioned by the entry of the Trustees upon such land for the purpose of surveying and taking levels, or probing or boring to ascertain the nature of the soil, or setting out the lines of works, or for any loss, damage, or injury which may have been sustained by such owner or occupier by reason thereof, or of the exercise, as regards such land, of any of the powers contained in the Act of 1872.

Compensation to be made in respect of works abandoned.

14. Where before the passing of this Act any contract may have been entered into or notice given by the Trustees for the purchase of any land for the purposes of or in relation to the works authorised to be abandoned by this Act, full compensation shall be made by the Trustees to the owners and occupiers, or other persons interested in such lands, for all injury or damage sustained by them respectively by reason of the purchase not being completed pursuant to the contract or notice, and the amount and application of the compensation shall be determined in manner provided by the Lands Clauses Consolidation (Scotland) Act, 1845, for determining the amount and application of compensation paid for lands taken under the provisions thereof.

NEW WORKS.

Power to construct works.

15. Subject to the provisions of this Act, the Trustees are hereby authorised to make and maintain, in the lines and according to the levels shown on the deposited plans and sections, and within the limits shown thereon, a wet dock, with all proper and necessary entrances, cuts, locks, basins, gates, sluices, jetties, landing-places, slips, piers, quays, walls, approaches, communication works and conveniences connected therewith, and also the embankments, river embankment, pier, bridges, and other works and conveniences connected therewith, all herein-after described, and may enter upon, take, and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose, and may appropriate for the purposes of the wet dock and other works any lands for the time being belonging to them, and may take and use from time to time so much of the water of the Firth or River of Clyde as they may require for the purposes by this Act authorised. The works herein-before referred to and authorised by this Act are —

(1.) A wet dock on lands situate northward of East Hamilton Street, and between the eastern side of the tidal harbour now in course of construction and Cappielow Pier, and south of the

Garvel Graving Dock of the Trustees and the timber ponds to the east thereof:

(2.) An eastern entrance to the said wet dock, commencing at a point on Cappielow Pier, and terminating in the back channel of the River Clyde:

(3.) A jetty, commencing at the termination of the intended wet dock, and extending into that dock in a west-north-westerly direction for a distance of 1,000 feet or thereabouts:

(4.) An embankment, commencing at a point 160 yards or thereabouts, measured in a straight line in an east-south-eastwardly direction, from the south-south-east corner of the Garvel Graving Dock, and terminating at a point 220 yards or thereabouts, measured in a straight line, from the north-north-east side of the Port Glasgow Road, at a point on that side 12 yards or thereabouts eastward from the Cappielow toll bar:

(5.) An embankment, commencing at a point 84 yards or thereabouts, measured in a straight line in an east-south-eastwardly direction, from the termination of the last-mentioned embankment (4), and terminating at a point on the north-north-east side of the Port Glasgow Road 150 yards or thereabouts eastward of the Cappielow toll bar:

(6.) A river embankment, commencing at the north angle of the north-west pier of the works of the Trustees at Garvel Park, and terminating on Ladyburn Bank:

(7.) An embankment, commencing at the termination of the said river embankment (6) lastly before described, and terminating by a junction with the embankment (5) before described at a point 230 yards, measured in a straight line, north-north-east of the north-north-east side of the Port Glasgow Road, at a point on that side 104 yards or thereabouts eastward of the eastern boundary of the Ladyburn Saw Mill:

(8.) A pier or jetty, commencing at a point 7 yards or thereabouts, measuring in an east-south-easterly direction, from the north-east corner of the boundary wall of the gasworks at Inch Green, belonging to the Board of Police of Greenock, and terminating in the River or Firth of Clyde:

(9.) A bridge across the entrance to the West Harbour of Greenock:

(10.) A bridge across the entrance to the East India Harbour of Greenock.

Provisions as to embankments (6), (7), and pier or jetty (8).

16. The following provisions shall apply to the river embankment (6), the work described as embankment (7) (herein-after called the said embankment (7)), and the pier or jetty (8), and shall be

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binding on the Trustees and on the trustees of the Clyde lighthouses (herein-after called the lighthouses trustees) respectively; that is to say,

(A.) The said river embankment (6) shall be constructed with a stone face on the northern side thereof, sloping at a rate not steeper than one-and-a-half horizontal to one perpendicular, and shall be completed by the Trustees up to at least high-water mark within five years from the passing of this Act, and the said river embankment shall be constructed so that the top of the northern slope shall not extend northward further than the line shown on the deposited plans and described thereon as "Top of northern slope of proposed river em-" bankment, No. 6," and the toe of the said slope shall not extend further northwards than it would do if the said stone face were constructed with a slope of one-and-a-half to one from the said line:

(B.) The Trustees shall not berth nor moor vessels on the north side of the said river embankment (6) without the authority of Parliament hereafter obtained, the objections of the lighthouses trustees to any application for such authority being reserved:

(C.) The said embankment (7) shall, if constructed, be constructed throughout of open pile work:

(D.) The said pier or jetty (8) shall, if constructed, be constructed throughout of open pile work, and no part thereof shall project into the river beyond 150 feet from the point of commencement shown on the deposited plans:

(E.) If at any time during the construction of the said river embankment (6) and the said embankment (7), or either of them, or after the completion of both or either of them, it shall be agreed between the Trustees and the lighthouses trustees, or the lighthouses trustees shall apprehend, and the arbiter under the arbitration herein-after provided shall find that the said embankments, or either of them, or so much thereof as may have been constructed, are injuriously affecting, or in his opinion are likely so to affect, the channel of the River Clyde as at present existing, or as the same may be improved by the lighthouses trustees, the Trustees shall be bound to construct or form from time to time, at their sole cost, such remedial works on the northern side of the said channel between a point opposite Inchgreen Street and a point opposite the entrance to Albert Harbour as may, within ten years from the passing of this Act, be agreed on or directed by the arbiter as herein-after provided, and the Trustees shall be

bound to apply for and use their best endeavours to obtain in the session of Parliament next ensuing after any such agreement or direction an Act containing any powers necessary to enable them to execute such remedial works: Provided that if Parliament shall refuse to grant such powers the Trustees and the lighthouses trustees may agree upon other remedial works to be executed, or either of them may apply to the arbiter to have other or amended works substituted for those first agreed on or directed, with a view to the Trustees applying to Parliament in the then next ensuing session for powers to execute the same, which they shall be bound to do as aforesaid: Provided always, that on the expiration of the said ten years no further liability shall rest on the Trustees with reference to the effect of the said embankments on the channel, except with reference to the completion of works which prior to that date the Trustees may have agreed or been directed to execute:

(F.) In the event of remedial works being agreed to or directed by the said arbiter as aforesaid, and of the lighthouses trustees incurring extra expense in the removal of silting in the course of making or dredging the said channel in consequence of the injury intended to be obviated by such remedial works, it shall be in the power of the said arbiter to award to the lighthouses trustees compensation in respect of such extra expense so incurred up to the time of completion of the said remedial works: Provided that, except to the extent above enacted, this provision shall not lessen or affect the obligations of the lighthouses trustees under the section in the Clyde Lighthouses Act, 1880, the marginal reference to which is "As to execution of certain works": 43 & 44 Vict. c. cxxxvii.

(G.) If any question shall arise between the Trustees and the lighthouses trustees with reference to the provisions of this section, or as to the due implement thereof, such question shall from time to time be referred to an arbiter to be mutually named by them, or failing such nomination for one month after a request in writing has been made by the one party to the other to join in the appointment of such an arbiter, then to an arbiter to be appointed by the sheriff depute of Renfrew and Bute on the application of either party, with power to any arbiter who may from time to time be appointed to take all necessary measures to secure the due and prompt implement of the said provisions, and to decern against the parties, or either of them, for all costs, charges, and expenses incurred in the premises, including a reasonable fee for his own trouble.

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Trustees to dredge portion of river or firth eastward of Ladyburn.

17. The Trustees shall, from and after the construction of any part of the embankments fifthly, sixthly, and seventhly described in the section of this Act, the marginal note of which is "Power to construct works," at all times thereafter when necessary, or when called upon in terms of the section of this Act, the marginal note of which is "In default of Trustees dredging portion of river or firth, owners may dredge at Trustees cost," at their own expense, well and effectually dredge or otherwise clear the space coloured blue on duplicate copies of a plan signed as relative hereto by the Right Honourable the Earl of Ducie, the Chairman of the Committee of the House of Lords, to whom the Bill for this Act was referred, so that the same shall always have a sectional area and inclinations and depths of water as near as may be the same as the sectional area and inclinations and depths of water when the plan and sections hereafter mentioned shall be made: Provided always, that the said dredging or other operations shall be done so as not to interfere with, injure, or obstruct the navigation of the River Clyde.

Provisions for ascertaining sectional area of said portion of river or firth.

