ANNO VICESIMO TERTIO & VICESIMO QUARTO

# VICTORIÆ REGINÆ.

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## *Cap.* cli.

## An Act for making better Provision for the Maintenance, Regulation, and Improvement of *Watchet* Harbour; and for other Purposes.

[23d *July* 1860.]

WHEREAS by "The *Watchet* Harbour Act, 1857," Provision was made for the Maintenance, Regulation, and Improvement of *Watchet* Harbour in the County of *Somerset*, and for other Purposes, and the *Watchet* Harbour Commissioners (in this Act called "the Commissioners") were incorporated for putting the Act into execution, and Works therein specified for the Improvement of the Harbour were authorized, and the *West Somerset Mineral* Railway Company (in this Act called "the Company") were required to lend to the Commissioners Ten thousand Pounds: And whereas the Company have lent to the Commissioners Four thousand Pounds, Part of the Ten thousand Pounds so required to be lent, and the Repayment thereof with Interest is secured by Mortgage of the *Watchet* Harbour Fund provided for by the recited Act: And whereas the Commissioners have not yet received any Income applicable for the Formation of the Sinking Fund required by the recited Act: And whereas it is expedient that the Provisions of the recited Act with respect to the Constitution and Election of the Commissioners be amended: And whereas it is expedient that the Commissioners be authorized to execute the Works by this Act authorized by way of substi-

20 & 21 Vict. c. cxli.

tution for the Works by the recited Act authorized: And whereas it is expedient that the Commissioners be authorized to raise further Funds for the Improvement of the Harbour: And whereas it is expedient that the recited Act be in other respects amended, and in order thereto that it be repealed, and Parts thereof re-enacted with Amendments: And whereas the Objects of this Act cannot be attained without the Authority of Parliament: May it therefore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; (that is to say,)

Short Title.

I. This Act may for all Purposes be cited as "*Watchet* Harbour Act, 1860."

Commencement of Act.

II. This Act shall commence and have Effect on and after the Second *Wednesday* next after the passing thereof.

Interpretation of Terms.

III. The following Words and Expressions in this Act have for the Purposes of this Act the following Meanings, unless excluded by the Subject or Context; (to wit,)

"The Admiralty" means the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners for executing the Office of Lord High Admiral of the United Kingdom:

"The Trinity House" means the Corporation of the *Trinity House of Deptford Strond*:

"The Company" means the *West Somerset Mineral* Railway Company:

"The Harbour" means the Harbour of *Watchet* and all Places within the Limits thereof as defined by this Act:

"Ballast" includes all Substances used as Ballast:

"Ballast Lighter" means any Vessel used for receiving or conveying Ballast.

Same Meanings to Words in incorporated Acts as in this Act.

IV. The several Words and Expressions to which by the Acts incorporated with this Act Meanings are assigned have in this Act the same respective Meanings, unless excluded by the Subject or Context.

Limits of the Harbour.

V. The Limits of the Harbour Seaward are an imaginary Line drawn due East and West Three thousand Feet North of the Beacon at *Watchet*, and Two imaginary Lines drawn respectively due North and South, one of them at One Nautical Mile or Six thousand Feet Eastward of the Beacon, and the other at One Nautical Mile Westward of the Beacon.

VI. On

VI. On the Commencement of this Act "The *Watchet* Harbour Act, 1857," is by this Act repealed. Recited Act repealed.

VII. The Commissioners for executing this Act shall be called "the *Watchet* Harbour Commissioners," and shall be a Body Corporate with a Common Seal, with Power to purchase, take, hold, and dispose of Lands and other Property for the Purposes but subject to the Restrictions of this Act, and with Authority to put this Act in all respects into execution. Commissioners incorporated.

VIII. Notwithstanding any Informality, Irregularity, or Defect in the Nomination, Election, or Qualification of any of the Persons who at any Time before the Commencement of this Act have acted as Commissioners under the recited Act, the several Persons who from Time to Time before the Commencement of this Act have acted as Commissioners for executing the recited Act shall be deemed to have been of right and in fact Commissioners for executing that Act, and duly qualified and duly nominated, or, as the Case may be, duly elected in pursuance of the Provisions of that Act. Persons acting as Commissioners under recited Act to be deemed Commissioners notwithstanding Defect of Qualification, &c.;

IX. All the Proceedings of the Persons from Time to Time before the Commencement of this Act acting as the Commissioners, or as a Committee of the Commissioners, or as a Commissioner, shall, notwithstanding any Informality, Irregularity, or Defect in the Nomination, Election, or Qualification of any such Commissioners or Persons so acting, or in the Constitution of the Commissioners, be as valid as if every such Person had been duly nominated or duly elected and was duly qualified to be a Commissioner under the recited Act, and there had not been any Defect in the Constitution of the Commissioners, and the several Provisions of this Act shall have Effect accordingly. and their Proceedings to be valid.

X. Notwithstanding the Repeal, the several Persons who before the Commencement of this Act were nominated by the Lord of the Manor of *Watchet* and the Company respectively to be Commissioners under the recited Act, and who immediately before the Commencement of this Act were accordingly in Office as Commissioners, shall for the Purposes of this Act continue in Office as if they respectively were nominated accordingly under this Act. Nominations of Commissioners under recited Act preserved.

XI. Notwithstanding the Repeal, all the Estate, Right, Title, and Interest at Law and in Equity of the Lords of the Manor of *Watchet* of, in, and to the Harbour, and also the Pier and Quay there, and the several Lands, Hereditaments, Approaches, Works, and other Conveniences forming Part of or belonging to the Harbour, and of or to the Pier and Quay there respectively, and the Sites thereof respectively, so far as the same respectively lie within the Limits of Deviation shown Harbour and Harbour Property and Funds continued vested in Commissioners.

on the Plans deposited for the Purposes of the recited Act, and also of, in, and to all Lands shown on those Plans, and lying between the High-water Mark at the Time of the passing of the recited Act at ordinary Spring Tides to the Southward, the Line shown on those Plans as the Line of Low-water Mark at ordinary Neap Tides to the Northward, and the Limits of Deviation shown on those Plans to the Eastward and Westward respectively, and also of, in, and to all Lands shown on those Plans, and which if the Limits of Deviation shown on those Plans to the Northward of that Line of Low Water were produced into the *Bristol* Channel, as shown thereon, would lie between that Line of Low Water to the Southward and those Limits of Deviation so produced to the Eastward and Westward respectively, and would extend to the lowest Water at Spring Tides, but not of, in, or to any other Lands within the Limits of the Harbour, and which Estate, Right, Title, and Interest respectively were by the recited Act, and on and from the Commencement thereof, transferred to and absolutely vested in the Commissioners according to the Tenure, Nature, and Quality thereof respectively, and free from all Claim for Compensation for the same on the Part of the Lords of the Manor of *Watchet*, shall continue vested in the Commissioners accordingly, and the same Hereditaments and Premises shall continue to be comprised within the Limits of the Harbour: Provided always, that nothing in the recited Act or this Act contained shall be construed to confirm or recognize, or to prejudice or affect any Estate, Right, Title, or Interest of the Lords of the Manor of *Watchet* of, in, or to the several Hereditaments and Premises mentioned in this Section, or any Part thereof respectively, or to recognize or prejudice or affect any other Rights or Claims thereto, it being intended that the Title to the same Hereditaments and Premises shall remain in the same Plight and Condition that the same was in before the passing of the recited Act, except that, as between the Lords of the Manor of *Watchet* on the one hand and the Commissioners on the other hand, any Estate, Right, Title, or Interest in the said Hereditaments and Premises which might, at the Time of the passing of the recited Act, be legally vested in the Lords of the Manor of *Watchet*, and was by the recited Act transferred to the Commissioners, shall continue vested in them.

Commissioners to continue entitled to their other Property.

XII. Notwithstanding the Repeal, the Commissioners shall continue to be seised and possessed of and entitled at Law and in Equity to and interested in all the other Estates, Interests, and Lands, and all Works, Buildings, Easements, Property, Monies, Choses in Action, and Effects of, in, and to which immediately before the Commencement of this Act they were seised, possessed, entitled, or interested.

General Saving of Rights under recited Act.

XIII. Notwithstanding the Repeal of the recited Act, and except only as is by this Act otherwise expressly provided, everything before the Commencement of this Act done, suffered, and confirmed respectively

tively under or by the recited Act, or made valid by this Act, 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, confirmed, and made valid respectively, and to all Rights, Liabilities, Claims, and Demands, both present and future, which if the Repeal had not happened would be incidental to or consequent on any and every thing so done, suffered, and confirmed respectively: Provided always, that the Generality of this Provision shall not be restricted by any other of the Clauses and Provisions of this Act.

Provisions of other Acts continued notwithstanding Repeal of recited Act.

XIV. Notwithstanding the Repeal of the recited Act, all the Provisions of any and every Act of Parliament (other than the recited Act) relating to the Commissioners, and their Officers and Servants respectively, and on the Commencement of this Act in force, shall be of the like Force as if the Repeal had not happened, and may be exercised, enforced, and enjoyed by and against the Commissioners, and their Officers and Servants respectively, in as full and beneficial a Manner to all Intents as if the Repeal had not happened.

Action not to abate, &c.

XV. Notwithstanding the Repeal, any Action, Suit, Prosecution, or other Proceeding commenced either by or against the Commissioners before the Commencement of this Act shall not abate or be discontinued or prejudicially affected by this Act, but on the contrary shall continue and take effect, both in favour of and against the Commissioners, in the same Manner to all Intents as if the Repeal had not happened.

Contracts, &c. preserved.

XVI. Notwithstanding the Repeal, all Purchases, Sales, Conveyances, Securities, and Contracts before the Commencement of this Act made under the recited Act, or with reference to the Purposes thereof, shall be as effectual to all Intents for, against, and with respect to the Commissioners as if the Repeal had not happened, and may be proceeded on and enforced accordingly.

Debts to be paid.

XVII. Notwithstanding the Repeal, all Persons who immediately before the Commencement of this Act owed any Money to the Commissioners under the recited Act, or to any Person on their Behalf, shall pay the same, with all Interest (if any) due and payable or accruing from the same, to the Commissioners; and all Monies which immediately before the Commencement of this Act were owing by or recoverable from the Commissioners, or for the Payment of which they were or but for the Repeal would be liable, shall be paid, with all Interest (if any) due and payable or accruing for the same, by or be recoverable from the Commissioners.

Byelaws continued.

XVIII. Notwithstanding the Repeal, all Byelaws of the Commissioners made before the Commencement of this Act shall, for the Purposes of this Act, continue of full Force as if the Repeal had not happened, and may be enforced, and all Proceedings thereon may be continued or taken, and all Penalties thereunder may be recovered, as if they were Byelaws made under this Act.

Resolutions, &c. continued.

XIX. Notwithstanding the Repeal, all Resolutions, Orders, and Proceedings of the Commissioners which immediately before the Commencement of this Act were binding on the Commissioners, or their Officers or Servants, or any of them, shall continue in full Force and be in like Manner binding as if they were passed, made, or taken under this Act.

Books, &c. continued Evidence.

XX. Notwithstanding the Repeal, all Documents, Books, and Writings by the recited Act directed or authorized to be kept, and which if the Repeal had not happened would be receivable in Evidence, shall be admitted in Evidence in all Courts of Law and Equity and elsewhere accordingly.

Officers continued.

XXI. Notwithstanding the Repeal, every Officer and Servant appointed by virtue of or acting under the recited Act shall hold and enjoy his Office and Employment, with the Salary thereunto annexed, and be deemed an Officer and Servant of the Commissioners until he be removed from the Office and Employment, and he shall have the like Power and Authority for the Purposes of this Act, and be subject to the like Power of Removal, Regulations, Pains, and Penalties, as if he were appointed under this Act.

