Provided always, that the chattels hereby assigned shall not be liable to seizure or to be taken possession of by the said *C.D.* for any cause other than those specified in section seven of the Bills of Sale (Ireland) Act (1879) Amendment Act, 1883.

In witness, &c.

Signed and sealed by the said *A.B.* in the presence of me *E,F.* [*add witness' name, address, and description*].

CHAPTER 8.

An Act to amend the Glebe Loans (Ireland) Acts.

[31st May 1883.]

43 & 44 Vict. c. 2. 33 & 34 Vict. c. 112. 34 & 35 Vict. c. 100. 38 & 39 Vict. c. 30. 41 & 42 Vict. c. 6. 43 & 44 Vict. c. 2.

WHEREAS by section two of the Glebe Loan (Ireland) Amendment Act, 1880, it is provided that no loan under the provisions of the Glebe Loan (Ireland) Acts shall be made after the thirty-first day of August one thousand eight hundred and eighty-three, and it is expedient that the said section should be amended, and that the time during which loans under the said Acts may be made should be extended for a further period:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title.

1. This Act may be cited for all purposes as the Glebe Loan (Ireland) Acts Amendment Act, 1883, and this Act and the Glebe Loan (Ireland) Acts, 1870 to 1880, may be cited together as the Glebe Loan (Ireland) Acts.

Extension of time for making loans.

2. The second section of the Glebe Loan (Ireland) Acts Amendment Act, 1880, which limits to the thirty-first day of August one thousand eight hundred and eighty-three the period during which loans may be made under the Glebe Loan (Ireland) Acts is hereby repealed, and loans may be made under the said Acts until but not after the thirty-first day of August one thousand eight hundred and eighty-six.

CHAPTER 9.

An Act to make further provision for taking dues for repairing and improving the Harbours in the Isle of Man.

[31st May 1883.]

WHEREAS certain repairs and improvements are required in the harbours of the Isle of Man other than Port Erin, and it is expedient to enable money to be provided for such repairs and improvements by the levy of further duties on vessels using such harbours:

35 & 36 Vict. c. 23.

And whereas the said harbours are under the management of the Isle of Man Harbour Commissioners incorporated by the Isle of Man Harbours Act, 1872:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and

Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Construction of Act and short titles. 35 & 36 Vict. c. 23.

1. This Act shall be construed as one with the Isle of Man Harbours Act, 1872, and may be cited together with that Act as the Isle of Man Harbours Acts, 1872 and 1883, and this Act may be cited as the Isle of Man Harbours Act, 1883.

Power to appoint passenger duty to be taken in harbours.

2. The Court of Tynwald from time to time when required by the Governor, may, with the approval of the Board of Trade, by resolution appoint, that there shall be payable by vessels entering or leaving the harbours to which this Act applies, or any of such harbours, a duty on passengers carried for hire by such vessels, of such amount and subject to such regulations as may be specified in such resolution and approved by the Board of Trade: Provided that—

(1.) The said duty shall not exceed a sum of threepence in respect of every passenger embarked and of every passenger disembarked at a harbour in which the said passenger duty is payable:

(2.) The said duty shall be at all times charged equally to all persons in respect of the same description of vessel under the same circumstances:

(3.) The said duty shall not be payable at any harbour at which there have been no improvements made for which it appears to the Board of Trade reasonable to charge such duty.

The Court of Tynwald, when required by the Governor, may, with the approval of the Board of Trade, from time to time, subject to the above provisoes, revoke, alter, or add to any resolution under this section.

Publication, evidence, &c. of resolution.

3. A resolution of the Court of Tynwald under this Act, when approved by the Board of Trade, shall be published in the London Gazette, and otherwise as the Board of Trade may direct, and shall come into force at such time, not earlier than one month after such publication in the London Gazette, as may be fixed by the resolution.

The approval of the Board of Trade may be signified under the hand of a secretary or assistant secretary of the Board, and any document purporting to be printed by authority in the Isle of Man or by the printers to Her Majesty or of the Government to the Isle of Man, and to contain a resolution of the Court of Tynwald under this Act, approved by the Board of Trade, shall be evidence that the duty mentioned in such resolution is payable.

Collection of passenger duty.

4. The Commissioners may, subject to the regulations affecting the same, take the passenger duty, which by a resolution made and approved in pursuance of this Act and for the time being in force, is appointed to be payable at any of the harbours to which this Act applies, and with the consent of the Treasury may either arrange with the Commissioners of Customs for the collection of the said duty, or may appoint such officers to collect the same upon such terms as to security and otherwise as the Governor may direct.

All sums received by the Commissioners in respect of the said duty or otherwise, in pursuance of this Act, shall be paid by them without any deduction to the Commissioners of Customs, and

accounted for in like manner as if they were part of the revenue of the Customs of the Isle of Man, but shall be kept as a distinct account from such revenue.

Provisions as to payment of duty and penalties. 10 & 11 Vict. c. 27. 35 & 36 Vict. c. 23.

