ANNO QUINQUAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 156.

An Act to authorize the Advancement of a certain Sum of Money for carrying into Effect the several Acts for the Improvement of the Port and Town of *Liverpool*, and to amend the said Acts.

[22d *June* 1813.]

WHEREAS an Act was passed in the Eighth Year of the Reign of Queen *Anne*, intituled *An Act for making a convenient Dock or Bason at* Liverpool, *for the Security of all Ships trading to and from the said Port of* Liverpool: And whereas an Act was passed in the Third Year of the Reign of His late Majesty King *George* the First, intituled *An Act for enlarging the Time granted by an Act passed in the Eighth Year of the Reign of Her late Majesty Queen* Anne, *intituled* '*An Act for making a convenient Dock or Bason at* Liverpool, *for the Security of all Ships trading to and from the said Port of* Liverpool:' And whereas an Act was passed in the Eleventh Year of the Reign of His late Majesty King *George* the Second, intituled *An Act for enlarging the Time granted by an Act passed in the Third Year of His late Majesty King* George, *intituled* '*An Act for enlarging the Time granted by an Act passed in the Eighth Year of the Reign of Her late Majesty Queen* Anne, *intituled* "*An Act for making a convenient Dock or Bason at* Liverpool, *for the Security of all Ships trading to and from the said Port of* Liverpool," *and for enlarging the same by making an additional Dock, and building a Pier in the open Harbour there, and for enlightening*

8 Anne, c. 12.

G. 1. c. 1.

11 G. 2. c. 32.

'*enlightening the said Dock:*' And whereas an Act was passed in the
2 G. 3. c. 86. Second Year of the Reign of His present Majesty, intituled *An Act to enlarge the Term and Powers granted by an Act passed in the Eleventh Year of the Reign of His late Majesty, for continuing several Acts relating to the Harbour of* Liverpool, *and for enlarging the said Harbour by making an additional Dock, and building a Pier in the open Harbour there, and for enlightening the said Dock, and for making another Dock with proper Piers in the said Harbour, and for erecting Lighthouses and other proper Lights in or near the Port of* Liverpool: And whereas an Act was passed in the Twenty-fifth
25 G. 3. c. 15. Year of the Reign of His present Majesty, intituled *An Act to enlarge the Term and Powers of several Acts relating to the Harbour of* Liverpool, *and for making Two additional Docks and Piers in or near the Port of* Liverpool: And whereas an Act was passed in the Thirty-ninth Year of the Reign of
39 G. 3. c. 59. His present Majesty, intituled *An Act to enlarge the Term and alter and enlarge the Powers of several Acts relating to the Harbour of* Liverpool, *and for making Two additional Wet Docks and Piers in or near the Port of* Liverpool, *and for rendering more safe and commodious the said Port and Docks:* And whereas an Act was passed in the Fifty-first Year of the Reign of His said
51 G. 3. c. 143. present Majesty, intituled *An Act for the Improvement of the Port and Town of* Liverpool, *and amending the several Acts relating to the Docks, Quays, and other Works belonging to the said Port;* and by the said last recited Act the Mayor, Aldermen, Bailiffs, and Common Council of *Liverpool*, and their Successors, were incorporated for the Purpose of carrying all the said recited Acts into Execution, and as to all Acts, Matters, and Things relating to the Docks, Basons, Quays, Works, and Buildings erected or made under the said recited Acts, or which should be erected or made under the said last recited Act, and regulating, managing, and maintaining the same, and as to all Acts, Matters, and Things relating thereto, or to the Execution of the said recited Acts, and effecting the Purposes thereof, by the Name and Style of "The Trustees of the *Liverpool* Docks," and were authorized and empowered to have, enjoy, and exercise all the Powers and Authorities given or granted to the Mayor, Aldermen, Bailiffs, and Common Council for the Time being, and their Successors, by any of the said former Acts, and carry the same into Execution in the same Manner as if they had been made a Body Corporate by the said Acts for the Purposes aforesaid: And whereas it is necessary for the Protection and Security of His Majesty's Revenues of Customs and Excise at the said Port, that so much of the said last-mentioned Act as prevents the building a Wall round one of the Docks of the said Port, and directs the same to be an open and uninclosed Dock, should be repealed, and that the said Dock should be enlarged before the inclosing thereof, which cannot be effected unless the Battery or Fort at the Northern Part of the Town of *Liverpool* on the Shore of the River *Mersey*, is removed, and the Scite thereof vested in the said Trustees: And whereas a Sum of Money not exceeding Sixty thousand Pounds has been voted by Parliament to be advanced to the Trustees for executing the said Acts and this Act: And whereas it is necessary that further Powers shall be given to the said Trustees for carrying into Execution the said recited Acts and this Act; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 it shall be lawful for the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, and they are hereby authorized to order and direct the Commissioners of His Majesty's Customs in *England*, to lend and advance to the said Trustees out of the Consolidated Duties of Customs coming to the Hands of the Receiver General of the Duties of Customs in *England*, any Sum or Sums of Money not exceeding in the whole the Sum of Sixty thousand Pounds, to be applied by the said Trustees to the Purposes of the said recited Acts and this Act; and the said Commissioners of Customs and Receiver General are hereby authorized and required, upon any Order of any Three or more of the Commissioners of His Majesty's Treasury for that Purpose, to lend and advance the said Sum of Money at such Time and in such Manner and Proportions as shall be directed in any such Order; and all such Sums of Money shall be advanced without the Payment of any Fees; any thing in any Act or Acts of Parliament relating to the Duties of Customs, or to any Appropriation of Payment thereof, or to the said Commissioners of Customs or such Receiver General, to the contrary notwithstanding.

