CHAPTER cxciv.

An Act to authorise the Corporation of Stockton-on-Tees to construct a Quay and other Works, to borrow moneys; and for other purposes. A.D. 1878.

[22d July 1878.]

WHEREAS it is expedient that additional accommodation should be provided for the trade of the borough of Stockton-on-Tees, in this Act called "the borough," and that for such purpose the mayor, aldermen, and burgesses of the said borough (in this Act referred to as "the Corporation") should be empowered to construct a quay and other works connected therewith, to provide the machinery necessary for the user thereof, and to take tolls and dues in respect thereof, and should have such further and other powers conferred upon them as are in this Act contained:

And whereas by the Stockton-on-Tees Extension and Improvement Act, 1869 (in this Act referred to as "the Act of 1869"), and the Stockton-on-Tees Market Act, 1876 (in this Act referred to as "the Act of 1876"), the Corporation were empowered to demand and take stallages, rents, and tolls in respect of markets within the borough, and it is expedient that they should be authorised to take further tolls in respect of the said markets, and that the said Act should be modified as by this Act provided: 32 & 33 Vict. c. lxxiv.

And whereas it is expedient that the Corporation should be empowered to borrow money for the purposes of this Act:

And whereas the Corporation have caused estimates to be prepared for the moneys which they will require for the purposes of the works by this Act authorised, and such estimates are as follows; namely,

With respect to the quay and other works by this Act authorised, one hundred and twenty thousand pounds:

And whereas the several works included in such estimates are permanent works within the meaning of the two hundred and thirty-fourth section of the Public Health Act, 1875, and it is expedient that the Corporation should be authorised to borrow 38 & 39 Vict. c. 55.

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money for the purposes of the same in the manner by this Act authorised:

And whereas an absolute majority of the whole number of the council at a meeting held on the second day of January one thousand eight hundred and seventy-eight, after ten clear days notice by public advertisement of such meeting and of the purposes thereof in the Stockton Herald, a local newspaper published or circulating in the borough (such notice being in addition to the ordinary notices required for summoning such meeting), resolved that the expense in relation to promoting the Bill for this Act should be charged on the borough fund and borough rate:

And whereas such resolution was published twice in the Stockton Herald, a local newspaper circulating in the borough, and has received the approval of the Local Government Board:

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the council at a further special meeting held, in pursuance of a similar notice, on the first day of February one thousand eight hundred and seventy-eight, being not less than fourteen days after the deposit of the Bill in Parliament:

38 & 39 Vict. c. 55.

And whereas the owners and ratepayers by resolution in the manner provided by Schedule III. annexed to the Public Health Act, 1875, with respect to resolutions of owners and ratepayers under that Act, consented to the promotion of the Bill for this Act:

And whereas plans and sections describing the lines, situations, and levels of the works authorised by this Act, and plans showing the lands to be acquired under the powers of this Act, and a book of reference to those plans containing the names of the owners or reputed owners, lessees or reputed lessees, and of the occupiers of lands in the line of those works or within the limits of deviation as defined on the plans, and describing those lands, have been deposited with the clerk of the peace for the county of Durham, and are in this Act referred to as the deposited plans, sections, and book of reference:

And whereas the purpose of this Act cannot be effected 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 Stockton-on-Tees (Quay and Markets) Act, 1878.

Incorporation of general Acts. 8 & 9 Vict. c. 18. 23 & 24 Vict. c. 106. 32 & 33 Vict. c. 18. 10 & 11 Vict. c. 27. 26 & 27 Vict. c. 92.

2. The Lands Clauses Consolidation Acts, 1845, 1860, and 1869, the Harbours, Docks, and Piers Clauses Act, 1847 (except the sections specified in the Schedule A. to this Act annexed), the provisions of the Railways Clauses Consolidation Act, 1845, with respect to the temporary occupation of lands near the railway during the construction thereof, and sections eighteen (abatement of work abandoned or decayed) and nineteen (survey of works by Board of Trade) of the Railways Clauses Act, 1863, except where expressly varied by or inconsistent with this Act, shall be incorporated with and form part of this Act; and for the purposes of this Act the expressions "Company" and "harbour," "dock," or "pier," or "railway," in any of those enactments shall be construed to mean respectively the Corporation and the quay and works by this Act authorised.

Interpretation of terms. 26 & 27 Vict. c. 92.

3. The word "work" in sections eighteen and nineteen of the Railway Clauses Act, 1863, incorporated with this Act, shall for the purposes of this Act mean the quay and other works by this Act authorised. Terms to which meanings are assigned in enactments wholly or partially incorporated with this Act, or which have therein special meanings, have (except as by this Act expressly provided) in this Act the same respective meanings, unless there be something in the subject or context repugnant to such construction; and in this Act and (for the purposes of this Act) in enactments incorporated with this Act the terms "superior courts" or "court of competent jurisdiction," or any other like term, shall have effect as if the debt or demand with respect to which it is used were a common simple contract debt, and not a debt or demand created by statute.

Power to take lands for purposes of Act.

4. For the purposes of the quay and other works by this Act authorised, and also for carrying the general purposes of this Act into effect, the Corporation from time to time may use such of the lands now belonging to them as they may think fit, and, subject to the provisions of this Act, the Corporation from time to time may enter upon, take, and use such of the lands shown on the deposited plans and described in the deposited book of reference as they think fit.

Power to grant easements. 8 & 9 Vict. c. 18. 23 & 24 Vict. c. 106. 32 & 33 Vict. c. 18.

5. Persons empowered by the Lands Clauses Consolidation Acts, 1845, 1860, and 1869, to sell and convey or release lands, may, if they think fit, subject to the provisions of the said Act and of this Act, and for the purposes of this Act, grant to the Corporation any easement, right of foreshore or frontage, or other right or privilege, in, over, through, upon, affecting, or connected with any

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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 such easements, rights of foreshore and frontage, and other rights or privileges as aforesaid.

Power to extinguish easements, rights, &c.

6. The Corporation may, if and when they think fit, extinguish any easement, right of frontage or foreshore, or other right or privilege, in, under, or upon any lands acquired by them under the authority and for the purposes of this Act, and thereupon such easement, right of frontage or foreshore, or other right or easement, shall cease and determine.

Sale, &c. of superfluous lands, warehouses, &c.

7. The Corporation may from time to time, upon such terms and conditions as to consideration or otherwise, as to them shall seem fit, sell, lease, exchange, or otherwise dispose of any land, easement, right of foreshore or frontage, or other right or privilege, which they may acquire under the authority of this Act, and which shall not be required for the purposes of this Act, and also any buildings, warehouses, or sheds which may be thereon or which may be erected upon any lands used or acquired by the Corporation for the purposes of this Act.

Period of compulsory purchase of lands.

8. The powers of the Corporation for the compulsory purchase of lands shall not be exercised after the expiration of three years after the passing of this Act.

Construction of Works.

Power to construct works according to deposited plans.

9. Subject to the provisions of this Act, the Corporation may make and maintain the works by this Act authorised in the situation and according to the lines and levels shown upon the deposited plans and sections, and upon the lands delineated upon such plans and described in the deposited books of reference.

The works by this Act authorised are as follows:

The making and maintaining of a quay and embankment on the western side, margin, or left bank of the River Tees, wholly in the parish of Stockton-on-Tees, in the borough of Stockton, in the county of Durham, commencing in or on the foreshore of the River Tees at a point three hundred and thirty-five feet or thereabouts, measured in a straight line in a south-easterly direction, from the north-eastern corner of the end house on the southern side of the street known as Castlegate, at the river end of such street, and terminating at the south-western end of the river wharf or frontage of Wren's Quay adjoining

the north-eastern side of the inlet known as Bishop's Landing-place, being a total length of one thousand five hundred lineal feet or thereabouts;

The filling in, raising and levelling, and metalling or paving so much of the banks of the River Tees as will be reclaimed by means of such embankment, and of the roadway and other lands within the limits of deviation marked on the deposited plans, and the laying down thereon of rails, sidings, roads, and approaches;

The making, laying down, erecting, building, and maintaining upon or in connexion with the said quay and embankment all requisite and proper roads, approaches, sidings, wharves, coal staiths, coal drops, warehouses, sheds (as well of wood or other combustible material as of brick or other incombustible material), cranes, machinery, walls, piers, platforms, jetties, landing-places, waiting-rooms, moorings, buoys, lights, and other works and conveniences for the embarking or disembarking of passengers, and for loading or unloading and storing of fish, animals, grains, goods, stores, and merchandise of every description, or otherwise, for or in connexion with the several works and purposes aforesaid;

and for the purpose of utilizing the said works the Corporation may from time to time purchase and provide such machinery, locomotives, and other appliances as they may think requisite.

Power to remove landing stages, &c.