18. In order to determine such sectional area and inclinations and depths of water the trustees and the owners of the lands fronting the said portion of the River or Firth of Clyde, or of any part of the said lands coloured blue on the signed plan (herein-after called "the owners"), shall, within two months after the passing of this Act, nominate some practical engineer or surveyor to make a plan and sections of the said portion of the river or firth referred to in the immediately preceding section, one copy of which plan and sections, with any explanatory matter necessary to elucidate the same, signed by such engineer or surveyor, shall, within six calendar months after his nomination, be delivered to the Trustees, and another copy, also signed by him, to Robert Galbraith Sommerville, merchant, Port Glasgow, another copy to William Watson, engineer, Greenock, another copy to the Secretary of the Marine Investment Company, Limited, another copy to John Fullarton, merchant, Greenock, another copy to the trustees of the Clyde lighthouses, and another copy shall be deposited with the sheriff clerk for the county of Renfrew at Greenock, who is hereby required to receive the same, and such deposit shall be deemed to have been made in pursuance of an Act passed in the first year of the reign of Her present Majesty, intituled, "An Act to compel Clerks of the Peace "for counties and other persons to take the custody of such "documents as shall be directed to be deposited with them under "the standing orders of either House of Parliament," and the several provisions of that Act (except so far as the same shall be

1 Vict. c. 83.

inconsistent with this Act) shall form part of this Act, and the sectional area and inclinations and depths of water shown on such plan and sections shall be the sectional area and inclinations and depths of water of the said portion of river or firth to be maintained by dredging or cleared as aforesaid by the Trustees: Provided that if the Trustees and the owners fail to agree in the nomination aforesaid within two months after the passing of this Act, then, on the request in writing of either party, or of any one or more of the owners, the Board of Trade shall from time to time, as the case may require, nominate some practical engineer or surveyor to make and deliver such plan and sections as herein-before provided.

In default of Trustees dredging portion of river or firth, owners may dredge at Trustees cost.

19. If at any time after the passing of this Act the said portion of river or firth herein-before referred to shall have a less sectional area, or inclinations, or depths of water than the sectional area, or inclinations, or depths of water shown on the said plan and sections, and if the Trustees shall not, within fourteen days after service on them of notice in writing, signed by an authorised agent of the owners, or of any one or more of them (such notice to be left at the office of the clerk to the Trustees at Greenock), proceed forthwith to dredge or otherwise clear with all reasonable despatch the said portion of river or firth until the same shall be as near as may be of the same sectional area and inclinations and depths of water as shown on the plan and sections, the owners, or any one or more of them, may dredge or otherwise clear the same at the expense of the Trustees, and recover the cost and expense thereof from the Trustees: Provided always, that the said dredging or other operations shall be done so as not to interfere with, injure, or obstruct the navigation of the River Clyde.

Trustees to pay expense of plan, &c.

20. The Trustees shall bear all charges and expenses incurred in reference to the appointment of the engineer or surveyor, and the making and delivering of the plan and sections as herein-before provided.

Provision for drainage intercepted by harbour works.

21. Whereas the after-mentioned sewers belonging to the Board of Police of Greenock; namely, (1) the special sewer from Craigieknowes Hospital, (2) the main sewer in East Hamilton Street, and (3) the main sewer in Sinclair Street, will be intercepted by the works authorised by this Act: Be it enacted, that the said Board of Police shall be entitled to construct and direct through the embankment No. 5 by this Act authorised, and thereafter to maintain, sewers in continuation of and not of greater area than the before-mentioned sewers, with outfall to the sea: Provided that the

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Trustees shall pay to the said Board of Police the whole cost of constructing the sewers in continuation of the sewers first and second before mentioned, and one half of the cost of constructing the sewer in continuation of the sewer third before mentioned, and should any difference of opinion arise between the said Board of Police and the Trustees as to the line or manner or cost of construction of said sewers, or as to the right of access of the said Board of Police for the purposes of the maintenance of said sewers, the same shall be determined by an engineer to be appointed by the sheriff upon the application of either party, whose decision shall be final.

Provision for outfall from Ladyburn and Pottery Street sewers.

22. The Trustees shall, from and after the construction of any part of the works 5, 6, and 7 by this Act authorised, at their own expense, construct and thereafter maintain a sewer or sewers, with outfall to the main channel of the River Clyde, capable of carrying and which shall carry the sewage flowing into the Ladyburn and Pottery Street common sewers.

Power to deviate as to wet dock, &c.

23. In constructing the wet dock and works connected therewith by this Act authorised the Trustees may deviate laterally from the lines delineated on the deposited plans to the extent of the limits of deviation thereon defined, and may deviate vertically from the levels of the wet dock and works aforesaid as referred to the datum lines described on the deposited sections and as thereon marked to any extent not exceeding two feet in regard to any street to be interfered with.

Power to deviate as to river embankment, &c.

24. In constructing the embankments, river embankment, pier, bridges, and works connected therewith by this Act authorised the Trustees may, subject as herein-before provided, deviate laterally from the lines delineated on the deposited plans to the extent of the limits of deviation thereon defined, and may deviate vertically from the levels of the embankments, river embankment, pier, bridges, and works foresaid as referred to the datum lines described on the deposited sections and as thereon marked to any extent not exceeding three feet.

Power to alter plans and sections with sanction of Board of Trade.

25. The Trustees, within the limits aforesaid, may make any deviation from or alteration on the plans and sections deposited as aforesaid of the works authorised by this Act which to them may appear expedient: Provided always, that they shall, before adopting and carrying the same into execution, submit the plans and sections of such deviation or alteration to the Board of Trade, and no such deviation or alteration shall be adopted or executed by the Trustees unless approved by the said Board of Trade, signified in writing

under the hand of the Secretary, or otherwise, as they may think proper. A.D. 1880.

Corrections of errors, omissions, &c.

26. If any omission, mis-statement, or erroneous description is found to have been made of any lands, or of any owners, lessees, or occupiers of any lands, described or intended to be described in the deposited plans or book of reference, the Trustees may apply to the sheriff for the correction thereof after giving ten days notice to the owners, lessees, and occupiers, of the lands affected by the proposed correction, and if it appears to the sheriff that the omission, mis-statement, or erroneous description arose from mistake, he shall certify the same accordingly, stating the particulars of the omission, mis-statement, or erroneous description, and his certificate shall be deposited with the principal sheriff clerk for the county of Renfrew, and shall be kept by him with the other documents to which it relates, and subject and according to the same enactments and provisions as apply to those other documents, and thereupon the deposited plans or book of reference (as the case requires) shall be deemed to be corrected according to the certificate, and the Trustees may enter on, take, hold, and use those lands accordingly.

Period for compulsory purchase of lands.

27. The powers of the Trustees for the compulsory purchase of lands under this Act shall not be executed after the period of three years from the passing of this Act.

Period for completion of works.

28. The works by this Act authorised shall be completed within ten years after the passing of this Act, and on the expiration of that period the powers by this Act granted to the Trustees for executing the said works, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed.

Power to take additional lands by agreement.

29. The Trustees may from time to time, for purposes of their undertaking, purchase by agreement any lands, in addition to lands which they are authorised to take by compulsion, and the Trustees may hold the same, not exceeding in the whole at one time ten acres: Provided that the said lands shall not be built over, except for purposes connected with the undertaking of the Trustees.

Power to take easements, &c. by agreement.

30. Persons empowered by the Lands Clauses Consolidation (Scotland) Act, 1845, to sell and convey or release lands, may, if they think fit, subject to the provisions of that Act, and of the Lands Clauses Consolidation Acts Amendment Act, 1860, and of this Act, grant to the Trustees any easement, right, or privilege, not being an easement of water, required for the purposes of this Act, in, over, or affecting any such lands; and the provisions of the

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said Acts with respect to lands and rentcharges, so far as the same are applicable in this behalf, shall extend and apply to such grants, and to such easements, rights, and privileges as aforesaid respectively.

Wet dock, river embankment, &c. to be part of undertaking of Trustees.

31. The wet dock and works connected therewith, and the embankments, river embankment, pier, bridges, and works connected therewith, authorised by this Act, shall for the purpose of rates and duties, and of lights, and for all other purposes, be part of the undertaking and works of the Trustees as nearly as may be as if the same had been part of the works authorised by the Act of 1866.

Notice to be given of taking of houses of the labouring classes.

32. The Trustees shall, not less than eight weeks before they take in any parish fifteen houses or more occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers, make known their intention to take the same by placards, handbills, or other general notice placed in public view upon or within a reasonable distance from such houses, and the Trustees shall not take any such houses until they have obtained the certificate of the sheriff that it has been proved to his satisfaction that the Trustees have made known their intention to take the same in manner herein-before required.

Trustees to procure accommodation for the persons of the labouring classes to be displaced.

33. Before displacing any person belonging to the labouring classes who may for the time being be the occupier of any house or part of any house which the Trustees are by this Act authorised to acquire, the Trustees shall (unless the Trustees and such person otherwise agree) procure sufficient accommodation elsewhere for such person: Provided always, that if any question shall arise as to the sufficiency of such accommodation the same shall be determined by the sheriff; and the Trustees may, for the purpose of providing such accommodation, appropriate any lands for the time being belonging to them or which they have power to acquire, and may purchase lands by agreement, and may on any such lands erect labouring-class dwellings, and may let or otherwise dispose of such lands, but for the purpose of labouring-class dwellings only.

Rates, &c.

Rates on goods.

34. Section 77 of the Act of 1866 and Schedule (C.) to that Act annexed, excepting that portion of said Schedule (C.) headed "Miscellaneous Rates and Regulations," are hereby repealed, and it shall be lawful for the Trustees, in lieu of the rates and duties specified in the said schedule so far as hereby repealed, to levy, demand, and take for all goods mentioned in the Schedule (A.) hereunto annexed which shall be shipped or unshipped at any of

the works of the Trustees, and for the use of the works and conveniences mentioned in the unrepealed portion of the said Schedule (C.) to the Act of 1866 annexed, any sum not exceeding the several rates and duties specified in said Schedule (A.) and in the said unrepealed portion of the said Schedule (C.) respectively; and as to all such goods as shall not be specified in the said Schedule (A.) the Trustees may demand a rate equal to the rate for the time payable in respect of goods of a similar nature, package, and quality.

Rates for graving docks.