Certain Parts of 10 & 11 Vict. c. 16. incorporated.

XXII. "The Commissioners Clauses Act, 1847," except the Clauses thereof "with respect to the Election and Rotation of the Commissioners, "where the Commissioners are to be elected by the Ratepayers or other "like Class of Electors," is incorporated with this Act.

First Commissioners.

XXIII. *Lawrence Walker* and *William John Squiers Collins* (Nominees of the Lord of the Manor), *Charles Rowcliffe* and *William Prosser*, (Nominees of the Company), and *William Stoate*, *John Thorne*, *Charles Williams*, *Richard Date Case*, *Abraham Darby*, *Thomas Brown*, *William Tothill*, *Joseph Robinson*, and *Frederick Levick*, and also such Persons (if any) as shall be nominated by the Company before the Third *Thursday* in *September* One thousand eight hundred and sixty-two under the Provision herein-after contained, and also such Persons (if any) as the Lord of the Manor, the Company, and the Commissioners respectively from Time to Time before the Third *Thursday* in *September* One thousand eight hundred and sixty-two appoint under this Act to supply Vacancies in their Number, shall be First Commissioners under this Act.

XXIV. If

Company to nominate a Commissioner to be added to the First Commissioners in respect of Sums advanced.

XXIV. If the Company lend to the Commissioners before the Retirement from Office according to this Act of the First Commissioners more than the Sum of Four thousand Pounds already lent by the Company to the Commissioners, the Company shall be entitled from Time to Time before the Retirement of those First Commissioners to nominate One Person to be added to the Number of the First Commissioners under this Act in respect of every entire Sum of Two thousand Pounds so lent in addition to the Sum of Four thousand Pounds so already lent, and at pleasure to revoke any Nomination of a Commissioner already or hereafter made by them in respect of any such Loan; and every such Nomination and Revocation respectively shall be made in Writing, and may be according to the Form in the Schedule (A.) to this Act annexed, and shall be signed by the Chairman of the Company and be delivered to the Commissioners, and an Entry of every such Nomination and Revocation shall be made in the Minutes of the Proceedings of the Commissioners.

Term of Office of First Commissioners under this Act.

XXV. The First Commissioners under this Act shall remain in Office until the Third *Thursday* in *September* One thousand eight hundred and sixty-two, and shall then retire from Office, but shall not by reason of such Retirement be disqualified for Re-appointment or Re-election as Commissioners.

As to filling up by Lord of Manor and Company of Vacancies in First Commissioners.

XXVI. If and whenever at any Time before the Third *Thursday* in *September* One thousand eight hundred and sixty-two a Vacancy occurs in the Number of the Commissioners by reason of a Nominee of the Lord of the Manor of *Watchet* or a Nominee of the Company ceasing to be a Commissioner, the Lord of the Manor or, as the Case may be, the Company may nominate a qualified Person to supply the Vacancy.

As to filling up Vacancies in First Commissioners.

XXVII. If and whenever at any Time before the Third *Thursday* in *September* One thousand eight hundred and sixty-two a Vacancy occurs in the Number of the Commissioners by reason of any Person other than a Nominee of the Lord of the Manor or a Nominee of the Company ceasing to be a Commissioner, the Commissioners shall from Time to Time appoint a qualified Person to supply the Vacancy.

As to Appointment of subsequent Commissioners.

XXVIII. On and after the Retirement from Office according to this Act of the First Commissioners under this Act the following Commissioners, to wit, the Lord of the Manor of *Watchet* or his Nominee, and One other Person to be nominated by the Lord of the Manor, and Two Persons from Time to Time nominated as by this Act provided by the Company, and Two Persons from Time to Time nominated as by this Act provided by the Persons or Partners who for the Time being shall carry on the Business of the *Brendon Hills* Iron Ore Company, and Two Persons from Time to Time nominated as by this Act provided by the *West Somerset* Railway Company, and the following elected Commissioners, (to wit,) One Person from Time to Time elected as by this Act provided by the registered Shipowners,

Shipowners, and Two Persons from Time to Time elected as by this Act provided by the Harbour Ratepayers, shall be the Commissioners.

Nomination and Removal of Commissioners by Lord of Manor.

XXIX. The Lord of the Manor of *Watchet* from Time to Time may nominate One qualified Person to be a Commissioner in the Place of the Lord of the Manor, and also One other qualified Person, and may at pleasure revoke any such Nomination already or hereafter made by him, and every such Nominee shall accordingly be a Commissioner; and all such Nominations and Revocations shall be in Writing, and may be according to the Form in the Schedule (A.) to this Act annexed, and shall be signed by the Person making the same, and be delivered to the Commissioners; and an Entry of every such Nomination and Revocation shall be made in the Minutes of the Proceedings of the Commissioners.

As to Nominee when several Persons are the Lord of Manor.

XXX. Provided always, That whenever there are several Persons who together are the Lord of the Manor, their Nominee, who may if they think fit be One of themselves, shall be a Commissioner in respect of the Lordship of the Manor.

Nomination by Guardian or Committee of Lord of Manor.

XXXI. Whenever the Lord of the Manor, or any of several Persons being together Lord of the Manor, is an Infant, or an Idiot, Lunatic, or *non compos mentis*, his Guardian or the Committee of his Estate may act in his Stead in making the Nomination and Revocation respectively.

Nomination of Commissioners by Companies.

XXXII. After the Retirement from Office according to this Act of the First Commissioners, the Company from Time to Time may nominate Two qualified Persons, and the Persons or Partners who for the Time being shall carry on the Business of the *Brendon Hills* Iron Ore Company from Time to Time may nominate Two qualified Persons, and the *West Somerset* Railway Company may nominate Two qualified Persons, to be Commissioners, and at pleasure revoke any such Nomination, and all such Nominations and Revocations respectively shall be made in Writing, and may be according to the Form in the Schedule (A.) to this Act annexed, and may be signed, as regards the Company and the *West Somerset* Railway Company respectively, by their respective Chairmen, and as regards the Persons or Partners who for the Time being shall carry on the Business of the *Brendon Hills* Iron Ore Company by their Chairman, or a Majority in Number of the Members thereof; and the respective Nomination or Revocation shall be delivered to the Commissioners, and an Entry of every such Nomination and Revocation shall be made in the Minutes of the Proceedings of the Commissioners.

Collector of Rates to make a yearly List of registered Shipowners,

XXXIII. For the Purposes of this Act the Collector of Rates and Dues under this Act shall, on or before the Seventh Day of *August* in the Year One thousand eight hundred and sixty-two and the Seventh Day of *August* in every subsequent Year, make and deliver to the Commissioners

missioners a List, wherein shall be entered the Names of all Persons registered in the Books of the Custom House at *Watchet* or *Bridgewater* as the Owners or Part Owners on the Thirtieth Day of *June* then next preceding of any Vessels registered as belonging to or trading from the Harbour, with the Names and registered Tonnage of the Vessels respectively, and shall at the Foot of the List sign a Certificate of its Accuracy: Provided always, that from and after that Books of Registry shall be kept at *Watchet*, Owners or Part Owners of such Vessels as last aforesaid registered in the Books of the Custom House at *Bridgewater* shall not be entered in the List aforesaid.

Vessels, and Tonnage, and certify its Accuracy.

XXXIV. The Commissioners shall print every such certified List, and on every Day during the Seven Days ending with the Twenty-first Day of *August* in the Year One thousand eight hundred and sixty-two, and during the like Seven Days in every subsequent Year, a printed Copy of the certified List then last made for the Purposes of this Act shall be posted by them on the outer Door of their Office in *Watchet*, and printed Copies thereof shall be kept at the Office for public Inspection; and the Inspection may be made at the Office by any Person, and on Payment of a reasonable Sum for the same, not exceeding One Shilling, the Commissioners shall deliver a Copy of the printed List to any Person requiring it.

Certified List to be printed.

XXXV. Every such certified List shall be in force until the Revision as provided by this Act of the then next certified List, and the Persons whose Names appear on the certified List from Time to Time in force shall be the registered Shipowners for the Purposes of the Election of Commissioners by registered Shipowners under this Act, and shall at every such Election be entitled to such a Number of Votes as by this Act provided.

Certified List of registered Shipowners.

XXXVI. The registered Shipowners shall be entitled to Votes according to the following Scale; (to wit,) every Person appearing by the certified List to be a registered Shipowner, whether as Part Owner or sole Owner or both, to the Amount or aggregate Amount of Twenty Tons or upwards, but less than Two hundred Tons, One Vote; to the Amount or aggregate Amount of Two hundred Tons or upwards, but less than Four hundred Tons, Two Votes; and to the Amount or aggregate Amount of Four hundred Tons or upwards, Three Votes; but no Person shall have more than Three Votes.

Scale of Votes for registered Shipowners.

XXXVII. In every Case of several Persons being so registered as Shipowners in Partnership, and whether as Part Owners or sole Owners or both, they shall, with respect to the Scale of Votes, be deemed One Person; and any One of the Members authorized in Writing by the other Members of the Firm, or by a Majority of them, shall alone be entitled

As to Votes of registered Shipowners being Partners.

entitled to exercise on behalf of the Firm their Right of voting at the Elections of a Commissioner by the registered Shipowners.

Commissioners to make a yearly Register of Harbour Ratepayers.

XXXVIII. For the Purposes of this Act the Commissioners shall make a yearly Register, to be called "the Register of the Harbour Ratepayers," and shall keep it at their Office, and therein shall enter the Names of all Persons residing within the Limits of the Harbour, or within Seven Miles from any Part of those Limits, and who respectively within Twelve Months, beginning with the First Day of *July* in One Year and ending with the Thirtieth Day of *June* in the next Year, pay to the Amount in the whole of Three Pounds or upwards any Rates or Dues under this Act, and in the Register shall enter the several Sums paid by every such Person with the Dates of the Payments by him: Provided, that the Person appearing on the Bills of Lading, in the Case of Exports as Consignor, and in the Case of Imports as Consignee, shall for the Purposes of the Register be deemed the Person paying the Rates or Dues.

Period of Register.

XXXIX. Every such yearly Register shall include the Twelve Months beginning with the First Day of *July* in One Year and ending with the Thirtieth Day of *June* in the next Year, both Days inclusive, and the first yearly Register shall commence on the First Day of *July* One thousand eight hundred and sixty-one.

Commissioners to make a yearly List of Persons paying Harbour Rates.

XL. On or before the Seventh Day of *August* in the Year One thousand eight hundred and sixty-two, and on or before that Day in every subsequent Third Year, the Commissioners shall make and print an alphabetical List of the Names of all Persons who respectively appear by the Register to have paid as to the First List in One Year, and as to every subsequent List yearly on the Average of the Three next preceding Years, any of those Rates or Dues to the Amount in the whole of Three Pounds a Year or upwards, and the alphabetical List shall specify the Number of Votes to which every such Person is entitled, and on every Day during the Week ending with the Twenty-first Day of *August* One thousand eight hundred and sixty-two, and during the Week ending with that Day in every subsequent Third Year, a printed Copy of the alphabetical List shall be posted by the Commissioners on the outer Door of their Office in *Watchet*, and printed Copies thereof shall be kept at the Office for the Inspection of all Persons who during the Period of the Register for the then last Year paid any such Rates or Dues to the Amount of Three Pounds or upwards, and the Inspection may be made at the Office by any such Person; and on Payment of a reasonable Sum for the same, not exceeding One Shilling, the Commissioners shall deliver a Copy of the printed alphabetical List to any such Person requiring it.

XLI. The

As to Votes of Harbour Ratepayers.