Lords of the Treasury may advance 60,000*l.* to the Trustees of the Docks.

II. Provided always, and be it further enacted, That the Sum of Money so lent and advanced as aforesaid shall be made chargeable, and is hereby charged upon all the Rates and Duties granted by the said last recited Act, and the Interest thereof at and after the Rate of Five Pounds *per Centum per Annum* shall be payable and paid Half-yearly unto such Person as shall be authorized by any Four or more of the Commissioners of Customs to receive and give a Discharge for the same; and the Sum of Ten thousand Pounds of the Principal Sum so lent and advanced as aforesaid, shall be repaid to any such Person as aforesaid to the Account of the Duties of Customs, at the Expiration of Twelve Months after the Southernmost of the Two Northern Docks authorized to be built by the said recited Act of the Thirty-ninth Year aforesaid, and the Entrance Bason, and the Wall round the same, required by this Act, shall have been completed; and the further Sum of Ten thousand Pounds in each succeeding Year, until the Whole of such Principal Sum of Sixty thousand Pounds, with Interest thereon, shall be repaid, and such Sum shall in the meantime remain as a Debt to His Majesty, His Heirs and Successors, and be charged upon the said Rates and Duties as such, payable immediately after the several Sums due upon any Bonds or Securities in force at the Time of the lending and advancing the same; any thing in the said recited Acts, or any or either of them, to the contrary notwithstanding.

Repayment of the 60,000*l.*

III. And be it further enacted, That it shall be lawful for the said Trustees from Time to Time, as Occasion may require, to order and direct the Treasurer of the said Trustees to keep and retain in his Hands, for the Purpose of Payment of any Interest or Principal Sum due to any Creditors, or other Contingencies, any Sum not exceeding in the whole at any one Time the Sum of Ten thousand Pounds, and to order and direct that the same shall from Time to Time be laid out and kept in Exchequer Bills, or other Government Securities bearing Interest, until the same shall from Time to Time be wanted for any of the Purposes aforesaid; any thing in the said recited Acts, or any or either of them, to the contrary thereof notwithstanding.

Trustees may order Treasurer to retain a Balance for Contingencies, and that such Balance shall be invested in Government Securities bearing Interest.

IV. And

Fort vested in the Trustees.

IV. And whereas the Mayor, Aldermen, Bailiffs, and Common Council of the Borough of *Liverpool*, have consented and agreed to transfer and assign the Scite of the Battery or Fort purchased by them of His Majesty's Board of Ordnance, and now erected on Part of the Situation on which the Northern Dock is to be made, to the said Trustees of the Docks, for the Purpose of enabling the said Trustees to make and complete the said Northern Dock; be it therefore further enacted, That the Scite of the said Battery or Fort, with the Buildings thereon, shall be and the same is hereby transferred to and vested in the said Trustees, and the same shall be from henceforth for ever vested in the said Trustees for the Purposes of the said recited Acts and this Act.

Award made 30th December 1803, respecting the Fort, not to be affected.

V. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to invalidate, or in any other Manner to affect the Award made on the Thirtieth Day of *December* One thousand eight hundred and three, by *Robert Pilkington*, then Captain in His Majesty's Corps of Royal Engineers, on the Part of His Majesty's said Board of Ordnance, and *John Foster* of *Liverpool*, Surveyor, on the Part of the said Mayor, Aldermen, Bailiffs, and Common Council of the Borough of *Liverpool* aforesaid, for ascertaining and fixing the Consideration to be paid by the said Mayor, Aldermen, Bailiffs, and Common Council for the Purchase of the said Battery or Fort and Buildings, with the Ground on which the same are erected; but that the said Award, and all the Stipulations, Acts, Matters, and Things therein contained and agreed to be done and performed by the said Mayor, Aldermen, Bailiffs, and Common Council, shall be duly observed and kept, done and performed by them accordingly.

Repealing Part of 51 G. 3.

VI. And be it further enacted, That from and after the passing of this Act so much of the said recited Act of the Fifty-first Year of the Reign of His present Majesty as enacts that the Southernmost of the Northern Docks shall be an open and uninclosed Dock, shall be and the same is hereby repealed.

Power to inclose the said Dock.

VII. And be it further enacted, That it shall be lawful for the said Trustees to inclose the said Southernmost of the Northern Docks in such Manner as they shall deem expedient and proper, by a Brick Wall of such Height as they shall think fit, leaving proper Gates in such Walls for the necessary Entrances to the same: Provided always, that free Access shall be preserved for the Dispatch of Business at such Hours as may be necessary and proper for that Purpose.

Act not to exclude Persons from the said Dock.

VIII. Provided always, and be it further enacted, That nothing in this Act shall be contained or be construed to extend to exclude or authorize the Exclusion from the said Southernmost of the said North Docks, of any Vessels or other Craft, or of any Persons trading to or from the Port of *Liverpool*, or desirous of using the same Dock for the Purposes of trading upon, or communicating in any Manner with the Canal Navigation from *Leeds* to *Liverpool*, or the Part of the Town of *Liverpool* in which the said Dock is made.

Trustees may erect Fire or Steam Engines on board Vessels in the Dock.

IX. And whereas in and by the said Act passed in the Fifty-first Year of the Reign of His present Majesty, it is enacted, that if any Fire, Candle, or Lamp shall be found lighted or burning in any Vessel in the said Docks, the Master

Master or Persons having the Command or Care of such Vessel shall for every such Offence incur a certain Penalty therein mentioned: And whereas it is expedient for the cleansing and repairing of the said Docks and Basins, that certain Steam and other Engines should be used and placed on board of Vessels within the said Docks; be it therefore enacted, That it shall and may be lawful for the said Trustees of the said Docks to erect and build, and place on board any fit and proper Vessel in the said Docks and Basins, any Engine or Engines which shall and may be used or worked by Means of Fire or Steam, or in any other Manner whatsoever, for the Purpose of cleansing or repairing the said Docks and Basins; any thing in the said recited Acts, or in this Act, to the contrary notwithstanding.

Sellers of Marine Stores not to follow their Trades within Forty Yards of the Dock.

X. And whereas, by the said recited Act passed in the Thirty-ninth Year of the Reign of His present Majesty, Persons using and exercising certain Trades therein mentioned, are prohibited from following such Trades within a certain Distance from the said Docks: And whereas it is necessary that similar Prohibitions should be extended to all Persons using and exercising the Trade or Business of a Dealer in Marine Stores; be it therefore enacted, That no Dealer in Marine Stores (except Sail Makers) shall, after the Expiration of Six Months after the passing of this Act, carry on his Business as such Dealer in Marine Stores, or hold, or use, or occupy any Warehouse, Cellar, or other Building, as a Repository for Marine Stores within the Distance of Forty Yards from the Margin or Side of any Dock now erected or hereafter to be erected in *Liverpool*, or of any Basin or Entrance to any such Dock, on Pain of forfeiting for every Day on which he shall so carry on his Business in, or use or occupy any such Warehouse, Cellar, or other Building as aforesaid, the Sum of Five Pounds, to be recovered and applied as any Penalty or Forfeiture under Twenty Pounds may be recovered and applied under the said last recited Act.

Removing Annoyances by Steps, Cellars, &c. from the Quays.

