CHAPTER xlviii.

An Act to confirm certain Provisional Orders made by the Board of Trade under the General Pier and Harbour Act, 1861, relating to Boscombe, Fraserburgh, Herne Bay, Mullion, Pennan, Scarborough, Uig, and Yarmouth (Great). [11th June 1891.] A.D. 1891.

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 as amended and 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.

Special provisions as to houses of labouring class.

2. The undertakers mentioned in the said Orders shall not, under the powers of this Act or of the said Orders, without the consent of the Local Government Board in England or of the Secretary for Scotland in Scotland, as the case may be, purchase or acquire in any city, borough, or other urban sanitary district, or in any parish or part of a parish not being within an urban sanitary district in England, or in Scotland in any district within the meaning of the Public Health (Scotland) Act, 1867, as the case may be, ten or more houses which, after the passing of this Act, have been or on 30 & 31 Vict. c. 101.

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the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers.

For the purposes of this section the expression "labouring class" includes mechanics, artizans, labourers, and others working for wages, hawkers, costermongers, persons not working for wages but working at some trade or handicraft without employing others except members of their own family, and persons other than domestic servants, whose income does not exceed an average of thirty shillings a week, and the families of any of such persons who may be residing with them.

Short title.

3. This Act may be cited as the Pier and Harbour Orders Confirmation (No. 1) Act, 1891.

THE SCHEDULE OF ORDERS.

1. Boscombe.—Amendment of former Orders; power to borrow on mortgage.
2. Fraserburgh.—Amendment of former Act and Order.
3. Herne Bay.—Addition to pier, and repeal of former Order.
4. Mullion.—Amendment of former Order.
5. Pennan.—Improvement of harbour.
6. Scarborough.—Addition to pier, and amendment of former Order.
7. Uig.—Construction of pier.
8. Yarmouth (Great).—Amendment of former Act and Order.

BOSCOMBE.

Boscombe.

Order for amending the Boscombe Pier Orders 1887 *and* 1889.

Short title.

1. This Order may be cited as the Boscombe Pier Order 1891; and this Order and the Boscombe Pier Orders 1887 and 1889 shall be read and construed together as one Order, and may be cited as the Boscombe Pier Orders 1887 to 1891.

Power to borrow money.

2. The Boscombe Pier Company Limited (in this Order called the Company) may from time to time borrow and re-borrow or raise money for the purposes of the Company in such manner and on such terms as they think fit; and secure the payment thereof together with interest thereon at a rate not exceeding six pounds per centum per annum by mortgage of the tolls and rates authorised by the Boscombe Pier Orders 1887 and 1889, but so that the amount at any one time owing in respect of money so borrowed shall not exceed 5,000*l.*; nevertheless no lender or other person dealing with the Company shall be concerned to see or inquire whether this limit is observed. Provided always, that nothing in this section contained shall be deemed by implication or otherwise to prevent the Company from giving any further or other security for money borrowed, re-borrowed, or raised, which by its constitution it may legally give.

Application of money borrowed.

3. Every part of the money borrowed under this Order shall be applied only for the purposes to which capital of the Company is properly applicable.

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

4. If within thirty days after the interest on any mortgage, debenture, or debenture stock granted by the Company has become due or after the period prescribed for the payment of the principal sum in any such mortgage, debenture or debenture stock has expired, such interest or principal, as the case may be, shall not be paid, the holder of such mortgage, debenture or debenture stock, may, without prejudice to any rights, remedies, or securities otherwise

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competent to or held by him, apply for the appointment of a receiver as hereinafter provided.

Appointment of receiver.

5. Every application for the appointment of a receiver under the provisions of this Order shall be made to two justices for the county of Southampton; and on any such application the said justices may by order in writing, after hearing the parties, appoint some person as a receiver to receive the whole or a competent part of the tolls and rates authorised by the Boscombe Pier Orders of 1887 and 1889, until all the arrears of interest, or of principal, or of principal and interest as the case may be, then due on the outstanding mortgages debentures or debenture stock, with all costs, including the charges of receiving the said tolls and rates, be fully paid; and upon such appointment being made the tolls and rates shall be paid to and received by the receiver; and as soon as the full amount of interest, or of principal, or of principal and interest, as the case may be, and costs has been so received, the power of the receiver shall cease; and after payment of the said costs, the receiver shall distribute among all the holders of the said mortgages, debentures, or debenture stock to whom interest or principal shall be in arrear, the tolls rates and other moneys which shall have been received by him, having regard in such distribution to the priorities (if any) of such mortgages.

Amount to authorise application for receiver.

6. The amount to authorise the application for the appointment of a receiver shall be 500*l.* in one or more mortgages.

Order to be a special Act authorising mortgages, &c.

7. For the purposes of section three of the Companies Clauses Act, 1869, this Order shall be deemed to be a special Act of the Company empowering the Company to raise money on mortgages, debentures and debenture stock.

Costs of Order.

8. All costs, charges and expenses of or incidental to preparing and obtaining this Order or otherwise incurred in reference thereto, shall be paid by the Company.

FRASERBURGH.

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Fraserburgh.

Order for the Amendment of the Fraserburgh Harbour Act 1878 *and the Fraserburgh Harbour Order* 1884 *and for conferring further powers on the Fraserburgh Harbour Commissioners.*

Order to be construed with Act of 1878 and Order of 1884.

1. This Order may be cited as the Fraserburgh Harbour Order 1891 and this Order and the Fraserburgh Harbour Act 1878 (in this Order called "the Act of 1878") and the Fraserburgh Harbour Order 1884 (in this Order called "the Order of 1884") as respectively amended by this Order shall be read and construed together as one Act or Order and may be cited together as the Fraserburgh Harbour Act 1878 and Fraserburgh Harbour Orders 1884 and 1891.

Interpretation.

2. In this Order the expression "the Commissioners" means the Fraserburgh Harbour Commissioners The expression "the harbour" means the harbour of Fraserburgh referred to in the Act of 1878 and the Order of 1884.

Undertakers.

3. The Commissioners shall be the Undertakers for carrying this Order into execution.

Extension of time for completion of works.

4. The time limited by the Act of 1878 for the completion of the works by that Act authorised shall be and the same is hereby extended and enlarged until the 16th day of June 1898 and on the expiration of that period the powers for completing such works shall cease except as to so much thereof as shall then be completed.

Repeal of section 27 and portion of section 20 of the Act of 1878.

5. From and after the passing of the Act confirming this Order the words "to the extent of at least fifty tons" in sub-section B—*shipowners of Fraserburgh*—of section 20 and the whole of section 27 of the Act of 1878 shall be and the same are hereby cancelled and repealed.

Repeal of Schedules A B C and D to the Order of 1884.

6. As and from the first day of September eighteen hundred and ninety-one the Schedules A B C and D annexed to the Order of 1884 shall be and the same are hereby cancelled and repealed and the Schedules A B C and D to this Order annexed shall be and the same are hereby substituted in place of the schedules so cancelled and repealed and all the provisions of the Act of 1878 and the Order of 1884 having relation to the schedules so cancelled and repealed including the provisions having relation to the security over such rates for borrowed money except so far as amended by this Order shall be read and have effect as if the schedules to this Order had been annexed to and formed part of the Order of 1884 Nevertheless all dues rates and moneys becoming due before the said 1st day of September may be received and recovered in like manner as if this Order had not been made.

Provisions as to collection of rates.

7. Without prejudice to the Commissioners' rights to levy rates for goods shipped and unshipped in the harbour from the several persons described in sections eighty-six and eighty-seven of the Act of 1878 the Commissioners may levy sue for and recover the rates for white fish and for fresh herrings brought into the harbour direct from sea either from the fish salesmen or

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auctioneers who dispose of such fish or from the persons purchasing or receiving delivery of the same who shall respectively be entitled to deduct the amount of such rates from the price at which such fish were sold or purchased and such fish salesmen auctioneers and purchasers or receivers of such fish shall when required be respectively bound to furnish the Commissioners or their collector of rates with a true account under their hands of the quantity or value of such fish and to verify the same by the production of their books and every person who shall refuse to give such account or who shall subscribe a false account shall be deemed guilty of an offence for which he shall be liable to a penalty not exceeding ten pounds.

Revision of rates.

8. The Commissioners shall from time to time revise the rates received by them under the Act of 1878 the Order of 1884 and this Order so that the income of the Commissioners may always be so far as practicable sufficient and not more than sufficient for the purposes of the Act of 1878 the Order of 1884 and this Order and if at any time and from time to time the clear annual income derived from the harbour and works on the average of the then three last preceding years after payment of all expenses and outgoings shall exceed the amount sufficient to answer the said purposes the Board of Trade may if in their discretion they think fit reduce the rates leviable under this Order to such extent as will be sufficient to provide the amount aforesaid 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 those authorised by this Order.

Account to be made up on 25th March.

9. The annual account in abstract a copy whereof is to be sent to the Clerk of the Peace and to the Board of Trade shall be made up at the end of the day on the 25th day of March in each year.

Harbour not to be used as stores for curing.

10. From and after the passing of the Act confirming this Order the harbour shall not be used by vessels or boats as stores for curing herrings or other fish.

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 on the coasts of the United Kingdom shall when forced by stress of weather to make use of the harbour and not breaking bulk while making use thereof be exempt from rates leviable under this Order.

Certain officers and others exempt from rates.

12. The Secretary for Scotland or any person or persons deputed by him and officers of the Board of Trade and of the Fishery Board for Scotland being in the execution of their duty shall at all times have free ingress passage and egress to or along and from the harbour and works by land and with their vessels or otherwise without payment.

Saving rights under Crown Lands Act 1866.

13. 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 the Act of 1878 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.

14. All the costs charges and expenses of or incident to preparing and obtaining this Order or otherwise incurred in relation thereto shall be paid by the Commissioners. Costs of Order.

SCHEDULES referred to in the foregoing Order.

SCHEDULE A.

I.

Rates for Vessels.

Class I.

	£	s.	d.
(1.) For all vessels to or from any port or place in Great Britain or Ireland - - - - - per register ton	0	0	4
(2.) For all pleasure yachts not carrying goods or passengers for hire to or from any port or place in Great Britain or Ireland per register ton	0	0	2

Class II.

(1.) For all vessels to or from all places not in Great Britain or Ireland - - - - - per register ton	0	0	8
(2.) For all pleasure yachts not carrying goods or passengers for hire to or from any port or place not in Great Britain or Ireland per register ton	0	0	3

For any vessel under Class I. carrying general cargo or making twenty voyages or upwards in a year shall be allowed a deduction from the tonnage duty on such vessel at the rate of twopence per register ton each voyage.

For vessels launched at Fraserburgh half rates shall be paid on the first sailing thereafter outwards if in ballast only but if loading goods or passengers full rates shall be paid.

For vessels entering the harbour for safety or wind-bound and not breaking bulk nor taking in goods (stores for their own use excepted) the following rates shall be paid namely—

One penny per register ton if on a voyage to or from any port or place in Great Britain or Ireland and twopence per register ton if on a voyage to or from any other port or place.

But in the case of all classes if they break bulk or take in goods (except stores as aforesaid) full rates shall be paid.

The rates above specified shall not be charged both on the arrival of a vessel inwards and on her next following sailing outwards but shall be charged only on one of them and it shall be in the option of the Commissioners to charge

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the said rates according to the class either on the sailing inwards or on the sailing outwards.

If the rates shall be charged on the sailing outwards there shall be deducted therefrom the amount of rates that may have been previously paid on the sailing inwards but if any vessel having sailed inwards sail outwards in ballast the rates shall be charged only on the sailing inwards.

For vessels sailing from the harbour and putting back by stress of weather or other cause without having accomplished the voyage no additional rates shall be charged on such return.

For vessels remaining in the harbour there shall be paid in advance a rate of 3*d.* per register ton for a month or for any period less than a month in which such vessels shall remain in the harbour after the expiration of six weeks from their arrival and 1*d.* per register ton per month after the expiration of any entire month beyond the six weeks above mentioned.

Any period less than a month after the expiration of any entire month shall for the purposes of the above rate be deemed a month and the rate shall not be chargeable for any vessels while under repair on slips or in graving or dry docks.

Exemption.

No rate shall be charged for tug steamers plying by the authority or license of the Commissioners while such tug steamers are employed only in towing vessels into or out of the harbour.

II. Rates for Fishing Vessels and Boats.

	£	s.	d.
For each boat whether decked or undecked engaged at Fraserburgh in any fishing season in the prosecution of the herring fishery for the season and payable in advance either 2*s.* per register ton or the sum of 30*s.*			
For each boat whether decked or undecked not engaged for the season in the herring fishery at Fraserburgh but loading or discharging herrings on entering the harbour each time - -	0	2	6
For each boat whether decked or undecked loading or discharging fresh fish at any season of the year except boats engaged at the herring fishery during the regular season thereof on entering the harbour each time—			
If 25 tons register and under, and not a steam trawler -	0	1	6
If a steam trawler, 25 tons register and under - - -	0	3	0
If above 25 tons register including steam trawlers per register ton - - - - - -	0	0	2

For all boats whether decked or undecked loading or discharging any other article than fish on entering the harbour each time the same as coasting vessels.

For all boats whether decked or undecked coming into the harbour wind-bound or on account of stress of weather with or without cargoes—

	£	s.	d.
If not exceeding 20 tons register and not a steam trawler -	0	1	0
If above 20 and not exceeding 30 tons register and not a steam trawler - - - - - - -	0	1	6
If a steam trawler not exceeding 30 tons register - -	0	1	6

For all boats including steam trawlers above 30 tons register the same as coasting vessels.

NOTE.—The rates on the three last classes for any one year may be compounded for in respect of any boats under 25 tons register by a payment to the Commissioners of 25*s.* and in the case of steam trawlers under 25 tons register by a payment of 3*l.* 10*s.* and on such payment being made no further rates shall be levied for such boat or trawler within the year so long as employed as described in these three classes.

For all boats remaining in the harbour after the expiration of two weeks from the date of their arrival for the purpose of being fitted out or for any purpose whatever if not engaged in fishing 2*s.* per boat for each week or part of a week over and above the dues exigible on arrival.

The foregoing shall apply not only to boats and trawling vessels belonging to Great Britain and Ireland but also to boats and fishing vessels belonging to foreign countries.

SCHEDULE B.

RATES FOR GOODS.

Description of Goods.	Quantity.	Rate.		
		£	s.	d.
Ale and beer - - - - -	per 54 gallons	0	0	6
Ditto in bottles - - - -	per ton	0	2	6
Alkali - - - - - -	per ton	0	1	6
Alum - - - - - -	per ton	0	1	6
Ammonia water - - - - -	per ton	0	1	0
Animalised carbon - - - -	per ton	0	1	0
Apples and pears - - - -	per ton	0	2	0
Ashes viz :—				
Pot and pearl - - - -	per ton	0	2	0
Weed - - - - -	per ton	0	1	0
Asphalte or bitumen - - - -	per ton	0	1	0
Bacon - - - - - -	per ton	0	1	6
Barilla - - - - - -	per ton	0	1	6
Bark - - - - - -	per ton	0	1	8
Barley hulled - - - - -	per ton	0	1	6

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Description of Goods.	Quantity.	Rate.		
		£	*s.*	*d.*
Barley dust - - - - -	per ton	0	1	0
Barrels empty herring - - - -	each	0	0	1
Barytes - - - - - -	per ton	0	1	6
Beef fresh and salted - - - -	per ton	0	2	0
Beer spruce or black - - - -	per 3 gallons	0	0	1
Bleaching salts and powder - - -	per ton	0	1	6
Blood of cattle - - - - -	per ton	0	1	0
Blubber - - - - - -	per 250 gallons	0	6	6
Boats viz. :—				
12 to 14 feet keel - - - -	each	0	2	6
14 to 16 „ - - - -	each	0	3	0
16 to 18 „ - - - -	each	0	3	6
18 to 20 „ - - - -	each	0	4	0
20 and above - - - -	each	0	5	0
Cobbles viz. :—				
12 to 14 feet long - - - -	each	0	2	0
14 to 16 „ - - - -	each	0	2	6
16 to 18 „ - - - -	each	0	3	0
18 to 20 „ - - - -	each	0	3	6
Other cobbles in proportion.				
Bones of cattle bone ash and bone meal - -	per ton	0	1	0
Bones of cattle ground (export) - - -	per ton or 48 bushels	0	0	6
Books and stationery - - - -	per ton	0	2	0
Bottles - - - - - -	per ton	0	2	0
Ditto broken and cullet - - -	per ton	0	0	6
Boxes empty salmon - - - -	each	0	0	1
Bran pollard and sharps - - - -	per ton	0	1	0
Brass - - - - - -	per ton	0	2	0
Bricks common fireclay and bath - - -	per ton	0	0	4
Brimstone - - - - -	per ton	0	1	6
Butter - - - - - -	per ton	0	2	0
Calamine or zinc ore - - - -	per ton	0	1	0
Candles - - - - - -	per ton	0	2	0
Carpets rugs and upholstery articles - -	per ton	0	2	6
Carriages with springs viz :—				
Under 5 cwt. - - - -	each	0	2	6
5 cwt. and under 7½ cwt. - - -	each	0	5	0
7½ cwt. and under 10 cwt. - - -	each	0	7	6
10 cwt. and above - - - -	each	0	10	0
Carrots - - - - - -	per ton	0	1	0
Carts and waggons with or without springs -	per ton	0	2	6

