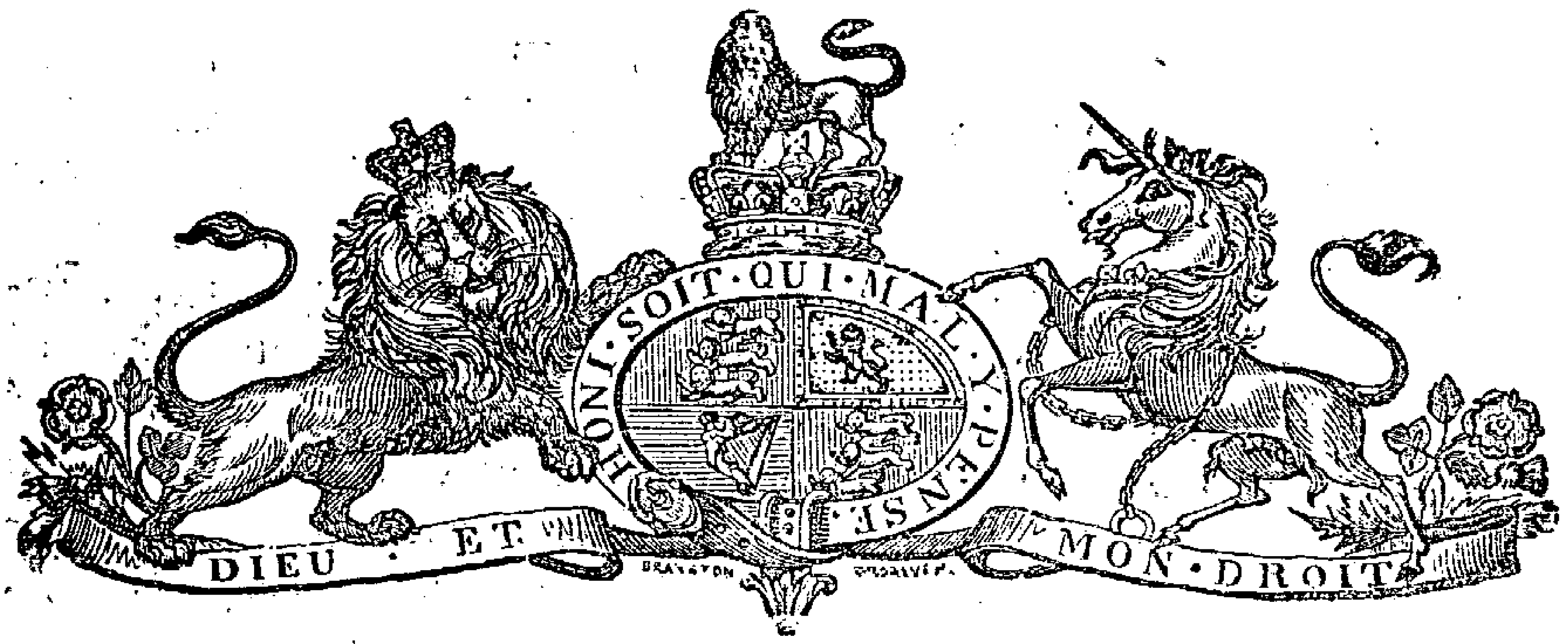


ANNO UNDECIMO & DUODECIMO

VICTORIÆ REGINÆ.

****

Cap. xliv.

An Act for the further Extension and Improvement of the Ferry, Harbours, Piers, and other Works at *Queensferry* on the *Frith of Forth*; and for certain other Purposes connected therewith. [30th *June* 1848.]

