CHAPTER xcvii.

An Act to confirm certain Provisional Orders made by the Board of Trade under The General Pier and Harbour Act, 1861, relating to Barremman (Gareloch), Brixham, Hornsea (North), Hornsea (South), Lynmouth, Rosslare, Ryde, and Towyn. [12th July 1877.]

A.D. 1877.

WHEREAS a Provisional Order made by the Board of Trade under The General Pier and Harbour Act, 1861, is not of any validity or force whatever until the confirmation thereof by Act of Parliament: 24 & 25 Vict. c. 45.

And whereas it is expedient that the several Provisional Orders made by the Board of Trade under the said Act, and set out in the schedule to this Act, be confirmed by Act of Parliament:

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

Confirmation of Orders in schedule.

1. The several Orders set out in the schedule to this Act shall be and the same are hereby confirmed, and all the provisions thereof in manner and form as they are set out in the said schedule shall, from and after the passing of this Act, have full validity and force.

Short title.

2. This Act may be cited as the Pier and Harbour Orders Confirmation Act, 1877 (No. 1).

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The SCHEDULE of ORDERS.

1. Barremman (Gareloch).—Construction of pier.
2. Brixham.—Amendment of former Order.
3. Hornsea (North).—Construction of pier.
4. Hornsea (South).—Construction of pier.
5. Lynmouth.—Construction of pier.
6. Rosslare.—Completion of works authorised by former Order.
7. Ryde.—Amendment of special Acts.
8. Towyn.—Construction of pier.

Barremman (Gareloch).

BARREMMAN (GARELOCH).

Order for the Construction, Maintenance, and Regulation of a Pier at Barremman on the Gareloch, in the Parish of Roseneath and County of Dumbarton.

Undertakers.

1. Robert Thom, Esquire, of Barremman, in the county of Dumbarton, his heirs, assignees, and successors, shall be the undertakers for carrying this Order into execution.

Limits of pier.

2. The limits within which the undertakers shall have authority, and which shall be deemed the limits to which this Order and the power to levy rates extends, shall comprise the works by this Order authorised, and the whole lands, accesses, works, and conveniences connected therewith.

Power to construct works.

3. Subject to the provisions of this Order, and subject also to such alterations, if any, in the plan and section deposited with reference to this Order as the Board of Trade require from time to time before the completion of the works, in order to prevent injury to navigation, the undertakers may, in the lines and situation, and according to the levels shown on the deposited plan and section, so far as the same are shown thereon, and within the limits of deviation shown on the plan, make and maintain the pier, accesses, and works authorised by this Order.

Description of works.

4. The works authorised by this Order are,—

A pier, commencing at a point on the north-east side of the public road leading from Clynder to Garelochhead, 28 yards or thereby north of the junction of the centre line of a road leading past Campbell's Villa with the centre of the aforesaid public road, and extending in a north-easterly direction

into the sea 101 yards or thereabout, and there terminating, together with all necessary works, accesses, and conveniences in connexion with the said pier. *Barremman (Gareloch).*

5. The undertakers may dredge, scour, deepen, widen, enlarge, improve, and maintain the entrances and channels of the said pier; provided that works authorised by this section below high-water mark shall not be commenced without the assent of the Board of Trade having been first obtained in writing. Power to maintain and improve pier.

6. Every person who wilfully obstructs any person acting under the authority of the undertakers in setting out the lines of the works by this Order authorised, or who pulls up or removes any poles or stakes driven into the ground for the purpose of setting out the lines of the said works, or defaces or destroys the said works or any part thereof, shall for every such offence be liable to a penalty not exceeding five pounds. Penalty for obstructing works.

7. The undertakers may demand and receive such rates or other consideration as they think reasonable for the use of any warehouses, sheds, buildings, weighing machines, cranes, works, and conveniences belonging to the undertakers, for the use of which rates are not specially fixed in the schedule to this Order. Rates for warehouses, &c.

8. When a certificate has been obtained from the Board of Trade that all consents and approvals on the part of the Board of Trade required under this Order, or otherwise necessary to the due construction of the works authorised by this Order, have been given, the undertakers may, subject and according to the provisions of this Order, for the use of the pier and works, demand and receive in respect of vessels, boats, passengers, animals, goods, matters, and things described in the schedule to this Order any sum not exceeding the several rates specified in the same schedule. Power to take rates according to schedule in Order.

9. If at any time, and from time to time, the clear annual income derived from the pier and works and conveniences, on the average of the then three last preceding years, after payment of all expenses and outgoings other than payments of interest or principal in respect of money borrowed, shall exceed interest at the rate of ten pounds per centum per annum on the entire sum from time to time appearing to the Board of Trade to have been expended by the undertakers in executing works authorised by this Order, the Board of Trade may, if in their discretion they think fit, on application in writing from six or more of the owners of vessels or boats resorting to the pier, and after hearing the undertakers, reduce the rates leviable under this Order to such amounts as will be sufficient to provide the aforesaid interest at the rate of ten pounds per centum per annum, with power to the Board of Trade at any time, and from time to time, to raise them again to not exceeding the amounts specified in the schedule to this Order. Board of Trade may reduce rates.

10. The undertakers, within one month after sending to the sheriff clerk the copy of their annual account in abstract, shall send a copy of the same to the Board of Trade, and section 16 of the "General Pier and Harbour Act, 1861, Amendment Act," shall apply to and include any and every such account. If the undertakers refuse or neglect to comply with this provision they shall for every such refusal or neglect be liable to a penalty not exceeding twenty pounds. Annual account to be sent to Board of Trade.

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Barremman (Gareloch).

Certain fishing vessels under stress of weather exempt from rates.

11. Fishing vessels belonging to countries with which for the time being treaties exist exempting from dues and port charges such vessels when forced by stress of weather to seek shelter in the ports or on the coasts of the United Kingdom, shall, when forced by stress of weather to make use of the pier or works, and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

Exemption of Custom House officers from rates.

12. Officers of Customs, being in the execution of their duty, shall at all times have free ingress to, and passage and egress on, along, through, and out of the pier and works by land, and with their vessels and otherwise, without payment.

Rates may be leased.

13. The undertakers may from time to time lease the rates authorised by this Order for any period not exceeding ten years, on such terms and conditions as they think fit; and the lessee shall have and may exercise during the continuance of his lease the same powers of levying and receiving rates and dues as the undertakers have or might exercise under The Harbours, Docks, and Piers Clauses Act, 1847, and this Order, and shall be subject to all the same provisions as to accounts and otherwise to which the undertakers are made subject by this Order.

Power to make byelaws.

14. The undertakers may make byelaws for the regulation and control of vessels and boats within the limits of this Order, and for the regulation and control of the fishermen and others, and goods and traffic on the pier, approaches, and other works authorised by this Order to be constructed, but such byelaws shall not come into operation until the same have received the allowance and confirmation of the Board of Trade, which shall be sufficient for all purposes.

Application of receipts.

15. The rates received under this Order shall be applicable for the purposes and in the order following, and not otherwise:

1. In paying the costs of and in connexion with the preparation and making this Order.
2. In paying the expenses of the maintenance, repair, improvement, management, and regulation of the pier and works authorised by this Order.
3. The surplus revenue (if any) of the pier and works, after providing for the purposes aforesaid, shall belong to the undertakers for their own use.

Power to borrow money.

16. The undertakers may from time to time borrow and re-borrow at interest such sums as may be required for the purposes of this Order, not exceeding in the whole the sum of two thousand pounds, on security of the rates and works authorised by this Order, or they may accept and take from any bank or banking company credit for any amount not exceeding the said sum of two thousand pounds on a cash account to be opened and kept in the name of the undertakers according to the usage of bankers in Scotland; and the undertakers may grant bonds and assignations of the said rates and works in security of the repayment of the money so borrowed, or of the amount of such credit, or of the sums advanced from time to time on such cash account, with interest thereon respectively; and such bonds and assignations, and any transfers thereof, may be in the forms contained in Schedules (B.) and (C.) annexed to The Burgh Harbours (Scotland) Act, 1853, or to the like effect, and shall be recorded in

the division of the general register of sasines at Edinburgh applicable to the county of Dumbarton.

Application of money borrowed.

17. Every part of the money borrowed under this Order shall be applied only for the purposes authorised by this Order.

Payment of arrears of interest and principal may be enforced by appointment of a judicial factor.

18. If within two months after the interest of any bond and assignation granted by the undertakers has become due, or after the period prescribed for the payment of the principal sum in any such bond and assignation has expired, such interest or principal, as the case may be, shall not be paid, the holders of such bonds and assignations may, without prejudice to any rights, remedies, or security otherwise competent to or held by them, apply for the appointment of a judicial factor as herein-after provided.

Appointment of a judicial factor.

19. Every application for the appointment of a judicial factor under the provisions of this Order shall be made to the sheriff of the county of Dumbarton, and on any such application the said sheriff may, by order in writing, after hearing the parties, appoint some person as judicial factor to receive the whole or a competent part of the rates authorised by this Order, until the arrears of interest or of principal, as the case may be, then due on the outstanding bonds and assignations, with all costs, including the charges of receiving the said rates, be fully paid; and upon such appointment being made the rates shall be paid to and received by the judicial factor, and so soon as the full amount of interest or principal in arrear and costs has been so received the power of the judicial factor shall cease; and after payment of said costs the judicial factor shall distribute among all the holders of the said bonds and assignations to whom interest or principal shall be in arrear the rates and other moneys which shall have been received by him, having regard in such distribution to the priorities, if any, of such bonds and assignations.

Amount to authorise application for judicial factor.

20. The amount to authorise the application for appointment of a judicial factor shall be three hundred pounds in one or more bonds or assignations.

Portions of Harbours Clauses Act excepted.

21. Sections 16, 17, 18, and 19 of "The Harbours, Docks, and Piers Clauses Act, 1847," shall not be incorporated with this Order.

Vessels not to anchor within certain limits.

22. No vessel or boat shall, without the consent of the pier-master, anchor within a distance of 50 yards, measured in any direction, from any part below low-water mark of the works by this Order authorised to be constructed.

Vessels not to moor alongside pier without consent.

23. No vessel or boat except steam boats or pleasure boats embarking or disembarking passengers and their luggage shall be moored alongside the pier without the consent of the undertakers or their pier-master.

Meters and weighers.

24. The undertakers shall have the appointment of meters and weighers within the limits of this Order.

As to lights during construction of works.

25. Before commencing the works authorised by this Order, the undertakers shall apply to the Board of Trade for directions as to the lights to be exhibited, and shall in all respects obey any direction given upon such application, or afterwards from time to time given, as to lights, by the Board of Trade during the construction of the works, and compliance with the directions so given shall satisfy and be in place of every other statutory requirement as to lights during

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the construction of the works. If the undertakers refuse or neglect to observe any direction of the Board of Trade as to lights during the construction of the works they shall for each offence be liable to a penalty not exceeding ten pounds.

As to lights after completion of works.

26. After completion or permanent discontinuance or abandonment of the works authorised by this Order, the undertakers shall, at the outer extremity of the pier or the completed portion thereof, exhibit from sunset to sunrise such light or lights as shall from time to time be directed by the Commissioners of Northern Lighthouses, and shall apply to those commissioners for directions as to lighting, and the undertakers shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply.

Powers to cease in certain events.

27. In the following cases; (that is to say,)

1. If within two years from the date of the passing of the Act confirming this Order the works authorised by this Order should not be substantially commenced; or
2. If such works, after having been commenced, should be virtually suspended for twelve consecutive calendar months,

the powers by this Order given for executing such works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of such works as shall then be completed, unless the time for completion shall be extended by the special direction of the Board of Trade.

A certificate from the Board of Trade to the effect that the works have not been substantially commenced, or that they have been virtually suspended for twelve consecutive calendar months, shall, for the purposes of this Order, be conclusive evidence of the fact stated in such certificate.

Saving rights under "Crown Lands Act, 1866."

28. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by "The Crown Lands Act, 1866," nor shall any works under this Order be commenced within limits affected by any such rights, interests, powers, authorities, or privileges, without the consent of the Board of Trade having been first obtained.

Costs of Order.

29. All costs, charges, and expenses of and incident to the preparation and obtaining of this Order, or otherwise incurred in reference thereto, shall be paid by the undertakers.

Short title.

30. This Order may be cited as "The Barremman (Gareloch) Pier Order, 1877."

SCHEDULE to which the foregoing Order refers.

TABLE I.—RATES ON VESSELS USING THE PIER FOR SHIPPING, UNSHIPPING, OR TRANSHIPPING GOODS OR PASSENGERS.

		s.	d.
For each passenger landed or embarked	- - - -	0	1
,, ,,	under 14 years of age -	0	0½
For every vessel under fifteen tons register	- per register ton	0	2
For every vessel of fifteen tons register and upwards	per register ton	0	4

TABLE II.—RATES ON ANIMALS AND GOODS SHIPPED, UNSHIPPED, OR TRANSHIPPED UPON THE PIER.

Ale and beer of all kinds - - -	per 50 gallons	1	0
Bacon or hams - - - - -	per cwt.	0	3
Beef, mutton, or pork - - - -	per barrel bulk	0	3
Bone dust - - - - -	per ton of 40 bushels	1	0
Butter - - - - - -	per cwt.	0	3
Candles - - - - - -	per cwt.	0	2
Carriages:			
Chaises and other four-wheeled vehicles - -	each	1	0
Carts, gigs, and other two-wheeled vehicles - -	each	0	6
Casks, full or empty - - - - -	each	0	1
Cheese - - - - - -	per cwt.	0	2
Cattle:			
Bull, cow, or ox - - - - -	each	1	0
Calves - - - - - -	each	0	3
Horse or mule - - - - -	each	1	0
Lambs - - - - - -	per score	0	6
Sheep - - - - - -	per score	1	0
Swine - - - - - -	each	0	1
Coals and culm - - - - -	per ton	0	2
Corn:			
Barley, beans, buckwheat, flour, Indian corn, meal, oats, peas, rye, and tares - - - - -	per boll	0	1
Malt and wheat - - - - -	per boll	0	1
Earthenware - - - -	per barrel bulk	0	4
Fruit of all kinds - - - - -	per bushel	0	3
Glass - - - - - -	per barrel bulk	0	1
Groceries, viz.:—Coffee, confections, dried fruit, molasses, rice, snuff, soap, spices, sugar, tea, tobacco, &c. - -	per cwt.	0	4
Heavy goods not otherwise enumerated - -	per ton	0	6
Herrings - - - - - -	per barrel	0	2

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Household furniture:		*s.*	*d.*
1 cartload		1	0
1 barrowload		0	6
New	per barrel bulk	0	1
Belonging to parties changing their residence only, per 10 barrels bulk		0	6
Husbandry utensils	per barrel bulk	0	4
Iron, viz.:			
Bar, bolt, and rod; irongrates, stoves, rails, and other ironmongery	per cwt.	0	2
Old	per cwt.	0	1
Old or broken cast iron	per cwt.	0	$0\frac{1}{2}$
Kelp	per cwt.	0	1
Lead	per cwt.	0	2
Leather, dressed and tanned	per cwt.	0	6
Light goods not otherwise enumerated	per barrel bulk	0	1
Lime	per boll	0	1
Luggage, passengers, not exceeding 28 lbs., free.			
All above 28 lbs.	per barrel bulk	0	4
Manures, including guano, &c.	per ton	1	0
Potatoes	per ton	0	6
Peats	per 500	0	1
Poultry	each	0	1
Salt	per ton of 40 bushels	1	0
Seed, viz.:			
Canary	per barrel bulk	0	3
Clover	per bag of 3 cwt.	0	6
Flax and Rape	per barrel	0	$4\frac{1}{2}$
Do.	per hogshead	0	9
Garden seeds	per barrel bulk	0	6
Hemp seed	per barrel bulk	0	3
Rye grass	per quarter	0	3
Slates, viz.:			
Over size	per 1,000	3	0
Sizeable	per 1,000	2	0
Under size	per 1,000	1	0
Spirits	per 50 gallons	0	9
Stones:			
Freestone, granite, and pavement	per ton of 16 cubic feet	0	2
Limestones and other stones	per ton	0	1
Millstones	each	0	4
Scythe stones	per ton	0	6
Tar	per barrel	0	2
Tiles	per 1,000	1	0
Wood, of all kinds	per 1*l.* value	0	6
Wool	per cwt.	0	6

All returned empty boxes, barrels, bags, sacks, and pack sheets are exempted from due.

