ANNO QUINTO

GEORGII IV. REGIS.

Cap. lxxii.

An Act to regulate the loading of Ships with Coals in the Port of *Newcastle-upon-Tyne*.

[28th *May* 1824.]

WHEREAS an Act was passed in the Fiftieth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to regulate the loading of Ships with Coals in the Port of* Newcastle-upon-Tyne; which said Act was to continue in force for Seven Years: And whereas another Act was passed in the Fifty-seventh Year of the Reign of His said late Majesty, intituled *An Act to regulate the loading of Ships with Coals in the Port of* Newcastle-upon-Tyne, and which was to continue in force for Seven Years longer, and the Term of the said Act is now near expiring: And whereas the Provisions of the said recited Acts were highly beneficial in regulating the Coal Trade of the said Port of *Newcastle*, and preventing undue Preferences in the loading of Coals at the said Port, and thereby securing a more regular Supply of Coals to *London* and other Places supplied from the said Port of *Newcastle*, and it will therefore be attended with great public Benefit if further and more effectual Provisions were made for the Purposes aforesaid: 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 from and after the First Day of *June* One thousand eight hundred and twenty-four, *John Armstrong*, *Joseph Anderson*, *Thomas Bell*, *John Bell*, *William Burnett*, *George Moore Cleugh*, *John Clay*, *Thomas Dryden*, *Joshua Donkin*, *John Fenwick*

50 G. 3. c. 91.

57 G. 3. c. 30.

Commissioners appointed.

(Camp Ville), *John Fenwick* (*Preston Villa*), *Thomas Fenwick*, *Thomas Gibson*, Sir *Cuthbert Heron* Baronet, *Henry Hurry*, *Daniel Heatley*, *Henry Fearon Heath*, *Valentine Hutchinson*, *John Hutchinson*, *William Fall Hewson*, *Rowland Hodge*, *William Harle*, *Robert Jefferson*, *Francis Jefferson*, *John Jobling*, *Christopher Jordeson*, *James Kirton*, *James Kirkley*, *Charles Magnay*, *George Marshall*, *Henry Metcalf*, *Thomas Nicholson*, *Stewart Omond*, *William Pearson*, *Harrop Pringle*, *Matthew Popplewell*, *George Poad*, *James Wardle Roxby*, *William Reay*, *Thomas Smith*, *John Smith*, *George Straker*, *Joseph Straker*, *Thomas Scott*, *Emanuel Taylor*, *William Taylor*, *James Thobwin*, *Emanuel Walmsley*, *Henry Wright*, *Matthew Wilson*, and *Cuthbert Young*, shall be and they and their Successors, to be elected in Manner herein-after mentioned, are hereby appointed Commissioners for putting this Act and the several Powers therein contained into Execution.

Qualification of Commissioners.

II. Provided always, and be it enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act, unless he shall be the Owner or Part Owner of a Ship or Vessel registered in and belonging to the Port of *Newcastle-upon-Tyne*; and if any Person not being so qualified shall presume to act as a Commissioner, every such Person shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered by Action of Debt or on the Case, or by Bill, Suit, or Information in any Court of Record.

Meetings of Commissioners.

III. And be it further enacted, That the said Commissioners, or any Five or more of them, shall meet at the *Northumberland Arms* on the *New Quay* in *North Shields* in the County of *Northumberland*, or some other convenient Place, on the Twentieth Day after the passing of this Act, between the Hours of Ten of the Clock in the Forenoon and Three of the Clock in the Afternoon, and shall then and there proceed to put this Act into Execution, and shall at such Meeting adjourn themselves, and afterwards meet from Time to Time at the Place aforesaid, or some other convenient Place within the said Port, as the said Commissioners, or any Five or more of them, shall from Time to Time appoint; and that all Proceedings of the Commissioners under this Act shall be had and determined at Public Meetings to be holden by virtue of this Act, between the Hours of Ten of the Clock in the Forenoon and Three of the Clock in the Afternoon on each Day of the Meeting, and not otherwise; and that not less than Seven Days previous Notice in Writing, signed by the Clerk to the said Commissioners or by any One of the said Commissioners, shall be given of every such Meeting, such Notice to be advertised in some one of the Newspapers published in *Newcastle-upon-Tyne* aforesaid; and if it shall happen that there shall not be Five Commissioners present at any such Meeting, then and in that Case the Clerk to the said Commissioners shall appoint the said Commissioners to meet at the same Place where the last Meeting was appointed to have been holden as aforesaid, at the End of Two Weeks then next following, or on any other Day before the Expiration of the last Seven Days of the said Two Weeks, and that the said Commissioners shall at all their said Meetings pay their own Expences; and that no Commissioner shall be capable of being appointed or employed as Treasurer or Clerk, or as an Officer or

Servant of any other Description under the said Commissioners, or of holding, or enjoying, or of acting in any Office under them, either by himself or any other Person in Trust for him; and all Matters and Things to be done at any of the Meetings in pursuance of this Act, shall and may be executed and done by or before any Five or more of the said Commissioners assembled at any Meeting to be held in pursuance of this Act, and shall be of as full Force and Effect as if executed or done by or before all the said Commissioners (except where otherwise directed by this Act), and all Acts, Orders, Proceedings, and Determinations of the said Commissioners acting in the Execution of this Act made at any such Meeting, consisting of Five or more Commissioners, wherein the major Part of the Commissioners present at such Meeting shall concur, shall be as valid and effectual as if all the Commissioners present at such Meeting had concurred therein, and at all such Meetings a Chairman shall be appointed; and in all Cases where there shall be an Equality of Votes upon any Question (including the Vote of the Chairman), such Chairman shall have the decisive or casting Vote; and at all such Meetings the Commissioners present shall pay and defray their own Expences, and that all the Proceedings of the said Commissioners shall be entered in a Book by the Clerk of the said Commissioners to be appointed as herein-after mentioned; and no Commissioner shall be capable of acting or voting in any Case wherein he is accused before the said Commissioners at any Public Meeting to be holden in pursuance of this Act of any Offence against this Act, or where his Interest is concerned.

No Order to be revoked or altered, except after special Notice &c.