Description of Goods.	Quantity.	Rate.	£	s.	d.
Casks boxes and kits empty - - -	per ton		0	2	6
Cattle and live animals :—					
Asses and mules - - - -	each		0	1	0
Bulls cows and oxen - - -	each		0	1	0
Calves - - - - -	each		0	0	2
Sheep lambs swine pigs and goats - -	each		0	0	1½
Horses - - - - -	each		0	2	0
Horses and cattle (Orkney or Shetland breed)	each		0	0	6
Ponies under 12 hands high - - -	each		0	0	6
Dogs and foxes - - - -	each		0	0	6
Ferrets and rabbits - - - -	each		0	0	1
Ducks hens and other fowls - - -	each		0	0	1
Cement - - - - - -	per ton		0	1	3
Chalk - - - - - -	per ton		0	0	6
Charcoal and charcoal blacking - - -	per ton		0	2	0
Cheese - - - - -	per ton		0	2	0
Chimney tops or cans (clay) - - -	each		0	0	1
China - - - - - -	per ton		0	2	0
Chrome ore - - - - -	per ton		0	1	0
Clay viz. :—					
China or stone clay - - - -	per ton		0	0	9
Fire clay and loam clay - - -	per ton		0	0	6
Pipe clay - - - -	per ton		0	1	0
Clocks - - - - - -	each		0	0	6
Clothiery haberdashery and silk mercery - -	per ton		0	2	0
Clover seeds - - - - -	per ton		0	1	0
Coal dust - - - - - -	per ton		0	0	8
Coals - - - - -	per ton		0	0	8
Coffee - - - - - -	per ton		0	2	0
Confections - - - - -	per ton		0	2	0
Copper viz. :—					
Bars rods sheets and nails - - -	per ton		0	1	0
Utensils for distilleries and other purposes -	per ton		0	2	6
Old - - - - - -	per ton		0	2	0
Ore - - - - - -	per ton		0	1	0
Copperas - - - - -	per ton		0	1	6
Coprolites - - - - -	per ton		0	0	9
Cordage and wire rope - - - -	per ton		0	1	6
Corks and corkwood - - - -	per ton		0	2	0
Corn viz. :—					
Barley or bere malt oats wheat rye beans peas and maize - - - -	per ton		0	1	3

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Description of Goods.	Quantity.	Rate. £	s.	d.
Cotton seed - - - - -	per ton	0	1	0
Cotton wool - - - - -	per ton	0	2	0
Ditto manufactured - - -	per ton	0	2	0
Crystal - - - - - -	per ton	0	2	0
Currants raisins and dried fruits - - -	per ton	0	1	9
Cutch and gambia - - - -	per ton	0	1	0
Drain pipes under 3 inches diameter - -	per 1000	0	0	6
Ditto of other sizes - - -	per ton	0	1	0
Ditto pipe collars - - - -	per 1000	0	0	3
Drugs medicines and medicinal oils - -	per ton	0	2	6
Dung - - - - - -	per ton	0	0	4
Earthenware - - - - -	per ton	0	2	0
Earthenware pipes glazed - - -	per ton	0	1	0
Eggs - - - - - -	per ton	0	2	6
Esparto grass - - - - -	per ton	0	1	0
Feathers - - - - - -	per ton	0	5	0
Felt - - - - - -	per ton	0	2	0
Fire-clay retorts flue covers quarls vent linings and other manufactures of fire clay except bricks - - - - - -	per ton	0	1	0
Fish salted - - - - -	per ton	0	1	6
Ditto dry - - - - -	per ton	0	2	6
Ditto in bulk salted - - - -	per 100*l.* value	1	0	0
Ditto fresh haddocks cod ling and all fish not enumerated - - - - -	per £ value	0	0	3
Flax - - - - - -	per ton	0	2	4
Flax codilla - - - - -	per ton	0	1	6
Ditto manufactured - - - -	per ton	0	2	6
Flint for potters - - - - -	per ton	0	0	6
Flour - - - - - -	per ton	0	1	4
Furniture - - - - -	per ton	0	2	6
Gelatine of screws - - - -	per ton	0	2	0
Ginger - - - - - -	per ton	0	2	3
Glass window and plate - - - -	per ton	0	2	0
Grapes and plums - - - -	per ton	0	2	3
Grease - - - - - -	per ton	0	1	0
Guano - - - - - -	per ton	0	1	0
Gunpowder dynamite and other explosives -	per ton	0	6	0
Gypsum ground - - - - -	per ton	0	1	0
Ditto unground - - - -	per ton	0	0	6
Hair dry wet or plaster - - - -	per ton	0	2	0

Description of Goods.	Quantity.	Rate. £	s.	d.
Hams	per ton	0	2	0
Hardware	per ton	0	2	0
Hats	per ton	0	2	6
Hay and straw	per ton	0	1	0
Hemp	per ton	0	2	0
Ditto dressed	per ton	0	2	0
Ditto codilla	per ton	0	1	0
Herrings viz. :—				
Fresh direct from sea	per 37½ gallons	0	0	3
Ditto (cured) exported	per 26⅔ gallons	0	0	3
Ditto cured or partially cured	per 37½ gallons	0	0	3
Ditto smoked partially smoked or preserved in bulk or in boxes	per ton	0	1	6
Hides and skins raw and undressed	per ton	0	2	0
Hoofs	per ton	0	2	0
Hoops of wood	per bundle of 120	0	0	0½
Hops	per ton	0	2	6
Horns	per ton	0	2	6
Horn tips sloughs shavings and waste	per ton	0	1	0
Husbandry implements viz. :—				
Ploughs	each	0	0	9
Harrows	per pair	0	0	9
Wheelbarrows	each	0	0	4
Other implements	per ton	0	2	6
Ice	per ton	0	1	0
Iron viz. :—				
Bar bolt angle rod plate sheet hoop nails and wire	per ton	0	1	0
Forged ironwork and machinery	per ton	0	1	6
Steam boilers whole or in pieces	per ton	0	2	0
Grates stoves and tinned work pots and other hollow cast-iron work	per ton	0	1	6
All other castings	per ton	0	1	6
Rust	per ton	0	1	0
Pig	per ton	0	0	6
Old	per ton	0	0	6
Ore	per ton	0	0	2
Junk or old ropes	per ton	0	1	0

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Description of Goods.	Quantity.	Rate. £	*s.*	*d.*
Jute - - - - - -	per ton	0	1	0
Ditto manufactured - - - -	per ton	0	1	0
Kelp - - - - - -	per ton	0	1	0
Lard - - - - - -	per ton	0	2	0
Lead viz. :—				
Sheet pipe pigs and shot - - -	per ton	0	1	6
Red white and black - - -	per ton	0	1	6
Ore - - - - - -	per ton	0	1	0
Leather - - - - - -	per ton	0	2	0
Lemons - - - - - -	per ton	0	2	0
Lime - - - - - -	per ton or 30 bushels	0	0	7½
Linen yarn - - - - -	per ton	0	2	6
Linseed - - - - - -	per ton	0	1	0
Locust beans whole or ground - - -	per ton	0	1	0
Lucifer matches - - - - -	per ton	0	2	0
Madder ground - - - - -	per ton	0	2	6
Madder root - - - - -	per ton	0	2	6
Manganese - - - - -	per ton	0	1	0
Mangold wurzel - - - - -	per ton	0	0	6
Manures manufactured (import) - - -	per ton	0	1	0
Ditto ditto (export) - - -	per ton	0	1	0
Mats cargo and dunnage - - - -	per ton	0	0	9
Meal viz. :—				
Oatmeal peasemeal maize-meal - -	per ton	0	1	4
Mill waste - - - - -	per ton	0	1	0
Molasses - - - - - -	per ton	0	1	6
Musical instruments - - - -	per ton	0	2	6
Mussels - - - - - -	per ton	0	0	6
Nutmegs - - - - -	per ton	0	2	3
Nuts - - - - - -	per ton	0	2	3
Oakum - - - - - -	per ton	0	1	6
Ochre - - - - - -	per ton	0	1	0
Oil not otherwise enumerated - - -	per ton	0	2	0
Oil cake (import) - - - -	per ton	0	1	6
Ditto (export) - - - -	per ton	0	1	0
Onions - - - - - -	per ton	0	2	0
Oranges - - - - - -	per ton	0	2	0
Oysters and shell fish not otherwise enumerated -	per ton	0	1	6
Packthread and twine - - - -	per ton	0	2	6
Paper - - - - - -	per ton	0	2	6
Paper shavings - - - - -	per ton	0	1	0
Paraffin oil and petroleum - - -	per ton	0	1	3

Description of Goods.	Quantity.	Rate. £ s. d.
Paste or mill boards - - - -	per ton	0 2 6
Pearl harding - - - - -	per ton	0 1 6
Peats - - - - - -	per ton	0 0 6
Pepper and pimento - - - -	per ton	0 2 3
Pewter - - - - - -	per ton	0 2 0
Phosphates manufactured - - -	per ton	0 1 0
Pipes tobacco - - - - -	per ton	0 2 6
Pitch - - - - - -	per ton	0 1 0
Pitch oil - - - - - -	per ton	0 1 0
Plants trees and shrubs - - - -	per ton	0 2 6
Plaster of Paris - - - - -	per ton	0 1 0
Pork (fresh and salted) - - - -	per ton	0 2 0
Porter - - - - - -	per 54 gallons	0 0 6
Ditto in bottles - - - -	per ton	0 2 6
Potatoes - - - - - -	per ton	0 1 0
Preserved provisions - - - -	per ton	0 1 6
Pyrites - - - - - -	per ton	0 0 6
Ditto burnt or spent - - - -	per ton	0 0 3
Rags - - - - - -	per ton	0 1 0
Rails composite or steel and iron - - -	per ton	0 1 0
Rapeseed and rubenseed - - - -	per ton	0 1 0
Rice - - - - - -	per ton	0 1 6
Rosin - - - - - -	per ton	0 1 0
Rye grass seeds - - - - -	per ton	0 1 0
Saddlery articles - - - - -	per ton	0 2 6
Sago - - - - - -	per ton	0 1 6
Sailcloth - - - - -	per ton	0 2 0
Saltpetre refined - - - - -	per ton	0 2 0
Salt rock and white - - - -	per ton	0 1 0
Imported - - - - -	per ton	0 1 0
Exported in bulk - - - -	per ton	0 0 5
Ditto in barrels (barrels included) - -	per 26⅔ gallons	0 0 2
Salts muriates nitrates sulphates saltpetre and other salts for manures not otherwise enumerated -	per ton	0 1 0
Sand - - - - - -	per ton	0 0 4
Screws of hides viz.:—		
Dry - - - - -	per ton	0 2 0
Wet - - - - -	per ton	0 1 0
Scythes - - - - - -	per ton	0 2 6
Sealskins - - - - -	per score	0 0 4
Seeds not otherwise enumerated - - -	per ton	0 2 0

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Description of Goods.	Quantity.	Rate. £	s.	d.
Shakes of casks of 84 gallons capacity - - Others in proportion.	each	0	0	2
Sheffield and Birmingham wares - - -	per ton	0	2	6
Shumac - - - - - -	per ton	0	2	6
Sids or oat husks - - - -	per ton	0	0	6
Slates - - - - - -	per ton	0	0	10
Slate slabs - - - - -	per ton	0	1	6
Smalts and ultramarine - - - -	per ton	0	2	6
Snuff - - - - - -	per ton	0	2	6
Soap - - - - - -	per ton	0	1	6
Soda and soda ash - - - -	per ton	0	1	0
Soot - - - - - -	per ton	0	0	6
Spades and shovels - - - -	per ton	0	1	6
Spanish and Italian juice - - - -	per ton	0	2	3
Spirits - - - - - -	per ton	0	2	6
Starch - - - - - -	per ton	0	2	6
Steel - - - - - -	per ton	0	1	6
Stones viz.:—				
Carriageway granite - - - -	per ton	0	0	2
Kerb pavement and building - - -	per ton	0	0	5
Rubble and chips - - - -	per ton	0	0	2
Road metal - - - - -	per ton	0	0	2
Freestone building - - - -	per ton	0	0	5
Rigging stones - - - -	per ton	0	1	6
Millstones grindstones and scythe stones	per ton	0	1	6
Marble stones - - - - -	per ton	0	2	6
Flag stones Turin or Caithness - -	per ton	0	0	9
Polished granite stones - - -	per ton	0	1	6
All other description of stones - -	per ton	0	1	0
Stoneware - - - - -	per ton	0	2	0
Stucco - - - - - -	per ton	0	1	0
Sugar raw - - - - -	per ton	0	1	6
Ditto refined - - - - -	per ton	0	2	0
Tallow and paraffin wax - - - -	per ton	0	2	0
Tanners' waste - - - - -	per ton	0	0	6
Tar - - - - - -	per 31½ galls.	0	0	2
Tares - - - - - -	per ton	0	1	0
Teas - - - - - -	per ton	0	2	0
Terra alba or sulphate of lime - - -	per ton	0	1	0
Tiles - - - - - -	per 1000	0	1	0
Tin - - - - - -	per ton	0	2	0
Tin plates - - - - -	per ton	0	1	0

Description of Goods.	Quantity.	Rate. £	s.	d.
Tobacco	per ton	0	2	6
Tow	per ton	0	1	6
Toys	per ton	0	2	6
Turnips	per ton	0	0	6
Umber	per ton	0	1	0
Varnish	per ton	0	2	6
Vinegar	per ton	0	1	8
Vitriol and acids in carboys	per ton	0	1	6
Whalebone or whale fins	per ton	2	0	0
Whitening	per ton	0	0	6
Wine in casks or in bottles	per ton	0	2	0
Wood viz.:—				
Fir larch beech oak ash elm and all other hard woods rough or round or in plank or sided	per 50 cubic feet	0	1	0
Masts and spars	per 50 cubic feet	0	1	0
Fir deals planks and boards or battens	per 50 cubic feet	0	1	0
Railway sleepers	per 50 cubic feet	0	1	0
Lathwood sawn	per 1000 superficial feet	0	1	0
Cart wheel spokes and felloes	per 40 pieces	0	0	3
Wedges	per 1000 pieces	0	1	0
Pitprops not exceeding 6 inches in average diameter	per 50 cubic feet	0	0	9
Wainscot	per 50 cubic feet	0	1	3
Deal ends 3 inches thick and under 4 feet in length and firewood	per 50 cubic feet	0	0	6
Rickers under 30 feet in length and under 4 inches diameter	per dozen	0	0	3
Oars	per dozen	0	0	4
Handspokes	per dozen	0	0	4
Treenails	per 1000 lineal feet	0	0	6

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Description of Goods.	Quantity.	Rate.
		£ s. d
Wood by weight—		
Bar wood box wood Brazil wood cam wood ebony fustic lignum vitæ logwood Nicaragua wood red wood sassafras &c. - -	per ton	0 2 0
Mahogany - - - - -	per 40 feet or ton	0 2 0
Wood staves and billets—		
Herring barrel billets - - -	per 50 cubic feet	0 1 0
Herring barrel staves - - -	per 1000 superficial feet	0 1 2
All other kinds not enumerated - -	per £ value	0 0 4
Wood pulp - - - - -	per ton	0 1 6
Wool sheep's - - - - -	per ton	0 2 6
Ditto manufactured - - - -	per ton	0 2 6
Yeast - - - - - -	per ton	0 2 0
Zinc - - - - - -	per ton	0 1 6
All goods not otherwise enumerated in the foregoing schedule - - - - -	per ton	0 2 0

Notes with reference to the foregoing Schedule.

The ton mentioned in the foregoing schedule is the ton of twenty hundredweight.

Goods of all descriptions rated by the ton shall be charged according to gross weight fractional parts of a ton shall be charged proportionately and the minimum charge for a single package shall be one penny Where rates shall have been paid for goods on importation and such goods shall be re-shipped in the original packages and shall not have changed ownership but shall continue to belong to the same owner as when imported such goods shall be exempt from the payment of rates on exportation.

If any goods for which rates shall have been paid when loaded shall from any accident or otherwise be unloaded no rates shall be charged a second time for such goods on being reloaded if they belong to the original owner.

Where any goods shall have been shipped and the rates therefor paid and such goods shall thereafter be relanded within the harbour by reason of the detention therein of the vessel by stress of weather and shall not be re-shipped such rates shall be repaid.

EXEMPTIONS.

Empty boxes casks bags and pack sheets returned to the original shipper after importation or exportation with goods.

Empty casks or other stores shipped for or on being returned from the seal and whale fishing as also all ships' provisions necessary for the voyage.

The luggage of each passenger not exceeding two and a half cwt. but for all above that weight the rate of two shillings and sixpence per ton shall be paid by each passenger.

SCHEDULE C.

Rates for Lights Flags and Signals.

		£	s.	d.
For all vessels - - - -	per register ton	0	0	$0\frac{1}{4}$

These rates shall only be demanded and received during so long as lights flags and signals are exhibited in accordance with the provisions of the Act of 1878.

SCHEDULE D.

Rates for the Lifeboat and Lifeboat Establishment.

		£	s.	d.
For all vessels from any port or place in Great Britain or Ireland - - - - - -	each vessel	0	1	0
For all vessels from any other port or place - -	each vessel	0	2	0
For all boats engaged in the prosecution of the herring fishing for the season - - - -	per boat	0	1	0
For sailing or steam trawlers - - - -	per year	0	3	6

These rates shall only be demanded and received during so long as the lifeboat and lifeboat establishment shall be maintained in efficient order as to which a certificate of the Board of Trade shall be conclusive.

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HERNE BAY.

Order for repealing the Herne Bay Promenade Pier Order 1872 *and authorising the Extension and Maintenance of a Pier and other Works at Herne Bay in the County of Kent.*

Undertakers.

1. The Herne Bay Pier Company Limited (in this Order called "the Company") formerly called the Herne Bay Pavilion Promenade and Pier Company Limited shall be the Undertakers for carrying this Order into execution and shall have and may exercise the powers and privileges conferred by this Order.

