CHAPTER clxxv.

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An Act for the incorporation of the Coleraine Harbour Commissioners; for vesting in them the powers of the Coleraine Town Commissioners with respect to the Navigation of the River Bann under the River Bann Navigation Act, 1863; for the repeal of the said Act; for the improvement of the said Navigation; and for other purposes. [21st July 1879.]

WHEREAS by the Act of the session of the seventh and eighth years of George IV., cap. 103, intituled "An Act for improving the Harbour of Portrush in the county of Antrim," (herein-after referred to as "the Act of 1827,") the Portrush Harbour Company (herein-after referred to as "the company") were incorporated, and were authorised to make improvements of the town and harbour of Portrush for the benefit of shipping resorting thereto:

And whereas the company proceeded to put the Act of 1827 in execution:

And whereas by the Portrush Harbour Amendment Act, 1852, (herein-after referred to as "the Act of 1852,") the company were authorised to execute works for the improvement of the navigation of the River Bann, from the salmon leap above the town of Coleraine to the sea, and to substitute a swivel bridge for a stone bridge over the river at Coleraine: 15 & 16 Vict. c. lxxx.

And whereas the company failed to make more than a small part of the improvements authorised by the Act of 1852:

And whereas by the River Bann Navigation Act, 1863, (in this Act referred to as "the Act of 1863,") the town commissioners of Coleraine elected under the Towns Improvement (Ireland) Act, 1854, were incorporated by the name of "the Coleraine Town Commissioners," and the sale and conveyance to them of the rights and privileges of the company under the recited Acts in and over the River Bann was authorised, and further powers with respect 26 & 27 Vict. c. c. 17 & 18 Vict. c. 103.

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to the navigation of the River Bann were conferred upon the Coleraine town commissioners, and so much of the Act of 1827 as conferred on the company powers or privileges in and over the River Bann and the Act of 1852 were repealed:

And whereas under the authority of the Act of 1863 all the rights and privileges of the company in and over the River Bann were purchased by and transferred to and are now vested in the Coleraine town commissioners:

And whereas by the Act of 1863 the Coleraine town commissioners were empowered to borrow on mortgage of all or any part of their estates comprised in their borough fund any sums not exceeding in the whole ten thousand pounds, and on mortgage of the River Bann fund by the Act of 1863 constituted any sums not exceeding in the whole forty thousand pounds, subject to the conditions and restrictions in the said Act contained:

And whereas the Coleraine town commissioners have borrowed on mortgage of their estates comprised in their borough fund certain sums, and now owe the sum of eight thousand one hundred and sixty-six pounds so secured as aforesaid, and have also borrowed on mortgage of the River Bann fund the sum of eight thousand seven hundred and thirty-five pounds, and now owe the same, secured as last aforesaid:

And whereas the Coleraine town commissioners have not been able to carry into execution many of the provisions of the Act of 1863, and have failed to execute more than a part of the works thereby authorised:

And whereas it would be of great importance to the town of Coleraine and to the public that the navigation of the River Bann should be improved by the execution of the works herein-after mentioned, and otherwise as by this Act provided:

And whereas it is expedient that instead of the body charged with the duty of carrying the Act of 1863 into execution a new body should be constituted and incorporated in manner by this Act provided, and that the property, powers, rights, and privileges of the Coleraine town commissioners under the Act of 1863 should be vested in the new body so constituted and incorporated, and that they should be empowered to execute the several works in this Act mentioned, and to levy such rates and to borrow such moneys as may be required therefor, subject, nevertheless, to the provisions, conditions, and restrictions in this Act contained, and that in furtherance of such objects the Act of 1863 should be repealed, and that some of the provisions thereof should be by this Act re-enacted:

And whereas the Governor and Assistants of the new Plantation

in Ulster, within the realm of Ireland (commonly called and herein-after referred to as "the Honourable the Irish Society"), under and by virtue of letters patent under the Royal Sign Manual, bearing date the 29th day of March, in the 11th year of the reign of King James I., and by letters patent under the Royal Sign Manual, bearing date the 10th day of April, in the 14th year of the reign of King Charles II., were duly incorporated, and claim to be seized and possessed of (inter alia) all that water, creek, river, stream, or rivulet of Bann, lying between the high sea and the salmon leap, called the Cutts, above the town of Coleraine, and the ground and soil of the same; and also the rocks and salmon leap there with the appurtenances, and the whole piscary, fishery, and taking of fishes, as well salmon and eels as all other kind of fishes whatsoever of, in, or within the same, as well with nets of what kind soever as otherwise howsoever, and being desirous to promote the prosperity of the town of Coleraine, and to improve the navigation of the River Bann, have, of their bounty, promised and agreed with the Coleraine town commissioners, under certain conditions, to contribute the sum of thirty thousand pounds towards the execution of the works in this Act mentioned:

And whereas it is expedient that facilities should be afforded to the Honourable the Irish Society for raising the said sum of thirty thousand pounds:

And whereas doubts have arisen as to the chargeability of the River Bann fund in respect of mortgages of the estates of the town commissioners comprised in their borough fund, and the several persons entitled to such of the last-mentioned mortgages of the estates of the town commissioners as are now subsisting are, with one exception, willing that such doubts should be set at rest; and it is expedient that for such purposes provisions such as are in this Act contained should be made:

And whereas in order to enable the Commissioners constituted and incorporated by this Act more readily to borrow such moneys as they may require for the purposes of this Act, it is desirable that mortgages of the River Bann fund, as constituted by this Act, made by the said Commissioners under the authority of this Act, should rank as securities in priority to the mortgages of the River Bann fund made by the Coleraine town commissioners under the Act of 1863, and a majority in number and more than five sixths in value of the creditors of the Coleraine town commissioners, secured by such mortgages under the Act of 1863 as last aforesaid, have consented that for such purposes the provisions in that behalf in this Act contained should be made:

And whereas further to facilitate the borrowing of such moneys

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it is expedient that the town of Coleraine, and the half barony of Coleraine, and the barony of the north-east liberties of Coleraine, which town, half barony, and barony will respectively be greatly benefited by the execution of the works in this Act mentioned, should, in certain events, be chargeable with the payment of such sums as may from time to time be necessary to make up any insufficiency in the funds in the hands of the Commissioners constituted and incorporated by this Act from time to time available for the payment of the interest in respect of and for the formation of a sinking fund for the repayment of moneys secured by mortgages of the River Bann fund, to the extent, in the manner, and subject to the conditions by this Act prescribed:

And whereas plans and sections of works by this Act authorised showing the lines and levels thereof, and the lands in which the same are intended to be made and which may be taken for the purposes of this Act, with books of reference thereto specifying the names of the owners or reputed owners, lessees or reputed lessees, and of the occupiers of the lands, have been deposited for the purposes of this Act with the clerk of the peace for the county of Londonderry (and the same are in this Act referred to as "the "deposited plans, sections, and books of reference"):

And whereas the objects aforesaid cannot be attained without the 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, as follows:

Preliminary.

Short title.

1. This Act may for all purposes be cited as the River Bann Navigation Act, 1879.

Limits of Act.

2. The limits of this Act comprise the River Bann from the salmon leap above the town of Coleraine to an imaginary boundary line at sea running through a point northward of the mouth of the said river, and distant five hundred yards from low-water mark of ordinary spring tides at the mouth of the said river, and comprise also the several lands shown on the deposited plans and described in the deposited books of reference.

Works above bridge not to be made without consent of Board of Works.

3. Provided always, that nothing in this Act contained shall give the Commissioners any right or title to that portion of the River Bann within the limits of this Act which lies above the bridge at Coleraine, and is included in the award of the Commissioners of

Public Works in Ireland, bearing date the eighteenth day of February one thousand eight hundred and fifty-nine, in respect of the navigation of the said river in the district of Lough Neagh, in the counties of Antrim, Armagh, Down, Londonderry, and Tyrone, nor shall anything in this Act contained authorise the Commissioners to execute any works within the limits of this Act which in the opinion of the Commissioners of Public Works in Ireland could or might interfere with or prejudicially affect any works heretofore executed by the Commissioners of Public Works in Ireland in the said district unless, upon such terms and conditions, and subject to such regulations and restrictions, and according to such plans as the Commissioners of Public Works in Ireland may previously approve, and so signify under their hands or the hands of any two of them. A.D. 1879.

Incorporation of general Acts.

4. The provisions of the Acts herein-after specified, except where expressly varied by this Act, are incorporated with and shall form part of this Act; that is to say,

The Lands Clauses Consolidation Act, 1845, as amended by the Lands Clauses Consolidation Acts Amendment Act, 1860, the Railways Act (Ireland), 1851, the Railways Act (Ireland), 1860, the Railways Act (Ireland), 1864, and the Railways Traverse Act: Provided that for the purposes of such incorporation the word "railway" in the said Acts means the several works by this Act authorised, and the word "Company" in the said Acts means the Coleraine Harbour Commissioners constituted and incorporated by this Act: 8 & 9 Vict. c. 18. 23 & 24 Vict. c. 106. 14 & 15 Vict. c. 70. 23 & 24 Vict. c. 97. 27 & 28 Vict. c. 71. 31 & 32 Vict. c. 70.

The Harbours, Docks, and Piers Clauses Act, 1847, except sections 25 and 26 of that Act: Provided that for the purposes of such incorporation the expression "the harbour, dock, or pier" in that Act means the River Bann within the limits of this Act and the works connected therewith by this Act authorised: Provided that the provisions of that Act with respect to lifeboats and with respect to keeping a tide and weather gauge shall not be in force for the purposes of this Act, save so far as the Board of Trade by notice in writing to the Coleraine Harbour Commissioners from time to time require them to provide any conveniences in accordance with those provisions respectively: 10 & 11 Vict. c. 27.

The Commissioners Clauses Act, 1847, except sections six to thirty-five, both inclusive, and sections ninety-six to ninety-eight, both inclusive. 10 & 11 Vict. c. 16.

Subject as aforesaid, the several words and expressions to which by the Acts in whole or in part incorporated with this Act meanings

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are assigned have in this Act the same respective meanings, unless excluded by the subject or context.

Interpretation.

5. The following words and expressions have in this Act the following meanings, unless excluded by the subject or context:

"The town commissioners" means the town commissioners of Coleraine acting in execution of the Towns Improvement (Ireland) Act, 1854:

"The town of Coleraine" means all the area within the boundary of the town for the time being subject to the jurisdiction of the town commissioners:

"The Coleraine town commissioners" means the town commissioners of Coleraine incorporated by the Act of 1863:

"The Commissioners" means the Coleraine Harbour Commissioners constituted and incorporated by this Act:

"The Coleraine guardians" means the guardians of the poor of the Coleraine union:

"The Ballymoney guardians" means the guardians of the poor of the Ballymoney union:

"The harbour" includes all places within the limits of this Act:

"The rateable district" means the district comprised within the boundaries of the half barony of Coleraine and the barony of the north-east liberties of Coleraine, including the town of Coleraine:

"Harbour dues" means rates or dues paid on shipping or on goods under the provisions of the Act of 1863 or of this Act:

"Ballast" includes all substances used as ballast:

"Ballast lighter" means any vessel used for receiving or conveying ballast:

"Rubbish" includes wreck, ballast, ashes, filth, and other waste matters.

Commencement of Act.

6. For the purposes of proceedings preliminary to the first nominations and first election, and for the purposes of the first nominations and first election of Commissioners under this Act, this Act shall take effect on its passing, and for all other purposes this Act, except where otherwise expressly provided, shall commence and take effect from and immediately after the first meeting of the Commissioners as prescribed by this Act: Provided always, that all acts, notices, matters, and things by this Act required to be done, given, and executed before the said first meeting of the Commissioners at the office of the Commissioners, or by or to the chairman of the Commissioners, the Commissioners, and the clerk to the Commissioners, shall be done, given, and executed at the office of the town commissioners and by or to the chairman of the town

commissioners, the town commissioners, and the clerk to the town commissioners respectively.

Repeal of 26 & 27 Vict. c. c.

7. From and after the commencement of this Act, but subject to the provisions of this Act, the River Bann Navigation Act, 1863, shall be and the same is hereby repealed: Provided always, that the repeal of the Act of 1863 shall not affect the incorporation by that Act with the Act of 1827 of the several provisions of the Harbours, Docks, and Piers Clauses Act, 1847, in the Act of 1863 and herein-after set forth, and notwithstanding the repeal of the Act of 1863 the following provisions of the said Harbours, Docks, and Piers Clauses Act, 1847, shall continue to be incorporated with and to form part of the Act of 1827, and shall continue to be read and have effect for the purposes of that Act as if the same had originally been made applicable to that Act; that is to say, the provisions of the Harbours, Docks, and Piers Clauses Act, 1847, with respect to the construction of the harbour, dock, or pier, and with respect to the construction of warehouses, wharfs, and other conveniences, and with respect to the rates to be taken by the undertakers, and with respect to the collection and recovery of rates, and with respect to the accounts to be kept of the rates and of the vessels in respect of which they are payable, and with respect to the appointment of harbour-masters, dock-masters, and pier-masters and their duties, and with respect to the discharging of vessels and the removal of goods, and with respect to the protection of the harbour, dock, and pier and the vessels therein from fire or other injury, and with respect to the police of the harbour, dock, or pier, and with respect to the appointment of meters and weighers and their duties, and with respect to the byelaws to be made by the undertakers, and with respect to the saving of rights.