IV. And be it further enacted, That no Order, Appointment, or Proceeding whatever made at any Meeting of the Commissioners holden in pursuance of this Act, shall be revoked or altered at any subsequent Meeting, unless at a Meeting holden for that express Purpose, nor unless Notice, specifying the Revocation or Alteration intended to be made, signed by One or more of the said Commissioners, or by the Clerk or Clerks to the said Commissioners, shall be given at least Twenty-one Days before such subsequent Meeting, nor unless a Majority of the Commissioners, present at such subsequent Meeting, shall decide in Favour of such Revocation or Alteration, and a greater Number of Commissioners shall be present at such subsequent Meeting than were present at the Meeting when such Order, Appointment, or Proceeding was had or made.

Election of Commissioners.

V. And be it further enacted, That at any Time after the Death of any of the said Commissioners, or Notice of his or their Disqualification, Incapacity, or Refusal to act in the Execution of the Powers and Authorities hereby in them vested, it shall be lawful for the other of the said Commissioners, or any Five or more of them, from Time to Time to elect and appoint such other Person or Persons, duly qualified as aforesaid, to be a Commissioner or Commissioners in the Place or Places of such Commissioner or Commissioners so dying or becoming disqualified or incapable, or refusing to act as aforesaid, as they shall think fit, such Election to be entered in a Book to be kept for that Purpose; and that every such Commissioner, so from Time to Time elected and appointed, shall have the same Powers and Authorities

rities in all respects, as if he had been originally nominated and appointed a Commissioner in and by this Act.

Commissioners who are Justices of the Peace may act.

VI. Provided also, and be it further enacted, That it shall and may be lawful for such of the Commissioners for the Purposes of this Act as shall be in the Commission of the Peace for the Counties of *Durham* or *Northumberland*, or a Magistrate of the Town and County of the Town of *Newcastle-upon-Tyne*, to act as Justices in the Execution of this Act, in the same Manner as if he or they had not been nominated or appointed a Commissioner or Commissioners by virtue thereof.

Commissioners to appoint a Treasurer and Clerk.

VII. And be it further enacted, That the said Commissioners, or any Five or more of them, shall and may and they are hereby empowered, by Writing under their respective Hands, to appoint a Treasurer and Clerk, and also such other Officer and Officers as they the said Commissioners, or any Five or more of them, shall think proper for carrying into Execution and Effect the Purposes of this Act; and that they the said Commissioners, or any Five or more of them, shall and may, and they are hereby empowered from Time to Time to remove such Treasurer and Clerk, and other Officers so to be appointed, or any of them, every such Treasurer and Clerk so to be removed having Four Weeks Notice, and every such other Officer Fourteen Days Notice duly given him, or left at his usual Place of Abode, before the Time of voting for his Removal, and to appoint any other Person or Persons in the Room of such of them as shall be removed, or shall die, or relinquish or discontinue such Office; and out of the Money to be raised by virtue of this Act to make such Allowance to the said Officers so to be appointed and employed in the Execution of this Act, as they the said Commissioners, or any Five or more of them, shall think reasonable; and the said Commissioners, or any Five or more of them, shall and may, and they are hereby directed and required to take sufficient Security from their Treasurer and Clerk, and other Officers, if they think fit, for the due Execution of their respective Offices.

Same Person not to act as Clerk and Treasurer.

VIII. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint the Person who has been or may be appointed their Clerk, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of the said Acts or this Act, or to continue or appoint any Person who has been or may be appointed the Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service of any such Treasurer, or of his or their Partner, the Clerk for the Purposes of the said Acts or this Act; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of the said Acts and this Act, or if any Person being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall accept of the Office of Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service of any such Treasurer or of his Partner, shall accept the Office of Clerk in the Execution of the said Acts and this Act, every Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered in any

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of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Fitters, Venders, or Agents, having separate Offices, to keep Lists in their Offices.

IX. And be it further enacted, That from and after the said Twentieth Day after the passing of this Act, all Fitters and other Persons vending Sea Coal, or loading Ships and Vessels with the same in the Port of *Newcastle*, and all Agents of Fitters or Venders of Coals having separate Offices for transacting the Business of fitting or vending of Coals, or loading of Vessels with Coals, shall keep Two distinct and separate regular and correct Lists of all Ships and Vessels entered at their respective Offices for the loading of Coals usually vended by such Fitters, Agents, and Venders, in one of which Lists shall be entered all the Ships or Vessels intended to be loaded by Keels, and in the other of such Lists shall be entered all Ships or Vessels intended to load wholly or in part at the Spouts; and such Agents of Fitters or Venders of Coals shall also keep separate and distinct Lists for each and every Sort of Coals they usually vend, and each separate and distinct List shall be deemed and taken to be a separate Office, and construed as such under the Provisions of this Act, and for all and each and every of the Purposes thereof, and each and every of such respective Lists shall be hung up or placed in some conspicuous Part of their respective Offices, in order that the same may be inspected by any Owner of, or by the Agent of any Owner of, or by the Master, Mate, or any one of the Crew belonging to any Ship or Vessel, upon Application made for that Purpose, at any Time between the Hours of Nine of the Clock in the Morning and Six of the Clock at Night (*Sundays* excepted); and every Fitter or Vender aforesaid, and every Agent aforesaid having a separate Office, who shall wilfully or knowingly neglect or omit to keep and make Entries in any such Lists in the Manner required by this Act, shall forfeit and pay on every Cargo loaded or sold, which shall not have been properly entered in such List or Lists as aforesaid, according to the Provisions of this Act, the Sum of One hundred Pounds; and every Fitter, Vender, and Agent aforesaid, who shall refuse, or shall not permit, or whose Clerk shall refuse, or shall not permit Inspection of any List or Lists kept by or for him under the Provisions of this Act, within the Hours last aforesaid, shall forfeit and pay the Sum of One hundred Pounds for every such Refusal; and every Fitter, Vender, and Agent aforesaid, who shall neglect, or whose Clerk shall neglect to keep his Office open between the Hours of Nine of the Clock in the Morning and Six of the Clock in the Evening (*Sundays* excepted), shall forfeit and pay the Sum of Twenty Pounds for every such Neglect, unless he shall prove that such Neglect has not been wilful, but has arisen from some Accident or unavoidable Cause; and in every Action brought for the Recovery of any such Penalty of Twenty Pounds for any such Neglect, it shall be incumbent upon the Plaintiff only to prove the Fact of the Office not having been kept open, and upon the Defendant to prove that the Neglect was not wilful or fraudulent.