Repeal of Order of 1872.

2. From and after the passing of the Act confirming this Order the Herne Bay Promenade Pier Order 1872 shall be and the same is repealed but neither this Order nor the repeal hereby effected shall affect anything duly done or suffered under the Herne Bay Promenade Pier Order 1872 or any right or liability acquired exercised or incurred under that Order.

Limits of Order.

3. The limits within which the Company shall have authority and which shall be deemed the limits to which this Order and the power to levy rates extend shall be the pier and works as existing or by this Order authorised.

Order to apply to existing works.

4. This Order shall apply to the existing pier and works of the Company and the conveniences connected therewith in the same manner as if such pier and works had been constructed and completed under powers given by this Order.

Incorporation of parts of Acts.

5. 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) are incorporated with and form part of this Order. For the purposes of such incorporation the term "Special Act" in the said Acts shall be construed to mean this Order.

Power to take lands by agreement.

6. 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 (including the site of the existing pier) as they think requisite for the purposes of the works authorised by this Order and of the conveniences connected therewith and may hold and use for those purposes such of the said lands as they may have acquired within one year from the date of the passing of the Act confirming this Order.

Power to execute works.

7. Subject to the provisions of this Order and subject to such alterations (if any) in the deposited plans and sections as the Board of Trade may require from time to time before completion of the works in order to prevent injury to navigation the Company may on the lands belonging to them or acquired under this Order maintain with the works enlargements and improvements by this Order authorised the existing pier at Herne Bay in the parish of Herne in the county of Kent in the lines and situation and according to the levels and within the

limits of deviation shown on the deposited plans and sections together with all proper landing-places toll-gates toll-houses approaches works and conveniences connected therewith.

Description of works authorised.

8. The works enlargements and improvements by this Order authorised comprise the following:—

(i.) The making and maintenance in the said parish of Herne in the county of Kent and the bed and shore of the sea adjoining thereto an extension seaward of the existing pier of the Company commencing at the northern face of such pier and terminating at a distance of 1,200 yards from the point of commencement.

(ii.) The dredging scouring and deepening of the bed and shore of the sea at or near any part of the existing pier or the extension thereof and the taking down removing altering extending replacing or restoring of all or any part of the existing pier.

The pier jetties and works to be constructed under the authority of this Order to be open and not solid.

Company may provide cranes &c.

9. The Company may provide all necessary and proper cranes buoys moorings engines accumulators electric and other apparatus and machinery and hawsers and other works buildings and conveniences for use in connexion with the existing pier and the extension thereof.

Consent of Board of Trade to certain works.

10. Any works authorised by this Order below high-water mark shall not be commenced without the consent in writing of the Board of Trade having been first obtained in writing.

Further powers as to buildings tramways &c.

11. The Company may erect construct and maintain on the existing pier and the extension thereof (together herein-after called "the pier") or the approaches thereto pavilions or assembly rooms concert lecture reading refreshment and other rooms lavatories closets baths buildings and conveniences (all which matters and things are in this Order included in the word "buildings") and may lay down erect construct and maintain upon or in connexion with the pier and use and work a tramway or tramways for the conveyance of passengers animals goods and merchandise and use electricity steam mechanical or other motive power on such tramway or tramways (all which matters and things are in this Order included in the word "tramways") and may from time to time make and recover such charges for the use of the buildings or any of them or any part or parts thereof respectively as they from time to time think fit and may from time to time let or lease the said buildings or the tramways or any of them or any part or parts thereof respectively for any term not exceeding seven years to such person company or corporation upon such terms (pecuniary or otherwise) and under such restrictions and conditions as they think fit.

Power to close pier on special occasions &c.

12. The Company may on any occasions which they may deem special but not exceeding twelve days in any one year close the pier against the public and may on such occasions charge such special rates of admission not exceeding one shilling for each person as the Company may from time to time think fit: Provided that on all such occasions the Company shall reserve a sufficient passage along the pier from the landing steps to the shore for persons landing or embarking at the pier such reserved passage to be open for use by such persons at the ordinary rates and without payment of any special rates so long only as they use the pier as a passage and do not remain upon it.

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Power to levy rates.

13. 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 demand receive and recover in respect of persons matters and things described in the schedule to this Order any sums not exceeding the several rates in that schedule specified.

Board of Trade may reduce rates.

14. 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 per centum per annum on the entire sum from time to time appearing to the Board of Trade to have been expended in the construction of the pier and works the Board of Trade may if in their discretion they think fit reduce the rates authorised by this Order to such amounts as will be sufficient to provide the aforesaid interest at the rate of ten 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.

Reserve fund.

15. The directors of the Company may before recommending any dividend set aside out of the profits of the Company such sum as they think proper as a reserve fund to meet contingencies or for equalising dividends or for repairing improving and maintaining any of the property of the Company and for such other purposes as the directors shall think conducive to the interests of the Company and they may invest the several sums so set aside in any of the modes in which trustees are by law authorised to invest or in any other manner directed by the Company in general meeting and may from time to time deal with and vary such investments and dispose of all or any part of the said several sums and the investments thereof in paying off any mortgage or mortgages upon the undertaking of the Company or otherwise for the benefit of the Company. The income arising from the securities upon which the reserve fund shall be from time to time invested may either be added to the reserve fund or be carried to and be deemed to form part of the general revenue of the Company.

Annual account to be sent to Board of Trade.

16. The Company within one month after sending to the Clerk of the Peace the copy of their annual account in abstract (which account shall be made up at the end of the day on the twenty-fifth day of March in each year) 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.

Pass tickets for use of pier.

17. 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 be 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.

Powers to vary exemptions from rates and to enter into compositions

18. The Company may from time to time confer vary or extinguish exemptions from and enter into compositions with any person or persons with respect to the payment of rates authorised by this Order for such periods and on such terms as they may think fit 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.

Power to lease rates.

19. The Company may from time to time lease the rates authorised by this Order for any term not exceeding seven years at the best rent to be reasonably obtained without fine and on such other terms and conditions as they think fit and the lessee shall have and may exercise during the continuance of his lease the same power of levying and recovering rates and dues 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.

Certain fishing vessels under stress of weather exempt from rates.

20. 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 and works and not breaking bulk while making use thereof be exempt from rates leviable under this Order.

Exemption of certain officers from rates.

21. Officers of the Board of Trade being in the execution of their duty shall at all times have free ingress passage and egress to over and from the pier and works by land and from their vessels and otherwise without payment.

Lifeboat crew to be exempt from rates.

22. All persons going to or returning from any lifeboat or using any apparatus for saving life and being persons either belonging to the crew of the lifeboat or to the coastguard or being persons for the time being actually employed in saving life or in exercising or using the lifeboat or the apparatus for saving life and also all persons brought ashore from any vessel in distress shall at all times have free ingress passage and egress to over and from the pier and works without payment.

Life-saving apparatus may be attached to pier.

23. The officers of the coastguard and all other persons for the time being actually employed in connexion with the lifeboat or the apparatus for saving life may either permanently or temporarily and from time to time without payment attach or cause to be attached to any part of the pier or works spars and other apparatus for saving life and may also either in course of using or of exercising the apparatus for saving life fire rockets over the pier and works.

Power to make byelaws.

24. The Company may make byelaws for the regulation and control of vessels and boats to take effect below high-water mark within one hundred yards of any part of the pier or works and also for the regulation and control of persons embarking disembarking frequenting or resorting to or employed at their pier and works and using their tramways and for protecting the pier buildings tramways and works and for protecting the property thereon and for ensuring the safety and comfort of persons frequenting and using the same and may impose and recover a penalty not exceeding forty shillings in any case for the breach or non-observance of any byelaw but such byelaws shall not come into operation

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until the same have received the allowance and confirmation of the Board of Trade which shall be sufficient for all purposes.

Application of rates received.

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

(1.) In paying the expense of the maintenance and repair management and regulation of the pier buildings tramways and works;

(2.) In payment year by year of the interest accruing on money borrowed by the Company;

(3.) The surplus revenue (if any) of the pier buildings tramways and works after providing for the purposes aforesaid shall belong to the Company.

Power to borrow money.

26. The Company may from time to time borrow and re-borrow on mortgage at interest on the security of the rates authorised by this Order such sums of money as they may from time to time think requisite not exceeding in the whole at any one time ten thousand pounds.

Application of money borrowed.

27. Every part of the money borrowed under this Order shall be applied only for the purposes authorised by this Order to which capital is properly applicable.

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

28. If within six months after the interest on any mortgage granted by the Company has become due or after the period prescribed for the payment of the principal sum in any such mortgage has expired such interest or principal as the case may be shall not be paid the holder of such mortgage may without prejudice to any rights remedies or securities otherwise competent to or held by him apply for the appointment of a receiver as herein-after provided.

Appointment of a receiver.

29. Every application for the appointment of a receiver under the provisions of this Order shall be made to two justices of the eastern division of the county of Kent and on any such application the said justices may by order in writing after hearing the parties appoint some person as a receiver to receive the whole or a competent part of the rates authorised by this Order until all the arrears of interest or of principal and interest as the case may be then due on all the outstanding mortgages 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 receiver and so soon as the full amount of interest or of principal and interest as the case may be and costs has been so received the power of the receiver shall cease and after payment of the said costs the receiver shall distribute among all the holders of the said mortgages 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 mortgages.

Amount to authorise application for receiver.

30. The amount to authorise the application for the appointment of a receiver shall be one thousand pounds in one or more mortgages.

Portions of Harbours Clauses Act excepted.

31. Sections sixteen to nineteen inclusive of the Harbours Docks and Piers Clauses Act 1847 shall not be incorporated with this Order but the Company shall at their own expense when directed by the Board of Trade provide to the satisfaction of the Board of Trade a site near the pier and build on such site a house and other proper accommodation for a lifeboat rocket apparatus and other life-saving apparatus and shall be liable to a penalty not exceeding ten pounds

for every calendar month during which they omit to provide such accommodation after having been required so to do by the Board of Trade.

Company to be local authority.

32. Within the limits of this Order the Company shall be a local authority within the meaning of the Merchant Shipping Act 1854 and the Acts amending the same and shall have all the powers conferred by those Acts on local authorities.

Pier to be deemed within the district of Herne Bay.

33. The pier and works shall in respect of all matters crimes or offences arising or committed thereon requiring the cognizance of any justice of the peace be deemed and taken to be within and as forming part of the district of the Herne Bay Local Board of Health and within the jurisdiction of the justices acting in and for the petty sessional division in which the said district is situate.

Vessels not to anchor within 100 yards.

34. No vessel or boat shall anchor within one hundred yards of any part of the pier or works without the consent of the Company or their piermaster.

Vessels not to moor alongside pier without consent.

35. No vessel or boat except steamboats or pleasure boats embarking or disembarking passengers and their luggage shall be moored alongside the pier without the consent of the Company or their piermaster.

Goods not to be landed without consent.

36. No merchandise or goods (passengers' personal luggage excepted) shall be landed on or at the pier or lands acquired by the Company otherwise than with the consent of the Company.

Meters and weighers.

37. The Company shall have the appointment of meters and weighers within the limits of this Order.

Temporary lights on works.

38. 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 the directions so given shall satisfy and be in lieu of every other statutory requirement as to lights during the construction of the works and the Company shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply or refuse or neglect to observe any direction so given.

As to lights after completion of works.

39. 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 or in such other place or places as may be required exhibit for all or any part of the time from sunset to sunrise and according to the requirements of the traffic and the season of the year 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 ten pounds for every calendar month during which they omit so to apply or to observe any such direction.

Provision against danger to navigation.

40. In case of injury to or destruction or decay of the pier or works of the Company or any part thereof the Company shall lay down such buoys exhibit such lights or take such other means for preventing as far as may be danger to navigation 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 the means to be taken and the Company shall be liable to a penalty not

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exceeding ten pounds for every calendar month during which they omit so to apply or refuse or neglect to obey any such direction.

Cessor of powers to construct works in case of default.

41. 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 conferred 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 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.

42. 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.

Saving rights of Crown.

43. This Order shall not be taken as a consent to the surrender of nor shall anything in this Order contained prejudice or affect any property interest rights powers authorities or privileges of Her Majesty in right of Her Crown which are under the management of the Commissioners of Woods or either of them.

Costs of Order.

44. All costs charges and expenses of or incidental to the preparing and obtaining of this Order and otherwise incurred in reference thereto shall be paid by the Company.

Short title.

45. This Order may be cited as The Herne Bay Pier Order 1891.

SCHEDULE to which the foregoing Order refers.

I.—Rates on Vessels using the Pier.

		s.	*d.*
For every vessel not exceeding the burden of fifteen tons -	- per ton	0	4
For every vessel exceeding the burden of fifteen tons and under fifty tons	per ton register	0	6
For every vessel of the burden of fifty tons and under one hundred tons	per ton register	0	8
For every vessel of the burden of one hundred tons and under one hundred and fifty tons - - - - -	per ton register	0	10
For every vessel of the burden of one hundred and fifty 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 and Animals 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.			
Horses - - - - - - - -	each	1	6
Asses mules bulls cows and oxen - - - - -	each	1	0
Calves sheep and pigs - - - - - -	each	0	3
Lambs dogs and other small animals - - - -	each	0	2

III.—Rates for use of Pier.

	£	*s.*	*d.*
For every passenger or other person landing on the pier from or embarking from it on board of any ship vessel boat packet or passage-boat for each time any sum not exceeding - -	0	0	4
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 including driver taken on the pier for each time any sum not exceeding - - - -	0	0	4
For every perambulator including driver taken on the pier for each time any sum not exceeding - - - - -	0	0	4
For every person using the pier for the purpose of bathing any sum not exceeding - - - - - - -	0	0	4
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 - - - -	1	0	0

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Herne Bay.

IV.—Rates on Passengers' Luggage landed or shipped or transhipped at the Pier.

	£	s.	d.
For every trunk portmanteau box parcel or other package within the description of luggage and not borne by the passenger not exceeding twenty-eight pounds	0	0	2
Over twenty-eight pounds and not exceeding eighty-four pounds	0	0	4
Over eighty-four pounds and not exceeding one hundred and twelve pounds	0	0	5
Over one hundred and twelve pounds and not exceeding one hundred and forty pounds	0	0	6
Over one hundred and forty pounds and not exceeding one hundred and ninety-six pounds	0	0	7
Over one hundred and ninety-six pounds and not exceeding two hundredweight	0	0	8
If exceeding two hundredweight for every hundredweight	0	0	4
And for every twenty-eight pounds weight in addition	0	0	1
For every four-wheeled carriage	0	4	0
For every two-wheeled carriage	0	2	6
For every bicycle or tricycle for each and every time	0	0	3

V.—Rates for use of Weighing Machines.

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

VI.—Rates for use of Tramway.

For every passenger using tramway for each time any sum not exceeding	0	0	3
Light goods per cubic foot	0	0	1
Heavy goods per ton	0	2	0

For passengers' luggage rates not exceeding rates on same for use of pier.

MULLION.

A.D. 1891.

Mullion.

Order for amending the Mullion Harbour and Piers Order, 1890, *and for the construction, maintenance, and regulation of a Harbour, Piers, and Works at Mullion in the County of Cornwall, in the place of those authorised by the same Order.*

Short title.

1. This Order shall be construed with the Mullion Harbour and Piers Order, 1890 (in this Order called the Order of 1890), as one Order, and may be cited as the Mullion Harbour and Piers Order, 1891.

Undertakers.

2. The Right Honourable Thomas Charles Baron Robartes, of Lanhydrock and Truro, his heirs, assigns, and successors in title, shall be the Undertakers for carrying this Order into execution, and shall have and may exercise the powers, privileges, and authorities conferred by this Order.

Repeal of clauses 7 and 13 of Order of 1890.

3. From and after the passing of the Act confirming this Order, clauses seven and thirteen of the Order of 1890 shall be and the same are hereby repealed.

Works to be substituted for those authorised by Order of 1890.

4. The works authorised by this Order shall be and the same are hereby substituted in the place of the works authorised by the Order of 1890.

Description of works.

5. The works authorised by this Order include—

(1.) A pier, jetty, or quay on the mainland about one hundred and fifty feet in length, commencing at the north-west corner of Mullion Cove, and extending in an easterly direction along the face of the cliff forming the northern boundary of the cove, together with a roadway at the back of the same, and an approach road thereto about seventy feet in length.

(2.) A pier about one hundred and eighty feet in length, commencing at the said north-west corner of the cove by a junction with the afore-mentioned pier, jetty, or quay, and extending in a southerly direction nearly at right angles to the said pier, jetty, or quay, which said pier, jetty, or quay and pier will include all proper approaches, embankments, roads, footpaths, sheds, toll-houses, toll-gates, buildings, sewers, drains, landing-stages, landing-places, buoys, moorings, and other works and conveniences, for the embarking and disembarking of passengers, animals, fish, goods, and merchandise of every description.

(3.) The removing by dredging, digging, excavating, or otherwise, of any rocks, sand, mud, or other materials which it may be found necessary or convenient to remove for any purpose connected with the construction of the works aforesaid.

(4.) The deepening by means of dredging, scouring, digging, and excavating, or otherwise, of the area bounded on two sides by the said pier, jetty, or quay, and the approach road thereto, and by the said pier secondly above described, and the removing of any rock, sand, mud, or other materials.

(5.) The placing of any rock, sand, mud, or other materials dredged up, dug, excavated, or otherwise removed under any powers given by this Order in the sea on the outside or western side of the said pier secondly above described as a protection against the sea.

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Mullion.

The whole of which intended works will be solid, and will be situate in the parish of Mullion, in the county of Cornwall, and on the foreshore and bed of the sea adjoining that parish.

