ANNO QUINTO

VICTORIÆ REGINÆ.

Sess. 2.

****

Cap. liv.

An Act for further improving, enlarging, and maintaining the Harbours of the Town of *Greenock*. [18th *June* 1842.]

WHEREAS an Act was passed in the Thirteenth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for deepening, cleansing, and making more* 13G. 3. c. 28.
commodious the Harbours of the Town of Greenock; *for supplying the Inhabitants with fresh and wholesome Water; and for paving, cleansing, lighting, and watching the Streets and other public Places within the said Town:* And whereas another Act was passed in the Twenty-ninth Year of the Reign of His said Majesty, intituled *An* 29G. 3. c. 43.
Act for altering and enlarging the Powers of an Act made in the Thirteenth Year of the Reign of His present Majesty, intituled 'An 'Act for deepening, cleansing, and making more commodious the Har- 'bours of the Town of Greenock; *for supplying the Inhabitants with 'fresh and wholesome Water; and for paving, cleansing, lighting, and 'watching the Streets and other public Places within the said Town:'* And whereas another Act was passed in the Forty-first Year of the Reign of His said Majesty, intituled *An Act to amend Two Acts,* 41 G. 3. c. 51.
made in the Thirteenth and Twenty-ninth Years of the Reign of His

present Majesty, for making more commodious the Harbours of the Town of Greenock, *and for other Purposes mentioned in the said Acts; for watching the said Town, and better supplying the same with Water; for regulating the Fares of Coachmen, Chairmen, Porters, and Carters plying in the said Town, and of Pilots, Watermen, and Jobbers employed in the said Harbours and on the River* Clyde, *and for feuing out the Glebe of the said Town:* And whereas another Act was passed in the Forty-third Year of the Reign of His said Majesty,
43 G. 3. c. 87. intituled *An Act for the further Improvement of the Harbours of the Town of* Greenock, *and for other Purposes therein mentioned:* And whereas another Act was passed in the Fiftieth Year of the Reign
50 G. 3. c. 167. of His said Majesty, intituled *An Act for altering and enlarging the Powers of several Acts of His present Majesty; for the Improvement of the Town of* Greenock *and the Harbours thereof; for regulating the Police; and for other Purposes mentioned in the said Acts:* And whereas another Act was passed in the Fifty-seventh
57 G. 3. c. 32. Year of the Reign of His said Majesty, intituled *An Act for the further Improvement of the Town and Harbours of* Greenock; *for establishing and supporting a Harbour Police; and for the better regulating the Poor of the Three Parishes of* Greenock: And whereas another Act was passed in the Third Year of the
3 & 4 Vict. c. 27. Reign of Her present Majesty Queen *Victoria*, intituled *An Act for the further Improvement of the Town of* Greenock; *for better lighting and supplying the same with Water; for regulating the Police thereof; and for other Purposes connected therewith*, by which the said recited Acts, in so far as they related to the Purposes of supplying the Inhabitants of *Greenock* with fresh and wholesome Water, and paving, cleansing, lighting, and watching the Streets and other public Places within the said Town, and the Establishment and Works therewith connected, were repealed, and further and more effectual Powers were thereby given in relation to these Purposes aforesaid: And whereas the Trustees acting under the Authority of the said recited Acts of the Thirteenth, Twenty-ninth, Forty-first, Forty-third, Fiftieth, and Fifty-seventh Years of the Reign of His said Majesty King *George* the Third, in so far as the same relate to the Port and Harbours of the said Town of *Greenock*, have proceeded in the Execution of the same, and have from Time to Time made great Improvements in and connected with the said Port and Harbours, for the Accommodation of the Trade and Shipping of the same, and have borrowed and expended large Sums of Money raised on the Credit of the Rates and Duties thereby granted in carrying such Improvements into effect: And whereas the Number of Ships and other Vessels belonging and resorting to the said Harbours has of late Years greatly increased and is still increasing, and the Trade and Commerce of the said Port have become more extensive, and it is expedient and necessary, and would be of great public Advantage, that additional Harbours and other Works should be built and erected for the Accommodation of the said Shipping and Commerce: And whereas it is necessary and expedient for carrying such Purposes into effect that the said recited Acts be altered, amended, and enlarged, and that further and more effectual Powers should be given in relation to the same; but the Purposes aforesaid cannot be effected without the Aid and

Authority

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, That the said Six several first-recited Acts passed respectively in the Thirteenth, Twenty-ninth, Forty-first, Forty-third, Fiftieth, and Fifty-seventh Years of the Reign of King *George* the Third, and the several Enactments and Provisions thereof, in so far as the same remain in force, shall from and after the passing of this Act be deemed to be and shall be executed as Part of this Act, except in such Part or Parts thereof where the same are hereby respectively repealed or varied, or wherein the same shall be inapplicable to the Purposes of this Act. Powers of former Acts to extend to this Act, except as hereby altered.

II. And be it enacted, That instead of the Trustees appointed by the said first-recited Act of the Thirteenth Year of the Reign of King *George* the Third, the Provost, the Four Baillies, the Treasurer, and the whole other Councillors of *Greenock*, and their Successors in Office, shall be Trustees for putting this Act into execution. Trustees.

III. And be it enacted, That the said Trustees shall hold their First General Meeting under this Act on the First *Tuesday* of the Month next after the passing thereof, and shall thereafter hold a Meeting on the First *Tuesday* of every Month, at the usual Place of Meeting of the Provost, Magistrates, and Councillors of *Greenock*, within the Town Hall or Council Chambers of *Greenock*, for the Purpose of putting this Act and the said recited Acts into execution. Their First and other Meetings.

IV. And be it enacted, That at all Meetings of the Trustees Eight shall be a Quorum, and all the Powers of this Act may be exercised by the major Part or Quorum of the Trustees present at any Meeting holden in pursuance of this Act, the Number present being not less at any Time than Eight; and no Business shall be transacted at any Meeting of the Trustees unless Eight or more Trustees shall be present at such Meeting; and if at any such Meeting there shall not be Eight Trustees present within One Half Hour after the Time appointed for such Meeting, then it shall be lawful for the Trustees present, or the major Part of them, or any One Trustee if only One be present, or the Clerk of the said Trustees in the Absence of any Trustee, to adjourn such Meeting to another Day; and Notice shall be given of the Day, Place, and Purpose of such adjourned Meeting in manner herein-after mentioned. Quorum of Trustees, and Adjournment in failure thereof.

V. And be it enacted, That at every Meeting of the Trustees One or other of the following Persons shall preside as Chairman; that is to say, the Provost, or in his Absence the Senior Baillie present, or in the Absence of the Provost and Baillies some one of the Trustees present to be chosen for that Purpose by the Meeting; and every Proposition at any such Meeting shall be determined by the Majority of Votes of the Trustees present, the Chairman of the Meeting being entitled to vote, not only as a Principal, but to have a casting Vote if there be an Equality of Votes. Chairman at Meetings, and Manner of voting.

VI. And

Adjourned Meetings.

VI. And be it enacted, That every Meeting of the Trustees may be adjourned from Time to Time, and no Business shall be transacted at any adjourned Meeting other than the Business left unfinished at the Meeting from which such Adjournment took place, unless special Notice be given in manner herein-after mentioned.

Special Meetings.

VII. And be it enacted, That it shall be lawful for the said Trustees to hold Special Meetings, and the Provost, or in his Absence the Senior Baillie, may call such Special Meetings, or may require the Clerk to call such Special Meetings to be held; but no such Meeting shall be held unless Two Days Notice thereof shall be given.

How Special Meetings to be called.

VIII. And be it enacted, That all Special Meetings to be held under the Authority of this Act shall be called by Cards or Circulars signed by the Clerk, or Provost, or Baillie calling such Meeting, delivered to each of the Trustees, or left at their usual Places of Abode, or put into the Post Office Two Days at least before such Meeting.

Orders made not to be altered without Notice.

IX. And be it enacted, That no Order made by the said Trustees at any of their Meetings shall be altered or revoked, unless at some Meeting called for that special Purpose, or unless Notice of such Intention be given in the Card or Circular calling the Meeting.

Officers under former Acts to continue.

X. And be it enacted, That each and every Clerk, Receiver, Collector of the Duties, Harbour Master, and other Officer, except the Treasurer, appointed or employed under the said Six first-recited Acts, shall continue to hold and exercise their respective Offices and Employments until they shall be displaced or removed by the Trustees hereby appointed, or shall have resigned; and every such Clerk, Receiver, Collector, Harbour Master, and other Officer, except the Treasurer, shall have the same Powers, and be subject to the like Rules, Regulations, Pains, and Penalties, as if they had been severally appointed by the Trustees acting under this Act.

Separation of Offices of Clerk and Treasurer.

XI. And be it enacted, That neither the Person who shall hold the Office of Clerk to the said Trustees, nor the Partner of such Clerk, nor any Person in the Service or Employ of such Clerk or of his Partner, shall be eligible to be the Treasurer under the said recited Acts and this Act; and that neither the Person who shall hold the Office of Treasurer, nor the Partner of such Treasurer, nor any Person in the Service or Employ of such Treasurer or of his Partner, shall be eligible to be the Clerk; and if any Person offend in any of the following Cases he shall for every such Offence forfeit One hundred Pounds; (that is to say,)

If any Person accept both the Offices of Clerk and Treasurer:

If any Person, being the Partner of such Clerk, or in the Service or Employ of such Clerk or of his Partner, accept the Office of Treasurer, or act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer:

If any Person, being the Partner of such Treasurer, or in the Service or Employ of such Treasurer or of his Partner, accept the Office of

of Clerk, or act as Deputy of the Clerk, or in any Manner officiate for the Clerk:

If any such Treasurer or Clerk hold any Place of Profit or Trust under the Trustees other than that of Treasurer or Clerk, as the Case may be:

And any Person may sue for such Penalties by Action of Debt in any Court competent in *Scotland*, and shall on Recovery thereof be entitled to full Costs of Suit.

Security to be taken.

XII. And be it enacted, That before any Person entrusted with the Custody or Control of Monies, whether Treasurer, Collector, or other Officer of the Trustees, shall enter upon his Office, the Trustees shall take sufficient Security from him for the faithful Execution of his Office.

Officers to account, on Demand.

XIII. And be it enacted, That every Officer or Person employed by the Trustees shall from Time to Time when required by the Trustees make out and deliver to them, or to any Person appointed by them for that Purpose, a true and perfect Account in Writing under his Hand of all Monies received by him on behalf of the Trustees, and such Account shall state how and to whom and for what Purpose such Monies shall have been disposed of; and together with such Account such Officer shall deliver the Vouchers and Receipts for such Payments; and every such Officer shall pay to the Trustees, or to any Person appointed by them to receive the same, all Monies which shall appear to be owing from him upon the Balance of such Accounts.

Summary Remedy against Parties failing to account.

XIV. And be it enacted, That if any such Officer fail to render such Account, or to produce and deliver up all the Vouchers and Receipts relating to the same in his Possession or Power, or to pay the Balance thereof when thereunto required; or if, for Three Days after being thereunto required, he fail to deliver up to the Trustees, or to any Person appointed by them to receive the same, all Books, Papers, and Writings, Property, Effects, Matters, and Things, in his Possession or Power, relating to the Execution of this Act, or belonging to the Trustees, then, on summary Complaint thereof being made to the Sheriff Substitute at *Greenock*, such Sheriff Substitute shall by Warrant under his Hand cause such Officer to be brought before him, or if such Officer cannot be found, then in his Absence such Sheriff may hear and determine the Matter in a summary Way, and may immediately adjust and declare the Balance owing by such Officer; and if it appear, either upon Confession of such Officer, or upon Evidence, or upon Inspection of the Account, that any Monies of the Trustees are in the Hands of such Officer, or owing by him to the Trustees, such Sheriff may order such Officer to pay the same; and if he fail to pay the Amount it shall be lawful for such Sheriff to grant a Warrant to levy the same by Distress, or, in default thereof, to commit the Offender to Gaol, there to remain without Bail for a Period not exceeding Three Months; and in any of the following Cases; (that is to say,)

If any such Officer do not appear before the Sheriff at the Time and Place appointed for that Purpose; or

If such Officer appear, but fail to make out such Account in Writing; or

If such Officer refuse to produce and deliver to the Sheriff the several Vouchers and Receipts relating to such Account; or

If such Officer refuse to deliver up any Books, Papers, or Writings, Property, Effects, Matters, or Things, in his Possession or Power, belonging to the Trustees,

Such Sheriff may lawfully commit such Offender to Gaol; and in every such Case of Commitment the Prisoner shall remain in Custody without Bail until he have made out and delivered such Accounts, and delivered up the Vouchers and Receipts, if any, relating thereto in his Possession or Power, and have delivered up such Books, Papers, Writings, Property, Effects, Matters, and Things, if any, in his Possession or Power.

Sureties not to be discharged.

XV. And be it enacted, That no such Proceeding against or Dealing with any such Officer as aforesaid shall deprive the Trustees of any Remedy which they might otherwise have against any Surety of such Officer.

Accounts to be kept.

XVI. And be it enacted, That full and true Accounts shall be kept of all Sums of Money received or expended on account of the said Harbours by the Trustees and all Persons employed by or under them, and of the Articles, Matters, and Things for which such Sums of Money shall have been received or disbursed and paid, and the Trustees shall also cause Books to be provided and kept by their Treasurer, in which shall be entered true and regular Accounts of Money received and paid out, and shall also cause their Clerk to keep regular Minute Books, in which shall also be recorded all the Resolutions and Transactions of the Trustees under this Act; and such Books shall at all reasonable Times be open to the Inspection of any Trustee or Creditor on the Rates and Duties authorized to be levied by the said recited Acts or by this Act, without Fee or Reward.

Trustees to render an annual Account, and a Copy thereof to be transmitted to the Town Clerk.

XVII. And be it enacted, That the said Trustees shall once in each Year cause to be prepared an Account in Abstract of the total Receipts and Expenditure of all Funds levied by virtue of this Act for the Year preceding, under the several distinct Heads of Receipts and Expenditure, with a Statement of the Balance of the said Account, duly attested and certified by any Two of the said Trustees, or by any Two of the Commissioners on the said Harbours, and shall cause a Copy of such annual Account to be transmitted free of Charge to the Town Clerk of *Greenock* on or before the First Day of *January* in each Year, which Account shall be open to the Inspection of the Public at all seasonable Hours on Payment of the Sum of One Shilling for every such Inspection: Provided always, that if the said Trustees shall omit to prepare or transmit such Account as aforesaid they shall forfeit for every such Omission the Sum of Ten Pounds.

XVIII. And

Notices how to be served on Trustees.

XVIII. And be it enacted, That in all Cases where it may be requisite or necessary to serve any Notice upon the said Trustees, or any Citation or Summons, or other legal Proceedings, against them, the Service upon the Clerk of the said Trustees, or at the Office of the said Clerk, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively upon the said Trustees.

How Trustees to sue and to be sued.

XIX. And be it enacted, That the said Trustees may sue and be sued for any Matter or Thing to be done in the Execution of this Act in the Name of the Treasurer or the Clerk for the Time being of the said Trustees, and no Action or Suit wherein the said Trustees shall be concerned as Pursuers or Defenders in the Name of the Treasurer or Clerk, or by virtue of this Act, shall abate by the Death or Removal of any such Treasurer or Clerk, but the Treasurer or Clerk for the Time being shall be deemed to be the Pursuer or Defender (as the Case may be) in every such Action; and the said Treasurer or Clerk shall out of the Monies arising by virtue of the said recited Act or of this Act be reimbursed and paid all Monies, Charges, and Expences which he shall pay, expend, or be put to by his or their being so made Pursuer or Defender as aforesaid.

Power to borrow Money.

XX. And be it enacted, That it shall be lawful for the said Trustees from Time to Time to borrow at Interest on the Credit of the several Rates and Duties by the said recited Acts and this Act granted, and other Property vested in such Trustees, any Sum of Money which, together with any Sum previously borrowed, shall not exceed the Sum of Two hundred and twenty thousand Pounds, and in the event of any Part of such Sum of Money being repaid by the Trustees, to re-borrow the same, and so *toties quoties*, but so nevertheless that there shall not be owing on the Security aforesaid any more than the Sum of Two hundred and twenty thousand Pounds in the whole at any one Time; and for securing the Repayment of the Money so borrowed, with Interest, the Trustees, or any Three or more of them, may assign over the said Rates, Duties, and Property, or any Part thereof, to the Person who shall advance or lend such Money, as a Security for the Payment of the Money so to be borrowed, together with Interest for the same.

Form of Assignment.

XXI. And be it enacted, That every such Assignment shall be by Deed duly stamped, in which the Consideration shall be truly stated, and every such Deed shall be under the Hands of any Three or more of the Trustees and their Clerk, and may be according to the Form in the Schedule (A.) to this Act annexed, or to the like Effect; and the Trustees and their Clerk shall not be personally liable by reason of having signed such Assignments for the Repayment of the Money borrowed or Interest thereon, or for Payment of any Sum which they shall not have bound themselves personally to pay as Individuals independent of their Office as Trustees and Clerk under this Act.

Assignments to be without Preference.

XXII. And be it enacted, That all Persons to whom Securities have before the passing of this Act been granted under the said recited Acts,

Acts, and all Persons to whom Assignments or Securities shall hereafter be made, or who are or shall be entitled to the Monies thereby secured, shall, in proportion to the Sums therein respectively mentioned, be Creditors on the said Rates or Duties equally one with another, without any Preference in respect of the Priority of advancing such Monies, or of the Dates of any such Securities or Assignments respectively.

Expences of Assignment.

XXIII. And be it enacted, That the Expences of every Assignment shall from Time to Time be defrayed by the Trustees out of the Money raised by the same.

Register of Assignments to be kept, and to be open to Inspection.

XXIV. And be it enacted, That a Register of such Assignments shall be kept by the Clerk to the Trustees, and within Twenty-one Days after the Date of any such Assignment an Entry or Memorial of the Number and Date thereof, and of the Names of the Parties thereto, with their proper Designations, shall be made in such Register, and such Register may be perused at all reasonable Times by any Person interested therein, without Fee or Reward.

Transfer of Assignment.

XXV. And be it enacted, That from Time to Time any Party entitled to any such Assignment may transfer his Right and Interest therein to any other Person by Deed duly stamped, wherein the Consideration shall be truly stated, and any such Transfer may be according to the Form in the Schedule (B.) to this Act annexed, or the like Effect.

Register of transfers to be kept.

XXVI. And be it enacted, That within Twenty-one Days after the Date of every such Transfer it shall be produced to the Clerk to the Trustees, and thereupon such Clerk shall cause an Entry or Memorial thereof to be made in the same Manner as in the Case of the original Assignment, and for such Entry the Clerk may demand a Sum not exceeding Five Shillings; and after such Entry every such Transfer shall entitle the Transferee, his Executors, Administrators, or Assignees, to the full Benefit of the original Assignment in all respects; and no Party having made such Transfer shall have Power to make void, release, or discharge the Assignment so transferred, or any Money thereby secured: Provided always, that if the Clerk of the Trustees shall refuse or neglect to enter such Transfers as aforesaid for the Space of Twenty-one Days after being thereunto required, he shall forfeit for every such Offence a Sum not exceeding Five Pounds.

Power to purchase Lands.

XXVII. And be it enacted, That, subject to the Provisions of this Act, it shall be lawful for the Trustees to agree with the Owners of the Lands which they are hereby authorized to enter into and take for the Purposes of the said Harbours, for the absolute Purchase for a Consideration in Money of any such Lands, or such Parts thereof as they shall think proper, and of all subsisting Leases therein, and of all Rent-charges, Annuities, Securities, or Incumbrances affecting any such Lands, and all other Rights to which such Lands may be subject, and all other Estates or Interests in such Lands, of what Kind soever.

XXVIII. And

Parties under Disability enabled to sell and convey.

XXVIII. And be it enacted, That it shall be lawful for all or any of the following Parties, being seised, possessed of, or entitled to any such Lands, or any such Estate or Interest therein as aforesaid, to sell, feu, and dispone and convey or release the same to the said Trustees, and to enter into all necessary Agreements for that Purpose, (that is to say,) all Corporations, Tenants for Life or Heirs of Entail, Husbands seised for the Curtesy, or for any other partial or qualified Estate or Interest, Married Women seised in their own Right, or entitled to Terce or other Interest therein, Tutors and Curators of Minors and of fatuous and furious Persons, Trustees or Feoffees in Trust for charitable or other Purposes, Executors or Administrators; and the Power so to sell and convey as aforesaid may lawfully be exercised by all such Parties, not only on behalf of themselves, and their respective Heirs, Executors, Administrators, and Successors, but also for and on behalf of every Person entitled in Reversion, Remainder, or Expectancy after them, if incapacitated, unborn, or not to be found, and as to such Married Women as if they were sole, and as to such Tutors and Curators, on behalf of the Minors, or on behalf of the fatuous and furious Persons for whom they are Tutors and Curators respectively, and that to the same Extent as such Wives, Minors, fatuous and furious Persons respectively could have exercised the same Power under the Authority of this Act if they had respectively been under no Disability; and as to such Trustees, Executors, or Administrators, on behalf of the Persons who are the Objects of their Trusts, whether Minors, Issue unborn, fatuous and furious Persons, Married Women, or other Persons, and that to the same Extent as such Parties under Disability respectively could have exercised the same Powers under the Authority of this Act if they had respectively been under no Disability.

Form of Conveyance.

XXIX. And be it enacted, That the Rights or Conveyances of all Property to be acquired in the Execution of this Act shall be conceived and taken in favour of "The Trustees of the Harbours of *Greenock*" for the Time being, and their Successors in Office; and such Rights or Conveyances may be made and expressed in the ordinary Forms of the Law of *Scotland*, or may be according to the Form in the Schedules (C.) and (D.) hereunto annexed, or as near thereto as the Circumstances of the Case will admit; and all such Conveyances shall, within Sixty Days after the Date thereof, be registered in the general Register of Sasines, Reversions, and other Writings kept at *Edinburgh*, or in the particular Register of Sasines, Reversions, and other Writings for the County of *Renfrew* kept at *Glasgow*, and which the respective Keepers of the said Registers are hereby authorized and required to register; and such Conveyances shall thereafter be effectual to vest the Lands thereby conveyed in the said Trustees, and shall operate to all Intents and Purposes as if a formal Disposition thereof had been executed, followed by Sasine, and recorded according to the Law of *Scotland*, any Law, Statute, or Practice to the contrary notwithstanding.

Costs of Conveyances.