Persons having actually performed

X. And be it further enacted, That upon the Application of any Owner, or Agent of any Owner, or of any Master or Mate, or any one

the Voyage to enter Ships for Turns.

one of the Crew of any Ship or Vessel who shall have actually performed in such Ship or Vessel the Voyage or Passage from which such Ship or Vessel shall be returning, and which Owner, or Agent of any Owner, or any Master, Mate, or any one of the Crew, shall not have quitted such Ship or Vessel until the same had passed, or was within Two Miles of the Bar of *Tynemouth*, at the Office of any such Fitter, Vender of Coals, or Agent, as aforesaid, the Time of such Application, and also the Name of the Person applying, shall be accurately set forth by the Fitter, Vender, or Agent, at whose Office such Application shall be made, or his Clerk, in a List to be kept for that Purpose; and if the Master, Mate, or any Owner, or Agent or Agents of any Owner, or any Person on Behalf of any Owner (whether such Master, Mate, Owner or Owners, or his, her, or their Agent or Agents shall have performed the Voyage or Passage in Manner aforesaid, in such Ship or not) shall, within One Hour after such Application as aforesaid, finally determine from which Office such Ship shall be loaded, and shall also (if required by the Fitter, Vender, or Agent) within Two Hours after the same shall be requested (if the Banks in *Newcastle* shall so long be opened, and if not, within Two Hours after the same shall be opened on the following Day) make a Tender in Cash, or in Notes, to be approved of by the Fitter, Vender, or Agent, payable Forty Days after the Date thereof, of Ten Pounds *per Centum* upon the Amount of the Value of the Coals at the respective Prices at which the several Sorts of such Coals are then sold, together with the usual Charges for carrying the same from the Staiths to the Ships, and shall also (if required by the Fitter, Vender, or Agent) at any Time before Eight of the Clock in the Evening of the same Day, pay in like Bills or Notes as aforesaid, or secure to his Satisfaction the Payment of the Remainder of the Value of the Cargo, such Ship or Vessel shall be entitled to the same Turn as it would have had if the Deposit had been paid or tendered on the First Application to the said Fitter, Vender, or Agent, and shall be entered in such List immediately next after the last Ship which shall have been entered previous to the First Application so made as aforesaid, and required to be entered as aforesaid, of such Owner, Agent, Master, Mate, or other of the Crew as aforesaid, and shall be loaded in its due Turn by such Fitter, Vender, or Agent, at the Port of *Newcastle*; and every Fitter, Vender, or Agent aforesaid, who shall refuse or neglect to enter any such Application when so required as aforesaid, or who shall refuse or neglect to load the Ship or Vessel, in respect of which such Application shall be made in due Turn according to the Period of such Application, and the Provisions and Regulations of this Act, shall forfeit and pay for every such Offence the Sum of One hundred Pounds: Provided always, that no Ship or other Vessel shall be entered by any Fitter, Vender, or Agent as aforesaid, upon any List for a Turn of Coals as aforesaid, after the Hour of Six of the Clock in the Evening, and before Ten of the Clock in the Forenoon of each Day (*Sundays* excepted), under the Penalty of One hundred Pounds for each Ship or Vessel so entered between the Hours last herein-before mentioned.

Fitters, &c. refusing or omitting to enter any Ship on List, subject to a Penalty.

Master may sign a Certificate in presence of Second Officer

XI. And be it further enacted, That it shall be lawful for the Master or other Person having the Charge or Command of every Ship or Vessel actually arriving within the Limits specified in this Act as aforesaid, whilst the Night Office shall be shut, to sign a Certificate,

in the Form specified in the Schedule annexed to this Act, in presence of the Person having Charge of the said Ship as Chief Mate, or being Second in Command thereof; and which Certificate shall bear Date the Day on which it is actually signed by the Master or other Person having the Charge or Command of such Vessel; and upon the Production of such Certificate at the Office of the Fitter from whence the Ship is intended to load, the Ship or Vessel shall be entered in like Manner as if such Master or other Person had actually performed the Voyage in the Ship or Vessel, and had not quitted her until she was in the Limits prescribed by this Act, and had personally appeared at the Office of the Fitter; and every such Certificate shall be filed by the Fitter, Vender, or Agent at whose Office the same is delivered: Provided always, that every Person who shall sign or witness a false Certificate, or who shall not insert the actual Date thereof at the Time of signing the same, or who shall produce any such Certificate at the Office of any Fitter, Vender, or Agent, knowing the same to be false, shall forfeit for every such Offence the Sum of Thirty Pounds.

when the Night Office is shut.

XII. And be it further enacted, That an Office shall be established in the Manner herein-after mentioned in some convenient Part within the Parish of *Tynemouth* in the said County of *Northumberland*, which Office shall be kept open from the Hours of Six in the Night till Eight in the Morning of each Day, except during *Sunday*, and a proper Person or Persons shall attend therein at the Hours aforesaid, to register the Names of every Owner or Agent, or Master or Mate, or any other of the Crew of a Ship arriving from any Voyage or Passage as aforesaid, and having actually performed in such Ship or Vessel the Voyage or Passage from which such Ship or Vessel shall be returning, and having quitted the Ship or Vessel within such Limits as aforesaid, and applying at such Office, and also the Name of his Ship, and the exact Time of such his Application; and the Person or Persons to be appointed to attend at such Office, shall deliver to the Owner or Agent, or Master or Mate, or any other of the Crew so applying, a Ticket specifying the Name of the Ship and of the Master thereof, with the Date of the Arrival of such Person applying, which Ticket shall be marked and delivered out with a progressive Number, commencing from the Hour of Six at Night, when such Office shall open, until the Hour of Eight in the Morning, when the same Office shall shut, except on *Saturday*, when the same Tickets shall be progressively numbered from the Hour of Six that Evening, until the Hour of Twelve in the same Night, when such Office shall shut, and shall be again progressively continued from the Hour of Twelve of the *Sunday* Night, when the same Office shall again be opened, until the Hour of Eight in the Morning of *Monday*; and the Owner or Agent, or Master or Mate of the Ship so registered at such Night Office, shall, upon applying at the Office of any Fitter, Vender, or Agent from whence the Ship is intended to load, within One Hour after the Office shall be open, and on delivering at such Office the said Ticket from the Night Office, have a Preference in the Turn, under such Restrictions as aforesaid, according to the Priority of his or their Application at the Night Office; and all such Tickets of the Night Office shall be filed in the Office of the Fitter, Vender, or Agent at which the same shall be presented and delivered, and all Persons applying at such Office shall have access thereto to examine the same; and the Sum of One

A Night Office to be appointed.

