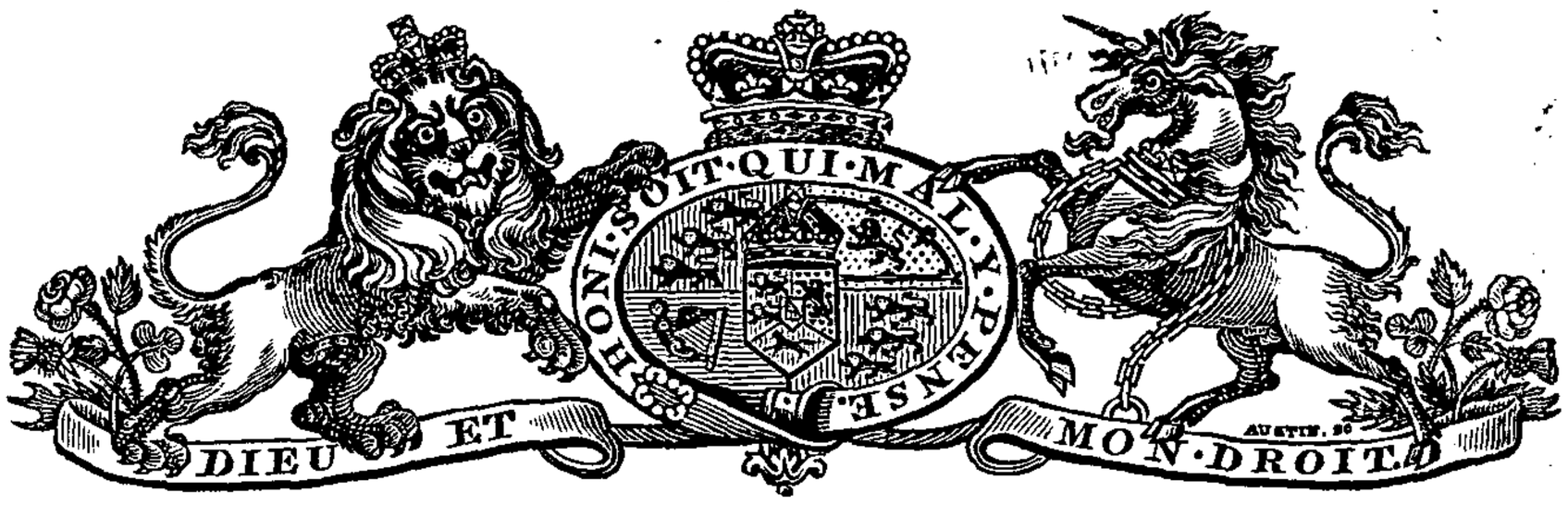


ANNO PRIMO & SECUNDO

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'modious and for better regulating the Port of London,' and another Act passed in the Forty-second Year of the said Reign, to alter and amend the first-mentioned Act: And whereas another Act was passed in the Forty-
47G.3.Sess.2. c.31. seventh Year of the Reign of His said Majesty, intituled *An Act to authorize the Advancement of further Sums of Money out of the Consolidated Fund, to be applied in completing the Canal across the* Isle of Dogs, *and erecting other Works there, and for effecting other Improvements of the Port of* London, *in execution of certain Acts already passed for these Purposes:* And whereas another Act was passed in the
47G.3.Sess.2. c.65. Forty-seventh Year of the Reign of His said Majesty, intituled *An Act to exempt Sales of* West India *Produce by the* West India *Dock Company, for Payment of Duties and Charges, from the Auction Duty:* And whereas another Act was passed in the Tenth Year of the Reign
10 G.4.c.67. of His late Majesty King *George* the Fourth, intituled *An Act to enable the* West India *Dock Company to raise a further Sum of Money:* And whereas another Act was passed in the Tenth Year of the Reign
10G.4.c.130. of His said late Majesty, intituled *An Act for the Sale of the City Canal, and for other Purposes relating thereto:* And whereas the original Capital Stock of the said Company hath been from Time to Time augmented by the Conversion into Stock of the several Sums of Three hundred thousand Pounds and Four hundred thousand Pounds, authorized to be raised by the said Acts of the Forty-second and Forty-fourth Years of the Reign of His Majesty King *George* the Third respectively, and by the Conversion into Stock of the further Sum of One hundred and eighty thousand Pounds, Part of the Sum of Five hundred thousand Pounds authorized to be raised by the first-mentioned Act of the Tenth Year of the Reign of His late Majesty King *George* the Fourth; and such Capital Stock now amounts to One million three hundred and eighty thousand Pounds: And whereas the Directors of the said Company have, in pursuance and execution of the said Four several herein-before recited Acts, caused to be made and completed Two large and commodious Navigable Docks, the one called the "Import Dock," the other the "Export Dock," fit for the Reception and Accommodation of Shipping, with proper Basins, Locks, Cuts, Quays, Wharfs, Warehouses, Engines, and other Works adjoining and attached to the same respectively, and have also purchased the said City Canal and Lands belonging thereto, and have appropriated the same to the Purposes of the said recited Acts, in the like Manner as the other Works of the Company, under the Title of "The South Dock," for the greater Accommodation of the Trade using the said Docks: And whereas, by force of the last of the said Two recited Acts of His late Majesty King *George* the Fourth, the said Canal and Lands became absolutely vested in the said Company in such and the like Manner as their other Freehold Hereditaments, freed and discharged from all the Provisions relating to the making and maintaining the said Navigable Canal contained in the therein recited Acts, or any other Act or Acts: And whereas that Part of the Parish of *Stebonheath* otherwise *Stepney*, wherein the said Docks, Canals, Basins, and other Works are situate, has been erected into a separate Parish, by the Name of the Parish of *All Saints Poplar:* And whereas it is expedient that the said several Acts should be repealed (except as herein-after mentioned), and that the Powers, Provisions, and Authorities therein contained should be consolidated in One Act;