Order of 1890 to apply to works.

6. All the provisions of the Order of 1890 shall apply to the works authorised by this Order in like manner as if such works had been the works authorised by the Order of 1890.

Limits.

7. The limits within which the Undertakers shall have authority, and which shall be deemed the limits to which the Order of 1890, as amended by this Order, and the power to levy rates under that Order, as amended by this Order, and the other provisions of the Order of 1890 extend, shall comprise the area of the harbour enclosed by the said pier, jetty, or quay, and the approach road thereto, the said pier secondly above described, an imaginary line drawn from the south end of the said pier to the point of rock forming the south-west boundary of the cove and the cliff forming the southern boundary of the cove, and a space of fifty yards seaward from every part of such pier secondly above described and imaginary line, and shall also comprise the said piers and approach road and all works to be constructed under the powers of this Order, and all roads, accesses, and conveniences connected therewith, and all land belonging to the Undertakers used in connexion with any of the works by this Order authorised or adjacent to such works for a distance of fifty yards measured from any work to which any such land is adjacent, which limits (and all additions to and improvements in the harbour works from time to time to be made by the Undertakers) are comprised in the term "the limits of this Order" in the Order of 1890 mentioned.

Certain fishing boats exempt from rates.

8. Hookers and other fishing boats not exceeding sixteen feet length of keel shall be exempt from rates leviable under the Order of 1890.

Saving rights of Crown.

9. This Order shall not be taken as a consent to the surrender of, nor shall anything in this Order prejudice or affect any property, interest, rights, powers, authorities, or privileges of Her Majesty in right of Her Crown, which are under the management of the Commissioners of Woods, or either of them.

Costs of Order.

10. All the costs, charges, and expenses of or incidental to the preparing and obtaining this Order, or otherwise incurred in reference thereto, shall be paid by the Undertakers.

PENNAN.

A.D. 1891.

Pennan.

Order for the Improvement, Maintenance, and Regulation of the Harbour of Pennan, in the Parish of Aberdour and County of Aberdeen.

Undertakers.

1. George Alexander Baird, Esquire, of Stichill and Strichen, his heirs, assigns, or others for the time being entitled to the possession or the receipt of the rents, rates, and profits of the harbour, shall be the Undertakers for carrying this Order into execution, 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 (Scotland) Act, 1845, and the Lands Clauses Consolidation Acts Amendment Act, 1860, except so much thereof respectively as relates to the purchase and taking of lands otherwise than by agreement, are hereby incorporated with this Order.

Limits of harbour.

3. The limits within which the Undertakers shall have authority, which shall be deemed the limits of the harbour, and are in this Order called the harbour, shall, for the purposes of this Order, comprise that part of the Bay of Pennan in the Moray Firth which is within the following imaginary lines (that is to say), an imaginary line commencing at a point in the parish of Aberdour two hundred and ninety yards or thereby east from the eleventh milestone on the public road from Fraserburgh to Macduff, and proceeding due north in a straight line for a distance of four hundred and eighty-three yards, and thence due east for a distance of three hundred and sixty-six yards, and thence proceeding due south for a distance of four hundred and eighty-three yards to a point six hundred and fifty-six yards or thereby east of the milestone before mentioned. The limits shall also comprise all the works by this Order authorised, and the works now existing, and the works, lands, foreshore, and sea contained within the same, together with all roads, accesses, buildings, lands accommodation, and conveniences appertaining thereto or connected therewith respectively, and all additions to and improvements in the harbour from time to time lawfully made by the Undertakers, which said limits are herein-after termed "the limits of this Order."

Powers to take lands by agreement.

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

Powers 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 may require from time to time before the completion of the works, in order to prevent injury to navigation, the Undertakers may, on the lands belonging to them or acquired by them under this Order, and in the lines and situation, and according to the levels and within the limits of deviation shown on the deposited plans and sections, and herein-after prescribed, make and maintain the harbour, breakwaters, piers, quays, roads, and works authorised by this Order.

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Pennan.

Description of works.

6. The works authorised by this Order are—

(1.) An extension of the existing east pier, situate in the Bay of Pennan, commencing at the seaward end thereof, thence proceeding in a north-westerly direction for a length of thirteen yards or thereabouts, and terminating on the foreshore at a point eighty-seven yards or thereabouts, measuring in a north-easterly direction from the centre of the bridge over the stream or burn of Auchmedden, in the village of Pennan.

(2.) A new west pier or breakwater, commencing on the foreshore of the Bay of Pennan, at a point thirty yards or thereabouts, measuring in a north-westerly direction, from the centre of the bridge aforesaid, and proceeding thence in a north-easterly direction for a length of eighty-two yards or thereabouts to a point on the rocky foreshore one hundred and three yards or thereabouts, measuring in a north-easterly direction, from the centre of the aforesaid bridge, and thence in a south-easterly direction for a further length of nine yards or thereabouts, and terminating on the rocky foreshore at a point twenty-six yards or thereabouts, measuring in a north-westerly direction, from the north-west or seaward end of the existing pier.

The proposed extension of the existing east pier, firstly before mentioned, together with the said proposed new west pier, will be built solid throughout their whole extent.

(3.) An approach, access, or roadway to the proposed west pier secondly above described, commencing by a junction with the present roadway to the harbour at a point thereon seventeen yards or thereabouts, measuring in a westerly direction, from the centre of the bridge before mentioned, proceeding in a north-westerly direction for a length of twenty-seven yards or thereabouts, and terminating on the foreshore at the point of commencement of the new west pier secondly above described.

(4.) A diversion of the Auchmedden burn or stream before mentioned, commencing on the north side of the said bridge, proceeding in a north-westerly direction for a length of thirty-two yards or thereabouts, and terminating on the foreshore at a point thereon thirty yards or thereabouts from the said bridge, measuring in a north-westerly direction.

All which works above described will be situate in the parish of Aberdour, in the county of Aberdeen, and on the foreshore or in the bed of the sea adjacent thereto.

Power to deviate.

7. Subject to the provisions of this Order, the Undertakers may deviate laterally from the lines of the works authorised by this Order to the extent marked on the deposited plans, and may deviate vertically from the levels defined on the deposited sections to any extent not exceeding ten feet.

Improvement and maintenance of harbour and works.

8. Subject to the provisions of this Order, the Undertakers may from time to time construct, maintain, alter, and improve the harbour and works authorised by this Order, and in connexion therewith any jetties, wharves, sewers, drains, watercourses, roads, approaches, gates, and other works and conveniences, and may lay down and construct rails, tramways, turntables, and sidings on or along the quays, piers, and other works within the harbour, and may dredge, scour, deepen, widen, enlarge, alter, improve, and maintain the entrance, channels, and waterways of the harbour, and may make and maintain buoys, moorings, lights, beacons, landing-places, and other works and conveniences.

Pennan.

9. The Undertakers may also construct and maintain, or take on lease, all warehouses, offices, sheds, weighing machines, cranes, and other works, buildings, and conveniences which may be found necessary in connexion with the piers and harbour for the accommodation of vessels and traffic landed at or embarked from the same.

Power to construct warehouses, &c.

10. Any works authorised by this Order below high-water mark shall not be commenced without the consent in writing of the Board of Trade having been first obtained.

Consent of Board of Trade to certain works.

11. Every person who wilfully obstructs any person acting under the authority of the Undertakers in setting out the lines of the works authorised by this Order, 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 any part thereof, or who 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.

12. 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 for the due construction of the works authorised by this Order, have been given, the Undertakers may, subject to the provisions of this Order, for the use of the harbour, piers, quays, lights, works, and conveniences connected therewith, demand, recover, and receive in respect of vessels, boats, passengers, animals, fish, and goods, and also in respect of services rendered, described in the schedule to this Order, any sums not exceeding the several rates specified in that schedule: Provided that the Undertakers, before levying any rates for beaching boats, shall provide and shall thereafter maintain suitable accommodation for such beaching within the limits of the harbour.

Power to levy rates.

13. When and so soon as it shall be at any time, or from time to time, certified in writing under the hand of an officer to be appointed for the purpose by the Board of Trade, and paid by the Undertakers, that the works authorised by this Order have been so far completed as to afford accommodation for the traffic of the harbour by means of such works, the Undertakers may, notwithstanding the twenty-fifth section of the Harbours, Docks, and Piers Clauses Act, 1847, and although the whole of the works authorised by this Order shall not then have been completed, demand, receive, and recover such of the rates, or such proportion of all or any of the rates specified in the schedule to this Order, as shall, in the opinion of the Board of Trade, be commensurate with the accommodation afforded.

Rates may be levied though works not completed.

14. The master or owner of every vessel or boat liable to rates shall, on arrival in the harbour, forthwith report the same to the collector of rates, and in the case of every fishing boat, shall furnish to the collector a true and accurate statement of his take of fish, and the name of every person obtaining delivery thereof, and such master or owner shall not leave the harbour without paying to the collector his rates, charges, and dues, and if he fail to do so, he shall be liable to a penalty not exceeding ten pounds.

Masters of fishing boats to report take of fish.

15. The harbour master may prevent the removal or sailing out of the harbour of any vessel or boat in respect of which any rates or dues shall have been payable, until evidence shall have been produced to him of the payment of such rates or dues to the collector, and, in the case of a vessel or boat with a

Harbour master may prevent sailing of vessels.

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take or cargo of fish, until the master or owner of such vessel or boat shall have given in an account of his take or cargo of fish, as required by the last preceding section.

Power to vary exemptions from and compound for rates.

16. The Undertakers may from time to time confer, vary, or extinguish exemptions from, and compound with any person or persons with respect to the payment of rates 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.

Rates for use of warehouses, &c.

17. The Undertakers may demand, levy, and receive such rates or other consideration as they may think reasonable for the use of any warehouses, offices, sheds, buildings, weighing machines, cranes, works, and conveniences belonging to the Undertakers, for the use of which rates are not specifically fixed in the schedule to this Order.

Ballast for vessels.

18. The Undertakers may supply and remove ballast for the accommodation of vessels within the harbour, or permit the master or owner of any vessel within the harbour to lift or convey ballast from or to any place where it may be lawfully obtained or deposited for the purpose of supplying or removing the ballast of such vessel, on payment to the Undertakers of such rates as they shall deem proper, not exceeding the rate specified in the schedule to this Order.

Board of Trade may reduce rates.

19. If at any time and from time to time the clear annual income derived from the harbour, works, and conveniences authorised by this Order, on the average of the then three last preceding years, after payment of all expenses and outgoings other than payments for interest or principal in respect of money borrowed, shall exceed interest at the rate of ten 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 the works by this Order authorised, 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 using the harbour, and after hearing the Undertakers, reduce the rates leviable under this Order, or any of them, to such amounts as will be sufficient to provide the aforesaid interest at the rate of ten per centum per annum, with power to the Board of Trade at any time and from time to time to raise such rates again to any amounts not exceeding those specified in the schedule to this Order.

Annual account to be sent to Board of Trade.

20. The Undertakers, within one month after sending to the sheriff's clerk a copy of their annual account in abstract (which account shall be made up to the end of the day on the twenty-fifth day of March in each year) shall send a copy of the same to the Board of Trade, and section sixteen 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.

Certain fishing vessels under stress of weather exempt from rates.

21. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties or 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 harbour, or the works belonging thereto, and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

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Exemption of certain officers from rates.

22. The Secretary for Scotland, or any person or persons deputed by him, and officers of the Board of Trade and of the Fishery Board of Scotland, being in the execution of their duty, shall at all times have free ingress, passage, and egress on, into, along, through, up to, and out of the harbour, pier, quays, and works by land, and with their vessels and otherwise, without payment.

Exemption of lifeboat crews.

23. All persons going to or returning from any lifeboat or using any apparatus for saving life, and being persons either belonging to the crew of the lifeboat or to the coastguard, or being persons for the time being actually employed in saving life, and also all persons brought ashore from any vessel in distress, shall at all times have free ingress, passage, and egress to or along and from the harbour and works without payment.

Apparatus for saving life may be attached to piers.

24. The officers of the coastguard and all other persons for the time being actually employed in connexion with the lifeboat or the apparatus for saving life may, either permanently or temporarily, and from time to time, without payment, attach or cause to be attached to any part of the pier, harbour, or works, spars and other apparatus for saving life, and may also, either in course of using or exercising the apparatus for saving life, fire rockets over the pier, harbour, or works.

Power to lease rates.

25. The Undertakers may from time to time lease the rates authorised by this Order for any period not exceeding seven years from the date of the lease, and for such rent and consideration, and 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 recovering 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 provisions as to accounts and otherwise to which the Undertakers are made subject under this Order.

Power to borrow.

26. The Undertakers may from time to time borrow and re-borrow at interest such money as may be required for the purposes of this Order, not exceeding in the whole the sum of ten thousand pounds, on the security of the rates, dues, and charges authorised by this Order, and they may accept and take from any bank or banking company credit to such amount as they may deem expedient on a cash account to be opened and kept in the names of the Undertakers, according to the usage of bankers in Scotland, but so that the whole sum owing by the Undertakers on such cash account, and for other money borrowed and for the time being unpaid, shall not exceed in the whole the sum of ten thousand pounds, exclusive of interest, and may assign the rates, dues, and charges hereby authorised in security for the repayment of the sum or sums 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.

Application of money borrowed.

27. Every part of the money borrowed under this Order shall be applied only for the purposes authorised by this Order, to which capital money is properly applicable.

Recovery of arrears of interest or principal.

28. If within thirty days after the interest upon any sum borrowed by the Undertakers has become due, or after the period prescribed for the payment of the principal sum has expired, such interest or principal, as the case may be, shall not be paid, the party or parties entitled to such interest or principal

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respectively may, without prejudice to any rights, remedies, or securities otherwise open to or held by him or them, apply for the appointment of a judicial factor, as herein-after provided.

Appointment of a judicial factor.

29. Every application for the appointment of a judicial factor under this Order shall be made to the sheriff of the county of Aberdeen, or his substitute, and on any such application the sheriff or his substitute 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 principal, as the case may be, then due, together with all costs, including the charges of receiving the said rates, be fully paid; and upon such appointment being made, all such rates as aforesaid shall be paid to and received by the judicial factor so appointed, and the money so received shall be so much money received by or to the use of the party or parties represented by such judicial factor; and so soon as the full amount of interest or of principal, or of principal and interest, as the case may be, in arrear, and costs, has been so received, the power of the judicial factor shall cease; and after payment of such costs, the judicial factor shall distribute among all the parties represented by him, if more than one, the rates and other moneys which shall have been received by him, having regard in such distribution to any rights of priority existing in respect of the interest or principal thus recovered.

Amount to authorise application for a judicial factor.

30. The amount of arrears necessary to authorise the application for a judicial factor shall be not less than one thousand pounds.

Application of moneys.

31. The rates, dues, and charges received under this Order shall be applied for the purposes and in the order following (that is to say):—

(1.) In paying the costs, charges, and expenses of or connected with the preparation, obtaining, and making of this Order, or otherwise in relation thereto.

(2.) In paying the expenses of the maintenance, repair, improvement, management, and regulation of the harbour, and of the works now existing, and the works authorised by this Order.

(3.) In paying year by year the interest and any instalments of principal due in respect of money borrowed under this Order.

(4.) In paying the expense of the execution, maintenance, repair, and purchase of such other works, buildings, sheds, warehouses, wharves, jetties, tugs, dredgers, hydraulic machinery, cranes, engines, and conveniences, as may from time to time be necessary for the purposes of the harbour, or the accommodation of the shipping resorting thereto.

(5.) The surplus revenue (if any) of the harbour, works, and conveniences, after providing for the purposes aforesaid, shall belong to the Undertakers for their own use.

Sections of Harbours Clauses Act excepted.

32. Sections sixteen to nineteen inclusive of the Harbours, Docks, and Piers Clauses Act, 1847, shall not be incorporated with this Order, but the Undertakers shall at their own expense, when required by the Board of Trade, provide to the satisfaction of the Board of Trade a site near the harbour, and build on such site a house and other proper accommodation for a lifeboat, rocket apparatus, and other life-saving apparatus, and shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit to

provide such accommodation, after having been required so to do by the Board of Trade.

Partial incorporation of Harbours and Passing Tolls Act, 1861.

33. Part V. of the Harbours and Passing Tolls, &c. Act, 1861, shall be incorporated with this Order.

Power to Undertakers to purchase or hire dredgers, &c.

34. The Undertakers may for the purposes of the works existing or authorised by this Order, or any of them, from time to time provide, purchase, lease, or hire such steam or other dredgers, engines, tugs, lighters, or other vessels, diving bells, ballast lighters, rubbish lighters, tools, plant, or other materials and machinery as they think fit, and may from time to time demand and receive such sums for the use of the same as they may think fit, or may sell or dispose of the same, and the money thereby realised shall be applied towards carrying into effect the purposes of this Order, or some of them.

Meters and weighers.

35. The Undertakers shall have the appointment of meters and weighers within the harbour.

Byelaws.

36. The Undertakers may make byelaws for the regulation and control of vessels and boats within the harbour, and for the regulation and control of the fishermen and other persons and goods, ballast and traffic in and at the harbour and works, ground and property belonging to the Undertakers and used for harbour purposes, 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.

Temporary lights on works.

37. 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 lieu of every other statutory requirement as to lights during the construction of the works, and the Undertakers shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply, or refuse or neglect to observe any direction so given.

As to lights after completion of works.

38. After completion or permanent discontinuance or abandonment of the works authorised by this Order, the Undertakers shall, at the outer extremity of the pier and works, or the completed portions thereof, or in such other place or places as may be required, exhibit for all or any part of the time from sunset to sunrise, and according to the requirements of the traffic and the season of the year, such light or lights (if any) 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, or refuse or neglect to observe any such direction.