One Penny for every Keel of Coals put on board every Ship or Vessel loading Coals upon the River *Tyne* shall be paid by the Owner or Master to the Fitter, Vender, or Agent with whom he shall load on clearing his Ship, which Sum shall be paid over by the Fitter, Vender, or Agent, into the Hands of the Person to be appointed Treasurer by the said Commissioners, or any Five or more of them, in the Manner herein-before directed, once in every Month at least, on Demand made thereof at the Office of such Fitter, Vender, or Agent, between the Hours of Ten and Two of the Clock on any Day (*Sundays* excepted), and shall be applied in the Manner hereafter mentioned.

Justices may settle the Rate of Keel Money.

XIII. Provided always, and be it further enacted, That it shall be lawful for the Justices of the Peace and Magistrates assembled at any General Quarter Sessions of the Peace to be held in and for the Town and County of the Town of *Newcastle-upon-Tyne*, upon Application being made to them for this Purpose by the said Commissioners, or any Five or more of them, to make an Order that any Sum not exceeding Two-pence shall be paid for every Keel of Coals, in lieu and in stead of the Sum of one Penny *per* Keel, to be paid and applied in like Manner as the said Sum of One Penny; and from and after the making of any such Order, the Sum so ordered shall be demandable and paid as if the same had been inserted in this Act, instead of the said Sum of One Penny; and every Fitter, Vender, or Agent shall deliver to the Treasurer of the Night Office, on being required so to do by the said Treasurer, a monthly List of the Monies collected by him on account of the Payments of One Penny or Two-pence *per* Keel, under this Act; and the Monies so to be paid shall be recoverable by Summons and Distress, on the Information of the Treasurer, before any Two Justices of the Peace for the Place in which the Office of the Fitter, Vender, or Agent shall be situate, or where the Fitter, Vender, or Agent shall reside.

For borrowing Money on Security of Keel Money.

XIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or any Five or more of them, at any Meeting to be held in the Manner herein-before directed, to borrow and take up at Interest, upon the Credit of the Monies to arise from the Keel Money herein-before directed to be raised and paid, in such Manner as they shall think proper, such Sum or Sums of Money as they or any Five or more of them shall think fit, for the Purpose of paying the Costs, Charges, and Expences of obtaining this Act; and they or any Five or more of them are hereby empowered from Time to Time, by any Writing or Writings under their Hands and Seals, to demise or mortgage the said Monies or any Part thereof during the Continuance of this Act (the Charges of such Mortgages to be paid out of such Monies), as a Security or Securities to such Person or Persons who shall advance such Sum or Sums of Money, their respective Executors, Administrators, and Assigns, for the Money so to be advanced for the Purposes aforesaid, with Interest for the same; which Writing or Writings may be made in the Form following, or n any other Words to the like Effect; (that is to say),

'BY virtue of an Act made in the Fifth Year of the Reign of His present Majesty King *George* the Fourth, intituled [*here set forth the Title of the Act*], we whose Names are hereto subscribed and Seals affixed, being Five of the Commissioners for putting the said

'said Act into Execution, in consideration of the Sum of
' in Hand advanced and paid by *A. B.*
'of to us do hereby grant, bargain,
'sell, and demise unto the said *A. B.*, his Executors, Administrators,
'and Assigns, such Proportions of the Monies to be raised and paid
'under or by virtue of the said Act as the said Sum of
' doth or shall bear to the whole Sum now or
'hereafter to become due and owing on the Security of such Monies,
'to be had and holden from the Day of the Date hereof, for and
'during the Continuance of the said Act, unless the said Sum of
' with Interest after the Rate of
'*per Centum per Annum*, shall be sooner repaid and satisfied. Given
'under our respective Hands and Seals, this Day of
' in the Year of our Lord .'

Mortgages to be entered.

And Copies of all such Mortgages shall be entered in a Book or Books to be kept for that Purpose by the Clerk or Clerks to the Commissioners, and which said Book or Books shall and may at all seasonable Times be perused and inspected without Fee or Reward; but no Money shall be borrowed upon the said Security, after the First Meeting to be held in pursuance of this Act, unless Notice for that Purpose be inserted in one or more of the Newspapers published at *Newcastle-upon-Tyne* at least Ten Days before the borrowing thereof; and it shall be lawful for all Persons respectively to whom any Mortgage shall be made as aforesaid, or who shall from Time to Time be entitled to the Money thereby secured, to assign and transfer his, her, or their Right, Title, and Interest in or to such Mortgage, and the Principal Money and Interest thereby secured, to any other Person or Persons whomsoever; which Assignment or Transfer may be made in the following Words, or Words to the like Effect, to be indorsed on such Mortgage Security, or to be thereunder written or thereunto annexed, and signed in the Presence of and attested by one or more credible Witness or Witnesses; (that is to say),

Notice to be given of borrowing Money.

'I the within named *A. B.* [*or C. D.* Assignee, Executor, or Administrator of the within named *A. B.*, *as the Case may happen*] do
'hereby assign and transfer this Mortgage Security, with all my Right
'and Title to the Principal Money thereby secured, and all Interest
'now due and hereafter to grow due upon the same, unto
' of , his Executors, Administrators, and Assigns. Dated this Day of
'in the Year of our Lord .
' Witness to the signing hereof, .'