and

and that in order to render the Establishment of the said Docks more complete, and to enable the said Company the better to adapt the same to the Purposes in the said recited Acts mentioned, and to conduct the Business thereof, further and additional Powers should be granted to the said Company, and that the said Company should be incorporated as herein-after mentioned: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act the said several Acts herein-before mentioned, and all and singular the Powers, Provisions, Authorities, Matters, and Things therein respectively contained, so far as the same relate to the *West India* Dock Company, shall be and the same are hereby repealed.

Recited Acts repealed;

II. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to alter or repeal all or any of the Provisions of the said recited Acts, or of an Act passed in the Tenth Year of the Reign of His late Majesty King *George* the Fourth, for altering and amending the same, so far as relates to the Rights of His Majesty, in respect to the Rates appointed to be paid to His Majesty for Vessels using the Port of *London*.

except as respects the Rights of His Majesty.

III. Provided nevertheless, and be it further enacted, That the Repeal of the said Acts or any of them shall not annul any Bye Laws, Rules, Orders, or Regulations heretofore made, ordained, and established by the said Company, or by the Directors thereof, in virtue of the said recited Acts or any of them, which at the Time of the passing of this Act shall be in force and unrepealed, nor annul or in anywise prejudice or affect any Purchase, Sale, Conveyance, Grant, Security, Act, Matter, Proceeding, or other Transaction or Thing whatsoever already made, done, executed, transacted, commenced, or instituted under or by virtue or in pursuance of the said Acts or any of them, or the Remedies for enforcing any Demands accrued, either in whole or in part, at the Time of the passing of this Act; but that all such Purchases, Sales, Conveyances, Grants, Securities, Acts, Matters, Transactions, Proceedings, Remedies, and other Things, shall be and the same are hereby declared to be as good, valid, and effectual to all Intents and Purposes whatsoever, and shall and may be completed and terminated in like Manner, as if the said Acts respectively were not repealed by the Authority of this Act.

Not to affect Matters transacted or commenced.

IV. And be it further enacted, That the said *West India* Dock Company established by virtue of the said Act passed in the Thirty-ninth Year of the Reign of His Majesty King *George* the Third, and all Persons, Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, who now are or shall at any Time hereafter be or become Proprietors of any Part or Share of the Capital or Joint Stock of the said Company, and their several and respective Successors, Executors, Administrators, and Assigns, so long as they shall hold the same, and no longer, shall be and they are hereby further established,

The Company incorporated.

established, ratified, and confirmed as a Company for the Purposes of making, completing, altering, improving, extending, and maintaining all such Basins, Docks, Quays, and Wharfs, and all such Slips, Sluices, Culverts, Drains, Bridges, Piers, Dams, Locks, Roads, Streets, Communications, and all such Warehouses, Sheds, Buildings, Engines, Machines, Works, Matters, and Things connected therewith and with the River *Thames*, as have already been constructed and are now existing under the Authority of all or any of the herein-before recited Acts, or shall or may be hereafter constructed or executed under the Authority of this Act, or of any other Act to be hereafter passed in that Behalf, and for other the Purposes herein-after mentioned, and shall for those Purposes be and henceforth continue One Body Politic and Corporate, by the Style and Name of "The *West India* Dock Company," and by that Name shall have perpetual Succession and a Common Seal, and the same Seal shall and may from Time to Time break, change, or renew, as often as to them shall seem expedient, and by their Name aforesaid shall and may sue and be sued, and shall have full Power and Authority to purchase and hold Lands, Tenements, and Hereditaments to them, their Successors and Assigns, for the Purposes aforesaid, without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain.