10. Subject to the provisions of this Act, the Corporation may remove such landing stages, cranes, dolphins, mooring posts, buoys, or other erections abutting on the River Tees, and may extinguish such haling and other rights of way as may interfere with or obstruct the use of the quay and other works by this Act authorised or the approaches thereto.

Limits of lateral and vertical deviation.

11. In constructing the works authorised by this Act the Corporation may deviate laterally to any extent within the limits of lateral deviation shown on the deposited plans, and may deviate vertically from the levels shown on the deposited sections to any extent not exceeding five feet upwards or five feet downwards: Provided that no deviation of any works authorised by this Act within the limits of deviation, of which any public navigable tidal river or channel is included, shall be made from the lines thereof as marked on the deposited plan even within the limits of deviation shown on such plan, in such manner as to diminish the navigable space without the previous consent of the Board of Trade, or otherwise, than in such manner as is expressly authorised by the Board of Trade.

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Period for completion of works.

12. On the expiration of ten years from the passing of this Act the powers by this Act conferred upon the Corporation for constructing the quay and other works by this Act authorised shall cease to be exercised, except as to so much of the same as shall then be completed: Provided always, that the Corporation may from time to time do all such acts, matters, and things, and execute such works as may be necessary for keeping the said quay and other works in substantial repair, and for providing sufficient warehouses and sheds in connexion therewith.

Tolls and Rates.

Power to take tolls for quays, &c.

13. The Corporation may demand and take tolls, rates, dues, and charges in respect of wharfage, landing, weighing, metering, or measuring and delivery, not exceeding the tolls, rates, dues, and charges specified in Schedule B. to this Act annexed, in respect of the user of any quay, wharf, embankment, pier, landing-place, or other work or convenience, and for labour provided by the Corporation under the authority of this Act, by or for the purpose of any vessel, or by or for any merchandise, minerals, animals, or persons.

For securing impartial treatment of vessels.

14. The Corporation shall afford all reasonable facilities for the berthing of vessels, and the landing and shipping of traffic upon and from the wharves, sidings, causeways, and other works by this Act authorised, and shall not give or make any undue or unreasonable preference or advantage in such berthing, landing, or shipping, or in the levying of rates and tolls, or otherwise howsoever to or in favour of any person or company, or any particular vessels or description of traffic in any respect whatever, nor shall they subject any particular person, company, vessel, or description of traffic to any undue prejudice or disadvantage in any respect whatever: Provided always, that the Corporation may, if they think fit, from time to time appropriate the use of particular parts of the quay or other works by this Act authorised to steam vessels either exclusively or in conjunction with sailing vessels, or to vessels engaged in particular trades, or to any other vessels or class of vessels, or to or for the landing, unloading, warehousing, and storing of any goods or class of goods in relation to which any circumstances in their judgment make such appropriation expedient, and the Corporation may make reasonable charges for the special accommodation which may under this enactment be afforded.

Power to compound for rates, &c.

15. The Corporation may from time to time agree with any person or body using or frequenting the quay or other works by

this Act authorised for the payment of a composition for the tonnage rates, and all other rates, tolls, dues, and other charges which the Corporation may demand under this Act, and which may be payable by such person or body: Provided always, that if the Corporation at any time make any such agreement by way of composition all other persons or bodies using or frequenting such quay or other works in like manner and under similar circumstances may compound for such tonnage rates and all other rates, tolls, dues, and other charges which the Corporation may demand under this Act, and which may be payable by such person or body respectively upon the like terms as shall be contained in such agreement, and the Corporation shall accept such composition accordingly to the intent that such composition shall not be taken partially or in favour of any particular person or party whomsoever.

For securing impartiality in rates.

16. Except as herein otherwise provided, all tonnage rates, and all other rates, tolls, dues, and other charges of whatever description which the Corporation may demand under this Act, shall be charged equally to all persons and bodies, and no reduction or advance thereon shall be made, either directly or indirectly, in favour of or against any particular person or body, and the Corporation shall not, by exemption or drawbacks or otherwise, give any preference to any person or body using the quay, or any wharf, slip, staith, jetty, warehouse, or other work by this Act authorised.

Rates for warehousing, &c.

17. The Corporation may charge in respect of the warehousing, storing, loading, unloading, and delivering goods, articles, or things shipped or unshipped, received or delivered, upon the quay or any of the works by this Act authorised rates and rents not exceeding the rates and rents specified in the Schedule C. to this Act annexed, and may issue such dock or other warrants or certificates for goods or merchandise warehoused by or deposited with the Corporation, and may from time to time appoint such weighers and meters, as they may think fit.

Sidings.

Tolls for use of sidings.

18. The Corporation may demand tolls for the use of the sidings by this Act authorised, or any part thereof, subject to the limitations and conditions specified in the Schedule D. to this Act annexed.

Terminal charges.

19. The terminal charges for goods on the sidings by this Act authorised shall be charged and levied impartially and without any preference or distinction in respect of the wharf, slip, staith, jetty, or place from which the goods shall have come or for which they are intended.

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Power to use steam engines, &c. on sidings.

20. Subject to the provisions of this Act, the Corporation may, upon all or any of the lines of rails or sidings now laid down upon lands adjoining or near to the River Tees, in the parish of Stockton-on-Tees, within the limits of deviation shown on the deposited plans, or laid down upon the quay or any other works by this Act authorised, use any locomotive, steam, or other engines, and any carriages or trucks drawn or propelled by steam or animal power.

Markets.

Modification of Act of 1876 with respect to market tolls and borrowing.

21. The Act of 1876 shall be read and construed, subject to the modifications following:

The Corporation may, in addition to the stallages, rents, and tolls which they are authorised by the Act of 1876 or otherwise to take in respect of the use by any person of markets, market-places, and market-houses, demand and take in respect of such use tolls not exceeding the tolls specified in the Schedule E. to this Act annexed, and such last-mentioned tolls shall be subject to the provisions of the Act of 1869, and may be demanded, received, levied, and recovered as if the same were tolls by the said Act authorised to be taken, and shall be applied accordingly:

The Act of 1876 shall be construed as if the Corporation were thereby empowered to raise the moneys thereby authorised to be borrowed either in manner provided by the Local Loans Act, 1875, or by mortgages to be made in manner provided by the Commissioners Clauses Act, 1847, with respect to mortgages to be made by the Commissioners, and the provisions of the Commissioners Clauses Act, 1847, with respect to the mortgages to be executed by the Commissioners shall apply to any mortgages to be executed by the Corporation under the Act of 1876, except where such provisions are herein-after expressly varied or altered; and for the purposes of such application the term "Commissioners" in the said provisions shall be construed to mean the Corporation.

38 & 39 Vict. c. 83.

10 & 11 Vict. c. 16.

10 & 11 Vict. c. 16.

Byelaws.

Power to make byelaws.

22. The Corporation may from time to time make such byelaws as they shall think fit with respect to all or any of the following matters; (that is to say,)

The use, management, and protection of the quay and other works by this Act authorised;

The payments to be made for admission to the quay and other works by this Act authorised;

The prevention of nuisances on the said quay and other works, and the removal of persons misconducting themselves thereon;

and when made may from time to time repeal, alter, or amend the same, or any of the same, and make fresh byelaws in their stead or in addition thereto. All such byelaws shall be made in the manner prescribed by the Harbours, Docks, and Piers Clauses Act, 1847, in that behalf, and shall be subject in every respect to the provisions of that Act with respect to the imposition of penalties and otherwise as though they were byelaws made under that Act.

10 & 11 Vict. c. 27.

Financial.

Power to borrow money.

23. The Corporation may (in addition to any moneys they are now authorised to borrow) from time to time borrow at interest such moneys as they may think requisite for the purposes of this Act, not exceeding in the aggregate the amounts by this Act authorised.

The moneys to be borrowed by the Corporation under the authority of this Act shall not, in connexion with the following purposes, exceed the following sums; (that is to say,)

With respect to the quay and other works by this Act authorised, one hundred and twenty thousand pounds:

Provided always, that the powers of borrowing moneys by this Act conferred shall not be restricted by any of the regulations contained in the Public Health Act, 1875, and that in calculating the sum the Corporation may borrow under the Public Health Act, 1875, or any other enactment, any sums they may borrow under this Act shall not be reckoned.

38 & 39 Vict. c. 55.

Power to mortgage.

24. For securing the repayment of moneys borrowed under the authority of this Act for any of the purposes of this Act, the Corporation may mortgage the revenue to be derived by them from any rents, rates, dues, tolls, and charges authorised by or arising under this Act, and the borough fund and borough rate of the borough of Stockton-on-Tees, and the provisions of the Commissioners Clauses Act, 1847, with respect to mortgages to be executed by the Commissioners shall apply to any mortgages to be executed by the Corporation under this section, except where such provisions are herein-after expressly altered or varied; and for the purposes of such application the term "Commissioners" in the said provisions shall be construed to mean the Corporation.