Which Transfer shall be produced and notified to the said Clerk within Three Calendar Months next after the Day of the Date thereof, who shall enter the same in the said Book or Books, for which Entry the said Clerk shall be paid the Sum of Five Shillings and no more; and such Transfer shall then entitle such Assignee, his Executors, Administrators, and Assigns, to the full Benefit of such Security, and every such Assignee may in like Manner assign and transfer the same, and so *toties quoties*; and it shall not be in the Power of any Person or Persons (except the Person or Persons to whom the same shall be last transferred, his, her, or their respective Executors or Administrators),

trators), to release, discharge, or make void the original Mortgage Security, or the Monies due thereon or any Part thereof; and all Persons to whom any Mortgage or Transfer shall be made as aforesaid, shall, in proportion to the Sum or Sums of Money thereby secured, be Creditors on the said Monies mentioned and particularized in such Mortgages or Transfers, in equal Degree one with another, and shall have no Preference in respect of the Priority of advancing their Monies, or of the Dates of their respective Securities; and that whenever the said Commissioners shall be enabled to pay off any of the Money which shall be subscribed or borrowed as aforesaid, they shall ascertain the Securities to be first paid off by Ballot, in such Manner as they or any Five or more of them shall think proper.

Clerk of the Night Office to make out a List of Ships entered in Night Office.

XV. And be it further enacted, That the Clerk of the Night Office shall every Morning make out and send a correct List, signed by him, of all Ships entered at the Night Office, in the Order in which they arrived, to the Exchange at *Newcastle*, by Nine of the Clock in the Morning, to be there filed for the Inspection of all Persons desirous of examining the same.

Mode of appointing Night Office.

XVI. And be it further enacted, That the Place at which such Office shall be established shall be chosen and fixed, and the Person or Persons to attend therein appointed, and from Time to Time removed and others appointed, and Rules and Regulations for the Application of such Sums so to be paid to him or them as aforesaid shall be made, and from Time to Time altered and amended by the said Commissioners, or any Five or more of them, and such Commissioners, or any Five or more of them, shall be a sufficient Number for transacting all such Business as aforesaid, and making such Rules and Regulations as aforesaid, relative to such Night Office; provided always, that such Rules and Regulations shall not be inconsistent with or contrary to the Provisions of this Act, or the Laws of that Part of the United Kingdom called *England*; and Copies of such Rules and Regulations shall be painted on Boards, and affixed in some conspicuous Parts within the Night Office, to be appointed as aforesaid; and such Boards shall from Time to Time be renewed when worn out, defaced, or obliterated.

Any Ship entered on Spout List taking in Two-thirds at the Spout, to be loaded in preference to all Ships on Keel List.

XVII. And be it further enacted, That when any Ship or Vessel entered upon any Spout List shall be at the Turn for Loading, and shall take on board Two full Third Parts of its Cargo at the Spout, such Ship or Vessel shall be allowed to complete its Loading by Keels, in Preference to all other Ships or Vessels that may have been entered on the Keel List of the same Office; but if more than One Third Part shall be required to complete the Loading, then such Ship or Vessel shall wait the Turn with the Ships or Vessels entered upon the Keel Lists, such Turn to be ascertained by the Time of the first Application made on Behalf of such Ship or Vessel at the Office of the Fitter, Vender, or Agent as aforesaid.

Owners or Masters of Ships shall be compelled to

XVIII. And be it further enacted, That every Owner or Master who shall have entered any Ship or Vessel in any such List as aforesaid, or be entitled to a Loading of Coals from any Fitter, Vender, or

Agent aforesaid, shall load such Ship or Vessel with the Fitter, Vender, or Agent, in whose Office such Ship or Vessel shall have been entered, or such Loading applied for as aforesaid; and every such Owner as aforesaid who shall make Default therein and not load according to his Entry, or shall load with any other Fitter, Vender, or Agent (except in such Cases as are in this Act specified), shall forfeit and pay to such Fitter, Vender, or Agent, the Sum of One hundred Pounds: Provided always, that any Deposit which has been paid shall go in Part Payment of such Penalty as aforesaid.

load at the Office where entered.

XIX. Provided, also, and be it further enacted, That if any Owner, or the Agent of such Owner, or Master, shall be desirous of altering the Sort of Coals (such Coals being loaded for Exportation only), it shall be lawful for such Owner, Agent, or Master notwithstanding so to do; and if any Owner, or Agent of any Owner, or Master, shall after the executing of any Charter Party of Affreightment for any Foreign Voyage of any Ship or Vessel entered in the Office of any Fitter, Vender, or Agent as aforesaid, if the same Charter Party shall be executed before Two of the Clock of the Afternoon, give Notice thereof and of the Date thereof, and (if required by the Fitter, Vender, or Agent), produce the same during that Day to the Fitter, Vender, or Agent in whose Office such Ship or Vessel shall have been entered, and if the same Charter Party shall be executed after Two of the Clock of the Afternoon, give Notice in like Manner before the Noon of the following Day, the Deposit (if any shall have been paid) shall thereupon be returned by such Fitter, Vender, or Agent, to such Owner, or Agent, or Master, or any Person demanding the same on Behalf of such Owner of such Ship or Vessel, and such Ship or Vessel shall be immediately erased from the List of such Fitter, Vender, or Agent as aforesaid.

Power for Owners or Masters of Ships to alter Coals for Exportation only.

XX. Provided always, and be it further enacted, That if any Accident shall happen to any Colliery, by which the Loading of any Ship or Vessel shall be delayed, the Fitter, Vender, or Agent having the vending or loading of the Coals of such Colliery, shall, within Twenty-four Hours after receiving Intelligence of such Accident, give Notice in Writing to the Master, or some Owner or Owners of the Ship then entitled to the Turn, or his, her, or their Agent, of the same Accident, and shall also attach a general Notice of such Accident to the List so to be kept in his Office as aforesaid, upon pain of forfeiting and paying One hundred Pounds for neglecting to give or attach such Notice as aforesaid; and thereupon the Master, Mate, Owner or Owners of the Ship which may have been entered, and be then entitled to the Turn of those Coals, or his, her, or their Agent, shall be at liberty to take off his or her Vessel from the List within Twenty-four Hours after the Delivery of such Notice, but not afterwards; and the Deposit (if any shall have been paid) shall thereupon be returned to the Master, or some Owner or Owners, or Agent of such Master or Owner.

If Accidents happen to Collieries, the Fitter shall give Notice thereof to the Ship next in Turn, &c.