WHEREAS by an Act passed in the Eleventh Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for the further Improvement and Support of* 11 G. 4.
the Passage across the Frith of Forth *called the* Queensferry, the and 1 W. 4.
said Ferry or Passage across the *Frith of Forth* called the *Queensferry* c. 115.
was vested in the following Persons as Trustees for the Purposes of that Act; (*videlicet,*) the Keeper of the Great Seal of *Scotland*, the Keeper of the Privy Seal of *Scotland*, the Lord Justice General, the Lord President of the Court of Session, the Lord Advocate, the Lord Justice Clerk, the Lord Clerk Register, the Lord Chief Baron of the Court of Exchequer in *Scotland*, the Vice Admiral of *Scotland*, Her Majesty's Postmaster General of *Scotland*, Her Majesty's Lieutenants for the Counties of *Perth*, *Linlithgow*, *Fife*, *Kinross*, and *Clackmannan*, the Commander of Her Majesty's Land Forces in *Scotland*, and the Admiral commanding Her Majesty's Ships and Vessels in the

the *Frith of Forth*, the Lord Provost of the City of *Edinburgh*, the Chief Magistrates of the Burghs of *Perth*, *Linlithgow*, *Queensferry*, *Inverkeithing*, and *Dunfermline*, and the Dean of the Guildry of the said Town of *Dunfermline*, all for the Time being, and the Sheriffs for the Time being of the Counties of *Perth*, *Linlithgow*, *Fife*, *Kinross*, and *Clackmannan*, and the Proprietor for the Time being of the Estate of *Newhalls* near unto or adjacent to the said Town of *Queensferry* in the said County of *Linlithgow*, and every Person in his own Right or in the Right of his Wife possessed of the Dominium utile of Lands in the said Counties of *Perth*, *Linlithgow*, *Fife*, *Kinross*, or *Clackmannan*, valued in the Cess Books of such Counties respectively at Two hundred Pounds *Scots*, and the eldest Son of every such Person, and every Person possessed of Rents or Feu Duties as Heritable Proprietors yielding the free Sum of Two hundred Pounds Sterling, after Deduction of all Payments affecting the same, who should be elected a Trustee by the other Trustees therein-before appointed: And whereas the present Harbours, Piers, and other Works of the said Ferry are unfit for the Accommodation of Steam Vessels and other Vessels at all Times of the Tide, and the same, and the said Ferry, in its present State, are not suitable to accommodate any Line or Lines of Railway that may be connected with the said Ferry, and it would be highly advantageous to the Public if the Right of Ferry and the Piers, Harbours, and other Works were extended and improved, so as better to adapt them for such Steam Navigation, and for the Accommodation of any Railways that may be connected therewith: And whereas the *Edinburgh and Glasgow* Railway Company have been authorized by Parliament to construct a Branch Railway from their Main Line to the Harbour of *Queensferry* on the South Shore, and are seeking further Powers for that Purpose; and it would also be expedient that the Trustees acting under the before-recited Act should be authorized to enter into Arrangements with the said Railway Company, by way of Lease or otherwise, for the Use of the said Ferry, Harbour, and Works of *Queensferry*, upon certain Conditions and Considerations; but as those Purposes cannot be effected without the Aid and Authority of Parliament, may it therefore please Your Majesty that it may be enacted; and be it enacted by the 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, That "The Lands Clauses Consolidation (*Scotland*) Act, 1845," "The Commissioners Clauses Act, 1847," in so far only as regards the Contracts to be entered into, and Deeds to be executed by the Trustees in the Execution of the Extension and Improvements hereby authorized, and the "Harbours, Docks, and Piers Clauses Act, 1847," shall be incorporated with and form Parts of this Act: Provided always, that the Provisions and Regulations of the said Harbours, Docks, and Piers Clauses Act, 1847, excepting in so far as regards those applicable to the Construction and Extension of the said Harbours, Piers, and other Works, and Lights, Beacons, and Buoys, shall not come into operation until the said Extensions and Improvements shall have been completed, and until the new Rates and Duties herein-after granted shall be leviable under Authority of

8 & 9 Vict. c. 19. and 10 & 11 Vict. cc. 16. & 27. incorporated with this Act.

of this Act, any thing in the said Harbours, Dock, and Piers Clauses Act notwithstanding.

Short Title of the Act.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, it shall be sufficient to use the Expression "The *Queensferry* Passage Improvement Act, 1848."

Trustees.

III. And be it enacted, That the Trustees appointed and acting under the recited Act of the Eleventh Year of the Reign of His Majesty King *George* the Fourth shall be the Parties entitled to carry this Act into execution; subject to the Provisions contained in this Act and in the Acts incorporated herewith.