XI. And whereas several of the Quays on or adjoining to the said Docks are rendered extremely dangerous and incommodious by reason of the Projection of Steps leading into Houses and other Buildings, and of Steps leading into Cellars, and also of Windows, Cellar Doors, and Entrances upon the said Quays; be it therefore enacted, That it shall be lawful for the Trustees of the said Docks, or their Committee, at any Time after the First Day of *January* One thousand eight hundred and fourteen, to take down, remove, fill up, cover, alter, and regulate, in such Manner as they shall think proper, all such Steps, Windows, Cellar Doors, or Entrances, as they the said Trustees shall adjudge to be a Nuisance, or Obstruction, or Annoyance to the Carriage Way or Foot Way of any of the present Docks, Quays, or of any Street or Avenue immediately leading to any Dock, and within the Distance of Two hundred Yards from any such Dock or Quay, and to leave the Materials thereof, or the Residue of such Materials, on the Spot, or so near as conveniently may be, for the Use of the Person or Persons who may be intitled to the same; and in case the Owner and Occupier of any such House or other Building shall again open or replace such Steps leading into Houses, or Buildings, or Cellar Steps, Cellar Door or Entrance, or other like Nuisance, Projection, Annoyance, or Obstruction as aforesaid, after the same shall have been once removed or filled up, such Owner or Occupier shall for every such Offence forfeit and pay the Sum of Forty Shillings for every Day during

during which such Nuisance, Projection, Annoyance, or Obstruction shall continue, to be recovered and applied as any Penalties under Twenty Pounds may be recovered and applied under the said recited Act.

Trustees not to remove Steps, &c. unless Owners neglect to do it.

XII. Provided always, and be it further enacted, That the Trustees of the Docks, or their Committee, shall have no Power or Authority to take down, remove, fill up, cover, alter, or regulate any such Steps, Windows, Cellar Doors or Entrances, unless the same shall have been neglected to be taken down, removed, filled up, covered, altered, or regulated in such Manner as the said Trustees or their Committee shall have directed by the Owner or Owners, or Occupier thereof, his, her, or their Servants, Workmen, or Agents, for the Space of Twenty Days next after Notice in Writing shall have been given for that Purpose by Order of the said Trustees, or their Committee, to the said Owner or Owners, or his, her, or their Under Tenants or Under Tenant, Occupier or Occupiers of the Houses or other Buildings of which such Steps, Windows, Cellar Doors, Entrances, or Steps, shall be a Part, or to which they respectively belong or appertain; any thing herein contained to the contrary thereof in anywise notwithstanding.

XIII. And whereas by the said recited Act of the Fifty-first Year of the Reign of His present Majesty, it is enacted, that all Vessels which shall arrive at the said Port of *Liverpool* and trade Inwards, shall be liable to pay the Dockage Rates fixed by that Act, according to the Rates payable from the most distant Port or Place from which they shall so trade to *Liverpool*, which Rates shall be paid before they shall be permitted to enter Inwards at the Custom House of the said Port; and that all Ships and Vessels arriving in Ballast at the said Port of *Liverpool*, and trading Outwards from the said Port of *Liverpool*, shall be liable to pay and pay the Rate of Dockage payable by that Act, to the most distant Port for which they shall so trade Outwards, which Rates shall be payable and paid before they shall be permitted to clear out at the Custom House of the said Port of *Liverpool*: And whereas the true Intent and Meaning of the said Act, in respect to its Apportionment of the Quantum of such Dockage Rates, is frequently contravened by Vessels arriving at the said Port from various Parts of *Great Britain* and *Ireland* not having Coast Dispatches; be it

Ships not bringing a Coast Dispatch to be charged as if in Ballast.

therefore enacted, That every Vessel arriving at the said Port of *Liverpool* from any Part or Parts of *Great Britain* or of *Ireland*, not having or bringing a Coast Dispatch, shall, to all Intents and Purposes, be considered and deemed and taken to be, and shall be charged as a Vessel coming in Ballast, as to the Tonnage Rates charged and chargeable on Vessels trading to the said Port, although such Vessel may have on board any Article or Articles subject to Duty, or any Rate or Charge under the Schedule of Rate annexed to the said recited Act of the Fifty-first Year aforesaid; any thing in the said Acts or in this Act to the contrary notwithstanding.

Securing the Duties on Ships entering the Port in Ballast.