XXX. And with respect to the Costs of the Conveyance of any such Lands purchased or taken by the Trustees, be it enacted, That all such Costs shall be borne by the Trustees, and such Costs shall include

clude the Charges and Expences of all Conveyances and Assurances incurred on the Part as well of the Seller as of the Purchaser of any such Lands, and of deducing and verifying the Title to such Lands, and all other Expences incident to the Investigation, Deduction, and Verification of such Title; and before the Trustees enter into possession of the Lands so purchased or taken they shall pay the Amount of such Costs, and if there be any Dispute about the same, they shall obtain an Order for the Taxation thereof as hereinafter mentioned: Provided nevertheless, that if within Seven Days after Notice in Writing from the Trustees the Parties from whom such Lands shall have been purchased do not deliver an Account of their Costs to the Trustees, then the Trustees shall not be prevented from entering into the Possession of such Lands by reason of the Nonpayment of such Costs, or by reason of such Order for Taxation thereof not having been obtained.

Taxation of Costs.

XXXI. And be it enacted, That if the Trustees and the Party entitled to any such Costs shall not agree as to the Amount thereof, such Costs shall be ascertained by the Sheriff of the County of *Renfrew* or of his Substitute at *Greenock*, and for that Purpose either Party may apply to the Sheriff by Petition, and thereupon the Sheriff shall order such Costs to be referred to the Sheriff Clerk to be taxed in the usual Manner, and the Sheriff Clerk shall proceed to tax such Costs accordingly, Notice of such Taxation being given to the other Party; and after the Taxation thereof it shall be lawful to the Sheriff to order the Amount at which the same shall be so taxed, together with the Costs of Taxation, or so much of the same as shall be payable by the Trustees, to be paid to the Party entitled thereto, and the same shall be paid accordingly; and the Expence of taxing such Costs, and of obtaining the Order referring the same to be taxed, shall be borne by the Trustees, unless on the Taxation One Sixth Part of the Costs be disallowed, in which Case the Expence shall be borne by the Party from whom the Lands shall have been purchased or taken.

Acceptance of Compensation for Price of or Damage to Lands.

XXXII. And be it enacted, That the Owners of any such Lands, or of any such Estate or Interest therein as aforesaid, and all Parties by this Act enabled to convey, may agree to accept, and, subject to the Restrictions in this Act contained as to the Payment thereof, may accept Satisfaction for the Value of such Lands, or any Interest therein to which such Parties shall be entitled; and in addition to Compensation for the Value of such Lands or of the Interest therein to be so conveyed, such Party shall be entitled to and may in like Manner accept Compensation for any Damage to be sustained by reason of the severing or dividing of such Lands, or otherwise owing to the Exercise of the Powers of this Act.

Amount of Compensation to be ascertained by Valuation in case of Parties under Disability.

XXXIII. And with respect to the Consideration Money to be paid for any Lands to be purchased from any Party under any Disability or Incapacity, and not having Power to sell or convey, except under the Provisions in this Act contained, and the Compensation Money to be paid for any permanent Damage or Injury to any such Lands, be it enacted, That such Consideration Money or Compensation shall not, except where the same shall have been determined by the Verdict

dict of a Jury, under the Provisions herein-after contained, be less than shall be determined by the Valuation of Two able practical Surveyors, one of whom shall be nominated by the Trustees, and the other by the other Party, and if such Two Surveyors cannot agree in the Valuation, then by such Third Surveyor as the said Sheriff Substitute shall for that Purpose nominate; and each of such Two Surveyors, if they agree, or if not, then the Surveyor nominated by the said Sheriff, shall annex to the Valuation a Declaration of the Correctness thereof.

Compensation to absent Parties to be ascertained by Valuation.

XXXIV. And with respect to the Compensation Money to be paid for any Lands to be purchased from any Party, who by reason of Absence, or from any other Incapacity or Accident, is prevented from treating, or cannot be found, and the Compensation Money to be paid for any permanent Injury to such Lands, be it enacted, That such Consideration or Compensation shall not be less than shall be determined by the Valuation of such able practical Surveyor as the Sheriff Substitute shall nominate for that Purpose, and such Surveyor shall annex to the Valuation a Declaration of the Correctness thereof.

Purchase Money payable to Parties under Disability, amounting to 200*l.*, to be deposited in Bank.

XXXV. And for the Purpose of providing for the Deposit and Application of the Purchase Money or Compensation to be paid in respect of any such Lands which may belong to Parties under Disability, be it enacted, That if any such Purchase Money or Compensation shall be payable in respect of any such Lands or any Interest therein which any Corporation, Tenant for Life, or Heir of Entail, Husband seised by the Courtesy or for any other partial or qualified Estate or Interest, Married Woman seised in her own Right or entitled to Terce or other Interest therein, Tutor or Curator for a Minor, or for any fatuous or furious Person, Trustee, Executor, or Administrator, or Person under any Disability, shall be entitled to, and shall under the Powers of this Act be enabled to convey or dispose of, the same shall, if it amount to or exceed the Sum of Two hundred Pounds, be paid, under the Direction and by the Authority of the Court of Session, into the Bank of *Scotland*, or Royal Bank of *Scotland*, or Bank of the *British* Linen Company, or Commercial Bank of *Scotland*, or National Bank of *Scotland*, and without Fee or Reward, to an Account to be opened in such Bank in the Name of "The Trustees of the Harbours of *Greenock*," and such Money shall remain so deposited until the same be applied to some One or more of the following Purposes; (that is to say,)

Application thereof.

In the Purchase or Redemption of the Land Tax, or the Discharge of any Debt or Incumbrance affecting the Land in respect of which such Money shall have been paid, or affecting other Lands settled therewith to the same or the like Uses, Trusts, or Purposes; or

In the Purchase of other Lands, to be conveyed, limited, and settled upon the like Uses, Trusts, and Purposes, and in the same Manner, as the Lands in respect of which such Money shall have been paid stood settled; or

If such Money shall be paid in respect of any Buildings taken under the Authority of this Act, in replacing such Buildings, or substituting others in their Stead, in such Manner as the said Court of Session shall direct; or

In

In Payment to any Party becoming absolutely entitled to such Money.

Order for Application.

XXXVI. And be it enacted, That such Money may be so applied as aforesaid upon an Order of the Court of Session made on the Petition to be preferred in a summary Way by the Party who would have been entitled to the Rents and Profits of the Lands in respect of which such Money shall have been deposited; and until the Money can be so applied the Interest or annual Produce of such Money may, upon the like Order, be paid to such Party who would have been entitled to the Rents and Profits of the said Lands.

Sums from 20*l.* to 200*l.* to be deposited, or invested in Trustees.

XXXVII. And with respect to any such Purchase Money or Compensation which shall not amount to the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, be it enacted, That the same shall either be paid into any of the said Banks, and applied in the Manner herein-before directed with respect to Sums amounting to or exceeding Two hundred Pounds, or the same may lawfully be paid to Three Trustees, to be nominated by the Parties entitled to the Rents and Profits of the Lands in respect whereof the same shall be payable, such Nomination to be signified by Writing under the Hands of the Parties so entitled; and in case of the Disability or Incapacity of the Parties entitled to such Monies such Nomination may lawfully be made by the respective Husbands, Tutors or Curators, or other Persons authorized to act for such incapacitated Parties; and the Money so paid to such Trustees, and the Produce arising therefrom, shall be by such Trustees applied in the Manner herein-before directed with respect to Money paid into the said Banks; but it shall not be necessary to obtain any Order of the Court of Session for that Purpose, but such last-mentioned Application of the Monies shall not be made unless the Trustees acting under the Authority of this Act approve thereof, such Approval to be signified in Writing under the Hands of any of them, and of their Clerk.

Sums not exceeding 20*l.* to be paid to Parties.

XXXVIII. And with respect to any such Money which shall not exceed the Sum of Twenty Pounds, be it enacted, That the same shall be paid to the Parties who would for the Time being have been entitled to the Rents and Profits of the Lands in respect whereof the same shall be payable, for their own Use and Benefit; or in case of the Disability or Incapacity of any such Parties, then such Monies shall be paid, for their Use, to the respective Husbands, Tutors, or Curators, or other Persons authorized to act for such incapacitated Parties.

Where Parties refuse to convey, or do not shew Title, the Purchase Money to be deposited.

XXXIX. And for the Purpose of providing for the Payment and Application in certain Cases of the Purchase Money or Compensation to be paid in respect of any such Lands not belonging to Parties under Disability, be it enacted, That in the following Cases, that is to say, if the Owner of any such Lands, or of any Interest therein, on Tender of the Purchase Money or Compensation either agreed or awarded to be paid, shall refuse to accept the same, or if any such Person fail to make out a Title to the Lands in respect whereof such Purchase Money or Compensation shall be payable, or to the Interest therein claimed by him, to the Satisfaction of the Trustees, or if such Person

Person be gone out of the Kingdom, or cannot be found, or be not known, or refuse to convey or release such Lands, as directed by the Trustees, it shall be lawful for the Trustees to deposit the Purchase Money or Compensation payable in respect of such Lands, or any Interest therein, in the Bank of *Scotland*, or Royal Bank of *Scotland*, or Bank of the *British* Linen Company, or Commercial Bank of *Scotland*, or National Bank of *Scotland* respectively, as the Case may be, in manner as before directed, to the Credit of the Parties interested in the said Lands (describing them, so far as the Trustees can do), subject to the Control and Disposition of the said Court of Session; and upon Receipt of such Money the Cashier or other proper Officer of such Banks respectively shall give to the Trustees, or to the Party paying in such Money, a Receipt for the same, specifying therein for what and for whose Use (described as aforesaid) the same shall have been received, and in respect of what Purchase the same shall have been paid in, and thereupon all the Interest in such Lands in respect whereof such Purchase Money or Compensation shall have been deposited shall vest absolutely in the Trustees.

Application of Monies so deposited.

XL. And be it enacted, That upon the Application by Petition of any Party making claim to the Money so deposited as last aforesaid, or any Part thereof, or to the Lands purchased or taken by the Trustees, or any Part thereof, or any Interest in the same, the said Court of Session may in a summary Way, as to such Court shall seem fit, order such Money to be laid out or invested, or may order Distribution thereof, or Payment of the Interest thereof, according to the respective Estates, Titles, or Interests of the Parties making claim to such Money or Lands or any Part thereof, and may make such other Order in the Premises as to such Court shall seem fit.

Party in Possession deemed to be the Owner.

XLI. And be it enacted, That if any Question arise respecting the Title to the Lands in respect whereof such Money shall have been so paid as aforesaid the Parties respectively in the Receipt of the Rents of such Lands at the Time of such Lands being purchased or taken shall be deemed to have been lawfully entitled to such Lands until the contrary be shown to the Satisfaction of the said Court of Session; and unless the contrary be shown as aforesaid the Parties so in possession, and all Parties claiming under them, or consistently with their Possession, shall be deemed entitled to the Money so deposited, and to the Interest thereof, and the same shall be paid and applied accordingly.

Costs in Cases of Money deposited.

XLII. And with respect to Costs in Cases of Money deposited in Bank as aforesaid, be it enacted, That the Court of Session may in all such Cases, except where Monies shall have been so deposited by reason of the wilful Refusal of any Party entitled thereto to receive the same, or to convey or release the Lands in respect whereof the same shall be payable, order the Costs of the following Matters, including therein all reasonable Charges and Expences incident thereto, to be paid by the Trustees, (that is to say,) the Costs of the Purchase or of the taking or using of the Lands, or which shall have been incurred in consequence thereof, other than such Costs as are herein

otherwise provided for, and the Costs of the Reinvestment thereof in the Purchase of other Lands, and also the Costs of obtaining the proper Orders for any of the Purposes aforesaid, and of the Orders for the Payment of the Interest of such Monies, and for the Payment out of Court of the Principal of such Monies, and of all other Proceedings relating thereto, except such as are occasioned by Litigation between adverse Claimants.

Payment of Price to be made previous to Entry, except to survey, &c.

XLIII. And be it enacted, That the Trustees shall not, except by Consent of the Owner and Occupier, enter upon any Lands which shall be required to be purchased or permanently used for the Purposes of this Act, until they shall either have paid to every Party having any Interest in such Lands, or deposited in Bank in the manner herein mentioned, the Purchase Money or Compensation agreed or awarded to be paid to such Parties respectively for their respective Interests therein: Provided always, that for the Purposes merely of surveying and taking Levels of such Lands it shall be lawful for the Trustees to enter upon the same without the previous Consent of the Owners, making Compensation for any Damage thereby occasioned to the Owners or Occupiers of such Lands.

Penalty on Trustees entering upon Lands without Consent before Payment of the Purchase Money.

XLIV. And be it enacted, That if the Trustees or any of their Contractors shall, except as aforesaid, wilfully enter upon and take possession of any Lands which shall be required to be purchased or permanently used for the Purposes of this Act, without such Consent as aforesaid, or without having made such Payment or Deposit as aforesaid, the Trustees shall forfeit to the Party in possession of such Lands the Sum of Ten Pounds, over and above the Amount of any Damage done to such Lands by reason of such Entry and taking possession as aforesaid, such Penalty and Damage respectively to be recovered before the Sheriff Substitute at *Greenock* in a summary manner; and if the Trustees or their Contractors shall, after Conviction in such Penalty as aforesaid, or after Notice from the Party in possession of such Lands, continue in unlawful Possession of any such Lands, the Trustees shall be liable to forfeit the Sum of Twenty-five Pounds for every Day they or their Contractors shall so remain in possession as aforesaid, such Penalty to be recoverable by the Party in possession of such Lands, with full Costs of Suit, in any competent Court: Provided always, that nothing herein contained shall be held to subject the Trustees to the Payment of any such Penalties as aforesaid, if they shall *bonâ fide* and without Collusion have paid or deposited the Compensation agreed or awarded to be paid in respect of the said Lands, to any Person whom the Trustees may have reasonably believed to be entitled thereto, although such Person may not have been legally entitled thereto.

Notice of Intention to take Lands.

XLV. And be it enacted, That when the Trustees shall require to purchase any of the Lands which by this Act they are authorized to purchase or take they shall give Notice thereof to all the Parties interested in such Lands, or enabled by this Act to sell and convey or release the same, or such of them as shall be known to the Trustees, and by such Notice shall demand from such Parties the Particulars of their Estate and Interest in such Lands, and of the Claims made by

by them in respect thereof; and every such Notice shall be in Writing, and shall state the Particulars of the Lands so required, and shall state that the Trustees are willing to treat for the Purchase of the Interest of such Party in such Lands, and as to the Compensation to be made for the Damage that may be sustained by him by reason of the Execution of the Works by this Act authorized.

Parties interested in Lands to state their Claims.

XLVI. And be it enacted, That if for One Month after Notice any such Party shall fail to state the Particulars of his Claim in respect of any such Land, or to treat with the Trustees in respect of his Interest therein, or if such Party and the Trustees shall differ as to the Amount of the Compensation to be paid to such Party for any such Interest, or for any Damage that may be sustained by him by reason of the Execution of the Works authorized by this Act, the Amount of such Compensation shall be settled in manner herein after provided for settling Cases of disputed Compensation.

Proceedings in case of Refusal to deliver Possession of Lands.

XLVII. And be it enacted, That where according to the Provisions of this Act the Trustees are authorized to enter upon and take possession of any Lands required for the Purposes of this Act, if the Owner or Occupier of any such Lands or any other Person refuse to give up the Possession thereof, or hinder the Trustees from entering upon or taking possession of the same, it shall be lawful for the Trustees to issue their Precept, under the Hands of any Two of the said Trustees and of their Clerk, to the Sheriff of the said County of *Renfrew*, or his Substitute for the Lower Ward thereof, to deliver Possession of the same to the Person appointed in such Precept to receive the same, and upon Receipt of such Precept the Sheriff shall issue his Warrant to Officers, who shall deliver Possession of any such Lands accordingly; and the Costs arising by reason of the issuing and Execution of such Precept and Warrant respectively, to be settled by the Sheriff, shall be paid by the Persons refusing to give Possession, and such Costs, if not paid on Demand, shall be levied by Distress, and the Sheriff shall issue his Warrant accordingly.

Disputes as to Compensation to be settled by a Jury.

XLVIII. And for the Purpose of making Provision for settling Cases of disputed Compensation arising under this Act, be it enacted, That if any Difference shall arise or if no Agreement can be come to between the Trustees and the Owners of any Lands, or of any Interest in any such Lands, taken or required for or injuriously affected by the Execution of the Powers of this Act (including among such Owners all Parties by this Act enabled to sell and convey Lands), as to the Value of such Lands, or of any Interest therein, or as to the Compensation to be made in respect thereof, or if by reason of Absence any such Owner be prevented from treating, or if any such Owner fail to disclose or prove his Title to any such Lands or any Interest therein, or if by reason of any Impediment or Disability any such Owner be incapable of making any Agreement, Conveyance, or Return necessary for enabling the Trustees to take such Lands, or to proceed in making and constructing the Harbours or other Works, or if any such Difference arise as to the Amount of the Damages occasioned to any Lands by the temporary Occupation thereof in the making

making of the Harbours or other Works, or otherwise in the Exercise of the Powers given by this Act, and for which any Party may be entitled to demand Compensation according to the Provisions of this Act, the Amount of the Compensation to be paid by the Trustees in every such Case shall be settled by the Verdict of a Jury in manner herein-after mentioned.

Claims not exceeding 50*l.* to be settled summarily by the Sheriff.

XLIX. Provided always, and be it enacted, That if the Compensation claimed in any of the Cases mentioned in the preceding Enactment shall not exceed Fifty Pounds the same shall be settled in a summary Manner, without written Pleadings, by the said Sheriff or his Substitute.

Notice by Trustees of Intention to have Jury summoned.

L. And be it enacted, That where it shall be necessary to refer any such Question to the Determination of a Jury by reason of any such Difference as aforesaid, then, One Month at the least before issuing their Requisition for summoning a Jury as herein-after provided, the Trustees shall give Notice in Writing to the Party with whom such Difference shall have arisen of their Intention to cause such Jury to be summoned; and in such Notice the Trustees shall state what Sum of Money they are willing to give such Party for his Interest in such Lands, and for the Damage to be sustained by him by the Execution of the said Works.

Requisition by Party claiming Compensation that Jury be summoned.

LI. And be it enacted, That if any Party who shall be entitled to any Compensation in respect of any Lands, or of any Interest therein, taken for or injuriously affected by the Execution of the said Works, shall desire the Amount of such Compensation to be determined by a Jury, it shall be lawful for such Party to give Notice in Writing to the Trustees of such his Desire, and he shall in such Notice state the Nature of the Interest claimed by him in such Lands, and the Amount of the Compensation claimed by him in respect thereof; and unless the Trustees be willing to pay the Amount of Compensation so claimed, and shall enter into a written Agreement for that Purpose, then, within Twenty-one Days after the Receipt of any such Notice from any Party so entitled, they shall issue their Requisition to the Sheriff to summon a Jury accordingly in the Manner herein mentioned.

Requisition for summoning Jury to be addressed to the Sheriff.

LII. And be it enacted, That in every Case in which any such Question of disputed Compensation shall be required to be determined by the Verdict of a Jury the Trustees shall issue their Requisition to the Sheriff Substitute for the Lower Ward of the said County of *Renfrew*, under the Hands of any Two of them and of the Clerk, requiring him to summon a Jury for that Purpose.

Summoning of Jurymen.

LIII. And be it enacted, That upon the Receipt of such Requisition the Sheriff shall summon a Jury of Thirty Persons, duly qualified to act as Jurymen in the Trial of Civil Causes in *Scotland*, to meet at the Time and Place named in the Requisition for that Purpose.

LIV. And be it enacted, That out of the Jurors appearing upon such Summons a Jury of Fifteen Persons shall be drawn by the Sheriff

Sheriff in such Manner as Juries for Trials of Civil Causes in *Scotland* are by Law required to be drawn; and if a sufficient Number of Jurymen do not appear in obedience to such Summons, the Sheriff shall return other Persons duly qualified as aforesaid of the Bystanders or others that can speedily be procured to make up the Jury to the Number aforesaid; and all Parties concerned may have their lawful Challenges against any of the Jurymen.

Notice of Trial.

LV. And be it enacted, That Fourteen Days Notice of the Time and Place of the Trial shall be given in Writing by the Trustees to the other Party.

Sheriff to preside.

Witnesses to be summoned.

LVI. And be it enacted, That the said Sheriff shall preside on the said Trial, and the Party claiming Compensation shall be deemed the Pursuer, and shall have all such Rights and Privileges as the Pursuer is entitled to in the Trial of Actions at Law; and if either Party so request, in Writing, the Sheriff shall summon before him any Person considered necessary to be examined as a Witness touching the Matters in question; and on the like Request the Sheriff shall order the Jury, or any Seven or more of them, to view the Place or Matter in controversy, in like Manner as Views may be had in the Trial of Civil Causes in *Scotland*.

Oath of Jurymen.

LVII. And be it enacted, That before the Jury proceed to inquire into and assess the Compensation or Damage in respect of which their Verdict is to be given they shall make Oath that they will truly and faithfully inquire into and assess such Compensation or Damage, and the Sheriff shall administer such Oaths, as well as the Oaths of all Persons called upon to give Evidence.

Verdict of Jury to be for Purchase of Lands, and for Damages, assessed separately.

LVIII. And be it enacted, That such Jury shall deliver their Verdict for the Sum of Money to be paid for the Purchase of the Lands required for the said Works, or of any Interest therein, belonging to the Party with whom such Questions of disputed Compensation shall so have arisen, and also the Sum of Money to be paid for the Injury done to the Lands of any such Party by the Severance from such Lands of the Lands required by the Trustees, and also the Sum of Money to be paid by way of Compensation for the Damage occasioned to any such Lands by the Execution of the Works, whether it be for Damage sustained before the Time of the Inquiry, or for future Damage, either temporary or permanent, or for any recurring Damage of which the Cause is then only in part obviated, and which cannot or will not be further obviated by the Trustees; and the Sums of Money to be paid for the Injury done by any such Severance as aforesaid, or by way of Compensation for any such Damage as aforesaid, shall in every Case be assessed separately from the Value of the Lands, or the Sum to be paid for the Purchase thereof, or of any Interest therein.

Value of Interests previously purchased to be deducted.

LIX. And be it enacted, That in assessing the Sum of Money to be paid for the Purchase of any such Lands the Value of any Interest in such Lands as shall have been heretofore rightfully purchased by the Trustees shall be first deducted.

Verdict and Judgment to be recorded.