All goods not enumerated in the above schedule to be charged in proportion to other goods of similar bulk and value specified in the above schedule.

In charging the rates on goods the gross weight or measurement of all goods to be taken; and for any less weights, measures, and quantities than those above specified a proportion of the respective rates shall be charged.

Five cubic feet, not exceeding two and a half cwt., to be rated as a barrel bulk; but when the weight of five cubic feet is greater than two and a half cwt., then two and a half cwt. to be rated as a barrel bulk.

BRIXHAM.

Brixham.

Order for the Amendment of "The Brixham Harbour Order, 1875."

Short title.

1. This Order may be cited as "The Brixham Harbour Order, 1877," and this Order and "The Brixham Harbour Order, 1875," in this Order called the Order of 1875, (except such parts of the Order of 1875 or of the Acts incorporated therewith, or along with which the same is directed to be read, as are cancelled or repealed by this Order,) shall be read and construed together as one Act or Order, and the two Orders may be cited together as "The Brixham Harbour Orders, 1875 and 1877."

Exception of sections 16 to 19 inclusive of Harbours Act, 1847.

2. Sections 16 to 19 inclusive of "The Harbours, Docks, and Piers Clauses Act, 1847," shall not, from and after the passing of the Act confirming this Order, be incorporated with the Order of 1875, or this Order; and the Commissioners shall be relieved from observing or performing any of the requirements of those sections.

Repeal of Part I. of schedule to Order of 1875, and substitution of other rates.

3. On and after the 1st day of August 1877, Part I. (Rates on Ships) of the schedule to the Order of 1875 shall be and the same is hereby cancelled and repealed; and Part I. of the schedule to this Order shall, on and after that day, be and the same is hereby substituted in the schedule to the Order of 1875 in place of Part I. of that schedule cancelled by this Order; and the Order of 1875 shall on and after that day be read and have effect as if Part I. of the schedule to this Order had been contained in the Order of 1875 in place of Part I. of the schedule to that Order.

Power to levy additional rates.

4. On and after the 1st day of August 1877 the Commissioners may, for the use of the harbour and works, and in addition to the several rates specified in the schedule to the said Order of 1875 as hereby amended, demand and take in respect of the goods, wares, and merchandise described in Part II. of the schedule to this Order any sum not exceeding the rate in the last-mentioned schedule specified, and the Order of 1875 shall on and after that day be read and have effect as if Part II. of the schedule to this Order had been contained in and formed a portion of Part II. of the schedule to the Order of 1875.

Costs of Order.

5. All costs, charges, and expenses of or incidental to the preparation and obtaining of this Order, or otherwise incurred in relation thereto, shall be paid by the Commissioners.

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Brixham.

The SCHEDULE to which the foregoing Order refers.

I.—Rates on Ships.

	s.	*d.*
For the first time any vessel enters the harbour in any twelve months commencing on the first of September, per ton register - -	0	4
Each subsequent time within the twelve months, per ton register -	0	2
But no vessel to pay a greater sum during any twelve months than 1*s.* per ton register.		
For every vessel laid up unemployed within the harbour for any term exceeding one month, per ton register per month, after the first month, in addition to all other dues payable under this schedule -	0	1
But no vessel to pay during any twelve months annually more than 10*l.*, and any vessel having repairs executed to the amount of 10*l.* to be exempt from this toll for three months after entering the harbour.		
For every yacht, boat, or fishing boat not being a decked yacht, boat, or fishing boat, each time of entering the harbour—		
Five tons burden and upwards - - - - -	3	4
Under five tons and exceeding two tons - - - - -	2	0
Two tons burden and under - - - - -	1	0
But not more than three payments to be made in any twelve months.		
For every vessel laid up within the harbour, and employed as a store, per register ton per month, in addition to the yearly payment -	0	2
For every vessel putting into the harbour for orders or refuge only, each time per register ton - - - - -	0	3
For every vessel discharging or taking in ballast:—		
For discharging ballast, per ton of ballast discharged - -	0	4
For taking in ballast, per ton loaded - - - -	0	4
But if discharging ballast for the purpose of being overhauled or repaired, provided a notice in writing to that effect be given to the harbour-master before the discharge commences, only to pay on discharging, and not on taking in the same or any less quantity.		

II.—Additional Rate.

For all other goods, wares, and merchandise not in the schedule to the Brixham Harbour Order, 1875, particularly specified, shipped or landed on or within the said pier or harbour, according to the nature of such articles, any sum to be fixed by the Commissioners not exceeding per ton weight or measurement - - -	1	0

HORNSEA (NORTH).

Hornsea (North).

Order for the Construction, Maintenance, and Regulation of a Pier and Works at Hornsea, in the East Riding of the County of York.

The undertakers.

1. The Hornsea Pier Company (Limited), in this Order called "the Company," shall be the undertakers of the works authorised by this Order, and shall have and may exercise the powers, privileges, and authorities conferred by this Order.

Incorporation of Lands Clauses Acts.

2. "The Lands Clauses Consolidation Acts, 1845, 1860, and 1869," except so much thereof respectively as relate to the purchase and taking of lands otherwise than by agreement, are hereby incorporated with this Order.

Power to take specified lands by agreement.

3. For the purposes of the works authorised by this Order, the Company may from time to time, by agreement, enter on, take, and use all or any part of the lands shown on the deposited plans, as they may think requisite for the purposes of this Order.

Land for extraordinary purposes.

4. The Company may purchase and hold for extraordinary purposes any land not exceeding in the whole five acres.

Power to make works.

5. Subject to the provisions of this Order, and subject also to such alterations (if any) in the deposited plans and sections as the Board of Trade require from time to time before the completion of the works, in order to prevent injury to navigation, the Company may, on the lands taken by them under this Order, and in the lines and according to the levels and within the limits of deviation shown on the deposited plans and sections, make and maintain the works authorised by this Order.

Description of pier.

6. The works authorised by this Order comprise the following:—

A pier, jetty, and landing-place, with all proper works, tramways, approaches, and other conveniences connected therewith, for promenade, and for the embarking and landing of passengers, fish, cattle, goods, and merchandise, and for the safe keeping of boats and other purposes, commencing at or near the north-eastern extremity of an arable field in the township and parish of Hornsea, in the East Riding of the county of York, called Hodgson's Close, the property and in the occupation of Joseph Armytage Wade, Esquire, lying between the terminus of the Hull and Hornsea Railway at Hornsea and the sea in the parish of Hornsea in the East Riding of the county of York, and extending seaward in an easterly direction towards and below low-water mark a distance of 1,200 feet or thereabouts.

Power to take rates according to Schedule to this Order.

7. When a certificate has been obtained from the Board of Trade that all consents and approvals on the part of the Board of Trade, required under this Order or otherwise necessary to the due construction of the works authorised

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Hornsea (North).

by this Order, the Company may, subject and according to the provisions of this Order, for the use of the pier, jetty, and landing-place, and works connected therewith, demand and receive, in respect of the persons, vessels, fish, cattle, goods, and things described in the Schedule to this Order, any sums not exceeding the rates in that Schedule specified.

Power to erect toll-houses, shops, &c., and lease same, and tolls, &c.

8. The Company may erect upon or near to the pier and works or approaches toll-houses, shops, saloons, bazaars, and reading, refreshment, and other rooms, and may lease the same, or any of them, upon such terms and conditions, and for such period, not exceeding three years, to take effect in possession, as the Company think fit; and the Company may also lease the tolls, rates, and dues authorised to be taken by this Order, upon such terms and conditions as they think fit; and the lessee shall have and may exercise during the continuance of his lease all the same powers of levying and recovering tolls, rates, and dues as the Company may or might exercise under this Order, and shall be subject to the same provisions, as to accounts and otherwise, as the Company are subject to under this Order.

Board of Trade may reduce rates.

9. If at any time, and from time to time, the clear annual income derived from the pier and works on the average of the then three last preceding years, after payment of all expenses and outgoings other than payments of interest or principal in respect of money borrowed, shall exceed interest at the rate of ten pounds per cent. per annum on the entire sum from time to time appearing to the Board of Trade to have been expended by the Company in executing works authorised by this Order or otherwise in relation to the undertaking of the Company, the Board of Trade may, if in their discretion they think fit, reduce the rates leviable under this Order to such amounts as will be sufficient to provide the aforesaid interest at the rate of ten pounds per cent. per annum, and the rates shall thereupon be reduced accordingly, but with power to the Board of Trade at any time, and from time to time, to raise them again to not exceeding the amounts specified in the Schedule to this Order.

Company to send annual account to Board of Trade.

10. The Company, within one month after sending to the clerk of the peace for the county the copy of their annual account in abstract, shall send a copy of the same to the Board of Trade, and section 16 of The General Pier and Harbour Act, 1861, Amendment Act, shall apply to such account. If the Company refuse or neglect to comply with this provision, they shall for every such refusal or neglect be liable to a penalty not exceeding twenty pounds.

Certain fishing vessels under stress of weather exempt from rates.

11. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties and port charges such vessels when forced by stress of weather to seek shelter in the ports or on the coast of the United Kingdom, shall, when forced by stress of weather to make use of the pier and works authorised by this Order, and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

Company may contract with persons for the use of pier.

12. The Company may grant to passengers and promenaders, or others, pass tickets for the use of the pier and works, on such terms and conditions, and for such a period, not exceeding one year, as may be agreed on, but so that no preference be given to any person. A pass ticket shall not be transferable, and shall not be used by any person except the person for whom it is granted, or by

any person after the period limited for its use. If any person acts in any way in contravention of this provision, or uses or attempts to use any false or counterfeit ticket, he shall for every such offence be liable to a penalty not exceeding twenty shillings, to be recovered and applied as penalties are recoverable and applicable under The Harbours, Docks, and Piers Clauses Act, 1847, for all the purposes of which Act this Order shall be deemed the special Act.

Custom House officers exempt from rates.

13. Officers of Customs, being in the execution of their duty, shall at all times have free ingress, passage and egress to, on, along, and from the pier by land, and with their vessels, and otherwise, without payment.

Steam engines, diving bells, lighters, &c.

14. The Company may provide and use such steam engines, steam vessels, piling engines, diving bells, ballast lighters, rubbish lighters, barges, boats, cranes, buoys, mooring posts, mooring craft, dredging machines, weighing machines, tackle and other machinery, vessels, apparatus, and conveniences, as they think proper for carrying on the business of the Company, or for any of the purposes of this Order, and may demand and take such sums for the use thereof as they think reasonable.

Restrictions on use of pier.

15. Nothing in this Order shall entitle any person with any vessel or boat to ship or unship at the pier, jetty, or landing place authorised by this Order any sheep, cattle, or merchandise, or to ship or unship anything which, in the judgment of the Company, might in any manner interfere with the use of the pier, jetty, or landing place for recreation, or for the embarking or landing of passengers.

As to lights during construction of the works.

16. Before commencing the works authorised by this Order, the Company shall apply to the Board of Trade for directions as to the lights to be exhibited, and shall in all respects obey any direction given upon such application or afterwards from time to time given as to lights by the Board of Trade during the construction of the works; and compliance with directions so given shall satisfy and be in place of every other statutory requirement as to lights during the construction of the works. If the Company refuse or neglect to observe any direction of the Board of Trade as to lights, they shall for each offence be liable to a penalty not exceeding 10*l.*

As to lights after completion of works.

17. After completion or permanent discontinuance of the works authorised by this Order, the Company shall, at the outer extremity of the pier, or the completed portion thereof, exhibit from sunset to sunrise such light or lights, if any, as shall from time to time be directed by the Corporation of Trinity House, Deptford Strond, and shall apply to that Corporation for directions as to lighting, and the Company shall be liable to a penalty not exceeding 10*l.* for every calendar month during which they omit so to apply.

Meters and weighers.

18. The Company shall have the appointment of meters and weighers on or in connection with the pier.

Part of Harbours, &c. Act, 1847, excepted.

19. The following sections of The Harbours, Docks, and Piers Clauses Act, 1847, shall not be incorporated with this Order, namely, sections 16 to 19 inclusive, and 21 to 23 inclusive.

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Part V. of 24 & 25 Vict. c. 47. to apply.

20. Part V. of The Harbours and Passing Tolls, &c. Act, 1861, shall apply to the works authorised by this Order.

Power to make byelaws.

21. The Company may make byelaws for the regulation and control of the fishermen and others, and goods and traffic, on the pier and works authorised by this Order, but such byelaws shall not come into operation until the same have received the allowance and confirmation of the Board of Trade, which shall be sufficient for all the purposes.

Vessels not to anchor within fifty yards of pier.

22. No vessel or boat shall, without the consent of the pier-master, anchor within a distance of fifty yards, measured in any direction, from any part below low-water mark of the works by this Order authorised to be constructed.

Vessels not to be moored to pier.

23. No vessel or boat, except steamboats and pleasure boats embarking or disembarking passengers and their luggage, shall be allowed to be moored alongside the pier without the consent of the Company or their pier-master.

Penalty for obstructing works.

24. Every person who wilfully obstructs any person acting under the authority of the Company in setting out the lines of the works by this Order authorised, or who pulls up or removes any poles or stakes driven into the ground for the purpose of setting out the lines of the said works, or defaces or destroys the said works, or any part thereof, shall be guilty of an offence, and shall for every such offence be liable to a penalty not exceeding five pounds.

Powers to vary exemptions from rates and to enter into compositions, &c.

25. The Company may from time to time confer, vary, or extinguish exemptions from and enter into composition with any person or persons with respect to the payment of tolls, rates, or duties authorised by this Order, but so that no preference be in any case given to any person, and that anything done under this section shall not prejudice the other provisions of this Order.