XLI. The Harbour Ratepayers shall be entitled to vote according to the following Scale; (to wit,) every Person who in the Year ending with the Thirtieth Day of *June* One thousand eight hundred and sixty-two paid any such Rates or Dues to the Amount of Three Pounds or upwards, and who in the Three Years ending with the Thirtieth Day of *June* next before the making of the second and every subsequent alphabetical List paid any such Rates or Dues to the average yearly Amount of Three Pounds or upwards, shall have in respect of the Rates or Dues so paid by him to the Amount or average yearly Amount of Three Pounds or upwards, but less than Twenty Pounds, One Vote; to the Amount of Twenty Pounds or upwards, but less than Fifty Pounds, Two Votes; and to the Amount of Fifty Pounds or upwards, Three Votes; but no Person shall have more than Three Votes.

As to Votes of Harbour Ratepayers being Partners.

XLII. In every Case of any such Persons being Partners, the Firm shall be placed on the alphabetical List accordingly, and any One Member of the Firm specified in the alphabetical List, and authorized in Writing by the other Members of the Firm or by the Majority of them, may exercise on behalf of the Firm their Right of voting at the Election of Commissioners by the Harbour Ratepayers.

Revisors of Lists to be appointed.

XLIII. On or within One Month before the Thirtieth Day of *June* in the Year One thousand eight hundred and sixty-two, and on or within One Month before the Thirtieth Day of *June* in every subsequent Third Year, the Commissioners shall appoint Two of their Members to be Two of the Revisors of the Lists of the registered Shipowners and of the Harbour Ratepayers respectively; and the Two Persons so appointed shall, on or before the Fourteenth Day of *August* next after their Appointment, appoint a Third Person, being a Person whose Name is on the Register of Harbour Ratepayers for the Year ending with the Thirtieth Day of *June* in that Year, to be the Third of the Revisors, and to be the Chairman of the Revisors, and the Three Persons so appointed shall be the Revisors of the Lists.

Triennial Revision of Lists.

XLIV. The Three Persons from Time to Time appointed as by this Act provided to be the Revisors shall, in the course of the Seven Days next before the First Day of *September* in the Year One thousand eight hundred and sixty-two, and the Seven Days next before that Day in every subsequent Third Year, revise at the Commissioners Office the Lists of Shipowners and Harbour Ratepayers under this Act for the respective Year, giving not less than Three nor more than Seven Days public Notice of every such Revision: Provided always, that in case of the Decease or Failure to act, or the Failure from any other Cause of any of the Revisors, the others or other of them may make or complete the Revision.

XLV. On

Revisors to insert and expunge Names.

XLV. On every such Revision any Person whose Name is not inserted in the List may, in Person or by his Agent, claim to have his Name inserted therein; and any Person whose Name is inserted in the List may, in Person or by his Agent, claim to have the Number of Votes attributed to him therein corrected, and may object to any other Person as not being entitled to have his Name retained therein, or as not being entitled to the Number of Votes attributed to him therein; and the Revisors shall retain the Name of any Person or the Number of Votes so objected to, if the Objection be not established to their Satisfaction, and shall insert in the respective List the Name of any Person shown to their Satisfaction to be entitled to have his Name inserted therein, and shall retain in the respective List the Name of every Person to whom and every Number of Votes to which an Objection is not made, and shall strike out of the respective List the Name of every Person shown to their Satisfaction to be dead or not to be entitled to have his Name inserted therein, and shall correct in the respective List 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.

Revisors to sign Lists.

XLVI. The Decision of the Revisors, or the Majority of them, with respect to the Lists shall be final and conclusive, and the Revisors shall forthwith after every Revision sign their Names at the Foot of the Lists revised; and if any Revisor shall wilfully make default in signing the Lists, every Person so offending shall for every such Offence forfeit not exceeding Fifty Pounds.

Production to Revisors of Books, &c.

XLVII. For the Revision of the Lists the Commissioners shall produce at their Office, to the Revisors and their Assistants, such of the Books and Accounts of the Commissioners as are proper and sufficient to enable those Persons respectively, according to the Provisions of this Act, to revise the Lists, and shall afford to them respectively all reasonable and proper Facilities in that Behalf.

Evidence of revised Lists.

XLVIII. Every List purporting to be a List revised according to this Act, and to be signed as by this Act provided, shall, without Proof of any Matter other than that of the Signatures thereto, be Evidence of the same being a List revised according to this Act, and of all the Provisions of this Act in any way relating to the revised List having been duly complied with.

Continuance of revised List.

XLIX. Every revised List shall be in force until the Revision of the then next List, and the Persons whose Names appear on the revised List from Time to Time in force shall be the Persons entitled to vote for the Purposes of the Election of Commissioners, and shall at every such Election be respectively entitled to such a Number of Votes as appears by the revised List.

L. Every

Revised Lists to be printed and published.

L. Every revised List shall, forthwith after the Revision thereof, be printed and published by the Commissioners, and every Person whose Name appears therein shall be entitled, on requiring it, to a Copy thereof, paying One Shilling for every Copy.

Period for Election of Commissioners by registered Shipowners.

LI. The First Election of a Commissioner by the registered Shipowners shall be held on the Third *Thursday* in *September* in the Year in which the First Revision of the List of Shipowners takes place, and the subsequent Elections shall be held on the Third *Thursday* in *September* in every subsequent Third Year.

Period for Election of Commissioners by Harbour Ratepayers.

LII. The First Election of Commissioners by the Harbour Ratepayers shall be held on the Third *Thursday* in *September* in the Year in which the First Revision of the List of Harbour Ratepayers takes place, and the subsequent Elections shall be held on the Third *Thursday* in *September* in every subsequent Third Year.

Retirement from Office of elected Commissioners.

LIII. On the Third *Thursday* in *September* One thousand eight hundred and sixty-five, and on the Third *Thursday* in *September* in every subsequent Third Year, the Commissioner, if any then in Office, who was elected by the registered Shipowners, and such, if any, of the Commissioners then in Office as were elected by the Harbour Ratepayers, shall respectively go out of Office; and in every such Case One Commissioner shall be elected by the registered Shipowners, and Two Commissioners shall be elected by the Harbour Ratepayers, as by this Act provided, the Commissioners going out of Office being re-eligible.

Place of Meetings for Elections by registered Shipowners and Harbour Ratepayers.

LIV. For the Election from Time to Time of Commissioners, Meetings of the registered Shipowners and the Harbour Ratepayers respectively shall be held at such convenient Places in *Watchet* as the Commissioners from Time to Time appoint, and between the Hours of Eleven in the Forenoon and Four in the Afternoon, and the Meetings respectively shall be convened by the Commissioners by not less than Four nor more than Ten Days public Notice, specifying the Time and Place of Meeting.

Procedure at Meetings of registered Shipowners and Harbour Ratepayers.

LV. At every Meeting of the registered Shipowners and the Harbour Ratepayers respectively a Person appointed by the Meeting shall preside as Chairman, and the Person so presiding shall receive the Votes of the Electors, and shall act in all other respects as Chairman of the Meeting; and the only Business to be transacted or discussed at any such Meeting shall be the Election by the Meeting of the Persons to be elected Commissioners thereat.

Elections to be by Majority of Votes.

LVI. The Commissioners to be from Time to Time elected by the registered Shipowners and the Harbour Ratepayers respectively shall be elected

elected by a Majority of the Votes of the Persons present personally or by Proxy, and entitled to vote at the respective Meeting for the Election, and the Votes shall only be given in Writing under the Hands of the respective Voters: Provided, that in every Case of an Equality of Votes the Chairman of the Meeting shall, when requisite to decide the Election, have an additional or Casting Vote.

As to supplying Vacancies in Commission.

LVII. Whenever a nominated or elected Commissioner dies, resigns, becomes disqualified, or from any other Cause, except his retiring from Office in rotation, ceases to be a Commissioner, the Person or Body by whom he was nominated or elected shall with all convenient Speed nominate or elect, according to the Provisions of this Act, another Person to be a Commissioner in his Place; and every Person so nominated or elected may, if he so long live and continue qualified, continue in Office so long as his Predecessor in Office might, if he had not ceased to be a Commissioner, have continued in Office.

Meetings for Supply of casual Vacancies.

LVIII. In every Case of a Vacancy in the Commissioners elected by the registered Shipowners or the Harbour Ratepayers, occasioned by any Cause other than that of going out of Office by rotation, the Commissioners shall, within One Month after the Vacancy or after they have Notice thereof, convene a Meeting of the Body by whom the Vacancy is to be supplied for the Election of a Commissioner to supply the Vacancy.

Qualification of Commissioner.

LIX. Every Person from Time to Time nominated or elected a Commissioner as by this Act provided, or to supply a Vacancy in the Number of the Commissioners, shall be possessed in his own Right or in right of his Wife, or partly in both Rights, of Real or Personal Property, or both, of the clear Value of One thousand five hundred Pounds, or be rated to the Relief of the Poor to the yearly rateable Value or (as the Case may be) to the aggregate yearly rateable Value of Thirty Pounds or upwards.

Justices not incapable of being Commissioners.

LX. A Person shall not, on account only of his being a Commissioner, be incapable of acting as a Justice of the Peace for any of the Purposes of this Act.

As to Powers of Commissioners.

LXI. The Powers of the Commissioners shall not be dependent on the whole Number of the Commissioners being at any One and the same Time in Office.

First and other Meetings of Commissioners.

LXII. The Commissioners shall hold their First Meeting after the passing of this Act at some Place in *Watchet* at the Hour of Twelve at Noon on the Second *Tuesday* in the Month next after the Month in which this Act commences, and shall hold their subsequent Meetings at such Place and at such Times as they from Time to Time think fit; but, except

except for any Cause deemed by the Commissioners urgent, the Time appointed for the Commencement of any such Meeting shall not be later than the Hour of Twelve at Noon.

10 & 11 Vict. c. 27. incorporated.

LXIII. "The Harbours, Docks, and Piers Clauses Act, 1847," is incorporated with this Act; and the Expression "Harbour, Dock, or Pier," in that Act, means for the Purposes of this Act the Harbour; and the Expression "the Undertakers," in that Act, means for the Purposes of this Act the Commissioners: Provided always, that a Tide or Weather Gauge, Lifeboats, Mortars, or Rockets need not be provided by the Commissioners unless and until required by the Admiralty or Board of Trade, or further or otherwise than as so required.

Harbour exempt from Law of Sewers.

LXIV. The Harbour or any Part thereof shall not, after the Commencement of this Act be subject to the Control, Direction, Survey, or Order of any Commissioners of Sewers, or other Body or Persons having the Care or Management of any Sewers or Drains, or to any Law or Statute relating to Sewers or Drains.

As to Completion of Map of Harbour.

LXV. The Commissioners shall, within Twelve Months after the Commencement of this Act, complete the Map required by the recited Act of the Area within the Limits of the Harbour, and of any adjoining Parts which they think it expedient for any of the Purposes of this Act to include in the Map, 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.

LXVI. The Commissioners shall from Time to Time copy, engrave, and publish the Map as they think proper, and shall from Time to Time revise the Map, and make such Additions and Alterations in and to the same as are requisite, and the Date of every such Revision shall be expressed thereon.

Deposit and Inspection of Map.

LXVII. Every Map so made shall be kept in the Chief Office of the Commissioners in *Watchet*, and the Map, or a Copy thereof, shall at all reasonable Times be open to the Inspection there 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.

Boundaries of Harbour.

LXVIII. The Commissioners shall place and maintain, and from Time to Time when necessary renew, sufficient Boundary Stones, or other Marks or Tokens by which the Boundaries of the Harbour, and of the South-eastern and South-western Extremities of the Lands within the

the Harbour in which the Estate and Interest of the Lords of the Manor were by the recited Act vested in the Commissioners on and from the Commencement thereof, and are by this Act continued vested in them, may be recognized and known.