Coleraine Harbour Commissioners.

Constitution and incorporation of the Coleraine Harbour Commissioners.

8. For the purpose of carrying this Act into execution there shall be nineteen Commissioners, who shall be nominated and elected in manner by this Act provided.

The nominated commissioners shall be—

Twelve persons qualified as by this Act provided to be nominated from time to time by the town commissioners as representatives of the town of Coleraine: Provided always, that no more than six of such persons shall also be town commissioners;

Three persons qualified as by this Act provided to be nominated from time to time by the Coleraine guardians as representatives of the half barony of Coleraine; and

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Two persons qualified as by this Act provided to be nominated by the Coleraine guardians as representatives of the barony of the north-east liberties of Coleraine :

The elective commissioners shall be—

Two persons qualified as by this Act provided and elected by such persons paying harbour dues as are in this Act mentioned.

The Commissioners and their successors from time to time nominated and elected under this Act shall be one body corporate by the name of "The Coleraine Harbour Commissioners," and by that name shall have perpetual succession and a common seal, and power to sue and be sued, and power to purchase, take, hold, and dispose of lands, goods, chattels, and other property for the purposes but subject to the restrictions of this Act.

Disqualification and vacation of office of Commissioners whether nominated or elected.

9. If any person becomes a bankrupt, or an arranging debtor, or compounds with his creditors, or holds any office or place of profit under the Commissioners, such person shall be disqualified from becoming or continuing to be a nominated or elective commissioner :

If any nominated or elective commissioner participates in the profit of any work done by order of the Commissioners, or

Is concerned in or participates in the profit of any contract entered into by the Commissioners,

such person shall cease to be a nominated or elective commissioner, and his office shall thereupon become vacant, subject to the exceptions following ; (that is to say,)

1. A commissioner shall not vacate his office by reason of his being a shareholder in any company entering into any contract with or supplying any article by order of the Commissioners ; and
2. A commissioner shall not vacate his office by reason of his being interested in any sale or lease of any lands to or by the Commissioners.

Nevertheless a commissioner shall not be entitled to vote in respect of any contract with or any supply of articles by order of the Commissioners when such contract is entered into with or such articles are supplied by any company in which he is a shareholder, or in respect of any question connected therewith, or in respect of any such sale or lease as herein-before mentioned, and if he does so vote his vote shall not be counted, and he shall incur for each time when he so votes a penalty not exceeding twenty pounds, to be recovered in a summary manner.

A commissioner shall also vacate his office as a commissioner if he absents himself from all meetings of Commissioners for not less

than six consecutive months, unless the Commissioners within one month thereafter resolve that it is expedient that such commissioner should not vacate his office.

Commissioner not incapable of acting as a justice.

10. A person shall not be incapable of acting as a justice of the peace in the execution of this Act with reference to the recovery of any rates or dues, or the levying of any penalty thereunder, by reason of his being a commissioner under this Act.

First meeting of Commissioners.

11. The Commissioners shall hold their first meeting at the town hall, Coleraine, at eleven o'clock in the forenoon on the second Wednesday in the month of November next after the passing of this Act, and may and shall at such first meeting and thenceforth put this Act in execution: Provided always, that if such first meeting be not held on that day or on any day appointed as hereinafter mentioned, the Board of Trade may, on the application of any person resident in the town of Coleraine, by order, signed by the secretary or an assistant secretary of the said Board, and of which a copy shall be published in the "Dublin Gazette," appoint some other day for the first meeting of the Commissioners, and any meeting of the Commissioners held on any day so appointed shall be the first meeting of the Commissioners as though such first meeting had been fixed by this Act to take place on such day.

Qualification, Nomination, and Election of Nominated and Elective Commissioners.

Qualification of commissioners nominated by town commissioners of Coleraine.

12. Every person of full age shall be qualified to be nominated a nominated commissioner by the town commissioners who for twelve months preceding the first day of January in the year in which he is nominated has been the immediate lessor of lands, tenements, or hereditaments within the town of Coleraine of the annual value of fifty pounds or upwards, according to the valuation then in force under the Acts relating to the valuation of rateable property in Ireland, and who resides within five miles of the boundary of the said town, or is the occupier rated to the relief of the poor in respect of lands, tenements, or hereditaments in the said town at the net annual value of thirty pounds or upwards, and who is not at the time of such nomination an elective commissioner.

Qualification of commissioners nominated by board of guardians of Coleraine union.

13. Every person of full age who for twelve months preceding the first day of January in the year in which he is nominated has been the immediate lessor of lands, tenements, or hereditaments in the half barony of Coleraine, or in the barony of the north-east liberties of Coleraine, of the annual value of fifty pounds or up-

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wards, according to the valuation then in force under the Acts relating to the valuation of rateable property in Ireland, or the occupier of lands, tenements, or hereditaments in the said half barony or barony rated in respect thereof to the relief of the poor at the net annual value of thirty pounds or upwards, and who is not at the time of such nomination an elective commissioner, shall be qualified to be nominated a nominated commissioner by the Coleraine guardians as representative of the said half barony or barony, according as the said lands, tenements, or hereditaments of which he may be the immediate lessor or occupier are situated in the said half barony or barony.

Joint occupiers when qualified eligible as commissioners.

14. If two or more persons be jointly rated in respect of any property, each of such persons shall, subject to the provisions in this Act contained, be qualified to be nominated a nominated commissioner, provided the property in respect of which such persons are rated be of a rateable yearly value which, when divided by the number of persons so rated, will give to each a sufficient rateable yearly value according to the provisions of this Act.

Nomination of commissioners by town commissioners and Coleraine guardians.

15. The town commissioners and the Coleraine guardians shall, between the twenty-fifth day of October and the third day of November in the year one thousand eight hundred and seventy-nine, and in every subsequent year respectively, hold at the Town Hall, Coleraine, and at the poor house of the Coleraine union, special meetings for the purpose of nominating the nominated commissioners by this Act required to be nominated by them respectively, and at such respective special meetings held in the year one thousand eight hundred and seventy-nine the town commissioners shall nominate twelve persons to be nominated commissioners as representatives of the town of Coleraine, and the Coleraine guardians shall nominate five persons to be nominated commissioners as representatives of the half barony of Coleraine. and barony of the north-east liberties of Coleraine, that is to say. three as representatives of the said half barony and two as representatives of the said barony.

Notice of the day and hour upon and at which such meetings will be held by the town commissioners at the town hall at Coleraine and by the Coleraine guardians at the said poor house respectively shall be given in the like manner in which notices of their ordinary meetings are given by the town commissioners and said guardians respectively.

Such nominations shall respectively be concurred in by the majority of the town commissioners and by the majority of the guardians present at such meetings respectively, and such concur-

rence may be ascertained by open voting or by ballot, as the majority at such meetings respectively may decide, in the manner in which they are used to decide matters at their ordinary meetings.

In case any person is nominated a nominated commissioner by the town commissioners and also by the Coleraine guardians, he shall, within three days after notice thereof, choose, or, in default thereof, the commissioners at their next meeting shall declare, which of such nominations such nominated commissioner shall accept, and thereupon the nomination not accepted shall be of no effect, and a special meeting of the body who made the same shall be held after such notice as aforesaid, and at such meeting a nominated commissioner shall be appointed by such body, and such last-mentioned nomination shall, for the purposes of this Act, be deemed to have been duly made.

At such special meetings held in the year one thousand eight hundred and eighty, and in each subsequent year, one third of the nominated commissioners, as representatives of the town of Coleraine and of the half barony of Coleraine, shall respectively go out of office as herein-after provided, and the vacancies caused thereby shall be supplied by the nomination by the said town commissioners and guardians respectively of an equal number of nominated commissioners in their stead, as by this Act provided.

At such special meetings of the Coleraine guardians held in the year one thousand eight hundred and eighty, and in every subsequent year, one of the nominated commissioners, as representatives of the barony of the north-east liberties of Coleraine, shall go out of office as herein-after provided, and the vacancy caused thereby shall be supplied by the nomination by the said guardians of one nominated commissioner in his stead, as by this Act provided.

Every such nomination shall be in writing signed by the chairman of the meeting by which the same was made, and notice of the making of the same, together with a copy signed by such chairman as aforesaid, shall be delivered or forwarded by post to the clerk to the Commissioners.

Any person on ceasing to be a nominated commissioner shall, unless disqualified, be eligible for re-nomination.

Retirement of nominated commissioners.

16. The first nominated commissioners, as representatives of the town of Coleraine and of the half barony of Coleraine, shall, as soon as conveniently may be after their coming into office, divide themselves respectively into three classes, that is to say, a first class, a second class, and a third class, by agreement, or, if they

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cannot agree, by lot, and the nominated commissioners in such first classes respectively shall go out of office at the special meetings to be held for the nomination of nominated commissioners respectively in the year one thousand eight hundred and eighty, and the nominated commissioners in such second classes respectively shall go out of office at the special meetings to be held for the nomination of nominated commissioners respectively in the year one thousand eight hundred and eighty-one, and at the special meetings to be held in each subsequent year respectively the nominated commissioners to go out of office shall be those who have been longest in office.

The first nominated commissioners, as representatives of the barony of the north-east liberties of Coleraine, shall, as soon as conveniently may be after their coming into office, decide by agreement amongst themselves, or, if they cannot agree, by lot, as to which of them shall go out of office on the third Wednesday in the month of October one thousand eight hundred and eighty, and on the third Wednesday of October of every subsequent year the commissioner to go out of office shall be the commissioner who has been longest in office.

Qualification of elective commissioners.

17. Every person of full age shall be qualified to be elected as an elective commissioner at any election under this Act who has during the twelve months immediately preceding the first day of January of the year in which such election is held paid thirty pounds or more on account of harbour dues, and who is not at the time of such election a nominated commissioner under this Act.

Qualification of electors.

18. Every person shall be entitled to have his name inserted on the list of electors to be made under this Act as qualified to vote at an election of an elective commissioner who resides within the rateable district, and who during the twelve months immediately preceding the first day of January of the year in which such list of electors is made out has paid five pounds or more on account of harbour dues.

Every person qualified to vote as aforesaid shall be entitled to one vote in respect of the first five pounds of harbour dues paid by him as aforesaid, and to one additional vote for every five pounds above the first five pounds; provided always, that no person shall be entitled to more than six votes.

At an election of elective commissioners every elector shall be entitled to give the number of votes for which he is registered to one candidate, or to distribute them as he thinks fit amongst the number to be then elected.

Qualification, &c. of partners.

19. In every case of several persons in partnership or any body corporate appearing on any list of electors as the payers of harbour dues, such partnership or body corporate, with respect to the amount of such dues and the scale of votes, shall be deemed to be one person, and one of such partners, authorised in writing by the other partner or partners or a majority of them, or, where no such writing is exhibited, the partner whose name stands first among such partners, or, in the case of such body corporate, any member or officer of the same authorised in writing under their common seal, shall alone be entitled to exercise on behalf of such partnership or body corporate their right of voting at the election of elective commissioners, and the amount of harbour dues paid by such partnership or corporation shall, for the purpose of qualifying such partner, member, or officer to be an elective commissioner, be deemed to have been paid by him.

Collector of harbour dues to make lists of persons who have paid harbour dues.

20. The clerk to the Commissioners shall, on or before the first day of September in the year one thousand eight hundred and seventy-nine, and on or before the fifteenth day of July in every subsequent year, apply to the collectors of harbour dues for lists of the persons who during the twelve months immediately preceding the first day of January in such year have paid harbour dues, and of the amounts of the harbour dues so paid by such persons, and such collectors respectively shall, within ten days after receiving such application as aforesaid, make, sign, and deliver to the said clerk such lists respectively.

Commissioners to make alphabetical list.

21. On or before the fifteenth day of September one thousand eight hundred and seventy-nine, and on or before the thirty-first day of July in every subsequent year, the Commissioners shall from the lists aforesaid make out an alphabetical list of the persons appearing by such lists to be qualified to vote at the election of an elective commissioner, with the number of votes to which they are respectively entitled, and on or before the same day shall cause such list to be printed, and to be posted on the outer doors of the town hall and custom house of the port of Coleraine; and printed copies of such list shall be kept at the office of the Commissioners for public inspection, and a printed copy of any such list shall be delivered to any person requiring it on payment of such sum as the Commissioners think reasonable, not exceeding sixpence for each copy.

Persons aggrieved may demand revision of list.