XXI. Provided also, and be it further enacted, That if any Ship or Vessel shall be wrecked or abandoned within the Limits aforesaid, after the same shall have been entered for a Turn of Coals, the Master,

If a Ship shall be wrecked after being entered for a

Turn, Notice to be sent by the Owner, &c.

Master, Mate, or Owner, or his, her, or their Agent shall within Forty-eight Hours after such Wreck or Abandonment shall happen, send a Notice in Writing of the Loss to the Office of the Fitter, Vender, or Agent where the Ship or Vessel shall have been entered, and the same shall be thereupon erased from the List, and the Owners or Owner of every such Ship or Vessel in respect of which such Notice shall not be given as aforesaid, shall forfeit and pay Twenty Pounds: Provided always, that any Deposit which shall have been made shall go as Part or in Payment of such Penalty.

If a Ship receives Injury after being laden, the Owner may contract with another Owner, &c. to take the Coals out.

XXII. Provided also, and be it further enacted, That when any Ship or Vessel shall receive any Injury after being laden in whole or in part, so as to require the Cargo to be taken out, it shall be lawful for the Master, Owners or Owner, or his, her, or their Agent, to contract with the Master, Owners or Owner, or his, her, or their Agent, of any Ship which may be entered on the same, or on any other List, to take the Coals on board from the Ship so injured; but in any such Case the Master, Owners or Owner of such Ship or Vessel shall be, continue, and remain accountable to the Fitter, Vender, or Agent in whose Office such Ship or Vessel was entered (if required by such Fitter, Vender, or Agent) for the Amount of the Value of the Cargo, and if any Deposit shall have been paid, the same may be retained in Part Discharge of such Value; and if the Ship or Vessel so taking the Cargo on board from such injured Ship or Vessel as last-mentioned shall require more Coals to complete the Loading, the Fitter, Vender, or Agent, in whose Office the injured Ship shall have been entered, shall complete the Loading of the Ship so taking the Cargo as aforesaid, in Preference to all others on the same List, notwithstanding such Ship shall not originally have been entered in the List of such Fitter, Vender, or Agent; and if the Ship or Vessel taking such Coals on board from any injured Ship or Vessel shall have been entered on any List for a Turn of Coals at any other Office, the Master, Owners or Owner, or his, her, or their Agent shall, within Twenty-four Hours after receiving any Part of the Coals from such injured Ship or Vessel, give Notice in Writing at the Office of the Fitter, Vender, or Agent where the Ship or Vessel taking on board the Cargo shall have been entered, and thereupon such last-mentioned Ship shall be immediately erased from the List, and the Deposit (if any shall have been made) shall be returned to the Master, Owners or Owner of such last-mentioned Ship, or his, her, or their Agent.

If the Ship requires more Coals to complete the Loading, how to be supplied.

If Ships not ready when at their Turn, the Fitter, &c. may load the next on the List.

XXIII. And be it further enacted, That if any Ship or Vessel entered on any List for a Loading under the Provisions of this Act, shall not be ready to take the Coals when entitled thereto by the Provisions of this Act, it shall be lawful for the Fitter, Vender, or Agent in whose List such Ship or Vessel shall be entered, to begin to load the Ship or Vessel next in Turn; and if such last-mentioned Ship or Vessel shall have taken in One Third Part of its Cargo before the Ship or Vessel so first entitled to the Turn shall be in readiness to receive Coals, the Fitter, Vender, or Agent shall complete the Loading of the Ship or Vessel so having One Third Part of its Cargo, in preference to the Ship or Vessel so previously entered, or any other Ship or Vessel previously entered upon the List; and the Ship or Vessel so having

having lost the Preference, shall be entitled to load next after the Ship or Vessel which shall be loading at the Time of the Ship or Vessel first entered being ready to load.

If Ships entered on Spout Lists shall not be ready, the Fitter, &c. may load the next in Turn, &c.

XXIV. Provided always, and be it further enacted, That in case any Ship or Vessel upon any Spout List shall not be ready to take the Coals when entitled thereto by the Provisions of this Act, it shall be lawful for the Fitter, Vender, or Agent, upon whose Spout List such Ship or Vessel shall be entered, to begin to load the Ship or Vessel next in Turn upon such Spout List, and if such last-mentioned Ship shall have taken in any Part of its Cargo before the Ship so first entitled to the Turn shall be in readiness to receive Coals, then the Fitter, Vender, or Agent shall fully complete the Loading of the Ship or Vessel so having taken in Part of its Cargo, in preference to the Ship or Vessel which was so previously entered and entitled to such Turn as aforesaid.

Ships prevented from receiving Coals by Frost, &c. to be at Liberty to be taken off the List.

XXV. And be it further enacted, That if any Ship or Vessel shall, after the same shall have been entered, and be entitled to a Turn of Coals, and ready to receive the same, by the Provisions of this Act, be prevented from receiving any Part of the Cargo, either by Frost or any other unavoidable Accident, that then and in such Case the Owner, Master, or Agent of the Owner of such Ship or Vessel, shall be at liberty to take off his or her Ship or Vessel from the List, within Twenty-four Hours after he or she shall receive Intelligence of the Detention of the Coals, and the Deposit (if any shall have been paid) shall be thereupon returned to such Owner, Master, or Agent; and if such Ship or Vessel shall have received any Part of its Cargo previous to its Detention, it shall be lawful for the Owner or Master, or the Agent of such Owner, on Payment to the Fitter, Vender, or Agent of the Amount of the Value of the Coals which shall have been put on board such Ship, with the Expences attending the same, to complete the Loading of such Ship or Vessel at the Office of any other Fitter, Vender, or Agent.

Power for Fitter, &c. to send Shifting Keels to Two Ships, not exceeding Four Keels for each Ship.

XXVI. Provided always, and be it further enacted, That it shall and may be lawful for any Fitter, Vender, or Agent, whilst any Ship in Turn is actually loading, to send to any other Two Ships (but not more) for loading such Coals, any Number of Keels, not exceeding Four Keels for each Ship or Vessel, as Shifting Keels for preparing such Ship or Vessel for taking in a Cargo, so as such Ships so actually loading shall not otherwise than is herein-before provided be delayed or interfered with in receiving the full Cargo.

Owners, &c. to give Forty-eight Hours Notice to Office where entered, previous to going in and coming out of Dock.