Debts, &c. due to and from the Company before this Act may be recovered.

V. And be it further enacted, That all Debts, Rates, Rents, Damages, and other Monies which at the Time of the passing of this Act shall be owing to, from, or by the said Company, or the Directors thereof, or any of them, under the Authority of the said recited Acts or any of them, shall remain, continue, and be owing to, from, or by the said incorporated Company, and shall and may be sued for, recovered, and received by or from the said incorporated Company.

Contracts, &c. made with or by the Directors before this Act to be enforced.

VI. And be it further enacted, That all Contracts, Covenants, Agreements, Leases, Mortgages, Bonds, Securities, and other Engagements of what Nature or Kind soever which at the Time of the passing of this Act shall have been entered into with or by or given to or by the Directors or Treasurer of the said Company, or any of them, or any Person or Persons duly authorized by them or any of them, under the Authority of the said recited Acts or any of them, shall continue as valid and effectual, to all Intents and Purposes whatsoever, as if the said Company had been incorporated at the respective Times when the same were entered into, and as if the same had been respectively entered into with or by or given to or by the said incorporated Company; and all such Contracts, Covenants, Agreements, Leases, Mortgages, Bonds, Securities, and other Engagements shall and may be enforced by and against the said Company hereby incorporated.

Actions already brought not to abate.

VII. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to abate, discontinue, prejudice, or affect any Action, Suit, or other Proceeding whatsoever which before the passing of this Act shall have been brought, commenced, or instituted by or against the said Company or their Treasurer under or by virtue of the said recited Acts or any of them; but that such Action, Suit, or other Proceeding shall and may be carried

 on

on in such and the like Manner, and with such and the like Effect, as the same could or might have been carried on if the said recited Acts had not been repealed.

Persons to whom Penalties have accrued under former Acts to be entitled to recover the same.

VIII. And be it further enacted, That all Penalties and Forfeitures whatsoever (if any) which, under or by virtue of the said recited Acts or any of them, have accrued to any Person or Persons whomsoever, and which at the Time of the passing of this Act shall remain unpaid and unsatisfied, or which any Person or Persons could or might have recovered or received under or by virtue of the said Acts or any of them, shall and may be sued for, recovered, and received in such and the like Manner as Penalties or Forfeitures of the same sort or kind can or may be sued for, recovered, received, and obtained under or by virtue of this Act.

Books used under former Acts to be deemed Books of the incorporated Company.

IX. And be it further enacted, That all Books containing the Accounts and Proceedings of the said Company under the said recited Acts or any of them shall be deemed and taken to be the Books of the said incorporated Company in like Manner as if the said Company had been incorporated at the Times to which the Accounts and Proceedings therein contained respectively relate.

Officers under former Acts to account to Directors under this Act.

X. And be it further enacted, That all Persons who are or have been employed, or who shall have received any Rates or other Money, or who may owe or be subject to the Payment of any Money, by virtue or in pursuance of the said Acts, or who shall have in their Custody or Possession any Money, Books, Accounts, Papers, Writings, Plans, Instruments, or other Things relating to the said Docks, shall account for, pay, and deliver over the same and every Part thereof to the Directors of the said incorporated Company, in the like Manner and under the like Penalties as the several Collectors and other Persons receiving any Money by virtue of this Act are required to pay or account for the same.

Docks, &c. vested in the incorporated Company.

XI. And be it further enacted, That from and immediately after the passing of this Act all and singular the Docks, Basins, Wharfs, Quays, Warehouses, Erections, Buildings, Land, Ground, Tenements, and Hereditaments, and all Real and Personal Property whatever, which have been from Time to Time purchased or taken, erected or constructed, by or on behalf or for the Purposes of the said *West India* Dock Company, and which immediately before the passing of this Act remained vested in the said Company, or in any of the former or present Directors of the said Company, or in any other Person or Persons in Trust for the said Company or for the Purposes of the said Acts or any of them, shall be and the same are hereby absolutely vested in the said *West India* Dock Company hereby incorporated, to hold to them, their Successors and Assigns, for such and the same Estates, Terms, or other Interests as are now existing therein respectively, and for the Purposes of this Act.

Capital to be vested in the Company for

XII. And be it further enacted, That all the Capital or Joint Stock of the said Company heretofore raised and created under any of

the Use of the Members thereof, and shall be deemed to be Personal Estate.

of the Provisions of the said recited Acts, or which may be raised under the Provisions of this Act, shall be and the same is hereby vested in the said Company and their Successors for the Purposes of this Act, for the Use and Benefit of the Proprietors of the said Capital or Joint Stock of the said Company, in the Proportions in or to which they are or shall be severally entitled thereto; and all and every Part of the said Capital Stock shall be deemed to be Personal Estate, and pass by Transfer in the Book or Books of the said Company, signed by the Proprietor or Proprietors thereof, his, her, or their Executors or Administrators, or his, her, or their Attorney thereunto duly authorized, and not otherwise.