22. Any person whose name is not inserted in the list of electors, and any person whose name is inserted in the said list, who claims to be entitled to a larger number of votes than the number attributed to him in such list, or who objects to any other person whose name

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is inserted in the said list as not entitled to appear therein, or not entitled to the number of votes attributed to him, may, by notice in writing to be delivered to the clerk to the Commissioners within seven days after the publication of the said list, demand a revision of such list.

Every such notice shall be signed by the person giving the same, and shall state the grounds upon which a revision of the list is demanded, and if the grounds of such demand be that any person whose name is inserted in the said list is not entitled to appear therein, or not entitled to the number of votes attributed to him, such notice shall state the name of the person so objected to, and it shall be the duty of the clerk to the Commissioners to transmit a copy of such notice to every person named in such notice.

If no demand for a revision is made within such seven days as aforesaid the list of voters as published by the Commissioners shall be taken to be correct, and the clerk to the Commissioners shall append to a copy of the list a certificate under his hand that such list is correct, and such copy so certified as aforesaid shall be kept by the said clerk at the office of the Commissioners.

Revisors of lists to be appointed.

23. In case any demand for the revision of the list of electors in manner prescribed by this Act has been received, the Commissioners shall, on or before the twenty-ninth day of September one thousand eight hundred and seventy-nine, and on or before the thirty-first day of August in any subsequent year, appoint three of their number to be the revisors of the list of electors, and the revisors shall, during the seven days next after the thirtieth day of September one thousand eight hundred and seventy-nine, and the ten days next after the first day of September in any subsequent year, revise at the Commissioners office the list of electors, giving not less than two days notice of their intention so to do by advertisement.

Claims and objections before revisors.

24. At any such revision any person whose name is not inserted in the list of electors may, in person or by his agent, claim to have his name inserted therein, and any person whose name is inserted therein may, in person or by his agent, claim to have the number of votes attributed to him therein corrected, and may, if he shall have given due notice of his intention so to do, object to any other person whose name is therein inserted as not being entitled to have his name inserted therein, or as not being entitled to the number of votes attributed to him therein under the provisions of this Act.

Revisors to correct the lists.

25. The revisors shall retain in any list any name or number of votes objected to if the objection is not established to their satis-

faction, and shall insert therein the name of any person shown to their satisfaction to be entitled to have his name inserted therein, and shall retain therein the name of every person to whom and every number of votes to which an objection is not made, and shall strike out therefrom the name of every person shown to their satisfaction to be no longer living or not to be entitled to have his name inserted therein, and shall correct therein the number of votes attributed to any person shown to their satisfaction to be entitled to any other number of votes than the number attributed to him.

Production to revisors of books, &c.

26. For the revision of the lists the collectors of harbour dues and the Commissioners shall produce at their office to the revisors such of the books and accounts of the collectors and Commissioners respectively as may be requisite to enable the revisors to revise the lists, and shall afford to them all reasonable and proper facilities for so doing.

Revisors to certify lists.

27. The decision of the revisors or a majority of them with respect to a list shall be final and conclusive, and the revisors shall forthwith after every revision append to a copy of such list a certificate that the same is correct, and deliver or forward the same to the clerk to the Commissioners, and such copy so certified shall be kept by the said clerk at the office of the Commissioners.

Evidence of certified lists.

28. Every printed list purporting to be certified as by this Act provided shall be evidence of the same being a list duly made, revised, and signed, unless the contrary is shown.

Continuance of certified lists.

29. Every certified list shall be in force until the issue of the next certified list, and the persons whose names appear in the certified list from time to time in force shall be the electors entitled to vote at the election of elective Commissioners under this Act, and shall at such election be respectively entitled to such number of votes as appears by the certified list.

Certified lists to be printed and published.

30. Every certified list shall forthwith after the signing thereof be printed and published by the Commissioners, and a copy thereof shall be delivered to every person requiring it on payment of such sum as the Commissioners think reasonable, not exceeding sixpence for each copy.

Meetings for elections of elective commissioners.

31. On the third Wednesday in the month of October in the year one thousand eight hundred and seventy-nine, and on the third Wednesday in the month of October of every subsequent year, the electors shall meet at the Town Hall, Coleraine, for the election of elective commissioners under this Act.

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Retirement of elective commissioners.

32. On the third Wednesday in the month of October one thousand eight hundred and eighty, and on the third Wednesday in the month of October of every subsequent year, one of the elective commissioners shall retire from office as herein-after provided, and the vacancy occasioned by every such retirement shall be supplied by the election of an elective commissioner in his stead as by this Act is provided.

Retirement of first elective commissioners.

33. The first elective commissioners under this Act shall, as soon as conveniently may be after their coming into office, decide by agreement amongst themselves, or, if they cannot agree, by lot, as to which of them shall go out of office on the third Wednesday in the month of October one thousand eight hundred and eighty; and on the third Wednesday of October of every subsequent year the elective commissioner to go out of office shall be the elective commissioner who has been longest in office.

Vacating members to be re-eligible.

34. Any person on ceasing to be an elective commissioner shall, unless disqualified, be re-eligible.

Rules as to election.

35. The rules contained in Schedule A. to this Act annexed with respect to the election of elective commissioners, the returning officer and his duties, and the manner of taking the poll at such election, shall apply thereto respectively, and shall be of the same validity as if they were enacted in the body of this Act.

Penalty on neglect of duty by returning officer.

36. If the returning officer refuses or neglects to comply with any enactment of this Act relating to elections he shall be liable on summary conviction to a penalty not exceeding fifty pounds, and any person employed for the purpose of any such election by or under the returning officer who is guilty of any such refusal or neglect shall be liable on summary conviction to a penalty not exceeding ten pounds.

Penalty on illegal acts in respect of election.

37. Any person who personates any person entitled to vote at any election under this Act, or falsely assumes to act in the name or on behalf of any person so entitled to vote, shall be liable on summary conviction to a penalty not exceeding twenty pounds, or, in the discretion of the court by whom he is convicted, to imprisonment, with or without hard labour, for any period not exceeding three months.

Casual vacancies.

38. Any casual vacancy in the office of a nominated or elective commissioner shall be filled up by the Commissioners at their next meeting after they have notice of such vacancy, but the commissioner so chosen must have the qualification by this Act required to have entitled the commissioner whose place he is to supply to be nominated or elected, and he shall retain his office so long only

as the vacating member would have retained the same if such vacancy had not occurred.

A nominated or elective commissioner dying, resigning, or vacating his office, or becoming disqualified after the time of his being nominated or elected, shall be deemed to create a casual vacancy.

Any nominated or elective commissioner may resign his office by notifying his intention so to do in writing to the clerk of the Commissioners.

Appeal to High Court of Justice in respect of invalid nomination or election.

39. It shall be the duty of Her Majesty's High Court of Justice in Ireland, upon the application of any person who may be aggrieved by or complain of the nomination or election of any nominated or elective commissioner, or any proceeding, act, or matter touching the same (reasonable notice having been given by the adverse party to those affected thereby of such intended application), to proceed forthwith and in a summary way to hear the affidavits, proofs, and allegations of the parties, or otherwise to inquire into the matter or cause of complaint, and either to confirm the nomination or election so complained of, or to order a new nomination or election, or to make such order and give such relief in the premises as right and justice may appear to the Court to require; but no such application as aforesaid shall be entertained by the Court unless it is made within one month after the nomination or election has taken place in respect of which the complaint is made, and no such election shall be declared invalid by reason of any defect in the title of the returning officer.

Computation of time.

40. Where by this Act any limited time from or after any date or event is appointed or allowed for the doing of any act or the taking of any proceeding, then in the computation of such limited time the same shall be taken as exclusive of the day of such date or of the happening of such event, and as commencing at the beginning of the next following day, and the act or proceeding shall be done or taken at the latest on the last day of such limited time according to such computation, unless such last day is a Sunday, Christmas Day, Good Friday, or Monday or Tuesday in Easter week, or a bank holiday, in which case any act or proceeding shall be considered as done or taken in due time if it is done or taken on the next day afterwards which may not be one of the days in this section specified. Where by this Act any act or proceeding is directed to be done or taken on a certain day, then if that day happens to be one of the days in this section specified, such act or proceeding shall be considered as done or taken in due time if it is done or taken on the next day afterwards, not being one of the days in this section specified.

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Powers, Duties, and Obligations of Coleraine Harbour Commissioners.

Property, &c. of Coleraine town commissioners vested in Commissioners.

41. From and after the commencement of this Act all the property, real and personal, and all the rights and privileges of the Coleraine town commissioners in and over the River Bann within the limits of this Act which immediately before the commencement of this Act were vested in and enjoyed and exerciseable by the Coleraine town commissioners under the Act of 1863 shall, except as the same are modified by and subject to the provisions of this Act, respectively vest in, be enjoyable and exerciseable by, and enure to the benefit of the Commissioners.

General saving of rights under repealed Act.

42. Notwithstanding the repeal of the Act of 1863, and except only as by this Act otherwise expressly provided, everything before the time of the repeal done, suffered, and confirmed respectively under or by the Act of 1863 shall be as valid as if the repeal had not happened, and the repeal and this Act respectively shall accordingly be subject and without prejudice to everything so done, suffered, and confirmed respectively, and to all rights, liabilities, claims, and demands, both present and future, which if the repeal had not happened would be incident to and consequent on any and every thing so done, suffered, and confirmed respectively, and with respect to all such things so done, suffered, and confirmed respectively, and all such rights, liabilities, claims, and demands, the Commissioners shall, except as by this Act otherwise expressly provided, to all intents represent the Coleraine town commissioners.

Contracts, &c. preserved.

43. Notwithstanding the repeal of the Act of 1863, and except as by this Act otherwise expressly provided, all purchases, sales, conveyances, securities, contracts, and agreements before the time of the repeal made by the Coleraine town commissioners under the Act of 1863, or with reference to the purposes of the said Act or of this Act, including the said arrangement with the Honourable the Irish Society with reference to their proposed contribution of thirty thousand pounds towards the execution of the works by this Act authorised, shall be as effectual to all intents for, against, and with respect to the Commissioners, as the assigns of the Coleraine town commissioners, as the same would have been for, against, and with respect to the Coleraine town commissioners if the repeal had not happened, and may be proceeded on and enforced by or against the Commissioners accordingly.

Debts to be paid.

44. All persons who at the time of the repeal of the Act of 1863 owe any money to the Coleraine town commissioners, or to any person on their behalf, under the Act of 1863, or with reference to

the purposes thereof, or in respect of any rate made thereunder, shall pay the same to the Commissioners, and all moneys (other than moneys secured by mortgages of their estates comprised in their borough fund) which immediately before the time of the repeal are under the Act of 1863, or with reference to the purposes thereof owing by or recoverable from the Coleraine town commissioners, or for the payment of which they are or but for the repeal would be liable, shall, except as by this Act expressly provided, be paid, with all interest (if any) due and payable or accruing for the same, by or be recoverable from the Commissioners.

Actions not to abate, &c.

45. Notwithstanding the repeal of the Act of 1863, any action, suit, prosecution, or other proceeding whatsoever commenced either by or against the Coleraine town commissioners, acting in execution of the Act of 1863, before the time of the repeal, shall not abate or be discontinued or prejudicially affected by the repeal, but, on the contrary, shall continue and take effect both in favour of and against the Commissioners as effectually to all intents and purposes as if they were the Coleraine town commissioners and the repeal had not happened, and the Commissioners may, notwithstanding such repeal, commence and carry on any action, suit, prosecution, or other proceeding in respect of any matter arising prior to the commencement of this Act in the same manner and subject to the same conditions as the same might but for such repeal have been commenced and carried on by the Coleraine town commissioners, acting in execution of the Act of 1863.

Books to be evidence.

46. Notwithstanding the repeal of the Act of 1863, all books, accounts, writings, and documents by that Act directed or authorised to be kept or made, and which if the repeal had not happened would be receivable in evidence in favour of or against the Coleraine town commissioners, shall be admitted in evidence in all courts of justice and elsewhere in favour of or against the Commissioners.

Map of river to be kept.

47. The Commissioners shall forthwith after the commencement of this Act keep at their chief office a map of the area within the limits of this Act, on a scale of not less than six inches to a mile, and with such indications of shoals, banks, levels of high and low water, quays, wharfs, works, and other particulars as they think expedient for any of those purposes, or for the general advantage of persons resorting to the harbour or contributing to the income of the Commissioners.

Publication and revision of map.

48. The Commissioners shall cause the said map to be copied, engraved, and published, and shall from time to time revise and republish the said map, and make such additions and alterations in

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and to the same as are requisite, and the date of every revision shall be expressed thereon.

Deposit and inspection of map.

49. Every map so made shall be kept in the chief office of the Commissioners in the town of Coleraine, and the map or a copy thereof shall at all reasonable times be open to the inspection of all persons interested in the navigation of the harbour, and the owners and occupiers of all lands fronting the tidal or navigable waters thereof; and three copies of every map so made shall be delivered by the Commissioners to the general agent in Ireland of the Honourable the Irish Society, for the use of the said society and its lessees and tenants.