LX. And be it enacted, That the Sheriff before whom such Trial shall take place shall give Judgment for the Purchase Money or Compensation assessed by such Jury; and the said Verdict and Judgment shall be signed by the Sheriff, and being so signed shall be transmitted to and kept by the Sheriff Clerk at *Greenock* among the Records of the County; and such Verdicts and Judgments shall be deemed Records, and the same or true Copies or Extracts thereof shall be good Evidence in all Courts and elsewhere; and all Persons may inspect the said Verdicts and Judgments, and may have Copies thereof or Extracts therefrom, on paying for each Inspection thereof One Shilling, and for every One hundred Words copied or extracted therefrom Sixpence.

Costs of the Trial.

LXI. And be it enacted, That on every such Trial before a Jury, where the Verdict of the Jury shall be given for the same or a greater Sum than the Sum previously offered by the Trustees, all the Costs of such Trial shall be borne by the Trustees; but if the Verdict of the Jury be given for a less Sum than the Sum previously offered by the Trustees, one Half of the Costs shall be defrayed by the Owner of the Lands, and the other Half by the Trustees: Provided always, that in every Case where by reason of Absence in Foreign Parts, or of any Disability, the Owner of the Land shall have been prevented from treating with the Trustees, all the Costs shall be borne by the Trustees.

Particulars of the Costs.

LXII. And be it enacted, That such Costs shall be settled by the Sheriff, and such Costs shall include all reasonable Costs, Charges, and Expences in summoning, impannelling, and returning the Jury, the Attendance of Witnesses, the Employment of Counsel at such Trial, recording the Verdict and Judgment thereon, and otherwise incident to such Trial, and also the Expences of the Bond (if any) given by the Party at whose Instance the Inquiry shall have been taken for prosecuting his Claim and securing the Costs of such Trial; and with respect to any such Costs payable by the Trustees, if within Seven Days after Demand such Costs be not paid to the Party entitled to receive the same, the same shall be recoverable by Distress, and on summary Application to the Sheriff he shall give his Warrant accordingly; and with respect to any such Costs payable by the Owner of the Lands or of any Interest therein, the same may be deducted out of any Money awarded by the Jury to be paid to such Owner as so much Money advanced for his Use, and the Payment of the Remainder of such Money shall be a good Payment and Satisfaction of the whole thereof.

Penalty on Sheriff and Jury for Default.

LXIII. And be it enacted, That if the Sheriff make default in any of the Matters herein-before required to be done by him in relation to any such Trial, he shall forfeit Fifty Pounds for every such Offence; and if any Person summoned and returned upon any Jury under this Act do not appear, or appear but refuse to make Oath, or in any other Manner unlawfully neglect his Duty, he shall, unless he show reasonable Excuse to the Satisfaction of the Sheriff, forfeit a Sum not exceeding Ten Pounds; and every such Penalty payable by a Sheriff or Juryman shall be applied in satisfaction of the Costs

Costs of the Trial, so far as the same will extend; and in addition to the Penalty hereby imposed every such Juryman shall be subject to the same Regulations, Pains, and Penalties as if such Jury had been returned for the Trial of any Cause in the Court of Session or Jury Court in *Scotland*.

Penalty on Witnesses making Default.

LXIV. And be it enacted, That if any Person duly summoned to give Evidence upon any such Trial, and to whom a Tender of his reasonable Expences shall have been made, fail to appear at the Time and Place specified in the Summons, without sufficient Cause, or if any Person, whether summoned or not, who shall appear as a Witness, refuse to be examined on Oath touching the Subject Matter in question, every Person so offending shall forfeit a Sum not exceeding Ten Pounds.

Special Jury to be summoned at the Request of either Party.

LXV. And be it enacted, That if either Party desire any such Question of disputed Compensation as aforesaid to be tried before a Special Jury, and, before the Trustees have issued their Requisition to the Sheriff, give Notice in Writing of such Desire, such Question shall be so tried; and for that Purpose the Trustees shall, by their Requisition to the Sheriff, require him to nominate a Special Jury for such Trial; and thereupon the Sheriff shall, as soon as conveniently may be after the Receipt by him of such Requisition, summon both the Parties to appear before him, by themselves or their Agents, at some convenient Time and Place (not being less than Five Days from the Service of such Summons) appointed by him for the Purpose of nominating a Special Jury, and at the Place and Time so appointed the Sheriff shall proceed to nominate and strike a Special Jury, in the Manner in which such Juries shall be required by the Laws for the Time being in force to be nominated or struck by the proper Officers of the Court of Session or Court of Justiciary in *Scotland*; and the Sheriff shall appoint a Day for the Parties or their Agents to appear before him to reduce the Number of such Jury, and thereof shall give Four Days Notice to the Parties, and on the Day so appointed the Sheriff shall proceed to reduce the said Special Jury to the Number of Thirty, in the Manner used and accustomed by the proper Officers of the said Court of Session or Court of Justiciary in *Scotland*.

Deficiency of Jurymen.

LXVI. And be it enacted, That the Special Jury on such Trial shall consist of Fifteen of the said Thirty who shall first appear on the Names being called over, the Parties having their lawful Challenges against any of the said Jurymen; and if a full Jury do not appear, or if after such Challenges a full Jury do not remain, then, upon the Application of either Party, the Sheriff shall add to the List of such Jury the Names of any other disinterested Persons qualified to act as Jurymen who shall not have been previously struck off the aforesaid List, and who may then be attending the Court, or can speedily be procured, so as to complete such Jury, all Parties having their lawful Challenges against such Persons; and the Sheriff shall proceed to the Trial and Adjudication of the Matters in question by such Jury, and such Trial shall be attended in all respects with the

the like Incidents and Consequences as herein-before provided in the Case of a Trial by Jury.

Other Trial before same Special Jury by Consent.

LXVII. And be it enacted, That any other Trial than that for the Trial of which such Special Jury may have been struck and reduced as aforesaid may be tried by such Jury, provided the Parties thereto respectively shall give their Consent to such Trial.

Persons desiring a Jury to give Security.

LXVIII. And be it enacted, That every Person making Application for or requesting a Jury shall enter into a Bond, with sufficient Surety, to the Clerk or Treasurer for the Time being of the said Trustees, in the Penalty of One hundred Pounds Sterling, or in such other Penalty as the Sheriff shall appoint, not exceeding the Sum of One hundred Pounds, to prosecute such his Application, and to bear and pay such Costs as may be awarded against him.

Reference of Dispute as to Compensation.

LXIX. And with respect of any such Question of disputed Compensation, or other Matter of Difference by this Act authorized to be referred to the Determination of the Sheriff, be it enacted, That either Party may apply to such Sheriff in respect to any such Matter; and thereupon such Sheriff, in Presence of the Parties, or such of them as shall appear, being duly summoned for that Purpose, shall examine into the Matter in dispute, and shall award such an Amount of Compensation or shall make such Determination in respect of the Matter so referred to him as to him shall seem fit; and the Costs of every such Inquiry shall be in the Discretion of such Sheriff, and he shall settle the Amount thereof, and in default of Payment of such Costs as directed by such Sheriff the same shall be levied by Distress, and the said Sheriff shall issue his Warrant accordingly.

Trustees empowered to purchase the Interest in Lands the Purchase whereof may have been omitted by Mistake.

LXX. And be it enacted, That if at any Time after the Trustees shall have entered upon any Lands which under the Provisions of this Act they were authorized to purchase, and which shall be permanently required for the Purposes of this Act, any Party shall appear to be entitled to any Estate, Right, or Interest in or Charge affecting such Lands, which the Trustees shall have failed or omitted duly to purchase or to pay Compensation for, then, whether the Period granted for the Purchase of Lands shall have expired or not, the Trustees shall remain in the undisturbed Possession of such Lands, provided within Six Calendar Months after Notice of such Estate, Right, Interest, or Charge, in case the same shall not be disputed by the Trustees, or in case the same shall be disputed then within Six Calendar Months after the Right thereto shall have been finally established by Law in favour of the Party claiming the same, the Trustees shall purchase or pay Compensation for the same, and shall also pay to such Party, or to any other Party who may establish a Right thereto, full Compensation for the Profits or Interest which would have accrued to such Parties respectively in respect thereof during the Interval between the Entry of the Trustees thereon and the Time of the Payment of such Purchase Money or Compensation by the Trustees, so far as such Mesne Profits or Interest may be recoverable by Law; and such Purchase Money or

or Compensation shall be agreed on, or awarded and paid, in like Manner as according to the Provisions of this Act the same respectively would have been agreed on, or awarded and paid, in case the Trustees had purchased such Estate, Right, Interest, or Charge before their entering upon such Lands, or as near thereto as Circumstances will admit.

How Value of such Lands to be estimated.

LXXI. And be it enacted, That in estimating any Compensation to be given for any such last-mentioned Lands, or any Estate or Interest in the same, or for any Profits thereon, the Jury shall assess the same at such Price as they shall find to be the Value of such Lands, Estate, or Interest, and Profits, without regard to any Improvements or Works made in the said Lands by the Trustees, and as though the Works hereby authorized had not been constructed.

Trustees to pay the Costs of Litigation as to such Lands.

LXXII. And be it enacted, That in addition to the said Purchase Money, Compensation, or Satisfaction, and before the Trustees shall become absolutely entitled to any such Estate, Interest, or Charge, they shall, when the Right to any such Estate, Interest, or Charge shall be disputed, pay the full Costs and Expences of any Proceedings at Law for the Recovery of the same to the Parties with whom any Litigation in respect thereof shall have taken place, and such Costs and Expences shall, in case the same shall be disputed, be settled by the proper Officer of the Court in which such Litigation took place.

Parties not to be required to sell Part of a House.

LXXIII. And be it enacted, That no Party shall at any Time be required to sell or convey to the Trustees a Part only of any House or other Building or Manufactory, if such Party be willing to sell and convey the Whole thereof.

Power to pay off Heritable Debts.

LXXIV. And with respect to any such Lands which shall be subject to any Heritable Debt, be it enacted, That the Trustees may pay such Sum as may be agreed upon or assessed in manner foresaid as the Price or Compensation in respect of such Lands or Part thereof to the Creditor in such Heritable Debt, in extinction of the Principal and Interest due on such Heritable Debt; and if such Price or Compensation be not sufficient to pay off such Principal and Interest in full, then the Trustees may apply the whole thereof towards Payment of such Heritable Debt and Interest: Provided always, that upon making any such Payment the Heritable Creditor shall discharge his Debt, or assign and convey his Interest in the Lands subject thereto, or so much thereof as may apply to the Payment made, to the Trustees, or as they shall direct.

Heirs of Entail on receiving Payment to renounce and discharge the Price.

LXXV. And be it enacted, That, notwithstanding of any Conditions, Restrictions, or Clauses prohibitory, irritant, and resolutive, contained in any existing Entail, it shall be lawful for all Heirs of Entail in possession of Entailed Estates in or through which the said Harbours or other Works may be or pass, on receiving Payment of the Price or Compensation according to the Provisions of this Act, to renounce and discharge for themselves and the Heirs succeeding to them in such Estates all Claims for Price, Compensation, or other

Claims which may be competent to such Heirs for or in respect of any Lands which may be occupied or damaged by the said Harbours or other Works; and a Discharge or Renunciation to that Effect granted by the Heir of Entail in possession, and recorded as Conveyances are by this Act directed to be recorded, shall have the same Force and Effect in Law as any Conveyance granted and recorded as aforesaid.

Tenants to quit after Notice.

LXXVI. And with respect to any such Lands which shall be in the Possession of any Person having no greater Interest therein than as Tenants under any Lease for a Term of Years unexpired, be it enacted, That at the Expiration of Three Months after receiving Notice to that Effect from the Trustees, or at any other Time when required after the Expiration of such Period, all such Persons shall respectively deliver to the Trustees, or to such Person as they shall appoint to take possession thereof, any such Lands in their Possession required for the Purposes of this Act; and any such Notice shall be effectual, whether it be given with reference to the Time of the Commencement of such Tenant's holding or not, and whether such Notice be given before or after the Purchase of such Lands by the said Trustees.

Compensation to such Tenants.

LXXVII. Provided always, and be it enacted, That if any such Person as last aforesaid be required to give up Possession of any Lands so occupied by him before the Expiration of his Term or Interest therein, he shall be entitled to Compensation for the Value of his unexpired Term or Interest in such Lands, and the Amount of such Compensation shall be determined in a summary Manner by the Sheriff of *Renfrewshire* or his Substitute in case the Parties differ about the same.

Persons holding Property under Lease to produce the same.

LXXVIII. And be it enacted, That if any Party claim Compensation in respect of any unexpired Term or Interest under any Lease or Agreement for a Lease, the Trustees may require such Party to produce the Lease or Agreement for a Lease in respect of which such Claim shall be made; and if such Lease or Agreement for a Lease shall not be produced within Fourteen Days after Demand made by the Trustees, or any Person by them authorized, the Party so claiming Compensation shall be considered as holding only from Year to Year, and be entitled to Compensation accordingly.

Minister of the Old or West Parish empowered to give Title to the Glebe, Manse, and Garden Ground.

LXXIX. And whereas a Portion of the Lands which will be required for forming and constructing a Harbour, Timber Pond, and other Works hereby authorized as aforesaid to be formed and constructed to the Westward of the present Harbour, is Part and Portion of the Glebe of the Old or West Parish of *Greenock* on which the Manse of the said Parish has been erected, with the Garden Ground attached; be it enacted, That it shall be lawful for the Minister of the said Parish for the Time being, and he is hereby required, on Demand being made to that Effect by the said Trustees, to convey to the said Trustees such and so much of the said Glebe as may be found to be necessary for the said Purposes, in consideration of such perpetual Ground Annual or Feu Duty as may be agreed upon between the said Trustees and the Minister of the said Parish, by and with the Advice and Consent of the Presbytery of *Greenock*, or, failing such Agreement,

Agreement, as shall be fixed and ascertained by a Jury in manner herein mentioned, the said Feu Duty being not less than the Feu Duty now paid by the Feuars respectively of the Ground so taken and entered into by the said Trustees, together with such Sum for the Value of the said Manse erected on the foresaid Ground, and the Garden Ground itself, if the same or any Part thereof shall be taken and entered upon by the said Trustees, as they and the Minister foresaid, with Consent of the Presbytery of *Greenock* and of the Heritors of the said Parish, may agree upon, or failing such Agreement as may be fixed and ascertained by the Verdict of a Jury as aforesaid, which said Ground Annual or Feu Duty so to be agreed upon or fixed and ascertained as aforesaid shall continue to be paid in all Time thereafter by the said Trustees to the Minister of the said Old or West Parish of *Greenock* and his Successors serving the Cure of the said Parish, and shall be accepted and received by them in full Satisfaction of the Ground so taken from such Minister and his Successors, who shall have no Claim to any new or additional Designation of Glebe by reason of the said Ground being so taken as aforesaid; and the Sum agreed upon or ascertained as the Value of the said Manse or Garden Ground shall be paid to any Treasurer or Clerk appointed by the Heritors of the said Parish, and the whole of the said Sum shall forthwith be applied by the said Heritors towards the Erection or Purchase, at the Sight of the said Presbytery, of a new Manse and Garden for the said Parish; and for which new Manse and Garden it is hereby expressly provided and declared, that the Minister of the said Parish shall have such and the like Claim as he would have had were this Clause not herein inserted; and provided also, that nothing herein contained shall prevent the said Minister in the meantime from selling or feuing out the said Manse and Garden Ground in Terms of the Powers vested in him by the said recited Act of the Forty-first Year of the Reign of King *George* the Third.

Compulsory Purchase limited to Seven Years.

LXXX. And be it enacted, That the Powers of the Trustees for the compulsory Purchase or taking of Lands for the Purposes of this Act shall not be exercised after the Expiration of Seven Years from the passing thereof.

Lands not wanted to be sold.

LXXXI. And for the Purpose of making Provision respecting the Sale of Lands acquired by the Trustees under the Provisions of this Act, but which shall not be required for the Purposes thereof, be it enacted, That the Trustees shall sell all such superfluous Lands in such Manner as they may deem most advantageous, and convey the same to the Purchasers thereof by Deed, under the Hands of any Three or more of them and of their Clerk, and their Receipt shall be a sufficient Discharge to the Purchaser of any such Lands for the Purchase Money in such Receipt expressed to be received; and such Sales and Conveyances shall take place within Fifteen Years after the passing of this Act.

Lands not so sold to vest in Owners of adjoining Lands.

LXXXII. And be it enacted, That if the Trustees do not sell such superfluous Lands within the Period aforesaid, then such Lands remaining unsold at the Expiration of such Period shall thereupon vest in and become the Property of the Owners of the Lands adjoining thereto

thereto in proportion to the Extent of their Lands respectively adjoining the same.

Lands to be first offered to adjoining Owners.

LXXXIII. Provided always, and be it enacted, That before the Trustees dispose of any such superfluous Lands they shall first offer to sell the same to the Person (if any) from whose Lands the same were originally severed; or if such Person refuse to purchase the same, or cannot be found, then the like Offer shall be made to the Person or to the several Persons whose Lands shall immediately adjoin the Lands so proposed to be sold, such Person being capable of entering into a Contract for the Purchase of such Lands; and where more than One such Person shall be entitled to such Right of Pre-emption, such Offer shall be made to such Persons in succession, one after another, in such Order as the Trustees shall think fit.

Right of Pre-emption to be claimed within Thirty Days.

LXXXIV. And be it enacted, That if such respective Persons be desirous of purchasing such Lands, then, within Thirty Days after such Offer of Sale, they shall signify their Desire in that Behalf to the Trustees; or if they decline such Offer, or if for Thirty Days they neglect to signify their Desire to purchase such Lands, the Right of Pre-emption of every such Person so declining or neglecting in respect of the Lands included in such Offer shall cease; and thereupon a Declaration in Writing made before a Magistrate by some Person not interested in the Matter in question, stating that the Person or all the Persons entitled to the Right of Pre-emption were out of the Country, or could not be found, or were not capable of entering into a Contract for the Purchase of such Lands, or that such Offer was made, and was refused or not accepted within Thirty Days from the Time of making the same, shall in all Courts whatsoever be sufficient Evidence of the Facts therein stated.

Proviso as to Sale of Lands within the Town of Greenock.

LXXXV. Provided always, and be it enacted, That in any Case in which the Trustees shall have purchased or acquired any House or Land within the Town of *Greenock* it shall be lawful for the Trustees absolutely to sell and dispose of all or any Part of such House or Land to such Person and in such Manner as the Trustees shall think proper, without being required previously to offer to sell the same to the Persons whose Lands adjoin thereto.

Differences as to Price to be settled as in other Cases.

LXXXVI. And be it enacted, That if any Person entitled to such Pre-emption be desirous of purchasing any such Lands, and such Person and the Trustees do not agree as to the Price thereof, then such Price shall be ascertained as in other Cases of disputed Compensation; and upon Payment or Tender to the Trustees of the Purchase Money so agreed upon or determined they shall convey such Lands to the Party so entitled to purchase the same, and every such Conveyance shall be effectual for vesting the Lands comprised therein in the Purchaser thereof for the Estate which shall so have been purchased by him, and the Money produced by the Sale of such Lands shall be applied by the Trustees for the Purposes of the Works.

Land Tax to be made good.

LXXXVII. And for the Purpose of providing against Deficiencies in the Assessments for Land Tax occasioned by the making of the Harbours

Harbours and Works as hereby authorized, be it enacted, That if the Trustees become possessed by virtue of this Act of any Lands charged with the Land Tax, the Trustees shall from Time to Time be liable to make good the Deficiency in the Assessment for Land Tax by reason of such Lands having been taken or used for the Purposes of this Act, and such Deficiency shall be computed according to the Valuation of such Lands at the Time of the passing of this Act, and on Demand of such Deficiency the Treasurer of the Trustees shall pay such Deficiency to the Collector of such Assessment; nevertheless, if at any Time the Trustees think fit to redeem such Land Tax, they may do so, in accordance with the Powers in that behalf given by the Acts for the Redemption of the Land Tax.

Power to purchase Lands required for the Formation or use of Harbour by Consent.

LXXXVIII. And be it enacted, That for any Purpose which may be requisite or convenient for the Formation or Use of the Harbours it shall be lawful for the Trustees, in addition to the Lands authorized to be compulsorily taken by them as aforesaid, to contract with any Party willing to sell or feu the same, for the Purchase or Acquisition in feu of any Land adjoining or near to the Harbours, not exceeding in the whole Twenty Acres; and it shall be lawful for all Parties who, under the Provisions herein-before contained, would be enabled to sell or feu and convey Lands required for the Harbours, to sell or feu and convey Lands required for any such additional Purposes as aforesaid.

Purposes of the several Acts.

LXXXIX. And be it enacted, That the said Six several first-recited Acts, in so far as the same remain in force, and this Act, shall continue to be and be put in force for improving and maintaining the existing Harbours of *Greenock*, and making and maintaining the additional Harbours and other Works authorized by this Act.

Plans and Books of Reference to remain with the Sheriff Clerk and Town Clerk.

XC. And whereas Plans and Sections describing the Lines, Levels, and Situations of the said Harbours, Ponds, and other Works, and of the Lands upon or through which the same are intended to be made, and Books of Reference containing a List of the Owners, Lessees, and Occupiers of such Lands, have been deposited at the Offices of the Sheriff Clerk of the County of *Renfrew* and of the Town Clerk of *Greenock* respectively; be it enacted, That the Sheriff Clerk of the County of *Renfrew* and Town Clerk of *Greenock* respectively for the Time being shall keep the said Plans, Sections, and Books of Reference, and shall permit all Persons to inspect the same at seasonable Times, and shall make out Copies or Extracts therefrom for all Persons requiring the same on being paid One Shilling for every such Inspection, and after the Rate of Sixpence for every One hundred Words of any such Copy or Extract; and a Copy or Extract from any such Plan, Section, or Book of Reference, certified by the said Sheriff Clerk or Town Clerk respectively, shall be received in Evidence in all Courts of Law.

Errors and Omissions to be corrected.

XCI. And for the Purpose of making a Provision for correcting any Omission, Mis-statement, or erroneous Description of any Lands, or of the Owners, Lessees, or Occupiers of any Lands described on the said Plans, or in the said Books of Reference, or in the Schedule hereto

hereto annexed; be it enacted, That the Correction of any such Matter may be referred by the Trustees to the Determination of the Sheriff Substitute of *Renfrewshire* at *Greenock*; and if it shall appear to such Sheriff Substitute that such Omission, Mis-statement, or erroneous Description arose from Mistake, he shall certify the same accordingly; and he shall in such Certificate state the Particulars of any such Omission, and in what respect any such Matter shall have been mis-stated or erroneously described; and such Certificate shall be deposited at the Office of the Sheriff Clerk of the County of *Renfrew* and Town Clerk of *Greenock* respectively; and such Certificate shall be kept by such Sheriff Clerk and Town Clerk respectively along with the Documents to which they relate, and thereupon such Document, or the Schedule to this Act, shall be deemed to be corrected according to such Certificate, and it shall be lawful for the Trustees to make the Harbours or other Works in accordance with such Certificate.