10 & 11 Vict. c. 16.

Power to issue coupons for interest on mortgage.

25. The Corporation may from time to time, if they think fit, issue to holders of their mortgages as aforesaid coupons for the

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interest from time to time to fall due thereon in such form as the Corporation think fit, so as every coupon do refer to the mortgage to which it relates, and do specify the amount and time of payment of one half year's interest to fall due on the principal money secured by the mortgage, and be authenticated in such manner as the Corporation shall think fit, and on presentation to the treasurer of a coupon he shall pay to the person presenting it the amount of interest thereon expressed and thereby appearing to be payable, and on audit of the treasurer's accounts the coupon shall be accepted as a sufficient warrant for his payment of the amount for which it was issued; but the treasurer shall not be bound to make any payment of interest beyond the amount of the money of the Corporation then in his hands and applicable in that behalf.

Money borrowed on mortgage may be repaid by nstalments.

26. All moneys borrowed by the Corporation by mortgage as aforesaid may be borrowed for any term not exceeding seventy years, and shall be repaid by yearly or half-yearly instalments, or by means of a sinking fund: Provided that when the payment shall not be made by equal instalments, the instalment or instalments payable in each year, together with interest payable in such year in respect of the principal moneys owing of which such instalment or instalments form part, shall in every year amount to the same sum.

Sinking fund for payment of money borrowed on mortgage.

27. The Corporation in case they borrow any moneys under the preceding provisions of this Act repayable by a sinking fund shall within twelve months after the borrowing of the same, and thenceforth annually on the same day, set apart as a sinking fund for the repayment of moneys so borrowed on mortgage as aforesaid, out of the revenues, funds, and rates upon the security of which such moneys have been borrowed, such a sum as will be sufficient to pay within the period stipulated with the lender (not exceeding seventy years from the time of borrowing) such proportion of the principal moneys so borrowed as shall not be repayable by yearly or half-yearly instalments (after giving credit for moneys in respect of the sales of land acquired under the powers of this Act), to be accumulated in the way of compound interest by investing in Government securities, or any securities in which trustees are or may be authorised to invest trust moneys; and the Corporation shall from time to time apply the said sinking funds respectively in payment of such portion of those respective principal moneys until thereby or otherwise the whole of such portions have been fully paid: Provided always, that whenever any of such principal moneys have been so paid off, the Corporation 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 interest of the principal money so paid off: Provided further, 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 due and outstanding, the Corporation 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.

Annual return to Local Government Board with respect to sinking fund in respect of moneys borrowed on mortgage.

28. The town clerk shall, within twenty-one days after the first day of March each succeeding year during which any sum is required to be set apart for a sinking fund, or to be paid as an instalment in respect of moneys borrowed on mortgage under the preceding provisions of this Act, transmit to the Local Government Board 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 paid as an instalment 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 for the sinking fund and the interest thereon have 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 town clerk shall be liable to a penalty of not exceeding twenty pounds. If it appear to the Local Government Board, by such return or otherwise, that the Corporation have failed to pay any instalment, or to set aside the sum required by the preceding provisions of this Act for the sinking fund, or have applied any portion of the moneys set apart for that fund to any purposes other than those authorised by the said provisions, the Local Government Board may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund, and such order shall be enforceable by writ of Mandamus to be obtained by the Local Government Board out of the High Court of Justice.

As to appointment of a receiver.

29. The mortgagees of the Corporation under the preceding provisions of this Act may enforce payment of arrears of interest or principal, or principal and interest, by the appointment of a receiver. In order to authorise the appointment of a receiver in respect of arrears of principal, the amount owing to the mortgagees by whom

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the application for a receiver is made shall not be less than five thousand pounds.

Power to re-borrow.

30. If the Corporation pay off any part of any money borrowed by them under the preceding provisions of this Act otherwise than by instalments, or by means of a sinking fund, they may re-borrow the same, and so from time to time: Provided always, that all moneys so re-borrowed shall be repaid within the same time as the moneys originally borrowed were required to be repaid.

Protection of lenders from inquiry.

31. A person lending money to the Corporation 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.

Transfer of mortgages.

32. With respect to transfers of mortgages made under the preceding sections of this Act the following provisions shall take effect; (namely,)

(1.) Any person entitled to a mortgage may transfer his interest to any other person by deed duly stamped, and duly stating the consideration.

(2.) Within thirty days after the date of every such deed of transfer it shall be produced to the town clerk, who shall cause any entry thereof to be made in a register of transfers of mortgages on payment of a sum not exceeding five shillings, and after such entry every such transfer shall entitle the transferee, his representatives and assigns, to the full benefit of the original mortgage in all respects (including the power of transfer), and any person having made such a transfer shall not have power to release or discharge the mortgage transferred or any money thereby secured.

Power to borrow under 38 & 39 Vict. c. 83.

33. The Corporation, if they think fit, in lieu of borrowing on the security of mortgages as herein-before provided, may borrow the moneys which they are by the preceding provisions of this Act authorised to borrow, or any part thereof, under the powers and subject to the provisions of the Local Loans Act, 1875, by means of a loan or loans to be raised by the issue of debentures, debenture stock, or annuity certificates, or partly in one way and partly in another.

Any moneys borrowed in manner by this section authorised shall be charged upon the revenue to be derived by the Corporation from any rents, rates, dues, tolls, and charges authorised by or arising under this Act, and the borough fund and borough rate

of the borough of Stockton-on-Tees, and such revenue fund and rate shall be the local rate within the meaning and for the purposes of the Local Loans Act, 1875. 38 & 39 Vict. c. 83.

Every such loan shall be discharged within seventy years from the date at which the moneys in respect of which the same shall be raised are first borrowed, and such discharge, or any part thereof, may be effected by means of a sinking fund if the Corporation shall so think fit, and if the Corporation at any time think fit to form any such sinking fund, all sums paid into the same shall (as soon as may be) be invested by the Corporation in any manner in which trustees are by law for the time being authorised to invest trust moneys.

Separate account for moneys expended on works.

34. The Corporation shall keep a separate account of capital and interest in respect of the quay and other works by this Act authorised showing all moneys from time to time expended thereon or received in respect thereof.

Application of moneys borrowed.

35. All money borrowed under this Act shall be appropriated to purposes for which it is authorised to be borrowed, and shall be expended exclusively on works or objects on which capital may properly be expended, and not in defraying the expenses of maintenance of any works or other ordinary current expenses of or connected with any work or establishment, and all moneys received by the Corporation either as purchase moneys of lands sold, or for equality of exchange, or as consideration for a lease, shall be applied to such works or objects as aforesaid, or the same may, in the discretion of the Corporation, be applied towards the reduction of the debt owing by the Corporation under this Act, or towards the increase of the sinking fund for the redemption of the same.

Application of revenue.

36. All moneys from time to time received by the Corporation by way of revenue under this Act in respect of the quay and other works by this Act authorised shall be applied for the following purposes:

Firstly, in payment of the expenses properly chargeable to revenue of establishing, conducting, managing, and maintaining such quay or other works, and the machinery, locomotives, and other appliances used in connexion therewith.

Secondly, in payment of the interest on the moneys borrowed for the purposes of such quay and other works under the authority of this Act, and from time to time owing.

Thirdly, in making provision for the repayment of moneys borrowed under the authority of this Act in respect of such quay and other works in accordance with the provisions in

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38 & 39 Vict. c. 83.

that behalf of this Act, or of the Local Loans Act, 1875, according as such moneys have been secured in manner by this Act prescribed, or by the Local Loans Act, 1875, and any balance remaining in any one year shall be paid to the borough treasurer, and by him placed to the credit of the borough fund.

Insufficiency of revenue may be made up out of borough fund, &c.

37. In case the revenue of the Corporation from the quay or other works by this Act authorised is in any year insufficient for the payment of the moneys payable in respect of the same and chargeable on revenue, the Corporation may make up such insufficiency out of the borough fund or borough rate of the borough of Stockton-on-Tees.

Existing charges to have priority.

38. Nothing in this Act shall prejudicially affect any charge on the corporate estates of the Corporation, and the borough fund and borough rate, and the district fund and general district rate, or any of them, by way of mortgage or otherwise, subsisting at the passing of this Act, and every mortgagee or encumbrancer or person for the time being entitled to the benefit of any such charge shall have the same priority of charge, and all the like rights and remedies in respect of the property subject to the charge, as if this Act had not been passed, and all such charges created before the passing of this Act shall, during the subsistence thereof, have priority over any certificate, mortgage, debenture, or debenture stock granted under this Act.

As to rating of railways.