Bound stones.

50. The Commissioners shall set up and maintain, and from time to time when necessary renew, sufficient bound stones or other marks by which the boundaries of the harbour may be recognised and known.

Power to Commissioners to take lands.

51. Subject to the provisions of this Act, the Commissioners from time to time may enter upon, take, and use for the purposes of this Act such of the lands shown on the deposited plans and specified in the deposited books of reference as the Commissioners think fit, or such easements, rights, and interests in, over, and affecting any of those lands, without taking the lands themselves, as the Commissioners think fit; provided that the Commissioners shall not acquire any right or title to the ground or soil of the river, except the site of the works described in section 58, sub-sections 1, 2, and 5, and except the site of any landing-place or jetty and works connected therewith constructed by the Commissioners acting in execution of this Act, so far as such works shall from time to time occupy the said site to the exclusion of the flow of the river, including the ground upon which the piles shall be placed or driven in connexion with any such landing-places or jetties.

Periods for compulsory purchase of lands.

52. The powers of the Commissioners for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of the following periods after the commencement of this Act; (that is to say,)

(*a.*) With respect to lands not being shore, five years:

(*b.*) With respect to lands being shore, ten years.

Power to take easements, &c. by agreement.

53. Persons empowered by the Lands Clauses Consolidation Act, 1845, to sell and convey or release lands may, if they think fit, subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act, 1860, and of this Act, grant to the Commissioners any easement, right, or privilege, not being

an easement of water, required for the purposes of this Act, in, over, or affecting any such lands, and the provisions of the said Acts with respect to lands and rentcharges, so far as the same are applicable in this behalf, shall extend and apply to such grants and to such easements, rights, and privileges as aforesaid respectively.

Lands for deposit of ballast.

54. The Commissioners from time to time, by agreement, may purchase or take on lease for the deposit of ballast any lands and easements, rights, and interests in, over, and affecting any lands.

Power to purchase lands by agreement.

55. The Commissioners from time to time, by agreement, may purchase, in addition to the other lands which by this Act they are authorised to take, any quantity of land not exceeding in the whole ten acres which they may require for any of the purposes of this Act.

Certain lands reclaimed by works to belong to the Irish Society.

56. If in the course or by means of the execution of any works under this Act any part of the shore or bed of the harbour, other than the portion required for the works described in section 58, sub-sections 1, 2, and 5, and any such landing-place or jetty as aforesaid, be inned or gained or reclaimed from the water, the Commissioners shall not have or exercise any right upon the same or in respect thereof, but the inning, gaining, or reclaiming thereof shall enure absolutely for the benefit of the Honourable the Irish Society, their successors or assigns, and the Commissioners shall not at any time afterwards take, enter upon, or interfere with the lands so inned, gained, or reclaimed for any purpose whatever without the previous consent of the Honourable the Irish Society given under their common seal.

Power to execute works.

57. Subject to the provisions of this Act, the Commissioners may make and maintain the several works by this Act authorised, and, so far as the works are shown on the deposited plans and sections, may make the same in the lines shown on the deposited plans and in accordance with the levels shown on the deposited sections.

Works authorised by Act.

58. The works by this Act authorised and shown on the deposited plans and sections comprise the following works, to be made on lands situate within the limits of this Act and shown on the deposited plans; (that is to say,)

1. A pier at the mouth of the River Bann on the eastern side, commencing at the south-west corner of Ballyaghran Point, and terminating in the sea at a point eleven hundred and sixty yards or thereabouts, measuring in a north-north-westerly direction, from the commencement of the said pier:
2. A pier at the mouth of the River Bann on the western side,

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commencing on the shore at a point eleven hundred and seventy yards or thereabouts north-west of the coastguard station near the mouth of the said river and on its west bank, and terminating in the sea at a point five hundred and seventy-five yards or thereabouts, measuring in a north-north-easterly direction, from the commencement of the said pier:

3. The forming of a channel two hundred feet in width or thereabouts, and to a depth of about twelve feet below low water of ordinary spring tides, at the mouth of the River Bann, between the aforesaid proposed piers, and extending out to the entrance formed by the terminations of the said piers:

4. The raising in Coleraine of the level of the existing wharf which lies immediately to the north of the eastern approach to Coleraine Bridge, the said wharf measuring about forty-three yards from north to south and twenty-six yards from east to west:

5. The forming in Coleraine of a landing-place or wharf upon the east bank of the River Bann, commencing at the north-west angle of the before-mentioned existing wharf, and terminating at a point about one hundred and sixteen yards, measuring in a northerly direction, from the commencement of the said intended wharf:

6. The dredging of a portion of the bed of the River Bann to a depth of twelve feet or thereabouts below low water of ordinary spring tides over an area bounded as follows, viz., on the east by the western face of the last-mentioned wharf, on the west by an imaginary line drawn for the most part along the centre of the river, on the north by an imaginary line drawn across the river in an east and west direction at a point three hundred and seventy yards or thereabouts northwards from Coleraine Bridge, and on the south by an imaginary line drawn across the river in an east and west direction at a point ten yards or thereabouts from the northern face of the said bridge:

7. The diversion of the existing brook or stream on the east side of the River Bann near Coleraine by forming a new channel for the same, commencing at a point in the stream fifty yards or thereabouts westward from the bridge on the main road between Coleraine and Portrush under which the said stream passes, and extending thence a distance of one hundred and eighty-five yards or thereabouts, and terminating at or about low-water mark in the River Bann, at a point

twenty yards or thereabouts southward of the Londonderry and Coleraine Railway bridge.

Additional works.

59. In addition to the works specifically mentioned in and authorised by the next preceding section, the Commissioners may from time to time, subject to the provisions of this Act,—

Raise and take gravel, chalk, sand, or other ballast from the bed of the River Bann below Coleraine County Bridge, and from ground adjoining to the same, for the ballasting of ships and vessels:

Make and maintain jetties and quays at all convenient places upon lands shown on the deposited plans and specified in the deposited books of reference, or on lands which the Commissioners may purchase for the purpose by agreement, not exceeding ten acres, between the Coleraine County Bridge and the open sea:

Make and maintain all proper conveniences for the navigation and improvement of the harbour, and for the safety and convenience of ships, steam vessels, and other craft navigating the same:

Make and maintain all such embankments, cuts, channels, and other works as the Commissioners from time to time think requisite for improving the bed, channel, banks, and flow of the harbour.

Limits of deviation for works.

60. The Commissioners in the execution of the several works by this Act authorised may deviate from the lines and levels of the works shown on the deposited plans and sections to any extent laterally within the limits of deviation in that behalf delineated on those plans, and perpendicularly not exceeding five feet above or below the levels so shown.

Works not to be deviated so as to diminish navigable space of River Bann.

61. No deviation of the works hereby authorised shall be made from the lines thereof as marked on the deposited plans, even within the limits of deviation shown on such plans, in such manner as to diminish the navigable space of the River Bann, without the previous consent of the Board of Trade, or otherwise than in such manner as is expressly authorised by the Board of Trade.

Lighthouses.

62. The Commissioners from time to time may erect, provide, maintain, and discontinue such beacons or lighthouses and light-vessels as they think best for the navigation of the harbour: Provided always, that the Commissioners shall at the outer extremities of the piers hereby authorised exhibit and keep burning from sunset to sunrise such lights (if any) as the Commissioners of Irish Lights shall from time to time direct.

Period for completing works.

63. The works hereby authorised and numbered 1, 2, and 3 in section 58 of this Act, being the works at the mouth of the River

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Bann, shall be completed within eighteen years after the commencement of this Act, and all other works shown on the deposited plans shall be completed within ten years after the commencement of this Act, and on the expiration of those respective periods the powers by this Act given to the Commissioners for executing the said works, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as is then completed.

Lights on works.

64. The Commissioners shall, during the whole time of the construction, alteration, or extension of the works hereby authorised, exhibit and keep burning from sunset to sunrise such lights (if any) as the Board of Trade from time to time requires or approves, and (notwithstanding anything contained in the enactments for the time being in force respecting lighthouses) shall also on or near the works when completed always maintain, exhibit, and keep burning at their own expense, every night from sunset to sunrise, such lights (if any) for the guidance of ships as the Board of Trade from time to time requires or approves. If the Commissioners fail to comply in any respect with the provisions of the present section, they shall for each night on which they so fail be liable to a penalty not exceeding twenty pounds.

Consent of Commissioners of Woods and Forests to works on Crown lands.

65. The Commissioners shall not execute any work on any land belonging to Her Majesty in right of her Crown without the previous consent in writing of the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, and which consent they or one of them may give.

Consent of Irish Society required to works on part of their lands at and above the bridge, and saving their rights.

66. Provided that the Commissioners shall not, without the previous consent of the Honourable the Irish Society given under their common seal, from time to time, and upon terms as to time and mode of construction and maintenance of such works to be arranged with the society, execute any works, other than the works specially described in section 58 and section 68 of this Act, on any land belonging or claimed to belong to the society, and shall not, without such consent and upon such terms as aforesaid, execute any works whatsoever within the limits of this Act in connexion with the River Bann at or above Coleraine County Bridge, and shall not, without such consent and upon such terms as aforesaid, do or authorise any act, matter, or thing in reference to the River Bann within the limits of this Act, other than the said works specially described as aforesaid, which can or may in the opinion of the Honourable the Irish Society be detrimental to or interfere with the fishery belonging to them in the said River Bann and the appurtenances thereof, or which can or may abridge, prejudice, or affect any estate, right, title, power, or privilege of or enjoyed by

the Honourable the Irish Society in or over the same river and the ground and soil of the same, or in reference thereto or to the said fishery, and, except as is by this Act expressly provided, this Act or anything herein contained shall not take away, abridge, prejudice, or affect any of the estates, rights, powers, or privileges of or enjoyed by the Honourable the Irish Society.

Limitation of power of dredging.

67. The Commissioners shall not dredge any portion of the bed of the harbour above Coleraine Bridge without the consent of the Honourable the Irish Society so given as aforesaid, nor shall they, except as next herein-after provided, in any year dredge any portion of the bed of the harbour between the 1st day of June and the 31st day of July, both days inclusive; provided that this clause shall not prevent the Commissioners executing within the said dates any dredging works requisite and necessary in the making of the works comprised in section 58, sub-sections 1, 2, 3, and 6, but if any damage or injury shall be caused by any dredging executed for the purposes aforesaid within the said dates to the Honourable the Irish Society, or their lessees or tenants, in respect of their fisheries, the Commissioners shall forthwith pay to the Honourable the Irish Society, or their lessees or tenants, as the case may be, the full amount of such damage or injury, such amounts to be ascertained, if the parties differ, by an arbitrator to be appointed for that purpose by the Board of Trade, on the application of the Commissioners and the Honourable the Irish Society, or either of them.

For protection of Sir Henry Hervey Bruce in respect of lands of Ballywoolen.

68. The following provisions for the protection of Sir Henry Hervey Bruce, Bart., and his heirs and assigns, or other the owner for the time being of the lands of Ballywoolen (herein-after referred to collectively as "Sir Hervey Bruce"), shall have effect, and the Commissioners shall observe, perform, and comply with the same; (that is to say,)

Notwithstanding anything in this Act contained, the powers for the compulsory purchase by the Commissioners of the lands, the property of Sir Hervey Bruce, shown on the deposited plans, and within the limits of deviation, shall be exercised subject to the following conditions:

1. All the estate and interest of the said Commissioners in any of the said lands acquired by them under the authority of this Act from Sir Hervey Bruce and not required by them for the erection of works and the maintenance of the same, shall cease and determine—

   (*a.*) Upon the expiration of a period of eleven years from the passing of this Act; or

   (*b.*) Upon the expiration of a period of six months after

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service upon Sir Hervey Bruce of a notice by the Commissioners of their intention to determine their occupation of the said lands;

And thereupon all the said lands so acquired shall revert to and become the property of Sir Hervey Bruce, but subject nevertheless to the right of access by the Commissioners, and their officers and servants, within the limits of deviation, to the West Pier and works, for the purpose of repairing and maintaining the same, and also subject to the right of the Commissioners to construct, maintain, and use for all purposes in perpetuity—

A landing-place or jetty at the point marked X on the plan signed by the Right Honourable the Earl of Redesdale, the Chairman of the Committee of the House of Lords to whom the Bill for this Act was referred, and deposited in the Private Bill Office of the said House (herein-after referred to as "the signed plan"), or at a point nearer than said point to the entrance of the river, if such landing-place or jetty can, in the opinion of the Commissioners engineer, be conveniently placed and used at such nearer point, such landing-place or jetty to be constructed with open piles, so as to allow the ebb and flow of the tide under so much thereof as shall extend into the river, and a macadamised road to be thirty feet in width, with or without a tramway thereon, with power to use the same with trucks, locomotives, and other vehicles, between the said landing-place or jetty and the point marked Y on the signed plan at the end of the said West Pier.