Houses and inclosed Grounds not to be taken unless specified in Schedule.

XCII. And be it enacted, That the Trustees shall not take or injure any Property of the following Kinds, except such as shall be specified in the Schedule (E.) to this Act, without the Consent in Writing of the Owners and Occupiers thereof, unless the Omission in such Schedule be certified according to the Provisions herein-before contained to have proceeded from Mistake; (that is to say,) any House or Building erected on or before the Thirtieth Day of *November* One thousand eight hundred and forty-one, or any Ground on or before that Day inclosed or set apart and used as a Garden, Orchard, Nursery Ground, Yard, Plantation, planted Walk, or Avenue to a House.

Certain Properties not to be taken without the previous Consent of John Scott.

XCIII. And be it enacted, That nothing in this Act contained shall be held to authorize the said Trustees to take, use, or interfere with the Properties marked Numbers 2. and 3. on the Plan of the proposed Western Harbour herein-before referred to, or to take, use, or interfere with that Portion of the Stream called the *Westburn*, marked No. 1. on the said Plan, without the Consent in Writing of *John Scott*, Shipbuilder, his Heirs or Successors, first had and obtained: Provided always, that the said Trustees shall have Power to make or cause such temporary Diversion or Interference with the said Stream or Burn as shall be necessary for the Purposes of constructing the said intended Western Harbour, in which Case such temporary Diversion or Interference shall not continue longer than shall be absolutely essential for the Purposes aforesaid.

Compensation for Damage to Property of John Scott.

XCIV. And be it enacted, That if by reason of any of the Works or Operations of the said Trustees by this Act authorized any of the Lands or Property of the said *John Scott* adjoining or near to the River *Clyde* shall be damaged or injuriously affected, the said Trustees shall, from Time to Time as any such Damage or Injury shall arise, make full Compensation to the said *John Scott*, his Heirs and Successors, in respect thereof; and the Amount of such Compensation, in case of Dispute about the same, shall be ascertained and settled in like Manner as other Cases of disputed Compensation are by this Act directed to be ascertained and settled.

XCV. And

Works to be executed.

XCV. And be it enacted, That, subject to the Provisions and Restrictions contained in this Act, it shall be lawful for the Trustees, for the Purpose of constructing the Harbours and Works hereby authorized, to execute any of the following Works; (that is to say),

Inclined Planes, &c.

They may make or construct, in, upon, across, or over any Lands, Streets, Hills, Roads, Railroads or Tram Roads, Rivers, Canals, Brooks, Streams, or other Waters described in the said Plan or mentioned in the said Book of Reference, such temporary or permanent Inclined Planes, Tunnels, Embankments, Aqueducts, Bridges, Roads, Ways, Passages, Conduits, Drains, Piers, Arches, Cuttings, and Fences as they think proper;

Alteration of Course of Rivers, &c.

They may alter the Course of any Rivers not navigable, Canals, Brooks, Streams, or Watercourses, if necessary, for constructing and maintaining Tunnels, Bridges, Passages, or other Works over or under the same; and divert or alter, as well temporarily as permanently, the Course of any such Rivers or Streams of Water, Roads, Streets, or Ways, or raise or sink the Level of any such Rivers or Streams, Roads, Streets, or Ways, in order the more conveniently to carry the same over or by the Side of the Harbours, as they may think proper;

Drains, &c.

They may make Drains or Conduits into, through, or under any Lands adjoining the Harbour, for the Purpose of conveying Water from or to the Harbour;

Warehouses, &c.

They may erect and construct any such Houses, Warehouses, Offices, and other Buildings, Yards, Stations, Wharfs, Engines, Machinery, Apparatus, and other Works and Conveniences, as they think proper;

Alterations and Repairs.

They may from Time to Time alter, repair, or discontinue the beforementioned Works or any of them, and substitute others in their stead; and

General Power.

They may do all other Acts necessary for making, maintaining, altering, or repairing the said Harbours and Works:

Proviso as to Damage.

Provided always, that in the Exercise of the Powers hereby granted the Trustees shall do as little Damage as can be, and shall make full Satisfaction in manner herein provided to all Parties interested, for all Damages by them sustained by reason of the Exercise of such Powers.

Harbours to be deepened.

XCVI. And be it enacted, That it shall be lawful for the Trustees from Time to Time to cause the said Harbours of *Greenock*, and the Bed of the River opposite to the same, and the Entrances to the said Harbours, to be improved, cleansed, and deepened in such Manner and to such Extent as they shall deem expedient.

Trustees to construct additional Harbours, and to take Grounds, &c.

XCVII. And be it enacted, That it shall be lawful for the Trustees, with the Consent of the Commissioners on the said Harbours, or any Seven or more of them, upon the Lands described in the said Plans and Books of Reference, and according to the Provisions herein contained, to lay out, make, build, alter, repair, and maintain new and additional Harbours, with Timber Ponds, Docks, Basins, and such Entrances to the same, and such Quays, Shores, Piers, Jetties, Breakwaters, Landing Places, Wharfs, Bridges, and other Works and Buildings,

Buildings, and such Approaches, Roads, retaining Walls and Embankments as they may think necessary for the Purpose of the said Port and Harbours, and for these Purposes to enter upon, take, and use such of the Lands so described as shall be necessary for making the said Harbours and other Works.

No Works below High Water Mark without the Consent of the Admiralty.

XCVIII. Provided always, and be it enacted, That it shall not be lawful for the said Trustees, or any Person acting under their Authority or on their Behalf, to make or begin to make, construct, or carry on any Pier, Quay, or other Work below the Line of High-water Mark at ordinary Spring Tides, without the previous Consent of the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid for the Time being, to be signified in Writing under the Hand of the Secretary of the Admiralty.

For Protecting the Navigation of the River Clyde.

XCIX. And for the Purpose of making Provision for settling any Disputes which may arise in regard to the Effect upon the Navigation of the River *Clyde* and the Entrances of the Harbours of *Greenock*, of the Deposit of Spoil to be obtained from the Excavations necessary under the present Act upon the Sand Bank opposite to the Harbours of *Greenock*, be it enacted, That within One Month after the passing of this Act one Engineer shall be appointed by the Trustees of the Harbours of *Greenock*, and another Engineer by the Trustees of the Navigation of the River *Clyde*, and if either of the said Parties shall fail so to appoint an Engineer, the Sheriff of the said County of *Renfrew* shall, on the Application of the other of the said Parties, appoint such Engineer to act on the Part of the Party so failing; and within Three Months after the Appointment of the said Engineers they shall examine into the intended Operations of the Trustees of the said Harbours in regard to the Deposit of Spoil upon the said Bank, and report to the Trustees of the Harbours of *Greenock*, and to the Trustees of the Navigation of the River *Clyde*, their Opinion, or if they shall disagree, their respective Opinions, upon the probable Effect which the Deposit of such Spoil as aforesaid on the said Bank would produce upon the Tideway and Navigation of the River *Clyde*, and upon the Entrances to the said Harbours, and whether such Deposit would be injurious or otherwise, and if injurious, whether such Injury may, in their Opinion, be prevented, and such Opinion or Opinions shall be laid by the said Trustees of the Harbours of *Greenock* before the Lord High Admiral of *Great Britain* and *Ireland*, or the Lords Commissioners for executing the Office of Lord High Admiral aforesaid for the Time being, who shall decide whether such Spoil shall be deposited on the said Bank or not, and if to be so deposited, under what Regulations and Conditions, and in what Form and Manner, whether as a Breakwater or otherwise, and the Decision of the said Lord High Admiral or the said Lords Commissioners in the Matter aforesaid shall be final and conclusive upon all Parties: Provided always, that no Spoil or other Materials shall be deposited upon the said Bank until such Examination shall have taken place, and until the Decision of the said Lord High Admiral or Lords Commissioners of the Admiralty shall have been made; and in the event of such

Depositation

Deposition or Works being authorized, it shall at all Times afterwards be lawful for the said Lord High Admiral or Lords Commissioners of the Admiralty, either of themselves, or upon the Representation either of the Trustees under this Act or the said Trustees of the *Clyde* Navigation, that Injury is arising to the Harbours of *Greenock* or the Navigation of the River *Clyde* to *Glasgow* from the Operations of the Trustees under this Act upon the said Sand Bank, to order such Examination of the Works in progress thereon as to the said Lord High Admiral or Lords Commissioners of the Admiralty may appear necessary, and thereafter to give such additional Orders as they may see fit, either to continue or alter the Mode of conducting such Works, or to suspend or to discontinue altogether the further Operations on the said Sand Bank, so that the same may not injure the Harbours of *Greenock* or the Navigation of the River *Clyde* to *Glasgow*.

Power to form an Access by Laird Street and from Nicholson Street to the Western Harbour.

C. And be it enacted, That it shall be lawful for the Trustees, according to the Provisions herein contained, to extend the Street called *Laird Street* from the North-west End thereof so as to form an Access to the said Harbours and other Works hereby authorized to be made and constructed to the Westward of the present Harbours, and also to form another Access from the West Side of the Street called *Nicholson Street* till it join the said Street called *Laird Street*, and for these Purposes to take and use the Lands described in the said Plans and Books of Reference.

Warehouses and other Works.

CI. And be it enacted, That it shall be lawful for the Trustees, upon the said Lands, and according to the Provisions herein contained, to make, build, alter, and maintain such Warehouses, Storehouses, Sheds, Timber Yards, Building Yards, Offices, and other Buildings and Works as they may deem necessary for the Use of the said Harbours, or for the Security and Accommodation of any Goods, Merchandize, or Things shipped or unshipped within the said Port and Harbours, or any of the Dry Docks, Quays, or other Works.

Cranes, Weighing Machines, &c.

CII. And be it enacted, That it shall be lawful for the Trustees to erect or provide such Cranes, Weighing and other Machines, Conveniences, Weights, and Measures upon the Piers, Quays, or Docks made under this Act, as they may think necessary, for loading, unloading, measuring, and weighing any Goods, Articles, or Things exported from or imported into the said Port or Harbour.

Penalty for obstructing Execution of the Works.

CIII. And for preventing any Obstructions to the Construction of the Harbours and other Works hereby authorized, be it enacted, That if any Person wilfully obstruct any Person acting under the Authority of the Trustees in setting out the Line of the Harbours or other Works, or engaged in the Construction thereof, or shall pull up, cut down, damage, or remove any Stakes driven in the Ground for the Purpose of setting out the Line of the said Harbours or other Works, or deface or destroy any Marks made for the same Purpose, he shall forfeit Five Pounds for every Offence.

Rates to be levied at the new Harbours.

CIV. And be it enacted, That all the Powers and Authorities granted by the said Six several first-recited Acts or any of them, in regard to the levying of Rates, Dues, and Duties on Vessels and Goods resorting to or using the said existing Harbours of *Greenock*, and Works therewith connected, shall extend to and be equally effectual for enabling the Trustees to levy the like Rates, Dues, and Duties on all Vessels and Goods resorting to or using the new and additional Harbours and Works by this Act authorized to be made.

Power to reduce the Rates, and to raise them again.

CV. And be it enacted, That it shall be lawful for the Trustees, from Time to Time, when and so often as they shall deem necessary or expedient, to lower the Rates and Duties authorized by the said recited Acts to be levied on Vessels and Goods, Wares and Merchandize, or any of them, or any Part thereof respectively, in such Manner as to them shall seem expedient, and the same, or any of them, again from Time to Time to advance and raise in such Manner as they may judge proper, so that the said Rates and Duties when so advanced and raised again shall not exceed the Rates and Duties authorized by the said recited Acts to be levied.

Tonnage of British registered Vessels to be ascertained by the Register; that of other Vessels by Measurement, according to 5 & 6 W. 4. c. 56.

CVI. And be it enacted, That the Tonnage of every *British* Vessel liable to the Payment of any Rate and Duties under the said recited Acts and this Act, and duly registered according to Law, shall be ascertained according to the certified Tonnage in the Register, and the Tonnage of all other Vessels shall be ascertained according to the Rules of Admeasurement established by an Act of Parliament passed in the Session holden in the Fifth and Sixth Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to regulate the Admeasurement of the Tonnage and Burthen of the Merchant Shipping of the United Kingdom, or any Law for the Time being regulating such Admeasurement.*

Rates for Cranes and Weighing Machines.

CVII. And be it enacted, That it shall be lawful for the Trustees to demand and take, for the Use of any Cranes and Weighing Machines erected by the Trustees, of and from the Owner or Person having the Charge of any Goods, Articles, or Things loaded or unloaded, weighed or measured by means of the same, such reasonable Rates as the Trustees shall from Time to Time appoint.

Lords of the Treasury &c. may reduce Rates on Foreign Vessels.

CVIII. And be it enacted, That it shall be lawful for Her Majesty, by an Order in Council, and for the Commissioners of Her Majesty's Treasury, or any Three or more of them, from Time to Time, by Her or their Order in Writing, to reduce the Duties and Rates hereby made payable on all or any Vessels not entitled to the Privileges of *British*-built Vessels, and on all or any of the Goods imported or exported in Vessels not entitled to such Privileges, to the same and like Rates and Duties as shall from Time to Time be payable in respect of *British* Vessels, or the Goods imported or exported in them, in pursuance of the said recited Acts and this Act.

Rates to be charged equally.

CIX. Provided always, and be it enacted, That the several Rates authorized to be taken by the said recited Acts and this Act shall at all

all Times be charged equally and after the same Rate in respect of the same Description of Vessel and Goods.

Power to compound for Rates in respect of Steam Vessels.

CX. And be it enacted, That it shall be lawful for the Trustees from Time to Time to compromise, compound, and agree, by the Year or otherwise, with any Proprietors or Masters of Steam Vessels resorting to the said Harbours, for the Rates and Duties payable by such Steam Vessels respectively, and to accept and take such Sum or Sums of Money in lieu of such Rates and Duties so compounded for as aforesaid as the said Trustees shall from Time to Time think proper, every such Sum of Money nevertheless to be paid in advance: Provided always, that in case the said Trustees shall at any Time compound and agree in manner aforesaid with any Proprietor or Master of any Steam Vessel for such Rates and Duties as aforesaid, it shall be lawful for all Proprietors and Masters of other Steam Vessels to compound for the Rates and Duties payable by or in respect of such Steam Vessels, upon the like Terms as any other Proprietor or Master of any Steam Vessel shall for the Time being have compounded and agreed under the Power and Authority herein contained, and the Trustees are hereby required to accept such Composition as last aforesaid, to the Intent that such Rates and Duties may not be compounded for partially or in favour of any particular Person or Party whatsoever.

Application of the Rates and Duties.

CXI. And be it enacted, That all Sums of Money which shall be levied and received from or on account of the Rates and Duties granted by the said recited Acts or by this Act, or any Sums arising from the Sale of any Lands and Premises, or the Rents thereof, shall, after paying the Expences of preparing, applying for, and obtaining and passing this Act, be applied by the Trustees for and towards the Expence of deepening, cleansing, enlarging, and improving the said Port and Harbours, for keeping in repair and maintaining the Quays, Breasts, Piers, and other Works already built or which may be built, for making Roads and Approaches to the said Quays and Piers, and keeping the same in good Order and Repair, and also towards making, erecting, building, and finishing such other Quays, Breasts, Piers, and other Works as shall be necessary or expedient for the Improvement of the said Port and Harbours, and for the Erection of Warehouses, Storehouses, Lofts, Sheds, Yards, or other Places for receiving and safe keeping of Goods removed from the Quays, Breasts, or Piers, or which may be allowed to be bonded, or for storing or keeping Sails, Rigging, or other Articles for lighting the Quays and Piers, and for paying the Officers and Servants to be employed in and about or concerning the same, and for paying the Interest and repaying the Principal of such Sum and Sums of Money as are now due and owing in respect of the said Harbours, or which shall hereafter be borrowed by the said Trustees under this Act, under such Regulations and Conditions as the Trustees may from Time to Time think reasonable.

Masters to report Arrival of Ves-

CXII. And be it enacted, That the Master or Commander of any Vessel liable to any of the said Rates, except such Vessels as may touch at the said Harbours for temporary Purposes, shall, within Six Hours

sels within the Harbours.

Hours after the Arrival of such Vessel within the said Harbours, report to the Harbour Master for the Time being the Arrival of such Vessel, and the Place from whence it came; and any Master or Commander of any such Vessel who shall fail to make such Reports within the Time aforesaid shall for every such Offence be liable to a Penalty not exceeding Five Pounds.

Master of Vessel to produce Certificate of Registry.

Penalty.

CXIII. And be it enacted, That the Master or Commander of every registered Vessel shall, on Demand, produce the Certificate of the Registry of such Vessel to any Person authorized by the Trustees to collect the Rate in respect of such Vessel; and if any such Master or Commander shall refuse or neglect to produce such Certificate to any such Person, on Demand, he shall forfeit any Sum not exceeding Five Pounds.

Recovery of Rates by Distress of Ship and Tackle.

CXIV. And be it enacted, That if any Master or other Person having Command of any Vessel in respect of which any Rates shall be payable to the Trustees shall refuse or neglect to pay the same, then it shall be lawful for the Person appointed by the Trustees to collect such Rates to go on board of such Vessel and demand such Rates, and on Nonpayment thereof or any Part thereof to take and distrain such Vessel, and all the Tackle, Apparel, and Furniture belonging thereto, or any Part thereof, and to detain such Distress until the Rates shall be paid; and in case any of the said Rates shall remain unpaid for the Space of Four Days next after any Distress so made, then it shall be lawful for the said Collector to cause such Distress to be appraised by Two or more Appraisers, and afterwards to sell the Distress, and therewith to satisfy the Rates so unpaid, and all the Expences of taking, keeping, appraising, and selling such Distress, rendering the Overplus (if any) to the Master or other Person having the Command of such Vessel, upon Demand.

Masters of Vessels to give Accounts of Goods intended to be unshipped within the Harbour, &c.

CXV. And be it enacted, That when the Cargo of any Vessel arriving within the said Harbours, or any Part of such Cargo, shall be intended to be unshipped within the said Port and Harbours, the Master or Commander of such Vessel shall, within Twelve Hours after the Arrival of such Vessel within the said Port and Harbours, deliver to the Person for the Time being appointed to collect the Rates and Duties aforesaid the following Particulars; (that is to say,)

The Name of the Consignee or Agent of the Cargo or Part of the Cargo of such Vessel intended to be unshipped within the said Port and Harbours:

And if the whole Cargo of such Vessel shall be intended to be unshipped within the said Port and Harbours, a Copy of the Bill of Lading or Manifest of the Cargo of such Vessel:

Or if Part only of the Cargo of such Vessel is intended to be so unshipped, a true Account in Writing of the Kinds, Weights, and Quantities of the several Goods, Articles, and Things intended to be so unshipped:

And every such Master or Commander shall, if required by the Person appointed to collect the Rates aforesaid, give to such Person Twelve

Twelve Hours Notice of the Time at which the Cargo of such Vessel or any Part of the same is intended to be unshipped.

Penalty on Masters not giving an Account, or a false Account.

CXVI. And be it enacted, That any Master or Commander of any Vessel the Cargo or Part of the Cargo of which shall be intended to be unshipped within the said Port and Harbours who shall fail to deliver or give any of the Particulars or the Notice herein-before required to be delivered or given by such Master or Commander, or shall deliver or give any false Particular or Notice, shall for every such Offence be liable to a Penalty not exceeding Five Pounds.

Master of Vessel to give an Account of Goods intended to be shipped.

Penalty.

CXVII. And be it enacted, That the Master or Commander of any Vessel within the Limits of the said Harbour, on board of which any Goods, Articles, or Things shall be shipped, shall give to the Person for the Time being appointed by the Trustees to collect the Rates aforesaid a true Account, signed by the Consigner or Agent, of the Kinds, Quantities, and Weights of the Goods, Articles, or Things, before the same shall be shipped in such Vessel; and any Master or Commander who shall fail to give such Account, or shall give a false Account, and any Consigner or Agent who shall sign a false Account of any such Goods, Articles, or Things, shall respectively for every such Offence be liable to a Penalty not exceeding Five Pounds.

In case of Dispute, Goods to be weighed or measured.

CXVIII. And be it enacted, That if any Difference shall arise between the Person for the Time being appointed by the Trustees to collect the Rates and Duties authorized to be levied by the said recited Acts or this Act, and the Master or Commander of any Vessel, or the Owner, Consigner, or Consignee of any Goods, concerning the Weight or Quantities of any Goods, Articles, or Things in respect of which any Rates and Duties are payable by the said recited Acts or this Act, it shall be lawful for such Collector to cause all such Goods, Articles, or Things to be weighed or measured, as the Case may require, and, if necessary, to detain the Vessel in which such Goods, Articles, or Things may be, until the same shall have been weighed or measured.

Expences of weighing or measuring Goods.

CXIX. And be it enacted, That if the Goods, Articles, or Things so weighed or measured shall be of greater Weight or Measure than shown from the Manifest, Account, or Statement delivered or made by the Master or Commander of the Vessel in which the same may be, or by the Owner, Consigner, or Consignee thereof, the Expences of such weighing or measuring shall be paid to the Trustees or their Collector, and shall be recovered by the Trustees or their Collector by the same Means as herein provided for the Recovery of Rates due in respect of such Goods, Articles, and Things; but if such Goods, Articles, and Things shall be of the same or less Weight or Quantity than shown by the Manifest, Account, or Statement so delivered or made as aforesaid, the Trustees shall pay all the Expences of such weighing or measuring, and shall also pay to the Master or Commander of the Vessel, or to the Owner, Consigner, or Consignee of such Goods, Articles, or Things, all Expences which

may be occasioned to any such Person by reason of such weighing or measuring.

Rates on Goods, by whom and when payable.

CXX. And be it enacted, That the Rates and Duties payable to the Trustees in respect of any Goods, Articles, or Things shipped or unshipped within the said Port and Harbours or Docks shall be paid as follows; (that is to say,) if such Goods, Articles, or Things shall be shipped, such Rates and Duties shall be paid by the Owner or Consigner or Agent of such Goods, Articles, or Things previous to the Shipment of the same; or if such Goods, Articles, or Things shall be unshipped, such Rates shall be paid by the Owner, Agent, or Consignee of such Goods within Twelve Hours after the same shall have been unshipped, or previous to the Removal of the same from the Premises of the Trustees, which shall first happen.