8 & 9 Vict. c. 18. incorporated.

LXIX. "The Lands Clauses Consolidation Act, 1845," is incorporated with this Act.

Commissioners may convey Piece of Land to West Somerset Railway Company.

LXX. Notwithstanding the Incorporation of "The Lands Clauses Consolidation Act, 1845," with this Act, it shall be lawful for the Commissioners to convey to the *West Somerset* Railway Company, for such Consideration, either pecuniary or otherwise, as they may think fit, the whole or any Portion of so much of the Piece of Land or Beach, described in Schedule (E.) to this Act, as by the recited Act or this Act was or is vested in or otherwise belongs to the Commissioners, free from such Right of Pre-emption as is provided by Sections 128, 129, and 130 of "The Lands Clauses Consolidation Act, 1845."

Incapacitated Persons may sell Easements, &c.

LXXI. All Persons by "The Lands Clauses Consolidation Act, 1845," empowered to sell and convey Lands may for the Purposes of this Act make Sales, Conveyances, and other Dispositions of all such Easements, Rights, and Interests in, over, and affecting Lands as the Commissioners are by this Act authorized to purchase.

Power to take Lands and execute Works.

LXXII. Whereas Plans and Sections of Works by this Act authorized, showing the Lines and Levels and Limits of Deviation thereof, and the Lands intended to be taken for the Purposes thereof, and a Book of Reference to the Plans, containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the Lands, have been deposited with the Clerk of the Peace for the County of *Somerset*: Therefore the Commissioners, according to the Provisions and subject to the Restrictions of this Act, may enter upon, take, and use such of those Lands as they think requisite for the Purposes of the Works by this Act authorized, and may execute the Works in the Line and according to and within the Limits of Deviation defined and specified on such Plan and Section respectively: Provided that, with respect to the Lands in which the Estate and Interest of the Lords of the Manor were not by the recited Act vested in the Commissioners on and from the Commencement thereof, and which have not since the passing of the recited Act been acquired by the Commissioners, their entering upon and taking of the same shall be subject to the Provisions of "The Lands Clauses Consolidation Act, 1845;" provided also, that all the Lands from Time to Time taken by the Commissioners under the recited Act and this Act respectively shall, when taken, be comprised within the Limits of the Harbour; provided also, that it shall not be lawful for the Commissioners to enter upon, take, or use any Part of the Esplanade at

*Watchet*,

*Watchet*, but it shall be lawful for them, without any Payment or other Compensation, to construct and rest the Roadway herein-after authorized and numbered "Six" against the Seaward Wall of the said Esplanade.

Powers for compulsory Purchases limited.

LXXIII. 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 passing of this Act; (that is to say,) with respect to Buildings and Lands not being Shore Three Years, and with respect to other Lands being Shore Five Years.

Commissioners to keep open Portion of Town Slip during Construction of the Works.

LXXIV. In the Construction of the Works the Commissioners shall keep open and fit for public Use at least One Half of the Town Slip, so that the same shall be always available for the landing and shipping of Goods during the whole Period of such Construction.

Lands for extraordinary Purposes.

LXXV. The Commissioners may purchase by Agreement, in addition to the Lands by this Act authorized to be taken compulsorily, any Quantity of Land not exceeding in the whole One Acre for extraordinary Purposes.

Power to purchase Easements, &c. by Agreement.

LXXVI. The Commissioners, from Time to Time, in addition to the Lands which they are by this Act authorized to take compulsorily, may by Agreement purchase or take on Lease, or rent for any of the Purposes of this Act, any Quays, Landing Places, Wharfs, Places for the Deposit of Ballast, and other Lands within the Limits of or fronting on the Harbour, and any Easements, Rights, and Interests in, over, and affecting any Lands within those Limits.

Land reclaimed by Works not to be taken without Consent of Commissioners of Woods, &c.

LXXVII. 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 or of the Sea adjacent thereto, belonging to Her Majesty, be inned, 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 shall enure absolutely for the Benefit of Her Majesty, Her Heirs and Successors, 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 whatsoever without the Consent in Writing of the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, or One of them, and which Consent they or he may give.

Works authorized as herein stated.

LXXVIII. The Works by this Act authorized comprise the following Works; (to wit,)

One. The taking down and removing of Ninety Yards in Length, or thereabouts, of the Parapet Walls of the North-easternmost End of the present Pier at *Watchet*, so as to make the whole of the upper

upper Surface of such North-easternmost End of a uniform Level and fit for the loading and unloading of Vessels lying on each Side of the same:

Two. The making of a Portion of new Pier or Breakwater, in Length Three hundred and eighty Feet, or thereabouts, measured on the Centre Line, adjoining to and in extension of the First Kant of the present Pier, that is to say, Two hundred and forty Feet, or thereabouts, North-eastwardly, and the remaining One hundred and forty Feet, or thereabouts, Eastwardly:

Three. The removing of the Timber Piles or Breakwater at present in a Portion of the Harbour, and the making instead thereof of a new Pier or Breakwater, commencing from the North-easternmost Point of Land adjoining to the Harbour, and thence extending North-westwardly towards and in the Direction of and terminating at a Point One hundred Feet, or thereabouts, to the South-eastward of the North-easternmost End of the intended Pier or Breakwater secondly described, so as to leave the Entrance from the Sea to the Harbour of the Width of One hundred Feet, or thereabouts; such last-mentioned new Pier or Breakwater to be of the uniform Height of Eight Feet above High Water at ordinary Spring Tides, and Twenty-two Feet wide on the upper Surface thereof, and to be constructed with a proper Parapet of Six Feet in Height on the outer or Seaward Side thereof, and to be fit for the Reception of a Railway and for the Shipment of Minerals and Merchandise:

Four. The Construction of a Quay for the Use of the Public and of any Railway Company as herein-after provided, for the loading and unloading of Vessels lying alongside of the same; the Quay to be of the same Level as the Pier or Breakwater thirdly described, and to extend along the Eastern Side of the Harbour, and to have a Frontage of Four hundred Feet immediately abutting upon the Harbour, and to be Thirty Feet in Width on its upper Surface along the whole Length thereof, and to be fit for the Reception of a Railway:

Five. The Excavation and deepening of One hundred Feet in Width of the Bed of the Harbour within the intended Eastern Pier or Breakwater and in front of the Quay fourthly described to the uniform Depth of Twenty-five Feet below the Level of the High Water at ordinary Spring Tides, and so as to leave the Bottom of the deepened Bed or Channel in a proper State for the grounding of Vessels, and the Excavation to be sloped up to the general Bottom of the Harbour with a Slope of not less than Five to One, and the rest of the Harbour to be formed and left with an even Surface so that Vessels may ground safely thereon:

Six. The making of a Roadway for the Use of the Public and of any Railway Company as herein-after provided, by means of an Embankment

Embankment commencing at and on the Top of the Town Slip at *Watchet*, and thence extending in an Eastern Direction immediately in front or to the Seaward of the Esplanade at *Watchet* up to and so as to communicate on the same Level with the Southern Extremity of the Loading Quay fourthly described; the Roadway to be not less than Thirty Feet in Width, and to be fit for the Reception of a Railway, and for Foot Passengers, Carriages, Carts, and Horses:

Seven. The so altering and reconstructing of the Town Slip as to form thereat and thereby a convenient Approach to the Harbour, for the Purpose of carting to and from Vessels aground in the same:

Eight. The Extension of the Roadway to be made in front of the Esplanade sixthly described Westward up to and so as to terminate at the Wharf now belonging to the Company adjoining to the present Pier:

Nine. The diverting into the Harbour, for the Purpose of cleansing or scouring the same, of the *Washford* River or Brook which now flows into the Sea near to and on the Western Side of the present Pier, the Diversion to commence at a Point shown on the deposited Plan, and the River or Brook to be carried thence into the Harbour by a Channel or Culvert to be constructed through the present Pier at or near to the South-western Corner thereof, as shown on the deposited Plan:

Ten. The making and providing of Slips, Landing Places, Cranes, and other Works and Conveniences within and around the Harbour, and on and in connexion with the Piers, Quays, and other Works of the Harbour:

All which Works will be situate in the Parish of *Saint Decumans* in the County of *Somerset*.

Power to Lord of Manor and his Tenants to pass over Bed of the Harbour.

LXXIX. It shall be lawful for the Lord of the Manor of *Watchet* for the Time being, and the Devisees in trust of and all other Persons claiming under the Will of *George* late Earl of *Egremont*, their Heirs and Assigns, and their respective Lessees, Licensees, and Tenants, Owners, or Occupiers of any Sea Beach or Shore lying to the East or West of the Limits of Deviation mentioned and shown on the Plans deposited for the Purposes of the recited Act, and all Persons employed or authorized by them respectively, to pass and repass (so far as the Works which may be executed by the Commissioners under the Powers of this Act will permit, and so as not to interfere with the Business of the Harbour) at all reasonable Times to and from any Part of such Sea Beach or Shore last aforesaid from and to the Town of *Watchet* with or without Carts or Waggons, laden or unladen, and Horses or other Beasts of Draught or Burden upon and over the Bed of the Harbour, and of any Sea Beach or Shore by virtue of this Act or the recited Act vested in or acquired or to be acquired by the Commissioners, and upon and over the existing and future Town Slip at *Watchet*, for the Purpose of conveying Limestone.

Limestone and other Stone, Pebbles, and Shingle, and other Materials to be gathered or gotten in or from such first-mentioned Sea Beach or Shore to the Town of *Watchet*, anything in this Act or the recited Act to the contrary notwithstanding, and without any Payment, Rate, or Due in respect of the same.

Construction of Slip on Eastern Side of new Pier.

LXXX. The Commissioners shall construct and for ever maintain at or near the Southernmost or Landward End of the new Pier or Breakwater thirdly described, and on the Eastern Side thereof, a Slip or Roadway not less than Twelve Feet in Width and with an Incline not steeper than One in Ten, and with a Parapet Wall not less than Three Feet high on the Seaward Side, so as to provide and form thereat and thereby a public Approach from and to the said new Pier, and the Quay and Roadway thirdly, fourthly, and sixthly described, to and from the Beach lying beyond the Lands vested in the Commissioners, such Slip or Roadway to be fit for Passengers, Carts, and Carriages, and to join the Road numbered 24 on the Plans deposited for the Purposes of the recited Act, and it shall be lawful for the Commissioners to demand and take for and in respect of every Ton of Limestone, or other Stone or Materials, which shall be so conveyed from the Beach up or over the said Slip or Roadway, the Rate or Due of One Penny.

Limits of Deviation for Works.

LXXXI. The Commissioners, in the Execution of the several Works by this Act authorized, may deviate from the Lines of the Works delineated on the Plans deposited for the Purposes of this Act to any Extent within the Limits of Deviation delineated on those Plans.

Works herein described to proceed simultaneously.

LXXXII. In executing the Works by this Act authorized, the Works firstly, secondly, thirdly, fourthly, and fifthly described shall be the First Works commenced, and shall be proceeded with, so far as properly may be, simultaneously.

Periods for completing Works.

LXXXIII. The Works firstly, secondly, thirdly, fourthly, fifthly, sixthly, and seventhly described shall be completed within Two Years after the Commencement of this Act, and all the Works shown on the deposited Plans shall be completed within Seven Years after the Commencement of this Act; and on the Expiration of that Period the Powers by this Act given to the Commissioners for executing the Works, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as is then completed.

Commissioners may lay down Rails on Works.

LXXXIV. The Commissioners from Time to Time may lay down, make, alter, and maintain Railways, Tramways, Sidings, Turn-tables, and other like Works and Conveniences on such Parts of the Works by this Act authorized as they think fit, and may remove the same, and may permit the same to be used on such Terms and Conditions as they think fit:

fit: Provided always, that the Commissioners shall not afford any undue Preference to any Company or Person, and that the Charges to be taken by the Commissioners for the Use of such Works and Conveniences shall always be subject to the Approval and Revision of the Board of Trade.