The Commissioners shall, within eleven years from the passing of this Act, erect, construct, and maintain at their own expense the said landing-place or jetty and road; provided that if Sir Hervey Bruce shall not, within ten years and six months from the passing of this Act, have at his own expense constructed and metalled, or, to the reasonable satisfaction of the Commissioners and the Honourable the Irish Society, secured to be constructed and metalled within eleven years from the passing of this Act, a road for the use of the public from the Castle Rock county road to the West Pier, in a line so as to join the road herein-before directed to be made by the Commissioners, and so as to form a continuous road from the Castle Rock county road to the jetty, then all obligation on the Commissioners to make the said landing-place or jetty and road shall cease and determine:

2. The Commissioners may, within such parts of the lands of Ballywoolen, when the same have been acquired by them as aforesaid, as are situate within the area crossed by red lines upon the signed plan, but not elsewhere on the said lands of Ballywoolen, get stone and carry on such quarrying operations, and erect such temporary structures for workshops and sheds (but not for dwelling-houses), as may in their opinion be necessary for the construction of the works by this Act authorised, or any of them; provided that no such workshops, sheds, or structures shall be erected on any land except that contained within the parallelogram marked A., B., C., D., and coloured green on the signed plan:

3. The Commissioners may, within such parts of the lands of Ballywoolen, when the same have been acquired by them as aforesaid, as are situate within the area coloured brown on the signed plan, but not elsewhere on the said lands of Ballywoolen, dig for, raise, and carry away such sand or gravel as may in their opinion be necessary for the construction of the West Pier by this Act authorised, and also in case suitable sand or gravel shall not be found within the limits of deviation on the east side of the River Bann, or if found shall become exhausted, then for the construction also of the East Pier by this Act also authorised; provided that they shall not dig, raise, or carry away such sand or gravel on the southern half of the portion marked brown on the signed plan until they have exhausted the supply on the northern half thereof, and shall have levelled, so far as practicable, the surface of the northern portion thereof:

4. The Commissioners may also, for the purpose of executing the works by this Act authorised, and of obtaining and carrying sand, gravel, stone, and other necessary materials, lay down such temporary railways and tramways, and run such trucks and locomotives thereon, as may in their opinion be necessary for such purpose over the said lands situate within the areas crossed by red lines and coloured brown respectively on the signed plan, and over so much of the lands fronting the river as may be necessary for connecting the said railways or tramways on the said lands coloured brown with those on the said lands within the area crossed by red lines and with the river and proposed West Pier respectively:

5. The Commissioners shall, prior to the reversion of said lands to Sir Hervey Bruce, take up and remove all railways, tramways, plant, and structures, save and except said landing-place or jetty, road, and tramway mentioned and provided for

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by sub-section 1 of this section, and also all workshops and sheds which they may have laid down or erected upon any of the said lands of Ballywoolen which are to revert to Sir Hervey Bruce as aforesaid, and all the materials forming part of the same:

6. Unless otherwise agreed, the compensation or royalty in respect of such sand, gravel, and stone, and the time and mode of payment thereof, shall be assessed and awarded by an arbitrator appointed in manner provided by the Railways (Ireland) Act, 1851, and no other compensation shall be claimed from, or be payable by the Commissioners for and in respect of the exercise by them of the powers by this Act conferred upon them in and over the lands of Ballywoolen belonging to Sir Hervey Bruce, and so much of the said award shall be of the same force and effect, and be carried into execution in like manner in every respect, and subject to the same conditions, as any other part of the said award:

7. In the event of the construction of the said landing-place or jetty and road by the Commissioners as herein-before mentioned, and of the construction by the said Sir Hervey Bruce of the said connecting road as herein-before mentioned, and dedicating or devoting the same to the public, Sir Hervey Bruce shall, in common with the public, have the right of the free use of such landing-place or jetty and roadway as are provided for in sub-section 1 of this section, but not of the trucks, locomotives, plant, or appliances thereon belonging to the Commissioners, such use to be so exercised as not to interfere with the due use of the same at all times by the Commissioners, who for the purposes of constructing and maintaining the works shall have a priority as regards such user: Provided always, that the exercise by Sir Hervey Bruce and the public of the said free use of such landing-place or jetty and roadway shall not be construed to exempt any ships or craft and goods using such landing-place or jetty from paying and being subject to all tolls and dues on ships and goods to which the same would respectively be subject on using the public landing-place at Coleraine described in sub-section 5 of section 58 of this Act, when constructed:

8. Nothing herein contained shall prejudice, alter, or affect the rights of any persons holding any part of the said lands of Ballywoolen as tenants to compensation in consequence of the exercise by the Commissioners of any of the powers by this Act conferred upon them in relation to such lands, and the preceding provisions of this enactment with respect to

compensation shall apply only to the rights of the freeholder for the time being of the lands of Ballywoolen, and the Commissioners shall settle all compensation with any tenant or under tenant of those lands, and indemnify Sir Hervey Bruce in respect thereof.

Approval of Board of Trade for works on seashore.

69. Before commencing any work below high-water mark at ordinary spring tides, the Commissioners shall deposit at the office of the Board of Trade plans, sections, and working drawings of every such work, for the approval of the Board of Trade, to be signified in writing under the hand of their secretary, and every such work shall be made only in accordance with their approval, and when any such work is begun or made the Commissioners shall not at any time alter or extend it without first obtaining the like approval.

Abatement by Board of Trade of works on seashore made without approval.

70. If any such work below high-water mark be begun or completed, or be altered, extended, or made, by the Commissioners contrary to the provisions of this Act, the Board of Trade may abate, alter, and remove the same, and restore the site thereof to its former condition, at the expense of the Commissioners, and the amount thereof shall be a debt due from the Commissioners to the Crown, and be recoverable accordingly with costs of suit, or as a penalty.

Board of Trade may order a local survey at expense of Commissioners.

71. If and whenever the Board of Trade deem it expedient to order a local survey and examination of any works of the Commissioners in, over, or affecting any tidal or navigable water of the harbour, or of the intended site thereof, the Commissioners shall defray the costs of every such local survey and examination, and the amount thereof shall be a debt due from the Commissioners to the Crown, and be recoverable with costs of suit accordingly, or as a penalty.

Works affecting tidal waters abandoned may be removed by Board of Trade.

72. If any works made by the Commissioners in, over, or affecting any tidal or navigable water of the harbour, or if any portion of any work which affects or may affect any tidal or navigable water of the harbour, or access thereto, be abandoned or suffered to fall into decay or disuse, the Board of Trade from time to time may repair and restore the work, or otherwise may abate or remove it, or so much thereof as they think fit, at the expense of the Commissioners, and in any such case the amount of the expense shall be a debt due from the Commissioners to the Crown, and be recoverable with costs of suit accordingly, or as a penalty.

Navigation of river not to be interrupted.

73. If any person, without the previous consent of the Commissioners, in any way fill up or interrupt the course of the stream or

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run of tidal water in any place in the harbour, or in any way prejudice or interrupt the free navigation or user for any purpose of any part of the harbour, every person so offending shall for every such offence forfeit a sum not exceeding ten pounds and the expense of repairing the damage occasioned thereby, and the Commissioners may abate as a nuisance and remove any work or thing occasioning any such filling up, prejudice, or interruption; but nothing in this Act shall prevent the employment by the Honourable the Irish Society, or their lessees or tenants, of the fisheries of the River Bann of any net or nets in the manner in which nets have been heretofore used, notwithstanding that such employment or user may be an interruption to the navigation or user of the harbour, nor shall they be liable to any penalty in respect thereof; provided that if such nets are extended across the navigable channel of the harbour, they shall, upon notice being given of the approach of a vessel, be withdrawn with all reasonable despatch.

Dredging engines.

74. The Commissioners from time to time may build, purchase, hire, provide, and use such vessels, to be worked by steam or otherwise, at their discretion, for dredging, scouring, cleansing, and deepening the bed of the harbour and the entrance to the harbour, and for towing vessels into and out of the harbour, at such rates as they may determine, and such other vessels, machinery, and apparatus for those purposes as they think fit.

Ballast to be brought to sides of vessels and thrown in immediately.

75. All ballast supplied to any vessel in the harbour, unless the vessel lies at a wharf or quay, shall be brought in a proper and sufficient ballast lighter to the side of the vessel, and thence immediately thrown into the vessel by the crew or other persons, and every person offending against this enactment shall for every such offence forfeit a sum not exceeding five pounds.

Penalty on masters of lighters improperly discharging or taking up ballast.

76. If the master of any ballast lighter employed to receive or take ballast from any vessel, or to remove or discharge any ballast, or to take up or dredge for ballast, in the harbour, discharge or deposit the ballast, or take up any ballast in or from any other part of the harbour than such part thereof as the Commissioners from time to time direct, the master so offending shall for every such offence forfeit a sum not exceeding five pounds.

Penalty for casting ballast or rubbish without a portsail.

77. If any person cast or unload into or out of any vessel in the harbour, or if any person having the command of any vessel in the harbour knowingly permit to be cast or unloaded into or out of the vessel, any ballast or rubbish, and the respective persons have not a wooden stage or portsail sufficiently large and properly fastened (during the whole time of the casting or unloading) from the vessel into or out of which the ballast or rubbish is to be cast or unloaded

to the upper edge or highest part of the wharf or quay, or to the other vessel into, from, or upon which the ballast or rubbish is to be cast or unloaded, and so as to prevent any such ballast or rubbish from falling into the harbour, every person so offending shall for every such offence forfeit a sum not exceeding forty shillings over and above the cost of cleansing and removing the ballast or rubbish from the harbour.

Occupiers of wharves not to allow ballast to remain near edge of wharf.

78. If any owner, tenant, or occupier of any wharf or quay adjoining to the water of the harbour permit any ballast or rubbish placed thereon, after it is placed thereon and the apparatus used in placing it is removed, to remain within three yards of the edge of the wharf or quay, or permit any ballast or rubbish to be placed on or so near to any watercourse upon or adjoining to the wharf or quay as that the ballast or rubbish or any part thereof is or may be washed into the harbour to the prejudice thereof, every person so offending shall for every such offence forfeit a sum not exceeding forty shillings.

Penalty on placing ballast too near the harbour.

79. If any owner, tenant, or occupier of any beach or other land adjoining to the water of the harbour, without the consent of the Commissioners, lay or place any heap of building, paving, or other stones, or of ballast or rubbish, upon the beach or land within three yards of the edge or front thereof, or below or within three yards of the high-water mark, except for the purpose of mending or smoothing such beach or land, or protecting the same from being worn away by the flow of the tide, every such person so offending shall for every such offence forfeit a sum not exceeding five pounds.

Commissioners may remove ballast.

80. If any owner, tenant, or occupier of any wharf, quay, beach, or other land adjoining to the water of the harbour, whereon any ballast or rubbish is placed contrary to the provisions of this Act, neglect to remove it from the wharf, quay, or land within twenty-four hours after notice in writing from the Commissioners to remove it, the Commissioners may remove all or any part of it to such places as they think fit, and the charges of removing it shall, in addition to any penalty by this Act imposed on the owner, tenant, or occupier, be paid to the Commissioners by him, and if not paid on demand shall be recoverable as a penalty.

Ballast not to be cast into harbour or sea within specified limits.

81. If any officer of the Commissioners, or any person whosoever, under any pretence whatever, save in the execution of works properly authorised, and then only so far as is proper for the execution thereof, or the owner of any land adjoining to the water of the harbour, cart or unload any ballast or rubbish into the harbour or into the sea outside the harbour in any part within the limits of this

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Act where the depth of the sea is less than ten fathoms at low water, every person so offending shall for every such offence forfeit a sum not exceeding five pounds.

Commissioners may dispose of ballast.

82. The Commissioners may use or sell and dispose of, in such manner as they think proper, all ballast and rubbish removed by them from the harbour under this Act.

Appointment of harbour-masters and other officers.

83. The Commissioners from time to time may appoint and remove such harbour-masters, dock-masters, weighers, meters, treasurers, collectors, accountants, agents, clerks, constables, officers, workmen, and servants as the Commissioners deem requisite for the execution of the several purposes of this Act, and may determine their respective remuneration and duties; provided that the powers of any harbour-master or dock-master shall not extend to giving any directions affecting any boats or vessels for the time being used or employed in or for the purposes of the fishery in the River Bann or the harbour, unless such boats or vessels shall be so anchored, used, or placed as to interrupt navigation or interfere with the authority of the harbour-master at the quays and wharves.

Appointment of pilots.

84. In order that a sufficient number of skilful pilots may be appointed to take charge of vessels trading to or from or in the harbour, the Commissioners may from time to time appoint and license during their will and pleasure such number of skilful pilots and other persons as the Commissioners deem necessary, and may appoint and authorise a proper person to be pilot-master, which pilot-master shall continue in his office during the will and pleasure of the Commissioners, and the pilot-master may and shall from time to time superintend the conduct of the licensed pilots and persons acting as pilots, and report thereon to the Commissioners.