Recovery of Rates on Goods.

CXXI. And be it enacted, That if Default be made in the Payment of any Rates and Duties payable under the said recited Acts or this Act in respect of any Goods, Articles, or Things, it shall be lawful for the Person for the Time being appointed by the Trustees to collect such Rates and Duties to distrain any such Goods, Articles, or Things, or, if the same shall be removed without the Limits of the Harbours or other Premises of the Trustees, to distrain any other Goods, Articles, or Things within the Limits of the Harbours or other Premises of the Trustees belonging to the Person liable to pay such Rates and Duties, and to sell any such Distress, and out of the Proceeds of such Sale to pay the Rates and Duties due to the Trustees; or it shall be lawful for the Trustees to recover such Rates and Duties by Action in any competent Court, provided that the Person collecting any such Rates and Duties shall, before making any such Distress as aforesaid, pay all Duties which may be payable to Her Majesty in respect of the Goods, Articles, or Things so distrained, and may retain the Amount of Duties so paid out of the Proceeds arising from the Sale of such Distress.

Collector of Rates may enter Vessels.

CXXII. And to the end that the said Rates and Duties may be effectually levied, be it enacted, That it shall be lawful for any Person appointed to collect any such Rates and Duties to enter, either alone or with any other Persons, into any Vessel within the Port and Harbours, and to ascertain the Rates and Duties payable in respect of any such Vessel, or of any Goods, Articles, or Things therein.

Penalty on evading Payment of Rates.

CXXIII. And be it enacted, That if any Master or Commander of any Vessel, or any other Person whatsoever, shall evade the Payment of any Rates and Duties payable to the Trustees, he shall pay to them Three Times the Amount of such Rates; and the same shall be recovered from such Master or Commander or other Person in the same Manner as Penalties imposed by this Act are directed to be recovered, or by Action in any competent Court.

For settling Disputes concerning Rates and Charges of Distress.

CXXIV. And be it enacted, That if any Dispute shall arise concerning the Amount of any Rates due or the Charges occasioned by any Distress to be taken by virtue of the said recited Acts or of this Act, it shall be lawful for the Person distraining to detain such Distress

Distress until the Amount of the Rates due or the Charges of such Distress (as the Case may be) shall be ascertained by a Magistrate, who, upon Application made to him for that Purpose, shall in a summary Manner determine the Amount of the Rates due, and award such Costs to be paid by either of the Parties to the other of them as he shall think reasonable; and such Costs, if not paid on Demand, shall be levied by Distress, and such Magistrate shall issue his Warrant accordingly.

List of Rates to be set up.

CXXV. And be it enacted, That the Trustees shall from Time to Time cause to be painted on Boards, in large and legible Characters, and affixed in the Front of the principal Office of Business of the Trustees, and on some conspicuous Part of the Quays of the said Harbours, a List of the several Rates and Duties which shall be from Time to Time payable in respect of the said Harbours; and no Rates and Duties shall be payable in respect of the said Harbours during such Time as such List shall not continue so affixed, or for any Matter or Thing not specified in such List: Provided always, that if any such List shall be destroyed, injured, or obliterated, the Rates and Duties shall continue to be payable during such Time as may be reasonably required for the Restoration or Reparation of such List, in the same Manner as if such List had continued affixed and in the State required by this Act.

Power to appoint Harbour and Dock Masters.

CXXVI. And be it enacted, That it shall be lawful for the Trustees from Time to Time to appoint such Harbour Masters and Dock Masters as they shall think necessary, and at pleasure to remove such Harbour Masters and Dock Masters.

Their Powers.

CXXVII. And be it enacted, That it shall be lawful for the Harbour and Dock Master for the Time being to give Directions for all or any of the following Purposes; (that is to say,)

For regulating the Time and Manner in which any Vessel shall enter into, go out of, or lie in the said Harbours or Dry Docks, and the Position, mooring or unmooring, placing or removing of any Vessel within the same:

For regulating the Manner in which any Vessel shall take in or discharge its Cargo, or any Part thereof, or shall take in or deliver Ballast within the said Harbours:

For regulating the Government of any Vessel within the said Harbours:

For regulating the Manner in which any Vessel entering the said Harbours or Dry Docks shall be dismantled, for Safety of such Vessel, and for preventing Injury to other Vessels and to the said Harbours or Dry Docks and Moorings:

For regulating the Quantity of Ballast or Dead Weight in the Hold each Vessel shall have during the Delivery of her Cargo in the said Harbours or Dry Docks, or when discharged therein.

Penalty on Harbour Master for unduly exercising Powers.

CXXVIII. And be it enacted, That in case any Harbour Master appointed under this Act shall, without reasonable Cause, exercise any of the Powers or Authorities vested in him by this Act, he shall for every such Offence forfeit a Sum not exceeding Five Pounds.

CXXIX. And

Penalty on not complying with Directions of the Harbour Master

CXXIX. And be it enacted, That the Master or Commander of every Vessel within any Part of the said Port and Harbours shall regulate such Vessel according to the Directions of the Harbour Master for the Time being, made in conformity with this Act; and any Master or Commander of any Vessel who, after Notice by the said Harbour Master of any such Direction, shall not forthwith regulate such Vessel according to such Direction, shall be liable to a Penalty not exceeding Five Pounds.

Power of Harbour Master to remove Vessels.

CXXX. And be it enacted, That if the Master, Commander, or other Person having the Charge of any Vessel within any Part of the said Port and Harbours shall not moor, unmoor, place, or remove such Vessel according to the Directions of the said Harbour Master for the Time being given to the said Master, Commander, or other Person, it shall be lawful for the Harbour Master to cause such Vessel to be moored, unmoored, placed, or removed according to the Directions aforesaid, and to employ a sufficient Number of Persons for that Purpose; and the Expences attending such mooring, unmooring, placing, or removing shall be paid by such Master, Commander, or other Person, and shall, together with the Costs of ascertaining and recovering the same, be ascertained and recovered from any such Master, Commander, or other Person, in the same Manner as any Damages for the ascertaining and recovering of which no special Provision is contained in this Act are hereby directed to be ascertained and recovered; and any Master, Commander, or other Person having the Charge of any Vessel removing such Vessel from one Berth to another within the said Harbours without the Permission of the Harbour Master first had and obtained, he shall be liable in a Penalty of Five Pounds.

Penalty on Master or Commander for obstructing Harbour Master.

CXXXI. And be it enacted, That if any Master or Commander of any Vessel within the said Harbours, or any Person on board such Vessel, shall hinder the said Harbour Master, or any Person employed by him, in mooring, unmooring, placing, or removing such Vessel in manner aforesaid, such Master or Commander or other Person shall forfeit for every such Offence a Sum not exceeding Five Pounds.

Masters of Vessels to provide a sufficient Number of Hands.

CXXXII. And be it enacted, That the Master, Owner, or Agent of any Ship or other Vessel laid up within the said Port and Harbours shall have a sufficient Number of Persons capable of taking Directions on board of such Ship or other Vessel Three Hours at least previous to High Water, under a Penalty of Five Pounds for each Neglect in the Premises.

Harbour Master may cut Ropes.

CXXXIII. And be it enacted, That if any Master or Commander or other Person on board of any Vessel which shall be moored or fastened within the said Harbours, except as aforesaid, shall not, upon Demand of the said Harbour Master, unloose or slacken the Rope or Chain by which such Vessel shall be moored or fastened, or, if there shall be no Person on board of any such Vessel so moored or fastened, it shall be lawful for the said Harbour Master to cut the Rope or slacken the Chain by which such Vessel shall be so moored or fastened as aforesaid: Provided always, that before the Harbour Master

Master shall cut any Rope or slacken any Chain by which any Vessel without any Person on board shall be moored or fastened, he shall cause a sufficient Number of Persons for the Protection of the same to be put on board such Vessel, and all Expences thereby incurred shall be paid by the Master or Commander of such Vessel.

Harbour Master may remove Wrecks, &c.

CXXXIV. And be it enacted, That it shall be lawful for the Harbour Master for the Time being to remove any Wreck and other Obstructions to the said Harbours and the Approaches thereof, and also any floating Timber which may impede the Navigation thereof; and the Expence of removing any such Wreck, Obstruction, or floating Timber shall be immediately repaid by the Owner of the same.

Anchors, Cables, &c. found to be deposited.

CXXXV. And be it enacted, That every Person who shall pick up or obtain Possession of any Anchor or Cable, or any Boat, Rope, or Tackle of any Ship or other Vessel, or any Log or Logs of Timber, or any other Article or Thing whatever, within the Limits of the said Port and Harbours, shall, within Twenty-four Hours thereafter, give Notice thereof to the said Trustees, or to the Harbour Master, and shall deposit the same in such Place within such Time as they or he may direct; and any Person who shall fail to give such Notice and deposit such Articles as aforesaid shall forfeit a Sum not exceeding Five Pounds; and the Provost of *Greenock* or any One of the Baillies shall have Power to fix the Amount of Salvage to be paid for picking up any of the said Articles or Things.

Vessels entering Harbours or Docks to be dismantled as Harbour Master shall direct.

CXXXVI. And be enacted, That no Vessel shall enter the said Harbours or Dry Docks except the same shall be dismantled as shall be directed by the Harbour Master for the Time being appointed under this Act; and if any Vessel shall enter the said Harbours or Dry Docks without being dismantled in the Manner required by such Harbour Master, after Notice in Writing signed by such Harbour Master shall have been served on the Master or Commander of such Vessel to dismantle the same in the Manner aforesaid, such Master or Commander shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Vessels to have Hawsers, &c. fixed to Moorings.

CXXXVII. And be it enacted, That every Vessel in the said Harbours shall have substantial Hawsers, Tow Lines, and Fasts fixed to the Dolphins, Moorings, Booms, Buoys, or Mooring Posts, when required by the said Harbour Master; and if any Vessel shall be in the said Harbours without such substantial Hawser, Tow Lines, or Fasts fixed as aforesaid, the Master or Commander of such Vessel shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Harbour Master to regulate Equipment, &c. of Vessels in Harbour.

CXXXVIII. And be it enacted, That it shall be lawful for the Harbour Master for the Time being to regulate the Equipment, Rigging, and Lading of all Vessels in the said Harbours as he shall think proper; and if he shall judge any Act or Proceeding in the Equipment, Rigging, or Lading of any Vessel entering in or departing from the said Harbours unsafe for such Vessel, or likely to produce Injury to other Vessels, or to the said Harbours or other

Works, it shall be lawful for him to give Notice in Writing signed by him to the Master or the Commander of such Ship to discontinue or alter the same; and if such Master or Commander shall not, according to such Notice, discontinue or alter such Act or Proceeding immediately after such Notice shall have been served on him, or some Person on board the said Vessel, every such Master or Commander shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Vessels not to anchor in Entrances to Harbours.

CXXXIX. And be it enacted, That it shall not be lawful to station or anchor any Vessel in the Mouth or Entrance to the said Harbours so as to occasion any Interruption to the free Ingress and Egress of Vessels passing to and from the said Harbours, and in the event of any Vessel being anchored or stationed so as to occasion such Interruption it shall be lawful for the said Trustees to require the Master or other Person in charge of such Vessel to remove the same, in order to preserve at all Times a free Passage to and from the said Harbours; and any Master, Owner, or other Person in charge of any such Vessel refusing to remove such Vessel, when required by the said Trustees, or by any Person acting under them, to a Situation so as not to occasion such Interruption, the said Trustees are hereby authorized so to remove such Vessel at the Expence of the Master or Owner thereof, and such Master, Owner, or other Person shall be liable in a Penalty not exceeding Five Pounds for each Offence, for refusing to remove such Vessel when required by the said Trustees: Provided always, that nothing herein contained shall be construed to interrupt or obstruct the free Passage and Navigation, and Anchorage for temporary Safety, of Vessels passing up and down the Channel of the Frith or Estuary of *Clyde* opposite to the Harbours of *Greenock*, in such Manner however as not to interrupt the said free Access to and from the said Harbours.

Vessels to have their Sails lowered when entering and navigating Harbours.

CXL. And be it enacted, That before any Vessel shall enter into the said Harbours such Vessel shall have her Sails lowered or furled; and in case any Master or Commander or Pilot of any Vessel shall navigate the same under Sail into or in the said Harbours, or tow or cause to be towed by Steam any Vessel into the Harbours, every such Master or other Person so offending shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Delivery of Cargoes in Harbours, and placing of discharged Vessels.

CXLI. And be it enacted, That every Vessel having a Cargo on board thereof which shall go into the said Harbours shall be discharged of her Cargo as soon as conveniently may be after entering therein; and after the Delivery of such Cargo such Vessel shall without Loss of Time be removed into such Part of the said Port and Harbours as the Harbour Master shall direct, and the said Harbour Master for the Time being shall cause to be removed all light Vessels accordingly; and if the Master or Commander or other Person having Charge of any such Vessel shall not remove the same into such Part of the said Harbours as the said Harbour Master shall direct, within Twelve Hours after Notice in Writing signed by the said Harbour Master shall have been served on him, then he shall forfeit a Sum not exceeding Five Pounds; and it shall be lawful for

for the said Harbour Master immediately to cause such Vessel to be removed into such Part of the said Harbours as the Harbour Master shall appoint, and the Expences of removing the same shall be paid to such Harbour or Dock Master by the Master or Commander or Owner of such Vessel.

Unserviceable Vessels to be altogether removed from Harbours.

CXLII. And be it enacted, That no Vessel which shall be laid by as unfit for further Service, or neglected by the Owner, shall be permitted to lie in the said Harbours, or at any of the Piers, Quays, or Breasts, or within any Basins erected or to be erected; but that in every Case it shall be lawful for the Harbour Master appointed by the said Trustees to cause such Vessel so unserviceable or neglected to be, at the Expence of the Owner of the same, removed from the said Harbours, Piers, Quays, Breasts, and Basins, or any of them, and be laid on any Part of the Strand or Sea Shore or other Place without the said Harbours; and that, on or before Demand of Payment is made by such Harbour Master, from the Owner, Master, or Agent of such Vessel, of the Charges of removing such Vessel as aforesaid, such Charges shall be first seen and allowed by the said Provost or any One of the Baillies; and that in case of Refusal or Neglect of Payment of such Charges allowed as aforesaid for the Space of Five Days after Demand thereof shall be made, then and in every such Case it shall be lawful for the said Harbour Master to levy such Charges by Distress and Sale of such Vessel, or any of her Tackle, Apparel, or Furniture, or any Part thereof, rendering the Overplus, after deducting the Expences of taking, keeping, and Sale of such Distress, to the Owner, Master, or Agent of such Vessel, whenever the same shall be demanded.

Vessels to have Lights burning while sailing or lying at Anchor.

CXLIII. And be it enacted, That all Vessels moored or lying at anchor opposite to the said Harbours, or sailing or plying in the River or Firth of *Clyde* betwixt Port *Glasgow* on the East and *Gourock* on the West of the said Harbours, shall from Sunset to Sunrise have a Light placed on board such Vessel at least Twelve Feet above the Deck thereof, and which Light shall be kept constantly burning during the said Period, and shall be so situated as it may be seen in all Directions, and that under a Penalty not exceeding Five Pounds, to be paid by the Owner or Master or other Person in charge of such Vessel.

The Master or other authorized Person to be on board when loading or unloading.

CXLIV. And be it enacted, That the Master or Mate or some authorized competent Officer of every Vessel which shall load or unload in any of the said Harbours, or some Person appointed by him or by the Owner of such Vessel for that Purpose, shall during all the Time such Vessel is employed in loading or unloading actually remain on board, and superintend, aid, and assist in such loading or unloading; and every such Master or Mate or other Officer as aforesaid who shall neglect or refuse to superintend, aid, and assist in the loading or unloading of such Vessel shall for every such Neglect or Refusal forfeit a Sum not exceeding Five Pounds.

Preference to be given to Vessels

CXLV. And be it enacted, That in case any Vessel shall arrive at or come into any of the said Harbours in Distress, or meet with any Misfortune

arriving in Distress.

Misfortune in the said Harbours, it shall be lawful for the Provost and Baillies of *Greenock*, or any One of them, upon Application made in Writing by the Master, Owner, Consignee, or Agent of such Vessel, or of the Cargo of such Vessel, and upon Proof being made of such Distress, to give a Preference to such Vessel, both as to Berth and as to the Course of discharging, to any other Vessel, and every Master, Mate, or other Person having the Command of any Vessel lying within the Harbours who shall refuse or delay to comply with the Order of the said Provost or Baillie in favour of the Vessel in Distress shall forfeit any Sum not exceeding Five Pounds Sterling, and shall be liable in all Damages which may arise from such Refusal or Delay.

Surveyor may inspect Goods on board, with respect to any Damage which may have arisen.

CXLVI. And be it enacted, That upon the Requisition of the Master or other Person having the Charge or Command of any Vessel which shall have brought any Goods, Wares, and Merchandize into the said Port, or of the Owner, Agent, or Consignee thereof, before the same are unshipped, it shall be lawful for the Provost or any One of the said Baillies to appoint Two or more competent Persons to survey and examine the Ship, and also the Cargo on board of such Ship or other Vessel, and to inquire into and ascertain the Nature and Extent of any Injury or Damage which such Ship or Cargo may have sustained; and such Persons shall make and sign a Report in Writing setting forth the Cause of such Damage, so far as can be ascertained, and deliver the same to such Master or other Person, and a Duplicate thereof, if required, to the Owner, Agent, or Consignee as aforesaid.

Goods of a dangerous Quality to be marked.

CXLVII. And for the better preventing Accidents or Injury which might arise in the said Harbours from the unsafe and improper depositing of certain Goods and Merchandize within the same, be it enacted, That every Person who shall send or cause to be sent to the said Harbours for Shipment or Deposit any Aquafortis, Oil of Vitriol, or other Goods of a dangerous Quality, shall distinctly mark or state the Quality of such Goods on the Outside of the Package containing the same, or shall otherwise give Notice in Writing to the Harbour Master at the Time of so sending or causing the said Goods to be sent for Shipment as aforesaid; and if any Person shall wilfully neglect or refuse so to mark his Goods or give such Notice he shall for every such Offence forfeit a Sum not exceeding Twenty Pounds, to be recovered in a summary Manner before the Sheriff of the said County of *Renfrew*.

Goods, Timber, and other Articles to be removed from Piers, Basins, &c. within Forty-eight Hours after Landing.

CXLVIII. And be it enacted, That it shall not be lawful for any Person who shall have landed or discharged or caused to be discharged from any Vessel any Goods or Merchandize, Wood of any Kind, Masts, Yards, Pumps, Boats, Anchors, Cables, Casks, Guns, Paving Stones, Coals, or any other Article or Thing whatever (other than the Materials necessary for the Extension, Improvement, and Repairs of the Harbours,) upon or within any of the Piers, Breasts, Quays, Basins, Sheds, or any other Places built, made, formed, or erected, or to be built, made, formed, or erected within the said Port or Harbours, or in any of the adjacent Roads or Avenues leading

leading to the said Piers, Breasts, Quays, and other Places, or any of them, to continue or permit the same or any Part thereof to remain and lie thereon for any longer Time than Forty-eight Hours; and in all Cases where the said Goods or other Things aforesaid shall have continued beyond the Space of Forty-eight Hours it shall and may be lawful to and for the said Harbour Master, or any other Person whom the said Trustees or the Harbour Master may appoint, to remove and cause to be removed all such Goods and other Things as he or they shall find so lying and continuing on the said Piers, Breasts, Quays, or other Places, or within the said Harbours, above the said limited Time, to some Place or Places as shall be appointed by the said Trustees, and therein to detain and keep the same till Payment of the Charges of such Removal and Detention, and of such Consideration to the Officers or other Persons employed for their Trouble in and about the same, as the said Provost or any One of the Baillies shall think reasonable; and if such Charges, Expences, and Consideration shall not be paid within the Space of Five Days after Demand made thereof by the said Harbour Master or other Person as aforesaid, the said Harbour Master is hereby authorized and required, under Authority of a Warrant to be granted by the said Provost or any One of the Baillies to that Effect, to levy the same by Distress and Sale of the said Goods and other Things so secured, rendering the Overplus, if any be, after Deduction of all Expences, to the Owners thereof, or the Agent for such Owner.

Regulations as to loading or discharging Ballast, &c.

CXLIX. And be it enacted, That the Master of every Vessel loading or discharging any Ballast, Coals, Cinders, Stones, Bricks, Tiles, or any other loose Matter or Thing, during the whole Time of such loading or discharging, shall have, to the Satisfaction of the Harbour Master, a sufficient Piece of Canvass or Cloth, or a sufficient Shoot, to be nailed, fixed, or otherwise fastened to such Vessel, which Canvass, Cloth, or Shoot shall extend from such Vessel into or upon the Vessel, Wharf, or Quay to or from which such Ballast or other Things as aforesaid shall be conveyed, and so and in such Manner as effectually to prevent any Part of such Ballast or other Things as aforesaid from falling into the said Harbours or any Part thereof; and when and so soon as any such Ballast, Coals, Cinders, Stones, Bricks, Tiles, or other loose Matter or Thing shall be landed or discharged from such Vessel upon any Wharf or Quay, the same shall be by such Master laid and placed at the Distance of Six Feet at least from the Edge of such Wharf or Quay; and in case any Master of any such Vessel shall take in or discharge any Ballast, Coals, Cinders, Stones, Bricks, Tiles, or other loose Matter or Thing as aforesaid, without such Canvass, Cloth, or Shoot being so nailed, fixed, or otherwise fastened as aforesaid, or shall lay or place such Ballast, Coals, Cinders, Stones, Bricks, Tiles, or other loose Matter or Thing as aforesaid in or upon any Wharf or Quay at a less Distance than Six Feet from the Edge thereof, such Master for every such Offence shall forfeit a Sum not exceeding Five Pounds.

Regulating the landing or shipping of Manure.

CL. And be it enacted, That it shall not be lawful for any Person to land, discharge, or ship, at or upon any of the Quays, Piers, Breasts,

Breasts, or other Places within the said Harbours, any Dung, Manure, or Rubbish of any Kind, excepting at such Place and under such Regulations as shall be appointed by the said Trustees, under a Penalty not exceeding Five Pounds.

Ballast, &c. to be removed to Places appointed for the Purpose.