XIV. And whereas by the said recited Act of the Fifty-first Year of the Reign of His present Majesty, it is enacted, that all Vessels arriving in Ballast at, and departing in Ballast from the said Port of *Liverpool*, which shall enter into any of the Docks or Basins there made or hereafter to be made in the said Port of *Liverpool*, shall pay before clearing out at the Custom House of the said Port, or if not required to clear out then before departing from the said Port, One Moiety of the Rates payable on Trading

Vessels to the most distant Ports for which they shall clear out or depart: And whereas in the Case of Vessels departing from the said Port in Ballast, they are not by the general Law of this Kingdom, nor by the said Act of the Fifty-first Year of the Reign of His present Majesty, nor by any other of the Acts of Parliament relative to the public Docks of the said Port, bound to clear out at the Custom House of the said Port, by reason whereof the provisionary Clauses for securing Payment of the Dock Duties by Certificate of the Receiver of such Duties to the Collectors of His Majesty's Customs is rendered of no Effect, and the Payment of the Dock Duties is thereby very frequently evaded; be it therefore enacted, That from and after the First Day of *July* One thousand eight hundred and thirteen, no Vessel so as aforesaid entering the said Port in Ballast, and proceeding to depart from the said Port in Ballast, shall be permitted or suffered so to depart from the said Port, until a Certificate from the Receiver of the said Dock Duties, or his Deputy, of the Payment of the Rates due and payable as aforesaid shall have been produced to and left with the Dock Master of the Dock or Basin where such Vessel shall be stationed; and if any Vessel liable to such Rate or Duty shall leave or depart from any such Dock or from the same Port without the Production and leaving of such Certificate in Manner aforesaid, then and in every such Case the Owner, Consignee, and Master of such Vessel shall forfeit and be liable to the Payment of a Sum equal to double the Amount of the Dock Duty which should have been paid, and such Sum shall be recovered and levied from either such Owner, Consignee, or Master respectively, as the said Trustees shall think fit, in like Manner as any Penalty may be recovered under the said Act, and shall go to the Use of the said Trustees for the Purpose of the said Act; and the Master of such Vessel shall also be liable to the Penalty of Twenty Pounds, to be recovered as any Penalty may be recovered under the said Acts, and shall go to the Use of the said Trustees for the Purposes of the said Acts: Provided always, that no such Consignee shall be so answerable for any such Duties to a greater Extent than the Amount of Monies or Effects belonging to the Owner or Owners of such Vessel actually in the Hands or Custody of such Consignee at the Time when such Duties shall become due and payable as aforesaid.

XV. And whereas by the said recited Act of the Fifty-first Year of the Reign of His present Majesty, it is enacted, that if any Master, Owner or Owners, or Person having the Charge or Command of any Ship or other Vessel, or any Owner or Owners, Consignee or Consignees, or any other Person or Persons owning or having Charge of any Goods, Wares, or Merchandizes imported or exported out of the said Port, shall by any Means whatever at any Time or Times elude or evade the Payment of the Rates and Duties thereby made payable or any Part thereof, each and every Person eluding or evading Payment as aforesaid shall forfeit and pay over and besides such Rates and Duties a Sum of Money equal to the Rates or Duties so eluded or evaded: And whereas it is found necessary that the Penalty for Evasion of the Payment of such Duties on Goods should be increased; be it therefore enacted, That over and above, and in addition to the said Penalty given by the aforesaid Act of the Fifty-first Year of the Reign of His present Majesty, there shall be forfeited and paid by each and every Person eluding or evading the Payment of any of the Duties payable by the said Act on any Goods, Wares, or Merchandizes

Inflicting a Penalty on Persons evading Payment of the Duties.

chandizes imported into or exported out of the said Port, the Sum of Twenty Pounds, and that such Sum of Twenty Pounds shall and may be recoverable and recovered from each and every Person so eluding Payment as aforesaid, by the same Ways and Means and in such Manner as any of the Penalties imposed by the said Act of the Fifty-first Year of the Reign of His present Majesty is or are recoverable.

Altering the Course of a certain Road.