Provision against danger to navigation.

39. In case of injury to or destruction or decay of the pier or works of the Undertakers, or any part thereof, the Undertakers shall lay down such buoys, exhibit such lights, or take such other means for preventing, as far as may be, danger to navigation, as shall from time to time be directed by the Commissioners of Northern Lighthouses, and shall apply to those commissioners for directions as to the means to be taken, and the Undertakers shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply, or refuse or neglect to observe any such direction.

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Cessor of powers to construct works in case of default.

40. 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 conferred 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 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.

41. 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.

Compensation for injury to Crown fisheries.

42. The Undertakers shall make compensation for the damage or injury (if any) which may be sustained by Her Majesty or Her tenants in respect of Her right of salmon fishing through the exercise of the powers of this Order, and in case the amount of such compensation shall not be agreed upon, the same shall be settled by two referees, one being appointed by the Commissioners of Woods and one being appointed by the Undertakers, or by an umpire to be appointed by the said referees, and the said compensation and the charges and expenses of such referees shall be paid as may be appointed by them.

Costs of Order.

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

Short title.

44. This Order may be cited as the Pennan Harbour Order 1891.

The SCHEDULE to which the foregoing Order refers.

I.

TONNAGE DUTIES.

	£	s.	d.
For all vessels whatever entering the harbour to load or unload per registered ton	0	0	4
For every pleasure yacht entering the harbour, not carrying goods or passengers for hire - - - - - -	0	0	3
For all vessels wind-bound, and not loading or unloading, per registered ton	0	0	2
For all vessels laid up to winter, for each month or part of a month, (Vessels not going to sea within one month after arrival to be considered laid up) - - - - per registered ton	0	0	3

II.

DUTIES FOR BOATS, EXCLUSIVE OF THEIR CARGOES.

Every boat engaged in the herring fishery as a composition in full of tonnage duty for the period of the fishing season, payable in advance - - - - - - - - -	1	5	0
Every boat loading or discharging herrings, not paying the aforesaid composition, shall, on each occasion of entering the harbour, pay each	0	2	6
And when wind-bound - - - - - each	0	1	3
Other boats, except white fishing boats, not exceeding 15 tons register, if loading or discharging - - - - each	0	2	6
If wind-bound - - - - - - each	0	1	6
Other boats, except white fishing boats, above 15 tons register to be charged according to tonnage dues for vessels as above.			
Each white fishing boat, for season commencing 1st October, and payable annually in advance—			
If manned by not less than four hands - - - -	0	15	0
If manned by less than four hands - - - -	0	7	6
For every large herring or white fishing boat, or other boat above 30 tons register, beached for the season - - - -	0	15	0
Every small herring or white fishing boat, or other boat under 30 tons register, beached for the season - - - -	0	7	6

III.

RATES ON ARTICLES OF IMPORT AND EXPORT BY BOATS OR VESSELS.

Ale and beer of all kinds - - - - per 50 gallons	0	1	0
Alkali - - - - - - - per ton	0	0	8

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	£	*s.*	*d.*
Anchors - - - - - - - per cwt.	0	0	9
Ashes, all kinds - - - - - - per ton	0	1	0
Bacon or hams - - - - - - per cwt.	0	0	3
Ballast - - - - - - - per ton	0	0	6
Bark - - - - - - - - per ton	0	2	0
Barrels, empty - - - - - - each	0	0	2
Barley (see Corn) :—			
Shelled or pearl ditto - - - - per cwt.	0	0	2
Bedding - - - - - - - per cwt.	0	0	3
Beef or pork - - - - - - per two cwts.	0	0	3
Biscuits or bread - - - - - - per cwt.	0	0	3
Blubber - - - - - - per 252 gallons	0	3	0
Bones of cattle - - - - - - per ton	0	1	0
Bone dust - - - - - - per 40 bushels	0	1	0
Bottles of green or common glass, not less than pints - per gross	0	0	4
Bottles broken - - - - - - per ton	0	0	6
Bran - - - - - - - per quarter	0	0	2
Bricks - - - - - - - per 1,000	0	1	0
Butter - - - - - - - per cwt.	0	0	3
Cables, iron or hempen - - - - - per ton	0	3	0
Candles - - - - - - - per cwt.	0	0	2
Canvas - - - - - - - per 56 lbs.	0	0	1
Carrots - - - - - - - per ton	0	0	6
Casks, empty, of 84 gallons capacity, not being returned packages			
each	0	0	6
Other casks in proportion.			
Cattle, viz. :—			
Bulls, cows, and oxen - - - - - each	0	1	0
Calves - - - - - - - each	0	0	6
Horses - - - - - - - each	0	2	0
Pigs - - - - - - - each	0	0	6
Sheep - - - - - - - each	0	0	3
Lambs - - - - - - - each	0	0	2
Cement - - - - - - - per ton	0	1	0
Chalk - - - - - - - per ton	0	0	6
Cheese - - - - - - - per cwt.	0	0	2
Chimney cans - - - - - - per 100	0	2	8
Clay (fire) manufactured - - - - - per ton	0	1	0
Clay, common - - - - - - per ton	0	0	2
Cloth, haberdashery, &c. - - - per five cubic feet	0	0	2
Coaches, &c. :—			
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
Coals - - - - - - - per ton	0	0	6
Copper - - - - - - - per ton	0	3	0
Cordage - - - - - - - per ton	0	3	0
Corks - - - - - - per five cubic feet	0	0	4

		£	s.	d.
Corn, viz.:—				
Barley, beans, Indian corn, malt, oats, peas, rye and wheat	per quarter	0	0	3
Cinders and charcoal	per ton	0	0	6
Crabs	per doz.	0	0	1
Crystal	per 2 cwt.	0	0	2
Cutch	per ton	0	3	4
Dogs	each	0	0	6
Dissolved bones	per ton	0	1	0
Drugs	per 2 cwt.	0	0	3
Earthenware	per 2 cwt.	0	0	4
Eggs	per 5 cubic feet	0	0	4
Felt	per ton	0	2	6
Flax	per cwt.	0	0	2
Flour	per 280 lbs.	0	0	4
Fish, viz.:—				
Salted	per $26\frac{2}{3}$ gallons	0	0	3
Dried	per cwt.	0	0	3
Fresh haddocks, cod, ling, and all not enumerated	per cwt.	0	0	1
Salmon	per cwt.	0	0	6
Herrings—Imported fresh	per $37\frac{1}{2}$ gallons	0	0	3
,, —Exported cured	per $26\frac{2}{3}$ gallons	0	0	2
,, —Cured, upon which dues have been charged on landing them fresh at this harbour	per $26\frac{2}{3}$ gallons	0	0	1
,, —Red or smoked	per cwt.	0	0	1
Fruits of all kinds other than dried	per bushel	0	0	3
Game	per score of all kinds	0	3	0
Glass	per 2 cwt.	0	0	3
Groceries, viz.:—				
Coffee, confections, dried fruits, molasses, spices, rice, snuff, &c.	per cwt.	0	0	4
Guano	per ton	0	1	0
Gunpowder	per 100 lbs.	0	0	3
Hams, bacon, and tongues	per cwt.	0	0	4
Hay	per ton	0	2	0
Hardware	per ton	0	2	6
Hemp, rough	per ton	0	3	0
Hides	per cwt.	0	0	4
Hoops:—				
Hoops of wood, all of the size of 84 gallon cask hoops, and under	per 1,200	0	0	9
All above	per 1,200	0	1	0
Iron	per cwt.	0	0	2
Household furniture	per 5 cubic feet	0	0	4
Husbandry utensils	per 2 cwt.	0	0	4
Iron, viz.:—				
Bar, bolt, and rod, plate, sheet and forged; iron grates, stoves, and other ironmongery and rails	per cwt.	0	0	2
Hoop, *see* Hoops.				

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		£	s.	d.
Iron—				
Old iron	per cwt.	0	0	1
Old or broken cast iron	per cwt.	0	0	0½
Kelp	per cwt.	0	0	1
Lard	per cwt.	0	0	2
Lead	per cwt.	0	0	2
Leather, tanned and dressed	per cwt.	0	0	6
Lime	per 16 gallons	0	0	1
Limestone	per ton	0	1	0
Lobsters	per dozen	0	0	2
Loam or moulding sand	per ton	0	0	6
Machinery	per ton	0	2	6
,,	per 5 cubic feet	0	0	6
Manures, not enumerated	per ton	0	1	0
Masts	per cwt.	0	0	1
Meal	per 140 lbs.	0	0	2
Meat, fresh	per cwt.	0	0	6
Milk	per gallon	0	0	0½
Musical instruments	per cubic foot	0	0	1
Oakum	per cwt.	0	0	2
Oil	per ton	0	3	0
Oil-cake	per ton	0	3	0
Oranges and lemons	per cwt.	0	0	6
Oysters	per cwt.	0	0	4
Paint	per cwt.	0	0	4
Passengers' luggage, not exceeding 8 cwt., free.				
All above 8 cwt.	per 2 cwt.	0	0	6
Pipes :—				
Spigot and faucet, glazed	per ton	0	1	0
Pipes or tiles for draining	per 1,000	0	1	0
Pitch	per cwt.	0	0	2
Potatoes	per ton	0	0	6
Peats	per 500	0	0	1
Poultry	each	0	0	1
Rabbits	per dozen	0	0	4
Rags and old rope	per ton	0	2	0
Ropes of all kinds	per ton	0	2	6
Rosin	per ton	0	2	6
Salmon	per 2 cwt.	0	0	4
Sails	per cwt.	0	0	6
Salt	per 40 bushels	0	1	0
Saltpetre	per ton	0	3	0
Sand	per ton	0	1	0
Seed, viz. :—				
Flax and rape	per 52½ gallons	0	0	9
Flax and rape	per 32 gallons	0	0	4½
Clover	per 300 cwt.	0	0	6
Garden seeds	per 2 cwt.	0	0	6

		£	s.	d.
Seed—				
Hemp and canary	per 2 cwt.	0	0	3
Rye grass	per quarter	0	0	3
Sheepskins, with wool	per cwt.	0	0	3
Shellfish, other than specified	per cwt.	0	0	2
Slates, viz.:—				
Under size	per 1,000	0	1	0
Sizeable	per 1,000	0	2	0
Over size	per 1,000	0	3	0
Spirits	per 50 gallons	0	0	9
Staves—Herring barrel staves	per 1,000 super. feet	0	1	0
Stones, viz.:				
Rubble	per ton	0	0	2
Hewn ashlar	per ton	0	0	9
Rough ashlar	per ton	0	0	6
Large stones	per ton	0	0	6
Causeway stones, dressed	per ton	0	0	3
Pavement	per ton	0	0	6
Kerb	per ton	0	0	6
Gravestones	each	0	3	0
Scythe stones	per score	0	0	0½
Grindstones	each	0	0	6
Millstones	each	0	3	0
Steel	per ton	0	2	8
Sugar	per ton	0	2	8
Tallow and soap,	per cwt.	0	0	2
Tar	per 25 gallons	0	0	4
Tares	per quarter	0	0	2
Tea	per 115 lbs.	0	0	6
Tiles	per 1,000	0	1	6
Tin, of all kinds	per ton	0	3	0
Tobacco	per ton	0	5	0
Tow	per cwt.	0	0	2
Treenails, 2 feet in length and under	per 1,000	0	1	0
Treenails, exceeding 2 feet in length	per 1,000	0	2	0
Turnips	per ton	0	0	6
Turpentine	per 52½ gallons	0	1	4
Varnish	per cwt.	0	0	1
Vegetables	per 10 cwt.	0	0	4
Vinegar	per 52½ gallons	0	1	0
Vitriol	per 3½ gallons	0	0	4
Whalebone	per ton	0	5	0
Wheels, coach or cart	per pair	0	0	9
Wine	per 43 gallons	0	1	4
Do. bottled	per 5 cubic feet	0	0	8
Wood of all kinds	per 1*l.* value	0	0	6

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		£	s.	d.
Wool - - - -	per cwt.	0	0	6
Yarn - - - - - - -	per ton	0	2	8
Zinc - - - - - - -	per ton	0	2	8

ALL OTHER GOODS NOT PARTICULARLY ENUMERATED IN THE ABOVE TABLE.

		£	s.	d.
Light goods - - - -	per 5 cubic feet or 2 cwt.	0	0	4
Heavy goods - - - - - -	per ton	0	2	6

NOTES WITH REFERENCE TO THE FOREGOING.

1. All empty boxes, barrels, sacks, and packages returned to the original shipper within three months from the date of import are exempted.

2. All goods landed from any vessel and reshipped in the same or another vessel in the original packages, and without being transferred from the lander, or if the said goods have been put into other packages from the original packages having been destroyed or damaged, shall only pay duties on landing, and may be reshipped in the same or another vessel upon her departure without paying duties again.

3. If any goods for which rates shall have been paid when loaded shall from any accident or otherwise be unloaded, no rates shall be charged a second time for such goods on being reloaded.

4. Goods of all descriptions rated by weight shall be charged according to gross weight; fractional parts of any weight, measure, number, or value shall be charged proportionally, and the minimum charge for a single package shall be one penny.

RATES FOR THE USE OF SHEDS, CRANES, AND WEIGHING MACHINES.

1.—*Sheds.*

For each ton of goods which shall remain in any shed or on 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.

2.—*Cranes.*

	£	s.	d.
All goods or packages not exceeding one ton - - -	0	0	3
Exceeding one ton and not exceeding two tons - -	0	0	4
Exceeding two tons and not exceeding three tons - -	0	0	6
Exceeding three tons and not exceeding four tons - -	0	0	8
Exceeding four tons and not exceeding five tons - -	0	0	10
Exceeding five tons and not exceeding six tons - -	0	1	0
Exceeding six tons and not exceeding seven tons - -	0	1	2
Exceeding seven tons and not exceeding eight tons - -	0	1	4
Exceeding eight tons and not exceeding nine tons - -	0	1	8
Exceeding nine tons and not exceeding ten tons - -	0	2	0
Exceeding ten tons - - - - -	0	3	0

3.—*Weighing Machines.*

	£	s.	d.
For potatoes and coals, each ton or part of a ton - - -	0	0	4
Goods in quantities of 20 tons and upwards of same cargo per ton -	0	0	3
Other goods per ton or part of a ton - - - -	0	0	6

Warps or Planks.

Harbour warps: All vessels requiring the use of warps per registered ton - - - - - -	0	0	$0\frac{1}{4}$
All vessels requiring the use of planks - - for each plank	0	1	0

Water Money.

For each 100 gallons or part thereof supplied - - -	0	0	6

Harbour Lights.

For all vessels - - - - per registered ton	0	0	$0\frac{1}{2}$
For herring boats for the season - - - - each	0	1	0

But dues for lights shall only be demanded and received so long as a light or lights are duly exhibited during the proper hours, and money paid for light dues may be recovered back if a light or lights are not maintained during the period for which the payment is made.

Rates for Passengers.

For every passenger disembarking from any vessel entering the harbour - - - - - -	0	0	2

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SCARBOROUGH.

Order for amending the Scarborough Promenade Pier Order 1866 *and for the Construction and Maintenance of Additions to the Promenade Pier and Works at Scarborough in the North Riding of the County of York.*

Short title.

1. This Order may be cited as the Scarborough Promenade Pier Order 1891 and this Order together with the Scarborough Promenade Pier Order 1866 (in this Order called the Order of 1866) shall be read and construed as one Order and may be cited together as the Scarborough Promenade Pier Orders 1866 and 1891.

Undertakers.

2. The Scarborough Promenade Pier Company (Limited) (in this Order called the Company) shall be the Undertakers for carrying this Order into execution.

Incorporation of Acts.

3. The Lands Clauses Acts except so much thereof as relates to the purchase and taking of lands otherwise than by agreement are hereby incorporated with this Order.

Limits.

4. The limits to which the Order of 1866 and the power to levy rates under that Order and the other provisions of that Order extend shall comprise the works authorised by this Order.

Power to take land by agreement.

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

Power to execute works.

6. Subject to the provisions of this Order and subject also to such alterations (if any) in the plans and sections deposited with reference to this Order as the Board of Trade may from time to time require before the completion of the works in order to prevent injury to navigation the Company may in the lines and according to the levels and within the limits of deviation shown on the deposited plans and sections (so far as the same are shown thereon) construct with open ironwork and maintain the works authorised by this Order.

Description of works.

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

An extension seaward of the present pier head commencing at the eastern face thereof and terminating at a line fifteen feet therefrom;

A widening of the wing of the present pier to the extent of thirty feet on the north side thereof and a widening of the wing of the present pier to the extent of thirty feet on the south side thereof each of such widenings to commence at a point eight hundred and fifty feet from the shore end of the present pier and to extend seaward for a length of one hundred and fifty feet and to terminate at a point one thousand feet from the shore end of the pier;

A further widening of twelve feet on the south side of the southern wing of the present pier (so as to form a landing-stage) such further widening to be of the length of one hundred and fifty feet and to commence at a point eight hundred and fifty feet from the shore end of the pier and terminate at a point one thousand feet from the shore end of the pier.

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Power to provide cranes &c.

8. The Company may provide all necessary or proper cranes buoys moorings engines accumulators apparatus hawsers and other works for use in connexion with the pier and works.

Power to deviate.

9. The Company in constructing the works authorised by this Order may alter and deviate the same to any extent laterally within the limits of deviation and vertically not exceeding five feet but in any case only with the approval in writing of the Board of Trade first obtained.

Works to be part of the pier.