35. Section 79 of the Act of 1866 and Schedule (D.) to that Act annexed are hereby repealed; and it shall be lawful for the Trustees, in lieu of the rates and duties specified in the said schedule, to levy, demand, and take from the owner, master, or person in charge or possession of the vessel in respect whereof the said rates and duties are payable any rates and duties not exceeding the rates and duties specified in the Schedule (B.) to this Act annexed, and the same so far as from time to time incurred shall be payable on demand of the Trustees or their collector.

Rates for sheds.

36. The Trustees may demand, collect, and receive from every person or persons, company, or body whomsoever using any sheds now existing or hereafter to be constructed or provided within the limits of the Port and Harbours of Greenock the rates specified in Schedule (C.) to this Act annexed.

Rates for Inch Green Pier.

37. The Trustees may demand, levy, and take from every passenger or other person landing on or embarking from the pier described in sub-section 8 of the section of this Act of which the marginal note is "Power to construct works" on board of any ship, vessel, packet, or passenger boat for each time any sum not exceeding twopence.

Charge for tugs.

38. The Trustees are hereby authorised to purchase or construct or hire and employ a tug or tugs or other craft for removing or shifting vessels in and taking vessels into and out of the wet dock by this Act authorised, and to levy and charge all vessels entering and using the said wet dock a sum not exceeding twopence per registered ton per shift: Provided it shall not be lawful for the Trustees to use or ply for hire such tug or craft outside but solely within the said dock or the tidal harbour adjoining thereto.

Warehousing Powers, &c.

Trustees may erect or adapt warehouses on quays.

39. The Trustees may erect upon and around any of the quays of the port and harbours on which they may not be prohibited so to do, under section 59 of the Act of 1866 or section 9 of the Act of

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10 & 11 Vict. c. 27.

1872, or on such other sites as may be acquired by agreement for such purpose under the provisions of the Harbours, Docks, and Piers Clauses Act, 1847, herewith incorporated, such and so many warehouses, of such dimensions and of such height, and with such and so many vaults and cellars, and of such materials, and in such manner and form in all respects as they shall deem proper; and may from time to time alter, vary, and remove the same, and also may fit up, adapt, and use for the said purpose any existing warehouses now belonging to the Trustees, which existing warehouses shall thereupon be subject to all the provisions and entitled to all the privileges herein regarding warehouses which might be erected under the authority of this Act.

Trustees may purchase or lease warehouses.

40. The Trustees may also for the purposes of this Act from time to time, by agreement with the owners of the same, purchase or take on lease warehouses situated within the town of Greenock belonging to any public body or private person, including warehouses belonging to such bodies or persons approved by the Commissioners of Her Majesty's Customs or of Inland Revenue for the reception and custody of bonded goods, and such warehouses when purchased or while held under lease shall be subject to all the provisions and entitled to all the privileges herein contained regarding warehouses which might be erected under the authority of this Act.

Power to appoint superintendent of warehouses.

41. The Trustees are hereby authorised to appoint a superintendent of the warehouses, who shall take the charge and management of the same on behalf and under the direction of the Trustees; and upon such appointment being made they shall publish in one or more newspapers published in Greenock a notice of such superintendent's name and the place where he is to transact the business of his office, and all notices or other documents which are hereby required to be given to the Trustees with respect to the warehouses or the business connected therewith, if addressed to the Trustees and left at the said place of business of the superintendent during the usual business hours, shall be deemed to be given to the Trustees themselves.

Power to appoint interim superintendent.

42. The Trustees are also hereby authorised from time to time to appoint an interim superintendent to act in place of the superintendent in case of his absence; and all such appointments of an interim superintendent shall be forthwith notified in one or more of the newspapers published in Greenock, and the notice shall specify the name of such interim superintendent and the duration of his appointment, should such be limited in point of time.

Superintendent and interim superintendent to give security.

43. Before the superintendent or interim superintendent shall enter upon the duties of his office the Trustees shall take such security as they may think sufficient for the due and faithful execution thereof.

Power to appoint weighers and recorders of weights, and to pay salaries and wages.

44. The Trustees may appoint, license, and employ weighers and recorders of weights in connexion with the powers herein-after conferred on them as warehouse keepers, and may pay such salaries and wages to the superintendent and interim superintendent, and such remuneration to the said weighers and recorders of weights, as to them shall seem proper, and they may also from time to time fix the remuneration to be paid to such parties when and if employed by parties other than the Trustees.

Surface of quays reserved as public quays.

45. The quays over which any warehouses shall be erected under this Act, if such warehouses shall be erected on the verge of any quay, shall, so far as regards the surface thereof, be reserved for public quays for the loading, unloading, and shipment of goods, subject only to the general regulations of the port and harbours; and the owner of any goods which may be landed or shipped on or from such quays shall not be obliged to deposit such goods in such warehouse, nor be subject to the payment of warehouse rent, unless such goods be actually deposited in such warehouse; but such goods shall not, without the consent of the Trustees, remain on such quays more than forty-eight hours, and if they shall remain longer than such period the Trustees may warehouse such goods: Provided that nothing herein contained shall be construed to prevent the Trustees from stowing goods on the ground or quay floor of any such warehouse if sufficient space be left for the loading, unloading, and shipment of goods as aforesaid.

Provision as to huts, &c. for revenue officers.

46. The provisions of the Harbours, Docks, and Piers Clauses Act, 1847, as to providing huts and weighing materials for the officers of the revenue, and imposing penalties for not providing the same and for allowing the same to fall into disrepair, shall apply to the warehouses erected, adapted, or to be acquired or leased by the Trustees under the provisions of this Act.

Warehouses to be part of undertaking.

47. All warehouses constructed, adapted, acquired, or leased under the powers of this Act shall be held to be part of the undertaking of the Trustees.

Warehouses to be used as Customs or Excise warehouses.

48. Subject to the provisions of any Act for the time being in force and the regulations of the Commissioners of Customs or Inland Revenue with respect to approval and otherwise in relation to warehouses, the Trustees may, at their discretion, use as a

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Customs or Excise warehouse any warehouse belonging to or leased by them, or any part of such warehouse.

Power to take rents and charges.

49. The Trustees may, within the limits of the Port and Harbours of Greenock, act as warehouse keepers on payment by the owners of goods warehoused and deposited, or the person in charge of such goods, of such rents or charges as may from time to time be fixed by the Trustees: Provided always, that the Trustees shall not be entitled to act as aforesaid or make such charges if and so long as the owners of such goods are themselves ready and willing to perform such acts.

Goods to be warehoused by Trustees to be previously weighed, &c.

50. The Trustees may require, previous to any goods being warehoused by them as aforesaid, that the said goods shall be weighed by weighers and recorders appointed by them, and they shall be entitled to make such reasonable charges in respect of such weighing as they may from time to time fix with the approval of the Board of Trade.

Trustees may make other charges.

51. The Trustees shall be entitled to make all reasonable charges for work done, services rendered, facilities afforded, and plant, machinery, or appliances provided by them for the despatch of business at the harbour and docks, or the convenience of shipmasters, merchants, and others concerned with the traffic thereat, in so far as such charges are not expressly provided for by this Act.

Rents, &c. *for goods* when to be paid.

52. All rents and charges payable under this Act to the Trustees in respect of perishable goods shall be paid at or before the expiration of two days, and in respect of any goods not of a perishable nature at or before the expiration of six calendar months next after the cargoes of the vessels importing the same respectively shall have been completely discharged or unloaded into any warehouse of the Trustees, or next after such goods respectively shall have been brought into any such warehouse, and at the expiry of every six months thereafter, so long as the goods shall remain in the warehouse, or previously to the removal of the same from such warehouse, which shall first happen.

Trustees may sell goods for payment of rent and charges, or may bring action.

53. In case default shall be made in payment of any rents or charges in respect of goods, it shall be lawful for the Trustees, first paying the Customs duties (if any), to retain and sell the goods or any part thereof, and after retaining the amount of such duties, to retain and pay, in the first place, the rents and charges so unpaid as aforesaid, including the expenses of such sale, and, in the next place, the freight due on such goods (in case the Trustees shall have received notice that such freight has not been paid), paying the

surplus (if any) and also delivering such of the said goods as shall remain unsold (the rents and charges due in respect thereof having been discharged as aforesaid) to the person entitled thereto upon demand: Provided always, that it shall be lawful for the Trustees, either in lieu of selling such goods, or notwithstanding such sale, if the produce of such sale shall be insufficient, to recover the amount of such rents and charges, or the balance thereof, as the case may be, which shall be due to them, by action to be brought in any court of competent jurisdiction.

Trustees may enter goods if not entered by owner or consignee.

54. If the cargo of any vessel lying at any quay shall not, for the space of three days from the day on which such vessel shall have been reported at the Custom House, be duly entered with the Customs, and the landing order lodged with the proper officer of the Customs, the Trustees may, on the requisition of the shipmaster or shipowner, or of the agent of such shipmaster or shipowner, cause a landing entry to be made of such cargo, or of so much thereof as shall not have been entered and passed as aforesaid (such goods being such as by law may be warehoused), and may land such goods and warehouse or otherwise take charge of the same, and the Trustees may retain the goods as security for the payment of the Customs duties, if any, to which they may be subject, and of the rents, rates and charges payable thereon to the Trustees, and also of the freight, dead freight, demurrage, salvage, or other charges due by the owners of such goods when any notice to detain the same therefor shall have been given.

Goods warehoused to remain subject to freight.

55. All goods warehoused by the Trustees or deposited in any of their warehouses by any person having or claiming an interest in such goods, or by the owner or master of the vessel out of which the same may have been warehoused, or by any person interested in the freight of such vessel, or entitled to or claiming the benefit of any other claim or lien whatsoever to which the goods were subject while the same were on board, and before the warehousing thereof, shall continue liable to such and the same claim or lien for freight, and also to all other claims or liens whatsoever in favour of the owner or master of such vessel, or of any other person interested in such goods or in the freight of the same, or entitled to or claiming the benefit of any other claim or lien thereon as such goods were liable to whilst the same were on board such vessel, and before the warehousing thereof.