Commissioners may allow Railway Companies to lay down Rails on Works.

LXXXV. The Commissioners may permit, on such Terms and Conditions as they think fit, any Railway Company to lay down, maintain, and use, at the Expense of the respective Railway Company, Lines of Rails upon any of the Works by this Act authorized, together with all necessary Cranes, Lifts, Drops, Turn-tables, and other Conveniences for working the Traffic of the respective Railway Company: Provided always, that the Commissioners shall not afford any undue Preference to any Company or Person.

General Works for Improvement of Harbour.

LXXXVI. The Commissioners from Time to Time may maintain and improve the Harbour, Pier, and Quay, and also the several Improvements, Works, and Conveniences made under the Authority of the recited Act and this Act respectively, and may deepen, dredge, cleanse, extend, widen, and keep navigable the Harbour, and make, maintain, and improve such Walls, Embankments, and other Works as they think requisite for preserving the Navigation of the Harbour or the Entrance to the Harbour from the Sea, and any Lighthouses, Ballast Wharfs, and Quays, and Places for the Deposit of Ballast and Rubbish, and any Machinery, Apparatus, and other Conveniences which the Commissioners from Time to Time think requisite for any of the Purposes of this Act, and may by removing or lessening any Bar or Shoal or otherwise improve and keep clear the Entrance to the Harbour; and the Provisions of this Act with respect to Works to be executed by the Commissioners shall extend to the Works from Time to Time executed by them under the Authority of this Clause.

Removal of Obstructions from Harbour.

LXXXVII. For the Improvement or Maintenance of the Harbour the Commissioners from Time to Time may cleanse, scour, cut, dig, open, deepen, straighten, and otherwise improve any Part of the Harbour, and the Banks, Shoals, Channels, Inlets, and other Parts thereof, so far as the Tide flows and reflows within the Harbour, and may destroy and remove any Rocks, Shoals, Banks, and Obstructions therein, and may make, alter, and maintain all such Conveniences as they think requisite for the Maintenance of the Harbour and the Safety and Convenience of Vessels resorting thereto; but these Powers shall be exercised subject to the Approval of the Admiralty, signified by Writing under the Hand of the Secretary of the Admiralty, and in such Manner only as the Admiralty direct.

Consent of Commissioners of Woods, &c. to Works on Crown Land.

LXXXVIII. The Commissioners shall not execute any of the Works in connexion with the Harbour 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, or One of them, and which Consent they and he may give on such Terms and Conditions, pecuniary or otherwise, as they or he shall think fit.

Approval of Admiralty for Works on Sea Shore.

LXXXIX. Before commencing any Work below High-water Mark at ordinary Spring Tides the Commissioners shall deposit at the Admiralty Office Plans, Sections, and Working Drawings of every such Work, for the Approval of the Admiralty, to be signified in Writing under the Hand of the Secretary of the Admiralty, and every such Work shall be made only in accordance with such Approval, and when any such Works are begun or made the Commissioners shall not at any Time alter or extend the same without obtaining, before beginning the Alteration or Extension, the like Approval.

Abatement by Admiralty of Works on Sea Shore made without their Approval.

XC. If any such Work be begun or completed or be altered, extended, or made contrary to the Provisions of this Act, the Admiralty 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 may be recovered with Costs as a Penalty.

Local Survey of Works by Admiralty.

XCI. If and whenever the Admiralty 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 or River or of the 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 accordingly with Costs of Suit, or may be recovered with Costs as a Penalty.

Abatement of abandoned or decayed Works by Admiralty, and Restoration of Site.

XCII. If any Work constructed or to be constructed by the Commissioners in, under, over, through, or across any tidal Water or navigable River, or if any Portion of any Work which affects or may affect any such Water or River or Access thereto, be abandoned or suffered to fall into Disuse or Decay, the Admiralty may repair and restore the Work, or otherwise may abate and remove the same, or such Part or Parts thereof as the Admiralty at any Time or Times think fit, and may restore the Site thereof to its former Condition at the Expense of the Commissioners, or if the Admiralty deem it expedient that the Work should be repaired or restored, they may repair or restore it at the Expense of the Commissioners, and in any of such Cases the Amount of the Expense shall be a Debt due from the Commissioners to the Crown, and be recoverable accordingly

accordingly with Costs of Suit, or may be recovered with Costs as a Penalty.

Appointment of Harbour-masters and other Officers.

XCIII. The Commissioners, from Time to Time, may appoint and remove such Harbour-masters, Dock-masters, Weighers, Meters, Treasurers, Collectors, Accountants, Registrars, 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, Duties, and Regulations.

Power of Constables to go on board Vessels.

XCIV. 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 the Felonies, and also all Property suspected to be feloniously stolen, and may produce the same before some Justice.

Lighthouses.

XCV. The Commissioners from Time to Time, with the Sanction of the *Trinity House*, may erect, provide, and maintain such Lighthouses, Light Vessels, and Beacons as they think best for the Navigation of the Harbour, or discontinue such as they may consider unnecessary.

Dredging Engines.

XCVI. 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 such other Vessels, Machinery, and Apparatus for those Purposes, as they think fit.

Steam Tugs and Apparatus.

XCVII. The Commissioners from Time to Time may build, purchase, hire, provide, and use all such Steam Tugs, Ballast Lighters, Steam Engines, Piling Engines, Diving Bells, and other Vessels, Machinery, Implements, and Apparatus as they think requisite for any of the Purposes of this Act, and may make such Charges for the User of the same respectively as they from Time to Time think fit: Provided always, that the Charges by the Commissioners for towing Vessels shall not exceed the Rates in that Behalf specified in the Schedule (B.) to this Act annexed.

Byelaws as to Ballast.

XCVIII. The Commissioners from Time to Time may make such Byelaws as they think fit 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,

Harbour, so as to prevent Ballast being thrown or allowed to fall into the Harbour, or allowed to obstruct the Navigation within the Limits of the Harbour.

Ballast to be brought to Sides of Vessels and thrown in immediately.

XCIX. 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 not exceeding Five Pounds.

Penalty on Masters of Lighters improperly discharging or taking up Ballast.

C. If any Master of any Ballast Lighter, or other Person 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 lawfully direct, every Master or Person so offending shall for every such Offence forfeit not exceeding Five Pounds.

Penalty for casting Ballast or Rubbish without a Portsail.

CI. 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 Person have not a Wooden Stage or Portsail sufficiently large and properly fastened (during the whole 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 of the Ballast or Rubbish from falling into the Harbour, every Person so offending shall for every such Offence forfeit not exceeding Forty Shillings over and above the Cost of cleansing and removing the Ballast or Rubbish from the Harbour.

Occupiers of Wharfs not to allow Ballast to remain near Edge of Wharf.

CII. If any Owner, Tenant, or Occupier of any Wharf or Quay adjoining to the Harbour permit any Ballast or Rubbish placed thereon, after it is placed thereon and the Apparatus used in placing it is removed, to be on and 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 not exceeding Forty Shillings.

Penalty on placing Ballast too near the Harbour.

CIII. If any Owner, Tenant, or Occupier of any Beach or other Land adjoining to the Harbour, without the Consent of the Commissioners, lay or place any Heap of building, paving, or other Stone, or of Ballast

or

or Rubbish, upon the Beach or Land within Three Yards of the High-water Mark, every such Person so offending shall for every such Offence forfeit not exceeding Five Pounds.

Commissioners may remove Ballast.

CIV. If any Owner, Tenant, or Occupier of any Wharf, Quay, Beach, or other Land adjoining the Harbour, whereon any Ballast or Rubbish is placed contrary to the Provisions of this Act, neglects 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 respective Owner, Tenant, or Occupier, be paid by him, and shall be recoverable as a Penalty.

Ballast not to be cast into the Harbour or the Sea within specified Limits.

CV. If any Officer of the Commissioners, or any Person whosoever, under any Pretence whatever, save in the Execution of Works properly authorized, and then only so far as is proper for the Execution thereof, or the Owner of any Land adjoining to the Harbour or Sea, cast or unload any Ballast or Rubbish into the Harbour, or into the Sea outside the Harbour in any Part where the Depth of the Sea is less than Ten Fathoms at Low Water, every Person so offending shall for every such Offence forfeit not exceeding Five Pounds.

Power to Commissioners to dispose of Ballast.

CVI. The Commissioners may use or sell and dispose of in such Manner as they think proper the Stones, Gravel, Sand, Soil, and other Materials dug or dredged by them within the Harbour, and all Stones, Ballast, Wreck, Rubbish, and other Things removed by them from the Harbour under this Act: Provided always, that the Commissioners shall not sell or barter any such Stone which they from Time to Time quarry from any Land which was on and from the Commencement of the recited Act vested without Compensation in them.

Navigation not to be interrupted.

CVII. If any Person without the previous Consent of the Commissioners in any way fill up or interrupt the Course of the Stream or Run of the tidal Water, or the *Washford* River or Brook, by this Act authorized to be diverted in any Place within 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 not exceeding Five 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 at the Cost of the Offender, to be recovered as a Penalty.

Rates on Shipping as in Sched. (B.)

CVIII. The Commissioners from Time to Time may demand and take, in respect of Vessels entering the Harbour and remaining in the Harbour and towed by Steam Tugs of the Commissioners respectively, any Sums not

not exceeding the several Rates on Shipping specified in the Schedule (B.) to this Act annexed.

Dues on Goods as in Sched. (C.)

CIX. The Commissioners from Time to Time may demand and take, in respect of Goods exported or imported from or into 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.

Rates and Dues vested in Commissioners.

CX. 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.

Restriction as to taking Rates and Dues.

CXI. Provided always, That those Rates and Dues respectively shall not be taken until at least Ten thousand Pounds has been expended under the recited Act and this Act respectively on the Improvement of the Harbour: Provided also, that, until those Rates and Dues respectively may be demanded and taken by the Commissioners, they may demand and take the like Rates and Dues as by the Act of the Sixth Year of Queen *Anne*, repealed by the recited Act, were granted for the Term of Twenty-one Years, and specified and set forth in Schedule (F.) to this Act.

Certificate of Expenditure on Harbour.

CXII. A Certificate under the Hand of the Chairman of the Quarter Sessions for the County of *Somerset* shall be conclusive that not less than Ten thousand Pounds has been expended under the recited Act and this Act respectively on the Improvement of the Harbour, and the Chairman shall sign the Certificate on Proof being adduced to him of the Expenditure.

Exemptions from Rates and Dues.

CXIII. Provided always, That, except as in the Schedule (B.) to this Act annexed is otherwise expressed, the Commissioners shall not demand or take any Rate or Due on any 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 on any of the Goods therein, or on any Boat or Yacht used for the Purposes of Pleasure, or on any Boat not exceeding Eight Tons in Burden, 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.

Provision in case of Reduction or Increase of Dues on Iron Ore.

CXIV. If and whenever the Commissioners reduce the Dues by this Act authorized on Iron Ore, they shall proportionately reduce the Dues by this Act authorized on Coal; and if and whenever they increase the Dues on Coal, they shall proportionately increase the Dues on Iron Ore.

Power to borrow on Mortgage

CXV. The Commissioners from Time to Time may borrow and re-borrow at Interest, on Mortgage of the *Watchet* Harbour Fund provided for

for by this Act, such Sums as they from Time to Time think necessary for the Purpose of this Act, not exceeding in the whole, inclusive of the Amount borrowed on Mortgage of the *Watchet* Harbour Fund provided for by the recited Act, Forty thousand Pounds; and for the Purpose of securing the Repayment of the Money so borrowed, with Interest thereon, may mortgage the *Watchet* Harbour Fund provided by this Act to the Persons who advance the Money, or their respective Nominees.

of Watchet Harbour Fund.