Pier to be deemed within the parish of Hornsea.

26. The pier and works shall, in respect of all matters, crimes, or offences arising or committed thereon or within the limits of this Order requiring the cognizance of any justice of the peace, be deemed and taken to be within or as forming part of the parish of Hornsea, otherwise Hornsea with Burton, and within the jurisdiction of the justices acting within and for that parish.

Powers to cease in certain events.

27. In the following cases; that is to say,

(1.) If within two years from the date of the passing of the Act confirming this Order the works authorised by this Order should not be substantially commenced; or

(2.) If such works, after having been commenced, should be virtually suspended for twelve consecutive calendar months,

the powers by this Order given for executing such works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of such works as shall be then completed, unless the time for completion shall be extended by the special direction of the Board of Trade.

A certificate from the Board of Trade to the effect that the works have not been substantially commenced, or that they have been virtually suspended for twelve consecutive calendar months, shall, for the purpose of this Order, be conclusive evidence of the fact stated in such certificate.

Saving rights under Crown Land Act, 1866.

28. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of

the Board of Trade by The Crown Lands Act, 1866, nor shall any works under this Order be commenced within limits affected by any such rights, interests, powers, authorities, or privileges, without the assent of the Board of Trade having been first obtained.

Repeal of Orders of 1866 and 1871.

29. From and after the passing of the Act confirming this Order, the Hornsea Pier Order, 1866, confirmed by the Pier and Harbour Orders Confirmation Act, 1866, and the Hornsea Pier Order, 1871, confirmed by the Pier and Harbour Orders Confirmation Act, 1871, shall be and the same Orders are hereby repealed.

Costs of Order

30. All the costs, charges, and expenses of and incidental to the obtaining of this Order, and otherwise incurred in relation thereto, shall be paid by the Company.

Short title.

31. This Order may be cited as "The Hornsea (North) Pier Order, 1877."

SCHEDULE to which the foregoing Order refers.

I.—Rates on Passengers and Promenaders.

	£	s.	d.
For every passenger or other person landing on the pier from or embarking from it on board of any ship, vessel, packet, or passage boat, for each time any sum not exceeding - -	0	0	6
For every person using the pier for the purpose of walking for exercise, pleasure, or any other purpose, except for embarking or disembarking, for each time any sum not exceeding - -	0	0	2
For every Bath or Sedan chair taken on the pier, for each time any sum not exceeding - - - -	0	0	6
For every perambulator taken on the pier, for each time any sum not exceeding - - - - - -	0	0	2
For every master of any vessel, boat, or wherry using the pier for the purpose of going to or returning from his own vessel, boat, or wherry, an annual sum not exceeding - - -	1	0	0

II.—Rates on Passengers Luggage landed or shipped.

	s.	d.
For every trunk, portmanteau, box, parcel, or other package within the description of luggage, and not borne by the passenger, not exceeding 28 lbs. - - - - -	0	2
Over 28 lbs. and not exceeding 84 lbs. - - - -	0	4
„ 84 lbs. „ 112 lbs. - - - -	0	5
„ 112 lbs. „ 140 lbs. - - -	0	6
„ 140 lbs. „ 196 lbs. - -	0	7
„ 196 lbs. „ 2 cwt. - - - -	0	8
And for every 20 lbs. weight in addition - - -	0	1

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III.—Rates on Vessels using the Pier.

	s.	d.
For every vessel under 15 tons, per ton	0	4
„ „ of 15 tons and under 50 tons, per registered ton	0	6
„ „ 50 tons and under 100 tons, per registered ton	0	8
„ „ 100 tons „ 150 tons, „	0	10
„ „ 150 tons and upwards, per registered ton	1	0
All lighters, for each trip, per ton	0	2
All boats entirely open, landing or taking on board goods, each	0	6

IV.—Rates on Goods shipped or unshipped at the Pier.

	£	s.	d.
Ale, beer, and porter, per hogshead	0	0	6
Ale, bottled, per barrel	0	0	4
Ditto per dozen bottles	0	0	1
Anchors, per cwt.	0	0	9
Anchor stock, per foot run	0	0	2
Bark, per ton	0	2	0
Bedding, per bundle	0	0	3
Beef or pork, per cwt.	0	0	3
Beef or pork, per barrel	0	0	6
Biscuits or bread, per cwt.	0	0	3
Blubber, per ton of 252 gallons	0	3	0
Bones and bone dust, per ton	0	1	6
Bottles, per gross	0	0	9
Bricks, per 1,000	0	1	6
Butter and lard, per barrel	0	0	6
Ditto per firkin	0	0	3
Cables, iron or hempen, per ton	0	3	0
Canvas, per bolt	0	0	1
Carriages:			
Chaises and other four-wheeled carriages, each	0	7	6
Gigs, carts, and other two-wheeled carriages, each	0	5	0
Hand carts and perambulators	0	1	0
Casks (empty), not being returned packages, per puncheon	0	0	3
Other casks in proportion.			
Cattle:			
Bulls, cows, and oxen, each	0	3	0
Calves, each	0	1	0
Horses, each	0	4	0
Pigs, each	0	0	6
Sheep, each	0	0	6
Chalk, per ton	0	1	0
Cheese, per cwt.	0	0	4
Chimney pots, each	0	0	3
Clay, per ton	0	1	0
Cloth, haberdashery, &c., per package, not exceeding 1 cwt.	0	0	6
Coals, per ton	0	1	0

	£	s.	d.
Copper, per ton	0	3	0
Cordage, per cwt.	0	0	3
Corks, per cwt.	0	0	6
Crystal, per box or package	0	0	6
Dogs, each	0	0	6
Drugs (in casks, hampers, or boxes), per foot	0	0	2
Earthenware (in crates), per foot	0	0	1
Eggs, per box	0	2	0
Fish (dried and salted), per cwt.	0	0	3
Ditto (fresh), not enumerated	0	0	2
Flax, per ton	0	2	0
Flour and meal, per sack	0	0	4
Ditto, per barrel	0	0	3
Furniture (household), per 5 cubic feet	0	0	4
Fruit, per bushel or sieve	0	0	4
Glass, per large crate	0	1	6
Ditto, per small crate or case	0	1	0
Ditto, per box	0	0	6
Grains and seeds, per quarter	0	0	6
Groceries, not enumerated, per cwt.	0	0	6
Guano, per ton	0	1	6
Gunpowder, per barrel or keg	0	0	6
Hams, bacon, or tongues, per cwt.	0	0	4
Hardware, per ton	0	2	6
Hares and rabbits, per dozen	0	0	4
Hay, per ton	0	1	6
Ditto, per truss	0	0	2
Hemp, per ton	0	2	0
Herrings (fresh), per 1,000	0	0	3
Ditto (cured), per barrel	0	0	3
Hides:			
Ox, cow, or horse, (wet or dry,) each	0	0	2
Iron:			
Bar, bolt, rod, and shots, per ton	0	1	6
Pig and old, per ton	0	1	0
Manufactured, per ton	0	2	6
Pots, each	0	0	1
Kelp, per ton	0	2	0
Lead, per ton	0	2	6
Leather (tanned and dressed), per cwt.	0	0	4
Lime, per 28 bushels	0	1	4
Limestone, per ton	0	1	0
Machinery, per ton	0	2	6
Manure (not enumerated), per ton	0	1	0
Masts and spars, ten inches in diameter and upwards, each	0	4	6
Ditto, under ten inches, each	0	3	0
Meat (fresh), per cwt.	0	0	6

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	£	s.	d.
Milk, per gallon	0	0	0½
Musical instruments, per cubic foot	0	0	1
Nets, per 5 cubic feet	0	0	4
Oakum, per cwt.	0	0	2
Oils, per tun	0	2	0
Oilcake, per ton	0	2	0
Oranges and lemons, per box	0	0	6
Ores, per ton	0	1	0
Oysters, per bushel	0	0	3
Paint, per cwt.	0	0	4
Pitch and tar, per barrel	0	0	6
Potatoes, per cwt.	0	0	2
Poultry and game, per dozen	0	0	4
Rags and old rope, per ton	0	2	0
Sails, per cwt.	0	0	6
Salt, per cwt.	0	0	1
Sand, per ton	0	1	0
Shrimp baskets, each	0	0	2
Skins :			
Calf, goat, sheep, lamb, or dog, per dozen	0	0	6
Slates, per ton of 24 cubic feet	0	2	0
Spirits, per hogshead	0	1	0
Ditto, per gallon	0	0	1
Stones, per ton of 16 cubic feet	0	1	6
Steel, per ton	0	3	0
Sugar, per cwt.	0	0	3
Tallow, soap, and candles, per cwt.	0	0	3
Tea, per chest	0	1	0
Tiles, per thousand	0	1	6
Tin and zinc, per ton	0	3	0
Tobacco, per cwt.	0	0	6
Turbot, per score	0	0	3
Turnips, per ton	0	0	6
Turpentine and varnish, per barrel	0	0	6
Turtle, each	0	2	6
Vegetables (not enumerated), per cwt.	0	0	4
Vinegar, per hogshead	0	0	6
Vitriol, per carboy	0	0	1
Water, per cask	0	0	3
Wine, per hogshead	0	1	0
Ditto (bottled), per dozen bottles	0	0	2
Wood :			
Fir, pine, and other descriptions, not enumerated, per load of fifty feet	0	1	6
Oak or wainscot, per load of fifty feet	0	2	0
Firewood, per 216 cubic feet fathom	0	1	6
Laths and lathwood, per fathom of 216 cubic feet	0	2	6

	£	s.	d.
Wood—*continued.*			
Handspikes, per 120	0	3	0
Oars, per 120	0	5	0
Spars, under 22 feet in length, and under 2½ inches in diameter, per 120	0	4	0
Ditto, 2½ inches and under 4 inches in diameter, per 120	0	5	0
Ditto, 22 feet in length and upwards, and not exceeding 4 inches in diameter, per 120	0	9	0
Ditto, above 4 and under 6 inches in diameter, per 120	0	14	0
Spokes of wheels, not exceeding 2 feet in length, per 120	0	2	0
Ditto, exceeding 2 feet in length, per 120	0	3	0
Ditto, treenails, per 1,000	0	2	6
Ditto, wedges, per 1,000	0	2	6
Pipe staves, and others in proportion, per 120	0	2	6
Lignum vitæ, fustic, logwood, mahogany, and rosewood, per ton	0	2	0
Wool, per cwt.	0	0	4
Yarn, per cwt.	0	0	2

ALL OTHER GOODS NOT PARTICULARLY ENUMERATED ABOVE.

	s.	d.
Light goods, per cubic foot	0	1
Heavy goods, per ton	2	0

In charging the rates on goods, the gross weight or measurement on all goods to be taken, and for any less weights, measures, and quantities than those above specified a proportion of the respective rates shall be charged.

V.—RATES FOR USE OF CRANES, WEIGHING MACHINES, AND SHEDS.

1st.—Rates of Craneage.

				s.	d.
All goods or packages not exceeding	1 ton			0	4
Exceeding	1 ton and	„	2 tons	0	6
„	2 tons	„	3 tons	0	8
	3 tons	„	4 tons	0	10
	4 tons	„	5 tons	1	0
„	5 tons	„	6 tons	1	2
„	6 tons	„	7 tons	1	4
„	7 tons	„	8 tons	1	6
„	8 tons	„	9 tons	1	10
„	9 tons	„	10 tons	2	4
„	10 tons			3	6

2nd.—Weighing Machines.

For goods weighed, for each ton or part of a ton	0	2

3rd.—Shed Dues.

For each ton of goods of 40 cubic feet, or for each ton of goods of 20 cwt., which shall remain in the sheds or other works of the pier for a longer time than 48 hours, the sum of 3*d.*; and the

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	s.	d.
sum of 1½*d.* per ton for each day during which such goods shall remain after the first 48 hours.		
For every portmanteau, trunk, parcel, or other article of passengers luggage, for each day or part of a day, per package - -	0	2

VI.—Rates for laying Water Main on Pier.

Water, per ton - - - - - -	0	6.

VII.—Rates for the Use of Reading Room.

For each and every person who shall use the Reading Room, for each and every time any sum not exceeding - - -	0	6

Hornsea (South).

HORNSEA (SOUTH).

Order for the Construction, Maintenance, and Regulation of a Pier at Hornsea, in the East Riding of the County of York.

Undertakers.

1. The Hornsea Pier Promenade and General Improvement Company, Limited, in this Order called the Company, shall be the Undertakers of the works authorised by this Order, and shall have and may exercise the several powers, privileges, and authorities by this Order conferred on the Undertakers, and may carry this Order in all respects into effect.

Lands Clauses Acts incorporated.

2. "The Lands Clauses Consolidation Acts, 1845, 1860, and 1869," (except so much thereof as relates to the purchase and taking of lands otherwise than by agreement,) shall be incorporated with this Order.

Power to take lands by agreement.

3. For the purposes of the works authorised by this Order, the Company from time to time may by agreement enter upon and take, and may use all or any part of the lands shown on the plans deposited for the purpose of this Order.

Power to execute works.

4. Subject to the provisions of this Order, and subject also to such alteration (if any) in the plans and sections deposited with reference to this Order as the Board of Trade require from time to time before the completion of the works, in order to prevent injury to navigation, the Company may on the lands or foreshore taken by them under this Order, and in the lines and situations and according to the levels shown on the deposited plans and sections (so far as the same are shown thereon), and within the limits of deviation shown on those plans, make and maintain the pier and works authorised by this Order.

Description of works authorised.

5. The works authorised by this Order comprise the following:—

(A. A pier commencing at or near high-water mark of ordinary spring tides at a point about 3 chains south of the eastern end of the road called Mill Lane, which leads from Hornsea Bridge railway station past South

Cliff Cottage (in the occupation of Mr. P. H. M. du Gillon) to the seashore, and thence extending seaward in an easterly direction for about 370 yards:

(B.) A seawall or embankment commencing at a point about 2 chains southward, and terminating in the south side of Mill Lane aforesaid at a point about $2\frac{1}{2}$ chains northward from the point of commencement as above described of the pier:

(C.) The making, providing, and maintaining in connexion with the aforesaid works, or any of them, or any part or parts thereof respectively, of all necessary and convenient shipping and landing places, roads, footpaths, depôts, warehouses, sheds, toll-houses, toll gates or bars, custom-houses, cranes, hydraulic lifts, buoys, moorings, sewers, drains, and other works and conveniences.

Penalty for obstructing works.

6. Every person who wilfully obstructs any person acting under the authority of the Company in setting out the lines of the works by this Order authorised, or who pulls up or removes any poles or stakes driven into the ground for the purpose of setting out the lines of the said works, or defaces or destroys the said works, or any part thereof, shall be guilty of an offence, and shall for every such offence be liable to a penalty not exceeding five pounds.

Power to take rates in schedule.

7. When a certificate has been obtained from the Board of Trade that all consents and approvals on the part of the Board of Trade required under this Order or otherwise necessary to the due construction of the works authorised by this Order have been given, the Company may, subject and according to the provisions of this Order, for the use of the pier and works and conveniences connected therewith, and other property of the Company, demand and take in respect of the vessels, boats, goods, animals, fish, persons, and things described in the schedule to this Order any sums not exceeding the rates in that schedule mentioned.