Notice may be given to Trustees to detain goods until freight, &c. be

56. If notice in writing to detain such goods shall be given to the Trustees by such owner or master, or other person interested as aforesaid, previously to the warehousing thereof being completed, the Trustees shall detain and keep such goods in their warehouses

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satisfied or deposit made.

until such claims or liens, together with all rates, rents, and charges to which the same shall have become subject or liable, shall be paid, or until such rates, rents, and charges shall be paid, and a deposit equal in amount to the demand made by the owner or master of the vessel, or other person interested as aforesaid, for or on account of any such claim or lien as aforesaid, shall have been made by the owner of such goods, which deposit the Trustees shall receive and hold in trust until the amount due in respect of such claim or lien shall have been tendered or satisfied, when upon proof thereof being given to the Trustees, and payment made to them of all rates, rents, and charges, if any, due upon such goods, such deposit shall be returned upon demand to the person by whom the same was made, or to his executors, administrators, or assignees.

Deposit to be considered as made in payment of claim.

57. Such deposit shall be considered as made in payment of the claim or lien in respect of which such deposit shall have been made; and the Trustees, on the expiration of ten days next after such deposit shall have been made, and in case notice in writing to retain the amount of such deposit shall not in the meantime have been given to the Trustees by some person claiming to be entitled to such goods, shall (out of so much of the said deposit as shall remain after deducting and retaining the rates, rents, and charges, if any, then due to the Trustees on the goods in respect of which such deposit shall have been made, and all other expenses, if any, incurred by the Trustees in respect thereof) pay to the master or owner of the vessel from which such goods shall have been warehoused, or other person entitled to or interested in such claim or lien, the amount of his claim or lien, and the payment so made by the Trustees shall release and discharge them from all claims and demands whatsoever in respect of so much of such deposit as they shall have paid to such master, owner, or other person interested as aforesaid.

Notice to have effect for thirty days only unless action be brought.

58. Such notice to the Trustees to retain the amount of any such deposit as aforesaid shall not continue to operate or have effect for a longer period than thirty days from the service thereof, unless some action, suit, or other proceeding for determining the title or liability to the claim or lien in respect of which such deposit shall have been made, or the right to or the ownership of such deposit, shall in the meantime be actually commenced, and notice in writing thereof served on the Trustees.

Power of sale if deposit be not made.

59. If such deposit shall not be made within ninety days next after any such goods shall have been warehoused, and in case notice to detain such goods shall have been given as aforesaid, the Trustees may sell all or any part of such goods, and may, out of the proceeds

thereof, in the first place pay the duties (if any) payable to the Commissioners of Customs or Inland Revenue, and also retain and pay the rates and charges payable to the Trustees, and the expenses of such sale, and in the next place may pay the freight and other claims or liens to which such goods may be liable, paying the overplus (if any) to the person entitled thereto, on demand.

Power of sale not to be exercised until after notice.

60. No such sale shall be made by the Trustees until ten days previous notice in writing of such claim or lien thereon as aforesaid, and of the intention to sell the said goods for satisfaction thereof, shall have been given to the owner thereof, if his name and residence or place of business shall appear on the manifest of the cargo, or shall have been entered in the books of the warehouse in which such goods shall have been deposited, by sending such notice in a registered letter by post to such residence or place of business; and if such owner shall not be known, then until ten days after such notice shall have been inserted once in some newspaper published in Glasgow, and one or more newspapers published in Greenock, and also posted in the Custom House of Greenock and in the Exchange or the Sugar Exchange at Greenock; and the Trustees shall not sell a greater portion of such goods than shall in their judgment be sufficient to cover the amount of the said duties, rents, charges, and expenses and of such claim or lien as aforesaid.

Notice to detain goods must be given.

61. Notice to detain goods for payment of freight, or any other claims or liens to which such goods were liable whilst on board any vessel, and before the warehousing thereof, shall not be available unless the same shall be given to the Trustees before the warehousing thereof shall have been completed.

Preservation of rights of parties at common law.

62. Nothing in this Act contained shall be held to take away, limit, prejudice, or affect the power of the shipmaster or shipowner, or other party having claims and liens for freight, dead freight, demurrage, salvage, average or other charges in respect of or relating to goods imported into or unshipped at the Port of Greenock, from enforcing and securing such claims and liens, in conformity with the contract, express or implied, under which such claims and liens arise or in the manner competent by the law of Scotland.

Power to make bye-laws.

63. The Trustees may from time to time make such byelaws as they shall think expedient for all or any of the several purposes and objects following; (that is to say,)

For regulating and managing the warehouses and sheds and transit sheds for the time being belonging to or held under lease by the Trustees, and as to the receiving or refusing to receive, carrying and conveying, shipping, unshipping, landing,

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relanding, housing, and unhousing, depositing, laying, watching, loading, porterage, delivering, and removing of goods, and other things, and as to the hours during which the office or place of business of the superintendent or interim superintendent, and the gates and entrances of the said warehouses, shall be open; and as to the servants, workmen, and other persons who shall be permitted to be employed in or about such warehouses; and for the better regulation of servants, workmen, and other persons employed in carrying or conveying goods, or using or driving horses and carts and other carriages, to or from any of the said warehouses; and for preventing damage being done to any goods or other things within the said warehouses;

For regulating the weighing and recording of weights of goods within the Port and Harbours of Greenock; and

For regulating the times and manner of paying and place of payment of money authorised to be received or paid under the authority of this Act;

And the byelaws and regulations to be so made by the Trustees shall be approved and published in the manner prescribed in the Harbours, Docks, and Piers Clauses Act, 1847, and shall be observed under penalties not exceeding five pounds for each offence, besides such damage as the case may infer.

Power to apply surplus rates, &c., to purposes of this Act.

64. The surplus rates and revenues levied and arising under the Trustees former Acts, and the rents and charges arising under this Act, and the moneys borrowed or which may be borrowed under the Trustees former Acts for the general purposes of the trust, may be applied by the Trustees to the purposes of this Act.

Trustees not to be liable for loss by fire, &c.

65. The Trustees shall not, under any circumstances or in any case whatever, be answerable or accountable for or be liable to make good any loss or damage which may happen to any goods, or to any vessel, or to any property of any description by fire, storm, or tempest, or from any civil commotion, or by the act of the Queen's enemies, or other inevitable accident.

BORROWING POWERS, &c.

Power for Trustees to borrow further money.

66. The Trustees may, under the authority of this Act, borrow at interest, on the security of the rates and duties and other revenues of the trust, any sum which, together with the amount already authorised to be borrowed before the passing of this Act, shall not exceed one million three hundred thousand pounds, and in the event of any part thereof being repaid by them, except by means of their sinking fund, they may re-borrow the same or any part thereof, and so toties quoties, and for securing the repayment of the money

so borrowed, with interest, the Trustees may assign over the rates and duties and other revenues of the trust, or any part thereof, or any of those securities to the lender accordingly.

Mortgages, &c. to be personal estate.

67. All assignments granted or to be granted by the Trustees, and all money to be lent on the security of the said rates, shall be movable or personal estate, and transmissible as such, and shall not be of the nature of heritable or real estate.

Priority of mortgages over other debts.

68. All moneys raised or to be raised by the Trustees on mortgage under the provisions of this Act shall have priority against the Trustees over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act: Provided always, that this priority shall not affect any claim against the Trustees or their property in respect of any annual feu duty or ground annual payable or to become payable by them in pursuance of the Lands Clauses Consolidation (Scotland) Act, 1845, or the Lands Clauses Consolidation Acts Amendment Act, 1860, or in respect of any rent or sum reserved by or payable under any lease granted or made to the Trustees in pursuance of any Act relating to the Trustees, which is entitled to rank in priority to or pari passu with the interest on their mortgages or debenture stock, nor shall anything in this section contained affect any claim for land taken, used, or occupied by the Trustees for the purposes of the undertaking of the Trustees and works, or injuriously affected by the construction thereof, or by the exercise of any powers conferred on the Trustees.

Arrears may be enforced by appointment of judicial factor.

69. The mortgagees of the Trustees may enforce payment of arrears of interest or principal, or principal and interest, due on their mortgages by the appointment of a judicial factor. In order to authorise the appointment of a judicial factor in respect of arrears of principal, the amount owing to the mortgagees by whom the application for a judicial factor shall be made shall not be less than five thousand pounds in the whole.

Appointment of a judicial factor.

70. Every application for a judicial factor under the provisions of this Act shall be made to the sheriff, and on any such application the sheriff may by order in writing, after hearing the parties, appoint some person to receive the whole or a competent part of the rates and duties and other revenues of the trust until all the arrears of interest, or of principal, as the case may be, then due on the outstanding mortgages, together with all costs, including the charges of receiving the said rates and duties and other revenues, be fully paid. Upon such appointment being made all such rates

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and duties and other revenues shall be paid to and received by the person so appointed, and the money so received shall be [so much money received by or to the use of the mortgagees, and so soon as the full amount of any interest or principal in arrear, and costs, has been so received the power of such judicial factor shall cease: Provided always, that such judicial factor shall distribute among all the mortgagees to whom interest or principal shall be in arrear the rates and duties and other moneys which shall come into his hands, having respect in such distribution to the priorities, if any, of such mortgagees.

Incorporation with this Act of powers of 29 & 30 Vict. c. clvi. and 35 & 36 Vict. c. lxxi. as to borrowing.