Mode of Persons proving their Claims to Stock.

XIII. And be it further enacted, That when any Person or Persons shall claim any Part or Share in the said Capital or Joint Stock of the said Company, or the Profits thereof, in right of Marriage, an Affidavit containing a Copy of the Register of such Marriage, or the Purport of such Register, shall be made and sworn to by some credible Person before One of His Majesty's Justices of the Peace, and shall be delivered to and left with the Clerk for the Time being of the said Company, who shall preserve the same, and make an Entry thereof in the Books of the said Company, before such Person or Persons shall be entitled to act as a Member of the said Company in respect of such Stock; and when any Person or Persons shall claim any Part or Share in the Capital or Joint Stock of the said Company, or the Profits thereof, under or by virtue of any Will or Bequest or in a Course of Administration, the Probate Copy of the Will, or the Letters of Administration in case the Proprietor shall have died intestate, shall be produced and shewn to the said Clerk, who shall make an Entry of the Grant of such Probate or Letters of Administration, before any Person or Persons shall be entitled to act as a Member of the said Company in respect of any such Stock: Provided nevertheless, that no Bequest or Clause in such Will contained shall bind or affect the said Company, with Notice of any Trust or Disposition of any Part or Share in the Capital or Joint Stock of the said Company, or the Gains and Profits thereof, but the Registry of every such Part or Share shall be in the Name or Names of the Executor or Executors who shall prove the Will of such Testator, or the Administrator or Administrators of his Effects.

Sale and Transfer of Stock.

XIV. And be it further enacted, That it shall be lawful for the several Proprietors of the said Stock, their Executors, Administrators, or Assigns, to sell and dispose of his, her, or their Stock respectively, subject to the Rules and Conditions in this Act mentioned; and that Books shall be constantly kept by the Company, wherein all Assignments or Transfers of the said Stock shall at all seasonable Times be entered and registered, which Entry shall be conceived in proper Words, and shall be signed by the Parties making such Assignments or Transfers, or their Attornies thereunto duly authorized; and until such Transfer shall have been made and entered as aforesaid, no Purchaser or other Person shall be considered a Member of the said Company, nor have any Vote as a Proprietor, in

respect of such Stock: Provided also, that no Part of the Capital Stock or Fund of the said Company shall be liable to be attached by any Foreign Attachment within the City of *London* for any Debt or Demand, any Law, Usage, or Custom of the City of *London* to the contrary notwithstanding.

Stock not to be liable to Foreign Attachment.

XV. And be it further enacted, That the said Company shall and they are hereby empowered and directed to make and declare such Dividend or Dividends on the Stock of the said Company, to be paid yearly or half-yearly out of the Profits of the said Company, as may and shall be resolved on and determined at the General Meetings of the said Company, and to make such Payments in respect of any Dividends heretofore declared as at the Time of passing this Act shall remain due and unpaid.

Company to make Dividends on Stock.

XVI. And be it further enacted, That Two General Courts or Meetings of the said Company shall be held yearly and every Year at the *West India* Dock House in the City of *London*, or such other Place within the said City of *London* or County of *Middlesex* as the Directors of the said Company shall from Time to Time appoint, one of such General Courts or Meetings to be holden as aforesaid on any Day within the first Twenty Days of the Month of *January*, and the other thereof on any Day within the first Twenty Days of the Month of *July*, of which respective General Courts or Meetings Seven Days previous Notice shall be given by Publication in the *London Gazette* and Two Daily Newspapers usually circulated in *London*.

Two General Courts to be held yearly.

XVII. And be it further enacted, That every Person, or Body Politic, Corporate, or Collegiate, who shall be the Proprietor of Five hundred Pounds and upwards of the said Stock, and less than Two thousand Pounds, shall have One Vote at every General Court or Meeting or Special Meeting of the said Company; and the Proprietor of Two thousand Pounds or upwards and less than Five thousand Pounds of the said Stock, Two Votes at every such Meeting; and the Proprietor of Five thousand Pounds of the said Stock and upwards, and less than Ten thousand Pounds, Three Votes at every such Meeting; and the Proprietor of Ten thousand Pounds and upwards of the said Stock, Four Votes, and no more, at every such Meeting; which Vote or Votes may be given by any Body Politic, Corporate, or Collegiate, by their Attorney lawfully authorized for such Purpose, but no Person shall hold more than One such Power of Attorney; and no Person, or Body Politic, Corporate, or Collegiate, not entitled to Five hundred Pounds of the said Stock, shall have any Vote at any such Meeting; and every Question, Matter, and Thing which shall be proposed, discussed, or considered at any Meeting of the said Company to be held by virtue of this Act, shall be finally determined by the Majority of Votes then given, and if such Votes shall be equal, the Chairman presiding at such Meeting shall have the casting Vote, although he shall have given his Vote or Votes as Proprietor or Stockholder; and every Question, if required by any Five or more Persons having Votes, shall be determined by Ballot, to be entered upon and completed forthwith, in

Right and Manner of voting at the Courts and Meetings of the Company.