10. Subject to the provisions of this Order the works by this Order authorised shall be deemed part of the pier undertaking of the Company and they may demand take and recover any rates rents and charges in respect of the use thereof not exceeding the sums authorised by the Order of 1866 as amended by this Order.

Penalty for obstructing works.

11. 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 such works or defaces or destroys such works or any part thereof shall for every such offence be liable to a penalty not exceeding five pounds.

Reduction of rates.

12. The rates authorised by the schedule to the Order of 1866 shall from and after the 1st day of September 1891 be reduced as follows that is to say—

The rate for each passenger landing or embarking to be fourpence instead of sixpence.

The rate for each bath or sedan chair to be fourpence instead of sixpence and no further charge is to be made for the driver or person in charge.

No charge to be made for the driver or a person in charge of a perambulator.

The words "being an inhabitant of town of Scarborough" are to be deemed cancelled and omitted from the schedule and the rate payable by a master of a vessel boat or wherry shall be payable by all such masters alike.

Board of Trade may reduce rates.

13. If at any time and from time to time it appears to the Board of Trade that the clear annual income derived from the whole pier and works of the Company on the average of the then three last preceding years after payment of all expenses and outgoings other than payments for interest or instalments of principal in respect of moneys borrowed shall exceed interest at the rate of ten per centum per annum on the entire sum from time to time appearing to the Board of Trade to have been expended in executing the works authorised by this Order and the Order of 1866 the Board of Trade may if in their discretion they think fit reduce the rates leviable under this Order and the Order of 1866 to such amounts as will be sufficient to provide the aforesaid interest at the rate of ten per centum per annum and the rates shall thereupon be reduced accordingly but the Company may with the consent of the Board of Trade at any time and from time to time raise them again to not exceeding the sums authorised by the Order of 1866 as amended by this Order.

Annual account to be sent to Board of Trade.

14. The Company within one month after sending to the clerk of the peace for the north riding of the county of York the copy of their annual account in abstract (which account shall be made up at the end of the day on the twenty-fifth day of March in each year) shall send a copy of the same to the Board of Trade and section sixteen of the General Pier and Harbour Act 1861 Amendment Act shall apply to and include any and every such account. If the

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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.

Board of Trade officers.

15. Officers of the Board of Trade 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.

Lifeboat crew exempt from rates.

16. All persons going to or returning from any lifeboat or using any apparatus for saving life and being persons either belonging to the crew of the lifeboat or to the coastguard or being persons for the time being actually employed in saving life or in exercising or using the lifeboat or the apparatus for saving life and also all persons brought ashore from any vessel in distress shall at all times have free ingress passage and egress to in through out of and from the pier without payment.

Life-saving apparatus may be attached to any part of pier.

17. The officers of the coastguard and all other persons for the time being actually employed in connexion with the lifeboat or the apparatus for saving life may either permanently or temporarily and from time to time without payment attach or cause to be attached to any part of the pier spars and other apparatus for saving life and may also either in course of using or of exercising the apparatus for saving life fire rockets over the harbour.

Portions of Harbours Clauses Act excepted.

18. Sections sixteen to nineteen inclusive of the Harbours Docks and Piers Clauses Act 1847 shall not be incorporated with this Order.

Power to take charges for use of pavilion.

19. The Company may demand and take reasonable charges for the use of the existing pavilion or any enlarged or altered pavilion and the accommodation afforded therein respectively.

Power to close pier on special occasions &c.

20. The Company may on any special occasions but not exceeding twelve days in any one year close the pier against the public and may on such occasions charge such special rates of admission not exceeding one shilling for each person as the Company may from time to time think fit.

Provided that on all such occasions the Company shall reserve a sufficient passage along the pier from the landing steps to the shore for persons landing or embarking at the pier such reserved passage to be open for use by such persons at the ordinary rates and without payment of any special rates so long as they use the pier as a passage and do not remain thereon.

Restriction and use of pier.

21. Nothing in this Order or the Order of 1866 shall entitle any person with any vessel or boat to ship or unship at any pier jetty or landing-place authorised by this Order any sheep cattle or merchandise or to ship or unship there anything which in the judgment of the Undertakers might in any way interfere with the use of the piers jetties or passengers landing-places for recreation or for embarking or landing passengers.

Power to make byelaws.

22. The Company may from time to time make byelaws for the regulation and control of persons using the pier or pavilion and in regard to the traffic on and at the pier and pavilion respectively 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.

As to lights during construction of works.

23. 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 the directions so given shall satisfy

and be in place of every other statutory requirement as to lights during the construction of the works and the Company shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply or refuse or neglect to observe any direction so given.

As to lights after completion of works.

24. 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 for all or any part of the time from sunset to sunrise and according to the requirements of the traffic and the season of the year such light or lights as shall from time to time be directed by the 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 or to obey any direction so given.

Provision against danger to navigation.

25. In case of injury to or destruction or decay of the pier or works or any part thereof the Company shall lay down such buoys exhibit such lights or take such other means for preventing so far as may be danger to navigation as shall from time to time be directed by the Corporation of Trinity House Deptford Strond and shall apply to the said corporation for directions as to the means to be taken and the Company shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply or refuse or neglect to obey any direction so given.

Powers 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 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 limits affected by any such rights interests powers authorities or privileges without the assent of the Board of Trade having been first obtained.

Saving rights of Crown.

28. This Order shall not be taken as a consent to the surrender of nor shall anything in this Order prejudice or affect any property interest rights powers authorities or privileges of Her Majesty in right of Her Crown which are under the management of the Commissioners of Woods or either of them.

Costs of Order.

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

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Order for the Construction, Maintenance, and Regulation of a Pier on the Western Shore of Uig Bay, situate in the Isle of Skye and in the Parish of Snizort and County of Inverness.

Undertakers.

1. George Alexander Baird, Esq., his heirs, assigns, or others the persons for the time being entitled to the receipt of the rents, rates, and profits of the pier and works authorised by this Order, shall be the Undertakers for carrying this Order into execution, 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 (Scotland) Act, 1845, and the Lands Clauses Consolidation Acts Amendment Act, 1860, except so much thereof respectively as relates to the purchase and taking of lands otherwise than by agreement, are hereby incorporated with this Order.

Limits of harbour.

3. 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 extend, shall comprise the pier by this Order authorised, and the works, lands, foreshore, and sea contained within the same, together with all works, roads, accesses, buildings, lands, accommodation, and conveniences appertaining thereto or connected therewith respectively, and all additions and improvements from time to time lawfully made by the Undertakers, and also the area below high-water mark comprised within a distance of 100 yards from any part of the said pier, which limits are in this Order termed "the limits of this Order."

Powers to take lands by agreement.

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

Powers 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 may require from time to time before the completion of the works, in order to prevent injury to navigation, the Undertakers may, on the lands belonging to them or acquired 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 and herein-after prescribed, make and maintain the works authorised by this Order.

Description of works.

6. The works authorised by this Order include—

A pier on the western shore of Uig Bay, in the Island of Skye, commencing at a point on the shore next high-water mark, situate 325 yards or thereabouts in a south-westerly direction from the root of the boat pier, situated on the west side of the Uig Bay, and extending thence for a distance of 360 yards or thereabouts in a south-easterly direction, and there terminating with a cross-head, extending 24 yards or thereabouts in a south-westerly direction from the above-mentioned point of termination of the said pier, and there terminating; such pier to be in the first instance of open work, and from time to time thereafter, if practicable, but subject to the provisions of the

General Pier and Harbour Act, 1861, Amendment Act, to be filled up solid in whole or in part;

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which pier and cross-head and other works and conveniences will be situate in the Island of Skye, in the parish of Snizort and county of Inverness, or on the foreshore, or in the sea and bed thereof adjacent thereto.

Power to deviate.

7. Subject to the provisions of this Order, the Undertakers may deviate laterally from the lines of the works authorised by this Order to the extent marked on the deposited plans, and may deviate vertically from the levels defined on the deposited sections to any extent not exceeding 10 feet.

Improvement and maintenance of harbour and works.

8. Subject to the provisions of this Order, the Undertakers may from time to time construct, maintain, alter, and improve the pier authorised by this Order, and in connexion therewith may construct, maintain, alter, and improve any jetties, wharves, sewers, drains, watercourses, roads and approaches, and may lay down and construct rails, tramways and sidings on or along the said pier and other works, and may dredge, scour, deepen, widen, enlarge, improve and maintain the sea approaches, waterways and channels of the harbour, and may make and maintain buoys, moorings, lights, beacons, landing places, and other works and conveniences.

Power to construct warehouses, &c.

9. The Undertakers may also construct and maintain, or take on lease all warehouses, offices, sheds, weighing machines, cranes, and other works, buildings, and conveniences which may be found necessary in connexion with the said pier and works for the accommodation of vessels and traffic landed at or embarked from the same.

Consent of Board of Trade to certain works.

10. Any works authorised by this Order below high-water mark shall not be commenced without the consent in writing of the Board of Trade having been first obtained.

Penalty for obstructing works.

11. Every person who wilfully obstructs any person acting under the authority of the Undertakers in setting out the lines of the works authorised by this Order, 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 any part thereof, or who defaces or destroys the said works, or any part thereof, shall, for every such offence, be liable to a penalty not exceeding 5*l*.

Power to levy rates.

12. 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 for the due construction of the works authorised by this Order have been given, the Undertakers may, subject to the provisions of this Order, for the use of the piers, lights, works, and conveniences connected therewith, demand, recover, and receive in respect of vessels, boats, passengers, animals, fish, and generally all imported or exported goods, and also in respect of services rendered, described in the schedule to this Order, any sums not exceeding the several rates specified in that schedule. Provided that before levying any of the rates for beaching boats mentioned in Part II. of the said schedule, the Undertakers shall provide to the satisfaction of the Board of Trade suitable accommodation for such beaching within the limits of this Order.

Rates may be levied though works not completed.

13. When and so soon as it shall be at any time, or from time to time, certified in writing under the hand of an officer to be appointed for the purpose by the Board of Trade and paid by the Undertakers, that the works authorised by

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this Order have been so far completed as to afford increased accommodation for traffic by means of such works, or that as regards the rates specified in Part III. of the schedule to this Order a portion of the pier has been filled in sufficient to afford increased refuge and shelter for vessels entering the harbour, the Undertakers may, notwithstanding the 25th section of the Harbours, Docks, and Piers Clauses Act, 1847, and although the whole of the works authorised by this Order shall not then have been completed, demand, receive, and recover such of the rates, or such proportion of all or any of the rates specified in the schedule to this Order as shall, in the opinion of the Board of Trade, be commensurate with the accommodation afforded.

Masters of fishing boats to report take of fish.

14. The master or owner of every vessel or boat liable to rates shall on arrival forthwith report the same to the collector of rates, and in the case of every fishing boat shall furnish to the collector a true and accurate statement of his take of fish, and the name of every person obtaining delivery thereof, and if he fail to do so he shall be liable to a penalty not exceeding 10*l*.

Harbour master may prevent sailing of vessels.

15. The pier master may prevent the removal or sailing of any vessel or boat in respect of which any rates or dues shall have been payable, until evidence shall have been produced to him of the payment of such rates or dues to the collector, and in the case of a vessel or boat with a take or cargo of fish, until the master or owner of such vessel or boat shall have given in an account of his take or cargo of fish, as required by the last preceding section.

Power to vary exemptions from and compound for rates.

16. The Undertakers may from time to time confer, vary, or extinguish exemptions from and compound with any person or persons with respect to the payment of rates 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.

Rates for use of warehouses, &c.

17. The Undertakers may demand, levy, and receive such rates or other consideration as they may think reasonable, for the use of any warehouses, offices, sheds, buildings, weighing machines, cranes, works, and conveniences belonging to the Undertakers, for the use of which rates are not specifically fixed in the schedule to this Order.

Ballast for vessels.

18. The Undertakers may supply and remove ballast for the accommodation of vessels, or permit the master or owner of any vessel to lift or convey ballast from or to any place where it may be lawfully obtained or deposited for the purpose of supplying or removing the ballast of such vessel, on payment to the Undertakers of such rates as they shall deem proper, not exceeding the rate specified in the schedule to this Order.

Board of Trade may reduce rates.

19. If at any time, and from time to time, the clear annual income derived from the pier and works and conveniences authorised by this Order, on the average of the then three last preceding years, after payment of all expenses and outgoings, other than payments for interest or principal in respect of money borrowed, shall exceed interest at the rate of 10 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 the works by this Order authorised, such sum being so calculated as to exclude any grant from public funds in aid of the construction of such works, 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 using the pier and works, and after hearing the Undertakers, reduce the rates leviable under this Order, or any of them, to such amounts as will be sufficient to provide the aforesaid interest at the rate of 10 per centum per annum, with power to the Board of Trade at any time, and from time to time, to raise such rates again to any amounts not exceeding those specified in the schedule to this Order.

Annual account to be sent to Board of Trade.

20. The Undertakers within one month after sending to the sheriff's clerk a copy of their annual account in abstract (which account shall be made up to the end of the day on the 25th day of March in each year) 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, and shall also within the time aforesaid in each year furnish to the Secretary for Scotland a report specifying the number of boats and vessels resorting to the harbour, the accommodation available in the harbour, and the provision made for the maintenance of the works authorised by this Order. If the Undertakers refuse or neglect to comply with these provisions, they shall for every such refusal or neglect be liable to a penalty not exceeding 20*l.*

Certain fishing vessels under stress of weather exempt from rates.

21. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties or 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 harbour or the works belonging thereto, and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

Exemption of certain officers from rates.

22. The Secretary for Scotland or any person or persons deputed by him, and officers of the Board of Trade, and of the Fishery Board of Scotland, being in the execution of their duty, shall at all times have free ingress, passage, and egress on, into, along, through, up to and out of the pier and works, by land, and with their vessels and otherwise, without payment.

Exemption of lifeboat crews.

23. All persons going to or returning from any lifeboat or using any apparatus for saving life, and being persons either belonging to the crew of the lifeboat or to the coastguard, or being persons for the time being actually employed in saving life, and also all persons brought ashore from any vessel in distress, shall at all times have free ingress, passage, and egress to or along and from the pier and works without payment.

Apparatus for saving life may be attached to pier.

24. The officers of the coastguard, and all other persons for the time being actually employed in connexion with the lifeboat or the apparatus for saving life, may, either permanently or temporarily, and from time to time, without payment, attach or cause to be attached to any part of the pier or works, spars and other apparatus for saving life, and may also, either in course of using or exercising the apparatus for saving life, fire rockets over the pier or works.

Power to lease rates.

25. The Undertakers may from time to time lease the rates authorised by this Order for any period not exceeding seven years from the date of the lease, and for such rent and consideration, and 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 recovering 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 provisions as to accounts and otherwise, to which the Undertakers are made subject under this Order.

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Power to borrow.

26. The Undertakers may from time to time borrow and reborrow at interest such money as may be required for the purposes of this Order, not exceeding in the whole the sum of 12,000*l.*, on the security of the rates, dues, and charges authorised by this Order, and they may accept and take from any bank or banking company credit to such amount as they may deem expedient on a cash account to be opened and kept in the names of the Undertakers according to the usage of bankers in Scotland, but so that the whole sum owing by the Undertakers on such cash account, and for other money borrowed and for the time being unpaid shall not exceed in the whole the sum of 12,000*l.*, exclusive of interest, and may assign the rates, dues, and charges hereby authorised in security for the repayment of the sum or sums 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.

Application of money borrowed.

27. Every part of the money borrowed under this Order shall be applied only for the purposes authorised by this Order to which capital is properly applicable.

Recovery of arrears of interest or principal.

28. If within thirty days after the interest upon any sum borrowed by the Undertakers has become due, or after the period prescribed for the payment of the principal sum has expired, such interest or principal, as the case may be, shall not be paid, the party or parties entitled to such interest or principal respectively may, without prejudice to any rights, remedies, or securities otherwise open to or held by him or them, apply for the appointment of a judicial factor, as herein-after provided.

Appointment of a judicial factor.

29. Every application for the appointment of a judicial factor under this Order shall be made to the sheriff of the county of Inverness, or his substitute, and on any such application the sheriff or his substitute 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 principal, as the case may be, then due, together with all costs, including the charges of receiving the said rates, be fully paid; and upon such appointment being made, all such rates as aforesaid shall be paid to and received by the judicial factor so appointed, and the money so received shall be so much money received by or to the use of the party or parties represented by such judicial factor; and so soon as the full amount of interest or of principal, or of principal and interest, as the case may be, in arrear, and costs, has been so received, the power of the judicial factor shall cease; and after payment of such costs, the judicial factor shall distribute among all the parties represented by him, if more than one, the rates and other moneys which shall have been received by him, having regard in such distribution to any rights of priority existing in respect of the interest or principal thus recovered.

Amount to authorise application for a judicial factor.

30. The amount of arrears necessary to authorise the application for a judicial factor shall be not less than 1,000*l.*

Application of moneys.

31. The rates, dues, and charges received under this Order shall be applied for the purposes and in the order following (that is to say):—

(1.) In paying the costs, charges, and expenses of and connected with the preparation, obtaining, and making of this Order, or otherwise in relation thereto.

(2.) In paying the expenses of the maintenance, repair, improvement, management, and regulation of the pier and works authorised by this Order.

(3.) In paying year by year the interest and any instalments of principal due in respect of money borrowed under this Order.

(4.) In paying the expense of the execution, maintenance, repair, and purchase of such other works, buildings, sheds, warehouses, wharves, jetties, tugs, dredgers, hydraulic machinery, cranes, engines, and conveniences as may from time to time be necessary for the purposes of the pier and works or the accommodation of the shipping resorting thereto.