XXVII. And be it further enacted, That previous to any Ship or Vessel going into Dock for repair, the Master, Owners or Owner thereof, or his or their Agent, shall give Forty-eight Hours Notice in Writing, at the Office of the Fitter, Vender, or Agent where such Ship shall have been entered for a Turn of Coals, of her going into Dock, and shall also give Seven Days Notice in Writing at the least, previous to the Ship coming out of the Dock; but if the Ship is likely to be detained a longer Time, then to give a further Notice of Seven Days, so as full Seven Days Notice shall be given previous to such Ship

coming out of Dock, or in default thereof shall forfeit the Turn to which such Ship shall be then entitled.

Notice to be given of a Ship's being laid up.

XXVIII. And be it further enacted, That previous to any Ship or Vessel being laid up in the Winter, the Master, Owners or Owner thereof, or his or their Agent, shall give Forty-eight Hours Notice in Writing at the Office of the Fitter, Vender, or Agent where such Ship shall have been entered for a Turn of Coals, of his or their Intention to lay up the same Ship, and shall also give Seven Days Notice at the least previous to commencing to fit out such Ship; but if the Ship is likely to be laid up for a longer Period, then such Master, Owner or Owners shall give a further Notice of Seven Days at the least, so as that full Seven Days Notice shall be given previous to any such Ship being ready to receive her Cargo, or in default thereof shall forfeit the Turn to which such Ship shall be entitled.

Penalty for false Representation to obtain Turns.

XXIX. And be it further enacted, That every Person who shall make a false Representation in order to obtain a Turn for Coals; and every Fitter, Vender, or Agent, Master, Mate, or Owner, and other Person who shall be privy to and aiding or in any Manner assisting in such Deceit, and every Person who shall wilfully and fraudulently alter the Number or Date of any Night Office Ticket to be granted as aforesaid, with Intent thereby to obtain a Turn for Coals, or shall be privy to, and aiding or in any Manner assisting in such Alteration, shall forfeit and pay for every such Offence any Sum not exceeding the Sum of Thirty Pounds, one Moiety whereof shall go to the Person who shall inform and prosecute for the same, and the other Moiety thereof to the Treasurer for the Time being of the Infirmary at *Newcastle* aforesaid, to be applied for the Purposes of that Institution.

For Recovery of Penalties.

XXX. And be it further enacted, That all Complaints and Informations of and for Offences against this Act, or any Rule, Order, or Bye Law, to be made in pursuance thereof, except in Cases where the Manner of hearing and determining thereof is herein-before otherwise directed, shall and may be made before one or more Justice or Justices of the Peace for the Town and County of *Newcastle-upon-Tyne*, or for the Counties of *Northumberland* or *Durham*, and such Justice or Justices is and are hereby authorized and empowered to take Cognizance thereof, and to summon the Person or Persons complained of to appear before him or them, or upon Complaint upon Oath to issue his or their Warrant or Warrants for the Apprehension of any such Person or Persons, and upon appearing or not appearing of such Person or Persons pursuant to such Summons, or upon such Person or Persons being apprehended with such Warrant, to hear the Matter of every such Complaint and Information by Examination of any Witness or Witnesses upon Oath, and to make such Determination thereon as such Justice or Justices shall think proper; and upon Conviction of any Person, such Justice or Justices shall and may issue a Warrant under his or their Hand and Seal or Hands and Seals, for levying the Fine, Penalty, or Forfeiture, by virtue of this Act or of any Bye Law made in pursuance thereof, imposed for such Offence, by Distress and Sale of the Goods and Chattels of the Person so convicted, and it shall and may be lawful for any such Justice or Justices to order any Per-

son so convicted to be detained and kept in the Custody of any Constable or other Peace Officer, until it can be ascertained whether such Person hath any Goods and Chattels whereon such Fine, Penalty, or Forfeiture can be levied; and in case sufficient Goods or Chattels of any Person liable to pay any such Fine, Penalty, or Forfeiture, cannot be found whereon to make such Distress, and such Fine, Penalty, or Forfeiture shall not be forthwith paid, or in case it shall appear to the Satisfaction of such Justice, either by the Confession of the Offender or Offenders, or otherwise, that the Offender or Offenders hath or have not sufficient Goods and Chattels whereon such Penalties, Forfeitures, Fines, Costs, and Charges may be levied, were a Warrant of Distress issued, such Justice shall not be required to issue such Warrant of Distress, and thereupon it shall be lawful for such Justice or Justices, and he or they is and are hereby authorized and required, by Warrant under his or their Hand and Seal or Hands and Seals, to commit such Offender to the Common Gaol or House of Correction for any Term not exceeding Three Calendar Months, unless such Penalty or Forfeiture, and all reasonable Charges attending the Recovery thereof, shall be sooner paid and satisfied; and all such Fines, Penalties, and Forfeitures, when recovered, shall, where the Application is not otherwise directed by this Act, be paid into the Hands of the Treasurer or Treasurers of the said Commissioners for the Purposes of this Act, and the Overplus (if any) arising from such Distress and Sale, after Payment of the Penalty, and the Costs and Charges attending the same, shall be returned upon Demand to the Owner of the Goods and Chattels so distrained.

For compelling Witnesses to attend.

XXXI. And be it further enacted, That if any Person or Persons who shall be summoned as a Witness or Witnesses to attend and give Evidence before any Justice of the Peace, touching any Matter of Fact contained in the Information or Complaint for any Offence committed against this Act, either on the Part of the Prosecutor or the Person or Persons accused, shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, having been paid or tendered a reasonable Sum for his, her, or their Costs and Charges, (without a reasonable Excuse for his, her, or their Refusal or Neglect), or appearing, shall refuse to be examined upon Oath, (or in case of a Quaker or Quakers, on solemn Affirmation), and to give Evidence before such Justice of the Peace, then and in either of the said Cases, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, to be recovered in like Manner as any Penalty imposed by this Act may be recovered.

XXXII. And, for the more easy Conviction of Offenders, be it further enacted, That the Justices of the Peace or Magistrates before whom any Person or Persons shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up in the following Form of Words, or in other Words to the same Effect; *videlicet*,

Form of Conviction.