Persons offering to pilot any vessel if not licensed to pay a penalty.

85. Any person offering himself as pilot to any vessel off or in the harbour shall declare whether he be duly licensed by the Commissioners to act as pilot pursuant to this Act, and if any person so offering himself and not duly licensed shall when he so offers himself declare himself to be so licensed, or shall neglect to state that he is not so licensed, every person so offending shall for every such offence forfeit any sum not exceeding ten pounds.

Pilotage rates.

86. The Commissioners may charge and recover as and for pilotage rates such sums as they think reasonable, not exceeding the pilotage rates from time to time charged for pilotage at the port of Dublin; provided that the Commissioners, at their discretion, from time to time may reduce or abolish the charge for pilotage on all or any class of vessels entering or leaving the harbour, and

leave it optional with masters, owners, and persons in charge of vessels to employ pilots or not.

Power of constables to go on board vessels.

87. Every constable appointed by the Commissioners having just cause to suspect that any felony has been or is about to be committed on board any vessel in the harbour may enter at all times, as well by night as by day, in and upon every such vessel, and may search the same, and may take all necessary measures for the effectual prevention or detection of all felonies which he has just cause to suspect have been or are about to be committed, and may apprehend and detain all persons suspected to be concerned in such felonies, and also all property suspected to be feloniously stolen, and may produce the same before some justice.

Byelaws.

88. In addition to the byelaws which the Commissioners are authorised to make under the Harbours, Docks, and Piers Clauses Act, 1847, the Commissioners may from time to time, subject to the provisions of the said Act, make, alter, and repeal such byelaws as they think proper for regulating the removal and disposal within the harbour of all ballast brought by vessels entering the harbour, and for regulating the supply of ballast to vessels in the harbour, so as to prevent ballast being thrown or allowed to fall into the harbour to obstruct the navigation within the limits of the harbour, for the protection of the harbour, and for the regulation and management of the navigation thereof, and may impose such reasonable penalties, not exceeding five pounds for each breach of such byelaws, as they shall think fit; provided that the powers of the Commissioners of making byelaws under the Harbours, Docks, and Piers Clauses Act, 1847, or under this Act, shall not entitle them, except with the consent of the Honourable the Irish Society given under their common seal, to make any byelaws affecting or regulating any boats or vessels for the time being used or employed in or for the purposes of the fishery in the River Bann or the harbour.

Rates on shipping as in Schedule (B.)

89. From and after the commencement of this Act the Commissioners from time to time may demand and take in respect of vessels entering the harbour, and in respect of vessels remaining in the harbour, any sums not exceeding the several rates on shipping specified in the Schedule (B.) to this Act annexed.

Dues on goods as in Schedule (C.)

90. From and after the commencement of this Act the Commissioners from time to time may demand and take in respect of goods exported or imported into or from the harbour, or shipped or unshipped within the harbour, any sums not exceeding the several dues on goods specified in the Schedule (C.) to this Act annexed.

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Exemption from rates and dues.

91. Provided that, except as otherwise expressed in the Schedule (B.) to this Act annexed, the Commissioners shall not demand or take any rate or due—

(*a.*) For any ship or vessel driven into the harbour by stress of weather, and not loading or unloading any part of the cargo thereof, or unloading the same only for the purpose of necessary repairs to the vessel or of any of the goods therein:

(*b.*) For any boat or yacht used for the purposes of pleasure:

(*c.*) For any fishing smack or vessel when actually engaged in the conveyance of fish caught within the limits of this Act:

(*d.*) For any boat not exceeding five tons in burthen and not employed in delivering from any vessel not within the harbour any goods with respect to which if the vessel were within the harbour any rate or due would be payable:

(*e.*) For any vessel entering the harbour by the Cutts at Castleroe and not going beyond the quay at Coleraine, but this exemption shall not extend to entitle such vessels to the use of the wharves of the Commissioners free of charge:

(*f.*) For any boat or vessel belonging to the Honourable the Irish Society, or their lessees or tenants of the fisheries of the River Bann for the time being, used or employed in or for the purposes of the fisheries in the River Bann or the harbour.

Rates and dues vested in Commissioners.

92. The several rates and dues respectively specified in the Schedules B. and C. to this Act annexed are by this Act vested in the Commissioners.

Lands, &c. vested in Commissioners.

93. The several lands and works by or under this Act vested in the Commissioners, or which they may acquire or construct by or under this Act, shall be held by them for the purposes of this Act.

Moneys to be carried to credit of River Bann fund.

94. For the purposes of this Act all rates on shipping dues, on goods, moneys borrowed, damages, forfeitures, penalties, and other sums of money and income whatsoever, except moneys levied, raised, or paid under or by virtue of any requisition addressed by the Commissioners to the town commissioners or the treasurers of the Coleraine union or Ballymoney union, and moneys received from the Honourable the Irish Society from time to time received by or for the use of the Commissioners with respect to the harbour shall form "the River Bann fund" of the Commissioners, and shall from time to time be paid to the credit of that fund.

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As to mortgages of borough estates made before passing of Act.

95. Every mortgage of all or any part of the estates of the town commissioners comprised in their borough fund made by the Coleraine town commissioners, under the authority of the Act of 1863, before the commencement of this Act, and then subsisting, shall, save as herein-after expressly provided as against the securities comprised therein and as against the town commissioners, be of full force and effect, and, except as aforesaid, notwithstanding, the repeal of the Act of 1863, the said securities shall continue to be well charged therewith, and the town commissioners to be liable thereto, with the same priority and in like manner in every respect as if the repeal had not happened and this Act had not been passed, and, except as by this Act expressly provided, all the provisions of the Act of 1863 shall continue applicable thereto, and all acts, matters, and things in relation thereto by the Act of 1863 required to be made, done, or executed by the Coleraine town commissioners shall be made, done, and executed by the town commissioners, and all payments required to be made in respect thereof shall be made out of the funds from time to time in the hands of the town commissioners: Provided always, that the River Bann fund as constituted by the Act of 1863 and the River Bann fund as constituted by this Act shall, notwithstanding anything contained in the Act of 1863 or in any such mortgage to the contrary, be absolutely freed and discharged of and from any charge, liability, or indemnity in respect of any such mortgage and of the moneys secured thereby, and of the repayment of the same and of all interest in respect thereof.

As to mortgages of River Bann fund made before passing of Act.

96. All mortgages of the River Bann fund as constituted by the Act of 1863 made by the Coleraine town commissioners, under the authority of the Act of 1863, before the commencement of this Act, and then subsisting (herein-after referred to as "B mortgages") shall be of full force and effect as against the River Bann fund constituted by this Act as though the said mortgages had been made by the commissioners under the authority of this Act: Provided always, that all mortgages made by the Commissioners under this Act shall rank as a security in priority to all the B mortgages, and that all annual payments in respect or on account of the mortgages made under the authority of this Act by way of interest or contribution to the sinking fund shall be made in priority to any annual payment by this Act prescribed in respect or on account of the B mortgages by way of interest or contribution to the sinking fund, for repayment of the moneys secured by the B mortgages, and that, save as aforesaid, the B mortgages shall not be of any force or

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effect whatsoever as against the securities comprised therein or by this Act made subject thereto.

Power to borrow on mortgage security of River Bann fund.

97. The Commissioners from time to time may borrow on mortgage of the River Bann fund (exclusive of borrowed moneys) as constituted by this Act any sums not exceeding in the whole thirty-six thousand pounds: Provided that in the event of any part of the sums borrowed by the Commissioners under this Act being repaid by any means except the sinking fund by this Act provided for the repayment thereof, the Commissioners may from time to time re-borrow the same, and so toties quoties: Provided also, that all sums so borrowed or re-borrowed shall be repaid within such period not exceeding seventy years from the date of the borrowing of the same in the first instance as the Commissioners may agree upon with the lender.

All moneys borrowed or re-borrowed under the authority of this Act on the security of the River Bann fund, and all interest from time to time due in respect thereof, and all moneys from time to time payable by way of contribution to the sinking fund for repayment thereof, shall be and the same are hereby declared to be charged on the River Bann fund under this Act, and upon each and every part of the same, in priority to all and every other charge or liability under any mortgage or otherwise howsoever subsisting at the time of the commencement of this Act and affecting the same or each or any part of the same.

Application of moneys borrowed.

98. All moneys from time to time borrowed under this Act shall be applied as follows; (that is to say,)

First. In payment of the costs, charges, and expenses of and incident to the preparing and applying for, obtaining, and passing this Act; and

Secondly. In payment of the expenditure of the Commissioners in and about the execution of such of the works by this Act authorised as the Commissioners from time to time may execute.

Application of moneys received from the Honourable the Irish Society.

99. All moneys from time to time received by the Commissioners from the Honourable the Irish Society shall be applied in payment of such expenditure of the Commissioners as in the preceding section secondly mentioned.

Application of moneys other than borrowed moneys constituting River Bann fund.

100. All moneys other than borrowed moneys from time to time carried to the credit of the River Bann fund shall be applied as follows; (that is to say,)

First. In payment of the expenses of the Commissioners and their officers in executing this Act and in maintaining and regulating the harbour;

Secondly. In payment of interest at any rate not exceeding five per centum per annum on all moneys borrowed under this Act on mortgage of the River Bann fund from time to time remaining secured thereon, and in payment of such annual sums as may be payable to the Commissioners of Public Works in Ireland or Public Works Loan Commissioners in respect of any loans from such Commissioners;

Thirdly. In providing the sinking fund for the repayment of the principal moneys from time to time borrowed under this Act on mortgage, other than mortgages to secure loans made to them by the Commissioners of Public Works in Ireland or Public Works Loan Commissioners under the authority of any Act of Parliament;

Fourthly. In payment of the moneys necessary for the purposes of this Act with respect to the B mortgages; and

Fifthly. In payment of the expenses of effecting any improvements under this Act which the Commissioners in their discretion consider expedient.

Amount of sinking fund.

101. The amount to be set apart by the Commissioners yearly for the sinking fund for repayment of moneys borrowed on the security of mortgages under the authority of this Act, other than mortgages to secure loans made to them by the Commissioners of Public Works in Ireland or the Public Works Loan Commissioners under the authority of any Act of Parliament, and for the repayment of which loans special provision shall be made in accordance with such Act, shall be such sums as when invested and accumulated in pursuance of this Act will be sufficient to pay within the period stipulated with the lender, but in no case exceeding seventy years, the amount due to him: Provided always, that it shall not be obligatory upon the Commissioners, unless they otherwise decide, to set apart any moneys for the sinking fund in respect of any moneys borrowed under the authority of this Act until after the expiration of ten year after the borrowing of the same; and provided also, that the Commissioners shall from time to time apply the said sinking fund in repayment of the principal moneys borrowed under the authority of this Act until thereby or otherwise the whole of the same have been fully paid, and that whenever any of such principal moneys have been so paid off, the Commissioners shall thenceforward, until the whole of such principal moneys have been paid off, pay into the sinking fund every year, in addition to the other sums herein-before required to be set apart and appropriated, a sum equal to the annual interest of the principal money so paid off, and also that whenever and so long as the yearly income arising from the sinking fund shall be equal to the annual interest of the principal moneys then

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due and outstanding, the Commissioners may, in lieu of investing the said yearly income, apply the same in payment of such interest, and may during such periods discontinue the payment to the sinking fund of the yearly sums herein-before required to be paid thereto.

Provision in case of insufficiency of Bann fund for payment of interest, &c. in respect of moneys borrowed on mortgage under Act.

102. If and whenever the moneys other than borrowed moneys carried to the credit of the River Bann fund are insufficient for the payment in full of the interest due and payable on mortgages made under the authority of this Act, and for any annual sum payable to the Commissioners of Public Works in Ireland or the Public Works Loan Commissioners, and for the annual contribution to the sinking fund to be provided for the repayment of the principal moneys secured thereby in manner aforesaid, then and in every such case the Commissioners shall, by requisitions in writing under their seal addressed to the town commissioners, to the treasurer of the Coleraine union, and to the treasurer of the Ballymoney union respectively, setting forth the amount required for payment in full of such interest and contribution, require the town commissioners and the said treasurers respectively forthwith to pay to them such sums as are stated in such requisitions respectively, and as shall be sufficient together to make up such amount.

The sums respectively payable by the town commissioners and treasurers, and in such requisitions respectively set forth, shall be ascertained in accordance with the provisions following; that is to say,

Of the total amount which may be necessary at any one time for the purposes aforesaid, the sums which the town commissioners and the two treasurers together shall respectively be charged with and pay shall be so apportioned that as between the town of Coleraine and the rateable district, including the town of Coleraine, the liability in respect of the rates required to be levied to produce the same, calculated on each one pound of the net annual value of the rateable property therein respectively, in accordance with the valuation thereof then in force under the Acts relating to the valuation of rateable property in Ireland, shall be in the proportion of twelve to one:

The sums to be paid by the treasurers of the said unions shall be to one another in the same ratio as the net annual values of the rateable property in the said unions and within the rateable district, including the town of Coleraine, are to one another, the net annual values of such property being ascertained in accordance with the valuation thereof then in force under the Acts relating to the valuation of rateable property in Ireland.