Further powers as to works and to sell or lease undertaking.

8. The Company may from time to time erect upon or near the pier or the approaches thereto tramways, toll-houses, shops, saloons, bazaars, and reading, waiting, refreshment, and other rooms, and may sell, let, or lease their undertaking, works, and property, or any part or parts thereof, or the tolls, rates, duties, and other charges authorised to be taken by this Order, to such person or persons, company, local authority, commissioners, or corporation, upon such terms (pecuniary or otherwise), and under such restrictions and conditions as they think fit, and a mortgagee in possession, purchaser, or lessee shall have and may exercise all the same powers of levying and recovering tolls, rates, and dues as the Company have or might exercise under this Order, and shall be subject to the same provisions, as to accounts and otherwise, as the Company are subject to under this Order.

Board of Trade may reduce rates.

9. If at any time, and from time to time, the clear annual income derived from the pier and works on the average of the then three last preceding years, after payment of all expenses and outgoings other than payments of interest or principal in respect of money borrowed, shall exceed interest at the rate of ten pounds per centum per annum on the entire sum from time to time appearing to the Board of Trade to have been expended by the Company in executing works

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authorised by this Order and otherwise in relation to the undertaking of the Company, the Board of Trade may, if in their discretion they think fit, reduce the rates leviable under this Order to such amounts as will be sufficient to provide the aforesaid interest at the rate of ten pounds per centum per annum, and the rates shall thereupon be reduced accordingly, but with power to the Board of Trade at any time, and from time to time, to raise them again to sums not exceeding the amounts specified in the schedule to this Order.

Annual account to be sent to the Board of Trade.

10. The Company, within one month after sending to the clerk of the peace the copy of their annual account in abstract, shall send a copy of the same to the Board of Trade, and the 16th section of The General Pier and Harbour Act, 1861, Amendment Act shall apply to and include any and every such account. If the Company refuse or neglect to comply with this provision they shall for every such refusal or neglect be liable to a penalty not exceeding twenty pounds.

Certain fishing vessels under stress of weather exempt from rates.

11. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties and port charges such vessels when forced by stress of weather to seek shelter in ports or on the coasts of the United Kingdom, shall, when forced by stress of weather to make use of the pier authorised by this Order, and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

Pass tickets for use of pier.

12. The Company may grant to passengers, promenaders, and others, pass tickets for the use of the pier and works, at such rates, on such terms, and for such periods not exceeding one year as may be agreed upon, but so that no preference be given to any person. A pass ticket shall not be transferable nor used by any person except the person to or for whom it is granted, nor by any person after the period limited for its use. If any person acts in any way in contravention of this provision, or uses or attempts to use any false or counterfeit pass ticket, he shall for every such offence be liable to a penalty not exceeding twenty shillings, to be recovered and applied as penalties are recoverable and applicable under The Harbours, Docks, and Piers Clauses Act, 1847, for all the purposes of which Act this Order shall be deemed the special Act.

Powers to vary exemptions from rates and to enter into compositions, &c.

13. The Company may from time to time confer, vary, or extinguish exemptions from and enter into composition with any person or persons with respect to the payment of tolls, rates, or duties authorised by this Order, but so that no preference be in any case given to any person, and that anything done under this section shall not prejudice the other provisions of this Order.

Exemption of Custom House officers from rates.

14. Officers of Customs, being in the execution of their duty, shall at all times have free ingress, passage, and egress from, to, over, and along the pier and works by land and with their vessels without payment.

Land for extraordinary purposes.

15. The Company shall not purchase for extraordinary purposes within the meaning of The Harbours, Docks, and Piers Clauses Act, 1847, lands exceeding in the whole five acres.

Steam engines, cranes, mooring posts, &c.

16. The Company may provide and use such steam engines, piling engines, cranes, buoys, mooring posts, mooring craft, weighing machines, tackle, and

other machinery, vessels, apparatus, and conveniences as they think proper for carrying on the business of the Company, or for any of the purposes of this Order, and may demand and take such sums for the use thereof as they think reasonable.

Restriction on use of pier.

17. Nothing in this Order shall entitle any person with any vessel or boat to ship or unship at the pier or works of the Company authorised by this Order any sheep, cattle, fish, or merchandise, or to ship or unship there anything which in the judgment of the Company might in any way interfere with the use of the pier for recreation or for embarking or landing of passengers, except at the places provided for the purpose of landing or shipping of sheep, cattle, fish, merchandise, and other like things.

Pier to be deemed within the parish of Hornsea.

18. The pier and works shall, in respect of all matters, crimes, or offences arising or committed thereon or within the limits of this Order requiring the cognizance of any justice of the peace, be deemed and taken to be within or as forming part of the parish of Hornsea, otherwise Hornsea-with-Burton, and within the jurisdiction of the justices acting within and for that parish.

As to lights during the construction of works.

19. Before commencing the works authorised by this Order the Company shall apply to the Board of Trade for directions as to the lights to be exhibited, and shall in all respects obey any direction given upon such application or afterwards from time to time given as to lights by the Board of Trade during the construction of the works, and compliance with directions so given shall satisfy and be in place of every other statutory requirement as to lights during the construction of the works. If the Company refuse or neglect to observe any direction of the Board of Trade as to lights during the construction of the works they shall for each offence be liable to a penalty not exceeding ten pounds.

As to lights after completion of works.

20. After completion or permanent discontinuance or abandonment of the works authorised by this Order, the Company shall, at the outer extremity of the pier and works or the completed portions thereof, exhibit from sunset to sunrise such light or lights as shall from time to time be directed by the Corporation of Trinity House, Deptford Strond, and shall apply to that corporation for directions as to lighting, and the Company shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply.

Parts of Harbours, &c. Act excepted.

21. Sections 16 to 19 inclusive of The Harbours, Docks, and Piers Clauses Act, 1847, shall not be incorporated with this Order.

Meters and weighers.

22. The Company shall have the appointment of meters and weighers on or in connexion with the pier.

Power to make byelaws.

23. The Company may make byelaws for the regulation and control of the fishermen and others, and goods and traffic, on the pier and works authorised by this Order, but such byelaws shall not come into operation until the same have received the allowance and confirmation of the Board of Trade, which shall be sufficient for all the purposes.

Hornsea (South).

Vessels not to anchor within fifty yards of pier.

24. No vessel or boat shall, without the consent of the pier-master, anchor within a distance of fifty yards, measured in any direction, from any part below low-water mark of the works by this Order authorised to be constructed.

Vessels not to be moored to pier.

25. No vessel or boat, except steamboats and pleasure boats embarking or disembarking passengers and their luggage, shall be allowed to be moored alongside the pier without the consent of the Company or their pier-master.

Powers of Order to cease in certain cases.

26. In the following cases; (that is to say,)

(1.) If within two years from the date of the passing of the Act confirming this Order the works authorised by this Order should not be substantially commenced; or

(2.) If such works, after having been commenced, should be virtually suspended for twelve consecutive calendar months,

the powers by this Order given for executing such works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of such works as shall be then completed, unless the time for completion be extended by the special direction of the Board of Trade.

A certificate from the Board of Trade to the effect that the works have not been substantially commenced, or that they have been virtually suspended for twelve consecutive calendar months, shall, for the purposes of this Order, be conclusive evidence of the facts stated in such certificate.

Saving rights under Crown Lands Act, 1866.

27. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by "The Crown Lands Act, 1866," nor shall any works under this Order be commenced within the limits affected by any such rights, interests, powers, authorities, or privileges without the assent of the Board of Trade having been first obtained.

Costs of Order.

28. All the costs, charges, and expenses of and incidental to the obtaining of this Order, or otherwise in relation thereto, shall be paid by the Company.

Short title.

29. This Order may be cited as "The Hornsea (South) Pier Order, 1877."

The SCHEDULE to which the foregoing Order refers.

I.—Rates on Passengers and Promenaders.

	£	s.	d.
For every passenger or other person landing on the pier from or embarking from it on board of any ship, vessel, packet, or passage-boat, for each time, any sum not exceeding - -	0	0	6
For every person using the pier for the purpose of walking for exercise, pleasure, or any other purpose, except for embarking or disembarking, for each time, any sum not exceeding - -	0	0	2
For every Bath or Sedan chair taken on the pier, for each time, any sum not exceeding - - - - - -	0	0	6

	£	s.	d.
For every perambulator taken on the pier, for each time, any sum not exceeding - - - - - -	0	0	2
For every master of any vessel, boat, or wherry using the pier for the purpose of going to or returning from his own vessel, boat, or wherry, an annual sum not exceeding - - -	1	0	0

II.—Rates on Passengers Luggage landed or shipped.

	s.	d.
For every trunk, portmanteau, box, parcel, or other package within the description of luggage, and not borne by the passenger, not exceeding 28 lbs. - - - - - - -	0	2
Over 28 lbs. and not exceeding 84 lbs. - - -	0	4
„ 84 lbs. „ 112 lbs. - - -	0	5
„ 112 lbs. „ 140 lbs. - - - -	0	6
„ 140 lbs. „ 196 lbs. - - -	0	7
„ 196 lbs. „ 2 cwt. - - -	0	8
And for every 20 lbs. weight in addition - - - -	0	1

III.—Rates on Vessels using the Pier.

For every vessel under 15 tons, per ton - - -	0	4
For every vessel of 15 tons and under 50 tons, per ton register -	0	6
„ 50 tons „ 100 tons, per ton register -	0	8
„ 100 tons „ 150 tons, per ton register -	0	10
„ 150 tons and upwards, per ton register - -	1	0
All lighters, for each trip, per ton - - - - -	0	6
All boats entirely open, landing or taking on board goods, each -	0	6

IV.—Rates on Goods shipped or unshipped at the Pier.

Ale, beer, and porter, per hogshead - - - -	0	6
Ale, bottled, per barrel - - - - -	0	4
Ditto, per dozen bottles - - - - -	0	1
Anchors, per cwt. - - - - - -	0	9
Anchor stock, per foot run - - - - - -	0	2
Bark, per ton - - - - - - - -	2	0
Bedding, per bundle - - - - - -	0	3
Beef or pork, per cwt. - - - - - -	0	3
Beef or pork, per barrel - - - - - -	0	6
Biscuits or bread, per cwt. - - - - - -	0	3
Blubber, per tun of 252 gallons - - - - -	3	0
Bones and bone dust, per ton - - - - - -	1	6
Bottles, per gross - - - - - - -	0	9
Bricks, per 1,000 - - - - - - -	1	6
Butter and lard, per barrel - - - - - -	0	6
Ditto, per firkin - - - - - -	0	3
Cables, iron or hempen, per ton - - - - -	3	0
Canvas, per bolt - - - - - - -	0	1

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Hornsea (South).

	s.	d.
Carriages :		
Chaises and other four-wheeled carriages, each	7	6
Gigs, carts, and other two-wheeled carriages, each	5	0
Hand-carts and perambulators, each	1	0
Casks (empty), not being returned packages, per puncheon	0	3
Other casks in proportion.		
Cattle :		
Bulls, cows, and oxen, each	3	0
Calves, each	1	0
Horses, each	4	0
Pigs, each	0	6
Sheep, each	0	6
Chalk, per ton	1	0
Cheese, per cwt.	0	4
Chimney pots, each	0	3
Clay, per ton	1	0
Cloth, haberdashery, &c., per package not exceeding one cwt.	0	6
Coals, per ton	1	0
Codfish, per cwt.	0	2½
Copper, per ton	3	0
Cordage, per cwt.	0	3
Corks, per cwt.	0	6
Crystal, per box or package	0	6
Dogs, each	0	6
Drugs (in casks, hampers, or boxes), per foot	0	2
Earthenware (in crates), per foot	0	1
Eggs, per box	2	0
Fish (dried and salted), per cwt.	0	3
Ditto, fresh, not enumerated	0	2
Flax, per ton	2	0
Flour and meal, per sack	0	4
Ditto, per barrel	0	3
Furniture (household), per 5 cubic feet	0	4
Fruit, per bushel or sieve	0	4
Glass, per large crate	1	6
Ditto, per small crate or case	1	0
Ditto, per box	0	6
Grains and seeds, per quarter	0	6
Groceries not enumerated, per cwt.	0	6
Guano, per ton	1	6
Gunpowder, per barrel or keg	0	6
Hams, bacon, or tongues, per cwt.	0	4
Hardware, per ton	2	6
Hares and rabbits, per dozen	0	4
Hay, per ton	1	6
Ditto, per truss	0	2

	s.	d.
Hemp, per ton	2	0
Herrings (fresh), per 1,000	0	3
Ditto (cured), per barrel	0	3
Hides:		
Ox, cow, or horse (wet or dry), each	0	2
Ice, per ton	2	6
Iron:		
Bar, bolt, rod, and shots, per ton	1	6
Pig and old, per ton	1	0
Manufactured, per ton	2	6
Pots, each	0	1
Kelp, per ton	2	0
Lead, per ton	2	6
Leather (tanned and dressed), per cwt.	0	4
Lime, per 28 bushels	1	4
Limestone, per ton	1	0
Machinery, per ton	2	6
Manure (not enumerated), per ton	1	0
Masts and spars, 10 inches in diameter and upwards, each	4	6
Ditto, under 10 inches each	3	0
Meat (fresh), per cwt.	0	6
Milk, per gallon	0	$0\frac{1}{2}$
Musical instruments, per cubic foot	0	1
Nets, per 5 cubic feet	0	4
Oakum, per cwt.	0	2
Oils, per tun	2	0
Oilcake, per ton	2	0
Oranges and lemons, per box	0	6
Ores, per ton	1	0
Oysters, per bushel	0	3
Paint, per cwt.	0	4
Pitch and tar, per barrel	0	6
Potatoes, per cwt.	0	2
Poultry and game, per dozen	0	4
Rags and old rope, per ton	2	0
Sails, per cwt.	0	6
Salt, per cwt.	0	1
Sand, per ton	1	0
Shrimp baskets, each	0	2
Skins: Calf, goat, sheep, lamb, or dog, per dozen	0	6
Slates, per ton of 24 cubic feet	2	0
Spirits, per hogshead	1	0
Ditto, per gallon	0	1
Stones, per ton of 16 cubic feet	1	6
Steel, per ton	3	0
Sugar, per cwt.	0	3

A.D. 1877.

		s.	d.
Hornsea (South).	Tallow, soap, and candles, per cwt.	0	3
	Tea, per chest	1	0
	Tiles, per 1,000	1	6
	Tin and zinc, per ton	3	0
	Tobacco, per cwt.	0	6
	Turbot, per score	0	3
	Turnips, per ton	0	6
	Turpentine and varnish, per barrel	0	6
	Turtle, each	2	6
	Vegetables (not enumerated), per cwt.	0	4
	Vinegar, per hogshead	0	6
	Vitriol, per carboy	0	1
	Water, per cask	0	3
	Wine, per hogshead	1	0
	Ditto (bottled), per dozen bottles	0	2
	Wood:		
	Fir, pine, and other descriptions not enumerated, per load of 50 feet	1	6
	Oak or wainscot, per load of 50 feet	2	0
	Firewood, per 216 cubic feet fathom	1	6
	Laths and lathwood, per fathom of 216 cubic feet	2	6
	Handspikes, per 120	3	0
	Oars, per 120	5	0
	Spars under 22 feet in length, above $2\frac{1}{2}$ and under 4 inches in diameter, per 120	4	0
	Ditto $2\frac{1}{2}$ inches in diameter and under, per 120	5	0
	Ditto 22 feet in length and upwards, and not exceeding 4 inches in diameter, per 120	9	0
	Ditto above 4 and under 6 inches in diameter, per 120	14	0
	Spokes of wheels not exceeding 2 feet in length, per 120	2	0
	Ditto exceeding 2 feet in length, per 120	3	0
	Ditto treenails, per 1,000	2	6
	Ditto wedges, per 1,000	2	6
	Pipe staves and others in proportion, per 120	2	6
	Lignum vitæ, fustic, logwood, mahogany, and rosewood, per ton	2	0
	Wool, per cwt.	0	4
	Yarn, per cwt.	0	2

All other goods not particularly enumerated above.