Construction of Works.

IV. And whereas Plans and Sections of the Passage, Harbours, Piers, and Works of the proposed Extensions and Improvements, showing the Situation and Levels thereof respectively, and the Limits of the same, and also a Book of Reference containing the Names of the Owners, Lessees, and Occupiers of the Lands upon or through which the same are intended to be made, have been deposited with the Sheriff Clerks of the County of *Linlithgow* at *Linlithgow*, and of the County of *Fife* at *Cupar* and *Dunfermline;* be it enacted, That, subject to the Provisions in this and the said incorporated Acts contained, it shall be lawful to the said Trustees to extend and improve the said Ferry, Harbours, Piers, and Works, in the Situation and upon the Lands delineated upon the said Plan and described in the said Book of Reference, and within the Limits aforesaid, and according to the said Section, to extend and maintain such Piers, Jetties, Floats, Stairs, Quays, Landing Places, Approaches, and other Works and Conveniences as they may think necessary for the Purposes of the said Ferry, Harbours, Piers, and other Works, and to enter upon, take, and use such of the said Lands as may be necessary for the Purposes aforesaid.

Lands for extraordinary Purposes.

V. And be it enacted, That the Lands to be taken by the said Trustees for extraordinary Purposes shall not exceed Ten Acres.

Period for Completion of Works.

VI. And be it enacted, That the Extension and Improvement of the Ferry, Harbours, Piers, and other Works shall be completed within Seven Years after the passing of this Act, and on the Expiration of such Period the Powers of this Act, and of the Acts incorporated herewith, given to the Trustees for extending and improving the said Ferry, Harbours, Piers, and other Works, shall cease to be exercised except as to so much of the said Extensions and Improvements as shall be then completed.

Plans to be deposited with Admiralty.

VII. And be it enacted, That, previously to the Commencement of any of the Works hereby authorized, the said Trustees shall deposit at the Admiralty Office, *Whitehall*, Plans and Working Drawings thereof.

As to the Construction of the

VIII. And be it enacted, That until otherwise authorized, as herein-after mentioned, the Trustees shall not construct the Piers of the

Piers of the South Harbour.

the South Harbour farther into the Frith than Six hundred Feet from the present Low-water Mark.

Nautical Survey to be made.

IX. And be it enacted, That, before any of the Works hereby authorized are commenced, the said Trustees shall, at their own Expense, cause an accurate nautical Survey to be made of the Frith extending from *Hound Point* to *Grangemouth* or *Alloa*, showing the Depth of Water throughout, and carefully defining the Edge of the Banks at Low Water of Spring Tides, as reduced to the Level of a well-determined and fixed Datum Line, such Survey to be made to the Satisfaction of the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, and shall deposit such Survey at the Admiralty Office, *Whitehall:* Provided nevertheless, that the said Lord High Admiral, or the said Commissioners, may, by Writing under the Hand of the Secretary of the Admiralty, dispense with the said nautical Survey, in case a correct Survey, satisfactory to them, shall be in existence before the said Works hereby authorized are carried beyond High-water Mark.

Tidal Observations to be made.

X. And be it enacted, That before any of the Works hereby authorized are carried below High-water Mark, the said Trustees shall, at their own Expense, cause a Series of Tidal Observations to be made, embracing different States of the Winds, Tides, Freshes, and other requisite Information, extending from *Granton* to *Alloa*, such Observations to be made by some competent Person to be approved of by the said Lord High Admiral, or the said Commissioners; and also during the further Progress of the said Works, and at any Time after the Completion thereof, the said Trustees shall, if, when, and so often as required by the said Lord High Admiral, or the said Commissioners, so to do, cause such Observations to be made and repeated relative to the Matters hereby directed; and in case the said Trustees shall neglect, decline, or refuse to make, or cause such Observations to be made, or repeated, as aforesaid, then the said Lord High Admiral or the said Commissioners shall be at liberty so to do, at the Cost and Charge of the said Trustees; and the Amount thereof shall be a Debt due to the Crown, and be recoverable accordingly.

Piers may be extended in certain Events.