39. As regards any rates which may be assessed and levied under the authority or for any of the purposes of this Act, or to raise or pay any moneys which by or by virtue of this Act may be charged on the borough fund or borough rate of the borough of Stockton-on-Tees, the occupier of any land used as a public railway shall be assessed to the same in respect of such land in the proportion of one-fourth part only of the net annual value thereof; and as regards any rates which may be increased under the authority of this Act, or for any of the purposes of this Act, or to raise or pay any moneys as aforesaid, and towards which such occupier shall have been assessed at more than one fourth of the net annual value of such land, the Corporation shall from time to time, so often as the same shall happen, repay or allow to such occupier a drawback on the assessment of such occupier to any such rate equal to three fourths of the sum paid by such occupier in respect of the increase to such rate, and the amount of such drawback may be recovered by action at law, or may be deducted out of the next or any other rate to which such occupier may be liable.

Miscellaneous.

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Power to Corporation to appoint officers and servants.

40. The Corporation may for the purposes of this Act appoint or employ, and may remove at pleasure, a wharfinger and such officers or servants as may be necessary, and may allow to such officers or servants respectively such salaries and wages as the Corporation may think fit.

Quay and works not exempt from provisions of Merchant Shipping Acts. 17 & 18 Vict. c. 104. 18 & 19 Vict. c. 91.

41. Nothing contained in this Act shall be deemed to exempt the quay and other works by this Act authorised, or the Corporation, from the provisions of the Merchant Shipping Act, 1854, or the Merchant Shipping Act Amendment Act, 1855, or of any general Act relating to merchant shipping, harbours, or docks, or dues on shipping or on goods carried in ships, now in force or which shall be passed during the present or any future session of Parliament, or from any future revision or alteration, under the authority of Parliament, of the tolls and charges authorised by this Act.

For protection of the Tees Conservancy Commissioners.

42. For the protection of the Tees Conservancy Commissioners the following provisions shall have effect; (that is to say,)

Public landing-place to be provided.

(*a.*) The Corporation shall, in lieu of the three existing public landing-places proposed to be taken or closed by them, construct and for ever maintain at least two public landing-places for the use of all persons crossing the river, going or landing from vessels or boats, or navigating or using the river, or otherwise, and such landing-places shall, in case the present landing-places be closed under the powers herein contained, be constructed in such situations as the Tees Conservancy Commissioners and the Corporation shall mutually agree upon, and the existing landing-places shall not be closed or removed until the new or substituted landing-places shall be opened, and such new or substituted landing-places shall, when opened, be free from toll and charge of every description.

Plans to be approved by Commissioners.

(*b.*) The Corporation shall not make or construct, or commence to make or construct, any coffer dam or other works of any description within the jurisdiction of the Tees Conservancy Commissioners, except with the previous sanction and approval of the Tees Conservancy Commissioners, and according to plans to be submitted to and approved by them, and such works shall be made and constructed under the supervision and to the satisfaction of the engineer for the time being of the said Commissioners.

Plans submitted to Board of

(*c.*) Whenever the Corporation shall, under the provisions of this Act or any general Act, submit any plans of the

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Trade to be submitted to Commissioners.

proposed works, or any works which they may be authorised to construct within the jurisdiction of the Tees Conservancy Commissioners, to the Board of Trade, duplicates of such plans shall simultaneously therewith be deposited by the Corporation at the principal office of the Tees Conservancy Commissioners.

Tees Commissioners and officers to have free access to wharves, &c.

(*d.*) The Tees Conservancy Commissioners, and their officers and servants being in the execution of their duty, shall have free access to, on, and over any landing-place or landing stairs, and free ingress and egress into and out of any of the quays, wharves, works, and premises, without payment of any toll or sum for so doing.

Saving Commissioners from liability for damage to works.

(*e.*) Neither the Tees Conservancy Commissioners nor any agent, servant, or other person employed by or under them shall incur or sustain any liability whatsoever in consequence of any damage done to any of the works of the Corporation from any cause whatever, unless the same shall be occasioned by their wilful neglect or default.

Saving owners of vessels navigating river from liability.

(*f.*) No owner of any vessel navigating the River Tees, nor any master or other person connected with the same, shall incur or sustain any liability whatsoever for any damage of any kind caused by such vessel to any of the temporary works of the Corporation, unless the same shall be occasioned by the neglect or default of such master or person.

Saving rights of Tees Conservancy Commissioners.

(*g.*) Nothing in this Act contained shall extend to take away, alter, lessen, prejudice, or in any way affect or interfere with any of the rights, powers, authorities, privileges, or jurisdictions vested in or enjoyed or exercised by the Tees Conservancy Commissioners.

Saving rights of Joseph Cradock.

43. Nothing contained in this Act shall authorise the Corporation to take or interfere with any right of road or way which Joseph Cradock now has in, through, over, or along any of the lands delineated on the deposited plans.

Saving rights of the Crown.

44. Nothing contained in this Act shall authorise the Corporation to take, use, or in any manner interfere with any land or hereditaments, or any rights of whatsoever description belonging to the Queen's most Excellent Majesty in right of Her Crown, and under the management of the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, or either of them, without the consent in writing of the same Commissioners, or one of them, on behalf of Her Majesty first had and obtained for that purpose

(which consent such Commissioners are hereby respectively authorised to give), neither shall anything in the said 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 Crown in foreshore.

45. Nothing contained in this Act shall authorise the Corporation 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 the Crown under 29 & 30 Vict. c. 62.

46. 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 Acts, 1866, or shall divest, alter, or affect any other estate, right, or interest belonging to the Queen's most Excellent Majesty, her heirs or successors.

Expenses of Act.

47. The costs, charges, and expenses preliminary to and of and incidental to the preparing of and applying for and obtaining and passing of this Act, shall be paid by the Corporation out of moneys borrowed under the authority of this Act, or out of the borough fund or borough rate, and such costs shall include the costs incurred by the Corporation in complying with the provisions of the Act of the session of Parliament held in the thirty-fifth and thirty-sixth years of the reign of Her present Majesty, cap. 91, with respect to the Bill for this Act and all matters relating thereto, as taxed and ascertained by the taxing officer of the House of Lords or of the House of Commons.

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SCHEDULE A.

Sections of the Harbours, Docks, and Piers Clauses Act, 1847, excepted from incorporation with the foregoing Act.

Sections 16 to 19 both inclusive, 25, 26, 27, 29 to 41 both inclusive, 44, 49 to 65 both inclusive, and 77 to 80 both inclusive.

SCHEDULE B.

GOODS IN LOTS OF TWO TONS OR ABOVE.

	Wharfage.	Labourage.		
		Landing.	Weighing or Measuring.	Delivery.
	s. *d.*	*s.* *d.*	*s.* *d.*	*s.* *d.*
Alkali - - - - - per ton	0 8	0 8	0 8	0 8
Alum - - - - - - „	0 8	0 6	0 6	0 6
Arsenic - - - - - „	1 0	0 9	0 9	0 9
Asphalte - - - - - „	0 6	0 8	0 8	0 8
Bacon and hams, in packages - „	0 8	0 8	0 8	0 8
Baggage - small packages under 56 lbs., each	0 1	0 1	0 1	0 1
Per package, 56 lbs. and under 2 cwt. -	0 1½	0 1½	0 1½	0 1½
2 cwt. and upwards - - -	0 3	0 3	0 3	0 3
Bales, cases, casks, trusses, or other packages of cottons, linens, or woollens, not exceeding 8 feet per package - -	0 1½	0 1	0 2	0 1
Upwards of 8 ft. to 25 ft., inclusive— Per package	0 3	0 2	0 3	0 1½
Upwards of 25 ft. to 55 ft. - „	0 4½	0 3	0 4	0 2
Upwards of 55 ft. to 80 ft. - „	0 6	0 5	0 6	0 1
Upwards of 80 ft. to 130 ft. „	0 7½	0 9	1 0	0 9
And for every additional 50 ft. or portion thereof, a progressive increase in the rates of charges of - - -	0 1½	0 3	0 6	0 3
Cotton warp or cops not exceeding 60 feet Per package	0 4½	0 3	0 4	0 2
Exceeding 60 feet - - „	0 6	0 5	0 6	0 4
Beer—spruce - - - per keg	0 0½	0 0¼	0 0	0 0¼
Bleaching powder - - - per ton	0 8	0 8	0 8	0 8
Bones, old, and dust - - „	0 6	0 8	0 8	0 8
Ashes - - - - „	0 6	0 6	0 6	0 6
Powder - - - - „	0 6	0 6	0 6	0 6
Shank - - - - „	0 10	0 10	0 0	0 10
Weighing on board - per ton 6*d.*				
Butter - - - - - per ton	1 0	0 9	0 9	0 9
Grease - - - - „	0 6	0 6	0 6	0 6

Goods in Lots of Two Tons or above.