Limitation as to Votes.

Chairman to have the casting Vote.

in which Case the Chairman for the Time being shall in like Manner have a casting Vote.

Power for One of several joint Proprietors to vote.

XVIII. Provided always, and be it further enacted, That in all Cases where any Stock of the said Company amounting to or exceeding Five hundred Pounds shall be vested in Two or more Persons jointly, One only of such Persons shall and may, with the Consent in Writing of the other or others of them, give such Vote or so many Votes in respect of such Stock as he or she would be entitled to do in case he or she were the sole and absolute Proprietor of such Stock.

In Cases of Infancy, &c. Guardians to vote.

XIX. Provided always, and be it further enacted, That in case of the Infancy, Idiotcy, or Lunacy of any Person or Persons being a Proprietor or Proprietors of any Part of such Stock, it shall and may be lawful for his, her, or their Guardian or Committee, or (if more than One) for any One of the Guardians or Committees of any such Infant, Idiot, or Lunatic, with the Consent in Writing of the other or others of them, to give such Vote or so many Votes as such Infant, Idiot, or Lunatic would be entitled to in respect of his or her Share of such Stock, such Guardians or Committees first registering with the Clerk of the said Company the Authority or Authorities by which they are constituted such Guardians or Committees.

Qualification to vote.

XX. Provided always, and be it further enacted, That no Proprietor or Proprietors of the said Stock shall be entitled to vote at any General Court or Meeting or Special Meeting of the said Company on any Question whatsoever, unless he, she, or they shall be possessed of such Stock in his, her, or their own Right, and not in Trust for any Person or Persons whomsoever, and unless such Proprietor or Proprietors shall have been legally possessed of such Stock Twelve Calendar Months previously to his, her, or their voting as aforesaid, except such Stock shall have come to such Proprietor by Marriage or by Will, or the Intestacy of the former Proprietor or Proprietors thereof, or by the Custom of the City of *London*, or by Settlement; and for the better proving the Qualification of such Voter or Voters, the Chairman of any such General Court or Meeting or of any such Special Meeting, or any Two or more of the Directors present thereat respectively, is and are hereby empowered to demand from and tender to every or any Person offering to give any Votes or Vote an Oath (or, if he or she shall be one of the Persons called *Quakers*, a solemn Affirmation,) in the Words or to the Effect following; (that is to say,) if the Person offer to give any Votes or Vote on his own Behalf, and not as Attorney of any Body Politic, Corporate, or Collegiate, then an Oath or solemn Affirmation in the Words or to the Effect following:

Oath or Affirmation of Person voting on his own Behalf.

'I *A. B.* do swear, [*or, being one of the People called Quakers,* do solemnly affirm,] That the Sum of
'and upwards of the Capital Stock of the *West India* Dock Company, standing in my Name, doth at this Time belong, and hath
'for the Space of Twelve Calendar Months now last past actually
'belonged, to me in my own Right, and not in Trust for any Person
'or Persons whomsoever; and that I have been in the actual Receipt
'of

‘ of the Dividends and Profits thereof for my own Use, freed and
‘ discharged of all Incumbrances which can or may affect the same,
‘ for the said Space of Twelve Calendar Months; [*or* that the same
‘ came to me within the said Space of Twelve Calendar Months by
‘ Marriage, *or* by Will, *or* by Succession to an Intestate's Estate, *or*
‘ by the Custom of the City of *London*, *or* by Settlement, *as the Case*
‘ *may be*;] and that such Stock hath not been transferred or made
‘ over to me fraudulently or collusively, or on purpose to qualify me
‘ to give my Vote; and that I have not before voted on this Ballot.
‘ So help me GOD.’

Or if the Person offer to give any Votes or Vote as Attorney of any Body Politic, Corporate, or Collegiate, then an Oath or solemn Affirmation in the Words or to the Effect following; that is to say,

Oath or Affirmation of any Person voting as Attorney of any Body Politic, &c.