XI. And be it enacted, That if, at any Time hereafter, it should be found by the said Lord High Admiral, or the said Commissioners, that the Eddy Tides above the Harbour do not bring out the Bank to the End of the Pier, that the entering Volume of Water into the Frith be not sensibly diminished, that the Banks in the upper Part of the River do not increase, nor any other injurious Effect take place, then that the said Lord High Admiral, or the said Commissioners, shall have full Power to authorize and direct the Advance of the said Piers further into the River, should such an Extension be desired by the Trustees.

Commissioners to cause Mackintosh Rock to be removed.

XII. And be it enacted, That the *Mackintosh* Rock shall be blasted or removed away by the said Trustees to the Depth of Eighteen Feet at Low Water of ordinary Spring Tides, in such Manner as shall be approved of by the said Lord High Admiral or the said Commissioners, such Approval to be signified in Writing under the Hand of the Secretary

Secretary of the Admiralty; and in case such Rock shall not be so blasted or removed away by the said Trustees the said Lord High Admiral or the said Commissioners shall have Power to blast away or remove the same, as aforesaid, at the Cost and Charge of the said Trustees, and the Amount thereof shall be a Debt due to the Crown, and be recoverable accordingly.

Repair of Works below High-water Mark.

XIII. And be it enacted, That the said Trustees shall preserve and keep in good Repair all Works below High-water Mark which may be constructed or commenced by them.

Pier Lights to be exhibited at certain Times.

XIV. And be it enacted, That during the Construction of the said Piers and Works connected therewith the said Trustees shall cause to be hung out or exhibited, every Night, from Sunset to Sunrise, Lights, to be kept burning by and at the Expense of the Trustees, for the Navigation and safe Guidance of Vessels; and for ever after the Completion of the said Piers the said Trustees shall cause to be hung out or exhibited at both the North and South Harbours every Night, from Sunset to Sunrise, good and sufficient Pier Lights, to be kept burning by and at the Expense of the said Trustees, for the Navigation and safe Guidance of Vessels, subject to the Provisions in that Behalf contained in the said Harbours, Docks, and Piers Clauses Act, herewith incorporated; and in case the said Trustees shall neglect to exhibit and keep either or any of such Lights burning as aforesaid, they shall forfeit and pay for every such Neglect the Sum of Ten Pounds.

Uncompleted Works across tidal Waters may be removed by the Admiralty.

XV. And be it enacted, That if any Pier or Work to be constructed by the said Trustees in or across any tidal Water or navigable River, or if any Portion of the Pier or Work which affects any such Water or River or Access thereto, shall not be completed, or shall be abandoned, or suffered to fall into Disuse or Decay, or left in an unfinished State, by the said Trustees, it shall be lawful for the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, if he or they think fit, either to complete, or to repair, or to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the said Trustees; and the Amount thereof shall be a Debt due from the said Trustees to the Crown, and be recoverable accordingly with Costs of Suit.

Power to Admiralty to make a Survey of the Works at the Cost of the Trustees.

XVI. And be it enacted, That if after Working Drawings of the Works hereby authorized shall have been submitted to the Lord High Admiral of the United Kingdom, or to the Commissioners for executing the Office of Lord High Admiral, it shall be deemed expedient by him or them to order a local Survey and Examination of such Works, or of the intended Site thereof, the said Trustees shall defray the Costs of such local Survey and Examination; and the Amount thereof shall be a Debt due to Her Majesty from the said Trustees, and, if not paid upon Demand, may be recovered as a Debt due to the Crown with the Costs of Suit, or may be recovered with Costs as a Penalty is or may be recoverable from the said Trustees.

Rates.