CXVI. Provided always, That the Commissioners shall not borrow on Bond any Part of the Sum which they are by this Act authorized to borrow; provided also, that in the event of any Part of the Sum which the Commissioners borrow under this Act being paid off by means of the Sinking Fund by this Act provided for, the Powers of the Commissioners for borrowing and reborrowing shall to the Extent of the Sum so paid off cease.

Restrictions on borrowing.

CXVII. The Mortgages of the *Watchet* Harbour Fund provided for by the recited Act granted by the Commissioners before the Commencement of this Act shall, while respectively in force, comprise the *Watchet* Harbour Fund provided for by this Act.

For Protection of prior Mortgages.

CXVIII. When any Money is so borrowed by the Commissioners, they shall give to the Lender, or his Nominee, a Mortgage duly stamped for the Amount so borrowed, and every such Mortgage, and every other Mortgage issued under this Act, shall be under the Common Seal of the Commissioners, and may be according to the Form in the Schedule (D.) to this Act annexed, so far as that Form is applicable, or to the like Effect: Provided always, that the Commissioners shall not demand any Sum for any such Mortgage; provided also, that no such Mortgage shall be for less than Fifty Pounds.

Form of Mortgage as in Sched. (D.)

CXIX. The Company shall within Two Years after the passing of this Act lend to the Commissioners, on Mortgage of the *Watchet* Harbour Fund, the Sum of Ten thousand Pounds, inclusive of the Sum of Four thousand Pounds already lent by the Company to the Commissioners, and may lend the same at any Rate of Interest not exceeding Five Pounds *per Centum per Annum*, and may apply for the Purpose any Money in their Possession or Control, whether raised by Shares or by borrowing under the Provisions of the recited Act or this Act, or any other Act from Time to Time in force relating to the Company, and not required for the Purposes of any such other Act: Provided, if the Sum of Six thousand Pounds, to be hereafter lent by the Company to the Commissioners, shall not be so lent within the said Two Years after the passing of this Act, that nothing in this Act contained shall operate to restrict or qualify the Right of the Commissioners to demand and enforce Payment, after the Retirement from Office of the First Commissioners, of the said Sum of Six

As to Loan by Company to Commissioners.

Six thousand Pounds, or of so much thereof as may not have been previously advanced by the Company.

Company may raise Amount of Loan by Creation of Shares.

CXX. For the Purpose of making any such Loan to the Commissioners, the Company may raise the requisite Amount, including the said Sum of Four thousand Pounds already lent, by the Creation of new Shares of such Amount and in such Number as the Company deem expedient.

Payments may be made by Commissioners by Mortgage.

CXXI. In any Case in which a Sum is according to this Act to be paid to a Person by the Commissioners out of any Monies to be borrowed by them under this Act, the Commissioners, with his Consent, may, instead of borrowing the Sum and issuing a Mortgage for it and paying the Sum to him, issue to him or his Nominee a Mortgage for the Amount of the Sum in satisfaction thereof.

Entry of such Mortgages.

CXXII. In every such Case of Payment by a Mortgagee, the Amount for which the Mortgage is issued shall be entered in the Accounts of the Commissioners as a Sum duly borrowed from the Person or his Nominee, and secured by the Mortgage, and paid to the Person.

Validity of such Mortgages.

CXXIII. Every Mortgage so issued under the recited Act or this Act shall be as valid and confer the like Rights and Privileges as other Mortgages on the *Watchet* Harbour Fund issued under this Act, and the Sum secured by every such Mortgage shall be deemed Money borrowed on Mortgage by the Commissioners under the Authority and for the Purposes of this Act accordingly.

Limit of Mortgages to be issued in Payment.

CXXIV. Provided always, That the Commissioners shall not issue to any Person or his Nominee Mortgages in lieu of Payment to any Amount greater than the Amount of Money then due and lawfully payable according to this Act to the Person.

For Security of Mortgagees as to their Title.

CXXV. The due Observance by the Commissioners of any of the Provisions of the recited Act and this Act respectively, with respect to any Mortgage or the issuing thereof, or any Contract or Arrangement between the Commissioners and any Person in any way relating to any Mortgage or the issuing thereof, shall not form any Part of the Title at Law or in Equity to the Benefit of any Instrument purporting to be a Mortgage issued under the recited Act or this Act, and every such Instrument appearing on the Face thereof to be a Mortgage issued by the Commissioners under the recited Act or this Act shall, in favour of every Person claiming in good Faith the Benefit thereof, be, as against the Commissioners, absolutely valid at Law and in Equity to all Intents and Purposes whatsoever.

CXXVI. Where

Receipts by One of several Mortgagees.

CXXVI. Where a Mortgage stands in the Register of Mortgages of the Commissioners in the Names of more Persons than One, the Receipt of any One of the Persons named in the Register shall from Time to Time be a sufficient Discharge to the Commissioners for any Interest or other Sum payable in respect of the Mortgage, and that notwithstanding any Trusts to which the Mortgage or any Money paid thereon is then subject, and whether or not the Commissioners have Notice of the Trusts, and the Commissioners shall not be bound to see to the Application of any Money paid upon any such Receipt.

Monies to be carried to the Credit of Watchet Harbour Fund.

CXXVII. All Rates, Dues, Monies borrowed, Damages, Penalties, and other Sums of Money and Income whatsoever from Time to Time received by or for the Use or Benefit of the Commissioners, including all Monies and Income of the Commissioners under the recited Act forming the *Watchet* Harbour Fund under that Act, shall, from and after the Commencement of this Act, form "the *Watchet* Harbour Fund," and shall from Time to Time be paid to the Credit of that Fund.

Charges on Watchet Harbour Fund.

CXXVIII. The Interest of all Monies borrowed under the recited Act and this Act respectively, and all Monies paid or expended by the Commissioners for or with respect to the Execution of the recited Act and this Act respectively, or any of the Provisions or Purposes thereof respectively, and all Debts, Liabilities, and Engagements whatsoever from Time to Time incurred and entered into respectively by the Commissioners for or with respect to the Execution of the recited Act and this Act respectively, and all other Costs, Charges, Losses, Damages, and Expenses whatsoever from Time to Time paid or incurred by the Commissioners with respect to the Execution of the recited Act and this Act respectively, or any of the Provisions or Purposes thereof respectively, shall be borne and paid by and out of the *Watchet* Harbour Fund.

Application of Monies.

CXXIX. All Monies from Time to Time carried to the Credit of the *Watchet* Harbour Fund shall be applied as follows; (that is to say,)

All Monies borrowed under the recited Act and this Act, and not before the Commencement of this Act expended by the Commissioners in pursuance of the recited Act, shall be applied,

Firstly, in Payment of the Costs and Expenses of and incident to the preparing for, obtaining, and passing of this Act:

Secondly, in Payment of the Expense of executing the Works by this Act authorized, or such of them as the Commissioners from Time to Time deem it expedient to execute, including the Purchase of Lands and other Payments incidental to the Works.

All other Monies from Time to Time carried to the Credit of the *Watchet* Harbour Funds shall be applied,

Firstly, in Payment of the Expenses of the Commissioners and their Officers of executing this Act:

Secondly, in Payment of the Expenses of maintaining and regulating the Harbour, but not in any One Year to any Extent exceeding One hundred Pounds:

Thirdly, in Payment of Interest at any Rate not exceeding Five Pounds *per Centum per Annum* on all Monies from Time to Time due and secured in accordance with this Act by Mortgages of the *Watchet* Harbour Fund:

Fourthly, in providing the Sinking Fund for the Repayment of the Principal Monies from Time to Time secured in accordance with this Act and "The Commissioners Clauses Act, 1847," on Mortgage of the *Watchet* Harbour Fund:

Fifthly, in Payment of the other Expenses of maintaining and regulating the Harbour:

And subject to those several Payments all the Monies shall be applied for the Purposes of this Act, and for no other Purpose whatsoever.

Accounts to be open to Inspection, and an Abstract to be published.

CXXX. All the Accounts to be kept under this Act shall be open to the Inspection of the Commissioners and the Persons paying Rates and Dues under this Act to the Amount of Three Pounds in any One Year and every of them, and a full Abstract of the Accounts shall, within Two Months after the Thirtieth Day of *June* One thousand eight hundred and sixty-one, and within the like Period of every subsequent Year, be published by the Commissioners by Placard in not less than Ten conspicuous Places within the Limits of the Harbour.

Saving Right of the Crown.

CXXXI. Provided always, That nothing in this Act shall divest, take away, lessen, alter, or prejudice any Estate, Right, Easement, Claim to Compensation, Privilege, Power, or Authority which now is or hereafter may be or but for this Act might be vested in or enjoyed by Her Majesty in right of Her Crown, Her Heirs or Successors.

Saving Rights of the Admiralty.

CXXXII. Provided always, That, except as is by this Act expressly provided, nothing in this Act shall take away, lessen, prejudice, or alter any of the Jurisdictions, Franchises, Rights, Powers, or Privileges of the Admiralty.

Saving Rights of the Trinity House.

CXXXIII. Provided always, That nothing in this Act shall take away, lessen, prejudice, or alter any of the Jurisdictions, Franchises, Rights, Powers, or Privileges of the *Trinity House*.

Saving Rights of the Lord of Manor of Watchet and Claimants under late Earl of Egremont.

CXXXIV. Provided always, That, except as is by this Act expressly provided, nothing in this Act shall take away, lessen, prejudice, or alter any of the Estates, Rights, Franchises, Powers, or Privileges, if any, of the Lord of the Manor of *Watchet*, or of the Devisees in trust of or other Persons claiming under *George* late Earl of *Egremont*.

CXXXV. Pro-

For Protection of Lords of Manors and Land-owners.

CXXXV. Provided always, That, except as is by this Act expressly provided, no Power under this Act shall be exercised so as in any Manner to defeat, lessen, or interfere with any Right, Jurisdiction, Usage, or Property of the Lord of any Manor or the Owner of any Land adjoining to the Harbour, without the previous Consent in Writing of the respective Lord or Owner.

Saving Rights of Railway Companies.

CXXXVI. Provided always, That nothing in this Act shall take away, lessen, prejudice, or alter any of the Estates, Rights, Powers, and Privileges of the Company or of the *West Somerset* Railway Company.

Commissioners or Harbour not exempt from Merchant Shipping Acts, &c.

CXXXVII. Nothing in this Act shall exempt the Commissioners or the Harbour from the Provisions of "The Merchant Shipping Act, 1854," or any General Act relating to Docks, Harbours, or Dues on Shipping, or on Goods carried in Shipping, now in force or hereafter to be passed during the present or any future Session of Parliament, or from any future Revision and Alteration under the Authority of Parliament of the Rates and Dues by this Act authorized, or of the Limits of this Act, with respect to the Rates and Dues.

SCHE-

SCHEDULES referred to in the foregoing Act.

## SCHEDULE (A.)

*Form of Nomination.*

I [*A. B.* ] of [ ], being the Lord of the Manor of Watchet, [*or* we, the respective Company,] hereby, in pursuance of the "Watchet Harbour Act, 1860," nominate [*C. D.* ] of [ ] to be a Watchet Harbour Commissioner.

As witness my Hand [*or* our Hands] this [ ] Day of [ ] in the Year of our Lord [ ].

*Form of Revocation.*

I [*A. B.* ] of [ ], being the Lord of the Manor of Watchet, [*or* we, the respective Company,] hereby, in pursuance of the "Watchet Harbour Act, 1860," revoke the Appointment made on or about the [ ] Day of [ ] by [ ] of [ ] to be a Watchet Harbour Commissioner.