5. For the purpose of collecting the said passenger duty, the term "rates" in the Harbours, Docks, and Piers Clauses Act, 1847 (incorporated with the Isle of Man Harbours Act, 1872,) and in this Act referred to as the General Harbours Act, shall include such duty, and the provisions of the General Harbours Act with respect to the collection of rates, shall for the purposes of this Act be amended as follows:—

(1.) Nothing in the General Harbours Act shall give power to alter the said duty otherwise than as provided by this Act:

7 Will. 4. & 1 Vict. c. 36. s. 47.

(2.) Any packet boat or post office packet, being a packet boat or post office packet as defined under the provisions of any Act relating to the Post Office, shall not be entitled to the exemption contained in section twenty-eight of the General Harbours Act, in respect of the said passenger duty, but shall be entitled to such exemption, either total or partial, from or to pay such special composition for, that duty, as may be from time to time agreed on between the Governor and Her Majesty's Postmaster-General, with the consent of the Treasury, or, in case of difference, as may be determined by the Treasury, and in the absence of any such agreement or determination shall not be entitled to exemption from such duty:

(3.) The Commissioners may, if the regulations so permit, and subject to such regulations, accept any composition for the said passenger duty in respect of any vessel:

(4.) The master of every vessel liable to pay the said passenger duty, or, if the Commissioners so permit, an agent on behalf of the master, shall deliver to the collector of rates a declaration, in a form to be prescribed by the Commissioners, as to the number of passengers carried for hire by the said vessel and embarked or disembarked at any harbour, and a master or agent who refuses or neglects to deliver such declaration, or who delivers any declaration which is false in any material particular, shall be liable to a penalty not exceeding twenty pounds, recoverable as if the same were a penalty mentioned in the General Harbours Act:

(5.) The collector of rates may at any reasonable time inspect and examine, and if he wishes, take copies of or extracts from all books, tickets, and other documents showing the number of passengers carried for hire by any vessel liable to pay the said passenger duty: Provided that any information obtained by means of an inspection under this section, shall not be admissible in evidence in any prosecution or other proceeding against any person for carrying an excessive number of passengers on any voyage of such vessel:

(6.) If any person in possession or charge of any of the said books, tickets, or documents relating to such vessel as aforesaid refuses or fails to produce and show the same or any of them to any collector of rates, or to permit such collector to inspect, examine, or take copies thereof or extracts therefrom, in every such case there shall be payable in respect of such vessel rates

calculated at the rate of sixpence per ton on the gross tonnage of such vessel for every time such vessel has entered or left any harbour at which the passenger duty is payable during the period to which the said books or documents which such collector was not permitted to inspect, examine, or take copies or extracts from relate:

(7.) If the passenger duty is not paid by any vessel in respect of any passenger embarked or disembarked at any harbour at which the duty is payable, there shall be payable in respect of such vessel rates calculated at the rate of sixpence per ton on the gross tonnage of such vessel on entering the harbour for such disembarkation or on leaving it after such embarkation; but if the owner or master of the vessel shows that such nonpayment arises from any mistake or accident, and pays or tenders the amount of duty unpaid the said tonnage rate shall not be enforced:

(8.) The gross tonnage of a vessel for the purposes of this section means the gross tonnage of such vessel as ascertained under the provisions of the Merchant Shipping Act, 1854: 17 & 18 Vict. c. 104.

(9.) The rates payable under this section shall be in addition to any other harbour dues, and shall (subject to the provisions of the Isle of Man Harbours Act, 1872, as to legal proceedings) be recovered in the manner provided by sections forty-three and forty-four of the General Harbours Act. 35 & 36 Vict. c. 23. 10 & 11 Vict. c. 27.

6. The passenger duty and rates received under this Act shall be applied exclusively for defraying the principal and interest due in respect of money borrowed either before or after the passing of this Act for the improvement, maintenance, or repair of the harbours to which this Act applies, or any of them, and subject thereto, for the improvement, maintenance, or repair of the said harbours or any of them. Application of duty.

If at any time the Board of Trade direct that the duty payable in pursuance of this Act be revised, so that the produce thereof may, so far as is practicable, be sufficient and not more than sufficient for the purposes before in this section mentioned, the Court of Tynwald shall revise the same, by a resolution under the foregoing provisions of this Act, and if the Court of Tynwald fail to revise the same, the Board of Trade may withdraw their approval to the resolution appointing such duty, and thereupon such resolution shall cease to be a resolution approved by the Board of Trade.

7. The Commissioners may borrow on the security of the passenger duty and rates under this Act in like manner as they may borrow on the security of the sums mentioned in section twenty of the Isle of Man Harbours Act, 1872. Power to borrow on security of duty.

8. In this Act— Definitions.

The term "vessel" means any vessel used in navigation which is not propelled solely by oars, and which is of a burden of not less than five tons.

The term "harbours to which this Act applies" means such of the harbours of the Isle of Man other than Port Erin as may for the time being have their limits defined in pursuance of section fourteen of the Isle of Man Harbours Act, 1872. 35 & 36 Vict. c. 23.