71. All moneys to be borrowed under the authority of this Act may be borrowed in the several ways and manners by the Acts of 1866 and 1872 provided, and may be secured and the security thereof be transferred in such manner and form as directed by the said Acts with respect to the money borrowed or to be borrowed under the authority thereof, and all the provisions of the said Acts with respect to the borrowing, and to the security, and to the transfer or assignment shall extend and apply to the moneys by this Act authorised to be borrowed as if the same had been borrowed under the said Acts: Provided that in regard to sums to be borrowed under the authority of this Act, the deed of assignment shall bear reference to this Act as well as to the Trustees' former Acts, and that the form of transfers of assignments, and the provision as to the registration of transfers contained in the said Harbour Acts of 1866 and 1872, shall apply to the transfer of all sums borrowed and due by the trust.

Priority of existing assignments.

72. All assignments for money borrowed by the Trustees before the passing of this Act in force at the passing of this Act shall, during their respective continuance, and subject to the provisions of the Acts under which the same were respectively granted, have priority over any assignments for money borrowed by them after the passing of this Act, and the several holders of assignments in force at the passing of this Act shall have the same priority among themselves in respect thereof as they would have had if this Act had not been passed.

Creation of funded debt.

73. The Trustees from time to time, in lieu of continuing on mortgage money borrowed or authorised to be borrowed under this Act or the Trustees former Acts, may resolve to fund the whole or any part thereof under the denomination of the Greenock Harbour Funded Debt, and thereupon may issue to any person or body paying to them any portion of the money funded a certificate of that

person or body being the holder of such funded debt to the amount so paid, and every such certificate may be according to the form of Schedule (D.) annexed to this Act, or to the like effect, and shall be under the seal of the Trustees, and the borrowing powers of the Trustees shall to the extent of the money so from time to time converted into funded debt be extinguished.

Register of holders of funded debt.

74. The Trustees shall from time to time cause the names of the persons and bodies interested in such funded debt, with the amount of their respective interests therein, to be entered in a book to be kept for that purpose, and to be called the register of holders of Greenock Harbour Funded Debt, which book shall be accessible at all reasonable times to the holders of such debt and of mortgages or assignations granted by the Trustees under this or the Trustees former Acts.

Transfer of funded debt.

75. The interests of the several holders of such funded debt, or any part of such interests, may be transferred or transmitted in the form contained in Schedule (E.) to this Act annexed, and the Trustees shall cause an entry to be made in a book to be kept by the treasurer for that purpose of every such transfer or transmission, and for every such entry may demand a sum not exceeding two shillings and sixpence.

Annuity to be paid.

76. The several holders of such funded debt shall not be entitled to repayment of the capital thereof, but shall receive an annuity thereon at a rate to be in each case agreed upon, and to be specified in the respective certificates issued to holders of the debt, which annuity shall be payable at the times in the several certificates stated.

Security of holders of funded debt.

77. The several holders of such funded debt shall be creditors of the Trustees for the payment of such annuity, and shall be deemed to hold by virtue of this Act a mortgage or assignation of the rates, duties, and other revenues of the trust, in security of such payment, which mortgage and assignation shall rank pari passu with the other mortgages and assignations made and granted under this Act, and shall confer the like powers and privileges.

Application of money borrowed.

78. Money borrowed under this Act shall be applied in payment of the interest on money borrowed under this Act until the expiration of three years after the passing thereof, or until the works authorised by this Act are completed and available for the purposes for which they are intended, whichever shall first happen, and in and for the purchase of lands and construction of works authorised to be purchased and constructed by the Trustees former Acts and this Act

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and carrying the same Acts into execution, except charges for maintenance and management, and not otherwise.

Sinking fund to be established.

79. Section 42 of the Act of 1872 is hereby repealed. On the expiration of ten years from the passing of this Act the Trustees shall appropriate and set apart out of the revenue of the trust for every year the sums following; (that is to say,) the yearly sum of ten thousand pounds during the first ten years, and the yearly sum of fifteen thousand pounds during the next ten years, and the yearly sum of twenty thousand pounds thereafter, as a sinking fund to be applied in paying off the principal sums borrowed under the Trustees former Acts and this Act, and shall from time to time cause such sinking fund to be invested in the purchase of Exchequer bills or other Government securities, or deposited in one of the incorporated or other joint stock banks in Scotland, and to be increased by accumulation in the way of compound interest or otherwise until the same shall be of sufficient amount to pay off the said principal sums, or some part thereof which the Trustees shall think ought to be paid off, at which time such sinking fund shall be applied in paying off the said principal sums, and the sums paid off by means of such sinking fund shall not be re-borrowed: Provided always, that the Trustees shall not allow any sum exceeding five thousand pounds to remain invested or deposited as aforesaid for a longer period than six months without applying the same as before specified: Provided also that the said sinking fund shall in the first instance be applied by the Trustees in paying off the principal sums of the debts at the passing of this Act due to the present creditors of the trust, if required by such creditors, in so far as such principal sums may not previously have been paid off or extinguished or re-borrowed under the provisions of this Act.

Application of rates.

80. The rates and duties levied in virtue of the Trustees former Acts and this Act, and their other revenues, shall be applied towards the payment of interest on debts and on money borrowed under the Trustees former Acts and this Act, the maintenance of works, and the ordinary expenditure of the Trustees, and in the establishment of the sinking fund for the time being required to be provided by the Trustees.

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

81. The treasurer to the Trustees shall, within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund under this Act, transmit to the Board of Trade a return, in such form as may be prescribed by that Board, and verified by statutory declaration if so required by them, showing the amount which has been invested for the purpose of

such sinking fund during the year preceding the making of such return, and the description of the securities upon which the same has been invested, and also showing the purposes to which any portion of the moneys invested for the sinking fund and the interest thereof have been applied during the same period and the total amount remaining invested at the end of the year; and in the event of any wilful default in making such return, such treasurer shall be liable to a penalty of not exceeding twenty pounds. If it appear to the Board of Trade, by such return or otherwise, that the Trustees have failed to set apart the sum required by this Act for the sinking fund, or have applied any portion of the moneys set apart for that fund or any interest thereof to any purposes other than those authorised by this Act, the Board of Trade may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund, and such order shall be enforceable by decree of either division of the Inner House of the Court of Session in Scotland pronounced in a summary application presented for that purpose.

Rents and charges under this Act to be liable to existing obligations.

82. The rents and charges and revenues of the trust arising under this Act shall be subject and liable to all the debts, claims, and demands whatsoever to which the rates, duties, and revenues of the trust are at the passing of this Act subject under the Trustees former Acts, and all assignments or other securities granted under authority of the Trustees former Acts shall be as effectually charged on the rents and charges and revenues of the trust arising under this Act as if such rents and charges and revenues had been specifically and expressly charged with such assignments or other securities.

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

83. Nothing contained in this Act or to be done under the authority thereof shall in any manner affect the title to any of the subjects, or any rights, powers, or authorities, mentioned in or reserved by sections 20, 21, and 22 of the Crown Lands Act, 1866, and belonging to or exerciseable on behalf of Her Majesty, her heirs or successors.

Rights of Public Works Loan Commissioners not to be affected.

84. Nothing in this Act contained shall prejudice or affect the rights or remedies of the Public Works Loan Commissioners or their secretary in respect of their securities for any moneys which at the time of the passing of this Act may have been advanced by them to the Trustees, and may remain due, or for any interest on such moneys.

A.D. 1880.

Provisions as to loans by Public Works Loan Commissioners. 24 & 25 Vict. c. 47.

38 & 39 Vict, c. 89.

85. Nothing in this Act shall operate to empower the Trustees to borrow any loan from the Public Works Loan Commissioners: Provided that if the Public Works Loan Commissioners advance any loan to the Trustees under the Harbours and Passing Tolls, &c. Act, 1861, and the Acts amending the same:

(1.) That loan and the security therefor shall not have priority over any loan previously borrowed under this Act, or the Trustees former Acts, or the security therefor, except so far as the creditors consent to such priority under the Public Works Loans Act, 1875, or otherwise, but shall have priority over any loan subsequently borrowed in pursuance of this Act or the Trustees former Acts, and the security therefor; and

(2.) The amount which the Trustees are authorised by this Act or the Trustees former Acts to borrow shall be diminished by the amount of any loan borrowed from the Public Works Loan Commissioners under the Harbours and Passing Tolls, &c. Act, 1861, and the Acts amending the same.

Saving rights of the Crown in the foreshore.

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

Saving of rights as to future accretions.

87. Whereas all lands to the seaward of the lands by this Act authorised to be reclaimed now are below the line of ordinary high-water mark, therefore if any land to the seaward of the lands by this Act authorised to be embanked or reclaimed shall at any time after the execution of any works under the authority of this Act become raised in height or reclaimed, whether gradually or imperceptibly or otherwise, so as to be above instead of below such line of ordinary high-water mark, the Trustees shall not, by virtue of the ownership of any lands which they are by this Act empowered to reclaim, have any estate, right, or interest in or to the lands so raised in height or reclaimed, by reason that such raising or reclamation has been gradual or imperceptible, or has been either wholly or partially caused by the works by this Act authorised or otherwise; but the right and title to the soil and freehold of such land when so

raised or reclaimed shall continue vested in the Queen's Majesty, or such other corporation or person or persons as is or are at the time of the passing of this Act entitled to the same, and as if the same had continued as the same now is, subject to the flow and reflow of the ordinary tides.

Works below high-water mark.