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Forthwith after the receipt of any such requisition the town commissioners shall, by means of a rate or assessment to be made and levied in like manner and with like incidents and consequences as if it were a general assessment under the Towns Improvement (Ireland) Act, 1854, and any Acts for the time being in force affecting or amending the same, levy the amount required for payment of the sum by such requisition required to be paid by them, and shall pay the amount so levied to the Commissioners, to be by them forthwith applied in payment of such interest and contribution, and the town commissioners may and shall also levy together therewith and apply the amount of the expenses of and incident to the making, levying, and applying of such rate as aforesaid; provided that the total amount of all sums required by any such requisition or requisitions to be paid by the town commissioners shall not in any year exceed the amount which would be raised by means of a rate or assessment made in manner aforesaid of two shillings and sixpence in the pound upon the net annual value of the rateable property in the town of Coleraine in accordance with the valuation thereof then in force under the Acts relating to the valuation of rateable property in Ireland.

Forthwith on the receipt of any such requisition by the treasurer of either of the said unions, such treasurer shall, out of the funds then lying in his hands to the credit of the guardians, or, if there shall be then no sufficient assets, out of the moneys next received by him and placed to the credit of the guardians, pay over the amount thereby required to the Commissioners, to be by them forthwith applied in payment of such interest and contribution, and the guardians respectively shall pay such amount out of a common fund which they shall cause to be raised out of the poor rate of such of the electoral divisions of such union, or of such parts of such electoral divisions, as are within the rateable district, according to the rateable value of each such electoral division or part thereof in accordance with the valuation thereof then in force under the Acts relating to the valuation of rateable property in Ireland; provided that the total of all sums by any such requisition or requisitions required to be paid by the treasurer of such union shall not in any year exceed the amount which would be raised by means of a poor rate of twopence halfpenny in the pound upon the net annual value of the rateable property in all such electoral divisions, or parts of electoral divisions, within such union, so ascertained as aforesaid; and provided also, that any fishery of the Honourable the Irish Society in the River Bann shall be exempt from the before-mentioned rate leviable under this Act.

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Protection of lenders from inquiry.

103. A person lending money to the Commissioners secured by mortgage shall not be bound or entitled to inquire as to observance by them of any provision of this Act, or be bound to see to the application or be answerable for any loss or non-application of the money lent or any part thereof.

Duties of Commissioners with respect to the B mortgages.

104. The Commissioners shall from time to time apply such of the moneys carried to the credit of the River Bann fund, as are applicable to the purposes of this Act with respect to the B mortgages in manner following:

1. In payment of the interest from time to time on all moneys borrowed on the security of the B mortgages, and from time to time remaining secured thereon:
2. In providing a sinking fund for the repayment of the principal moneys from time to time secured by the B mortgages, by setting apart yearly, in and after the year one thousand eight hundred and eighty, one-sixtieth part of the money from time to time secured by the said mortgages in like manner in every respect and subject to the like provisions as are by this Act prescribed with respect to the sinking fund for the repayment of moneys secured by mortgages made under the authority of this Act.

If and whenever the moneys carried to the credit of the River Bann fund, after payment of the moneys charged thereon in priority, are insufficient for the payment in full of the interest due and payable on the B mortgages, and for the annual contribution to the sinking fund to be provided for the repayment of the principal moneys in manner aforesaid, then and in every such case the Commissioners shall, by requisition in writing under their seal addressed to the town commissioners, and setting forth the amount required for payment in full of such interest and contribution, require the town commissioners to levy, by means of a rate or assessment to be made and levied in like manner and with like incidents and consequences as if it were a general assessment under the Towns Improvement (Ireland) Act, 1854, and any Act for the time being in force amending the same, the amount required for payment in full of such interest and contribution as aforesaid; and forthwith after the receipt of such requisition the town commissioners shall in manner aforesaid make and levy a rate which shall be sufficient for the purposes aforesaid, and pay the amount so levied to the Commissioners, to be by them forthwith applied in payment of such interest and contribution, and the town commissioners may and shall also levy and apply the amount of the expenses of and incident to the making, levying, and applying of

such rate or assessment as aforesaid; provided that the total amount of all moneys demanded by any such requisition or requisitions shall not in any year, together with the amount demanded by all other requisitions in such year made under the authority of this Act from the town commissioners, exceed the amount which would be raised by means of a rate of two shillings and sixpence in the pound upon the yearly rateable value of the property liable to assessment under the said last-mentioned Act in the town of Coleraine in accordance with the valuation thereof then in force under the Acts relating to the valuation of rateable property in Ireland.

Powers to Commissioners to make and levy rates in case of default.

105. In case the town commissioners or the treasurer of the Coleraine union or the treasurer of the Ballymoney union make default in payment within three months after the receipt of any such requisition as aforesaid to the Commissioners of the amount thereby required to be paid, then and in every such case the Commissioners shall themselves forthwith, by means of a rate or assessment to be made and levied in like manner, with like incidents and consequences, as if the same were a rate or assessment made by the town commissioners under this Act, or a poor rate made by the Coleraine guardians or the Ballymoney guardians for the purposes of this Act, according as such default as aforesaid has been the default of the town commissioners or of the treasurer of the Coleraine union or of the treasurer of the Ballymoney union, levy the amount required to be paid by any such requisition as aforesaid, and shall apply the same to the purposes for which the same may be necessary, as mentioned in such requisition, and the Commissioners may include in any amount so to be levied the expenses of and incident to the making, levying, and applying of the rate or assessment made by them for the purposes aforesaid; and the Commissioners shall proceed in the same manne r,and they and all persons employed by them in that behalf shall have the same powers, remedies, and privileges, and be subject to the same restrictions, regulations, and obligations, with reference to the making and levying of such rate or assessment or poor rate as the town commissioners, the Coleraine guardians, and the Ballymoney guardians respectively, and all persons employed by them respectively, would have had or been subject to with reference to the making and levying of any such rate or assessment or poor rate in pursuance of such requisition as aforesaid.

Appointment of receiver.

106. The mortgagees of the Commissioners may enforce payment of the arrears of interest or principal, or of principal and interest, due on their mortgages by the appointment of a receiver;

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and the amount of principal owing to mortgagees which shall entitle them to apply for a receiver shall be not less than two thousand pounds.

Receiver to have powers of Commissioners with respect to requisitions and rates.

107. From and after the appointment of a receiver under the preceding provisions of this Act the powers of the Commissioners with respect to the making of requisitions upon the town commissioners, the treasurer of the Coleraine union, and the treasurer of the Ballymoney union, and for raising in case of default in compliance with any such requisition, by means of a rate or assessment or poor rate, the moneys required by such requisitions respectively, shall be suspended, and shall not again be exercised until the receiver is discharged; and all such powers may during such time as aforesaid be exercised by the receiver, who shall for such purposes proceed in the same manner, and he and all persons employed by him in that behalf shall have the same powers, remedies, and privileges, and be subject to the same restrictions, regulations, and obligations in this behalf as the Commissioners, but for the provisions of this section would have had, and been subject to.

Annual return to Board of Trade with respect to sinking fund.

108. The clerk to the Commissioners shall, within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund under this Act, transmit to the Board of Trade a return, in such form as may be prescribed by that Board, and verified by statutory declaration if so required by them, showing the amount which has been set apart or invested for the purpose of such sinking fund, during the year preceding the making of such return, and the description of the securities upon which the same has been invested, and also showing the purposes to which any portion of the moneys invested in the sinking fund has been applied during the same period, and the total amount remaining invested at the end of the year; and in the event of any wilful default in making such return, such clerk shall be liable to a penalty not exceeding twenty pounds. If it appear to the Board of Trade, by such return or otherwise, that the Commissioners have failed to set apart the sum required by this Act for the sinking fund, or have applied any portion of the moneys so set apart to any purposes other than those authorised by this Act, the Board of Trade may by order direct that a sum not exceeding double the amount in respect of which such default has been made shall be set apart and applied or invested as part of the sinking fund, and such order shall be enforceable by writ of Mandamus to be obtained by the Board of Trade out of the High Court of Justice in Ireland.

Miscellaneous.

Provision as to loan by Public Works Loan Commissioners.

109. Nothing in this Act shall operate to empower the Commissioners to borrow any loan from the Public Works Loan Commissioners; provided that if the Public Works Loan Commissioners advance any loan to the Commissioners under the Harbours and Passing Tolls, &c. Act, 1861, and the Acts amending the same,—

1. That loan and the security therefor shall not have priority over any loan previously borrowed by the commissioners under this Act, nor the security therefor, except so far as the creditors consent to such priority under the Public Works Loans Act, 1875, or otherwise, but shall have priority over any loan subsequently borrowed by the Commissioners in pursuance of this Act and the security therefor; and

38 & 39 Vict. c. 89.

2. The amount which the Commissioners are authorised by this Act to borrow shall be diminished by the amount of any loan borrowed from the Public Works Loan Commissioners under the Harbours and Passing Tolls, &c. Act, 1861, and the Acts amending the same.

Irish Society may charge estates with repayment of money borrowed.

110. It shall be lawful for the Honourable the Irish Society to secure the repayment of all moneys borrowed by them for the purpose of carrying out their proposed contribution of thirty thousand pounds towards the execution of the works in this Act mentioned by the issue of debentures, which debentures may be in the form contained in the Schedule (D.) to this Act, or to the like effect, and shall rank after the quitrents payable under the charter of the society, granted by His Majesty King James I. in the eleventh year of his reign over England, France, and Ireland, and over Scotland the six and fortieth, confirmed by the charter granted by His Majesty King Charles II. in the fourteenth year of his reign, and to the annual rentcharge of two hundred and fifty pounds payable to the Lord Bishop of Derry for the time being under the provisions of an Act passed in the 3rd and 4th years of the reign of Her Majesty Queen Anne, intituled "An Act for "settling the right of several parcels of land and other tenements, "and of several fishings and tythes of fishings, in the Society of "the Governor and Assistants, London, of the New Plantation in "Ulster, within the realm of Ireland, and their successors, and for "settling a rentcharge of two hundred and fifty pounds per annum "upon the Lord Bishop of Derry and his successors for ever," and to the debentures issued by the Honourable the Irish Society under the provisions of the Londonderry Bridge Act, 1877: Provided

3 & 4 Anne, c. i.

40 & 41 Vict. c. cxcvi.

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always, that nothing in this Act contained shall be deemed to diminish in any way any right of borrowing money, on the security of their properties, or otherwise, now possessed by the Honourable the Irish Society.

Incorporating certain provisions of 8 & 9 Vict. c. 16.

111. Sections 39 and 42 and sections 44 to 55, both inclusive, of the Companies Clauses Consolidation Act, 1845, shall be incorporated with and form part of this Act, so far as to make them applicable to the borrowing of money by the Honourable the Irish Society for the purposes of this Act upon debenture, but not further or otherwise; and the expression the company in that Act shall for the purposes of this Act mean the Honourable the Irish Society.

Saving rights of Sir Hervey Bruce.

112. Except as by this Act is specially enacted, nothing herein contained shall be deemed to alter, vary, limit, or affect any rights over any lands abutting on the River Bann, in the county of Londonderry, in respect of which Sir Hervey Bruce may have had any rights previous to the application for this Act.

Saving rights of Crown under 29 & 30 Vict. c. 62.

113. Nothing contained in this Act, or to be done under the authority thereof, shall in any manner affect the title to any of the subjects, or any rights, powers, or authorities, mentioned in or reserved by sections 20, 21, and 22 of the Crown Lands Act, 1866, and belonging to or exerciseable on behalf of Her Majesty, her heirs or successors.

Saving rights of Crown in foreshore.

114. Nothing contained in this Act shall authorise the Commissioners to take, use, or in any manner interfere with any portion of the shore or bed of the sea, or of any river, channel, creek, bay, or estuary, or any right in respect thereof, belonging to the Queen's most Excellent Majesty in right of her Crown, and under the management of the Board of Trade, without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give); neither shall anything in this Act contained extend to take away, prejudice, diminish, or alter any of the estates, rights, privileges, powers, or authorities vested in or enjoyed or exerciseable by the Queen's Majesty, her heirs, or successors.

Saving rights of Ballast Board, Dublin.

115. Provided that, except as by this Act expressly provided, this Act or anything therein contained shall not take away, lessen, prejudice, or alter any of the jurisdictions, franchises, rights, powers, or privileges of the corporation, for preserving and improving the port and harbour of Dublin.

Commissioners, &c. not exempt

116. Nothing in this Act contained shall exempt the Commissioners or the harbour, or any pier or work under their juris-

diction, from the provisions of any general Act already or hereafter to be passed and from time to time in force with respect to harbours, docks, or piers, or rates or dues on vessels or on goods carried in vessels, or from the provisions of the Merchant Shipping Acts relating to pilotage, and to lights, buoys, and beacons, and to the rights and privileges of the general lighthouse authorities, or from any future revision and alteration, under the authority of Parliament, of the rates and dues by this Act authorised, or of the limits of this Act with respect to rates and dues.