XVII. And be it enacted, That so soon as the said Extensions and Improvements shall be completed, and as a Certificate shall be obtained under the Hand of the Sheriff of *Linlithgow*, and of the Sheriff of *Fife*, or their Substitutes respectively, that such is the Fact, which the said Sheriffs are on that Event hereby required to give, the Rates and Duties now leviable shall cease and determine, and the said Trustees or other Party or Parties who may then be in right of the said Ferry shall be entitled to levy for and in respect of the Use of the Ferry, Harbours, Piers, and other Works, Rates and Duties not exceeding in Amount the Sums following:

For every Hearse, Four-wheeled Coach, Carriage, or Chariot, drawn by Two Horses, a Sum not exceeding Eight Shillings and Sixpence:

For every Mail or Stage Coach, when crossing the said Ferry for the Purpose of being repaired, a Sum not exceeding Three Shillings and Nine-pence:

For every Four-wheeled Chaise or Phaeton, drawn by One Horse, a Sum not exceeding Three Shillings and Sixpence;

For every Two-wheeled Chaise, Gig, or Taxed Cart, a Sum not exceeding Two Shillings and Sixpence:

For every Horse used in drawing any Carriage of the above Description, a Sum not exceeding One Shilling:

For every Waggon, Wain, Cart, or other such like Carriage, otherwise than by Railway, where any such Carriage and the Loading thereof taken together shall not exceed Twenty Hundred Weight, a Sum not exceeding Two Shillings Sterling; and where such Carriage and Loading shall exceed Twenty Hundred Weight, and shall not exceed Forty Hundred Weight, a Sum not exceeding One Penny Sterling for every One Hundred Weight which such Carriage and Loading shall weigh above Twenty Hundred Weight; and for every One Hundred Weight which such Carriage and Loading shall weigh above Forty Hundred Weight, and not exceeding Sixty Hundred Weight, a Sum not exceeding Two-pence Sterling; and for every Hundred Weight which such Carriage and Loading shall weigh above Sixty Hundred Weight, a Sum not exceeding Three-pence Sterling

For every Horse used in drawing any Carriages of the last-mentioned Description, and for any other Horse, other than as above described, a Sum not exceeding Eight-pence:

For every Saddle Horse, or led Horse, a Sum not exceeding One Shilling:

For every Stallion, a Sum not exceeding Three Shillings and Sixpence:

For every Mule or Ass, a Sum not exceeding Three-pence:

For every Ox, Bull, Cow, or Heifer, a Sum not exceeding Sixpence:

For every small Highland Ox, Bull, Cow, or Heifer, a Sum not exceeding Four-pence:

For every Calf, Sow, Boar, or Hog, a Sum not exceeding Three-pence:

For every Sheep or Goat, a Sum not exceeding One Penny:

For every Lamb or Kid, a Sum not exceeding One Penny:

For every Dog or Puppy, a Sum not exceeding One Penny:

For Grain, Flour, Meal, Hay and Straw, Goods, Wares, and Merchandize, a Sum not exceeding at the Rate of Two Shillings *per* Ton:

For Minerals, Iron, Coal, and such like Articles, a Sum not exceeding One Penny *per* Hundred Weight; and exceeding One Ton, One Shilling and Sixpence for each Ton or Part of a Ton:

For every Passenger in a Steam Vessel, a Sum not exceeding Sixpence:

For every Passenger in a decked Boat, Pinnace, Yawl, or in a large Boat when towed by a Steam Vessel, a Sum not exceeding Sixpence:

For all Luggage, belonging to any one Passenger, when carried to and from the Boats by a Porter of the Ferry Establishment, a Sum not exceeding Sixpence:

For Signal for Chaise or Horse, a Sum not exceeding Sixpence.

Rates to be levied for Passengers, Animals, or Goods to and from Steam Boats passing down the Frith of Forth.

XVIII. And be it enacted, That it shall be lawful for the said Trustees or other Party or Parties in their Place, after obtaining the Certificates of the said Sheriffs as before mentioned, to order and direct to be levied for or in respect of any Four-wheeled or other Carriage, and any Horse drawing the same, or any Waggon, Cart, or other such Carriage and Loading, and any Horse drawing the same, and for and in respect of any Saddle Horse or other Horse, and for and in respect of any Ox, Bull, Cow, or Heifer, and for and in respect of any Calf, Sow, Boar, or Hog, and for and in respect of any Sheep or Goat, and for and in respect of any Lamb or Kid, and for and in respect of any Dog or Puppy, and for and in respect of any Grain, Flour, Meal, Hay, Straw, Goods, Wares, and Merchandize, and for and in respect of any Passenger, and for and in respect of any Luggage carried on board of any Boat, Pinnace, or Yawl from any Part of the Limits of the foresaid Ferry to a Steam Boat passing up or down the said *Frith of Forth*, or from any such Steam Boat to any Part of the Limits of the foresaid Ferry, the same Rates and Duties respectively which the said Trustees are hereby authorized to order to be levied for and in respect of the same Carriages or Horses drawing the same, and other Horses, Cattle, Matters, and Things, Passengers or Luggage, carried across the said Ferry.