	Wharfage.	Labourage.		
		Landing.	Weighing or Measuring.	Delivery.
Cases or casks of goods not enumerated—	*s. d.*	*s. d.*	*s. d.*	*s. d.*
Butt or case, 81 feet and upwards, each	0 7	0 7	0 7	0 7
Hogshead or case, 56 to 80 feet - „	0 4½	0 4½	0 4½	0 4½
Puncheon or case, 21 to 55 feet - „	0 3	0 3	0 3	0 3
Tierce or case, 20 ft. and under 10 ft. „	0 2¼	0 2¼	0 2¼	0 2¼
Barrel or case, under 10 feet - „	0 1½	0 1½	0 1½	0 1½
Box or hamper - - - „	0 1	0 1	0 1	0 1
Keg - - - - - „	0 0½	0 0½	0 0½	0 0½
Cattle—Horses - - - „	2 0	2 0	0 0	2 0
Oxen and cows - - - „	1 0	1 6	0 0	1 6
Ponies, mules, and asses - - „	0 9	0 9	0 0	0 9
Calves - - - - „	0 2	0 2	0 0	0 2
Lambs, sheep, pigs, and goats - „	0 1	0 1	0 0	1 0
Dog - - - - „	0 2	0 0	0 0	0 0
Cement in cargoes - - - per ton	0 6	0 6	0 6	0 6
Cheese—packed - - - „	0 8	0 10	0 10	0 10
Loose - - - „	0 9	1 6	1 6	1 6
Turning, 2*s.* per ton.				
Copper ore, nails, and sheets, including ingots Per ton	0 6	0 6	0 6	0 6
Creosote - - - - -	0 6	0 6	0 0	0 0
And 2*d.* per ton cranage.				
Earthenware, per hogshead or large crate -	0 3	0 3	0 3	0 3
Per tierce or small crate - - -	0 2	0 2	0 2	0 2
Loose, per crate - - - -	0 6	1 6	0 0	0 0
Eggs, in packages under 5 feet - each	0 1	0 1	0 1	0 1
5 feet and 10 feet - - „	0 2	0 2	0 2	0 2
Above 10 feet. *See* cases, casks, &c.				
Esparto or alva - - - per ton	0 8	0 8	0 8	0 8
Fibre not otherwise enumerated - „	0 8	0 8	0 8	0 8
Fish—Mackerel, crabs, and lobster, in boxes				
5 feet and under - - per box	0 1	0 1		
Above 5 feet and under 10 feet „	0 2	0 2		
10 ft. and upwards - - „	0 3	0 3		
Salmon, cod, &c. - - „	0 2	0 2		0 2
„ „ - - per basket	0 1	0 1		0 1
„ „ - per pad or kit	0 0½	0 0½		0 0½
„ „ - - loose per score	0 1			
„ „ in packages 10 feet and under 15 feet - each	0 3	0 4		0 4
„ „ in packages 15 feet and under 20 feet - each	0 4	0 6		0 6
„ „ dried - - per ton	0 10	0 8	0 8	0 8
Herrings - - - - per barrel	0 1	0 1	0 1	0 1
„ box, pad, or half barrel - each	0 0½	0 0½	0 0½	0 0½
„ quarter barrel - - „	0 0¼	0 0¼	0 0¼	0 0¼
„ in bulk - per last, 1*s.* 2*d.*				
Cockles, mussels, oysters, shrimps, &c.—				
tierce	0 4	0 4	0 4	0 4
„ „ „ „ barrel or large basket	0 2	0 2	0 2	0 2
„ „ „ „ small ditto	0 1	0 1	0 1	0 1

Goods in Lots of Two Tons or above.

	Wharfage.	Labourage.		
		Landing.	Weighing or Measuring.	Delivery.
	s. *d.*	*s.* *d.*	*s.* *d.*	*s.* *d.*
Fish—*continued.*				
Cockles, mussels, oysters, shrimps, &c. large bag	0 1	0 1	0 1	0 1
„ „ „ „ small ditto	0 $0\frac{1}{2}$	0 $0\frac{1}{2}$	0 $0\frac{1}{2}$	0 $0\frac{1}{2}$
Flax, hemp, codilla, and tow—tallying from ship to quay or sheds, 5*s.* per man per day—in bobbins, mats, or bales, per ton	0 8	0 8	0 8	0 8
Hemp, codilla, or tow, in bales - „	0 8	0 10	0 10	0 10
„ „ „ loose - - „	0 8	1 0	1 0	1 0
Flour and farina - - - „	0 6	0 9	0 4	0 5
Turning over and re-stowing in sacks or barrels - - - ton, 6*d.*				
Re-weighing and re-stowing in sacks or barrels - - - ton, 10*d.*				
Marking sacks or barrels - score, 3*d.*				
Fruit—				
Green, viz.:—Apples, cherries, currants, pears, plums, walnuts, &c., in packages under one bushel each score packages	0 8	0 8		0 8
One and under five bushel - per package each	0 1	0 1	0 8	0 1
Five and under ten „ „	0 2	0 2	per ton	0 2
Ten bushels and upwards „	0 3	0 3		0 3
Apples, loose - - - quarter	0 2	0 2		0 2
Grapes - - barrel, box, or jar	0 1	0 $0\frac{1}{2}$	0 $0\frac{1}{2}$	0 $0\frac{1}{2}$
Cabbages, loose - - per score	0 1	0 1	0 1	0 1
Grain - - - - per last	0 5			
Glass, common window, in packages under 5 feet - - - per package	0 2	0 2	0 2	0 2
5 feet and under 10 feet - „	0 3	0 3	0 3	0 3
10 feet and under 20 feet - „	1 0	0 8	0 8	0 8
„ plate, or manufactures of labour (per agreement at owner's risk) - per ton	1 0			
„ dross - - - - - „	0 6	0 6		0 6
Guano or chemical manures, in bags - „	0 6	1 0	0 6	0 6
Hoops, wooden, under 6 feet each score bundles	0 1	0 1		0 1
Six and under 9 feet each „	0 3	0 3		0 3
Nine and under 12 feet each „	0 6	0 6		0 6
Twelve and under 15 feet „	0 10	0 10		0 10
Ice - - - - - per ton	0 1	0 10		0 10
Nitrate of soda - - - - „	0 6	0 8	0 8	0 3
Oil cake - - - - - „	0 8	0 7	0 7	0 7
Salt - - - - - „	0 3	0 8	0 8	0 8
Soda - - - - - „	0 6	0 6	0 6	0 6
Saltpetre - - - - - - „	0 8	0 8	0 8	0 8
Tar - - - - - per barrel	0 $0\frac{3}{4}$	0 $1\frac{1}{2}$	0 $1\frac{1}{2}$	0 $1\frac{1}{2}$
Seeds, agricultural - - per ton	0 8	0 6	0 6	0 6
Anni, canary, carraway, coriander, &c. Per ton	0 10	0 10	0 10	0 10
Resin - - - - - „	0 6	0 6	0 6	0 6
Onions - - - - - - „	0 10	0 9	0 9	0 9

Goods in Lots of Two Tons or above.

——	Wharfage.	Labourage.		
		Landing.	Weighing or Measuring.	Delivery.
	s. *d.*	*s.* *d.*	*s.* *d.*	*s.* *d.*
Potatoes, in bulk or bags - - per ton	0 8	0 8	0 8	0 8
In small baskets. *See* Fruit, green.				
Shoddy - - - - - ,,	0 8	0 8	0 8	0 8
Skins, dried or salted, loose or in packages Per cwt.	0 1	0 1	0 1	0 1
Sheep - - - per score	0 2	0 2	0 2	0 2
Sheep pelts - - - ,,	0 1	0 1	0 1	0 1
Calf and kip - - - per ton	0 8	0 8	0 8	0 8
Furs and rabbit - - per cwt.	0 1	0 1	0 1	0 1
Slates - - - - per ton	0 6	0 8	0 8	0 8
Loam or sand - - - - ,,	0 2	0 6	0 6	0 6
Tallows—Petersburg, in casks under 10 cwt. each - - - - per cask	0 3	0 3	0 3	0 3
Sampling - - - per cask 2*d.*				
In other packages - - per ton	0 8	0 8	0 0	0 8
Wood—Dyers, &c. - - - -	0 5	1 0	0 10	1 0
Furniture, viz.: Cedar, mahogany, maple, &c. - - - - -	0 4	1 3	1 0	1 3

——	Wharfage.	Cranage at Landing or Delivering.	Removing.	Piling or Housing.	Delivering.
Wood—*continued.*					
Deals, battens ends, per load of 50 cubic feet - -	*s.* *d.* 0 2½	*s.* *d.* 0 7	*s.* *d.* 1 0	*s.* *d.* 1 6	*s.* *d.* 1 0
Boards, per load of 50 cubic feet	0 2½	0 8	1 0	1 6	1 0
Timber and planks imported—					
Fir, square load of 50 cubic feet	0 2	0 5	1 0	1 6	1 0
Fir, round load of 40 cubic feet	0 2	0 5	1 0	1 6	1 0
Firewood, fathom of 216 cubic feet - - -	0 10	3 0	3 0	3 0	3 0
Laths and lathwood, fathom of 216 cubic feet - -	1 3	2 6	3 0	3 0	3 0
Oars, fathom of 120 cubic feet -	1 0	2 6	2 6	2 6	2 6
Spars under 4 inches, fathom of 120 cubic feet - -	1 9	2 0	2 6	2 6	2 6
Staves, load of 50 cubic feet -	0 3	0 7	0 9	0 9	0 9
Pit props - - per load	0 3	0 7	0 9	0 9	0 9
		Landing.	Weighing.		
Wool—sheep - - per ton	0 6	0 9	0 9	0 9	0 9
Yarn—loose or in bundles - -	0 8	0 8	0 8	0 8	0 8

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WHARFAGE AND LANDING GENERAL GOODS.