(5.) The surplus revenue (if any) of the pier, works, and conveniences, after providing for the purposes aforesaid, shall belong to the Undertakers for their own use.

Sections of Harbours Clauses Act excepted.

32. Sections 16 to 19 inclusive, of the Harbours, Docks, and Piers Clauses Act, 1847, shall not be incorporated with this Order, but the Undertakers shall at their own expense, when required by the Board of Trade, provide to the satisfaction of the Board of Trade a site near the pier, and build on such site a house and other proper accommodation for a lifeboat, rocket apparatus, and other life-saving apparatus, and shall be liable to a penalty not exceeding 10*l.* for every calendar month during which they omit to provide such accommodation, after having been required so to do by the Board of Trade.

Partial incorporation of Harbours and Passing Tolls Act, 1861.

33. Part V. of the Harbours and Passing Tolls, &c. Act, 1861, shall be incorporated with this Order.

Power to Undertakers to purchase or hire dredgers, &c.

34. The Undertakers may, for the purposes of the works existing or authorised by this Order, or any of them, from time to time provide, purchase, lease, or hire such steam or other dredgers, engines, tugs, lighters, or other vessels, diving bells, ballast lighters, rubbish lighters, tools, plant, or other materials and machinery as they think fit, and may from time to time demand and receive such sums for the use of the same as they may think fit, or may sell or dispose of the same, and the money thereby realised shall be applied towards carrying into effect the purposes of this Order, or some of them.

Undertakers to be local authority.

35. Within the limits of this Order the Undertakers shall be deemed a local authority within the meaning of the Merchant Shipping Act, 1854, and Acts amending the same, and shall have all the powers conferred by those Acts on local authorities.

Meters and weighers.

36. The Undertakers shall have the appointment of meters and weighers within the limits of this Order.

Byelaws.

37. 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 other persons and goods, ballast and traffic on and at the pier and works, ground and property belonging to the Undertakers and used for purposes of this Order, but such byelaws shall not come into operation until the same have received the allowance and comfirmation of the Board of Trade, which shall be sufficient for all purposes.

Temporary lights on works.

38. 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 lieu of every other statutory requirement as to lights during the construction of the works, and the Undertakers shall be liable to

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a penalty not exceeding 10*l.* for every calendar month during which they omit so to apply, or refuse or neglect to observe any direction so given.

As to lights after completion of works.

39. After completion or permanent discontinuance or abandonment of the works authorised by this Order, the Undertakers shall, at the outer extremity of the pier and works, exhibit for all or any part of the time from sunset to sunrise, and according to the requirements of the traffic and the season of the year, such light or lights (if any) 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 10*l.* for every calendar month during which they omit so to apply, or refuse or neglect to observe any such direction.

Provision against danger to navigation.

40. In case of injury to or destruction or decay of the pier or works of the Undertakers, or any part thereof, the Undertakers shall lay down such buoys, exhibit such lights, or take such other means for preventing, as far as may be, danger to navigation, as shall from time to time be directed by the Commissioners of Northern Lighthouses, and shall apply to those Commissioners for directions as to the means to be taken, and the Undertakers shall be liable to a penalty not exceeding 10*l.* for every calendar month during which they omit so to apply, or refuse or neglect to observe any such direction.

Cessor of powers to construct works in case of default.

41. 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.

42. 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.

43. All costs, charges, and expenses of or incident to the preparation and obtaining of this Order, or otherwise in relation thereto, shall be paid by the Undertakers.

Short title.

44. This Order may be cited as the Uig Harbour Order, 1891.

The SCHEDULE to which the foregoing Order refers. A.D. 1891.

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I.—Rates on Vessels using the Pier.

		£	s.	d.
For every vessel loading or discharging at the pier -	per register ton	0	0	4

II.—Rates for Boats and other Fishing Vessels using the Pier.

1. For every boat or vessel employed at the herring fishery which loads or discharges fish at the pier for the herring fishery season—				
If not over 25 feet keel (payable on or before the 26th July) -		0	15	0
If not above 20 tons register and over 25 feet keel (payable on or before the 26th July) - - - - -		1	5	0
If above 20 tons register (payable on or before the 26th July) -		1	10	0
2 For every boat or vessel prosecuting the white or other fishing other than the herring fishing which loads or discharges fish at the pier—				
From the 1st October to 1st January - - -	each	0	10	0
From the 1st January to 1st April - - -	each	0	10	0
From the 1st April to 1st July - - - -	each	0	10	0
3. For every boat or vessel not employed at the regular fishings as above, but which loads or discharges herrings or other fish at the pier, each time—				
If not above 30 tons register - - - - -		0	2	0
If above 30 tons register - - - - -		0	3	0
4. For every boat or fishing vessel loading or discharging any cargo other than fish at the pier, each time—				
If not above 30 tons register - - - - -		0	3	0
If above 30 tons register, same as other trading vessels.				
5. Beaching ground for boats—				
For every herring boat or white-fishing boat, hauled up for the season—				
If above 30 feet keel - - - - -		0	15	0
If above 20 and not above 30 feet keel - - -		0	7	6
If 20 feet keel or under - - - - -		0	5	0

III.—Rates on Vessels and Fishing Boats entering the Harbour.

1. For every pleasure yacht entering the harbour not carrying goods or passengers for hire - - - -	per register ton	0	0	3
2. For every vessel entering the harbour for safety or windbound, and which shall not unload any goods or cargo - -	per register ton	0	0	2
3. Vessels remaining in the harbour beyond one month shall be liable in repetition of the above rates for every month or part of a month they may remain beyond the first month.				
4. For every boat or fishing vessel coming into the harbour for safety or wind-bound, but which shall not load or unload any fish or other cargo, each time—				
If not above 30 tons register - - - - -		0	1	0
If above 30 tons and not above 50 tons - - - -		0	2	6
If above 50 tons, same as trading vessels.				

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	£	s.	d.
5. For every boat or fishing vessel fitting out for or returning from other fishing stations not otherwise paying dues, including dues on furniture - - - - - - -	0	1	6

IV.—Rates on Goods Shipped, Transhipped, or Unshipped.

		£	s.	d.
Ale and beer	per gallon	0	0	$0\frac{1}{4}$
Ditto bottled	per gross	0	1	0
Alum	per cwt.	0	0	1
Anchors	per ton	0	5	0
Ashes	per ton	0	2	0
Asphalte and bitumen	per ton	0	1	3
Aerated water, all kinds	per ton	0	1	8
Bacon or hams	per ton	0	3	4
Ballast	per ton	0	0	2
Barilla	per ton	0	3	0
Bark oak	per ton	0	2	6
Barley and all other groats	per ton	0	2	0
Barrels, empty, herrings	per barrel	0	0	1
Baskets, under 12 inches diameter	per dozen	0	0	6
Ditto, above ditto	per dozen	0	1	0
Basket rods	per cwt.	0	0	2
Beef or pork, fresh or salt	per ton	0	3	6
Beer, black or spruce	per 3 gallons	0	0	2
Billiard table	per cwt.	0	0	2
Biscuits	per ton	0	3	0
Blacking	per cwt.	0	0	6
Bleaching salts	per cwt.	0	0	$2\frac{1}{4}$
Blubber	per 252 gallons	0	3	0
Boats	each	0	5	0
Bones, crushed or uncrushed	per ton	0	1	6
Books and stationery	per cwt.	0	0	4
Bottles	per gross	0	0	4
Ditto, broken	per ton	0	0	6
Boxwood	per cwt.	0	0	$1\frac{1}{4}$
Bran	per ton	0	1	0
Brass	per ton	0	2	0
Bricks	per 1,000	0	0	10
Brimstone	per ton	0	2	0
Bristles	per cwt.	0	0	.9
Brooms (common)	per dozen	0	0	2
Bulrushes	per cwt.	0	0	8
Butter	per cwt.	0	0	9
Boxes (empty)	each	0	0	1
Candies	per ton	0	3	6
Canvas	per cwt.	0	0	2
Carpet rugs and upholstery articles	per ton	0	2	6
Cane reeds	per cwt.	0	0	3

		£	*s.*	*d.*
Carboys, empty	each	0	0	1
Carriages, with springs, under 5 cwt.	each	0	3	0
Ditto, 5 cwt. and under 7½ cwt.	each	0	5	6
Ditto, 7½ cwt. and under 10 cwt.	each	0	7	6
Ditto, 10 cwt. and above	each	0	10	0
Carrots	per ton	0	1	0
Casks, boxes, sacks and kits, empty, except returned empties, as provided for in the notes to this schedule	each	0	0	1
Cattle	each	0	1	6
Calves	each	0	0	6
Horses	each	0	2	0
Ponies, under 12 hands	each	0	1	0
Asses or mules	each	0	1	0
Pigs	each	0	0	3
Sheep and lambs	each	0	0	3
Small cattle	each	0	0	8
Cement	per ton	0	1	6
Chalk	per ton	0	1	6
Cheese	per ton	0	2	6
Chestnuts	per cwt.	0	0	4½
Chimney tops	each	0	0	1
Chocolate	per cwt.	0	1	0
Cider	per gallon	0	0	0¼
Cinders and charcoal	per ton	0	0	9
Clay, viz., china or stone	per ton	0	1	0
Clay pipes	per ton	0	1	0
Clocks	each	0	1	0
Clothing, haberdashery, silk mercery, &c., not otherwise enumerated	per ton	0	3	0
Coals	per ton	0	0	6
Cocoa	per ton	0	4	0
Cocoanuts	per 100	0	0	4
Coffee	per cwt.	0	0	3
Coke	per ton	0	0	10
Confections of all kinds	per cwt.	0	0	2
Copper	per ton	0	3	0
Copper, old	per ton	0	2	0
Copper ore	per ton	0	1	0
Copperas	per cwt.	0	0	1¾
Colours	per cwt.	0	0	1¾
Cordage	per ton	0	2	6
Cordage, old, not in use	per ton	0	1	0
Cork wood and corks	per ton	0	3	4
Corn and meal, viz. :—				
Barley and bigg	per ton	0	1	4
Bere and meal	per ton	0	1	6
Beans	per ton	0	1	4
Indian corn	per ton	0	1	4
Indian meal	per ton	0	1	6
Malt	per ton	0	2	8

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Corn and meal—*cont.*	£	*s.*	*d.*
Oats - - - - - - - per ton	0	1	4
Oatmeal - - - - - - - per ton	0	1	6
Peas - - - - - - - per ton	0	1	6
Rye - - - - - - - per ton	0	1	4
Wheat - - - - - - - per ton	0	1	6
Cotton wool, &c. - - - - - - per ton	0	5	0
Crabs - - - - - - - per dozen	0	0	1
Crystal - - - - - - - per ton	0	5	0
Cutch - - - - - - - per ton	0	3	4
Dogs - - - - - - - each	0	0	6
Drugs - - - - - - - per cwt.	0	0	4
Dung - - - - - - - per ton	0	0	4
Earthenware - - - - - - per ton	0	2	6
Eggs - - - - - - - per cwt.	0	0	3
Emery and emery stones - - - - - per cwt.	0	0	3
Feathers - - - - - - - per ton	0	10	0
Felt - - - - - - - per ton	0	2	6
Fish, dried - - - - - - - per cwt.	0	0	3
Ditto, pickled or salt - - - - - - per cwt.	0	0	2
Ditto, fresh haddock, cod, ling, and fish not enumerated per 1*l.* value	0	0	4
Ditto, offal - - - - - - - per ton	0	0	6
Flax - - - - - - - per cwt.	0	0	2
Flour - - - - - - - per ton	0	2	8
Flower roots - - - - - - - per cwt.	0	0	2
Flint stones - - - - - - - per ton	0	0	6
Fruit, viz.:			
Apples, pears, and berries - - - - per cwt.	0	0	3
Plums, cherries, grapes, and nuts (except cocoa) - per cwt.	0	0	4
Melons - - - - - - - per cwt.	0	0	2
Peaches - - - - - - - per 100	0	0	2
All not enumerated - - - per 10*l.* value	0	0	10
Furniture, household - - - - per 10*l.* value	0	1	0
Furriers' waste - - - - - - per ton	0	0	4
Game, viz. :—			
Hares - - - - - - - each	0	0	2
Rabbits - - - - - - - each	0	0	1
All others - - - - - - - each	0	0	2
Ginger - - - - - - - per cwt.	0	0	3
Ditto, preserved - - - - - - per cwt.	0	0	6
Glass of all descriptions - - - - - per cwt.	0	0	2
Glue - - - - - - - per cwt.	0	0	4
Grates, stoves, &c. - - - - - - per ton	0	3	6
Grease - - - - - - - per ton	0	2	6
Groceries, all kinds - - - - - - per cwt.	0	0	3
Gunpowder - - - - - - - per cwt.	0	0	3
Guano - - - - - - - per ton	0	1	6
Hair, all kinds - - - - - - { baken, per cwt.	0	0	4½
{ plasterers', per ton	0	2	0
Hardware - - - - - - - per cwt.	0	0	2

	£	*s.*	*d.*
Hats - - - - - - - each	0	0	0½
Hay - - - - - - - per ton	0	1	6
Hemp - - - - - - - per ton	0	3	6
Herrings, imported fresh - - - per 37½ gallons	0	0	2
Ditto, cured and exported - - - - per 26⅔ gallons	0	0	2
Ditto, in barrels, imported and exported - per 26⅔ gallons	0	0	3
Hides, raw - - - - - - - per cwt.	0	0	2
Honey - - - - - - - - per cwt.	0	0	3
Hoops, of wood - - - - - - - per 1,000	0	0	10
Hops - - - - - - - - - per cwt.	0	0	6
Horns, slugs, and tips - - - - - per 1,000	0	1	8
Husbandry implements - - - - - per ton	0	1	4
Iron, viz.:—			
Bar, plate, bolt and rod - - - - - - per ton	0	2	0
Forged, made work and hoops - - - - per ton	0	3	4
Old - - - - - - - - per ton	0	1	3
Old and broken goods - - - - - - per ton	0	0	6
Cast-iron goods - - - - - - per ton	0	2	6
Wire - - - - - - - - per cwt.	0	0	2
Pig - - - - - - - - per ton	0	1	0
Kelp - - - - - - - - per ton	0	1	0
Kiln pavement - - - - - - - per 30 feet	0	0	4
Lard - - - - - - - - per ton	0	2	0
Lead - - - - - - - - - per ton	0	2	0
Lead, black - - - - - - - - per ton	0	2	0
Lead, ore - - - - - - - - per ton	0	2	0
Lead, red and white - - - - - - per ton	0	2	0
Lead shot - - - - - - - - per ton	0	3	0
Lead, sugar of - - - - - - - per cwt.	0	0	2
Leather, tanned and dressed - - - - per cwt.	0	0	3
Lemons - - - - - - - - per cwt.	0	0	4
Lignum-vitæ - - - - - - - - per ton	0	3	0
Lime - - - - - - - - per ton	0	0	6
Loam - - - - - - - - per ton	0	0	4
Lobsters - - - - - - - - per dozen	0	0	2
Machinery - - - - - - - - per cwt.	0	0	2
Manures, manufactured and not otherwise enumerated - per ton	0	1	6
Mats and basses - - - - - - - per dozen	0	0	1
Mill waste - - - - - - - per ton	0	2	0
Molasses - - - - - - - - per ton	0	2	0
Mussels - - - - - - - - per ton	0	0	6
Oakum - - - - - - - - per ton	0	3	0
Ochre - - - - - - - - per cwt.	0	0	1½
Oil, all kinds - - - - - - - per ton	0	3	4
Ditto, cakes - - - - - - - per ton	0	2	0
Onions - - - - - - - - per cwt.	0	0	3
Oranges - - - - - - - - per cwt.	0	0	4
Oysters - - - - - - - - per cwt.	0	0	3
Peats - - - - - - - - per ton	0	0	3

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		£	s.	d.
Paper	per cwt.	0	0	2
Pewter	per ton	0	2	0
Ditto, old	per ton	0	1	8
Pianoforte	per 10*l.* value	0	1	0
Pictures, under 2 feet square	per picture	0	0	6
Ditto, 2 feet and under 4 feet	per picture	0	1	0
Ditto, 4 feet and upwards	per picture	0	2	0
Pigs' head	per cwt.	0	0	0¾
Pitch	per cwt.	0	0	2
Plaster of Paris	per ton	0	2	8
Plants, nursery and garden, all kinds	per cwt.	0	0	4
Porter	per gallon	0	0	0¼
Ditto, bottled	per gross	0	1	0
Potatoes	per ton	0	1	0
Poultry, all kinds	each	0	0	1
Pumice stones	per cwt.	0	0	3
Pipes, drain, under 3 inches diameter	per 1,000	0	0	6
Ditto, above	per 1,000	0	0	9
Ditto, collars	per 1,000	0	0	3
Pipes, spigot and faucet, clay, glazed	per ton	0	1	0
NOTE.—Drain tiles and mugs one-third less.				
Pipes, tobacco	per cwt.	0	0	4
Provisions, preserved, all kinds	per cwt.	0	0	2
Rags and old ropes	per ton	0	2	0
Rice	per cwt.	0	0	2
Ropes, all kinds	per ton	0	2	6
Rosin	per ton	0	2	6
Saddlery, all kinds	per cwt.	0	0	3
Salt, in bulk	per ton	0	1	0
Ditto, rock	per ton	0	0	9
Ditto, saltpetre and Glauber salt	per ton	0	3	4
Ditto, in barrel, including dues of barrel	per ton	0	1	4
Salmon	per cwt.	0	0	6
Seed, viz.:—				
Rape and flax	per cwt.	0	0	1
Clover	per cwt.	0	0	3
Rye grass	per ton	0	3	4
Shoes, of all kinds	per ton	0	3	0
Sheep skins, with wool	per cwt.	0	0	3
Ditto, pelts	per cwt.	0	0	2
Shell-fish, other than those specified	per cwt.	0	0	2
Slates, large	per 1,000	0	1	4
Ditto, sizeable	per 1,000	0	0	10
Ditto, small	per 1,000	0	0	6
Snuff	per cwt.	0	0	6
Soap	per ton	0	2	0
Soda	per ton	0	0	6
Spades or shovels	per doz.	0	0	1
Spirit of all kinds	per gallon	0	0	0¼

