CHAPTER xv.

An Act to amend "The Southampton Docks Act, 1871." A.D. 1875.

[13th May 1875.]

WHEREAS by "The Southampton Docks Act, 1871," (in this Act called the Act of 1871,) the provisions of the several Acts relating to the Southampton Dock Company (in this Act called the Company) were repealed, consolidated, and amended, and re-enacted, save as to certain sections of those Acts set forth in the schedule to the Act of 1871: 34 & 35 Vict. c. cxxx.

And whereas one of the sections set forth in the schedule to the Act of 1871 is the section of the Local and Personal Act 6 and 7 Victoria, chapter 65, numbered 53, as follows:

"And for providing against any loss or diminution of income "which may be sustained by the Commissioners acting in "the execution of the said Acts of the forty-third and fiftieth "years of the reign of His said Majesty King George the "Third, be it enacted, that in case the annual income of "the said Commissioners arising from the rates, duties, and "payments by them taken and derived in respect of goods, "wares, merchandise, and other commodities shall, in any "one year after the opening of the said dock or docks for "the reception of ships and goods, fall below the sum of one "thousand pounds, then and in such case, and so from time "to time as often as the same shall happen, the said Com-"pany shall and they are hereby required to pay to the said "Commissioners for the time being, out of the rates, rents, "and sums in such recited Acts, and each or either of them, "and of this Act authorised to be taken and received by the "said Dock Company or their successors, such annual sum as "shall be sufficient to make up any such deficiency as afore-"said, and that such annual sum shall be computed to the "thirty-first day of March in each year, and shall be paid "and payable to the said Commissioners on the twenty-fourth

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" day of June in each year; and in case the said dock or " docks shall be opened as aforesaid on any other day than " the thirty-first day of March, then a proportionate sum " shall be paid in respect of the time which shall elapse " between the opening of the said dock or docks as afore- " said and the said thirty-first day of March then next " following, and that such annual payments and proportion- " able part shall be paid and payable in preference to the " interest, dividends, and income of the moneys or stock " which shall be raised or created under any of the powers " or provisions of the said recited Acts, or either of them, or " of this Act, and in preference to any dividends or income " payable by virtue of the said recited Acts, or either of them, " or of this Act, to the proprietors of the said undertaking, " or any of them; and that such annual payments and pro- " portionable part shall be paid and payable as aforesaid, not- " withstanding the said Commissioners shall at any time or " times reduce, alter, or vary the said last-mentioned rates, " duties, and sums below the rates, duties, and sums now " received and taken by them on such goods, wares, and " merchandise; and notwithstanding the said Commissioners " shall at any time or times compound and agree by the year, " or for any shorter time, with any person or persons for or " in respect of such last-mentioned rates, duties, and sums, " and shall accept and take such rent or rents, or sum or " sums of money by the year, or for any shorter time, in lieu " of such last-mentioned rates, dues, and sums on such goods, " wares, and merchandise:"

And whereas by "The Southampton Harbour Act, 1863," the several Acts relating to the said Commissioners were consolidated, and the said Commissioners were by that Act constituted the Southampton Harbour and Pier Board, and the property, powers, rights, and privileges of the said Commissioners were also by the said Act vested in the said Board:

And whereas by section fifty-eight of the Act of 1871 the Company and the Southampton Harbour and Pier Board (in this Act called the Board), and the mayor, aldermen, and burgesses of the town and county of the town of Southampton (in this Act called the Corporation) were empowered to enter into agreements with reference to the liability of the Company and other matters arising under the said section fifty-three (unrepealed) of the said Act 6 and 7 Victoria, chapter 65:

And whereas in pursuance of the powers conferred upon them by the said section fifty-eight of the Act of 1871, the Company, and

the Board, and the Corporation have mutually agreed that the Company should apply to Parliament for an Act to repeal the said section fifty-three (unrepealed) of the said Act 6 and 7 Victoria, chapter 65, and it is expedient that that section be repealed; but that object 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:

Short title.

1. This Act may be cited for all purposes as "The Southampton Docks Act, 1875."

Repeal of sect. 53 of 6 & 7 Vict. c. lxv.

2. From and after the passing of this Act the recited section fifty-three (unrepealed) of the Local and Personal Act 6 and 7 Victoria, chapter 65, shall be and the same is hereby repealed.

Expenses of Act.

3. All costs, charges, and expenses of and incident to the preparing for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Company.

LONDON: Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1875.