XVI. And whereas by the said Act passed in the Thirty-ninth Year of the Reign of His present Majesty, Power was given to make a certain Common Highway, to be Thirty-five Yards wide, and to lead from the North-west Corner of *Bath Street*, in *Liverpool* aforesaid, along the Western Limits of the Lands or Grounds there respectively belonging to the Earl of *Derby*, *John Leigh* Gentleman, and others, up to the Northern Boundary of the said Town, and the same Road was directed to be made and kept in Repair by the said Corporation of *Liverpool*: And whereas the Removal of the present Fort may render it necessary to construct a temporary Fort or Batteries on the Bank of the River, and to construct another Road further to the Eastward instead thereof, through the Land called *Hogs Heynook*, so as to pass behind such Fort or Batteries: And whereas such new Road will be more advantageous and convenient to the Inhabitants of the said Town than the said first intended Road; be it therefore enacted, That the Mayor, Bailiffs, and Common Council of the said Town shall, within Three Years from the passing of this Act, in lieu and instead of the said Road required by the said Act of the Thirty-ninth Year aforesaid, at the Expence of the said Corporation of *Liverpool*, make a Road and Public Highway of Twenty Yards wide, commencing at the House called the *North Shore Coffee House*, and extending nearly in a straight Direction Northwardly to the Mill and Buildings in Lease under the said *John Leigh* to *John Adamson*, with sufficient Sewers, Drains, and Watercourses in and under the same Road, of a fit and proper Depth for conveying off the Water from the said Highway, and from the Lands and Grounds adjoining the same, to the Low Water Mark; and the said Highway shall be so made and paved or gravelled so as to make it fit and proper for Persons on Foot and on Horseback, and for Horses, Cattle, Carts, and Carriages to go and pass upon, through, and over the same, in like Manner as they may pass upon, through, and over the other public Streets in the said Town; and that the same Highway, and the said Sewers, Drains, and Watercourses, shall for ever hereafter be kept in Repair by and at the Expence of the said Corporation of *Liverpool*; and that so soon as the said Road shall have been so sufficiently made, paved, or gravelled, and become fit for and opened for public Use, the said Mayor, Bailiffs, and Common Council shall be at full Liberty to appropriate to the Use of the said Corporation of *Liverpool* the Land (within the Limits herein-before mentioned) intended to have been used as the Scite of the said Road of Thirty-five Yards wide, under the said Act of the Thirty-ninth Year aforesaid; any thing in the said recited Act of the Thirty-ninth Year aforesaid to the contrary notwithstanding.

Changing Course of the Sewers.

XVII. And whereas the making the said intended Wet Dock will interrupt the Course of the Sewers now emptying themselves upon the Strand or Shore whereon the said Dock is to be constructed; be it therefore enacted, That the said Trustees shall, out of the Monies arising by the said Acts and this Act, alter and divert the Course of the said Sewers in such Manner as they shall think proper, so as effectually to drain such

such Parts of the said Town as are cleansed by the said Sewers which now empty themselves upon the Strand or Shore whereon the said Dock is intended to be built.

Floating Light to be established at the Entrance of the Port of Liverpool.

XVIII. And whereas the Establishment of a Floating Light at the Entrance of the Port of *Liverpool* would be very advantageous to the said Port, and be a great Security to Vessels entering and going out of the same; and it is therefore expedient that the Trustees of the *Liverpool* Docks should be empowered to establish such Floating Light, and to levy and collect certain Rates and Duties for defraying the Expences thereof; be it therefore enacted, That it shall be lawful for the Trustees of the *Liverpool* Docks, immediately after the passing of this Act, to build or contract for the building of, and moor and place, or cause to be moored and placed, a good and sufficient Vessel at the Entrance of and within or near the Port of *Liverpool*, at such Part thereof as shall appear to be most convenient for the mooring the said Floating Light in Security, and directing the Course of Vessels entering the River *Mersey*, and to establish, keep, and maintain a good and sufficient Light therein, for the Guidance of Ships and Vessels entering and going out of the Port of *Liverpool*, from Sun-set to Sun-rise in each and every Night during the Year; and it shall be lawful for the said Trustees to demand and levy, and collect, in respect of and from all Ships and Vessels entering into or sailing out of the Port of *Liverpool*, for the establishing and maintaining such Light, the several and respective Rates and Duties in the Schedule to this Act annexed; and all such Rates and Duties shall and may be levied and collected by all such Ways and Means, and under such Penalties and Forfeitures for any Refusal or Neglect to pay the same, as are contained in the said recited Acts in relation to the other Lights belonging to the Port of *Liverpool*; and a distinct Account shall be kept by the said Trustees of the Sum or Sums of Money expended in establishing and maintaining the said Light, and also of the Amount of the Rates and Duties levied and paid in respect thereof; and such Rates and Duties shall be applied in the establishing such Floating Light, and maintaining the same.