88. The Trustees shall not construct any works on any part of the shore of the River Clyde, where and so far up the same as the tide flows and re-flows, without the previous consent of the Board of Trade, to be signified in writing, and then only according to such plan and under such restrictions and regulations as the said Board approve of, such approval being signified as last aforesaid; and where any such work shall have been constructed with such consent as aforesaid the Trustees shall not at any time alter or extend the same without obtaining, previously to making any such alteration or extension, the like consents or approvals, and if any such work shall be commenced or completed without such consent and approval the said Board of Trade may abate and remove the same, and restore the site thereof to its former condition, at the costs of the Trustees, and the amount of such costs shall be a debt due to the Crown and recoverable against the Trustees accordingly.

Survey of works by Board of Trade.

89. If at any time the Board of Trade deem it expedient for the purposes of this Act to order a survey and examination of a work constructed by the Trustees on, in, over, through, or across tidal lands or tidal water, or of the intended site of any such work, the Trustees shall defray the expense of the survey and examination and the amount thereof shall be a debt due from the Trustees to the Crown, and be recoverable accordingly, with costs, or the same may be recovered, with costs, as a penalty is recoverable from the Trustees.

Lights on works.

90. The Trustees shall, on or near the works below high-water mark hereby authorised, during the whole time of the constructing, altering, or extending, exhibit and keep burning at their own expense every night from sunset to sunrise such lights (if any) as the Board of Trade from time to time require or approve, and (notwithstanding the enactments for the time being in force respecting lighthouses) shall also on or near the work, when completed, always maintain, exhibit, and keep burning at their own expense every night from sunset to sunrise such lights (if any) for the guidance of ships as the Board of Trade from time to time require or approve.

If the Trustees fail to comply in any respect with the provisions of the present section, they shall for each night in which they so fail be liable to a penalty not exceeding twenty pounds.

A.D. 1880.

Nothing to exempt Trustees from provisions of Merchant Shipping Acts.
17 & 18 Vict. c. 104.
18 & 19 Vict. c. 91.

91. Nothing in this Act contained shall be deemed to exempt the Trustees from the provisions of the Merchant Shipping Act, 1854, or the Merchant Shipping Act Amendment Act, 1855, or of any general Act relating to harbours or docks, or dues on shipping, or on goods carried in ships, now in force or which shall 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 rents and charges authorised by this Act.

Expenses of Act.

92. The costs, charges, and expenses of obtaining and passing this Act, and incident thereto, shall be paid by the Trustees out of the surplus rates and revenues of the trust arising under the recited Harbour Acts, and the rents and charges levied under this Act, and out of moneys borrowed under the recited Harbour Acts for the general purposes of the trust.

The SCHEDULES to which the foregoing Act refers.

SCHEDULE (A.)

Rates on Goods.

The words "River Craft," "Coasting Vessels," and "Vessels Foreign" in this table refer to the goods, articles, matters, and things following shipped into or unshipped from vessels, according to the definition of such vessels contained in Schedule (B.) attached to the Greenock Port and Harbours Act, 1866.

Description.	River Craft.		Coasting Vessels.		Vessels Foreign.	
	s.	*d.*	*s.*	*d.*	*s.*	*d.*
Agricultural machines, ploughs, and harrows, each -	0	2½	0	5	0	10
Ale, beer, cider, perry, porter, or vinegar, per ton -	0	2½	0	5	0	10
Alabaster, per ton - - - - -	0	2½	0	5	0	10
Almonds, per ton - - - - -	0	2½	0	5	0	10
Alum, per ton - - - - - -	0	2½	0	5	0	10
Ammoniacal liquor, per ton - - - -	0	2½	0	5	0	10
Anchovies, per ton - - - - -	0	2½	0	5	0	10
Apples, per ton - - - - -	0	2½	0	5	0	10
Arrowroot, per ton - - - - -	0	2½	0	5	0	10
Ashes, per ton - - - - - -	0	2½	0	5	0	10
Asphalte, per ton - - - - -	0	1¼	0	2½	0	5
Bacon, per ton - - - - -	0	2½	0	5	0	10
Bagging, per ton - - - - -	0	2½	0	5	0	10
Barilla, per ton - - - - -	0	2½	0	5	0	10
Bark, per ton - - - - - -	0	2½	0	5	0	10
Basket ware, per ton - - - - -	0	5	0	10	0	10
Beans, per ton - - - - - -	0	2½	0	5	0	10
Bees' wax, per ton - - - - -	0	5	0	10	1	8
Bellows, smiths', each - - - - -	0	2½	0	5	0	5
Bellows, small, per dozen - - - -	0	1¼	0	2½	0	2½
Biscuit, per ton - - - - -	0	2½	0	5	0	10
Bleaching powders, per ton - - - -	0	2½	0	5	0	10
Blubber, whale, per ton - - - -	0	2½	0	5	0	10
Blubber, cod, per ton - - - - -	0	1¼	0	2½	0	5
Boats, open, under 10 feet in length, each - -	0	2½	0	5	0	10
Boats, open, 10 feet and under 20, each - -	0	5	0	10	1	8
Boats, open, 20 feet and upwards, each - -	2	6	5	0	5	0
Boats, decked, per ton - - - -	0	2½	0	5	0	10
Bones, per ton - - - - - -	0	1¼	0	2½	0	5
Bone dust, per ton - - - - -	0	1¼	0	2½	0	5
Boots, per ton - - - - -	0	2½	0	5	0	10
Borax, per ton - - - - -	0	2½	0	5	0	10
Bottles, empty, per ton - - - -	0	1¼	0	2½	0	5
Bran, per ton - - - - - -	0	2½	0	5	0	10
Brandy, per ton - - - - -	0	5	0	10	1	3
Bricks, per ton - - - - -	0	1¼	0	2½	0	3
Brimstone, per ton - - - - -	0	2½	0	5	0	10
Brooms, per hundred - - - - -	0	0½	0	1	0	1

Description.	River Craft.		Coasting Vessels.		Vessels Foreign.	
	s.	*d.*	*s.*	*d.*	*s.*	*d.*
Brushes, per dozen	0	0½	0	1	0	1
Bulrushes, per cwt.	0	0½	0	1	0	1
Butter or lard, per ton	0	2½	0	5	0	10
Cabinet ware, per ton	0	5	0	10	1	8
Candles, per ton	0	2½	0	5	0	10
Carriages, gigs, and other spring carriages, 2 wheels, each	0	5	0	10	1	8
Carriages, gigs, and other spring carriages, 4 wheels, each	0	10	1	8	3	4
Carriage wheels, per pair	0	5	0	10	0	10
Carts, each	0	5	0	10	0	10
Cart wheels, per pair	0	2½	0	5	0	10
Cassia, per ton	0	5	0	10	1	3
Causeway stones, per ton	0	1¼	0	2½	0	5
Cement, per ton	0	2½	0	5	0	10
Chaff, per ton	0	2½	0	5	0	10
Chalk, per ton	0	1¼	0	2½	0	5
Charcoal or coke, per ton	0	2½	0	5	0	10
Cheese, per ton	0	2½	0	5	0	10
Chemical acids, per ton	0	2½	0	5	0	10
Chemical manures, per ton	0	1¼	0	2½	0	5
Chimney cans, each	0	0¼	0	0½	0	1
Cinnamon, per ton	0	5	0	10	1	3
Clay, per ton	0	0½	0	1	0	2½
Clocks, eight day, each	0	2½	0	5	0	10
Clocks, each	0	2½	0	5	0	5
Clover seed, per ton	0	2½	0	5	0	10
Coals, import, per ton	0	1	0	2	0	2
Coals, export, whether shipped from a lighter or otherwise, per ton	0	1½	0	3	0	3
Coals, when put on board steamers for their own consumption, provided such steamers have paid rates under Schedule B. attached to the Act of 1866, free.						
Coals, when put into lighters within the harbours for use of such steamers, free; but the lighter to be charged rates under Schedule B. attached to the Act of 1866, Class Fifth.						
Coal tar, per ton	0	1¼	0	2½	0	5
Cocoa nuts, per 100	0	2½	0	5	0	5
Cocoa, per ton	0	2½	0	5	0	10
Coffee, per ton	0	2½	0	5	0	10
Confections, preserves, or sweets, per ton	0	2½	0	5	0	10
Copper, new or old, per ton	0	5	0	10	1	3
Copperas, per ton	0	5	0	10	1	3
Cordage, per ton	0	2½	0	5	0	10
Cork, or corks, per ton	0	5	0	10	1	3
Cotton, per ton	0	5	0	10	1	3
Cotton, waste, per ton	0	5	0	10	1	3
Crown glass, per ton	0	2½	0	5	0	10
Crucibles, for brass founders, per dozen	0	1¼	0	2½	0	2½
Dividivi, per ton	0	2½	0	5	0	10
Draff, per ton	0	1	0	2	0	4
Drain pipes and tiles, per ton	0	2½	0	5	0	5