CLI. And be it enacted, That no Person who shall have Occasion to throw or cast out any Ballast, Dirt, Ashes, Shingle, Stones, or Rubbish of any Kind from any Vessel, upon any Quay, Pier, Breast, or other Place within the said Harbours, already built and erected, or to be built and erected in virtue hereof, shall suffer the same to be and remain on the said Quays, Piers, Breasts, or other Places, but shall immediately thereafter cart and carry away, or cause the same to be carted or carried away, to such Place or Places as the said Trustees shall appoint, on pain of forfeiting for every such Offence or Neglect any Sum not exceeding Five Pounds Sterling, besides defraying the Expence which the said Trustees may incur in removing the said Ballast, Ashes, or Rubbish aforesaid, which they are hereby authorized to do.

Penalty for undue Preference by Harbour Master.

CLII. And be it enacted, That if any Harbour Master or Servant of the Trustees shall give any undue Preference or show any Partiality in loading or unloading any Goods or other Things at any Wharf, Quay, House, Warehouse, Landing Place, Crane, or Machine belonging to the Trustees, he shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Combustible Matter on Quays, &c. to be removed.

CLIII. And be it enacted, That if any Tar, Pitch, Rosin, Spirituous Liquors, Turpentine, Oil, or combustible Thing, being on any Quay, Dock, or Wharf belonging to the Trustees, or on the Deck of any Vessel within the said Harbour or Dry Docks, shall not be removed from the Place where the same may be to a Place of Safety within Two Hours after Notice in Writing for that Purpose, signed by the said Harbour Master for the Time being, shall have been served on the Owner or Person having the Charge of the same, or on the Master or other Person in charge of the Vessel, every such Owner, Master, or other Person shall for every such

Penalty.

Offence forfeit a Sum not exceeding Twenty Shillings for every Hour such combustible Thing shall remain in any such Place as aforesaid after the Expiration of Two Hours from the Service of the said Notice.

Combustibles to be guarded during the Night.

CLIV. And be it enacted, That if any such combustible Thing as aforesaid shall remain on any of the said Quays, Dry Docks, or other Works, or on the Deck of any Vessel within the said Harbours, after Daylight, the Owner or Person having Charge of the same, or in his Default the Trustees at the Expence of such Owner or Person, shall provide a sufficient Number of Persons to guard the same from One Hour before Sunset to One Hour after Sunrise; and such Expence, if not paid to the Trustees, on Demand, shall be ascertained and recovered in the same Manner as Damages for the Recovery of which no special Provision is herein contained are by this Act directed to be ascertained and recovered.

CLV. And

CLV. And be it enacted, That every Person who shall commit any of the following Offences shall be liable to a Penalty not exceeding Five Pounds; (that is to say,) Penalties against Fire.

Every Person who shall boil or heat any Pitch, Tar, Rosin, Turpentine, Oil, or other combustible Matter in any Vessel lying in any Place within the said Harbours, Docks, or Works, except in such Place and in such Manner as shall be specially appointed by the Trustees for that Purpose: Boiling or heating Pitch, &c.

Every Person who shall have or cause to be had any Fire or lighted Candle or Lamp, or lighted Pipe, Cigar, or other lighted Substance which may be likely to cause Damage, in any Vessel within the said Harbours, Dry Docks, or other Works, except with the Permission of the Trustees: Fires in Vessels.

Every Person who shall have or cause to be had any Fire, Candle, or Lamp lighted within the said Harbours, except at such Times as shall be permitted by the Bye Laws of the Trustees: Fires within Docks.

Every Person who shall bring any loaded Gun on the Piers, Quays, or Works of the said Harbours, or into any of the said Dry Docks, or into any of the Works of the same, or shall have or suffer to remain any loaded Gun in any Vessel in the said Dry Docks, or within Fifty Yards of the Piers, Quays, or Works of the said Harbours: Loaded Guns.

Every Person who shall without the Permission of the Trustees bring or suffer to remain any Gunpowder on the Quays, Piers, orWorks of the said Harbours, or within the said Harbours or Dry Docks, or in any Vessel within the said Harbours or Dry Docks. Gunpowder.

CLVI. And be it enacted, That if any Person shall throw or put any Ballast, Earth, Dust, Ashes, Stones, or other Thing into the said Harbours or Approaches, or any of the said Dry Docks, or into or upon any of the said Works, to the Injury or Prejudice thereof, or do any other Injury to the same, he shall for every such Offence forfeit a Sum not exceeding Five Pounds. Penalty for throwing Ballast, &c. into Harbours.

CLVII. And be it enacted, That if any Person, other than the Harbour Master in execution of the Powers of this Act, shall wilfully cut, break, or destroy any Rope or other Thing by which any Vessel lying in the said Harbours or other Works shall be moored or fastened, he shall for every such Offence forfeit a Sum not exceeding Five Pounds. Penalty for cutting Ropes.

CLVIII. And be it enacted, That if any Person shall wilfully and maliciously demolish, break down, cut, or injure any of the Works already made and erected, or to be made and erected by virtue of this Act, or injure any Ship or other Vessel lying within the said Port, or at any of the Piers, Quays, or other Works already erected or to be erected, then and in every such Case every such Person, on being convicted thereof, shall suffer Punishment, by Fine, Imprisonment, or Transportation, in the Discretion of the Court before whom such Person shall be convicted. Punishment for wilfully injuring any of the Works.

CLIX. And be it enacted, That it shall not be lawful for the Master, Mate, or any other Person having the Charge of any Vessel while in No Guns or Fire Arms to be dis-

charged within a certain Distance of the Harbours.

in the said Harbours, or in the Roadstead thereof, or in the River *Clyde* nearer to the said Harbours than the *Garvel Point* on the East and the *White Farland Point* on the West, or for any Person whatsoever, to discharge any Gun or Fire-arms of any Description on board any such Vessel, save and excepting a Signal Gun in case of Distress, under the Penalty of Five Pounds for every such Offence: Provided always, that nothing herein contained shall prevent or be construed to prevent the discharging of any Gun or Fire-arms on board any Vessel belonging to or in the Employment of Her Majesty, Her Heirs and Successors, or to prevent the discharging of any Gun or Fire-arms by any Person in the lawful Defence of his Property.

Remedies for Damages to Quays, &c.

CLX. And be it enacted, That every Master, Pilot, or other Person having the Charge of any Vessel or Float of Timber, through whose wilful Act or Negligence any Damage shall be done to the said Harbours, or to the Quays, Piers, Docks, Wharfs, Machinery, or other Works or Property of the Trustees, by means of such Vessel or Float of Timber, shall pay for and repair all such Damage; and all such Damage, if the Amount claimed does not exceed Fifty Pounds, shall be ascertained and recovered in the same Manner as any Damages for the Recovery of which no special Provision is contained in this Act are hereby directed to be recovered; and in addition to the Remedies hereby provided for the Recovery of the same it shall be lawful for the said Sheriff before whom the same is recovered to cause the Vessel or Float of Timber causing such Damage, and any Tackle and Furniture thereof, to be distrained and detained until the Amount of Damage and Costs awarded by him shall be paid; and if the same shall not be paid within Seven Days after the taking of such Distress, to cause the Property so distrained, or any Part thereof, to be sold, and out of the Proceeds of such Sale to pay the Amount of Damage and Costs awarded by such Sheriff, and all the Charges incurred by the Distress, Detention, and Sale of such Property.

Owner or Master of Vessel answerable for Servants.

CLXI. And be it enacted, That the Owner or Master or Commander, or other Person in charge of every Vessel or Float of Timber, shall be answerable to the Trustees for any Damage done by such Vessel or Float of Timber to the said Harbours, or any Quays, Piers, Docks, Wharfs, Machinery, or other Works or Property of the Trustees; and all such Damage, in case the Amount claimed in respect thereof shall not exceed Fifty Pounds, shall be ascertained by and be recovered before the said Sheriff in a summary Manner; and it shall be lawful for the Harbour Master or Dock Master for the Time being appointed under this Act to detain any such Vessel or Float of Timber, or both, until sufficient Security shall have been given for the Amount of the Damage done by the same, or by any Person employed therein.

Masters may recover from Servants.

CLXII. And be it enacted, That if the Owner, Master, Commander, or any other Person in charge of any Vessel shall make Satisfaction for any such Damage as aforesaid done by any Person employed in such Vessel, the Person doing such Damage shall repay to the said Owner, Master,

Master, Commander, or other Person in charge of such Vessel the Amount of the Damage so paid, together with the Costs (if any) incurred by him in respect of such Damage; and the Amount of such Damage, together with the Costs, shall be ascertained by and recovered in a summary Manner before the Sheriff.

Appointment of Pilots.

CLXIII. And be it enacted, That it shall be lawful for the Provost and Dean of Guild of *Glasgow*, the Provost and Baillies of *Greenock*, and the Provost and Baillies of *Port Glasgow*, from Time to Time, to appoint, license, and regulate, and to displace at pleasure, such Persons to act as Pilots as they may think proper on the Firth and River *Clyde* between the *Cumbray* Lighthouse and *Port Glasgow*: Provided always, that every Person who shall offer himself to be admitted as a Pilot shall before being licensed as aforesaid produce a Certificate that he is duly qualified to act as a Pilot from any Three Persons appointed by the said Magistrates of *Glasgow*, *Greenock*, and *Port Glasgow*, for examining Pilots, which Examiners shall be or have been Masters of Vessels sailing from or to the Port of *Greenock*, and upon the Production of such Certificate of Qualification such Person may be licensed accordingly; and all such Licences shall be subscribed by the Clerk to the Trustees; and the said Magistrates shall have Power to compel all Persons professing to be Pilots under such Licences to find Security in such Sum as they may think proper for the due Discharge of their Duty, and also to settle and establish from Time to Time such Rates of Fees to be paid and levied for the Risk, Labour, and Trouble of such Pilots and others employed within and about the said Harbour as the said Magistrates shall deem just and reasonable.

Penalty on Persons acting as Pilots without Licence.

CLXIV. And be it enacted, That it shall not be lawful for any Person to act in piloting any Vessel within the said Limits, other than the Crew of such Vessel, or the Pilots duly licensed as aforesaid, or duly licensed under similar Authority at the Port of *Glasgow*; and if any Person shall so unlawfully act he shall forfeit a Sum not exceeding Five Pounds.

Meetings for licensing Pilots.

CLXV. And be it enacted, That the said Provost and Dean of Guild of *Glasgow*, the Provost and Baillies of *Greenock*, and the Provost and Baillies of *Port Glasgow* shall meet in the Town Hall of *Greenock* on the Second *Tuesday* of the Month of *September* annually, or oftener if necessary, on Three Days previous Notice, in order to grant Licences to Pilots as aforesaid, and to make Rules, Regulations, and Bye Laws for ascertaining and regulating the Fares and Wages, Conduct and Behaviour of the said Pilots, and as to the Kinds and Dimensions of Boats to be kept and used by them, to receive Evidence, deliberate and determine on all Complaints which may be brought against any of them, to dismiss or fine any of such Pilots on Proof of Misconduct, and to do whatever the said Magistrates shall consider necessary and expedient for carrying into effect the Provisions of this Act in so far as regards such Pilots; and all such Meetings may adjourn from Time to Time, and every adjourned Meeting shall have the same Powers in all respects as

could be competently exercised by any annual or special Meeting as aforesaid.

Power to provide Life Boats.

CLXVI. And be it enacted, That it shall be lawful for the said Trustees to provide such and so many Life Boats and other Vessels, and Implements and Materials, to be used, with suitable Establishments, for the Purpose of rendering Assistance to Vessels in Distress within or near to the said Port and Harbours, as they may from Time to Time think necessary or expedient, and to defray the Expences of providing, maintaining, establishing, and using the same out of the Rates and Duties by the said recited Acts and this Act authorized to be taken.

Harbour and Dock Police.

CLXVII. And be it enacted, That it shall be lawful for the Provost and Baillies of *Greenock*, or any Two of them, to appoint such Persons as they shall consider necessary to act as Policemen or Watchmen within the said Harbours, Docks, and Premises of the Trustees, and along the Breasts of the same.

Power of Magistrates to dismiss Policemen.

CLXVIII. And be it enacted, That it shall be lawful for the said Provost or any One of the Baillies to dismiss or suspend any such Policemen or Watchmen for Neglect of Duty or any other Clause; and no Person so dismissed or suspended shall be reappointed, except with the Consent of the said Provost and Baillies, or any Two of them; and when any Person shall be so dismissed or suspended all Powers vested in him as Policeman or Watchman shall cease.

Penalty for assaulting Policemen.

CLXIX. And be it enacted, That any Person who shall assault or resist any Policeman, Watchman, or other Person, or obstruct him in the Execution of any Duty which he is authorized by this Act or by the said recited Acts to perform, or shall aid or incite any Person so to assault or resist, shall for every such Offence forfeit a Sum not exceeding Five Pounds, or, in the Discretion of the Magistrate before whom he is convicted, may be imprisoned for any Term not exceeding Sixty Days.

Penalty for obstructing Police Officers from entering Vessels.

CLXX. And be it enacted, That any Person who shall obstruct or aid in obstructing any Police Officers, Watchmen, or other Person, having Instructions from the Trustees or their Harbour Master, from entering into or being in any Vessel within the said Harbours, for the Purpose of searching for or extinguishing any Fire, Candles, or Light in or suspected to be in such Vessel, contrary to the Provisions of this Act, or of any Bye Law made in pursuance thereof, or for the Purpose of discovering any Theft or Embezzlement suspected to have been committed therein, or of quelling any Disturbance, or for any Purpose authorized by this Act, or any Bye Law made in pursuance thereof, shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Penalty for supplying Policemen with Liquor when on Duty.

CLXXI. And be it enacted, That if any Person shall give, furnish, or supply any Policeman or Watchman, on any of the Piers, Quays, Dry Docks, or other Works belonging to the said Trustees, with any spirituous or intoxicating Liquor during his Turn or Period of Duty, every

every such Person so offending shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Watchmen to seize suspected Persons and Property.

CLXXII. And be it enacted, That it shall be lawful for any Officer of Police or Watchman to seize, secure, and detain till they can regularly be convened before the said Provost and Baillies, or any One of them, all and every Vagrant, Idler, or disorderly Person who may be found loitering about the Quays, Piers, Breasts, Docks, or other Places of the said Harbours, without lawful Business, and also to seize, secure, and detain till such Seizure can be regularly reported, all Ropes, Copper, Lead, Iron, and other Articles of Marine Stores used in the Repair of Ships, and all Goods, Wares, and Merchandize which may be found in the Custody of such Vagrant, idle or disorderly Person.

Regulating Carters and Carmen.

CLXXIII. And be it enacted, That every Carter, Carman, or other Person having the Charge of a Horse and Cart or Car, or Waggon, shall be obliged constantly to go at the Head of his Horse or Horses, and shall not be at liberty to ride on his Cart, Car, or Waggon, by reason of having double Reins, or on any other Pretence whatsoever, or be entitled to proceed along the Breasts or Quays, or through the Streets leading to the same, at a quicker Pace than a Walk, under a Penalty not exceeding Ten Shillings Sterling for each Offence, to be recovered and applied in manner herein-after provided.

Power to contract for lighting the Harbours, and for supplying Water for the use of the Shipping.

CLXXIV. And be it enacted, That it shall be lawful for the Trustees to contract and agree with the Trustees for lighting the Town of *Greenock* and for supplying the Inhabitants with Water to light the said Harbours, Dry Docks, and other Works with Gas, Oil, or otherwise, and to supply the said Harbours, Dry Docks, and other Works with Water for the Use of the Shipping resorting to and using the said Harbours, Dry Docks, and other Works, as they shall think necessary and proper.

Power to erect Lighthouses.

CLXXV. And be it enacted, That it shall be lawful for the Trustees to erect any Lighthouse on the Piers, Jetties, Breakwaters, Quays, Wharfs, or other Works of the Trustees or any of them, and also to exhibit a Light therein of such Description or Power as the Commissioners of the Northern Lighthouses shall by Writing under the Hand of their Secretary prescribe.

Lights, Beacons, &c. not to be exhibited or altered without Sanction of Commissioners of Northern Lighthouses.

CLXXVI. And be it enacted, That it shall not be lawful for the Trustees to exhibit or alter, or to permit to be exhibited or altered, any Light, Beacon, or Seamark without the Sanction in Writing of the Commissioners of Northern Lighthouses, signified under the Hand of their Secretary, first having been obtained in that Behalf; and if any such Light, Beacon, or Seamark shall be exhibited or altered with such Sanction as aforesaid, the same shall be of such Power, Description, and Character, and shall be from Time to Time discontinued or altered, as the Commissioners of Northern Lighthouses shall from Time to Time direct by due Notice to the Trustees.

CLXXVII. And

Power to place Buoys, &c.

CLXXVII. And be it enacted, That the said Trustees from Time to Time may lay or place, or cause to be laid, made, or placed, such Buoys, Mooring Chains, or Anchors in the River opposite to the said Harbours for the Purpose of warping or anchoring Vessels, and at such Times and at such Places as the said Trustees shall deem necessary or expedient, for the Use and Accommodation of the Shipping resorting to the said Port and Harbours, and again from Time to Time to raise the same, and to cause them to be again laid or placed, and that under such Restrictions, Conditions, and Regulations as the said Trustees shall deem proper, but so always as not to interfere with or obstruct the Navigation of the River *Clyde*.

Bye Laws.

CLXXVIII. And be it enacted, That it shall be lawful for the said Trustees from Time to Time to make such Bye Laws as they shall think fit for the proper Government and Regulation of the Port and Harbours of *Greenock*, and for all or any of the following Purposes; (that is to say,)

Use of Harbours, &c. For regulating the Use of the Harbours, Piers, Quays, Dry Docks, and other Works already made and hereby authorized to be made:

Placing of Vessels. For regulating the placing and removing of Vessels entering in, lying in, or going out of the said Harbours or Docks, and for the good Order and Government of all such Vessels:

Harbour Master. For regulating the Exercise of the several Powers hereby vested in the Harbour Master to be appointed by the Trustees respectively:

Admission of Vessels. For regulating the Admission of Vessels into the said Harbours and Dry Docks, and their Removal out of the same:

Loading and unloading. For regulating the shipping, unshipping, landing, warehousing, housing, stowing, depositing, and removing of all Goods, Articles, or Things from, in, or on the Piers, Quays, Wharfs, Dry Docks, Sheds, or Warehouses of the Trustees:

Persons employed. For regulating the Duties and Conduct of all Persons, as well the Servants of the Trustees as others, who shall be employed at or about the Quays, Docks, and Premises of the Trustees:

Use of Fires and Candles. For regulating the Use of Fires, Candles, Lamps, and other Lights or lighted Substances within the said Harbours, Docks, and the other Premises belonging thereto, and within any Vessel anchored within the said Harbours and Docks, or within One hundred Yards of the Piers, Quays, or Work of the Trustees:

Prevention of Damage. For preventing Damage or Injury to any Vessel, Goods, Articles, or Things in or on the Premises belonging to the Trustees:

Police. For regulating the Police of the said Harbours and Dry Docks, and the Times and Manner in which the Police Officers and Watchmen shall perform their Duties:

Use of Cranes, &c. For regulating the Use of the Cranes, Weighing Machines, Weights and Measures belonging to the Trustees, and the Duties and Conduct of all Weighers and Meters appointed by them, or acting within the said Port and Harbours:

Porters and Carriers. For regulating the Duties and Conduct of the Porters and Carriers employed in or about the said Port and Harbours, and fixing the Rates to be paid to them for carrying any Goods, Articles, or Things from or to the same:

For regulating the Conduct of Pilots, Riggers, and Jobbers, and fixing the Rates to be paid them: Pilots, &c.

For regulating the Conduct of Carters, Carmen, and others, and fixing the Rates to be paid them for their Services: Carters, &c.

And it shall be lawful for the Trustees, from Time to Time as they shall think fit, to repeal, alter, or amend any such Bye Laws, provided such Alteration be not repugnant to the Law of *Scotland* or the Provisions of this Act, and be reduced into Writing, and be signed by any Three or more of the said Trustees, and their Clerk, and if affecting other Persons than the Officers or Servants of the Trustees, be printed and published as herein provided.

Enforcing Bye Laws.

CLXXIX. And be it enacted, That it shall be lawful for the Trustees, by the Bye Laws so to be made by them, to impose such reasonable Penalties as they shall think fit, not exceeding Five Pounds for each Offence: Provided always, that such Bye Laws be so framed as to allow the Judge before whom any Penalty imposed thereby is sought to be recovered to modify the said Fine or Penalty as he may see fit.

Bye Laws to be confirmed.

CLXXX. And be it enacted, That no Bye Law which shall be made by the Trustees under the Authority of this Act, except such as may relate solely to the Trustees, or their Officers or Servants, shall be valid or binding unless the same shall be allowed, approved of, and confirmed by the Sheriff of the County of *Renfrew*, or Sheriff Substitute of the Lower Ward; and it shall be incumbent on such Sheriff, on the Request of the Trustees, to inquire into any Bye Laws which may be tendered to him for that Purpose, and to allow or disallow of the same as he shall think meet: Provided always, that no such Bye Laws shall be confirmed unless Notice of the Intention to apply for a Confirmation of the same shall have been given in One or more Newspapers published in the County of *Renfrew* One Month at least before the Hearing of such Application and Confirmation of the said Bye Laws; and any Person aggrieved by any such Bye Law, on giving Notice of the Nature of his Objection to the Trustees Ten Days before the Hearing of such Application, may, by himself or his Attorney or Agent, be heard thereon, but not so as to allow more than One Party to be heard on the same Matter of Objection.

A Copy of proposed Bye Laws to be open to Inspection.

CLXXXI. Provided always, and be it enacted, That for One Month at least previous to any such hearing of the Application for Confirmation of the said Bye Laws a Copy of such proposed Bye Laws shall be kept at the principal Office of the Trustees, and it shall be lawful for all Persons at all reasonable Times to inspect such Copy without Fee or Reward, and to be furnished by the Trustees with a Copy thereof or of any Part thereof, on Payment of Sixpence for every One hundred Words.

Publication of Bye Laws.

CLXXXII. And be it enacted, That such Bye Laws, when confirmed, shall be printed on Boards, and hung up, affixed, and continued on the Front or some conspicuous Part of the principal Office of the Trustees,

Trustees, and also on some conspicuous Part of the Works of the said Harbours or of the Dry Docks, according as such Bye Laws may relate to the Harbours or Dry Docks; and such Boards shall be from Time to Time renewed as often as the same or any Part thereof may be obliterated or destroyed.

Bye Laws to be binding on all Parties.

CLXXXIII. And be it enacted, That such Bye Laws, when so confirmed, shall be binding upon and be observed by all Parties, and shall be sufficient to justify all Parties acting under the same.

Evidence of Bye Laws.