Regulating the Hire of Boats.

XIX. And be it enacted, That it shall be lawful for the said Trustees or other Party or Parties in their Place, and on the Certificates being obtained as before mentioned, to order and direct that any Yawl or Pinnace licensed by them may be hired to cross the said Ferry for any Sum not exceeding Two Shillings and Sixpence while it is light, and not exceeding Five Shillings after it is dark; and that any Boat or larger Vessel licensed to ply at the said Ferry may be hired to cross the same for any Sum not exceeding Five Shillings while it is light, and not exceeding Eight Shillings after it is dark, except Steam Vessels, the Freight of which shall not exceed Two Pounds: Provided nevertheless, that where the above other Rates and Duties hereby directed to be paid at and for the Passage of the said Ferry shall exceed the said Sums of Hire respectively, it shall and may be lawful for the said Trustees to order and direct that the same shall be paid in place of such Hire.

Mails not liable in Rates.

XX. And be it enacted, That, except as after mentioned, no Rates or Duties shall be demanded or taken or be payable under or by virtue of

of this Act, or under or by virtue of any of the said recited Acts, for Horses or Carriages of any Description employed, or to be employed, in carrying or conveying any Mails, Post Letter Bags, or Expresses, under the Authority of Her Majesty's Postmaster General, either when employed in carrying or conveying, fetching or guarding, such Mails, Post Letter Bags, or Expresses, or in returning back from performing any such Service, nor for any Guard, or other Officer of the Post Office, in charge of, or accompanying any such Mails, Post Letter Bags, or Expresses.

Postmaster General may require that Mails be conveyed.

XXI. And be it enacted, That it shall be lawful for the Postmaster General for the Time being, at any Time after the said Extensions and Improvements shall have been executed and completed, and after the Certificate of the said Sheriffs as before mentioned shall have been obtained, by Notice under his Hand given to the said Trustees or other Party or Parties in their Place as aforesaid, to require that the Mails or Post Letter Bags shall, from and after the Day to be named in any such Notice (being not less than Twenty-eight Days from the Delivery thereof), be conveyed by and at the Expense of the said Trustees, or other Party or Parties in their Place as aforesaid, upon and over the said Ferry, at such Hours or Times in the Day or Night as the Postmaster General shall direct, together with the Guards appointed and employed by the Postmaster General in charge thereof, and any other Officers of the Post Office the Postmaster General shall or may require; and thereupon the said Trustees, or other Party or Parties in their Place as aforesaid, shall from and after the Day to be named in such Notice, at such Hours or Times in the Day or Night as aforesaid, at their or his own Costs, provide Steam Vessels or other sufficient Vessels, to be approved of by the Postmaster General, at such Ferry, together with such Labour as shall be necessary and sufficient for the Purpose, for the Conveyance of such Mails and Post Letter Bags, to the Satisfaction of the Postmaster General, and shall receive, carry, and convey by such Steam Vessels or other Vessels as aforesaid, all such Mails or Post Letter Bags as shall for that Purpose be tendered to them, or any of their Officers, Servants, or Agents, by any Officer of the Post Office, and also the Guards in charge thereof, and any other Officers of the Post Office, and shall receive, take up, deliver, and leave such Mails, or Post Letter Bags, Guards and Officers, on such Days, at such Hours, or Times, in the Day or Night, and subject to all such reasonable Regulations and Restrictions as the Postmaster General shall in that Behalf from Time to Time order or direct.

Trustees shall convey Mails when required.