‘ I *A. B.* do swear, [*or*, *being one of the People called Quakers*,
‘ do solemnly affirm,] That I verily believe the Sum of
‘ and upwards of the Capital Stock of the
‘ *West India* Dock Company, standing in the Name of [*the Style*
‘ *of the Body Politic, Corporate, or Collegiate*], doth at this Time
‘ belong, and hath for the Space of Twelve Calendar Months now
‘ last past actually belonged, to the said [*the Style of the Body*
‘ *Politic, Corporate, or Collegiate*,] in their own Right, and not in
‘ Trust for any Person or Persons whomsoever; and that the said
‘ [*the Style of the Body Politic, Corporate, or Collegiate*,] have been
‘ in the actual Receipt of the Dividends and Profits thereof for their
‘ own Use, freed and discharged of all Incumbrances which can or
‘ may affect the same, for the said Space of Twelve Calendar
‘ Months; [*or* that the same came to the said (*the Style of the Body*
‘ *Politic, Corporate, or Collegiate*,) within the said Space of Twelve
‘ Calendar Months, by Will *or* Settlement, *as the Case may be*;] and
‘ that such Stock hath not been transferred or made over to the
‘ said [*the Style of the Body Politic, Corporate, or Collegiate*,] frau-
‘ dulently or collusively, or on purpose to qualify the said [*the Style*
‘ *of the Body Politic, Corporate, or Collegiate*,] to give their Vote;
‘ and that the said [*the Style of the Body Politic, Corporate, or Col-*
‘ *legiate*,] have not before voted on this Ballot.
‘ So help me GOD.’

Which Oath or Affirmation such Chairman, or any Two or more of the said Directors present at any such General Court or Meeting or Special Meeting, is and are hereby authorized and empowered to administer.

Any Nine Proprietors may request an extraordinary General Meeting to be called, by Notice to the Clerk or Treasurer.

XXI. Provided always, and be it enacted, That if any Nine or more of the Members of the said Company, who shall severally be Proprietors of Five hundred Pounds or upwards of the said Stock, shall judge it necessary or expedient, for carrying into execution any of the Purposes of this Act, to have an extraordinary General Meeting of the said Company called, and shall request the same so to be called by Notice in Writing under their respective Hands delivered to the Clerk or Treasurer of the said Company for the Time being, specifying in every such Notice the Business intended to be proceeded upon at such Meeting, then and in every such

Case the Directors of the said Company, or any Five or more of them, shall, within Ten Days after the Delivery of such Notice, and they and their Successors are hereby authorized and required, to call such extraordinary General Meeting (of which extraordinary Meeting Notice shall be given as herein-before directed respecting ordinary Meetings) to assemble at such Time and Place, within the Limits aforesaid, as they shall judge expedient, within Ten Days from and after such Notice; and such Meeting shall be deemed a General Meeting of the said Company, and all Proceedings thereon authorized by this Act, and duly had and confirmed by a subsequent Meeting, ordinary or extraordinary, shall be deemed valid and effectual to all Intents and Purposes whatsoever, as if the same had been done at Meetings called and holden in the Manner herein-before appointed.

Company may make Bye Laws for their own Government.

XXII. And be it further enacted, That it shall be lawful for the said Company, or the major Part of such of the Proprietors of the said Stock as shall be assembled at any of the General Courts or Meetings aforesaid, or at any of such Special Meetings so to be called as aforesaid, to make, ordain, and constitute such and so many Bye Laws, Constitutions, and Ordinances as to them or the major Part of them so assembled as aforesaid shall seem meet and convenient for the better governing, regulating, ordering, and managing the Concerns of the said Company, and the Officers, Servants, and Persons employed or to be employed in and about the Affairs of the said Company, and from Time to Time, and as often as they or the major Part of them so assembled as aforesaid shall judge necessary and expedient, to alter, change, revoke, repeal, make void, or renew, as well the Bye Laws, Constitutions, Ordinances, Rules, and Regulations hereafter to be made as aforesaid, as the Bye Laws, Rules, Orders, and Regulations which shall have been heretofore made, ordained, and established by the Directors of the said Company, or by the said Company, in virtue of any Power contained in the said recited Acts or any of them, and to impose and inflict such reasonable Fines and Forfeitures upon all Directors, Officers, Servants, and Persons to be employed as aforesaid, offending against such Bye Laws, Constitutions, Ordinances, Rules, and Regulations, or any of them, (not exceeding the Sum of Five Pounds for any One Offence,) as to the said Company or the major Part of the said Proprietors so assembled as aforesaid shall seem meet and expedient; provided that such Bye Laws, Constitutions, Ordinances, Rules, and Regulations so to be hereafter made shall be sealed with the Seal of the said Company, and be printed, and shall in no Case be contrary or repugnant to the Statutes, Customs, or Laws of this Kingdom; but no Bye Laws, Constitution, or Ordinance to be made by virtue of this Act shall be good and valid without being confirmed at a subsequent General Court or Meeting of the said Company, or at a subsequent Special Meeting thereof, to be held as herein directed.