CLXXXIV. And be it enacted, That the Production of a written or printed Copy of the Bye Laws of the Trustees, authenticated by the Signatures of Three of the Trustees and their Clerk, shall be Evidence of the Existence and of the due making of such Bye Laws in all Prosecutions under the same; and, with respect to the Proof of the Publication thereof, it shall be sufficient that painted Boards containing a Copy thereof were affixed or continued in the Manner by this Act directed; and in case of any of such Boards being afterwards destroyed or obliterated, it shall be sufficient to prove that such Board was replaced or restored as soon as conveniently might be, unless Proof be adduced by the Party complained against that such painted Boards did not contain a Copy of the Bye Law under which he shall be prosecuted, or that Boards were not affixed or continued to be affixed as required by this Act.

Penalty on pulling down Boards used for Publication of Bye Laws.

CLXXXV. And be it enacted, That any Person who shall destroy, pull down, injure, or deface any Board on the Premises of the Trustees, on which any Bye Law of the Trustees, or any Rate to be taken under this Act, shall be painted, shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Procedure before the Court on Offences against this Act.

CLXXXVI. And be it enacted, That all the Fines, Forfeitures, Penalties, Damages, and Expences imposed in virtue of the said recited Acts or of this Act, or in virtue of any Bye Law or Regulation made in pursuance hereof, shall (where not otherwise directed) be sued for and recovered, at the Instance of the Procurator Fiscal of the Police Court of *Greenock*, before the Provost or any One of the Baillies of the said Town, and upon Conviction of any Offender, according to the Forms herein-after provided, it shall be lawful for the said Provost or any of the Baillies to pronounce Sentence, subjecting such Offender to Imprisonment in the Prison or Bridewell of *Greenock*, or to a Fine, or to such lesser Punishment as may be deemed adequate to the Offence committed, and in the Case of a Fine being imposed it shall be lawful to and in the Power of the said Provost or Baillies to grant a Warrant for imprisoning the Offender within the Prison of *Greenock*, for enforcing Payment of such Fine, for any Period not exceeding Sixty Days, unless Payment shall be sooner made: Provided always, that it shall not be competent for such Provost or Baillie to sentence any Offender to Imprisonment in the Prison or Bridewell for a Period exceeding Sixty Days, nor to adjudge any Offender to make Payment of a Fine exceeding Five Pounds for any One Offence; but if it shall appear to the said Court that the Offence requires a more severe Punishment, it shall be competent to

to the Court to commit the Offender to Prison until liberated in due Course of Law, of which Commitment the said Procurator Fiscal shall give Notice to the Procurator Fiscal of the Sheriff Court at *Greenock*, that he may proceed in the Prosecution of such Offence as accords with Law: And it is hereby specially provided, that all Judgments and Sentences pronounced by the said Provost, or any One or more of the Baillies, in Terms of this Act, or of the said Bye Laws and Regulations, shall be final and conclusive, and shall not be subject to the Review of any Supreme Court by Advocation, Reduction, Suspension, Appeal, or otherwise.

Business before Court to be dispatched in a summary Manner.

CLXXXVII. And whereas it is expedient that the Proceedings before the Court of the said Provost and Baillies shall be attended with as little Delay and Expence as possible; be it therefore enacted, That the said Provost and Baillies shall be and they are hereby authorized and required to lay down and adopt such general Forms of Proceedings before the said Court as shall admit of the Business under the said recited Acts and this Act being despatched in the easiest and most expeditious Manner, by hearing the Parties *vivâ voce*, without any written Pleadings, and without taking down the Evidence in Writing, provided that such general Forms of Proceedings shall be approved of by the Sheriff of the County of *Renfrew*, and when so approved of the same shall be printed and hung up within the Court, for the Information of all Persons concerned, and such Forms shall thenceforth, until altered by the said Provost and Baillies, and approved of as aforesaid, be used in all Cases brought before the said Court: Provided always, that in every Case a Record shall be preserved of the Name of the Party, the Charge, Date, and Judgment, or Sentence pronounced, with the Signature of the Judge thereto attached; and in all Cases a Copy of such Charge and Judgment or Sentence, certified by the Clerk of Court, shall be a sufficient Warrant to all Persons for carrying such Judgment or Sentence into execution.

Judges may remand Prisoners for further Examination.

CLXXXVIII. And be it enacted, That it shall be lawful to the said Provost and Baillies to detain Prisoners in the Police Office, Gaol, or Bridewell of the said Town, or remand, for affording Time to find Caution, or for further Examination, such further Examination always taking place as soon as Circumstances will permit, and without any unnecessary Delay.

Warrants may be executed out of the County.

CLXXXIX. And be it enacted, That all Warrants granted by the Provost or any One of the Baillies of the said Town, against any Person charged with having committed a Crime or Offence contrary to the Provisions of the said recited Acts or of this Act, or of the said Bye Laws and Regulations, within the Jurisdiction of the said Provost and Baillies, shall be sufficient for the Apprehension of the Offender within any other County or Town, and for conveying such Offender, in Terms of the Warrant, to be dealt with according to Law, without the Necessity of its being backed or indorsed by any other Magistrate: Provided always, that the said Warrant shall be executed against the Person therein mentioned by an Officer of the said Court.

CXC. And

Witnesses.

CXC. And be it enacted, That a Person shall not be deemed incompetent to give Evidence in any Case which shall be heard and determined relative to this Act by reason or on account of such Person acting under the Authority of this Act; and if any Person shall refuse to appear, or appearing refuse to give Evidence, after being thereunto duly cited in regard to any Matter or Thing under this Act, every such Person shall for every such Offence forfeit any Sum not exceeding Five Pounds.

Mode of citing Offenders and Witnesses.

CXCI. And be it enacted, That this Act shall be deemed Authority to the Police Officers and all other Officers of the Law for citing Parties charged with Offences within the Meaning of this Act or of the said recited Acts, or of the Bye Laws and Regulations made in virtue of the said Acts or of this Act, and for summoning Witnesses to give Evidence in relation thereanent; and it shall be deemed a legal Citation of Parties, in the Case of a Shipowner, Merchant, Agent, or other Person transacting Business in the said Town, if the said Citation be left within his Dwelling House, Counting-house, or Place of Business, or, in the Case of the Master of a Ship or other Vessel, if left on board such Vessel, in the Hands of a Person on board thereof, which Citation shall specify the Charge, and the Time and Place of Appearance; and it shall be lawful for the Court either to hear such Party charged with Offences, or any Procurator, Agent, or other Person duly authorized by them, or, in the event of the Party not appearing by himself, or by a Procurator, Agent, or other Person duly authorized by him, on the Citation being verified by the Oath of the executing Officer, to take Evidence of the Charge, and on the Charge being proved to convict the Party, award the Penalties, and grant Warrants for Recovery thereof, with the Expences of Prosecution.

For apprehending transient Offenders.

CXCII. And be it enacted, That it shall be lawful for the Officers, Watchmen, and other Persons in the Service of the said Trustees to seize and detain Persons guilty of any Offence against the said recited Acts or this Act, and to convey them before the Provost or any One of the Baillies of the said Town, without any other Warrant than this Act for so doing; and such Provost or Baillie is hereby empowered to proceed to the Conviction or Acquittal of such Offender as to him shall seem fit.

Application of Penalties.

CXCIII. And be it enacted, That all Fines, Forfeitures, and Penalties imposed by or under the Authority of the said recited Acts or of this Act, or any of them, or by any Bye Law, Rule, or Order to be made in pursuance thereof, shall, when levied, be paid over to the said Trustees or their Treasurer, to be applied for the Purposes of this Act.

Costs may be recovered from Treasurer.

CXCIV. And be it enacted, That when any Sum of Money shall be ordered to be paid in pursuance of this Act, for Compensation for any Lands, Materials, or Costs, or for any Damage, Spoil, or Injury whatsoever done by the said Trustees, or any Person acting under their Authority, and such Sum of Money shall not be paid by the said Trustees to the Party entitled to receive the same within Twenty Days

Days after Demand in Writing shall have been made to the said Trustees or their Treasurer, in which Demand the Order of the Sheriff making the same shall be stated, then and in such Case the Amount of such Compensation may be levied and recovered by Distress and Sale of the Funds, Property, and Effects vested in the said Trustees or their Treasurer by virtue of this Act, under a Warrant to be issued for that Purpose by any such Sheriff, under his Hand, on Application made to him for that Purpose by the Party entitled to receive such Sum of Money; and in case any Overplus shall remain, after Payment of such Sum or Sums of Money, and the Costs and Expences of hearing and determining the Matter in dispute, and all the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned, on Demand, to the said Trustees, or to their Treasurer for the Time being, as the Case may be: Provided always, that it shall be lawful for such Treasurer to retain, out of the Monies which he shall have received or shall receive in pursuance of this Act, all such Damages, Costs, Charges, and Expences as he shall have sustained or been put to by virtue of any such Warrant as aforesaid.

Saving of Jurisdiction.

CXCV. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to take away, alter, abridge, lessen, or encroach upon any Jurisdiction or Power of the Provost, Baillies, and Town Council of *Greenock*, of the Trustees acting in the Execution of the said recited Act of the Third Year of the Reign of Her Majesty Queen *Victoria*, intituled *An Act for the further Improvement of the Town of* Greenock; *for better lighting and supplying the same with Water; for regulating the Police thereof; and for other Purposes connected therewith*, or of the Commissioners of Northern Lighthouses; and also saving and reserving to the Lord Provost, Baillies, and Town Council of *Glasgow*, the Parliamentary Trustees on the River *Clyde*, the Baillie on the said River and Firth, all Rights and Privileges which they have and possess in and upon the River *Clyde*, and to them, and to the said Provost, Baillies, and Town Council of *Greenock*, the *Shaw's Water* Joint Stock Company, and to *William Shaw* Earl *Cathcart*, his Heirs and Assignees, to Sir *Michael Robert Shaw Stewart* Baronet, and his Heirs in the Estate of *Greenock*, to *William Crawfurd* Esquire, of *Cartsburn*, and his Heirs in the Estate of *Cartsburn*, and to General *Duncan Darroch* of *Gourock*, and his Heirs in the Estate of *Gourock*, and to all other Lords of Baronies, and to all Bodies Politic or Corporate, all their legal Rights, Estates, and Interests in the Premises, in so far as the same may not be inconsistent with the Powers and Provisions of this Act: Declaring always, that nothing herein contained shall hurt or prejudice the Charter granted to the Town of *Greenock* in the Year One thousand seven hundred and fifty-one by the deceased Sir *John Shaw* of *Greenock*, Baronet.

3 & 4 Vict. c. 27.

Commencement of Act.

CXCVI. And be it enacted, That this Act shall commence from and after the passing thereof, and shall thereafter continue in force until the same shall be repealed or altered by the Authority of Parliament.

Expences of Act.

CXCVII. And be it enacted, That the Costs, Charges, and Expences of obtaining and passing this Act and incident thereto shall be paid by the said Trustees out of the first and readiest Monies applicable to the Purposes of this Act.

Saving of Rights.

CXCVIII. And be it enacted, That nothing in this Act contained shall extend to any of Her Majesty's Ships of War, or any Vessel employed in the Service of Her Majesty, or of the Ordnance, Customs, Excise, or of Her Majesty's Postmaster General, or to prejudice or derogate from any of the Rights or Privileges, Jurisdiction or Authority of the Commissioners of the Northern Lighthouses, or the Corporation of the *Trinity House* of *Deptford Strond:* Provided always, that if any Person shall take the Benefit of any such Exemption, not being entitled thereto, he shall for every such Offence forfeit the Sum of Five Pounds.

Interpretation of Act.

CXCIX. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Number. Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

Gender. Words importing the Masculine Gender shall include Females:

Month. The Word "Month" shall mean Calendar Month:

Oath. The Word "Oath" shall include Affirmation in the Case of Quakers, or other Declaration or Solemnity lawfully substituted for an Oath in the Case of Persons exempted by Law from the Necessity of taking an Oath:

Secretary. The Word "Secretary" shall include the Word Clerk:

Lands. The Word "Lands" shall extend to Lands, Tenements, Buildings, and all Heritages and Premises whatsoever:

Sheriff. The Word "Sheriff" shall include "Sheriff Substitute," and shall mean the Sheriff or Sheriff Substitute of the County of *Renfrew:*

The Trustees. The Expression "the Trustees" shall mean the Trustees of the Harbours of *Greenock:*

Vessel. The Word "Vessel" shall include Ship, Steam Boat, Barque, Lighter, Vessel, Barge, and Boat.

Public Act.

CC. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

SCHEDULES referred to by the foregoing Act.

SCHEDULE (A.)

Form of Assignment.

BY virtue of an Act passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here insert the Title of this Act*], we Trustees of the Harbours of Greenock, and their Clerk, in consideration of the Sum of advanced and paid to us by do hereby sell, assign, and make over to the said his Heirs, Executors, Administrators, and Assignees, all and sundry the Rates and Duties payable to us by virtue of the said Act, and of the several Acts therein recited, in relation to the said Harbours, and all our Right, Title, and Interest of, in, and to the same, to be held by the said and his foresaids until the said Sum of with the legal Interest thereof [*or such Interest as may be agreed on, if less than Five Pounds per Centum*], shall be fully satisfied and paid. In witness whereof we the undersigned Trustees and their Clerk have subscribed these Presents, written by at the Day of before these Witnesses,

SCHEDULE (B.)

Form of Transfer of Assignment.

I of in consideration of the Sum of paid to me by of do hereby transfer a certain Assignment made by the Trustees of the Harbours of Greenock to me, bearing Date the Day of for securing the Sum of and Interest, and all Interest now due and to become due thereon, and all my Right and Property therein, to the said his Heirs, Executors, Administrators, and Assignees. In witness whereof I have subscribed these Presents, written by at the Day of before these Witnesses,

SCHEDULE (C.)

Form of Conveyance.

I of in consideration of the Sum of paid to me by the Trustees of the Harbours of Greenock, pursuant to an Act passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here insert the Title of this Act*], do hereby sell, alienate, and convey to said Trustees, their Successors and Assignees, all [*describing the Premises to be conveyed*] together with all my Right, Title, and Interest to the same and every Part thereof, to hold the said Premises to the said Trustees and their Successors and Assignees for ever, according to the true Intent and Meaning of the said Act; and I consent to the Registration hereof in the Books of Council and Session, or others competent, for Preservation and Execution, and in the Register of Sasines, Reversions, and other Writings, for Publication, and thereto constitute my Procurators, *&c.* In witness whereof I have subscribed these Presents, written by at the Day of in the Year before these Witnesses,

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SCHEDULE (D.)

Form of Conveyance on an Annual Feu Duty.

I of in consideration of the yearly Rent or Feu Duty to be paid to me, my Heirs and Assignees, as herein-after mentioned, by the Trustees of the Harbours of Greenock, pursuant to an Act passed in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here insert the Title of this Act*], do hereby sell, alienate, and convey to the said Trustees, their Successors and Assignees, all [*describing the Premises to be conveyed*], together with all my Right, Title, and Interest to the same and every Part thereof, to hold the said Premises to the said Trustees, and their Successors and Assignees for ever, according to the true Intent and Meaning of the said Act, they the said Trustees, their Successors and Assignees, yielding and paying unto me, my Heirs and Assignees, one clear yearly Rent or Feu Duty of by equal half-yearly Payments on [*stating the Days of Payment*], clear of all Taxes and Deductions; and I consent to the Registration hereof in the Books of Council and Session, or others competent, for Preservation and Execution, and in the Register of Sasines, Reversions, and other Writings, for Publication, and thereto constitute my Procurators, *&c.* In witness whereof I have subscribed these Presents, written by at the Day of in the Year before these Witnesses,

SCHEDULE E.

PART I.

Proposed Western Harbour and Timber Pond.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	- -	Greenock Forge Company; John Scott; John Scott and Sons; Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water; Shaw's Water Joint Stock Company	West Burn - -	North Parish of Greenock quoad sacra (being part of the original or Old or West Parish of Greenock).
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Ditto	Ditto.
Shaw's Water Joint Stock Company	-	- -	Ditto	Ditto.
John Scott - -	- -	- -	Ditto	Ditto.
Greenock Forge Company	- -	- -	Ditto	Ditto.
John Scott - -	- -	- -	Ditto	Ditto.
Widow Mary Smith -	- -	- -	Ditto	Ditto.
Alexander Marquis Smith	- -	- -	Ditto	Ditto.
Mary Smith - -	- -	- -	Ditto	Ditto.
Jane Smith - -	- -	- -	Ditto	Ditto.
Christian Smith -	- -	- -	Ditto	Ditto.
John Scott - -	- -	Greenock Forge Company; John Scott	Forge Buildings, Engine, and Engine-house, Machinery, Stalk, Yards, Shed, Breastwork Ground, Weighing Machine, and Pertinents	Ditto.
John Scott - -	- -	John Scott and Sons; Greenock Forge Company; John Scott	Shore Ground	Ditto.
Roger Ayton, Manager of the Renfrewshire Banking Company, and as Trustee for himself and the other Partners of the said Banking Company	- -	Muries and Clarke	Smithy, Boatbuilding Shed and Loft, Stove, Saw Pit, Yard and Stone Breastwork	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Roger Ayton, Manager of the Renfrewshire Banking Company, and as Trustee for himself and the other Partners of the said Banking Company	- -	Muries and Clarke	Shore Ground - -	North Parish of Greenock quoad sacra (being part of the original or Old or West Parish of Greenock).
Archibald M'Arthur -	- -	Muries and Clarke	Shipbuilding Yard, Saw Pit, and Shore Ground.	Ditto.
James M'Arthur Rose M'Arthur Widow Elizabeth M'Farlane Ann M'Arthur Alexander Patten, Trustee for the Renfrewshire Banking Company				Ditto.
John Scott Alexander Patten, Trustee for the Renfrewshire Banking Company John Scott John Rodger, junior, and Robert Steele, surviving and accepting Trustees for the Creditors of James Munn	- -	Muries and Clarke	Shipbuilding Yard, Saw Pits, and Shore Ground	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock.	- -	Muries and Clarke	Shipbuilding Yard and Shore Ground	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Ropework Street -	Ditto.
Parliamentary Trustees for paving, lighting, watching, and cleansing the Town of Greenock, and supplying the same with Water	- -	Muries and Clarke -	Timber Yard or open Space	Ditto.
Archibald M'Arthur - James M'Arthur Rose M'Arthur Widow Elizabeth M'Farlane Ann M'Arthur Alexander Patten, Trustee for the Renfrewshire Banking Company John Scott				

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Archibald M'Arthur James M'Arthur Rose M'Arthur Widow Elizabeth M'Farlane Ann M'Arthur Alexander Patten, Trustee for the Renfrewshire Banking Company John Scott	- -	Muries and Clarke Matthew Gray Auley Matheson William Bell John M'Diarmid John Fraser Daniel M'Leod Duncan Shaw William Masterman	Dwelling Houses, Cellars, Counting-house, Sheds, Green, Court or open Area, and Pertinents	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
Alexander Patten, Trustee for the Renfrewshire Banking Company John Scott John Rodger, junior, and Robert Steele, surviving and accepting Trustees for the Creditors of James Munn	- -	Matthew Gray Auley Matheson William Bell John M'Diarmid John Fraser Daniel M'Leod Duncan Shaw William Masterman	Passage and Ground	Ditto.
Alexander Patten, Trustee for the Renfrewshire Banking Company John Scott John Rodger, junior, and Robert Steele, surviving and accepting Trustees for the Creditors of James Munn	- -	Muries and Clarke William Calder	Workshops, Lofts, Sheds, Saw Mill, Machinery, Timber Yard, Stove, Stalk, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock; and supplying the same with Water	- -	The Public - -	Vacant Ground -	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock	- -	John M'Lellan, junior, John Thomson	Dwelling Houses, Offices, Cellars, Courts, Garden Ground, Shrubbery, Green, Passages, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Vacant Ground -	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Parliamentary Trustees for improving the Harbours of Greenock	- -	- - -	- - -	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
Parliamentary Trustees for improving the Harbours of Greenock	- -	Archibald Weir, John M'Lellan, junior.	Dwelling House, Wash-house, and Cellars	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock	- -	Muries and Clarke, Col. James Turner, John M'Pherson, John Ferguson	Joiners' Workshop, Loft, Cellars, and Stair	Ditto.
Andrew Ramsay -	- -	John Miller, James Rodger, Alexander King	Dwelling Houses	Ditto.
Andrew Ramsay -	- -	James Shaw, William Bain	Dwelling Houses, Passage, Court or Area, Garden Ground, Wash-house, Cellar, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock; and supplying the same with Water	- -	The Public, James Shaw, William Bain	Kirk Street and Green	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public.	Factory Lane -	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock				
Andrew Ramsay				
Andrew Ramsay	- -	Thomas Ramsay and Company	Weaving Shops and Warehouse	Ditto.
Andrew Ramsay -	- -	James Baird, Dugald Black, John Bain, Thomas Ramsay and Company	Timber Yard, Drying Houses, Weaving Shop, Dwelling Houses, Passages, Sheds, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public -	Ropework Lane	Ditto
Andrew Ramsay				

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Andrew Ramsay - - -		Thomas Ramsay and Company	Ropework, consisting of Buildings, Machinery, Ropewalk, Sheds, Court-yard, and Pertinents connected with the Rope Manufactory, and Ground attached thereto	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
Andrew Ramsay - - -		James Baird - -	Saw Mill, Engine-houses and Machinery, Buildings, Court and Yard, Timber Yard, Pond, Well, and Pertinents	Ditto.
Andrew Ramsay - - -		William Baine -	Garden Ground -	Ditto.
Andrew Ramsay - - -		James Anderson -	Garden Ground and Green	Ditto.
Andrew Ramsay - - -		Thomas Gairdner -	Garden Ground -	Ditto.
Andrew Ramsay - - -		Duncan M'Farlane -	Garden Ground and Green	Ditto.
Andrew Ramsay - - -		John Flight - -	Garden Ground and Green	Ditto.
Andrew Ramsay - - -		James M'Nair -	Garden Ground and Green	Ditto.
Andrew Ramsay - - -		John Boag - -	Garden Ground and Green	Ditto.
Andrew Ramsay - - -		William Steele -	Garden Ground and Green	Ditto.
Andrew Ramsay - - -		- - -	Garden Ground and Green	Ditto.
Andrew Ramsay - - -		Andrew Ramsay -	Dwelling House, Coach-house, Stables, Cellars, Courts, Garden Ground, Walks, Green, Shrubbery, and Pertinents.	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Clyde Street - -	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock	- -	Muries and Clarke -	Shore Ground - -	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock	- -	The Public - -	Ropewalk, Quay, and Shore Ground -	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock	- -	John Scott and Sons	Timber Pond - -	Ditto.
John Scott - -	- - -	John Scott and Sons	Timber Pond - -	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	- -	- - -	Timber Pond - -	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
John Scott Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Robert Michael Shaw Stewart, Bart.	- -	John Scott and Sons, Muries and Clarke, the Public	Shore Ground within the Low Water Mark	Ditto.
John Scott - - Parliamentary Trustees for improving the Harbours of Greenock Archibald M'Arthur James M'Arthur Rose M'Arthur Widow Elizabeth M'Farlane Ann M'Arthur Alexander Patten, Trustee for the Renfrewshire Banking Company John Scott John Rodger, junior, and Robert Steele, surviving and accepting Trustees for the Creditors of James Munn	- -	- - -	Shore Ground within the Low Water Mark	Ditto.
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	- -	- - -	Ground covered by the Sea beyond Low Water Mark	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock John Scott	- -	- - -	Ground covered by the Sea beyond Low Water Mark	Ditto.