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from provisions of Merchant Shipping Acts and general Acts.

117. All the costs, charges, and expenses of, incident, and preliminary to the preparing and applying for, obtaining, and passing of this Act, and otherwise in relation thereto, shall be paid by the Commissioners.

Expenses of Act.

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SCHEDULE A.

PART 1.

ELECTION OF ELECTIVE COMMISSIONERS.

1. At the first and every subsequent election of elective commissioners, the chairman of the Commissioners shall be the returning officer.

2. On every occasion of the election of elective commissioners, the returning officer shall convene a meeting of the electors at the Town Hall, Coleraine, for the purpose of such election, and shall give notice of such meeting and of the time and place at which it is to be held, and the number of vacancies to be filled up, by advertisement in some one or more of the newspapers published and circulating in the county of Londonderry, and by causing a copy of such notice to be affixed at the Town Hall, Coleraine.

3. The returning officer shall preside and regulate the proceedings at such meeting, but he may be assisted in his other duties by such number of officers as he may appoint.

4. The meeting shall, except as herein-after mentioned, so far as relates to the election of candidates, be deemed to be at an end at the expiration of two hours from the time appointed for the holding of such meeting.

5. At any such meeting as aforesaid any person or persons qualified in manner by this Act prescribed may, if he or they consent thereto, be nominated by any elector and seconded by any other elector as an elective commissioner or elective commissioners.

6. If no more candidates stand nominated than there are vacancies to be filled up, the returning officer shall forthwith declare the candidates who may stand nominated to be elected, but if at the expiration of such two hours more candidates stand nominated than there are vacancies to be filled up, the returning officer shall, if a poll is demanded, adjourn the election and take a poll in manner in this schedule mentioned, and the candidates who obtain a majority on such poll shall be deemed to be elected, but if no poll is demanded, the returning officer shall ascertain, by show of hands or otherwise, in such manner as he thinks best, the decision of the meeting as to the candidates to be elected, and the decision of the returning officer as to the election of such candidates shall be final.

In every case of an equality of votes at any poll taken in pursuance of this Act, the returning officer shall for the purpose of deciding the election have a casting vote.

7. A demand for a poll may be withdrawn at any time before the close of the meeting, and if so withdrawn shall be deemed never to have been made.

8. If from any cause whatever the first or any subsequent election of elective commissioners does not take place on the day appointed for such election, then such first or other election shall stand adjourned until the same day of the

following week, and the returning officer shall give notice thereof in manner herein-before prescribed with respect to the giving of notices of election. A.D. 1879.

9. If from any cause whatever, at the first election or any subsequent election, the number of candidates nominated is less than the number to be elected, the persons so nominated shall be deemed to be elected, and for the purpose of filling up the remaining places as aforesaid, an adjourned election shall be held in like manner as if such election had not been held.

PART 2.

Mode of taking Poll.

1. When a poll is demanded the returning officer shall direct a poll to be taken, at such place as he may think fit, on such day as he may appoint, not being less than one clear day nor more than three clear days after the day fixed for the election, and shall give public notice, in such manner as he thinks best, of the place at which, and the day on which, such poll is to be taken.

2. In the case of a poll votes shall be given personally.

3. The poll shall be opened at nine o'clock of the forenoon of the appointed day, and shall close at four o'clock in the afternoon of the same day, except in the case of disturbance, when the closing of the poll may be fixed to take place at such time as the returning officer directs.

4. The poll may be closed at any time before four of the clock if one hour has elapsed during which no vote has been tendered at the place of voting.

5. The returning officer shall cause to be entered in the polling books the name and address of every voter and the manner in which he votes, and shall as soon as possible after the close of the poll sum up the votes.

6. The returning officer shall as soon as possible after the close of the election publish, in such manner as he thinks best calculated to afford information to the electors, the names of the candidates or candidate elected, and in the case of a contested election, the total number of votes given for each candidate, whether elected or not.

7. The expenses of an election of elective commissioners (including such reasonable remuneration as may be allowed to the returning officer by the Commissioners) shall be paid out of any funds in the hands of the Commissioners.

SCHEDULE B.

RATES ON SHIPPING.

	s.	*d.*
For every vessel for every time it comes into the river, for every ton register of measurement - - - - - -	0	6
For every vessel remaining in the river more than one month, for every ton for every month - - - - - -	1	0

N.B.—Every fraction of a month over and above one month to be considered one month.

SCHEDULE C.

DUES ON GOODS.

	s.	d.
Acid, per hundred gallons	0	6
Anchors, each	1	0
Apples, per cwt.	0	1
Alum, per cwt.	0	1
Alabaster, per ton	0	6
Ashes, pot or pearl, per cwt.	0	1
Barilla, per ton	0	6
Bark, per ton	1	0
Bacon, per cwt.	0	1
Beef, per cwt.	0	1
Butter, per cwt.	0	2
Barley, per ton	1	0
Beer or ale, per hundred gallons	0	6
Brimstone, per ton	0	6
Blacking, per cwt.	0	1
Brick (fire), per thousand	2	0
Ditto (building), per thousand	0	6
Bearers or blocks, per ton	0	6
Blue, per ton	1	0
Boilers, steam and spouted, per ton	1	0
Barm, per cwt.	0	1
Bran, per ton	0	8
Books and stationery, per cwt.	0	3
Coals, per ton	0	6
Cotton, per cwt.	0	1
Cotton wool and waste, per cwt.	0	1
Copper dross, per ton	0	9
Copper in ingots, tile, or sheet, per ton	1	0
Cheese, per ton	1	6
Copperas, per ton	0	4
Clay, per ton	0	6
Candlewick, per cwt.	0	2
Candles, per cwt.	0	2
Coaches or chariots, each	5	0
Coffee, per ton	2	6
Carts, each	0	6
Cement, per ton	0	6
Canvas, per cwt.	0	2
Cyder, per hundred gallons	0	4
Cork wood, per ton	2	6
Cables (chain), per ton	1	0
Ditto (hempen), per ton	2	0

	s.	*d.*
Cordage, per ton	1	6
Colours, per ton	1	6
Clover seed, per ton	1	6
Cream of tartar, per ton	1	0
Calf skins, per cwt.	0	1
Cattle (black), bulls, oxen, or cows, each	0	6
Drugs, per cwt.	0	2
Dye stuffs, per cwt.	0	1
Dye woods, per ton	0	9
Dust (founder's), per cwt.	0	1
Eggs, per cwt.	0	1
Earthenware, per cwt.	0	1
Fruit (dry), per ton	2	0
Flour, per ton	1	0
Fish (dry), per cwt.	0	2
Furniture, per cwt.	0	2
Freestone, per ton	0	6
Flax, hemp, and tow, per ton	2	0
Flax, seed, per cwt.	0	1
Flags, per ton	0	6
Feathers, per cwt.	0	3
Fowls, per score	0	3
Ginger, per ton	1	6
Guns, in cases, each	0	6
Gum (British), per ton	0	6
Gum (foreign), per ton	1	0
Gunpowder, per cwt.	0	3
Glass, per cwt.	0	3
Glass bottles (wine), per gross	0	4
Grindstones, per ton	1	0
Greaves, per ton	0	6
Gigs and cars, each	2	6
Garden seeds, per cwt.	0	2
Hardware, per cwt.	0	2
Hosiery, per cwt.	0	4
Hair, per cwt.	0	2
Hats, per cwt.	1	0
Herrings, per cwt.	0	1
Hops, per pocket, legal	0	9
Hoops, hogshead, per thousand	1	0
Ditto, tierce, ditto	0	8
Ditto, barrel, ditto	0	6
Ditto, half-barrel ditto	0	4
Ditto, firkin, ditto	0	3
Hides (cow or ox), each	0	1
Ditto, kips, each	0	0½
Haberdashery, per cwt.	0	6
Hams, per cwt.	0	6

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	s	d.
Horses, mares, or geldings, each	0	9
Hay, per ton	0	10
Hemp, flax, or tow, per ton	2	0
Iron, per ton	1	0
Ditto (pigs), per ton	0	6
Ditto (bars), per ton	1	0
Ditto (castings), per ton	1	0
Ditto (ore), per ton	0	4
Indigo, per cwt.	0	6
Jewellery, per cwt.	1	0
Kelp, per ton	0	4
Leather, per cwt.	0	2
Lead, per ton	1	0
Lemons or oranges, per cwt.	0	2
Liquor, per hundred gallons	1	0
Lamp black, per cwt.	0	1
Liquorice, per cwt.	0	2
Ditto, juice, per cwt.	0	2
Lard, per cwt.	0	1
Linens, per cwt.	0	2
Lime, per ton	0	6
Limestone, per ton	0	4
Mahogany, per ton	1	6
Machinery, per cwt.	0	2
Molasses, per cwt.	0	1
Malt, per ton	1	0
Marble, per ton	0	6
Mats, per bundle of 12	0	1
Millstones, each	1	0
Mustard, per cwt.	0	1
Mules and asses, each	0	6
Madder, per cwt.	0	1
Nuts, per cwt.	0	1
Oil, per hundred gallons	1	0
Oats, per ton	1	0
Oatmeal, per ton	1	0
Onions, per cwt.	0	1
Oakum, per ton	1	0
Oranges and lemons, per cwt.	0	2
Paper, per cwt.	0	1
Paints, per ton	2	0
Peas, per ton	1	0
Pepper, per cwt.	0	1
Pork, per cwt.	0	1
Porter, per hundred gallons	0	6
Potatoes, per ton	0	6
Pitch, per cwt.	0	1
Pianofortes, each	2	6

	s.	*d.*
Pigs, each	0	1
Plank, per 120, of 8 feet 9 by 3	2	0
Ditto, per 120, of 12 feet 9 by 3	2	6
Rags, per ton	1	0
Rice, per ton	1	6
Rum and other spirits, per hundred gallons	1	0
Resin, per cwt.	0	1
Skins, per cwt.	0	1
Saddlery, per cwt.	0	4
Shot (lead), per ton	1	0
Salt, per ton	0	6
Salts (bleachers'), per ton	1	0
Saltpetre, per ton	1	0
Soap, per cwt.	0	1
Staves (pipe), per 120, above 50 inches long	1	0
Ditto, ditto, per 120, under 50 inches	0	8
Ditto (hogshead), per 120	0	6
Ditto (barrel), per 120	0	3
Slates, per ton	1	0
Sugar, per cwt.	0	1
Sugar candy, per cwt.	0	2
Starch, per cwt.	0	1
Salmon, per box of 12	0	3
Tea, per hundred lbs.	0	3
Turpentine (spirits of), per hundred gallons	1	0
Ditto (raw), per hundred gallons	1	0
Tiles, per 100	0	3
Tin plates, per cwt.	0	2
Ditto, blocks, each	0	2
Tar, per cwt.	0	1
Tallow, per cwt.	0	1
Tobacco, per cwt.	0	2
Thread, per cwt.	0	2
Timber, per load of 50 feet	0	6
Deal battens, per 120, 12 by 7 by 3	2	0
Deal battens, per 120, 8 by 7 by 3	1	4
Vitriol (oil of), per hundred gallons	1	0
Vinegar, per hundred gallons	1	0
Woollens, per cwt.	0	2
Whisky, per hundred gallons	1	0
Wine, per hundred gallons	1	6
Wheat, per ton	1	0
Wool, per cwt.	0	1
Yarn, per cwt.	0	1
Yeast, per cwt.	0	2
All goods not enumerated, per cwt.	0	1

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SCHEDULE D.

FORM OF DEBENTURE.

THE HONOURABLE THE IRISH SOCIETY.

Debenture No. £

By virtue of the River Bann Navigation Act, 1879, the Society of the Governor and Assistants, London, of the new Plantation in Ulster, within the realm of Ireland, commonly called "the Honourable the Irish Society," and herein-after called "the Irish Society," in consideration of pounds paid to them by *A.B.*, of , hereby covenant with the said *A.B.*, his executors, administrators, and assigns, to pay to him, his executors, administrators, and assigns, on the day of one thousand eight hundred and the sum of pounds, and also in the meantime to pay to him, his executors, administrators, and assigns, interest upon the said sum of pounds after the rate of . pounds for every one hundred pounds by the year, by equal half-yearly instalments, on the day of and the day of in every year. And the Irish Society do hereby charge with such payments their lands, works, property, and effects (both present and future), but so that the same may be a floating security, not hindering any sale, exchange, or lease of the said lands or any part thereof, or the receipt or payment of any moneys, or any other dealings in the course of the business or transactions of the Irish Society, but attaching to the premises leased, and the proceeds of any sale or exchange, and the lands or other property purchased therewith or with any other moneys of the Irish Society, so long as such lands or other property shall remain the property of the Irish Society.

Given, &c.

LONDON: Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1879.