Present Directors to continue in Office.

XXIII. And be it further enacted, That the several Persons who shall be the Chairman, Deputy Chairman, and Directors of the said Company respectively at the Time of the passing of this Act shall

be the first Chairman, Deputy Chairman, and Directors of the incorporated Company, and that such Chairman and Deputy Chairman shall continue to hold their Offices till the General Meeting of the said Company next after the passing this Act, and until others shall be chosen in their Stead by the Directors of the said Company as herein-after mentioned, and that such Directors shall continue to hold their said Offices until the Expiration of the Period for which they were respectively chosen Directors, and until others be chosen in their Stead respectively, unless any such Chairman or Deputy Chairman, Director or Directors, shall die, resign, or be removed.

Appointment of Directors.

XXIV. And be it further enacted, That the said Company shall, at a General Court or Meeting of the said Company to be held within Twenty Days next after the passing of this Act, nominate and appoint by Ballot Six or more Persons, of and out of the Proprietors of the said Company who shall be respectively possessed of at least Two thousand Pounds of the Capital Stock of the said Company, to be Directors for conducting and managing the Affairs of the said Company, to succeed the like Number of Directors who will then go out of Office by Rotation, or who shall then be out of Office, so as to make up the Number of Twenty-one Directors in the whole; which said Directors shall choose and elect from among themselves Two Persons to be the Chairman and Deputy Chairman of the said Company, and also shall and may meet at such Times and Places as they shall deem convenient for carrying into execution the Purposes of this Act; and such Chairman, Deputy Chairman, and Directors shall continue so to be respectively until others shall be chosen in their Stead as herein-after provided; and if any Director or Directors shall die, resign, be removed, or dispose of his or their Interest in the said Stock, so as to reduce the same respectively under the said Sum of Two thousand Pounds, then and in any such Case it shall and may be lawful to and for the next General or Special Meeting of the said Company to nominate and appoint by Ballot, by and out of the Proprietors of the said Company who shall respectively be possessed of at least Two thousand Pounds of the Capital Stock of the said Company, a new Director or new Directors (as the Case may be) in the Room of such Director or Directors so dying, resigning, being removed, or having disposed of his or their respective Stock as aforesaid, and so from Time to Time as Occasion may require; and such new Director or Directors so to be appointed as last mentioned shall continue in Office for such Time or respective Times, and no longer, as the Director or Directors in whose Stead he or they shall be so respectively appointed ought to have continued in Office if such Death or Deaths, Removal, or Disqualification had not happened.

Directors to appoint a Chairman, &c.

A certain Number of the Directors to go out of Office yearly, and others appointed to succeedthem.

XXV. Provided always, and be it further enacted, That Five at least of the Directors of the said Company shall go out of Office in Rotation every Year, and in every Fourth Year Six of the said Directors shall go out of Office; and the said Company shall appoint by Ballot to succeed them a like Number of other Persons of the Members of the said Company who shall be respectively possessed of

of at least Two thousand Pounds of the said Capital Stock, so as to complete the said Number of Twenty-one Directors: Provided also, that the Persons who shall have served the said Office of Director shall, if otherwise properly qualified, be eligible to be rechosen after having been out of the said Office for One Year.

If the Chairman or Deputy shall not attend, a Chairman to be appointed.

XXVI. Provided also, and be it further enacted, That the Chairman, or in his Absence the Deputy Chairman of the said Company, shall preside at all Meetings of the said Company and of the Directors thereof; but in case it shall happen that at any Meeting of the Directors of the said Company the Chairman or Deputy Chairman shall not attend, it shall and may be lawful for the Directors then present to appoint from amongst themselves a Chairman for that Occasion; and all Matters and Questions to be made and put at any Meetings of the said Directors shall be decided by a Majority of the Directors present, and if the Numbers on each Side shall happen to be equal, the Chairman of the Meeting shall on every such Occasion give the casting Vote.

Acts done by a Majority of the Directors present at any Meeting to be as valid as if done by all.

XXVII. And be it further enacted, That all and singular the Works hereby authorized to be done and executed by the said Company or the Directors thereof, and all the Powers and Authorities by this Act given to and vested in the Directors of the said Company, or which may at any Time hereafter, by Act of Parliament, Bye Law, or otherwise, be given to and vested in them, and all the Provisions, Acts, Deeds, Matters, and Things by this Act directed or authorized, or which may, by Act of Parliament, Bye Law, or otherwise, be hereafter directed or authorized, to be executed or done by or before the Directors of the said Company, shall be and are hereby vested in, and shall and may be executed and done by and before, the major Part of such of the Directors as shall be present at any of their Meetings to be holden in pursuance of this Act; and all Acts, Deeds, Matters, and Things so executed or done shall be of as full Force and Effect as if executed or done by or before all the Directors of the said Company: Provided always, that the Number of Directors present at any such Meeting shall not be less than Five.