	Light goods, per cubic foot	0	1
	Heavy goods, per ton	2	0

In charging the rates on goods the gross weight or measurement on all goods to be taken, and for any less weights, measures, and quantities than those above specified a proportion of the respective rates shall be charged.

V.—Rates for Use of Cranes, Weighing Machines, and Sheds.

1st.—*Rates of Craneage.*

				s.	d.
All goods or packages not exceeding 1 ton				0	4
Exceeding 1 ton and not exceeding	2 tons			0	6
„	2 tons	„	3 tons	0	8
„	3 tons	„	4 tons	0	10
„	4 tons	„	5 tons	1	0
„	5 tons	„	6 tons	1	2
„	6 tons	„	7 tons	1	4
„	7 tons	„	8 tons	1	6
„	8 tons	„	9 tons	1	10
„	9 tons	„	10 tons	2	4
„	10 tons			3	6

2nd.—*Weighing Machines.*

For goods weighed, for each ton or part of a ton	0	2

3rd.—*Shed Dues.*

For each ton of goods of 40 cubic feet or for each ton of goods of 20 cwt. which shall remain in the sheds or other works of the pier for a longer time than 48 hours the sum of 3*d.*, and the sum of 1½*d.* per ton for each day during which such goods shall remain after the first 48 hours.

For any portmanteau, trunk, parcel, or other article of passenger's luggage, for each day or part of a day, per package	0	2

VI.—Rates for Supply of Water on Pier.

Water, per 1,000 gallons	10	0

VII.—Rates for laying Water Main on Pier.

Water, per ton	0	6

VIII.—Rates for the Use of Reading and Concert Rooms.

For each and every person who shall use any reading or concert or other room, for each and every time, any sum not exceeding	0	6

A.D. 1877.

Lynmouth.

LYNMOUTH.

Order for the Construction, Maintenance, and Regulation of the Pier and Harbour of Lynmouth, in the Parish of Lynton, in the County of Devon.

Undertakers.

1. "The Lynmouth Pier and Harbour Company (Limited)," herein-after called "the Company," shall be the Undertakers of the works authorised by this Order.

Incorporation of Lands Clauses Acts.

2. The Lands Clauses Consolidation Acts, 1845, 1860, and 1869, (except so much thereof as relates to the purchase or taking of lands otherwise than by agreement,) shall be incorporated with this Order.

Power to take lands by agreement.

3. For the purposes of the works authorised by this Order, the Company from time to time may appropriate, or may by agreement enter upon and take, and may use such of the lands and such parts of the foreshore shown on the plans deposited for the purpose of this Order as they think expedient.

Power to execute works.

4. Subject to the provisions of this Order, and subject also to such alteration (if any) in the plans deposited with reference to this Order, and afterwards amended, as the Board of Trade require from time to time before the completion of the works, in order to prevent injury to navigation, the Company may, on the lands or foreshore appropriated by them or taken by them under this Order, in the lines and according to the levels shown on the deposited plans and sections so amended (so far as the same are shown thereon), and within the limits of deviation shown on those plans, make and maintain the works authorised by this Order.

Description of works authorised.

5. The works authorised by this Order comprise the following:

(1.) A pier and jetty or landing-place, commencing at or near the landward end of the existing wharf or pier, and westward thereof, and extending thence seawards in a northerly direction for a distance of two hundred and fifty yards or thereabouts, and a further distance of two hundred and fifty yards or thereabouts in a north-easterly direction:

(2.) All necessary works, approaches, buildings, and conveniences in connection therewith respectively for the embarking and landing of passengers, cattle, goods, and merchandise, and for other purposes.

Works below high-water mark not to be commenced without consent.

6. For the purpose of preventing any injury to navigation, the Company shall not commence or construct any quay, pier, wharf, or other similar work below the line of high-water mark, without the consent of the Board of Trade having been first obtained in writing under the hand of one of their secretaries or assistant secretaries, and shall not construct any such work otherwise than as may be approved of by the Board of Trade in writing as aforesaid; and where any such work shall have been constructed, the Company shall not at any time alter or extend the same without having first obtained the like consent or approval; and if any such work shall be commenced, completed, altered, or

extended without such consent or approval having been first obtained, it shall be lawful for the Board of Trade, at the costs and charges of the Company, to abate and remove the same, and to restore the site thereof to its former condition, and the amount of such costs and charges shall constitute a debt due from the Company to the Crown, and may be recovered accordingly.

Works affecting tidal waters, &c. abandoned may be removed at expense of Company.

7. If any work or portion of a work constructed or to be constructed by the Company in, under, over, through, or across any tidal water or navigable river, and which affects or may affect any such water or river, or access thereto, shall be abandoned or suffered to fall into disuse or decay, it shall be lawful for the Board of Trade, at the costs and charges of the Company, to abate and remove the same or any part thereof, and to restore the site thereof to its former condition, and the amount of such costs and charges shall constitute a debt due from the Company to the Crown, and may be recovered accordingly.

Local survey may be ordered by Board of Trade at expense of Company.

8. It shall be lawful for the Board of Trade at any time or from time to time, as they may deem it expedient, to order a local survey and examination of any works of the Company in, over, or affecting any tidal or navigable water or river, or of the intended site thereof, and the Company shall defray all the costs of every such survey and examination, and the amount of such costs shall constitute a debt due from the Company to the Crown, and may be recovered accordingly.

Further powers as to works and lease of tramways, rooms, tolls, &c.

9. The Company may from time to time erect upon the pier or approaches, tramways, toll-houses, waiting, refreshment, and other rooms or houses, and may sell, mortgage, or lease such tramways, houses, and rooms, and may also sell, mortgage, or lease the tolls, rates, and duties authorised to be taken by this Order, upon such terms and conditions and for such period as they may think fit; and the purchasers of the tolls, rates, and duties authorised to be taken by this Order, and any lessee thereof during the continuance of his or their lease, and any mortgagee in possession, shall have and may exercise the same power of levying and recovering the said rates as the Company have or might exercise under The Harbours, Docks, and Piers Clauses Act, 1847, and this Order, and shall be subject to all the same provisions as to accounts and otherwise to which the Company are made subject by this Order.

Power to take rates according to schedule to this Order.

10. When a certificate has been obtained from the Board of Trade that all consents and approvals on the part of the Board of Trade required under this Order or otherwise necessary to the due construction of the works authorised by this Order have been given, the Company may, subject and according to the provisions of this Order, for the use of the pier, harbour, and works, demand and receive in respect of vessels, boats, goods, animals, persons, and things described in the schedule to this Order any sums not exceeding the several rates specified in the same schedule.

Limits of Order.

11. The limits within which the Company shall have authority, and which shall be deemed the limits to which the provisions of this Order extend, and beyond which no rates or tolls shall be taken under this Order, shall comprise the pier and works by this Order authorised, and the rest of the area below high-water mark within the distance of two hundred yards from any part of the pier and works in any direction.

.D. 1877.

Lynmouth.

Board of Trade may reduce rates.

12. If at any time, and from time to time, the clear annual income derived from the pier, harbour, and works on the average of the then three last preceding years, after payment of all expenses and outgoings other than payments of interest or principal in respect of money borrowed, shall exceed interest at the rate of ten pounds per cent. per annum on the entire sum from time to time appearing to the Board of Trade to have been expended by the Company in executing works authorised by this Order, the Board of Trade may, if in their discretion they think fit, reduce the rates leviable under this Order to such amounts as will be sufficient to provide the aforesaid interest at the rate of ten pounds per cent. per annum, and the rates shall thereupon be reduced accordingly, but with power to the Board of Trade at any time, and from time to time, to raise them again to not exceeding the amounts specified in the schedule to this Order.

Annual account to be sent to Board of Trade.

13. The Company, within one month after sending to the clerk of the peace the copy of their annual account in abstract, shall send a copy of the same to the Board of Trade, and the sixteenth section of The General Pier and Harbour Act, 1861, Amendment Act shall apply to and include any and every such account. If the Company refuse or neglect to comply with this provision, they shall for every such refusal or neglect be liable to a penalty not exceeding twenty pounds.

Certain fishing vessels under stress of weather exempt from rates.

14. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties and port charges such vessels when forced by stress of weather to seek shelter in the ports or on the coast of the United Kingdom, shall, when forced by stress of weather to make use of the pier, harbour, and works authorised by this Order, and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

Company may contract with persons for the use of pier.

15. The Company may grant to passengers and promenaders or others pass tickets for the use of the pier, on such terms and for such a period not exceeding one year as are agreed on, but so that no preference be given to any person. A pass ticket shall not be transferable, and shall not be used by any person except the person to whom it is granted, or by any person after the period limited for its use. If any person act in any way in contravention of this provision, or use or attempt to use any false or counterfeit ticket, he shall for every such offence be liable to a penalty not exceeding twenty shillings, to be recovered and applied as penalties are recoverable and applicable under "The Harbours, Docks, and Piers Clauses Act, 1847," for all the purposes of which Act this Order shall be deemed the special Act.

Power to vary exemptions and to enter into composition.

16. The Company may from time to time confer, vary, or extinguish exemptions from, and enter into composition with, any person or persons with respect to the payment of tolls, rates, or duties authorised by this Order, but so that no preference be in any case given to any person, and that anything done under this section shall not prejudice the other provisions of this Order.

Custom House officers exempt from rates.

17. Officers of Customs, being in the execution of their duty, shall at all times have free ingress, passage to, and egress to, on, along, and from the pier and works by land, with their vessels and otherwise, without payment.

The Company may provide and license steam tugs.

18. The Company may from time to time build, purchase, contract for, or hire, and may maintain, use, and let, steam tugs or other power for the use and accommodation of vessels frequenting the pier, harbour, and works, and within the area herein-before specified, and may also from time to time license such number of steam tugs and other power belonging to any person for such period and on such terms and conditions as they think fit.

Charges for steam tugs.

19. The Company may from time to time fix such rates or charges as appear to them reasonable for or in respect of the use of such steam tugs or other power maintained, used, and let, or licensed by them; and such rates or charges shall be paid by the owner, master, consignee, or other person having charge of the vessel obtaining the assistance of such steam tug or other power to the Company, or to their lessee, or to the person with whom they may contract, or to the owner of such steam tug or other power, if licensed by the Company, as the case may be; and such rates and charges shall be due and payable, whether such steam tug or other power shall be actually employed or not, provided the assistance thereof shall have been required, and shall in consequence of a requisition have been tendered.

The Company may provide dredges and engines.

20. The Company may from time to time purchase, lease, provide, or hire such dredges, tugs, vessels, lighters, plant, or other materials as they think fit, and may from time to time demand and receive such sums for the use of the same as they think fit, or may sell or dispose of the same.

Borrowing powers.

21. The Company may from time to time borrow at interest such money as may be required for the purposes of this Order, on the security of the works authorised by this Order, and of the lands and property connected therewith, and of the tolls, rates, and duties authorised by this Order, or any of those particulars.

Money to be applied to the purposes of Order.

22. Every part of the money raised by borrowing under this Order shall be applied only for the purpose authorised by this Order.

Application of rates.

23. The Company shall apply all rates and other annual income received by them under this Order for the purposes and in the order following, and not otherwise:—

(1.) In paying the costs of and connected with the preparation and making of this Order:

(2.) In paying the expense of the maintenance and repair, management and regulation of the pier, harbour, and works connected therewith:

(3.) Subject to and after answering the purposes aforesaid the surplus income (if any) shall belong to the Company for their own use.

Meters and weighers.

24. The Company shall have the appointment of meters and weighers on and in connection with the pier.

Part of Harbours Act, 1847, excepted

25. The sections 16 to 19 of "The Harbours, Docks, and Piers Clauses Act, 1847," shall not be incorporated with this Order.

As to lights during construction of works.

26. Before commencing the works authorised by this Order the Company shall apply to the Board of Trade for directions as to the lights to be exhibited, and shall in all respects obey any direction given upon such application, or afterwards from time to time given, as to lights by the Board of Trade during

the construction of the works; and compliance with directions so given shall satisfy and be in place of every other statutory requirement as to lights during the construction of the works. If the Company refuse or neglect to observe any direction of the Board of Trade as to lights during the construction of the works, they shall for each offence be liable to a penalty not exceeding ten pounds.

As to lights after completion of works.

27. After completion or permanent discontinuance of the works authorised by this Order, the Company shall, at the outer extremity of the harbour and works, or the completed portion thereof, exhibit from sunset to sunrise such light or lights as shall from time to time be directed by the Corporation of Trinity House, Deptford Strond, and shall apply to that Corporation for directions as to lighting; and the Company shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply.

Power to cease in certain events.

28. In the following cases; (that is to say,)

(1.) If within two years from the date of the passing of the Act confirming this Order the works authorised by this Order should not be substantially commenced; or

(2.) If such works after having been commenced should be virtually suspended for twelve consecutive calendar months,

the powers by this Order given for executing such works or otherwise in relation thereto shall cease to be exercised, except as to so much of such works as shall then be completed, unless the time for completion shall be extended by the special direction of the Board of Trade.

Board of Trade certificate to be conclusive evidence.

A certificate from the Board of Trade to the effect that the works have not been substantially commenced, or that they have been virtually suspended for twelve consecutive calendar months, shall, for the purposes of this Order, be conclusive evidence of the fact stated in such certificate.

Reservation of jurisdiction of Trinity House.

29. Nothing in this Order contained shall prejudice or affect the rights or jurisdiction of the Corporation of Trinity House, Deptford Strond.

Saving rights under Crown Lands Act, 1866.

30. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by "The Crown Lands Act, 1866," nor shall any works under this Order be commenced within limits affected by such rights, interests, powers, authorities, or privileges, without the consent of the Board of Trade having been first obtained.

Costs of Order.