Description.	River Craft.		Coasting Vessels.		Vessels Foreign.	
	s.	*d.*	*s.*	*d.*	*s.*	*d.*
Drugs, per ton	0	2½	0	5	0	10
Dye stuffs, per ton	0	2½	0	5	0	10
Dye woods, per ton	0	2½	0	5	0	10
Earth, Fuller's, per ton	0	1¼	0	2½	0	5
Earth or sand for moulding, per ton	0	2½	0	5	0	5
Earthenware, per ton	0	2½	0	5	0	10
Eggs, per ton	0	5	0	10	0	10
Empty casks or packages, each	0	0½	0	1	0	1
Empty casks or packages, after 24 hours on the quay, each per day or part of a day	0	1	0	2	0	2
Empty stone jars, per dozen	0	1¼	0	2½	0	2
Esparto fibre, per ton	0	5	0	10	1	8
Feathers, per ton	0	2½	0	5	0	10
Feather beds, each	0	2½	0	5	0	5
Felt, per ton	0	2½	0	5	0	10
Figs, per ton	0	2½	0	5	0	10
Filters, each	0	1¼	0	2½	0	2½
Fish, salt, per ton	0	2½	0	5	0	10
Fish, fresh, not exceeding 2½ cwt., per box	0	1	0	2	0	2
Fish, exceeding 2½ cwt., per box	0	1	0	2	0	4
Flax, per ton	0	2½	0	5	0	10
Flax seed, per ton	0	2½	0	5	0	10
Flint glass, per ton	0	2½	0	5	0	10
Flint stones, per ton	0	1¼	0	2½	0	5
Flour, per ton	0	2½	0	5	0	10
Fowls, live, per ton	0	5	0	10	0	10
Freestones, per ton	0	1¼	0	2½	0	2½
Fruit, green or dried, per ton	0	2½	0	5	0	10
Furniture, per ton	0	5	0	10	1	8
Galls, per ton	0	2½	0	5	0	10
Gin, per ton	0	5	0	10	1	3
Ginger, rough, per ton	0	2½	0	5	0	10
Grain of all sorts at import or export, per ton	0	2½	0	5	0	10
Grain of all sorts, if transhipped into lighters without being landed, no additional charge.						
Granite, per ton	0	2½	0	3	0	4
Grapes, per ton	0	2½	0	5	0	10
Gravel, per ton	0	0½	0	1	0	2½
Grease, per ton	0	1¼	0	2½	0	5
Groceries, per ton	0	5	0	10	1	3
Grindstones, per ton	0	2½	0	5	0	10
Guano, per ton	0	1¼	0	2½	0	5
Gum arabic, per ton	0	2½	0	5	0	10
Gun carriages, each	0	1¼	0	2½	0	5
Gunpowder, for ships' use, or cargo, per ton	0	2½	0	5	0	10
Hair, plasterers', per ton	0	2½	0	5	0	10
Hair, per ton	0	2½	0	5	0	10
Hams, per ton	0	2½	0	5	0	10
Hay, per ton	0	1¼	0	2½	0	5
Hemp, per ton	0	2½	0	5	0	10
Herrings, salt, per ton	0	2½	0	5	0	10
Herrings, fresh, not exceeding 2½ cwt., per box	0	1	0	2	0	2

Description.	River Craft.		Coasting Vessels.		Vessels Foreign.	
	s.	*d.*	*s.*	*d.*	*s.*	*d.*
Herrings, fresh, exceeding 2½ cwt., per box	0	1	0	2	0	4
Herrings, Nova Scotia, under 56 lbs.	0	0¼	0	0½	0	1
Hides, per ton	0	2½	0	5	0	10
Hoofs of cattle, per ton	0	2½	0	5	0	10
Honey, per ton	0	2½	0	5	0	10
Hoops, hogshead, or tierce, per 1,000	0	5	0	10	1	3
Hoops, barrel, per 1,000	0	2½	0	5	0	10
Hoops, firkin, per 1,000	0	1¼	0	2½	0	5
Hoops, mast or truss, per dozen	0	0½	0	1	0	2
Hops, per ton	0	2½	0	5	0	10
Horn and horn tips, per ton	0	2½	0	5	0	10
Hurleys, each	0	2½	0	5	0	5
Indigo, per ton	0	2½	0	5	0	10
Iron—plate, wrought, per ton	0	2½	0	5	0	10
Iron—boilers and machinery, landed from or put on board vessels or steamers, either as cargo or otherwise, per ton	0	5	0	10	1	3
Iron—screw propellers, per ton	0	5	0	10	1	3
Iron—railway chairs, per ton	0	2½	0	5	0	10
Iron—bolt, bar, rail, rod, &c., per ton	0	2½	0	5	0	10
Iron—castings, per ton	0	2½	0	5	0	10
Iron—pig, scrap, and old, per ton	0	2	0	3¾	0	3¾
Iron—metal ores, per ton	0	1	0	1¼	0	2½
Jute, per ton	0	2½	0	5	0	10
Kelp, per ton	0	1¼	0	2½	0	5
Lac dye, per ton	0	2½	0	5	0	10
Lac gum, stick, seed, or shell, per ton	0	2½	0	5	0	10
Laths, per ton	0	2½	0	5	0	10
Lead, per ton	0	2½	0	5	0	10
Leather, per ton	0	5	0	10	0	10
Lemons, per ton	0	2½	0	5	0	10
Lime, per ton	0	1¼	0	2½	0	5
Lime stones, per ton	0	1¼	0	2½	0	2½
Lime juice, per ton	0	2½	0	5	0	10
Limes, per ton	0	2½	0	5	0	10
Liquorice, per ton	0	2½	0	5	0	10
Liquorice root, per ton	0	2½	0	5	0	10
Live stock, viz.:—						
Asses, each	0	2½	0	5	0	5
Bulls, each	0	2½	0	5	0	10
Calves, each	0	0½	0	1	0	1
Cows, each	0	2½	0	5	0	10
Deer, each	0	2½	0	5	0	5
Goats, each	0	0½	0	1	0	1
Lambs, per score	0	2½	0	5	0	5
Ponies under 13 hands, each	0	2½	0	5	0	10
Horses, each	0	5	0	10	1	3
Mules, each	0	2½	0	5	0	10
Oxen, each	0	2½	0	5	0	10
Pigs, each	0	0½	0	1	0	1
Sheep, per score	0	2½	0	5	0	5
Lobsters and other shell-fish if under 2½ cwt., per box	0	1	0	2	0	2
Lobsters and other shell-fish if above 2½ cwt., per box	0	1½	0	3	0	3

Description.	River Craft.	Coasting Vessels.	Vessels Foreign.
	s. d.	*s. d.*	*s. d.*
Locomotives, per ton	0 5	0 10	0 10
Madder, root or ground, per ton	0 2½	0 5	0 10
Magnesia, per ton	0 2½	0 5	0 10
Malt, per ton	0 2½	0 5	0 10
Manure, per ton	0 1	0 2	0 2½
Marble, per ton	0 5	0 10	1 8
Mattresses, not passengers' luggage, each	0 0½	0 1	0 1
Matts, Russia, per 100	0 2½	0 5	0 5
Matts, sugar, per ton	0 2½	0 5	0 5
Meal of all kinds, per ton	0 2½	0 5	0 10
Melado, per ton	0 2½	0 5	0 10
Milk, per vessel, not exceeding 10 gallons	0 1	0 2	0 2
Milk, per vessel, exceeding 10 gallons	0 2½	0 5	0 10
Millstones, each	0 5	0 10	0 10
Molasses, per ton	0 2½	0 5	1 3
Moss, for dyers, per ton	0 2½	0 5	0 10
Munjeet, per ton	0 2½	0 5	0 10
Nails, per ton	0 2½	0 5	0 10
Nuts, per ton	0 2½	0 5	0 10
Nutmegs, per ton	0 2½	0 5	0 10
Oakum, per ton	0 2½	0 5	0 10
Oil, per ton	0 2½	0 5	0 10
Oil-cake, per ton	0 2½	0 5	0 10
Onions, per ton	0 2½	0 5	0 10
Opium, per ton	0 2½	0 5	0 10
Oranges, per ton	0 2½	0 5	0 10
Ox bows, per ton	0 2½	0 5	0 10
Oysters, per ton	0 2½	0 5	0 10
Packs (hogshead), each	0 0¾	0 1½	0 1½
Packs (puncheon), each	0 0½	0 1	0 1
Packs (barrel), each	0 0¼	0 0½	0 0½
Paints, per ton	0 5	0 10	1 3
Paper, per ton	0 2½	0 5	0 10
Parcels, under 56 lbs. in weight, each	0 0½	0 1	0 1
Passengers' or seamen's luggage, not otherwise charged, free.			
Passengers' or seamen's luggage when carried to vessels in the stream or at or below the tail of the bank, which have not paid rates under Schedule B. attached to the Act of 1866, to be charged per package	0 1	0 2	0 2
Paving or flag stones, per ton	0 2½	0 3	0 4
Pears, per ton	0 2½	0 5	0 10
Pease, per ton	0 2½	0 5	0 10
Pepper, per ton	0 2½	0 5	0 10
Pimento, per ton	0 2½	0 5	0 10
Pianofortes, each	0 6	1 0	2 0
Piasavo, per ton	0 2½	0 5	0 10
Pitch, per ton	0 2½	0 5	0 10
Plants, shrubs, or trees, per ton	0 5	0 10	0 10