		£	s.	d.
Starch	per cwt.	0	0	3
Steel	per ton	0	3	0
Straw	per ton	0	1	0
Stones, viz.:—				
Freestone, building	per ton	0	0	5
Polished granite	per ton	0	2	6
Causeway granite	per ton	0	0	3
Kerb, pavement and building	per ton	0	0	5
Rubble and chips	per ton	0	0	2
Rigging stones	per 100 running feet	0	1	6
Flagstones	per ton	0	0	9
Gravestones	each	0	3	0
Marble	per ton	0	3	0
Scythe stones	per cwt.	0	0	2
Grindstones	each	0	0	4
Millstones	each	0	0	6
All other descriptions	per ton	0	1	0
Stucco	per ton	0	1	8
Sugar, all kinds	per ton	0	1	8
Stoneware, all kinds	per cwt.	0	0	2
Tallow	per ton	0	2	0
Tanner's waste	per ton	0	1	1
Tar, coal	per 39 gallons	0	0	1
Ditto, Archangel	per 26½ gallons	0	0	2
Tea	per cwt.	0	0	6
Tiles, roofing	per 1,000	0	1	0
Tin of all kinds	per ton	0	2	0
Ditto, plates	per ton	0	2	0
Tobacco, in leaf	per cwt.	0	0	2¼
„ manufactured	per 100	0	0	4½
„ stalks	per cwt.	0	0	3
Tongues, smoked	per dozen	0	0	1½
„ pickled	per cwt.	0	0	4
Toys	per cwt.	0	0	3
Treenails	per 1,000	0	1	6
Turnery	per 10*l.* value	0	0	10
Turnips	per ton	0	0	6
Twine	per cwt.	0	0	3
Tow, all kinds	per ton	0	1	6
Vases or sculptured marble	per cwt.	0	0	3
Vinegar	per gallon	0	0	0¼
Vitriol	per gallon	0	0	0½
Varnish	per cwt.	0	0	2
Veneers, all kinds	per cwt.	0	0	4
Vegetables	per ton	0	0	6
Whalebone or whale fins	per ton	0	3	4
Wheels, coach, carriage, or cart	per pair	0	0	9
Whelks	per cwt.	0	0	2
Whitening	per ton	0	0	10

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	£	s.	d.
Willow reeds - - - - - - - - per cwt.	0	0	2
Wine - - - - - - - per gallon	0	0	0¼
„ bottled - - - - - - - - per gallon	0	0	1
Wood:—			
Herring barrel billets - - - - - per ton	0	1	0
Herring barrel staves - - - per 1,000 superficial feet	0	1	4
All other kinds not enumerated - - - per 1*l.* value	0	0	4
Wool - - - - - - - - - per ton	0	3	4
Yarn, viz. —			
Lint and cotton - - - - - per ton	0	4	6
Tow - - - - - - - - - per ton	0	3	4
Hemp - - - - - - - - per ton	0	3	6
Worsted - - - - - - - - - per ton	0	4	6
Zinc - - - - - - - - per ton	0	2	0
All goods or articles not enumerated in the foregoing schedule per cwt.	0	0	2

NOTES WITH REFERENCE TO THE FOREGOING SCHEDULE.

1. All empty boxes, barrels, sacks and packages returned to the original shipper within three months from the date of import are exempted from duties.

2. All goods landed from any vessel and re-shipped in the same or another vessel in the original packages, and without being transferred from the lander, or if the said goods have been put into other packages from the original packages having been destroyed or damaged, shall only pay duties on landing, and may be re-shipped in the same or another vessel upon her departure without paying duties again.

3. If any goods for which rates shall have been paid when loaded shall, from any accident or otherwise, be unloaded, no rates shall be charged a second time for such goods on being reloaded.

4. Goods of all descriptions rated by weight shall be charged according to gross weight; fractional parts of any weight, measure, number, or value shall be charged proportionally, and the minimum charge for a single package shall be one penny.

V. RATES FOR THE USE OF SHEDS, CRANES, AND WEIGHING MACHINES, WARPS OR PLANKS.

These to be paid by persons using the same.

1.—*Sheds.*

For each ton of goods which shall remain in any shed or on any quay or pier for a longer time than 24 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 24 hours.

2.—*Cranes.*

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

	£	s.	d.
Exceeding 7 tons and not exceeding 8 tons	0	1	4
Exceeding 8 tons and not exceeding 9 tons	0	1	8
Exceeding 9 tons and not exceeding 10 tons	0	2	0
Exceeding 10 tons	0	3	0

3.—*Weighing Machines.*

For potatoes, salt, and coals, each ton or part of a ton	0	0	4
Goods in quantities of 20 tons and upwards of same cargo, per ton	0	0	3
Other goods, per ton or part of a ton	0	0	6

4.—*Warps or Planks.*

Harbour warps, all vessels, per registered ton	0	0	0¼
Harbour planks, long, per pair	0	3	0
Harbour planks, short, per pair	0	1	0

The long planks to be paid for by vessel and short planks by merchant.

VI.—Water Money.

For each 100 gallons, or part thereof, supplied	0	0	6

VII.—Harbour Lights.

For every fishing boat not above 30 tons	for season	0	1	0
,, ,, above 30 tons	for season	0	1	6
For all other boats	each	0	0	6
For every ship not above 100 tons register		0	2	0
,, ,, above 100 tons register		0	2	6

But dues for lights shall only be demanded and received so long as a light or lights are duly exhibited during the proper hours.

VIII.—Rates on Passengers and Passengers' Luggage.

For every passenger or other person landing or embarking at the pier from or on board of any ship, vessel, packet, or passage boat, for each time a sum not exceeding—

Above 12 years of age	0	0	2
Not above 12 years of age	0	0	1

Crews of boats and vessels to be exempt from this rate.

For every trunk, portmanteau, box, parcel, or other package within the description of luggage, not carried by the passenger in his hand—

Not exceeding 28 lbs.	0	0	2
Over 28 lbs. and not exceeding 84 lbs.	0	0	4
Over 84 lbs. and not exceeding 112 lbs.	0	0	5
Over 112 lbs. and not exceeding 140 lbs.	0	0	6
Over 140 lbs. and not exceeding 196 lbs.	0	0	7
Over 196 lbs. and not exceeding 2 cwt.	0	0	8
And for every cwt. beyond	0	0	4
And for every 28 lbs. in addition	0	0	1

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Great Yarmouth.

GREAT YARMOUTH.

Order for amending the Great Yarmouth Port and Haven Act, 1866, and the Great Yarmouth Port and Haven Order, 1874; and to provide for the Registration of Vessels using the Rivers within the Port of Great Yarmouth; and for other purposes.

Short title.

1. This Order may be cited as the Great Yarmouth Port and Haven Order, 1891, and shall be read with the Great Yarmouth Port and Haven Act, 1866 (in this Order called the Local Act), and the Great Yarmouth Port and Haven Order, 1874 (in this Order called the Order of 1874): and the Local Act and the Order of 1874 as amended by this Order shall be read together as one Act or Order, and the Order of 1874 and this Order may be cited as the Great Yarmouth Port and Haven Orders, 1874 and 1891.

Undertakers.

2. The Great Yarmouth Port and Haven Commissioners (in this Order called the Commissioners) shall be the Undertakers for carrying this Order into execution.

Amendment of section one hundred and thirteen of local Act.

3. On and after the first day of August one thousand eight hundred and ninety-one, section one hundred and thirteen of the Local Act, so far as that section provides that no river tolls shall be levied in respect of any yachts or boats used only for purposes of pleasure, and also the First and Third Schedules to the Order of 1874, shall be and the same are hereby cancelled and repealed, and the First and Second Schedules to this Order shall be and the same are hereby substituted in the Order of 1874 for the First and Third Schedules to that Order, and the Local Act and the Order of 1874 shall be read and construed accordingly.

Owners and masters of vessels to make returns to Commissioners.

4. For the purpose of collecting the rates or tolls leviable under the First and Second Schedules to this Order upon vessels entering into or departing from the Haven, and landing or embarking passengers, and upon vessels navigating or using the rivers or any of them, or any part thereof, and carrying or conveying passengers thereon, and in respect of every passenger so landing or embarking, or carried or conveyed the owner or master of every such vessel shall from time to time when thereunto required by the collector of rates deliver to him at his office or at such other place as may from time to time be appointed for the purpose, a return in writing containing full particulars of the number of entries or departures into or from the haven, or trips upon the rivers, or any of them or any part thereof, made by such vessel from time to time, with the date of each such entry or departure or trip, and the number of passengers landing or embarking or carried or conveyed on the occasion of each such entry, or departure or trip, and if such owner or master fail to deliver any such return or give any false particular he shall for every such offence forfeit not exceeding ten pounds.

Registration of vessels using rivers.

5. The owner or master of every vessel upon which any rate or toll is leviable under the Second Schedule to this Order shall forthwith, upon this Order coming into operation, and thereafter once in every year, namely, on the twenty-fifth day of March, or on the day in every year commencing on the twenty-fifth day of March, on which every such vessel shall for the first time be used or navigated on any part of the rivers, cause every such vessel to be

registered with the Commissioners, and for that purpose shall at the same time fill up and furnish to the Commissioners, or to the collector of rates, particulars for the registration of every such vessel in the form contained in the Third Schedule to this Order, or in such other form as the Commissioners may from time to time require, and if any owner or master fail to supply the Commissioners with such particulars or give any false particular, he shall for every such offence forfeit not exceeding ten pounds. A.D. 1891. *Great Yarmouth.*

How tonnage or measurement to be ascertained when required.

6. The tonnage or measurement of every vessel to be registered under the last preceding section shall, if so required by the Commissioners, be ascertained previously to such vessel being registered, and the mode of ascertaining the same shall be according to the following rule (that is to say):

The length shall be taken in a straight line from the fore end to the after end of the load water-line and the breadth shall be taken from the outside of the outside plank in the broadest part of the vessel whether that shall be above or below the main wales inclusive of all manner of doubling planks (except the usual mouldings) then adding such breadth to the length and multiplying the sum thus obtained by itself and the product by the breadth and dividing the final product by 1730 the quotient shall be deemed to be the tonnage: Provided always that fractions of a ton shall be reckoned as one ton:

Provided also that this section shall not apply to wherries or to vessels propelled by steam or other mechanical power licensed by the Board of Trade to carry passengers, and duly registered in accordance with the provisions of the Merchant Shipping Acts for the time being in force.

Measurement in case of dispute.

7. In case of any dispute arising under the provisions of the two last preceding sections between any owner or master and the Commissioners as to the correct measurement or tonnage of any vessel upon which any rate or toll is leviable under the Second Schedule to this Order, such dispute shall be determined on the application of either party by the Board of Trade who shall receive in respect of the services of any person appointed by them to act as measurer a fee of ten shillings for each vessel measured, together with such reasonable travelling expenses as may be approved by them: the decision of the Board of Trade in the matter shall be final, and the expense of such measurement shall in any case where the disputed measurement or tonnage is found to be in excess of the measurement or tonnage declared by such owner or master, be paid by the owner or master of the vessel in question, and such expense shall be recoverable by the Commissioners in like manner as penalties under this Order are recoverable.

Annual account to be sent to Board of Trade.

8. The Commissioners, within one month after sending to the clerk of the peace the copy of their annual account in abstract (which account is to be made up at the end of the day on the twenty-fifth day of March in each year), shall send a copy of the same to the Board of Trade; and section sixteen of the General Pier and Harbour Act, 1861, Amendment Act, shall apply to and include any and every such account and statement. If the Commissioners 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.

Rates to be revised.

9. The Commissioners shall from time to time revise the rates and dues received by them under the Local Act, the Order of 1874, and this Order, so that their income under the said Act and Orders may always be, so far as

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practicable, sufficient, and not more than sufficient, for the purposes of the said Act and Orders; and if at any time, and from time to time, the clear annual income derived from the port, haven, and rivers, on the average of the then three last preceding years, after payment of all expenses and outgoings, shall exceed the amount sufficient to answer the purposes of the said Act and Orders, the Board of Trade may, if in their discretion they think fit, reduce the rates and dues leviable under the said Act and Orders to such extent as will be sufficient to provide the amount aforesaid, 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 those authorised by this Order.

Costs of Order.

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

SCHEDULES to which the foregoing Order refers.

THE FIRST SCHEDULE.

RATES ON VESSELS.

	£	s.	d.
For every vessel entering into or departing from the haven (not being a vessel otherwise charged in this schedule for such entering or departing) :			
For every such vessel under the burden of 150 tons per register ton	0	0	4
For every such vessel of the burden of 150 tons and upwards per register ton - - - - - - -	0	0	8
For every vessel entering into or departing from the haven laden with coals only :			
For every such vessel under the burden of 200 tons per register ton	0	0	4
For every such vessel of the burden of 200 tons and upwards per register ton - - - - - - -	0	0	6
(The above rates shall not be payable on any such vessel departing from the haven and having paid the rate on entering therein.)			
For every vessel (except steam tugs) entering into the haven for refuge only under the burden of 150 tons per register ton -	0	0	4
Of the burden of 150 tons and upwards per register ton - -	0	0	8
(This rate to be charged but once in respect of the same voyage.)			
For every vessel entering into or departing from the haven and landing or embarking passengers, in addition to the above rates:			
In respect of every passenger landing or embarking - -	0	0	1
For every steam or other vessel entering into or departing from the haven for the sole purpose of towing vessels per register ton per annum - - - - - -	0	10	0

	£	s.	d.
(This rate to be payable for each year commencing on the twenty-fifth day of March, and to be due and payable on the day in each respective year on which the vessel shall for the first time in that year enter into or depart from the haven.)			
For every steam tug entering into or departing from the haven for any purpose other than that of towing vessels - - -	1	0	0
(This rate shall not be payable on any such steam tug departing from the haven and having paid the rate on entering it.)			
For every lighter departing from or entering into the haven and conveying animals, fish, or goods to or from any vessel in Yarmouth roads within the port, if the vessel do not enter into or depart from the haven, for each trip from and to, or, as the case may be, to and from the haven, per ton - - -	0	0	4
For every vessel prosecuting the herring fishery and entering into or departing from the haven at any time during the herring season in the months of August, September, October, November, and December, or any of them:			
If decked for each herring season - - - -	1	0	0
If not decked - - - - - - -	0	10	0
For every vessel prosecuting the mackerel fishery and entering into or departing from the haven at any time during the mackerel season in the months of April, May, June, and July, or any of them, for each mackerel season - - - -	0	10	0
(These rates to be due and payable on the day in each respective fishing season on which the vessel shall for the first time in that season enter into or depart from the haven.)			
For every vessel remaining in the haven beyond one month whether for trade or for refuge, for every additional month after the first month a fraction of a month being considered as one month per register ton - - - - - -	0	0	2

THE SECOND SCHEDULE.

River Rates or Tolls on Vessels.

	£	s.	d.
1. For every vessel navigating or using the Rivers Yare, Bure, and Waveney, defined by the Local Act, or any of them, or any part thereof, for the purpose of carrying animals, fish, or goods, or any passenger thereon, and for every vessel for gift, pay, hire, reward, or promise of future payment, let, lent, hired, or engaged for purposes of pleasure, and navigating or using the said rivers or any of them or any part thereof:—			
If propelled by steam or other mechanical power per register ton, or, at the option of the Commissioners, per ton burden or carrying power per annum - - - - - -	0	2	6
If propelled in any other way, per register ton, or, at the option of the Commissioners, per ton burden or carrying power per annum	0	1	0

A.D. 1891.

Great Yarmouth.

	£	s.	d.
2. For every vessel, except rowing boats, navigating or using the Rivers Yare, Bure, and Waveney defined by the Local Act, or any of them, or any part thereof, for purposes of pleasure only and not for gift, pay, hire, reward, or promise of future payment :—			
For every such vessel under five tons measurement, per annum -	0	5	0
Of five tons and under ten tons measurement, per annum - -	0	10	0
Of ten tons measurement and upwards, per annum - -	0	15	0
(The above rates shall be payable for every year commencing on the twenty-fifth day of March and be due and payable on the day in each year on which the vessel shall for the first time be used or navigated in that year on the said rivers or any of them or any part thereof, and shall be payable only in respect of the river on which such vessel shall be navigated or used for the first time in that year, but the rates or tolls under the second clause of this schedule shall not be payable by any vessel which shall for the same year have paid any rate or toll under the first clause in this schedule.)			
3. For every vessel propelled by steam or other mechanical power navigating or using the said rivers or any of them or any part thereof, and carrying or conveying passengers thereon in addition to the above rate :—			
In respect of every passenger so carried or conveyed - -	0	0	1
(This rate shall be due and payable once only in respect of the same passenger carried or conveyed on the same day on the same vessel on the said rivers, or any of them, or any part thereof.)			

River Rates or Tolls on Animals, Fish, and Goods.

One-third part of the rates or tolls on animals, fish, and goods as respectively specified in the Second Schedule to the Order of 1874.

THE THIRD SCHEDULE.

Form of Particulars for Registration of Vessels.

Name of Vessel.	Tonnage or Measurement or Burden or Carrying Power.	How propelled.	Name and Address of Owner.	Name and Address of Master.

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