In Lots of under Two Tons each.

FIRST CLASS.

1*s.* 10*d.* per Ton.

Ashes.
Ale in casks.
Cement.
Blacking in casks.
Dyewoods.
Fullers' earth.
Grease.
Hides, raw.
Iron, undamageable.
Molasses.
Manganese.
Paper, coarse.
Putty.
Porter in casks.
Peas.
Rags.
Rope, old.
Soap in strong boxes.
Stone blocks.
Sugar, raw.
Tallow.
Tin in ingots.
Vinegar.
Coarse paper.

SECOND CLASS.

2*s.* 2*d.* per Ton.

Bacon in cases.
Beef and Pork in casks.
Brass.
Cider in casks.
Currants.
Coffee, raw.
Clover seed.
Cutch.
Copper.
Flour.
Hides, dry.
Iron, damageable.
Juice.
Lead, red and white.
Leather, undressed.
Nuts.
Oils in casks.
Ropes, new.
Petre.
Pitch.
Paint colours.
Raisins.
Rice.
Resin.
Sago.
Sumac.
Soap in light boxes.
Sugar in lumps (owner's risk).
Tin in boxes.
Tar.
Valonia.
Vinegar.
Wire ropes under 2 tons.
Wool.
Zinc.

THIRD CLASS.

3*s.* 4*d.* per Ton.

Ale in casks and hampers.
Bacon in bales.
Confectionery.
Carpeting.
Candles in boxes.
Candy.
Cassia.
Cattle food.
Cheese packed.
Coffee in chests (roasted).
Draperies.
Drysalteries in casks.
Drugs in casks.
Dry goods packed.
Dried fruits.
Floorcloths.
Flax.
Hemp.
Leather, dressed.
Lemons.
Meats, preserved.
Mops and Staves.
Mustard.
Naphtha in casks.
Onions.
Oranges.
Paper, fine.
Rye grass seed.
Spirits in casks.
Starch.
Stationery.
Stoves and grates.
Trees in mats, heavy.
Tea.
Tobacco leaf.
Turpentine in casks.
Type in boxes.
Varnish in casks.
Veneers.
Wine in casks.

In lots of under Two Tons each. A.D. 1878.

FOURTH CLASS.

6*s.* per Ton.

Agricultural Implements.
Baskets.
Books.
Brushes.
Clocks in cases.
Canes.
Feathers.
Gig shafts.
Garden planks.
Glass in cases (owner's risk).
Grapes.
Goods, light (not specified).
Hops.
Luggage.
Joiners' work.
Machinery, light.
Marble slabs (owner's risk).
Matches.
Naphtha in tins.
Oil in jars, tins, or boxes.
Perfumery.
Shoes in hampers.
Sticks and stails.
Spirits, bottled.
Turpentine in tins.
Toys in cases.
Varnish in tins.

FIFTH CLASS.

12*s.* per Ton.

Acetic acid in carboys or bottles.
Cabinet ware.
Chairs.
Furniture.
Glass plates and shades.
Hats.
Musical Instruments.
Millinery.
Nitre in carboys or bottles.
Perambulators.
Pictures.
Picture Frames.
Sewing Machines.

Goods in Lots of Two Tons or above.

	Per Ton. s.	d.
Bark—tanner's in bags.		
Wharfage	0	8
Filling in bags, landing, weighing, and delivering to carts	3	10
Or delivering to railway trucks	1	0 additional

Scrap Iron.

	Heavy.		Light.	
Wharfage	0	6	0	6
Landing to truck	0	8	1	3
Labour in hold	time at 5*s.* per man per day.			
Cranage	0	6	0	9
Weighing on scales	0	6	1	0
Ditto on trucks	0	3	0	3

Iron—imported.

Bars, pigs, blooms, lumps, and cakes, wharfage	0	4
Hoop, coil, nail, rod, and other manufactured iron.		
Wharfage	0	6
Landing	0	6
Counting or checking bars	0	3
Sorting bars	1	0
Weighing on scales	0	8
Ditto in trucks	0	3
Loading from quay to truck	1	0

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Goods in Lots of Two Tons or above.

	Per Ton. s.	d.
Iron, imported—*continued.*		
Labour in hold, including hoisting	1	0
Cranage ex labour	0	4
These rates apply either from ship or craft.		
Iron—old rails.		
Merchants Charges.		
Wharfage	0	4
Weighing on scales	0	6
Ditto, in trucks	0	3
Loading from quay to truck	0	9
Ships Charges.		
Labour in hold, including hoisting	1	0
Cranage without labour	0	4
Iron—rails (new).		
Labour in hold (discharging)	1	0
Cranage only	0	4
Overtime by special arrangement.		
Wharfage	0	4
Shipping ex quay	0	9
Shipping ex trucks	0	9
Storing „ ditto	0	6
Weighing on scales	0	6
Ditto trucks	0	3
Lowering into hold	0	6
Charges on rails stored at Stockton wharf when shipped—		
Loading up	0	6
Store to ship's side	0	10
Wharfage	0	4
Shipping	0	9
Iron—angle bars and plates.		
Wharfage	0	4
Shipping off truck	0	9
Ditto off wharf	1	0
Iron—flat, square, and round bars.		
Wharfage	0	4
Shipping off truck	0	9
Ditto off wharf	1	0
Iron—castings (under two tons each).		
Wharfage	0	4
Shipping off truck	0	9
Ditto off wharf	1	6
Lowering into hold	0	3
Cast iron pipes (at owner's risk).		
Wharfage	0	6

Goods in Lots of Two Tons or above.

	Per Ton. s.	d.
Iron—castings (under two tons each)—*continued.*		
Shipping ex truck	0	9
Storing ex ditto	0	9
Delivering ex store and shipping	1	3
Weighing in trucks	0	3
Lowering into hold	0	3
Iron—machinery, heavy.		
Wharfage—packages under two tons each	0	8
Ditto and labourage, larger packages—special charges.		
Shipping ex trucks	1	0
Ditto ex wharf	1	8
The above charges include girders under 24 feet each in length.		
Pig iron and railway chairs.		
Wharfage	0	4
Shipping	0	6
Storing ex trucks	0	6
Delivering ex store	0	6
Store to ship (ex labour in hold and cranage)	0	9
Weighing in trucks	0	3
Ditto in scales	0	8
Ship.		
Lowering into or hoisting from hold.	0	6

Iron ore—

Ships Charges.

Filling and hoisting	1	0
Filling only (merchant paying hoisting)	0	6
Hoisting only (ship finding labour in hold)	0	6
Trimming—time at 5*s.* per man per day.		

All ore in ship over 15 feet from either end of hatchway to pay for trimming.

Merchants Charges.

Wharfage	0	4
Landing to trucks (ship paying hoisting)	0	6
Weighing in trucks	0	3
Hoisting, landing, and weighing	1	3
Ditto and ditto without weighing	1	0
Overtime to be charged according to circumstances.		
Pipe clay and china clay—		
Wharfage	0	4
Landing	0	8
Weighing	0	6
Delivering	0	6

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Goods in Lots of Two Tons or above.

	Per Ton. s.	d.
Stones, flags or paving—		
Wharfage, per ton of 12 superficial yards	0	6
Landing	0	6
Delivering	0	6
Sand or loam—		
Wharfage	0	4
Cranage	0	4
Labourage, landing	0	6
Lead—pig or sheet—		
Wharfage	0	6
Shipping or landing	0	9

	Wharfage.	Labourage.		
		Landing.	Weighing.	Delivery.
	s. d.	*s. d.*	*s. d.*	*s. d.*
Bricks, fire or common, applicable to quarries, lumps, and fireclay in bulk or bags. Tons. *s. d.*				
Wharfage	0 4			
Shipping or landing	0 8			
Storing	0 8			
Delivery, ex store and shipping	1 4			

Grain.

In Cargoes.

	s.	d.	
Wharfage	0	10	per last.
Labourage, &c.			

Ex Ship Direct.