Description.	River Craft.		Coasting Vessels.		Vessels Foreign.	
	s.	*d.*	*s.*	*d.*	*s.*	*d.*
Plums, per ton	0	2½	0	5	0	10
Pomegranates, per ton	0	2½	0	5	0	10
Potatoes, per ton	0	1¼	0	2½	0	5
Provisions, salted, per ton	0	2	0	5	0	10
Quercitron bark, per ton	0	2½	0	5	0	10
Rags and paper stuff, per ton	0	2½	0	5	0	10
Raisins, per ton	0	2½	0	5	0	10
Railway plant, per ton	0	2½	0	5	0	10
Rape cakes, per ton	0	2½	0	5	0	10
Rice, per ton	0	2½	0	5	0	10
Riddles, per dozen	0	2½	0	5	0	5
Road metal, per ton	0	1	0	1¼	0	2½
Rock salt, per ton	0	1	0	1¼	0	2½
Ropes, old or new, per ton	0	2½	0	5	0	10
Rosin, per ton	0	2½	0	5	0	10
Rum, per ton	0	5	0	10	1	3
Sacking, per ton	0	2½	0	5	0	10
Sago, per ton	0	2½	0	5	0	10
Sails, old or new, per ton	0	2½	0	5	0	10
Salt, per ton	0	1	0	1¼	0	2½
Saltpetre, per ton	0	2½	0	5	0	10
Sand, per ton	0	0½	0	1	0	2½
Scythes, per 100	0	2½	0	5	0	5
Seeds, per ton	0	2½	0	5	0	10
Sieves, per dozen	0	2½	0	5	0	5
Sheathing paper, per ton	0	2½	0	5	0	10
Ship stores of all kinds included in victualling bills, free.						
Shoes, per ton	0	2½	0	5	0	10
Shovels, per ton	0	0½	0	1	0	2½
Shumac, per ton	0	2½	0	5	0	10
Sickles, per 100	0	1¼	0	2½	0	2½
Silk, raw, per ton	0	2½	0	5	0	10
Skins, seal or calf, per 100	0	2½	0	5	0	5
Skins, sheep or lamb, per 100	0	1¼	0	2½	0	2½
Slates, per ton	0	2½	0	5	0	10
Soap, per ton	0	2½	0	5	0	10
Soapers' waste, per ton	0	1¼	0	2½	0	2½
Soda, per ton	0	2½	0	5	0	10
Soot, per ton	0	1¼	0	2½	0	5
Spades, per dozen	0	0½	0	1	0	2½
Spirits of turpentine, per ton	0	2½	0	5	0	10
Spirits not otherwise enumerated or described, per ton	0	5	0	10	1	3
Starch, per ton	0	2½	0	5	0	10
Steel, per ton	0	2½	0	5	0	10
Stones, macadamising, per ton	0	1¼	0	2½	0	2½
Straw, per ton	0	2½	0	5	0	5
Succades, per cwt.	0	1	0	2	0	2
Sugar, per ton	0	2½	0	5	1	3
Sugar moulds, or syrup jars, each	0	0½	0	1	0	1
Syrup and treacle, per ton	0	2½	0	5	1	3

Description.	River Craft.		Coasting Vessels.		Vessels Foreign.	
	s.	*d.*	*s.*	*d.*	*s.*	*d.*
Tallow, per ton	0	2½	0	5	0	10
Tamarinds, per cwt.	0	1	0	2	0	2
Tanners' waste, per ton	0	1¼	0	2½	0	5
Tapioca, per ton	0	2½	0	5	0	10
Tar, per ton	0	2½	0	5	0	10
Tea, per ton	0	5	0	10	1	3
Tiles, drain, per 1,000	0	2½	0	5	0	10
Tiles, roofing, per ton	0	2½	0	5	0	10
Tin, of all kinds, per ton	0	5	0	10	1	3
Tinware, per ton	0	2½	0	5	0	10
Tobacco, per ton	0	5	0	10	1	3
Tobacco pipes, per cubic foot	0	0½	0	1	0	1
Tongues, per ton	0	2½	0	5	0	10
Turnips, per ton	0	1¼	0	2½	0	5
Tow, per ton	0	2½	0	5	0	10
Treacle, per ton	0	2½	0	5	0	10
Turmeric, per ton	0	2½	0	5	0	10
Turpentine, per ton	0	2½	0	5	0	10
Valonia, per ton	0	2½	0	5	0	10
Varnish, per ton	0	2½	0	5	0	10
Vent linings, each	0	0¼	0	0½	0	0½
Verdigris, per ton	0	2½	0	5	0	10
Vinegar, per ton	0	2½	0	5	0	10
Vitriol, per ton	0	2½	0	5	0	10
Waggons, each	0	2½	0	5	0	10
Waggon wheels, per pair	0	1¼	0	2½	0	2½
Whalebone, per ton	0	5	0	10	1	8
Wheelbarrows, each	0	1	0	1¼	0	1¼
Whiskey, per ton	0	5	0	10	1	3
Whiting, per ton	0	1¼	0	2½	0	5
Wine, per ton	0	5	0	10	1	3
Wood, when floated into the port or harbours from other ports or places, per 40 cubic feet	0	2½	0	5	0	10
Wood, viz.:—Battens, batten ends, and boards, per 50 cubic feet	0	1½	0	3	0	5
Black birch, elm, or ash, per 50 cubic feet	0	2½	0	5	0	6
Crate wood, crop wood, stakes, &c., per ton	0	2½	0	5	0	10
Crooked timber, of pine or hardwood, small, per ton	0	2½	0	5	0	10
Crooked timber, of pine or hardwood, large, per 50 cubic feet	0	5	0	10	0	10
Deals and deal ends, per 50 cubic feet	0	1½	0	3	0	5
Fire wood, per 50 cubic feet	0	1½	0	3	0	4
Greenheart, moro, or teak, per 50 cubic feet	0	5	0	10	1	3
Oak, and all other kinds of hardwood not specially mentioned, per 50 cubic feet	0	2½	0	5	0	10
Handspikes, per 120	0	6	1	0	1	0
Lancewood spars, per 120	0	6	1	0	1	0
Lathwood, per 216 cubic feet	0	5	0	10	0	10
Norway staves or palings, per 1,200	0	6	1	0	1	0
Oars, per 120	0	6	1	0	2	0
Pine, per 50 cubic feet	0	1½	0	3	0	5

Description.	River Craft.	Coasting Vessels.	Vessels Foreign.
	s. *d.*	*s.* *d.*	*s.* *d.*
Rickers, or boat-hook handles, per 120 -	0 2½	0 5	0 10
Spars, not above 6 inches in diameter, per 120 - - - - - -	1 0	2 0	2 0
Staves—barrel, sawn, per 1,200 - - -	0 6	1 0	1 0
Staves—hogshead, St. John's ash, per 1,200 -	1 6	3 0	3 0
Staves—hogshead, Quebec red oak, per 1,200 -	1 6	3 0	3 0
Staves—hogshead, Quebec white oak, per 1,200 -	1 6	3 0	3 0
Staves—pipe standard, per 1,200 - - -	3 0	6 0	6 0
Stave billets to be charged double of the rates leviable on the respective kinds of staves.			
Treenails, per 1,000 - - - -	0 5	0 10	0 10
Wedges, per 1,000 - - - -	0 5	0 10	0 10
Wheel spokes, per 1,000 - - - -	0 10	1 8	1 8
Wood, sold by the weight, viz. :—			
Fustic, lignumvitæ, and logwood, per ton - -	0 5	0 10	1 3
Mahogany and rosewood, per ton - - -	0 5	0 10	1 3
All other kinds, per ton - - - -	0 5	0 10	1 3
Wood ware and utensils, per dozen - -	0 2½	0 5	0 10
Wool, per ton - - - - - -	0 5	0 10	1 8
Yarn, per ton - - - - - -	0 5	0 10	1 8
Yeast, per ton - - - - - -	0 2½	0 5	0 10
Yellow metal, per ton - - - - -	0 5	0 10	1 3
Zinc, per ton - - - - - -	0 2½	0 5	0 10
All goods not otherwise enumerated or described may be charged, in the option of the Trustees, per ton measurement of 40 cubic feet - - -	0 5	0 10	1 3
Or per ton weight - - - -	0 5	0 10	1 3

SCHEDULE (B.)

RATES FOR THE USE OF GRAVING DOCKS.

	£ *s.* *d.*
Vessels of fifty tons and not exceeding one hundred tons using the dock for not more than two tides - - - -	2 17 6
Each additional tide above two tides - - - -	0 9 5
Vessels above one hundred tons using the dock for more than two tides :—	
For the first one hundred tons - - - -	2 17 6
For each additional fifty tons or part of fifty tons - -	0 9 5
Each additional tide above two tides :—	
The first one hundred tons - - - -	0 9 5
Each additional fifty tons or part of fifty tons - -	0 1 7

No charge to be less than for two tides.

RATE TO BE CHARGED FOR PUMPING THE GRAVING DOCK AT ENTRY. A.D. 1880.

One penny three farthings per register ton on each vessel on entering the Graving Dock.

The rates on steam vessels for use of dock and for pumping to be charged by the ton of gross measurement, including the engine-room.

SCHEDULE (C.)

FOR USE OF GOODS SHEDS.

For each ton of 40 cubic feet or for each ton of 20 hundredweight which shall remain in any shed on the quays of the harbour or docks for a longer time than forty-eight hours the sum of threepence sterling per day for each day during which the said goods shall remain after the first forty-eight hours; but the payment of the rate shall not confer right to continue the occupation of a shed or any part thereof after such forty-eight hours, and all goods must be removed from the sheds within twenty-four hours after notice has been given to that effect by the Trustees or their superintendent or other officers, and failing their being so removed the Trustees or their officers shall be entitled to remove the same and store them where they think proper at the risk and expense of the owners or consignees; or in the option of the Trustees they may charge, and the owners or consignees shall pay, one shilling per ton per day for any goods remaining unremoved after the expiry of such twenty-four hours.

SCHEDULE (D.)

FORM OF CERTIFICATE OF FUNDED DEBT.

No.

This is to certify that *A.B.* (*name and designation*) is the holder of pounds of the Greenock Harbour Funded Debt, created by and under the provisions of the Greenock Harbour Act, 1880, and is entitled to receive an annuity on that sum at the rate of per centum per annum, payable at (*insert terms*).

Dated this day of 18 .

(L.S.)

A.D. 1880.

SCHEDULE (E.)

Form of Transfer.

I (*A.B.*) of , in consideration of the sum of pounds paid to me by (*C.D.*) of do hereby transfer to the said (*C.D.*) , his executors, administrators, and assigns, the sum of Greenock Harbour Funded Debt standing in my name in the books kept of such stock, and all my property, right, and interest in and to the same and the annuities thereon.

In witness whereof these presents (*insert testing clause required by the law of Scotland*).

LONDON: Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1880.