As witness my Hand [*or* our Hands] this [ ] Day of [ ] in the Year of our Lord [ ].

## SCHEDULE (B.)

RATES ON SHIPPING.

| | *s.* | *d.* |
|---|---|---|
| For every Vessel, for every Time it comes into the Harbour, for every Ton Register Measurement - - - - | 0 | 0½ |

| | *s.* | *d.* |
|---|---|---|
| For every Vessel remaining in the Harbour more than One Calendar Month, One Penny per Ton per Calendar Month. Every Fraction of a Calendar Month over and above One Calendar Month shall be considered as a Calendar Month. | | |
| If a Steam Tug be kept by the Commissioners for the Use of the Harbour, the following additional Rates may be charged: | | |
| For towing Vessels both in and out, per Ton Register - - | 0 | 3½ |
| For towing Vessels only in or only out, per Ton Register - - | 0 | 2½ |
| But Vessels in Ballast to be charged One Third less of those Rates for towing. | | |
| The above Rates for towing not to apply in case of Assistance rendered to Vessels in Distress or stranded, in which Cases, by special Agreement, any Rates agreed on may be taken. | | |

## SCHEDULE (C.)

### Dues on Goods.

| | *s.* | *d.* |
|---|---|---|
| Ale, Beer, or Porter, per Kilderkin - - - - | 0 | 1 |
| per Barrel - - - - | 0 | 2 |
| per Hogshead - - - - | 0 | 4 |
| per Butt - - - - - | 0 | 6 |
| Alabaster, per Ton - - - - - | 0 | 2 |
| Alum, per Cwt. - - - - - - | 0 | 1 |
| Anchors, per Cwt. - - - - - - | 0 | 1 |
| Anvils, per Cwt. - - - - - - | 0 | 1 |
| Apples and Pears, per Bushel - - - - - | 0 | 1 |
| Ashes of all Sorts, per Ton - - - - - - | 1 | 0 |
| Aqua-fortis, per Cwt. or lesser Packages - - - | 0 | 1 |
| Arrow-root, per Cwt. - - - - - | 0 | 2 |
| Arsenic, per Cwt. - - - - - - | 0 | 2 |
| Alkali, per Ton - - - - - - | 1 | 4 |
| Asphaltum, per Cwt. - - - - - - | 0 | 2 |
| Bark (Oak), per Ton - - - - - - | 1 | 0 |
| Bacon or Hams, per Cwt. - - - - - | 0 | 1 |
| Beef or Pork, per Tierce - - - - - | 0 | 3 |
| Beef or Pork, per Barrel - - - - - - | 0 | 2 |
| other less Package - - - - | 0 | 1 |
| Barilla, per Ton - - - - - - | 1 | 4 |
| Bottles of all Sorts, per Gross, Twelve Dozen - - - | 0 | 6 |
| Brass, per Cwt. - - - - - - | 0 | 1 |

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| | *s.* | *d.* |
|---|---|---|
| Bricks, Bearers, or Tiles, per Thousand | 0 | 8 |
| Brimstone, per Cwt. | 0 | 1 |
| Bristles, per Cwt. | 0 | 2 |
| Brushes, Basket or Bundles | 0 | 1 |
| Burr for Millstones, per Cwt. | 0 | 0½ |
| Bags and Bed Sackings, per Ton | 0 | 1 |
| Butter, per Tub, Firkin, or Half Firkin | 0 | 1 |
| Bales and Trusses of Silk, Linen, or Woollen, under One Cwt. | 0 | 2 |
| Ditto above One Cwt., per Cwt. | 0 | 1½ |
| Bells, per Cwt. | 0 | 2 |
| Barley, pearled, per Cwt. | 0 | 2 |
| Barrows, each | 0 | 2 |
| Baskets, per Dozen | 0 | 2 |
| Bast Ropes, per Cwt. | 0 | 2 |
| Berries of all Sorts, per Cwt. | 0 | 2 |
| Biscuit and Bread, per Cwt. | 0 | 2 |
| Blacking, per Cwt. | 0 | 2 |
| Bones and Hoops, per Ton | 1 | 0 |
| Bone Dust, per Ton | 1 | 0 |
| Books, per Cwt. | 0 | 2 |
| Boots and Shoes, per Cwt. | 0 | 2 |
| Boxes of all Sorts, empty | | Nil. |
| Bronzes, per Cwt. | 0 | 2 |
| Cables and Cordage, tarred or not, per Ton | 1 | 4 |
| Candles, per Cwt. | 0 | 1 |
| Cannon, per Cwt. | 0 | 1 |
| Balls, per Cwt. | 0 | 1 |
| Casks, empty, viz.: | | |
| Pipes, each | 0 | 2 |
| Hogsheads, each | 0 | 1 |
| Barrels, each | 0 | 0½ |
| other Casks, each | 0 | 0½ |
| Chairs, per Dozen | 0 | 6 |
| Cheese, per Ton | 1 | 8 |
| Cider, per Hogshead | 0 | 4 |
| per Half Hogshead | 0 | 2 |
| Clay, per Ton | 0 | 3 |
| Coals, Coke, and Culm, per Ton | 0 | 2 |
| Copper, per Ton | 1 | 0 |
| Copper Sheathing, per Cwt. | 0 | 2 |
| Bolts, per Cwt. | 0 | 2 |
| other, per Cwt. | 0 | 2 |
| Cages, per Dozen | 0 | 6 |
| Cement, per Barrel | 0 | 2 |
| Cork, per Cwt. | 0 | 1 |
| Corks, per Gross | 0 | 1 |
| Corn, viz.: | | |
| Beans, per Quarter | 0 | 2 |
| Barley, per Quarter | 0 | 2 |

*Watchet Harbour Act*, 1860.

| | s. | d. |
|---|---|---|
| Corn—*cont.* | | |
| Malt, per Quarter | 0 | 2 |
| Oats, per Quarter | 0 | 2 |
| Peas, per Quarter | 0 | 2 |
| Wheat, per Quarter | 0 | 2 |
| Coffee, per Cwt. | 0 | 2 |
| Cattle, viz. | | |
| Bulls, each | 0 | 4 |
| Cows, each | 0 | 4 |
| Calves, each | 0 | 2 |
| Horses, each | 0 | 8 |
| Oxen, each | 0 | 4 |
| Pigs, each | 0 | 2 |
| Sheep, each | 0 | 2 |
| Lambs, each | 0 | 1 |
| Carriages of all Sorts and Carts { Four Wheels each | 2 | 0 |
| Carriages of all Sorts and Carts { Two Wheels each | 1 | 0 |
| Chicory, per Cwt. | 0 | 2 |
| Chinaware, per Crate | 0 | 2 |
| Cocoa and Chocolate, per Cwt. | 0 | 2 |
| Confectionery of all Sorts, per Cwt. | 0 | 2 |
| Cotton Manufactures, in Packages, under One Cwt. | 0 | 2 |
| Ditto, above One Cwt., per Cwt. | 0 | 1½ |
| Charcoal, per Ton | 0 | 3 |
| China Stone, per Ton | 0 | 2 |
| Dye Woods, per Cwt. | 0 | 1 |
| Drugs, per Cwt. | 0 | 2 |
| Divi Divis, per Ton | 1 | 0 |
| Down, per Cwt. | 0 | 2 |
| Earthenware, per Crate | 0 | 4 |
| per Half Crate | 0 | 2 |
| Eggs, per Thousand | 0 | 4 |
| Essences and Extracts of all Sorts, per Cwt. | 0 | 2 |
| Feathers, per Cwt. | 0 | 4 |
| Fish, salted, per Ton | 1 | 0 |
| Herrings or Pilchards, per Barrel | 0 | 2 |
| Anchovies, per Barrel | 0 | 2 |
| Salmon, per Kit | 0 | 1 |
| Flax, per Ton | 1 | 4 |
| Flour, per Sack | 0 | 2 |
| per Barrel | 0 | 1½ |
| Furniture, in Case or Packages, per Cubic Foot | 0 | 1 |
| Flints, per Bag | 0 | 0½ |
| Flocks, per Cwt. | 0 | 2 |
| Fruit, per Cwt. | 0 | 1 |
| Glass, per Case or Box | 0 | 4 |
| per Sides | 0 | 4 |
| per Crate | 0 | 1 |
| Glue, per Cwt. | 0 | 2 |

| | | s. | d. |
|---|---|---|---|
| Groceries—Almonds<br>Cinnamon<br>Currants<br>Cloves<br>Figs<br>Mace<br>Nutmegs<br>Pepper<br>Pimento<br>Plums<br>Prunes<br>Raisins<br>Ginger<br>Dates<br>Liquorice<br>Sugar Candy | per Cwt. | 0 | 1 |
| Sugar, refined or raw.—See Sugar. | | | |
| Gunpowder, per Cwt. | | 0 | 1 |
| Gun Stocks, per Hundred | | 1 | 0 |
| Gum of all Sorts, per Cwt. | | 0 | 2 |
| Guano of all Sorts, per Ton | | 1 | 0 |
| Gelatine, per Cwt. | | 0 | 2 |
| Grapes, per Cwt., in Packages | | 0 | 2 |
| Gypsum, per Ton | | 0 | 2 |
| Grease, per Cwt. | | 0 | 1 |
| Greaves, per Cwt. | | 0 | 1 |
| Granite, rough, or dressed, per Ton | | 0 | 2 |
| Hair of all Sorts, per Cwt. | | 0 | 1 |
| Package containing less than 1 Cwt. | | 0 | 1 |
| Hardware, per Cwt. | | 0 | 1 |
| Hats, per Box | | 0 | 2 |
| Hemp, per Ton | | 1 | 0 |
| Hides, each, wet or dry | | 0 | 0½ |
| Hoops, wooden, per Bundle | | 0 | 1 |
| Honey, per Barrel, 42 Gallons | | 1 | 0 |
| Hops, per Bag | | 0 | 8 |
| per Pocket | | 0 | 4 |
| Horns, per Cwt. | | 0 | 1 |
| Hampers, containing 1 Dozen Bottles | | 0 | 1 |
| 2 ditto | | 0 | 2 |
| 3 ditto | | 0 | 3 |
| 4 ditto | | 0 | 4 |
| 5 ditto | | 0 | 5 |
| 6 ditto | | 0 | 6 |
| Hay, per Ton | | 1 | 0 |
| Hellebore, per Cwt. | | 0 | 2 |
| Indigo, not exceeding One Cwt. | | 0 | 2 |
| exceeding One Cwt., per Cwt. | | 0 | 2 |
| Iron Ore, per Ton | | 0 | 1 |