Filling, landing, weighing, twine, and delivery to rail or craft	2	6	per last.
Filling, landing, weighing, twine, and delivery to craft	2	6	,,

Flour and other Wheat and Grain Products.

In Cargoes.

	s.	d.	
Wharfage	0	6	per ton.
Labourage, &c.			
Landing to carts or rail direct	0	9	,,

Note.—All goods not particularly mentioned in this Schedule to pay same wharfage and other rates as goods of like value or description.

SCHEDULE C.

Goods in Lots of Two Tons or above.

	Warehousing or Storing.	Delivering.	Rent per week.
	s. *d.*	*s.* *d.*	*s.* *d.*
Alkali - - - - - - per ton	0 8	0 8	0 2
Alum - - - - - - „	0 6	0 6	0 2
Arsenic - - - - - - „	0 9	0 9	0 4
Asphalte - - - - - - „	0 8	0 8	0 2
Bacon and hams in packages - - - - „	0 8	0 8	0 4
Baggage, small packages under 56 lbs. - - each	0 1	0 1	0 0½
„ per package, 56 lbs. and under 2 cwt. -	0 1½	0 1½	0 0¾
„ „ 2 cwt. and upwards - -	0 3	0 3	0 1½
Bales, cases, casks, trusses, or other packages of cottons, linens, or woollens, not exceeding 8 feet per package - - - - -	0 1	0 1	0 0½
Upwards of 8 feet to 25 feet inclusive per package	0 2	0 1½	0 1
„ 25 feet to 55 feet „ - „	0 3	0 2	0 3
„ 55 feet to 80 feet „ - „	0 5	0 4	0 4
„ 80 feet to 130 feet „ - „	0 9	0 9	0 6
And for every additional 50 feet or portion thereof a progressive increase in the rates of charges of	0 3	0 3	0 2
Cotton warp or cops			
Not exceeding 60 feet - - per package	0 3	0 2	0 3
Exceeding 60 feet - - „	0 5	0 4	0 4
			0 9
Beer—spruce - - - - - per keg	0 0¼	0 0¼	per hundred.
Bleaching powder - - - - per ton	0 8	0 8	0 4
Bones, old and dust - - - - „	0 8	0 8	0 1
„ ashes - - - - - „	0 6	0 6	0 0¾
„ powder - - - - - „	0 6	0 6	0 1
„ shank - - - - - „	0 10	0 10	0 2
„ weighing on board, 6*d.* per ton.			
Butter - - - - - -	0 9	0 9	0 6
Grease - - - - - -	0 6	0 6	0 3
Cases or casks (not enumerated) of goods—			
Butt or case, 81 feet and upwards - - each	0 7	0 7	0 5
Hogshead or case, 56 to 80 feet - - -	0 5	0 5	0 3
Puncheon or case, 21 to 55 feet - - -	0 3	0 3	0 2½
Tierce or case, 20 feet and under 10 feet - -	0 2¼	0 2¼	0 0¾
Barrel or case, under 10 feet - - each	0 1½	0 1½	0 0¾
Box or hamper - - - - - „	0 1	0 1	0 0½
Keg - - - - - - „	0 0½	0 0½	0 0¼
Cement (in cargoes) - - - - per ton	0 6	0 6	0 3
Cheese (packed) - - - - - „	0 10	0 10	0 3
Loose - - - - - „	1 6	1 6	1 6
Turning 2*s.* per ton.			
Copper ore, nails, and sheets, and ingots - „	0 6	0 6	0 2½
Earthenware—per hhd. or large crate - - -	0 6	0 6	0 3
„ tierce or small crate - - -	0 6	0 6	0 3
Eggs—in packages under 5 feet - - each	0 3	0 3	0 3
„ 5 feet and under 10 feet - „	0 4	0 4	0 4
„ above 10 feet. *See* Cases, casks, &c.			
Esparto or alva - - - - -	1 0	0 8	0 6

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Goods in Lots of Two Tons or above.

—	Warehousing or Storing.	Delivering.	Rent per week.
	s. *d.*	*s.* *d.*	*s.* *d.*
Fibre, not otherwise enumerated - - - -	1 0	0 8	0 6
Fish—			
Salmon, cod, &c. - - - per box	0 2	0 2	2 6 per hundred.
,, - - - - per basket	0 1	0 1	
,, - - - per pad or kit	0 0½	0 0½	1 6 per hundred.
,, (dried) - - - - -	0 8	0 8	0 4
Herrings - - - - - -	0 1	0 1	1 6 per hundred.
,, - - - per, pad, box or half barrel	0 0½	0 0½	
,, - - - - per quarter barrel	0 0¼	0 0¼	0 0⅛
Shrimps, &c., cockles, mussels, and oysters—			
Per tierce	0 4	0 4	0 2
,, ,, barrel or large basket	0 2	0 2	0 1
,, ,, - small basket	0 1	0 1	0 0½
,, ,, - - large bag	0 1	0 1	0 0½
,, ,, - small bag	0 0½	0 0½	0 0½
Flax, hemp, codilla, and tow, in bales - - -	0 10	0 10	0 3
,, ,, loose - - -	1 6	1 0	0 4
Flour and farina - - - - -	0 9	0 9	0 3
Turning over and re-stowing in sacks or barrels - - - per ton *s.* 0 *d.* 6			
Re-weighing and re-stowing in sacks or barrels - - - per ton 0 10			
Marking sacks or barrels - per score 0 3			
Fruit—			
Green, viz.:—apples, currants, cherries, pears, plums, walnuts, &c. in packages under one bushel - - - - each	0 0½	0 0½	0 0¼
One and under five bushels, per package - ,,	0 1	0 1	0 0½
Five and under ten bushels - - per package	0 2	0 2	0 1
Ten bushels and upwards - - ,,	0 3	0 3	0 2
Apples, loose - - - - quarter	0 2	0 2	0 1
Grapes - - - barrel, box, or jar	0 0½	0 0½	0 0½
Cabbages, loose - - - per score	0 1	0 1	0 1
Glass—			
Common window, in packages under 5 feet, per package - - - - - each	0 2	0 2	0 1
Five feet and under 10 feet, per package - ,,	0 3	0 3	0 2
Ten ,, 20 ,, ,, - ,,	0 8	0 8	0 3
Guano or chemical manures, in bags - - per ton	0 9	0 9	0 1
Nitrate of soda - - - - ,,	0 9	0 9	0 3
Oil cake - - - - ,,	1 6	0 9	0 1½
Salt or soda, or saltpetre - - - ,,	0 9	0 9	0 3
Tar - - - per barrel	0 2	0 2	0 0½
Seeds, agricultural - - - per ton	0 6	0 6	0 3
Anni, canary, carraway, coriander, &c. - ,,	0 10	0 10	0 4
Resin - - - - - ,,	0 6	0 6	0 3
		in open wharf, *2d.*	
Onions - - - - - - ,,	0 9	0 9	0 4

Goods in Lots of Two Tons or above.

	Warehousing or Storing.	Delivering.	Rent per week.
	s. *d.*	*s.* *d.*	*s.* *d.*
Potatoes, in bulk and bags - - - per ton	0 8	0 8	0 3
,, in small baskets. *See* Fruit, green.			
Shoddy - - - - - per ton	0 8	0 8	0 3
Skins, dried or salted, loose or in packages - per cwt.	0 1	0 1	0 $0\frac{1}{2}$
,, sheep - - - - per score	0 2	0 2	0 $1\frac{1}{2}$
,, ,, pelts - - - - ,,	0 1	0 1	0 $0\frac{1}{2}$
,, calf and kip - - - - per ton	0 8	0 8	0 4
,, furs and rabbit - - - - per cwt.	0 1	0 1	0 $0\frac{1}{2}$
Slates - - - - - per ton	0 10	0 10	0 2
Tallow, Petersburg, in casks under 10 cwt. each, per cask	0 3	0 3	0 1
In other packages - - - per ton	0 8	0 8	0 3
Wood—			
Dyers, &c. - - - - ,,	1 0	1 0	0 3
Furniture, viz.:—Cedar, mahogany, maple, &c.—			
Per ton	1 3	1 0	0 $1\frac{1}{2}$
Boards - - - load of 50 cubic feet	0 10	0 10	0 $1\frac{1}{2}$
Deals, battens ends - ,,	0 9	0 9	0 1
Timber and planks imported:—			
Fir, square - - load of 50 cubic feet	1 6	1 0	0 1
,, round - - - load of 40 cubic feet	1 6	1 0	0 1
Firewood - - fathom of 216 cubic feet	3 0	3 0	0 4
Laths and lathwood - ,,	3 0	3 0	0 4
Oars - - - fathom of 120 cubic feet	2 6	2 6	0 6
Spars under 4 inches - ,,	2 6	2 6	0 6
Staves - - - load of 50 cubic feet	0 9	0 9	under cover 0 $1\frac{1}{2}$; not under cover 0 1
Wool—sheep - - - - per ton	0 9	0 7	0 4
Yarn—loose or in bundles - - - ,,	0 8	0 8	0 3
Bark—tanners, in bags - - - ,,	1 6	1 6	0 3
Lead - - - - - ,,	0 6	0 6	0 1

	Per Ton.
	s. *d.*
Iron—	
Scrap, heavy, storing ex rail - - - - -	1 0
,, light ,, - - - -	1 6
Rent per week—heavy - - - - - -	0 1
,, light - - - - -	0 2
Pigs, blooms, lumps, and cakes - - - rent per week	0 $0\frac{1}{2}$
Hoop, coil, nail, rod, plates, rails, and bars - ,,	0 1
Boilers and machinery - - according to size and weight.	
Lead—pig or sheet - - - - - rent per week	0 1
Pipeclay - - - - - - housing	0 6
,, - - - - - - rent per week	0 $0\frac{1}{4}$
Stones—flags or paving - - - - ,,	0 $0\frac{1}{2}$
Bricks—bath and fire - - - rent per week per 1,000	0 $4\frac{1}{2}$
,, large for flues and floors - ,,	0 $4\frac{1}{2}$

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GOODS IN LOTS OF UNDER TWO TONS EACH.