‘ } BE it remembered, That on the Day of
‘ to wit. } in the Year of the Reign
‘ of His Majesty , *A. B.* is [*or* are] convicted
‘ before

'before of His Majesty's Justices of the Peace, by virtue 'of an Act passed in the Fifth Year of the Reign of His Majesty 'King *George* the Fourth, intituled [*here insert the Title of this Act, specifying the Offence, and the Time and Place when and where the same was committed, as the Case shall be*], contrary to the said Act; 'for which Offence we adjudge the said to have 'forfeited the Sum of . Given under our '[*or* my] Hands and Seals [*or* Hand and Seal], the Day and Year 'above written.' .'

Allowing an Appeal to the Quarter Sessions.

XXXIII. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Conviction in pursuance of this Act, such Person or Persons shall and may appeal to the Justices of the Peace or Magistrates assembled at any General or Quarter Sessions of the Peace within the County, or Town and County in which the Cause of Appeal shall have arisen, within Four Months next after the Cause of Complaint shall have arisen, such Appellant first giving or causing to be given Seven Days Notice at least, in Writing, of his or her Intention to bring such Appeal, and of the Matter thereof, to the Justices of the Peace before whom such Person or Persons shall have been convicted, and to the Person or Persons who is or are intended to be affected by such Appeal, and within Three Days after such Notice entering into a Recognizance before some Justice of the Peace, with Two sufficient Sureties conditioned to try such Appeal, and to abide by such Order as shall be made, and to pay such Costs as shall be awarded by such Justices at such Quarter Sessions; and the said Justices at such Quarter Sessions, or at some Adjournment thereof, shall and may summon the Witnesses on both Sides to come before them, and upon due Proof of Notice having been given, and of the entering into Recognizance in Manner herein-before mentioned, shall hear and finally determine the Causes and Matters of every such Appeal in a summary Way, and shall award such Restitution, Damages, and Costs to the Party or Parties appealing or appealed against, not exceeding the Amount of the Penalty, Charges, and Expences which shall have been actually recovered and received by any Person or Persons in pursuance of this Act, together with the reasonable Costs, Charges, and Expences of prosecuting or defending such Appeal, as the said Justices shall think proper; and the Determination of the said Justices at such Sessions, or Adjournment thereof, shall be final, binding, and conclusive.

Orders not to be quashed or vacated for Want of Form.

XXXIV. Provided also, and be it further enacted, That no Order or other Proceeding to be had or made before any Justices of the Peace, or any of them, in relation to the Premises aforesaid, shall be quashed or vacated for Want of Form only; and where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers on account of any Defect or Want of Form in the Summons, Conviction, or Warrant of Distress, or other Proceedings relative thereto; nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall be afterwards done by the Party or Parties distraining, but

but the Person or Persons aggrieved by such Irregularity shall and may recover Special Damages in an Action on the Case.

This Act not to extend to Ships in His Majesty's Service, &c.

XXXV. Provided always, and be it further enacted, That none of the Provisoes of this Act shall apply or be put in force as to any Coals taken in for Dunnage in any Ships or Vessels carrying Stores for His Majesty's Navy, nor to any Ships or Vessels in which the Coals taken on board thereof do not exceed One Third Part of the whole Cargo of any such Ship or Vessel, nor to any coasting Vessel not exceeding the Burthen of Six Keels, so far as respects the Turns of such Vessels, but all such Vessels shall nevertheless be liable to pay the said Duty of One Penny and Two-pence herein-before directed to be paid.

Copies of Fitters Lists, &c. to be taken in Evidence.

XXXVI. And be it further enacted, That Copies of the Fitters List, and of the Register of the Night Office, or of any Parts of Entries in such Lists or Registers, may be produced and read in Evidence in any Action or Conviction under this Statute, or other Suit or Actions, in Proof of any Entries in such List and Register, or of any Matter or Thing in which the original List or Register would be admissible as Evidence.

Application of Penalties.

XXXVII. And be it further enacted, That the Penalties and Forfeitures incurred by any Fitters, Venders, or Agents, or Keepers of the Night Office under this Act, unless otherwise directed, shall go and be applied, one Moiety thereof to the Informer, and the other Moiety in aid of the Expences of maintaining the said Night Office, and paying the Persons attending the same, and in defraying all incidental Expences relating thereto; and all Penalties and Forfeitures incurred by any Owners and Masters of Ships under this Act shall go and be applied, one Moiety to the Informer, and the other Moiety to the Muster Roll of the said Port of *Newcastle*.

How Penalties shall be recovered.

XXXVIII. And be it further enacted, That all Penalties and Forfeitures incurred or inflicted by this Act, exceeding the Sum of Thirty Pounds, shall and may be prosecuted and recovered by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Privilege, Wager of Law, or more than One Imparlance shall be allowed.

Proceedings to be within Three Months.

XXXIX. Provided always, and be it further enacted, That no Person or Persons shall be subject or liable to the Payment of any of the Penalties or Forfeitures inflicted by virtue of this Act, for any Offence or Offences against this Act, unless some Proceeding shall be had according to the Directions of this Act respecting such Offence or Offences, within Three Months next after the Offence committed.

Expences of Act, and Application of Money.

XL. And be it further enacted, That all the Monies which shall be collected under this Act, shall be applied first in Payment of the Expences of the Night Office, and other Expences of carrying this Act into Effect, and then in the Discharge of the Expences of obtaining this present Act; and any Surplus which shall remain shall be vested in the Purchase of Three Pounds *per Centum* Consolidated Bank Annuities,

nuities, in the Names of Three or more of the said Commissioners, and accumulate as a Fund for the Expence of future Renewals of this Act.

Public Act. XLI. 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.

Continuance of Act. XLII. And be it further enacted, That this Act shall continue in force for the Period of Twenty-one Years.

The SCHEDULE to which this Act refers.

I being the Master, or Person having the Command of the Ship or Vessel called the [*here insert the Ship's Name*], of the Port of [*here insert the Name of the Port where the Ship is registered*], do certify, That the said Ship or Vessel, at the Time of my signing this Certificate, is actually and *bonâ fide* within Two Miles of *Tynemouth Bar*, being the Limits mentioned and prescribed in and by an Act of Parliament made and passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act* [*here insert the Title of this Act*].

Witness my Hand this Day of

Signed in my Presence.

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