31. All the costs, charges, and expenses of and incidental to the obtaining of this Order, and otherwise incurred in relation thereto, shall be paid by the Company.

Repeal of Order of 1872.

32. From and after the passing of the Act confirming this Order "The Lynmouth Pier and Harbour Order, 1872," confirmed by "The Pier and Harbour Orders Confirmation Act (No. 2), 1872," shall be and the same Order is hereby repealed.

Short title.

33. This Order may be cited as "The Lynmouth Pier and Harbour Order, 1877."

SCHEDULE to which the foregoing Order refers.

I.—Rates on Passenger Steamers calling at fixed Intervals at Pier.

	s.	*d.*
For every steamer landing or embarking passengers not exceeding the following number of passengers, the following rates per ton :—		
Not exceeding 12 passengers, per ton	0	0½
Exceeding 12 and not exceeding 25 passengers, per ton	0	1
Exceeding 25 and not exceeding 50 passengers, per ton	0	2
Exceeding 50 and not exceeding 75 passengers, per ton	0	3
Exceeding 75 and not exceeding 100 passengers, per ton	0	4
Exceeding 100 passengers, per ton	0	6

II.—Rates on Vessels, other than such Passenger Steamers as are mentioned in Part I., using the Pier or Harbour.

For every vessel or boat under the burden of 15 tons, per ton	0	4
For every vessel or boat of the burden of 15 tons and under 100 tons, per ton	0	6
For every vessel of the burden of 100 tons and upwards, per ton	0	8
All lighters, for each trip, per ton	0	2
All boats entirely open landing or taking on board goods, each	0	4

III.—Rates of Goods shipped or unshipped at the Pier or Harbour.

Ale, beer or porter, per butt or pipe	1	0
Ditto, per hogshead	0	6
Ditto, per kilderkin	0	3
Ditto, in bottles, per dozen	0	1
Alkali, per ton	2	0
Almonds, per cwt.	0	2
Alva marina or sea grass, per ton	1	6
Ambergris, per cwt.	1	0
Anchors, per cwt.	0	4
Anchor stock, per foot run	0	2
Anchovies, per cwt.	0	3
Angelica, per cwt.	0	3
Animals, stuffed, each	0	6
Anvils, per cwt.	0	2
Apples or pears, per cwt.	0	3
Arrowroot, per ton	3	0
Ashes: Barilla, per cwt.	0	1
Pearl and pot, per cwt.	0	2
Black, per cwt.	0	1
Bleaching, per ton	2	0
Common, per cwt.	0	2
Soda, per cwt.	0	2

A.D. 1877.

		s.	d.
Lynmouth.	Asphaltum, per cwt.	0	2
	Bacon or pork, per cwt.	0	2
	Bags, empty, per score	0	2
	Bagging, per cwt.	0	3
	Ballast, per ton	0	2
	Bark: Tanner's, per ton	1	0
	Medicinal, per cwt.	0	4
	Baskets: Large, bale or case	0	6
	Small, ditto, ditto, or bundle of goods not enumerated	0	3
	Large, each	0	2
	Small or empty, each	0	1
	Basket rods, per thousand	0	2
	Bass rope, per cwt.	0	2
	Bedding, per bundle	0	3
	Beef or pork, cured, per cwt.	0	2
	Ditto, per barrel	0	3
	Ditto, per half barrel and smaller package	0	1
	Beehives, per dozen	0	3
	Beer, spruce, per keg	0	2
	Beeswax, per cwt.	0	3
	Bell metal, per cwt.	0	2
	Bellows, smiths', each	0	6
	Bellows, common, per dozen	0	6
	Berries: bay, juniper, and yellow, per ton	2	0
	Biscuit or bread, per cwt.	0	2
	Blacking, per cwt.	0	2
	Blocks: Heel, per gross	0	2
	Last, per dozen, per 1,000	2	6
	Ship, per dozen, per 100	0	8
	Blubber, per ton of 252 gallons	1	6
	Blue, per cwt.	0	2
	Bones and bone dust, per ton	1	0
	Books, per cwt.	0	6
	Boots and shoes, per hogshead	1	0
	Ditto, per cwt.	1	6
	Borax, per cwt.	0	2
	Bottles, empty, per gross	0	6
	Ditto, full, per dozen	0	1
	In hampers or crates, per package	0	2
	Bowls of wood, per dozen	0	2
	Boxes, empty, each	0	1
	Iron, for wheels, per cwt.	0	1
	Bran, per sack	0	1
	Brandy, per hogshead	1	6
	Brass, new, per cwt.	0	2
	Brass, old, per cwt.	0	1

	s.	d.
Bricks: Common, per thousand	1	0
Fire, per thousand	1	0
Scouring, per thousand	1	0
Slabjacks, per dozen	0	1
Bristles, per 12 lbs.	0	1
Brooms: Birch, per gross	0	4
Hair, per bale	0	3
Brooms and brush handles, per gross of 12 dozen	0	6
Brush heads and stocks, per hundred	0	2
Brushes, hair, rush, or whalebone, per dozen	0	2
Buoys, each	1	0
Butter, per cwt.	0	4
Ditto, per firkin	0	2
Ditto, per pot	0	1
Cables, hempen or coil, per ton	3	0
Candles, per cwt.	0	3
Ditto, ditto, half chest	0	3
Ditto, wax, per 12 lbs.	0	1
Canes, per bundle	0	6
Canvas, per bolt	0	1
Capers, per cwt.	0	6
Carboys, empty, each	0	1
Cards, wool, per dozen	0	1
Carraway seeds, per cwt.	0	3
Chaises or other four-wheel carriages or coaches, each	3	0
Gigs, carts, and other two-wheel carriages, each	2	0
Hand carts and perambulators, each	1	0
For guns, each	1	6
Casks, empty, not being returned packages	0	3
Cattle, viz. :—		
Bulls, cows, and oxen, each	1	0
Calves, each	0	6
Horses, each	2	0
Pigs or sheep, each	0	3
Ponies, asses, or mules, each	1	0
Cement, per ton	1	6
Chairs: Mahogany, rosewood, &c., per dozen	1	0
Cane, garden, or camp stool, per dozen	1	0
Chaff cutters, each	0	9
Chalk, per ton	1	0
Charcoal, per sack	0	1
Cheese, per cwt.	0	2
Chesnuts, per bushel	0	1
Chicory root, per cwt.	0	3
Chimney pots, each	0	1
China root, per cwt.	0	4

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Lynmouth.

	s.	d.
China ware, per hogshead	1	0
Ditto, per tierce	0	6
Chocolate, per ton	2	6
Cider or perry, per hogshead	0	6
Ditto, per gallon	0	1
In bottles, per dozen	0	1
Cigars, per cwt.	0	6
Cinders, coke, and culm, per ton	0	6
Citron, in salt, per pipe	1	0
Ditto preserves, per cwt.	0	4
Clay, per ton	0	6
Cloth, haberdashery, &c., per package not exceeding 1 cwt.	0	3
Linen or woollen bale, pack, or truss, per cwt.	0	3
Linen, woollen, or cotton, in boxes, per 40 cubic feet	1	0
Clog soles, per gross	0	6
Clover seed, per cwt.	0	2
Cloves, per cwt.	0	6
Coals, per ton	0	9
Cocoa, per cwt.	0	2
Cocoa nuts, per hundred	0	6
Cocolus indicus, per cwt.	0	4
Coffee, per cwt.	0	3
Coir, rough, press-packed, and yarn, per ton	1	6
Rope, under 6 inches, per cwt.	0	1
Colours, painter's, per cwt.	0	2
Copper, per ton	3	0
Furnaces, per 20 gallons	0	4
Coppers and stills, per ton	4	0
Copperas, per ton	2	0
Coral, per cwt.	1	0
Cordage, per cwt.	0	2
Cordials, per case of 1 dozen	0	2
Ditto, per hogshead	1	6
Corks, per 10 gross	0	2
Cork, per cwt.	0	3
Cotton, raw, per cwt.	0	3
Cradles, each	0	2
Cranberries, per 5 gallons	0	2
Crystal, per box or package	0	6
Culm or coal slack, per ton	0	6
Currants, per ton	2	6
Dates, per cwt.	0	2
Diamonds or other precious stones, per package	5	0
Dogs, each	0	4
Down, eider, per cwt.	0	9
Drugs, not enumerated, per cwt.	0	6
Ditto, per cubic foot, in casks, hampers, or boxes	0	2

	s.	d.
Earth: black, brown, red, yellow, and fuller's, per ton	0	8
Earthenware, in casks, hampers, or boxes, per foot	0	1
Ditto, in crates, per foot	0	1
Ditto, per tierce or small crate	0	6
Ditto, per case	1	0
Eau de Cologne, per case	0	6
Eggs, per gross of twelve dozen, or any less quantity	0	2
Empty bags and sacks (not returned), per cwt.	0	2
Essences, per package	1	0
Extract of oak bark, per cwt.	0	2
Feathers, per cwt.	0	6
Ostrich, per package	1	6
Felt, per cwt.	0	2
Figs, per cwt.	0	3
Fire-arms, per chest or case	0	6
Fish, fresh, per cwt.	0	2
Herrings, fresh, per thousand	0	2
Herrings, cured, per barrel	0	2
Other cured fish, per cwt.	0	2
Flax, rough, per ton	1	8
Ditto, per dozen hanks	0	1
Cordilla or tow, per ton	1	6
Floorcloth, per cwt.	0	3
Flour and meal, per sack or bag	0	3
Ditto, per barrel	0	2
Flower roots, plants, or trees, in packages, at per foot	0	1
Fruit, green or dry, per cwt., not enumerated	0	4
Furniture, household, at per ton of 40 feet cubic	1	8
Fuel, patent, per ton	0	6
Flock, per bag	0	2
Gates, iron or wood, each	0	2
Ginger, per cwt.	0	4
Glass, per large crate	0	9
Ditto, per crib, slide, or case	0	6
Ditto, per box	0	3
Glue, per cwt.	0	1
Grain and seeds, not enumerated, per quarter	0	4
Grapes, per barrel or jar	0	3
Ditto, per half barrel or box	0	2
Grates and stoves, per cwt.	0	4
Gravel or sand, per ton	0	2
Grease or greaves, per ton	1	8
Grindstones, every 12 inches in diameter	0	2
Groats, per cwt.	0	2
Groceries, not enumerated, per ton	2	6
Guano, per ton	1	0
Gums, not enumerated, per cwt.	0	4

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Lynmouth.

	s.	d.
Gunpowder, per cwt.	0	3
Haberdashery and hosiery, in bales, per cwt.	0	2
Ditto ditto in boxes, per foot	0	1
Hams, per cwt.	0	2
Hanks for sails, per dozen	0	1
Hardware, per ton	2	0
Hares, per dozen	0	6
Harrows, each	0	6
Hats, per box, per foot	0	1
Hay or grass, per load or ton	0	8
Ditto, per truss	0	2
Hay rakes, per dozen	0	3
Hemp, per ton	1	6
Hides, ox, cow, or horse, dry or salted, per ton	3	0
Wet, per ton	2	0
Hide fleshings, per ton	1	6
Roundings or glue pieces, per ton	1	6
Hilts: Pick, per gross	1	0
Shovel, per dozen	0	2
Honey, per gallon	0	1
Ditto, per cwt.	0	6
Hoofs, per cwt.	0	2
Hoops for mast, or white hoops, per dozen	0	2
Ditto, per bundle	0	1
Hops, per cwt.	0	4
Horns, ox and cow, per hundred	0	4
Hurdles, per dozen	0	2
India-rubber, loose, per cwt.	0	6
Ditto, in packages	0	4
Indigo, per cwt.	1	6
Iron, in bars, shot, pigs, packages, or loose, per ton	1	0
Ditto, hoops, chains, horseshoes, and ploughshares, per ton	1	0
Ditto, nails and nail rods, per cwt.	0	1
Pots, each	0	1
Manufactures or machinery, in packages of 20 cwt. and not exceeding 5 tons each, per ton	2	0
Ditto, under 20 cwt.	2	0
Cables, per ton	2	0
Stamp heads, per ton	1	6
Furnaces, at per 20 gallons	0	1
(Cast) hollow ware, per cwt.	0	1
Wire, per cwt.	0	1
Plates, tinned, per box	0	3
Irons, baker's, and pudding pans, per cwt.	0	1
Patten, per gross	0	3
Ivory, per cwt.	1	0
Jack screws, per pair	0	6

	s.	*d.*
Jack or fishing lines, per dozen	0	1
Junk or old rope, per ton	1	6
Jute, pressed packed, per ton	2	0
Kelp, per ton	1	0
Kips, per cwt.	0	3
Lac dye, stick, seed, and shell, per cwt.	0	4
Ladles, per gross	0	6
Lanthorns, horn or glass, per dozen	0	2
Lard, per cwt.	0	2
Ditto, per firkin	0	1
Laths, per 1,000 of 4 feet, and other lengths in proportion	0	6
Lead: Pigs or sheet, per ton	1	0
Black or white, per ton	1	8
Shot, per ton	2	6
Leather, tanned, per cwt.	0	3
Wrought, per cwt.	0	4
Lime juice, per hogshead	1	0
Lime, burnt, per ton	0	6
Limestone, per ton	0	2
Liquor, in bottles, per case or box	0	6
Liquorice or succus liquoritæ, per cwt.	0	3
Ditto root, in bundles or loose, per cwt.	0	3
Maccaroni and vermicelli, per cwt.	0	3
Mace, per cwt.	0	6
Machinery, wood and iron, mixed, not enumerated, per ton	2	6
Mahogany, per ton	2	0
Malt, per quarter	0	6
Manure, not enumerated, per ton	0	6
Marble baths, per ton	3	0
Mortars, per ton	3	0
Slabs, per ton	3	0
Rough, in packages	0	2
Block, per ton of 12 cubic feet	2	0
Masts and spars, 10 inches in diameter and upwards, each	4	6
Ditto, under 10 inches	3	0
Mats, per dozen	0	1
Maunds or hampers, empty, imported, per dozen	0	1
Meat, fresh, per cwt.	0	3
Melting pots, per dozen	0	3
Millboards, per 120 boards	0	4
Milk, per 2 gallons or less	0	1
Molasses or treacle, per cwt.	0	2
Ditto, per puncheon	0	6
Ditto, per half ditto	0	4
Ditto, per small cask	0	2
Mops and brushes, per dozen	0	3
Musical instruments, per foot	0	1

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Lynmouth.

