CAP. LXXXI.

An Act to amend, so far as regards Advances for the Purposes of "The Harbours and Passing Tolls, &c. Act, 1861," certain of the Acts authorizing the Advance of Money out of the Consolidated Fund for carrying on Public Works and Fisheries and Employment of the Poor. [28th *July* 1863.]

'WHEREAS by an Act passed in the Third Year of His late Majesty King *George* 'the Fourth, Chapter Eighty-six, intituled *An Act to amend Two Acts of the Fifty-* 3 G. 4. c. 86.
'*seventh Year of His late Majesty, and the First Year of His present Majesty, for authorizing* '*the Issue of Exchequer Bills and the Advance of Money for carrying on Public Works and* '*Fisheries and Employment of the Poor, and to authorize a further Issue of Exchequer Bills* '*for the Purposes of the said Acts*, the Commissioners acting in execution of the said Act, 'or of any of the Acts therein mentioned, or of any Act or Acts amending or continuing 'the same Act or Acts, and now usually called "the Public Works Loan Commissioners," 'were authorized to make Advances on Mortgage; and it was provided that Mortgages so 'made should have certain Priorities: And whereas by another Act passed in the Session 'of Parliament held in the First and Second Years of the Reign of His late Majesty King '*William* the Fourth, intituled *An Act to amend several Acts passed for authorizing the* 1 & 2 W. 4.
'*Issue of Exchequer Bills and the Advance of Money for carrying on Public Works and* c. 24.
'*Fisheries and Employment of the Poor, and to authorize a further Issue of Exchequer Bills* '*for the Purposes of the said Acts*, further Provision was made as to the Priorities of 'Mortgages for securing Advances made by the Public Works Loan Commissioners: And 'whereas by "The Public Works Loan Act, 1853," further Provision was made as to the 'Priorities of such Mortgages: And whereas by "The Harbours and Passing Tolls, &c. 'Act, 1861," the Commissioners were authorized, with the Approval of the Board of 'Trade, to make Advances on Mortgage to Harbour Authorities in manner therein pro-'vided:' Be it 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:

Public Works Loan Commissioners empowered to grant Priority of Security in respect of Loans to Harbour Authorities by other Persons.

1. Notwithstanding any Provision to the contrary contained in the Acts herein-before mentioned, or in any other Act or Acts passed or to be passed relating to the Public Works Loan Commissioners, it shall be lawful for the Commissioners from Time to Time to grant Priority of Security, as well for Principal as Interest, in respect of any Loan made or to be made to any Harbour Authority by any Person or Persons other than the Commissioners over any Security which has been or shall be given to the Commissioners by such Harbour Authority; provided that the Grant of such Priority will not, in the Opinion of the said Commissioners, affect the Sufficiency of the Security given or to be given to the Commissioners.

Such Priority not to give Validity to any Security which could not have been given if this Act had not passed.

2. Such Grant of Priority shall not give any Force or Validity to any Security which could not have been legally given if this Act had not been passed: Provided nevertheless, that where any Harbour Authority has, independently of "The Harbours and Passing Tolls, &c. Act, 1861," the Power to borrow and secure Money to a limited Amount only, it shall be lawful for the Commissioners, if they think proper, to cause to be inserted in any Deed or other Instrument made or executed to secure an Advance by them to such Harbour Authority a Declaration that such Advance shall not be taken as Part of such limited Amount; and thereupon, and notwithstanding such Advance, Money to the full Extent of such limited Amount may be borrowed and secured in addition to the Sum secured by the Deed or Instrument containing the Declaration aforesaid, and the Fact of the Secretary for the Time being of the Commissioners being a Party to such Deed or Instrument, and being the Person to whom the Security is made, shall be conclusive Evidence that any such Declaration as aforesaid was inserted therein by the Authority of the Commissioners.

How Priority may be granted.

3. The Priority by the First Section of this Act authorized to be granted may be granted either by the Deed or Instrument whereby the Security to the Public Works Loan Commissioners is made, or from Time to Time by any other Deed or Instrument in Writing under

under the Hand of the Secretary for the Time being of the Commissioners, and such Priority may be so granted either absolutely or subject to any Terms and Conditions which the Commissioners may think proper to impose.

Harbour Authorities empowered to borrow Money to pay off Debts having Priority over Security for Loans by Public Works Loan Commissioners.

4. Where any Debt due from a Harbour Authority has or shall have Priority over any Security, made or to be made for any Loan by the Public Works Loan Commissioners to the same Harbour Authority, then, notwithstanding any Provision to the contrary contained in the Acts herein-before mentioned, or in any other Act or Acts passed or to be passed relating to the Public Works Loan Commissioners, it shall be lawful for the same Harbour Authority from Time to Time to borrow Money to be applied in paying off any Debt for the Time being having such Priority as aforesaid, and to grant and give Security for such Money similar to the Security which had previously existed for the Debt paid off; and all Securities for Money so borrowed and applied shall have the like Priority as the Security for the Debt paid off thereout previously had.

Short Title.

5. This Act may be cited as "The Public Works and Fisheries Acts Amendment Act, 1863."

CAP. LXXXII.

An Act to empower the Bishops of *Welsh* Dioceses to facilitate the making Provision for *English* Services in certain Parishes in *Wales*.

[28th *July* 1863.]

'WHEREAS in all Parishes in *Wales* in which *Welsh* is the Tongue commonly spoken by the People it is required by Law that the whole Divine Service shall be used and said by the Minister and Curates throughout all *Wales*, within the said Dioceses where the *Welsh* Tongue is commonly used, in the *British* or *Welsh* Tongue: And whereas it is expedient to authorize the Performance in certain Parishes in *Wales* of Divine Service, Preaching, and Administration of the Sacraments according to the Use of the United Church of *England* and *Ireland* in the *English* Tongue, upon such Application and subject to such Conditions as are herein-after mentioned:' Be it 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:

Power to Bishops of Welsh Dioceses to license Chapels for Performance of Divine Service in English, and nominate Minister thereto.

1. That wherever any Ten or more Inhabitants in any Parish, District, or Place in *Wales* shall certify in Writing to the Bishop of the Diocese within which such Parish, District, or Place is situate, that they are desirous of having Divine Service performed and the Sacraments administered in the *English* Language, and that they, or some of them, will undertake to provide a Building to be used as a Chapel for the Performance of Divine Service in the *English* Tongue, and to provide for a Spiritual Person who may officiate therein, and for all other Expenses incident thereto, and shall apply to such Bishop to give the necessary Licences for the Purposes aforesaid, it shall be lawful for such Bishop, if it shall appear to him that sufficient Provision is not already made for such *English* Service, on the Nomination by the Incumbent of the said Parish, District, or Place of a fit and proper Person as Minister to such Chapel, to license, from Year to Year, or for any Term not exceeding Two Years, such Building in any Part of such Parish, District, or Place as a Chapel for the Performance of Divine Service, Preaching, and Administration of the Sacraments according to the Use of the United Church of *England* and *Ireland*, in the *English* Tongue, and to license such Minister to perform such of the said Services and Offices as may be specified in the said Licence.

As to Cases in which Incumbent refuses or fails to nominate.

2. Provided, however, That in case the said Incumbent shall fail or refuse to nominate a fit and proper Person as Minister to such Chapel, or in case any Disagreement or Dispute shall arise between the Persons so applying and the Incumbent, either in respect of the Sufficiency of the said Services, or of the Provision for the Performance of such Services, or for