FIRST CLASS.

Housing, 1*s.* per Ton. Rent per week, 6*d.* per Ton.

Ashes.
Ale in casks.
Blacking in casks.
Cement.
Dyewoods.
Fuller's Earth.
Grease.
Hides, raw.
Iron, undamageable.
Molasses.
Manganese.
Putty.
Paper, coarse.
Porter in casks.
Peas.
Rags.
Rope, old.
Soap in strong boxes.
Stone, blocks.
Sugar, raw.
Tallow.
Tin in ingots.
Vinegar.
Coarse Paper.

SECOND CLASS.

Housing, 1*s.* 3*d.* Rent per week, 9*d.* per Ton.

Bacon in cases.
Beef and Pork in casks.
Brass.
Cider in casks.
Currants.
Coffee, raw.
Clover, seed.
Cutch.
Copper.
Flour.
Hides, dry.
Iron, damageable.
Juice.
Lead, red and white.
Leather, undressed.
Nuts.
Oils, in casks.
Ropes, new.
Petre.
Pitch.
Paint colours.
Raisins.
Rice.
Resin.
Sago.
Sumac.
Soap in light boxes.
Sugar in lumps (owner's risk).
Tin in boxes.
Tar.
Valonia.
Vinegar.
Wire ropes, under 2 tons.
Wool.
Zinc.

THIRD CLASS.

Housing, 1*s.* 6*d.* Rent per week, 1*s.* per Ton.

Ale in cases and hampers.
Bacon in bales.
Confectionery.
Carpeting.
Candles in boxes.
Candy.
Cassia.
Cattle Food.
Cheese, packed.
Coffee in chests (roasted).
Draperies.
Drysalteries in casks.
Drugs in casks.
Dry goods, packed.
Dried Fruits.
Floorcloths.
Flax.
Hemp.
Leather, dressed.
Lemons.
Meats, preserved.
Mops and Staves.
Mustard.
Naphtha in casks.
Onions.
Oranges.
Paper Pine.
Rye Grass Seed.
Spirit in casks.
Starch.
Stationery.
Stoves and Grates.
Trees in mats, heavy.
Tea.
Tobacco Leaf.
Turpentine in casks
Type in boxes.
Varnish in casks.
Veneers.
Wine in casks.

Goods in Lots of under Two Tons each.

FOURTH CLASS.

Housing, 2*s*. Rent per week, 1*s*. 6*d*. per Ton.

Agricultural Implements.	Glass in cases (owner's risk).	Naphtha in tins.
Baskets.	Grapes.	Oil in tins, jars, and boxes.
Books.	Goods, light, not specified.	Perfumery.
Brushes.	Hops.	Shoes in hampers.
Clocks in cases.	Luggage.	Sticks and stails.
Canes.	Joiners work.	Spirits, bottled.
Feathers.	Machinery, light.	Turpentine in tins.
Gig shafts.	Marble Slabs.	Toys in cases.
Garden plants.	Matches.	Varnish in tins.

FIFTH CLASS.

Housing, 5*s*. Rent per week, 3*s*. per Ton.

Acetic acid in carboys or bottles.	Glass Plates and Shades.	Perambulators.
Cabinet ware.	Hats.	Pictures.
Chairs.	Musical Instruments.	Picture Frames.
Furniture.	Millinery.	Sewing Machines.
	Nitre in carboys or bottles.	

GRAIN

Labourage, &c.

Ex SHIP DIRECT.

(Housing.)

Ex Warehouse in Bulk or Bags.

	s.	*d.*	
Filling, weighing, twine, and delivering to rail or cart	2	0	per last.
Filling, weighing, twine, and delivering to craft	3	3	„
Delivering in bags without weighing to rail or cart	1	4	„
Delivering in bags without weighing to craft	2	3	„
Turning each time	0	2½	„
Weighing over and re-storing on same floor	1	8	„
Winnowing by ordinary machine	1	8	„
Samples taken from bulk in warehouse	0	6	each
Rent per week	0	3½	per last.

FLOUR

Labourage, &c.	*s.*	*d.*	
Storing	0	9	per ton
Delivery from stack to carts or rail	0	9	„
Rent per week	0	3	„

Note.—Rent is chargeable upon all goods from the day on which the first portion of every parcel is deposited in the warehouses or sheds or on the quay, and all fractions of a week are chargeable as one week.

SCHEDULE D.

Tolls for Use of Sidings, &c.

Class I.

	s.	*d.*
For every horse, mule, ass, or other beast of draught or burden conveyed in or upon any carriage - - - - -	0	9
And if conveyed in or upon any carriage belonging to the corporation, an additional sum not exceeding - - - - - - -	0	3

Class II.

For every ox, cow, bull, or head of neat cattle conveyed in or upon any carriage, not exceeding - - - - - -	0	6
And if conveyed in or upon any carriage belonging to the corporation an additional sum not exceeding - - - - - - -	0	3

Class III.

For every calf, sheep, pig, lamb, or other small animal conveyed in or upon any carriage, not exceeding - - - - -	0	3
And if conveyed in any carriage belonging to the corporation, an additional sum not exceeding - - - - - - - -	0	1½

In respect of goods conveyed on the Siding.

Class IV.

For all dung, compost, and all sorts of manure, and all undressed materials for the repair of public roads or highways, coal, coke, culm, cannel, ironstone, iron ore, limestone, stones for building, pitching, and paving, tiles, slates, and clay, except fireclay, and for wrought iron not otherwise specially classed herein, and for heavy iron castings including railway chairs - - - - - per ton	0	4½
And if conveyed in or upon a carriage belonging to the corporation an additional sum of - - - - - - - per ton	0	1½

Class V.

For all pig iron, rod iron, sheet iron, hoop iron, plates of iron, slabs, billets, and rolled iron, wrought iron, charcoal, chalk, lime, bricks, salt, sand, fireclay, cinders, slag, and stone - - - per ton	0	6
And if conveyed in a carriage belonging to the corporation, an additional sum of - - - - - - - - per ton	0	3

Class VI.

For all sugar, grain, corn, flour, hides, dyewoods, earthenware, timber, staves, deals, and metal (except iron), nails, anvils, vices, and chains, and light iron castings - - - - - per ton	0	6
And if conveyed in a carriage belonging to the corporation, an additional sum of - - - - - - - - per ton	0	3

CLASS VII.

	s.	d.
For all cotton and other wools, drugs, and manufactured goods, and all other wares, merchandise, fish, articles, matters, or things per ton	0	9
And if conveyed in a carriage belonging to the corporation, an additional sum of - - - - - - per ton	0	3
For every carriage of whatever description (not being a carriage adapted and used for travelling on a railway, and not weighing more than one ton) conveyed on truck or platform belonging to the corporation - - - - - - - - - -	1	6
And for every additional quarter of a ton or fractional part of a quarter of a ton which any such carriage may weigh a like sum of -	0	4½
The toll the corporation may demand for the use of engines for propelling carriages on the sidings, in addition to the several other tolls or sums by this Act authorised to be taken, shall not exceed the sums following; (that is to say,)		
For each animal or ton of goods or other articles - - -	0	3
For each carriage of whatever description conveyed on a truck or platform - - - - - - - - - - -	0	2

SCHEDULE E.

MARKET TOLLS.

POULTRY.

	£	s.	d.
For every head of poultry not otherwise charged - - -	0	0	0½
For lean or holding poultry in flocks, for every score or fraction of a score - - - - - - - - - -	0	0	3

CORN.

For every sample of wheat, oats, barley, peas, beans, maize, pulse, or other grain, and seeds of every description, whether English or foreign - - - - - - per sample	0	0	3

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