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| | s. | d. |
|---|---|---|
| Iron, Pig and Cast, and Bars, per Ton | 0 | 6 |
| Pots, Hoops, Ware, per Cwt. | 0 | 1 |
| Ballast, per Ton | 0 | 4 |
| Isinglass, per Cwt. | 0 | 2 |
| Ink, per Cwt. | 0 | 2 |
| Iodine, per Cwt. | 0 | 2 |
| Indian Rubber, per Cwt. | 0 | 2 |
| Junk, per Ton | 0 | 4 |
| Juices, per Cwt. | 0 | 2 |
| Laths, per Dozen Bundles | 0 | 2 |
| Lead, per Ton | 1 | 0 |
| Shot, per Cwt. | 0 | 1 |
| White, and Paints, per Cwt. | 0 | 1 |
| Black, per Cwt. | 0 | 1 |
| Leather and Leather Shreds, per Cwt. | 0 | 1 |
| Lemons and Oranges, per Chest | 0 | 2 |
| per Half Chest, Box, or other smaller Package | 0 | 1 |
| Lard, per Cwt. | 0 | 2 |
| Limes, per Ton | 0 | 3 |
| Litharge, per Cwt. | 0 | 1 |
| Marble, per Ton | 1 | 0 |
| Matting, per Roll | 0 | 1 |
| Millstones, per Cwt. | 0 | 0½ |
| Molasses, per Cwt. | 0 | 0½ |
| Mops, per Dozen | 0 | 1 |
| Mustard, per Firkin | 0 | 1 |
| per Barrel | 0 | 2 |
| Maccaroni and Vermicelli, per Cwt. | 0 | 2 |
| Manna and Manna Croup, per Cwt. | 0 | 2 |
| Nails, per Cwt. | 0 | 1 |
| Nuts, per Sack | 0 | 2 |
| per Bag | 0 | 2 |
| Naphtha, per Cwt. | 0 | 2 |
| Nitre, per Cwt. | 0 | 2 |
| Oakum and Tow, per Ton | 1 | 0 |
| Ochre, per Cwt. | 0 | 0½ |
| Oil, viz.—Linseed, per Cwt. | 0 | 1 |
| Rape, per Cwt. | 0 | 1 |
| Sperm, per Cwt. | 0 | 1 |
| Salad, per Chest or Box | 0 | 1 |
| Turpentine, Vitriol } per Cwt. | 0 | 1 |
| Oil, not otherwise enumerated, per Cwt. | 0 | 1 |
| Oilcake, per Cwt. | 0 | 1 |
| Onions, per Bushel | 0 | 0½ |
| Paper, per Cwt. | 0 | 1 |
| Pelts, per Cwt. | 0 | 1 |
| Pewter, per Cwt. | 0 | 1 |
| Pipes (Tobacco), per Gross | 0 | 1 |

| | | s. | d. |
|---|---|---|---|
| Pitch and Tar, per Barrel | | 0 | 2 |
| Plaster of Paris, per Ton | | 1 | 0 |
| Potatoes, per Ton | | 0 | 3 |
| Potash, per Ton | | 2 | 0 |
| Pickles, per Cwt. | | 0 | 2 |
| Porcelain, per Crate | | 0 | 4 |
| Quicksilver, per Case or Package | | 0 | 6 |
| Rags, per Ton | | 1 | 0 |
| Rice, per Cwt. | | 0 | 1 |
| Rosin, per Cake or Barrel | | 0 | 2 |
| Rushes, per Twelve Bundles | | 0 | 2 |
| Sail Cloth, per Bolt | | 0 | 0¾ |
| Salt, per Ton | | 0 | 4 |
| Saltpetre and other Salts, per Cwt. | | 0 | 1 |
| Seeds, viz.—Flax, Hemp, Clover, Grass, Vetches, Rye | per Quarter | 0 | 3 |
| Flax, foreign, per Barrel | | 0 | 2 |
| Canary, per Cwt. | | 0 | 1 |
| All other Seeds, per Cwt. | | 0 | 1 |
| Skins, per Cask | | 0 | 6 |
| per Bale | | 0 | 6 |
| Slates, Duchesses, large or small, per 1,200 | | 0 | 6 |
| Countesses | | 0 | 4 |
| Slates, Ladies | | 0 | 3 |
| Doubles | | 0 | 2 |
| Scantle | | 0 | 2 |
| Common or small | | 0 | 1 |
| Unsized Rag, Half Rag, Queen or sized Rag, Slab, Block, Westmoreland Rag, Imperial or milled, Welsh or Rag Square, Other Sorts | per Ton | 0 | 3 |
| Soap, in Chests or Hogsheads, per Cwt. | | 0 | 1 |
| per Firkin, per Sixty-four Pounds | | 0 | 1 |
| Soda, per Ton | | 1 | 4 |
| Spirits, viz.—Brandy, Gin, Rum and other Spirits | per Pipe or Puncheon | 1 | 6 |
| Starch, per Cwt. | | 0 | 1 |
| Steel, per Cwt. | | 0 | 1 |

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| | | s. | d. |
|---|---|---|---|
| Stones, Grinding, per Cwt. | | 0 | 0½ |
| Stone, Portland, Bath, Beer, York, Whitby | per Ton of Fourteen Cubic Feet | 0 | 6 |
| Stone, Rolling, Trough, Moor, Grave, Step, Paving, Gutter, Kirb | per Ton of Fourteen Cubic Feet | 0 | 6 |
| Limestone, per Ton | | 0 | 0½ |
| Granite.—See Granite. | | | |
| Snuff, per Bladder | | 0 | 1 |
| Sugar, refined packed, per Loaf | | 0 | 0½ |
| Raw, per Cwt. | | 0 | 1 |
| Sago, per Cwt. | | 0 | 2 |
| Shumach, per Cwt. | | 0 | 2 |
| Spelter, per Cwt. | | 0 | 2 |
| Sulphur, per Cwt. | | 0 | 2 |
| Superphosphate of all Sorts, per Ton | | 1 | 0 |
| Straw, per Ton | | 0 | 6 |
| Tallow, per Ton | | 1 | 0 |
| Tea, per Chest | | 0 | 4 |
| per Half ditto | | 0 | 2 |
| per Quarter ditto | | 0 | 1 |
| per Box | | 0 | 1 |
| Tin, per Box | | 0 | 4 |
| Tin Ore, per Ton | | 0 | 4 |
| Ware, per Cwt. | | 0 | 2 |
| Tobacco, per Cwt. | | 0 | 2 |
| Tongues, dried, per Cwt. | | 0 | 1 |
| Treenails or Hummels, per Thousand | | 0 | 4 |
| Twine and Thread, per Ton | | 2 | 0 |
| Tapioca, per Cwt. | | 0 | 2 |
| Vinegar, per Hogshead | | 0 | 4 |
| per Half ditto | | 0 | 2 |
| Valonia, per Ton | | 1 | 0 |
| Varnish, per Cwt. | | 0 | 2 |
| Vermicelli, per Cwt. | | 0 | 2 |
| Wax, per Cwt. | | 0 | 1 |
| Whalebone, per Bundle | | 0 | 2 |
| Whiting, per Cwt. | | 0 | 0½ |
| Wine, per Pipe | | 1 | 6 |
| per Hogshead | | 0 | 9 |

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| | *s.* | *d.* |
|---|---|---|
| Wood, square or round, per Load | 0 | 8 |
| Deals, Planks, and Boards, per Load | 1 | 0 |
| Lathwood, per Fathom | 0 | 6 |
| Lignum Vitæ, per Cwt. | 0 | 2 |
| Mahogany Bulk, per Load | 2 | 0 |
| Spars, Four Inches Diameter and under, each | 0 | 0½ |
| Ditto, above Four Inches and not above Six Inches, each | 0 | 1½ |
| Ditto, above Six Inches and not above Eight Inches, each | 0 | 3 |
| Ditto, above Eight Inches and not above Twelve Inches, each | 0 | 8 |
| Ditto, above Twelve Inches and not above Fifteen Inches, each | 1 | 4 |
| Masts and Spars, Fifteen Inches Diameter and not above Eighteen Inches, each | 2 | 0 |
| Ditto, above Eighteen Inches, each | 3 | 0 |
| Wood Staves, Four Feet and above, per One hundred and twenty | 0 | 2 |
| Ditto, under Four Feet, per One hundred and twenty | 0 | 1½ |
| All other Staves, per One hundred and twenty | 0 | 1 |
| Wool, per Ton | 1 | 0 |
| Wire, per Cwt. | 0 | 1 |
| Yarn of all Sorts, per Ton | 2 | 0 |
| Zinc, per Cwt. | 0 | 1 |
| All Trunks, Chests, Boxes, Bags, Bales, or other Packages containing Goods above enumerated, not above Twenty-eight Pounds | 0 | 1 |
| Ditto, above Twenty-eight Pounds and not above One Cwt. | 0 | 2 |
| Above One Cwt., at per Cwt. | 0 | 2 |
| All Goods not above enumerated, per Cwt. | 0 | 1 |

## SCHEDULE (D.)

### *Form of Mortgage.*

THE WATCHET HARBOUR COMMISSIONERS.

Mortgage, No. [ ] £ [ ].

By virtue of the "Watchet Harbour Act, 1860," we, the "Watchet Harbour Commissioners," in consideration of £ [ ] paid to us for the Purposes of the Watchet Harbour Fund by [ ] of [ ], do assign unto the said [ ] or unto [ ] of [ ], the Nominee of the said [ ], his Executors, Administrators, and Assigns, the Watchet Harbour Fund, and all the Rates, Dues, and other Monies from Time to Time to be paid to the Credit of that Fund, to hold unto the said [ ], his Executors, Administrators, and Assigns, until the Sum of £ [ ], with Interest for the same at the Rate of £ [ ] per Centum per Annum, be satisfied [the Principal Sum to be repaid at the End of [ ] Years from the Date hereof].

As witness our Common Seal this [ ] Day of [ ] in the Year of our Lord [ ].

## SCHEDULE (E.)

So much of the Piece or Parcel of Land numbered 27 on the Plan deposited with the Clerk of the Peace for the County of Somerset for the Purposes of the "Watchet Harbour Act, 1860," vested in or belonging to the Commissioners, as is situate Eastward of the Quay numbered "Four" in the foregoing Act, and South-eastward of the Roadway or Embankment numbered "Six" therein.

## SCHEDULE (F.)

| | s. | d. |
|---|---|---|
| For every Chalder of Coals or Culm - - - - | 0 | 6 |
| For every Ton of Wine, Oil, Salt, Iron, Lead, Mather, Alum, Fish, Millstones, and Grinding Stones - - - - | 2 | 0 |
| For every Ton of Grocery or Saltery Wares - - - | 3 | 4 |
| For every Quarter of Corn and Grain - - - - | 0 | 3 |
| For every Score of Sheep, Lamb, or Hogs - - - | 0 | 10 |
| For every Gross of Bottles above Quart Bottles - - - | 0 | 8 |
| For every Gross of Quart Bottles - - - - | 0 | 4 |
| For every Gross of Pint Bottles - - - - | 0 | 2 |
| For every Horse, Mare, or Bullock, old or young - - | 0 | 3 |
| For every Dozen of Lambs or Calves Skins - - - | 0 | 1 |
| For every Gallon of Butter - - - - | 0 | 1 |
| And so in proportion for any greater or less Quantity of the Goods or Merchandises before mentioned. | | |
| For every Ship, Hoy, Bark, or Vessel driven by Stress of Weather into the Harbour of Watchet, or which shall otherwise come into the same for Security and Preservation, the said Port or Harbour not being their discharging Port, the Duties of Tonnage and Keelage following; (that is to say,) | | |
| For every Ship or Vessel using the Coasting Trade of this Kingdom of the Burthen of Thirty Tons and not amounting to Fifty Tons - - - - - - | 1 | 0 |
| For every Ship or Vessel using the Coasting Trade of the Burthen of Fifty Tons and upwards - - - - - | 2 | 0 |
| For every Ship or Vessel of the Burthen of Thirty Tons and not amounting to Fifty trading to or from Ireland, France, Spain, or other Parts of Europe, or to or from any of Her Majesty's Plantations in America - - - - | 2 | 6 |
| For every Ship or Vessel of Fifty Tons or upwards trading to or from the said Parts or Places - - - - | 5 | 0 |

| | s. | d. |
|---|---|---|
| For every Ship or Vessel of the Burthen of Thirty Tons and not amounting to Fifty Tons, and trading to and from any Place in Asia, Africa, or America (other than Her Majesty's Plantations aforesaid) - - - - - - | 5 | 0 |
| For every Ship or Vessel of Fifty Tons and upwards trading to or from Asia, Africa, or America (other than the said Plantations) - - - - - - - | 10 | 0 |

LONDON:
Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty, 1860.