	s.	d.
Muskets, per dozen	0	6
Mustard, per firkin of 72 lbs.	0	3
Ditto, per firkin of 36 lbs., or box	0	2
Nankeen, per chest	1	0
Nests of trunks, per foot	0	1
Nets, per 5 cubic feet	0	3
Nutmegs, per cwt.	0	6
Nuts, per cwt.	0	3
Oakum, per cwt.	0	2
Oars, per 120	5	0
Ochre, per ton	1	8
Oil: Castor and essential, per cwt.	0	4
Fish, olive, seed, palm, and nut, per ton of 20 cwt.	1	8
In flasks, per chest	0	4
Ditto, per half chest	0	2
Oilcake, per ton	1	8
Olives, per barrel	0	4
Ditto, per jar	0	1
Onions, per cwt.	0	1
Oranges and lemons, per box	0	2
Ditto, per chest	0	3
Peel and buds, per cwt.	0	3
Ores, per ton	0	1
Oysters, per bushel	0	2
Paints, per cwt.	0	2
Paintings, pictures, and pier glasses, per foot	0	3
Pans, warming, per dozen	0	3
Ditto, brass, per cwt.	0	6
Paper, stationers', per cwt.	0	3
Ditto, common, per cwt.	0	1½
Parcels, 12 inches square, each	0	1
Patterns, wood, per gross	0	3
Peas, per tierce	0	3
Ditto, per barrel	0	2
Pepper, per cwt.	0	3
Pewter, per cwt.	0	2
Phials, in packages, per foot	0	1
Pianofortes, each	4	0
Pickles, per dozen bottles	0	1
Pins, per cwt.	0	4
Pipe-clay, per ton	1	6
Pipes for smoking, per hogshead	1	0
Ditto, per box or barrel	0	6
Pitch, tar, or resin, per barrel	0	3
Plaster of Paris, per cwt.	0	1
Ploughs, each	1	0
Plums, raisins, figs, and prunes, per cwt.	0	2

	s.	d.
Potatoes, per ton	1	0
Poultry, fowls, and game, &c., per dozen	0	4
Preserves, succades, and sweetmeats, per ton	3	0
Quills: Stationer's, per thousand	0	3
Miner's, per cwt.	0	9
Rabbits, per score	0	3
Rags and old rope, per ton	1	6
Rice, per tierce of 4 cwt.	0	4
Rosewood, per ton	2	0
Sacks of goods, not enumerated	0	2
Sails, per cwt.	0	3
Salmon, per tierce or chest	0	6
Salt, per ton	1	0
Sand, per ton	0	6
Scythe stones, per hundred	0	3
Scythes, per dozen	0	3
Scuttles, coal, copper or tinplate, per dozen	0	4
Scoops: Boat, per dozen	0	2
Fish, per dozen	0	3
Malt, per dozen	0	4
Seed: Garden, or agricultural grass seeds, per ton	1	8
Shrimp baskets, each	0	2
Sieves, per dozen	0	3
Silk: Raw, per cwt.	1	0
Thrown, per cwt.	2	0
Waste, per cwt.	0	6
Manufactured, per foot package	0	2
Skins, calf, goat, sheep, lamb, or dog, per dozen	0	2
Slatestone, per ton of 24 cubic feet	1	8
Slates, writing, per gross	0	6
Rags, per two score	0	1
Scantle, per thousand	0	9
Common helling, per thousand	0	9
Smalts, per ton	2	0
Snuff, per cwt.	0	3
Soap, per ton	1	6
Soda, sal, per ton	1	6
Soda water, per gross	0	9
Solder and spelter, per cwt.	0	2
Spades and shovels, per dozen	0	6
Spars. *See* Timber.		
Spetches, or tanners' waste, per ton	2	0
Spirits and wine, per pipe or puncheon	3	0
Ditto, per hogshead	1	0
Ditto, per barrel or quarter cask	0	6
Ditto, per dozen quarts	0	2
Ditto, per gallon	0	1

A.D. 1877.

Lynmouth.

	s.	d.
Sponge, per cwt.	1	0
Ditto, per package, under quarter of cwt.	0	4
Stamp lifters, per dozen	0	6
Steel, per ton	1	8
Stones:		
Block, per ton	0	6
Flag or paving, per ton	1	6
Mill, grave, or burr, per ton	1	6
Grinding, per ton	1	9
Emery stone, per ton	2	0
Not enumerated, per ton	1	0
Straw, per ton	2	0
Straw bonnets, in bales, cases, or casks, or otherwise, per foot	0	1
Plait ditto ditto, per foot	0	2
Sugar: Soft, per cwt.	0	3
Refined, in barrels or bags, per ton	1	8
Candy, per box	0	4
Refined, per hogshead	2	6
Tallow, per ton	2	0
Tea, per chest	0	8
Per half chest	0	4
Per quarter chest	0	2
Per box	0	2
Teazles, 30 feet and under, per package	0	8
Threshing machines, each	4	0
Thrumbs, per cwt.	0	4
Tiles, per thousand	1	6
Tin and zinc, in blocks, ingots, or barrels, per ton	1	8
Plate, per box	0	2
Tobacco, per cwt.	0	6
Tongues, per dozen	0	2
Tortoiseshell, per cwt.	1	0
Tow, per ton	2	0
Toys in boxes, per foot	0	1
Trees for saddles, per dozen	0	3
Trenchers, per gross	0	4
Trucks, each	0	6
Trundle sticks, per thousand	0	6
Turnips, per ton	0	9
Turtle, each	2	6
Twine or netting, per cwt.	0	2
Types, per cwt.	0	6
Valonia, per ton	2	0
Varnish, per cwt.	0	6
Vegetables, not enumerated, per cwt.	0	4
Verdigris, per cwt.	0	1
Vermilion, per cwt.	1	0

	s.	d.
Vinegar, per hogshead	0	6
Ditto, per firkin	0	3
Vitriol, per carboy	0	8
Walnuts, per bushel	0	1
Water, per cask	0	1
Wax, sealing, per cwt.	0	6
Bees', per cwt.	0	3
Whale fins, per cwt.	0	4
Ditto, per 12 lbs.	0	2
Wheelbarrows, each	0	4
Wheels, small, per pair	0	4
Wheels, large, per pair	0	8
Whip sticks, per bundle	0	1
Whiting, per cwt.	0	2
Wick yarn, pack, per cwt.	0	3
Winnowing machines, each	2	6
Wood of all kinds, per load of 50 cubic feet	0	8
Timber and wood lying in the dock beyond fourteen days to be charged 2*d.* per load per week after the first week, in addition to the rates before specified.		
Wool, per cwt.	0	3
Shoddy, pressed packed, per cwt.	0	2
Worsted yarn, per ton	2	6
Yams, per package	0	6
Zaffers, per cwt.	0	4

All other Goods not particularly enumerated and not coming within the description of Passengers Luggage.

Light goods, per cubic foot	0	1
Heavy goods, per ton	2	0

In charging the rates on goods the gross weight or measurement to be taken, and for any less weight, measures, and quantities than those above specified a portion of the respective rates shall be charged.

IV.—Rates for Use of Cranes, Weighing Machines, and Sheds.

1*st.*—*Cranes.*

	s.	d.
All goods or packages not exceeding 1 ton	0	4
Exceeding 1 ton and not exceeding 2 tons	0	6
Exceeding 2 tons and not exceeding 3 tons	0	8
Exceeding 3 tons and not exceeding 4 tons	0	10
Exceeding 4 tons and not exceeding 5 tons	1	0
Exceeding 5 tons and not exceeding 6 tons	1	2
Exceeding 6 tons and not exceeding 7 tons	1	4
Exceeding 7 tons and not exceeding 8 tons	1	6
Exceeding 8 tons and not exceeding 9 tons	1	10
Exceeding 9 tons and not exceeding 10 tons	2	4
Exceeding 10 tons	3	6

A.D. 1877.

Lynmouth.

	s.	d.
2nd.—Weighing Machines.		
For goods weighed, for each ton or part of a ton - - - -	0	2
3rd.—Sheds.		
For each ton of goods of 40 cubic feet, or for each ton of goods of 20 cwts., which shall remain in the sheds or other works of the pier for a longer time than forty-eight hours, the sum of 3*d.*; and the sum of 1½*d.* per ton for each day during which such goods shall remain after the first forty-eight hours.		
For any portmanteau, trunk, parcel, or other article of passengers luggage, for each day or part of a day, per package - - -	0	2

V.—RATES FOR LAYING WATER MAINS ON PIER.

Water, per ton - - - - - -	0	6

VI.—RATES FOR WATER SUPPLIED ON PIER.

Water, per 1,000 gallons - - - - -	10	0

VII.—RATES ON PASSENGERS AND PROMENADERS USING THE PIER.

For every passenger or other person who shall land on the pier or works from any steam or other vessel, packet, passage boat, or other boat, or embark therefrom on board any steam or other vessel, packet, passage boat, or other boat - - - - -	0	6
For every person who shall use the pier for the purpose of walking for exercise, pleasure, or any other purpose, except for embarking or disembarking, for each and every time any sum not exceeding -	0	2
For every Bath or Sedan chair taken on the pier, for each and every time any sum not exceeding - - - - -	0	6
For every perambulator - - - - - -	0	4
For every master of any vessel, boat, or wherry using the pier for the purpose of going to or returning from his own vessel, boat, or wherry, an annual sum not exceeding - - - - -	20	0

A.D. 1877.

Rosslare.

ROSSLARE.

Order for the Completion of the Pier, Harbour, and Works authorised by the Rosslare Harbour Order, 1869.

Short titles of Orders.

1. This Order may be cited as "The Rosslare Harbour Order, 1877;" and this Order and the Rosslare Harbour Order, 1869, in this Order called the Order of 1869, shall be read and construed together as one Order; and the Order of 1869 and this Order may be cited together as "The Rosslare Harbour Orders, 1869 and 1877."

Amendment of Order of 1869.

2. The expression "ton" in the schedule to the Order of 1869 shall mean "ton registered."

Deposited plans and sections.

3. The plans and sections deposited for the purposes of this Order at the office of the clerk of the peace for the county of Wexford and elsewhere are in this Order referred to as "the deposited plans and sections."

Revival of powers.

4. Subject to the provisions of this Order, the powers conferred on the Commissioners by the Order of 1869 shall be and the same powers are hereby revived, as from the eleventh day of July one thousand eight hundred and seventy-four.

Power to construct works.

5. Subject to the provisions of this Order, and subject also to such alterations (if any) in the deposited plans as the Board of Trade require or authorise from time to time before the completion of the works, in order to prevent injury to navigation, it shall be lawful for the Commissioners, in the lines and according to the levels shown on the deposited plans and sections, to recommence, and to complete, make, and maintain so much of the works authorised by the Order of 1869 as have not been already completed, together with all quays, jetties, approaches, warehouses, sheds, buildings, railways, tramways, and other conveniences, whether temporary or permanent, requisite for the use of the said works.

Power to borrow additional money.

6. In addition to the sum of eighty-five thousand pounds which by the Order of 1869 the Commissioners were empowered to borrow, the Commissioners may from time to time borrow on mortgage any further sum or sums of money, not exceeding in the whole fifteen thousand pounds, on the security of the harbour, and of the lands, works, and property connected therewith, and of the rates authorised by the Order of 1869, or of any of those particulars, or of any other property of the Commissioners.

Priority of existing mortgages.

7. All mortgages granted by the Commissioners under the powers of the Order of 1869, and subsisting at the passing of the Act confirming this Order, shall, during the continuance thereof, have priority over all mortgages granted by virtue of this Order.

Application of money borrowed.

8. All money borrowed under this Order shall be applied for the purposes and in the order following, and not otherwise; that is to say,

1. In payment of the costs of and incidental to the preparation and making of this Order:

Rosslare.

2. In paying the cost of the works authorised by the Order of 1869 and this Order.

Parts of Harbours, Docks, and Piers Clauses Act not incorporated.

9. Sections 16 to 19 inclusive of the Harbours, Docks, and Piers Clauses Act, 1847, shall not be incorporated with this Order.

Repeal of sect. 33 of Order of 1869.

10. On and after the passing of the Act confirming this Order the thirty-third section of the Order of 1869 shall be and the same section is hereby repealed.

As to lights during construction of works.

11. Before recommencing or continuing any works authorised by the Order of 1869, or commencing any works authorised by this Order, the Commissioners shall apply to the Board of Trade for directions as to the lights to be exhibited, and shall in all respects obey any direction given upon such application, or afterwards from time to time given as to lights by the Board of Trade during the construction of the works, and compliance with the directions so given shall satisfy and be in place of every other statutory requirement as to lights during the construction of the works. If the Commissioners refuse or neglect to observe any direction of the Board of Trade as to lights during the construction of the works, they shall for each offence be liable to a penalty not exceeding ten pounds.

As to lights after completion of works.

12. After completion or permanent discontinuance or abandonment of the works authorised by the Order of 1869 or this Order, the Commissioners shall, at the outer extremity of the harbour and works or the completed portion thereof, exhibit from sunset to sunrise such light or lights as shall from time to time be directed by the Commissioners of Irish Lights, and shall apply to those Commissioners for directions as to lighting, and the Commissioners shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply.

Powers to cease in certain events.

13. In the following cases; (that is to say,)

1. If within two years from the date of the passing of the Act confirming this Order the works authorised by the Order of 1869 or this Order should not be substantially recommenced or commenced; or
2. If such works, after having been recommenced or commenced, should be virtually suspended for twelve consecutive calendar months,

the powers by the Order of 1869 and this Order given for executing such works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of such works as shall then be completed, unless the time for completion shall be extended by the special direction of the Board of Trade.

A certificate from the Board of Trade to the effect that the works have not been substantially recommenced or commenced, or that they have been virtually suspended for twelve consecutive calendar months, shall, for the purposes of this Order, be conclusive evidence of the fact stated in such certificate.

Saving right under Crown Lands Act, 1866.

14. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by the Crown Lands Act, 1866, nor shall any works under this Order be commenced within limits affected by any such

rights, interests, powers, authorities, or privileges, without the assent of the Board of Trade having been first obtained. A.D. 1877. *Rosslare.*

15. All costs of and incidental to the preparation and making of this Order shall be paid by the Commissioners. Costs of Order.

RYDE. *Ryde.*

Order empowering the Ryde Pier Company to raise Additional Capital.

1. This Order shall be construed with the following Acts; that is to say, the Act 52nd George III., chapter 196, intituled "An Act for making a pier "and landing-place at Ryde, in the Isle of Wight," "The Isle of Wight Ferry "Act, 1864," "The Ryde Pier and Tramways Act, 1865," "The Ryde Pier "Railways Act, 1867," and "The Ryde Pier Railway Extension Act, 1870;" and those Acts and this Order shall be read as one Act or Order. Order to be read with existing pier Acts.

2. So far as the same relate to the powers conferred by this Order, the provisions of "The Companies Clauses Consolidation Act, 1845," with respect to the several matters following; (that is to say,) Incorporation of Companies Clauses Acts.

The distribution of the capital into shares;

The transfer or transmission of shares;

The payment of subscriptions, and the means of enforcing the payment of calls;

The forfeiture of shares for nonpayment of calls;

The remedies of the creditors of the Company against the shareholders;

The conversion of borrowed money into capital;

The consolidation of shares into stock;

The borrowing of money by the Company on mortgage or bond;

The giving of notices; and

The provisions for affording access to the special Act;

And Part I. (relating to cancellation and surrender of shares), and Part II. (relating to additional capital), and Part III. (relating to debenture stock) of "The Companies Clauses Act, 1863," and "The Companies Clauses "Act, 1869,"

are incorporated with this Order, and for the purposes of such incorporation the term "special Act" in the said Act shall be construed to mean this Order.