XXII. And be it enacted, That the said Trustees, or other Party or Parties in their Place as aforesaid, shall, at their or his own Costs, at the Request of the Postmaster General for the Time being, signified by such Notice as aforesaid, cause any Mail Carriages he shall or may from Time to Time require, with the Mails or Post Letter Bags and Guards thereof, to be conveyed upon and over the said Ferry, by Steam Vessels, or other Vessels as aforesaid, at such Hours or Times, in the Day, or Night, as the Postmaster General shall direct.

XXIII. And

Trustees to be subject to Regulations by Postmaster General.

XXIII. And be it enacted, That, for the greater Security of the Mails and Post Letter Bags so to be carried by such Steam Vessels or other Vessels as aforesaid, the said Trustees, or other Party or Parties in their Place as aforesaid, and their respective Officers, Servants, and Agents employed in any such Steam Vessels, or other Vessels as aforesaid, or in or about the said Ferry or the Management thereof, shall obey, observe, and perform all such reasonable Regulations respecting the taking up, Conveyance, Delivery, and leaving of such Mails and Post Letter Bags, Guards and Officers of the Post Office, and Mail Carriages, as the Postmaster General, or such Officer of the Post Office as he shall nominate in that Behalf, shall in his Discretion from Time to Time give or make.

Trustees not to be remunerated, except in certain Cases.

XXIV. And be it enacted, That the said Trustees, or other Party or Parties in their Place as aforesaid, shall not, except as after mentioned, be entitled to any Remuneration for the Conveyance of any Mails, Post Letter Bags, Mail Guards, or other Officers of the Post Office, or Mail Carriages in manner required by the Postmaster General, or by such Officer of the Post Office as he shall in that Behalf nominate as aforesaid: Provided nevertheless, that if the Postmaster General, or any Officer of the Post Office, shall require such Conveyance at any Time between Sunset and Sunrise from the First Day of *September* to the First Day of *March*, or between Six o'Clock in the Evening and Six o'Clock in the Morning during the Remainder of the Year, the said Trustees, or other Party or Parties in their Place, shall be entitled to a fair Remuneration for such Conveyance, as the same may be agreed upon with the Postmaster General, or, failing such Agreement, as shall be fixed in Terms of the Act of the First and Second Year of the Reign of Her present Majesty, Chapter Ninety-eight, the Sum Total of such Remuneration, nevertheless, not to amount to a greater Sum than Two hundred Pounds in any One Year.

Postmaster General may require Additions to Services.

XXV. And be it enacted, That it shall be lawful and competent to and for the Postmaster General for the Time being, from Time to Time by Notice under his Hand given to them the said Trustees, or other Party or Parties in their Place as aforesaid, to require, from and after the Day to be named in any such Notice, not being less than Twenty-eight Days from the Delivery thereof, any Additions to be made to any of the Services aforesaid.

Services may be discontinued by Postmaster General.

XXVI. And be it enacted, That it shall be lawful for the Postmaster General for the Time being, at any Time during the Continuance of any of the Services aforesaid, by Notice in Writing under his Hand, absolutely to determine and put an end to such Services, or any Part thereof, without giving any previous Notice, and thereupon the said Services, or such Part thereof as aforesaid, shall cease and determine accordingly.

Penalty for Refusal or Neglect by Trustees.

XXVII. And be it enacted, That if the said Trustees, or other Party or Parties in their Place as aforesaid, or any of their Lessees, or any of their Officers, Servants, or Agents employed in or about the said Ferry or the Management thereof, shall refuse or neglect to carry or convey

convey any Mails or Post Letter Bags, when tendered to them for such Purpose by the Postmaster General or any Officer of the Post Office, or shall refuse to convey upon and over their said Ferry any Mail Carriages as herein-before provided, when so required by the Postmaster General, or shall refuse or neglect to receive, take up, deliver and leave any such Mails or Post Letter Bags, Mail Guards or other Officers of the Post Office, or Mail Carriages, at such Times, on such Days, and subject to such Regulations as the Postmaster General shall from Time to Time reasonably direct or appoint, as herein-before provided, or shall not obey, observe, and perform all such Regulations respecting the Conveyance of the Mails and Post Letter Bags and Mail Carriages as the Postmaster General, or such Officer of the Post Office as he should nominate in that Behalf, shall make for the Purposes aforesaid, then and in any such Case every Person who shall so offend in the Premises shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds, to be recovered and applied in like Manner as any Penalty not exceeding Twenty Pounds is made recoverable and to be applied under and by virtue of an Act passed in the First Year of the Reign of Her present Majesty, intituled *An Act for consolidating the Laws relative to Offences against the Post Office of the United Kingdom, and for regulating the judicial Administration of the Post Office Laws, and for explaining certain Terms and Expressions employed in those Laws.*

7 W. 4. & 1 Vict. c. 36.

Service of Proceedings on Trustees.