If Floating Light not established within a certain Period the Rates to cease.

XIX. Provided always, and be it further enacted, That if the said Floating Light shall not be established within Eighteen Months after the passing of this Act, then and in such Case such Rates and Duties granted in respect thereof shall cease, and the Collection thereof be suspended until such Floating Light shall be completed and established for the Use of the said Port and Benefit of the Shipping trading thereto: Provided also, that when and as soon as the Money which shall have been expended, together with Interest thereon, at and after the Rate of Five Pounds *per Centum per Annum*, shall have been repaid, and the annual Average Expence of maintaining the same shall have been ascertained, the said Rates and Duties shall be lowered in such Proportion as to leave a Sum equal to such Average Expence, together with a further Sum amounting annually to One Fifth Part of such Sum, and such Surplus shall be deemed to be a Fund in the Hands of the Trustees applicable to the Purpose in the first Place of repairing the Vessel on board which the said Light shall be placed, or replacing such Vessel in case of any Loss or Damage, or any other unforeseen accidental Damage relating thereto.

Former Acts to be in force except where altered.

XX. And be it further enacted, That all and every the said several Acts of Parliament herein-before mentioned, relating to any of the Docks or intended Docks within the said Town and Port, and all and every the Powers, Clauses, Penalties, and Forfeitures thereby enacted to be made, given, vested, executed, created, or in anywise relating to all or any of the Docks, or to any of the Basins, Quays, or other Appurtenances thereto belonging, or to the said Port and Harbour of *Liverpool*, except so far as the same or any of them are or is by this present Act repealed, altered, enlarged, or otherwise explained, shall be and they are hereby declared to be in full Force and Effect, in as full, ample, and beneficial a Manner, to all Intents and Purposes whatsoever, as if the same and every of them had been expressly repeated and re-enacted in the Body of this Act; and the said several recited Acts, and this Act, shall, as to the Clauses, Provisions, Matters, and Things not repealed or altered by this Act, be construed together as one Act.

Saving the Rights of the Leeds and Liverpool Canal Company.

XXI. Provided always, and be it further enacted, That nothing in this Act or the said recited Acts contained, shall extend or be construed to extend to take away, alter, abridge, lessen, or change the Power and Authority given and granted unto the Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool*, of communicating with the River *Mersey*, in and by an Act passed in the Tenth Year of His present 10G.3.c.114. Majesty's Reign, intituled *An Act for making and maintaining a navigable Cut or Canal from* Leeds *Bridge in the County of* York, *to the* North Lady's Walk *in* Liverpool, *in the County Palatine of* Lancaster, *and from thence to the River* Mersey; and that not only the same, but all other Rights and Powers of the said Company of Proprietors, shall remain, continue, and be in force, in as full, ample, and beneficial a Manner as if this Act or the said recited Acts had not been made.

Expences of Act.

XXII. And be it further enacted, That the Expences of procuring and passing this Act shall be paid by the said Trustees out of any Monies arisen or to arise by virtue of the said Acts or either of them, or this Act.

Public Act.

XXIII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

SCHE-

SCHEDULE to which this Act refers.

Rates or Duties to be paid for supporting the Floating Light at Liverpool, to be paid once in each Voyage.

All Vessels sailing to or from Liverpool to any Port or Place between Duncan's Bay Head and the Land's End, on the West Side of Great Britain, and between Malling Head and Cape Clear on the East Side of Ireland, One Farthing *per* Ton.

All Vessels sailing to or from Liverpool to any Port or Place between Duncan's Bay Head and the Land's End on the East and Southern Coast of Great Britain, and between Malling Head and Cape Clear on the West Coast of Ireland, One Halfpenny *per* Ton.

All Vessels sailing to or from Liverpool to any Port or Place not being within the United Kingdom of Great Britain and Ireland, or the adjacent Islands to the Northward of the Cape of Good Hope and the Northward of Cape Horn, One Penny *per* Ton.

All Vessels sailing to or from Liverpool to any Port or Place to the Eastward of the Cape of Good Hope and the Westward of Cape Horn, Twopence *per* Ton.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1824.