3. The Ryde Pier Company (herein called "the Company") may raise, for the purposes of their undertaking, in addition to the capital already authorised to be raised by them, any further sums, not exceeding in the whole forty thousand pounds, by the creation and issue of new shares or new stock, either ordinary or preference, or partly ordinary and partly preference, at the option of the Company. Power to raise additional capital.

4. The proprietors of new shares or stock created by the Company, by virtue of this Order, shall be entitled to the like rights and privileges and be Additional capital to be subject to same incidents as existing capital.

A.D. 1877.

Ryde.

subject to the like liabilities as the proprietors of similar shares or stock in the existing capital of the Company.

Calls.

5. One fifth of the amount of a share shall be the greatest amount of a call, and three months at least shall be the interval between successive calls, and three fourths of the amount of a share shall be the utmost aggregate amount of the calls made in any year upon any share.

As to votes of proprietors of such shares.

6. The proprietors of any share or stock to be created and issued under the authority of this Order shall be entitled to such number of votes in respect thereof as the nominal amount represented by such shares or stock would have entitled them to if the same had been original shares or stock of the Company; and the proprietors of such new shares or stock shall, except as in this Order specially provided, be entitled to the same dividends and the same rights and privileges in all respects, and be subject to the same obligations and liabilities as the proprietors of the original shares or stock of the Company.

Power to borrow.

7. The Company may, from time to time, borrow on mortgage for the purposes of their undertaking, beyond the sum now authorised to be borrowed by them, any additional sum or sums not exceeding in the whole thirteen thousand three hundred pounds.

Arrears may be enforced by appointment of receiver.

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

Power to issue debenture stock.

9. The Company may create and issue debenture stock, subject to the provisions of Part III. of "The Companies Clauses Act, 1863;" but, notwithstanding anything therein contained, the interest of all debenture stock, at any time after this Order comes into operation, created and issued by the Company shall rank pari passu with the interest of all mortgages at any time after this Order comes into operation, granted by the Company, and shall have priority over all principal moneys secured by such mortgages.

Existing mortgages to have priority.

10. All mortgages granted by the Company in pursuance of powers vested in them before the time when this Order comes into operation, and subsisting at that time, shall have priority over all mortgages granted by virtue of this Order, but nothing in this section contained shall affect any priority of the interest of any debenture stock at any time created and issued by the Company.

Application of capital.

11. The moneys to be raised by shares or stock, or by mortgage or debenture stock, under the powers conferred by this Order, shall be applied to the general purposes of the Company, and including the payment of the costs and expenses incurred by the Company in the last two sessions of Parliament with respect to their undertaking.

Saving of existing contracts.

12. Nothing in this Order contained shall alter, vary, or affect any contract or agreement duly made or any liability incurred before the passing of the Act confirming this Order.

A.D. 1877.

Ryde.

13. All the costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the Company. Costs of Order.

14. This Order may be cited as "The Ryde Pier Order, 1877." Short title.

TOWYN.

Towyn.

Order for the Construction, Maintenance, and Regulation of a Pier and other Works at Towyn, in the County of Merioneth.

1. The Towyn Pier Company, Limited, in this Order called "the Company," shall be the Undertakers of the works authorised by this Order. Undertakers.

2. The Lands Clauses Consolidation Acts, 1845, 1860, and 1869, except so much thereof as relates to the purchase or taking of lands otherwise than by agreement, shall be incorporated with this Order. Incorporation of Lands Clauses Acts.

3. For the purposes of the works authorised by this Order, the Company may from time to time by agreement enter on, take, and use all or such parts of the lands shown on the plans deposited for the purposes of this Order as they think requisite for the purposes of this Order. Power to take lands by agreement.

4. The Company may purchase and hold for extraordinary purposes any land not exceeding in the whole five acres. Lands for extraordinary purposes.

5. Subject to the provisions of this Order, and subject also to such alterations, if any, in the deposited plans as the Board of Trade require from time to time before the completion of the works, in order to prevent injury to navigation, the Company may on the lands taken by them under this Order, in the lines and according to the levels shown on the deposited plans and sections (so far as the same are shown thereon), and within the limits of deviation shown on those plans, make and maintain the pier and works authorised by this Order. Power to make works.

6. The works authorised by this Order comprise the following: Description of works authorised.

A pier at Towyn, in the county of Merioneth, with a landing-place and all necessary works and conveniences for the embarking and landing of passengers, goods, and merchandise, and for other purposes, commencing at a point on the sea-shore there, where the High Street terminates, and extending seawards one thousand two hundred feet or thereabouts.

7. When a certificate has been obtained from the Board of Trade that all consents and approvals on the part of the Board of Trade required under this Order, or otherwise necessary to the due construction of the works authorised by this Order, have been given, the Company may, subject and according to the provisions of this Order, for the use of the pier and works and conveniences connected therewith, demand and take in respect of the vessels, persons, goods, and things described in the schedule to this Order any sums not exceeding the rates in that schedule mentioned. Power to take rates in schedule.

A.D. 1877.

Towyn.

Further powers as to works, and lease of tramways, rooms, tolls, &c.

8. The Company may from time to time erect upon or near the pier or the approaches thereto tramways, toll-houses, waiting, refreshment, and other rooms, and may lease such tramways, houses, and rooms for any period not exceeding three years, to take effect in possession, and may also lease the tolls, rates, and duties authorised to be taken by this Order for any period not exceeding seven years, to take effect in possession, upon such terms and conditions as they think fit, and the lessee shall have and may exercise during the continuance of his lease all the same powers of levying and recovering tolls, rates, and dues as the Company have or might exercise under this Order, and shall be subject to the same provisions as to accounts and otherwise as the Company are subject to under this Order.

Board of Trade may lower and raise rates in certain contingencies.

9. If at any time and from time to time the clear annual income derived from the pier and works on the average of the then three last preceding years, after payment of all expenses and outgoings other than payments of interest or principal in respect of money borrowed, shall exceed interest at the rate of ten pounds per centum per annum on the entire sum from time to time appearing to the Board of Trade to have been expended by the Company in executing works authorised by this Order, and otherwise in relation to the undertaking of the Company, the Board of Trade may, if in their discretion they think fit, reduce the rates leviable under this Order to such amounts as will be sufficient to provide the aforesaid interest at the rate of ten pounds per centum per annum, and the rates shall thereupon be reduced accordingly, but with power to the Board of Trade at any time and from time to time to raise them again to sums not exceeding the amounts specified in the schedule to this Order.

Annual account to be sent to the Board of Trade.

10. The Company, within one month after sending to the clerk of the peace the copy of their annual account in abstract, shall send a copy of the same to the Board of Trade, and the 16th section of "The General Pier and Harbour Act, 1861, Amendment Act" shall apply to and include any and every such account. If the Company refuse or neglect to comply with this provision they shall for every such refusal or neglect be liable to a penalty not exceeding twenty pounds.

Certain fishing vessels under stress of weather exempt from rates.

11. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties and port charges such vessels when forced by stress of weather to seek shelter in ports or on the coasts of the United Kingdom, shall, when forced by stress of weather to make use of the pier authorised by this Order, and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

Pass tickets for use of pier,

12. The Company may grant to passengers, promenaders, and others pass tickets for the use of the pier and works, at such rates, on such terms, and for such periods, not exceeding one year, as may be agreed upon, but so that no preference be given to any person. A pass ticket shall not be transferable nor used by any person except the person to or for whom it is granted, nor by any person after the period limited for its use. If any person acts in any way in contravention of this provision, or uses or attempts to use any false or counterfeit pass ticket, he shall for every such offence be liable to a penalty not exceeding twenty shillings, to be recovered and applied as penalties are re-

coverable and applicable under The Harbours, Docks, and Piers Clauses Act, 1847, for all the purposes of which Act this Order shall be deemed the special Act.

Powers to vary exemptions from rates and to enter into compositions, &c.

13. The Company may from time to time confer, vary, or extinguish exemptions from and enter into composition with any person or persons with respect to the payment of tolls, rates, or duties authorised by this Order, but so that no preference be in any case given to any person, and that anything done under this section shall not prejudice the other provisions of this Order.

Exemption of Custom House officers from rates.

14. Officers of Customs in the execution of their duty shall at all times have free egress, passage, and ingress from, to, and over the pier and works by land and with their vessels without payment.

Steam engines, diving bells, lighters, &c.

15. The Company may provide and use such steam engines, steam vessels, piling engines, diving bells, ballast lighters, rubbish lighters, barges, boats, cranes, buoys, mooring posts, mooring craft, weighing machines, tackle, and other machinery, vessels, apparatus, and conveniences as they think proper for carrying on the business of the Company, or for any of the purposes of this Order, and may demand and take such sums for the use thereof as they think reasonable.

Restriction on use of pier.

16. Nothing in this Order shall entitle any person with any vessel or boat to ship or unship at the pier authorised by this Order any sheep, cattle, or merchandise, or to ship or unship there anything which, in the judgment of the Company, might in any manner interfere with the use of the pier for recreation, or for the embarking or landing of passengers.

Pier to be deemed within the contiguous jurisdiction.

17. The pier and works shall, in respect of all matters, crimes, or offences arising or committed thereon requiring the cognizance of any justices of the peace, be deemed and taken to be within the same jurisdiction as that part of the shore with which it shall immediately communicate.

As to lights during the construction of works.

18. Before commencing the works authorised by this Order the Company shall apply to the Board of Trade for directions as to the lights to be exhibited, and shall in all respects obey any direction given upon such application, or afterwards from time to time given as to lights by the Board of Trade during the construction of the works, and compliance with directions so given shall satisfy and be in place of every other statutory requirement as to lights during the construction of the works. If the Company refuse or neglect to observe any direction of the Board of Trade as to lights during the construction of the works, they shall for each offence be liable to a penalty not exceeding ten pounds.

As to lights after completion of works.

19. After completion or permanent discontinuance or abandonment of the works authorised by this Order, the Company shall at the outer extremity of the pier and works, or the completed portions thereof, exhibit from sunset to sunrise such light or lights as shall from time to time be directed by the Corporation of Trinity House, Deptford Strond, and shall apply to that corporation for directions as to lighting, and the Company shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply.

Towyn.

Parts of Harbours, &c. Act excepted.

20. Sections 16 to 19, inclusive, of The Harbours, Docks, and Piers Clauses Act, 1847, shall not be incorporated with this Order.

Meters and weighers.

21. The Company shall have the appointment of meters and weighers on or in connexion with the pier.

Power to make byelaws.

22. The Company may make byelaws for the regulation and control of the fishermen and others, and goods and traffic, on the pier and works authorised by this Order, but such byelaws shall not come into operation until the same have received the allowance and confirmation of the Board of Trade, which shall be sufficient for all the purposes.

Vessels not to anchor within fifty yards of pier.

23. No vessel or boat shall, without the consent of the pier-master, anchor within a distance of fifty yards, measured in any direction, from any part below low-water mark of the works by this Order authorised to be constructed.

Vessels not to be moored to pier.

24. No vessel or boat, except steamboats and pleasure boats embarking or disembarking passengers and their luggage, shall be allowed to be moored alongside the pier without the consent of the Company or their pier-master.

Powers to cease in certain events.

25. In the following cases; (that is to say,)

(1.) If within two years from the date of the passing of the Act confirming this Order the works authorised by this Order should not be substantially commenced; or

(2.) If such works, after having been commenced, should be virtually suspended for twelve consecutive calendar months,

the powers by this Order given for executing such works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of such works as shall be then completed, unless the time for completion shall be extended by the special direction of the Board of Trade.

A certificate from the Board of Trade to the effect that the works have not been substantially commenced, or that they have been virtually suspended for twelve consecutive calendar months, shall, for the purposes of this Order, be conclusive evidence of the fact stated in such certificate.

Saving rights under Crown Lands Act, 1866.

26. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by the Crown Lands Act, 1866, nor shall any works under this Order be commenced within limits affected by any such rights, interests, powers, authorities, or privileges without the assent of the Board of Trade having been first obtained.

Costs of Order.

27. All the costs, charges, and expenses of and incident to the obtaining of this Order, and otherwise in relation thereto, shall be paid by the Company.

Short title.

28. This Order may be cited as "The Towyn Pier Order, 1877."

SCHEDULE to which the foregoing Order refers.

I.—Rates on Vessels using the Pier.

	s.	*d.*
For every vessel under the burden of 15 tons, per ton	0	4
For every vessel of the burden of 15 tons and under 50 tons, per ton register	0	6
For every vessel of the burden of 50 tons and under 100 tons, per ton register	0	8
For every vessel of the burden of 100 tons and under 150 tons, per ton register	0	10
For every vessel of the burden of 150 tons and upwards, per ton register	1	0
All lighters, for each trip, per ton	0	6
All boats, entirely open, landing or taking on board goods, each	0	6

II.—Rates for Goods shipped or unshipped at the Pier.

Light goods, per cubic foot	0	1
Heavy goods, per ton	2	0

In charging the rates on goods the gross weight or measurement of all goods to be taken, and for any less weights, measures, and quantities than those above specified a portion of the respective rates shall be charged.

III.—Rates for use of Weighing Machines.

	s.	*d.*
For goods weighed, for each ton or part of a ton	0	2

IV.—Rates on Passengers and Promenaders using the Pier.

For every passenger or other person who shall land on the pier from or embark from it on board of any ship, vessel, packet, or passage boat, for each time, any sum not exceeding	0	6
For every person who shall use the pier for the purpose of walking for exercise, pleasure, or any other purpose, except for embarking or disembarking, for each time, any sum not exceeding	0	2
For every Bath or Sedan chair taken on the pier, for each time, any sum not exceeding	0	6
For every perambulator taken on the pier, for each time, any sum not exceeding	0	2
For every master of any vessel, boat, or wherry using the said pier for the purpose of going to or returning from his own vessel, boat, or wherry, an annual sum not exceeding	20	0

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V.—Rates on Passengers Luggage.

	s.	d.
For every trunk, portmanteau, box, parcel, or other package within the description of luggage, not exceeding 28 lbs. - - -	0	2
Over 28 lbs. and not exceeding 84 lbs. - - - - -	0	4
Over 84 lbs. and not exceeding 112 lbs. - - - -	0	5
Over 112 lbs. and not exceeding 140 lbs. - - - -	0	6
Over 140 lbs. and not exceeding 196 lbs. - - - -	0	7
Over 196 lbs. and not exceeding 2 cwt. - - - -	0	8
And for every cwt. beyond - - - - - -	0	4
And for every 20 lbs. weight in addition - - - -	0	1

VI.—Rates for use of Tramway.

For every passenger using the tramway, for each time, any sum not exceeding - - - - - - -	0	3
Light goods, per cubic foot - - - - - -	0	1
Heavy goods, per ton, not exceeding - - - -	2	0
For passengers luggage, rates not exceeding rates on same for use of pier.		

VII.—Rates for supplying Water on Pier.

Water, per 1,000 gallons - - - - - -	10	0

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