XXVIII. And be it enacted, That all Notices given under the Provisions of this Act, and all other Notices, Summonses, Writs, and other Proceedings at Law or in Equity, given, issued, or taken by or at the Instance or Suit of the Postmaster General, shall and may be duly served upon the said Trustees, or other Party or Parties in their Place as aforesaid, by delivering the same personally to any One or more of the said Trustees, or other Party or Parties in their Place as aforesaid, or to the Secretary or Clerk of the said Trustees, or other Party or Parties in their Place as aforesaid, or by leaving the same at any Station House, or Toll House, of or belonging to the said Trustees, or other Party or Parties in their Place as aforesaid.

Agreement for Lease of Ferry, &c. to Edinburgh and Glasgow Railway Company.

XXIX. And be it enacted, That it shall be lawful to the said Trustees to enter into such Arrangements and Agreements as shall seem expedient with the *Edinburgh and Glasgow* Railway Company to lease to the said Company the said Ferry, Harbours, Piers, and other Works and Conveniences, or otherwise to transfer the Use of the same to the said Company: Provided always, that no such Arrangement or Agreement shall be valid under which the said Ferry, Harbours, Piers, and other Works and Conveniences shall be made a Source of pecuniary Profit or Gain to the said Company, or under which the Public shall not have equally great Facilities of Passage as at present: Provided also, that the Terms and Conditions of any such Lease shall be approved by the Commissioners of Railways, who shall also have Power from Time to Time to modify the Rates of Conveyance specified in such Lease.

Power to borrow Money on

XXX. And be it enacted, That for the Purpose of enabling the said Trustees to execute and complete the Extensions and Improvements hereby

hereby authorized, it shall be lawful to them to borrow upon the Security of the Ferry, Harbours, Piers, and other Works, and Rates and Duties leviable, or that shall hereafter be leviable thereat, upon the Terms and in the Form contained in the said recited Act of the Eleventh Year of the Reign of His Majesty King *George* the Fourth, any Sum not exceeding One hundred thousand Pounds Sterling, to be applied in such Extensions and Improvements, and subject to all the Regulations and Conditions relating to the Advances or borrowing of any Sum or Sums of Money in such Act mentioned.

Security of the Ferry, &c.

XXXI. And whereas by the said recited Act it is enacted that no Action or Suit shall be commenced against any Person or Persons for any thing done by virtue or in pursuance of the said Act, until Twenty-one Days Notice thereof in Writing shall have been given to the Committee of Management, nor after a sufficient Satisfaction or Tender, nor after the Period therein mentioned, and that every such Action shall be brought in the Court of Session, and a certain Form of Procedure therein prescribed be followed out; be it enacted, That so soon as the Certificate under the Hands of the Sheriffs shall be obtained as before mentioned the said Provisions shall be and the same are hereby repealed.

Provision in recited Act as to Limitation of Actions repealed.

XXXII. And be it enacted, That nothing contained in this Act, or in the Acts herein recited or referred to, shall extend to authorize the Trustees to purchase, take, or use any Land or Soil, or any Rights in respect thereof, belonging to Her Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, or any Two of them, first had and obtained for that Purpose, and which such Commissioners, or any Two of them, are hereby authorized and empowered to give, or to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by Her Majesty, Her Heirs or Successors.

Saving the Rights of the Crown.

XXXIII. And be it enacted, That the Expenses of this Act may be paid out of the first and readiest of the said Rates and Duties, or out of the Money so to be raised upon the Security of the same.

Expenses of Act.

XXXIV. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

Public Act.

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