wners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Roger Ayton, Manager of the Renfrewshire Banking Company Alexander Patten, Trustee for the Renfrewshire Banking Company Archibald M'Arthur James M'Arthur Rose M'Arthur Widow Elizabeth M'Farlane Ann M'Arthur John Rodger, junior, and Robert Steele, surviving and accepting Trustees for the Creditors of James Munn	- -	- - -	- - -	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
ir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M. P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	- -	Vacant -	Shore Ground within the Low Water Mark	Ditto.
ir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M. P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	- -	The Public -	- Shore Ground for intended Continuation of Clyde Street	Ditto.
arliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water				
arliamentary Trustees for improving the Harbours of Greenock	- -	Vacant -	- Shore Ground	Ditto.
Villiam Forrest -	- -	James Murray	Wharf or Boatbuilding Yard	Ditto.
ir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M. P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	- -	-	Ground covered by the Sea beyond Low Water Mark	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Parliamentary Trustees for improving the Harbours of Greenock	- -	- - -	- - -	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M. P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	- -	- - -	Shore Ground within the Low Water Mark	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock	- -	The Public, Thomas Ramsay and Company	Clyde Street - -	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water				
Andrew Ramsay				
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Capt. Houston Stewart, Patrick Maxwell Stewart, M. P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	- -	The Public, Thomas Ramsay and Company	Shore Ground, being Continuation of Clyde Street, not yet formed	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water				
Thomas Ramsay				
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	- -	Vacant - -	Slip or Passage to the Sea, and Shore Ground	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock				

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Robert Dow Kerr and John Munro, Trust Disponees of John Ritchie	- -	John Ritchie, William Calder, John M'Dougall, Adam Rutherford, William Sheddan, the Public.	Dwelling Houses, Cellars, vacant Shore Ground, Passage and Pertinents	North Parish of Greenock quoad sacra (being part of the original or Old or West Parish of Greenock).
Widow Margaret M'Farlane	- -	William Docherty -	Dwelling Houses, Cellars, vacant Shore Ground, Passage, and Pertinents	Ditto.
Widow Jean Currie	- -	Neil M'Pherson, William Lewis, Edward Johnston, Mathew Murray, Elizabeth Murray, James Sinclair, Archibald Sinclair, the Public		
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	William Johnston	William Johnston -	Shipbuilding Yard, Saw Pit, Workshop, and Breastwork	Ditto.
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	- -	William Johnston -	Shore Ground within the Low Water Mark	Ditto.
Widow Jean Finlay Alexander Finlay				
John Gray - -	Robert Thomson	Thomson and Speirs	Shore Ground within the Low Water Mark	Ditto.
John Gray - -	Robert Thomson	Thomson and Speirs	Timber Pond -	Ditto
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	- -	- - -	Ground beyond Low Water Mark and covered by the Sea	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock				
John Gray				
Widow Jean Finlay Alexander Finlay				

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart. Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Ground and Shore Ground for intended Continuation of Clyde Street	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
Widow Jean Finlay Alexander Finlay				
John Gray - -	Robert Thomson	Thomson and Speirs -	Shipbuilding Yard, Timber Yard, Smithy, Saw Pits, Stove Stalk, Sheds, and Ground	Ditto.
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	- -	John Gray, Thomson and Speirs	Timber Yard and Grounds	Ditto.
Widow Jean Finlay Alexander Finlay	- -	- - -	Passage - -	Ditto.
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	- -	John Campbell, John M'Millan, William Livingston, George Webster, Widow Jean Finlay, the Public	- - -	Ditto.
Widow Jean Finlay Alexander Finlay	- -	John Campbell, John M'Millan, William Livingston, George Webster, Widow Jean Finlay	Dwelling Houses and Cellars, Court or Passage, Ground, and Shrubbery	Ditto
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	- -	John Campbell, John M'Millan, William Livingston, George Webster, Widow Jean Finlay	Wash-house, Green, Court, and Pertinents	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	- -	Widow Jean Finlay, John Campbell	Garden Ground and Passage	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
Ditto - -	William Johnston	William Johnston -	Shipbuilding Yard, Saw Pits, Store, Moulding Loft, Sheds, and Pertinents	Ditto.
Ditto - -	William Johnston	William Johnston, Widow Margaret M'Donald, Widow Margaret Currie	Counting-house, Dwelling Houses, and Store	Ditto.
Ditto - -	William Johnston	William Johnston	Ground, Stable, and Smithy	Ditto.
Ditto - -	Thomas Lang and Company	Thomas Lang and Company	Counting House, Sheds, Workshop and Cellars, Saw Pit, Area, and Wood Yard	Ditto.
Thomas Lang				
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	James Graham, Thomas Lang and Company	James Graham -	Saw Mill, Engine-house, Stalk, Machinery, Buildings, Sheds, Ground, and Wood Yard	Ditto.
Ditto - -	Thomas Lang and Company, James Graham	James Graham -	Workshop, Wood Yard, and Ground	Ditto.
Ditto - -	Thomas Lang and Company, James Graham, William Johnston	Thomas Lang and Company, James Graham, William Johnston	Part of Clyde Street, unopened	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	West Blackhall Street	Ditto.
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	Thomas Lang and Company, James Graham	James Graham -	Part of West Blackhall Street, unopened	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Capt. Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	John M'Pherson	John M'Pherson, John Brown	Boatbuilding Yard, Sheds, and Arable Ground	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
Ditto.	- -	Vacant - -	Ground and Shore Ground	Ditto.
William Forrest -	- -	William Forrest, John Walker	Joiners' Workshop, Saw Pit, Yard, and Pertinents	Ditto.
William Forrest -	- -	Donald M'Donald, Reverend Nathaniel Morren, George Anderson	Tenement, consisting of Dwelling Houses, Wash-house, and Cellars, Court or Passage, and Green and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Patrick Street -	Ditto.
Sir Michael Robert Shaw Stewart, Baronet, Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart.	- -	Ronald Campbell, Mrs. Agnes Williamson or Scooller, Arthur Scooller, Ruth Isabella Williamson	Garden Ground and Green, being part of Patrick Street unopened	Ditto.
Mistress Agnes Williamson or Scooller, Arthur Scooller, Ruth Isabella Williamson	- -	Ronald Campbell, Peter Nicoll	Dwelling Houses, Cellars, Court or Passage, Garden Ground and Shrubbery, Green and Pertinents	Ditto.
William Nelson -	- -	William Nelson.	Saw Pit and Timber Yard	Ditto.
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart. William Crawford of Cartsburn William Charles Hamilton of Garvock	- -	William Kelly -	Manse, Offices, and Garden Ground of the Old or West Parish of Greenock	Ditto

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
The Reverend the Moderator of the Presbytery of Greenock for the Time being The Reverend Patrick M'Farlane, D.D. Minister of the Old or West Parish of Greenock, and his Successors in the Cure of the said Parish	- -	- - -	- - -	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Bart. William Crawford of Cartsburn William Charles Hamilton of Garvock The Reverend the Moderator of the Presbytery of Greenock for the Time being The Reverend Patrick M'Farlane, D.D. Minister of the Old or West Parish, and his Successors in the Cure of the Parish	- -	William Kelly, John Kerr Gray	Lane or Passage, Cellars, Green Ground, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Clarence Street	Ditto.
James M'Cunn, William Steele, surviving Trustees for behoof of Widow Elizabeth Steele or M'Cunn, and the Children of her Marriage with the deceased John M'Cunn	- -	John Kerr Gray -	Dwelling House, Washhouse, Cellars, Courts or Areas, and Pertinents	Ditto.
John Cooper - -	- -	Widow Ann Stewart -	Dwelling House, Washhouse, Cellars, Court, Green, Shrubbery, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Boyd Street -	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Mistress Jane M'Latchie, or Robertson, the Reverend Andrew Robertson, Elizabeth Stevenson, Jane Stevenson, John Stevenson, Helen Stevenson.	- -	The Reverend Andrew Robertson	Dwelling House, Cellars, Wash-house, Garden Ground, Green, Court, Stable, and Pertinents	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock.)
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water.	- -	The Public - -	York Street - -	Ditto.
William Kelso - -	- -	Duncan Brown, Widow, Elizabeth Peterkin, Alexander M'Allister, John Burns, James Bain, William Kelso, Duncan M'Kinlay, Alexander Steele, Mary Kelso, Widow Mary M'Farlane	Dwelling Houses, Cellars, Court, Passage, and Pertinents	Ditto.
William Jameson, Duncan Ferguson, Archibald Robertson, Heritable Creditors	- -	Hugh Stevenson, John M'Kellar, Laurence Sheir, Donald M'Kennon, George Campbell, Peter Wilson, Widow Jean Ritchie or Paton, Hugh Hopkin, Daniel M'Millan, Walter M'Pherson, John Downie, James Taylor, Widow Mary M'Kie or Shaw, Hugh Stevenson, Malcomb M'Gregor, John Gregory	Dwelling Houses, Coal Depôt or Store, Stable and Loft, Courts, Greens, Passages, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Nelson Street - -	Ditto.
James Leitch, William Leitch, James Oughterson	- -	James Fairrie and Company, William Turner, James Anderson, George Oughterson	Sugar Refining Work and Buildings, Crushing Mill, Countinghouse, Lofts and Offices, also Cooperage, Sheds, Pond, Garden Ground, Stable, Court, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Ardgowan Street -	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Elizabeth Donald, James Gammell Donald	-	Doctor John Fox, Archibald M'Corqudle, Hugh M'Phail -	Dwelling Houses, Cellars, Wash-house, Sheds, Stable, Court, Garden, Green, and Pertinents	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
William Steele, sole accepting Trustee of the deceased Reverend Robert Steele, Heritable Creditor	- -	-	- -	Ditto.
Widow Isabella Ralston William Ralston	- -	Duncan Morrison, Widow Margaret Wright or M'Rae, Daniel Smith, James Lyon, Archibald Brown, Samuel Forsyth, Denniston Hodge, Widow Mary Edgar or Crawford, William Hart, Adam Morrison, Widow Mary Campbell, Gilbert Currie, Hector Fairrie, Donald M'Laren, Henry M'Leod, Widow Agnes Scott or Walker, Charles Fisher, Hector M'Donald, John M'Donald, William Manson, John Buntin, Alexander Lang	Dwelling Houses, Cellars, Courts, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Roslin Street -	Ditto.
William Forrest, Reverend James Forrest, Robert Forrest	- -	David Balderston -	Garden Ground and Green	Ditto.
Ditto	- -	William Crawford, John Walker, Janet Stoker, John Smith, James Campbell, John Gibson, Gibson and Campbell, John Walker, George and Matthew Arbuckle, Robert Fleming, William Forrest, James Alexander	Dwelling Houses, Shops, Cellars, Stables, Bakehouse, Joiners' Workshop, Store, Boiler, Courts, and Pertinents	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public, Gibson and Campbell, Abram Lyle, John Walker, James Alexander, William Forrest	Laird Street and Sheds	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Widow Margaret Hyndman Mistress Catherine Hyndman or Inglis The Reverend David Inglis Margaret Lindsay Janet Lindsay Mistress Margaret Hyndman or Ferguson George Ferguson Elizabeth Hyndman	- -	- - -	Cooperage, Counting-House, Loft, Yard, Sheds, and Pertinents	North Parish of Greenock quoad sacra, (being Part of the original or Old or West Parish of Greenock).
Widow Margaret Hunter, Elizabeth Hunter	- -	John Shearer, John M'Quarrie, Malcolm M'Neill, Widow Margaret Hunter, Samuel George, John M'Lellan, William Wyse, Neil Stewart, Bernard Jamieson	Dwelling Houses, Wash-house, Passage, Court, and Green	Ditto.
Abram Lyle -	Thomas Jackson	Abram Lyle, Abram Lyle and Son, Thomas Jackson, Munro and Macnaughton	Cooperage, Buildings and Sheds connected therewith, Dwelling House, Counting-houses, Hoop Manufactory, Boiler, Cellars, Yard, and Court	Ditto.
John Fairrie, Adam Fairrie, Thomas Fairrie, John Denniston, Trustees of the late John Denniston	- -	Margaret Clarke, William Hamilton	Dwelling House, School-room, Court, Passage, and Pertinents	Ditto.
Mrs Elizabeth Wilson or Brown, John Brown	- -	Robert M'Kenzie, Widow Margaret M'Micken, William Jamieson, Widow Mary M'Farlane, Alexander M'Taggart, Widow Margaret Turner, Widow Margaret Marquis	Dwelling Houses, Cellars, Passage, Courts, and Pertinents	Ditto.
Mrs. Margaret Gillies or Houston, Robert Houston	- -	Simpson King, Alexander Jamieson, Robert Houston, Archibald Currie, John M'Keller, Charles M'William, William Alexander, Duncan Robertson, Hugh M'Dougall, Donald M'Callum.	Dwelling Houses, Cellars, Sheds, Washing-green, Stables, Courts, and Pertinents	Ditto.
Robert Steuart, Robert Houston	- -	Munro and Macnaughton, James Alexander, Robert Houston	Timber Yard or open Space	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Andrew Muir, Mrs. Janet Muir or Kinnear, William Boyd Kinnear, James Muir, Jane Muir, Augusta Muir	- -	Angus Livingston, Widow Janet M'Nicoll, James M'Gill, James Black, Henry Lorimer, John Boag,	Dwelling Houses, Straw Hat Manufactory, Cellars, Greens, Yard, Courts, and Pertinents	North Parish of Greenock quoad sacra (being Part of the original or Old or West Parish of Greenock).
Mrs. Margaret Muir or Leatham, Matthew Leatham, Mary Muir, Andrew Muir, junior	- -	Isabella M'Intyre, Widow Helen Malcolm, Donald M'Callum, Archibald M'Taggart, John Campbell, Widow Catherine Cummings, William Muir, Muirs, Connell, and Company, Thomas Gairdner, Duncan M'Kellar, James Taylor, Treasurer of Operative Masons' Society	- - -	Ditto.
Widow Isabella Ralston, William Ralston	- -	John Sinclair, John Flight, Ann Martin, Widow Barbara Milligan, James M'Gechie, Peter M'Cornish, William Dick, Widow Isabella Ralston, Peter Chalmers	Dwelling Houses, Cellars, Wash-house, Greens, Stable, Courts, Passages, and Pertinents	Ditto.

PART II.

Proposed Eastern Harbour.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Robert Steele -	- -	Robert Steele and Company	Breastwork, Pier and Workshops, Sheds and Pertinents	East Parish of Greenock.
James M'Millan -	- -	James M'Millan	Shipbuilding Yard, Patent Slip Machinery, Engine, and Sheds, Furnaces, Stoves, Stalks, Smithy, Workshops, Sheds and Lofts, Store, Saw Pits, Counting-house, and Pertinents	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public, James M'Millan, William Simons and Company	Lane or Passage	East Parish of Greenock.
Graham Speirs, Captain Houston Stewart, Patrick Maxwell Stewart, Trustees of the late John Shaw Stewart				
James M'Millan				
Graham Speirs, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Trustees of the late John Shaw Stewart	William Simons and Company	William Simons and Company	Shipbuilding Yard, Patent Slip, Machinery, Shed, Stoves, Furnaces, Workshops and Sheds, Saw Pits and Lofts, Smithy, Store, Counting-house, and Pertinents	Ditto.
Ditto	William Simons and Company	William Simons and Company	Timber Pond, and Patent Slip, old Vessel on Ground, and Shore Ground	Ditto.
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P.; Curators of the said Sir Michael Robert Shaw Stewart, Baronet				
Ditto	- -	The Public - -	Slip or Entry to the Sea	Ditto.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water				
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	Robert Duncan and Company	Robert Duncan and Company	Shipbuilding Yard, Patent Slip, Machinery, Engine, Stalk and Shed, Stove and Furnace, Workshops, Sawmill, Smithy and Sheds, Stores, Lofts, Shore Ground, and Pertinents	Ditto.
Ditto	Robert Duncan and Company, James Dempster, junior	Robert Duncan and Company, James Dempster, junior	Saw Pit and Timber Pond	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Sir Michael Robert Shaw Stewart, Bart.; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	James Dempster, junior	James Dempster, junior, Robert Duncan and Company, George Adam, John Cullen, George Allan, junior	Workshop and Shed, Wood Yard, Timber Pond, and Pertinents	East Parish of Greenock.
Ditto	James Dempster, junior	James Dempster, junior, James Agnew	Counting-house and Dwelling House	Ditto.
Ditto	- -	James Agnew -	Shop and Cellar -	Ditto.
Ditto	- -	George Allen, junior	Smithy and Shed -	Ditto.
Ditto	- -	George Adam, James Dempster, junior, Robert Duncan and Company	Shore Ground -	Ditto.
Susan M'Bride or Yates, Robert Yates, for themselves and Elizabeth Mills or Arkley, James Arkley, Susan Mills or Dunn, John Dunn, Margaret Mills, John Mills, Benjamin Mills, Benjamin Mills, Mary Mills or Laird, Robert Laird, Susan Mills, Heirs of Lilly or Lillias M'Bride or Mills	Hugh Cameron, James Dunlop, Agent for the Tyne Glass Company, James M'Nair	Robert Duncan and Company	Saw Pit and Timber Yard or Pond	Ditto.
Ditto	George Allan, junior, Hugh Cameron, James Dunlop, Agent for the Tyne Glass Company, Trustee of Hugh Cameron, James M'Nair	George Allan, junior, Robert Duncan and Company	Passage - -	Ditto.
Ditto	Ditto	George Allan, junior,	Smithy, Brass Foundry and Counting-house, Court or Yard, and Store and Ground	Ditto.
Ditto	Hugh Cameron, James Dunlop, Agent for the Tyne Glass Company, Trustee of Hugh Cameron, James M'Nair	Robert Duncan and Company	Timber Pond -	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet	- -	Donald M'Nicoll -	Boatbuilding Sheds and Shore Ground	East Parish of Greenock.
Ditto - -	James M'Lean, William M'Lean	The Public, Shaw's Water Joint Stock Company, Donald M'Nicoll, James M'Lean, William M'Lean	Deling Burn -	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock				
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water				
Shaw's Water Joint Stock Company				
Susan M'Bride or Yates, Robert Yates, for themselves, and Elizabeth Mills or Arkley, James Arkley, Susan Mills or Dunn, John Dunn, Margaret Mills, John Mills, Benjamin Mills, Benjamin Mills, Mary Mills or Laird, Robert Laird, Susan Mills, Heirs of Lilly or Lillias M'Bride, or Mills				
James Tasker				
John Thomson				
James Hunter Robertson				
David Tasker				
James Rogerson				
Donald M'Nicoll				
Margaret M'Nicoll				
Nicol M'Nicoll				

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet Graham Speirs, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Trustees of the deceased John Shaw Stewart Susan M'Bride or Yates, Robert Yates, for themselves, and Elizabeth Mills or Arkley, James Arkley, Susan Mills or Dunn, John Dunn, Margaret Mills, John Mills, Benjamin Mills, Benjamin Mills, Mary Mills or Laird, Robert Laird, Susan Mills, Heirs of Lilly or Lillias M'Bride or Mills	- -	James M'Millan, William Simons and Company, Robert Duncan and Company, James Dempster, junior, George Adam, Donald M'Nicoll	Shore Ground within the Low Water Mark	East Parish of Greenock.
James M'Millan Sir Michael Robert Shaw Stewart, Baronet; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet Parliamentary Trustees for improving the Harbours of Greenock Graham Speirs, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Trustees of the deceased John Shaw Stewart Robert Steele James M'Millan Susan M'Bride or Yates, Robert Yates, for themselves, and Elizabeth Mills or Arkley, James Arkley, Susan Mills or Dunn,	- - - - -	- - - -	Ground beyond Low Water Mark, covered by the Sea	Ditto.

Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.	Description of Property.	Parishes.
John Dunn, Margaret Mills, John Mills, BenjaminMills, Benjamin Mills, Mary Mills or Laird, Robert Laird, Susan Mills, Heirs of Lilly or Lillias M'Bride or Mills			Ground beyond Low WaterMark, covered by the Sea	East Parish of Greenock.
Parliamentary Trustees for paving, lighting, cleansing, and watching the Town of Greenock, and supplying the same with Water	- -	The Public - -	Public Well -	Ditto.
Provost, Baillies, and Town Council of Greenock	- -	Provost, Baillies, and Town Council of Greenock	Workshops, Stores, Counting-house, Yard, and Shed	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock	- -	Parliamentary Trustees for improving the Harbours of Greenock	- - -	Ditto.
Parliamentary Trustees for paving, lighting, cleansing,and watching theTownofGreenock, and supplying the same withWater	- -	Parliamentary Trustees for paving, lighting, cleansing, and watching theTownofGreenock, and supplying the same with Water	- - -	Ditto.
Parliamentary Trustees for improving the Harbours of Greenock	- -	Norrison Coverdale -	Crane - -	Ditto.
Ditto - -	- -	Parliamentary Trustees for improving the Harbours of Greenock, the Public	Watch-house and Pertinents	Ditto.
Ditto - -	- -	Norrison Coverdale -	Crane - -	Ditto.
Ditto - -	- -	The Public - -	East India Quay, Breast Shed, and Crane	Ditto.
Sir Michael Robert Shaw Stewart, Baronet ; Dame Eliza Mary Shaw Stewart, Captain Houston Stewart, Patrick Maxwell Stewart, M.P., Curators of the said Sir Michael Robert Shaw Stewart, Baronet Robert Steele	- -	Robert Steele and Company	Shore Ground beyond Low Water Mark, covered by the Sea	Ditto.

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