Quorum.

Directors to appoint a Clerk and other Officers.

XXVIII. And be it further enacted, That it shall be lawful for the said Directors to appoint a Clerk or Clerks, Superintendent or Superintendents, Comptroller or Comptrollers, Collector or Collectors, Receiver or Receivers, Treasurer or Treasurers, Dockmaster or Dockmasters, and such other Officers and Servants as they shall find necessary for the Purposes of this Act, taking such Security for the faithful Execution of their respective Offices as the said Directors shall from Time to Time think fit, and to pay or allow unto the Persons so appointed such Salaries, Allowances, or Recompences, yearly or otherwise, for their Time and Trouble during, for, or after the Period of their Service or Employment, as to the said Directors shall seem meet and reasonable, and from Time to Time to remove or suspend them or any of them, and appoint others in their Stead, or in the Room of such as shall die, be removed, suspended, or become incapable of performing their Office.

XXIX. Pro-

Present Officers to remain in Office until removed.

XXIX. Provided always, and be it further enacted, That the several Persons who at the Time of the passing of this Act shall respectively hold the said Offices of Clerk, Superintendent, Comptroller, Collector, Receiver, Treasurer, Dockmaster, or other the Offices aforesaid, shall hold and remain in the same Offices respectively in the same Manner as if duly appointed thereto under the Authority of this Act, and shall be deemed and taken to be in all respects entitled to and shall possess the same Powers and Advantages, and be liable to be so removed and suspended, as if they had in fact been appointed under the Authority of this Act.

Treasurer and Clerk not to be the same Person.

XXX. And be it further enacted, That it shall not be lawful for the said Company to continue or appoint the Person who has been or may be appointed their Clerk, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of this Act, or to continue or appoint the Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, the Clerk for the Purposes of this Act; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any other Manner officiate for such Clerk, or if any such Treasurer shall hold any Place of Profit or Trust under the said Company other than that of Director and Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, Wager of Law, nor more than One Imparlance, shall be allowed.

Orders and Proceedings to be entered.

XXXI. And be it further enacted, That the Acts, Resolutions, Orders, and Proceedings, as well of every General Court or Meeting or Special Meeting of the said Company as of every Meeting of the said Directors, shall be entered in a Book or Books to be provided and kept for that Purpose; and all Entries in such Book or Books of the Proceedings of the respective Meetings, being signed by the Clerk by Order of the said Directors, shall be deemed and taken to be Originals, and shall be allowed to be read in Evidence in all Courts, and before all Judges, Justices, and others.

Clerk to keep Accounts of Receipts and Disbursements.

XXXII. And be it further enacted, That there shall be from Time to Time provided and kept by the Clerk of the said Company for the Time being One or more Book or Books, in which as well all the Monies raised as aforesaid, or to be raised under the Provisions of this Act, and the Instalments and Payments made of the several Sums so

to be raised as aforesaid, and all the Monies to be received in respect of the several Rates by this Act authorized to be received, as also all the Monies which by virtue of this Act shall be borrowed and received by the said Company upon the Credit of such Rates, shall from Time to Time, as the same shall be received, be entered and set down, and wherein also all the Monies paid and disbursed by or on account of the said Company shall from Time to Time be entered and set down; and such Entries shall express the Times when, the Occasion for which, and the Names of the Persons to whom such Monies shall have been so paid; and such Book or Books shall be laid before the Proprietors at their General Court or Meeting in the Month of *January* in each Year.

Officers to account, and pay over Balances and deliver Goods;

XXXIII. And be it further enacted, That all such Officers and Persons now employed or to be hereafter employed or appointed by the said Company shall, under their Hands, at such Time or Times and in such Manner as the said Company or the Directors thereof shall direct, deliver to the said Company or to the Directors thereof, or to such Person or Persons as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge by virtue of this Act, and also of all Monies which shall have been by such Officers and Persons respectively received by virtue and for the Purposes of this Act, and how much thereof hath been disbursed, and for what Purposes, together with the proper Vouchers for such Payments, and shall pay over all such Balances or Sums of Money, and deliver all such Goods, Matters, and Things, as shall remain in their respective Hands, to the said Company or to the Directors thereof, or to such Person or Persons as they shall appoint;

or in default, Commissioners may recover by Action.

and if any such Officer or Person shall not render such Accounts, or shall refuse to deliver up the Vouchers relating to the same, or to make Payment of such Balances or Sums of Money as aforesaid, or shall not deliver to the said Directors, or to such Person or Persons as they shall appoint, within Fourteen Days next after being thereunto required by Notice in Writing signed by any Three or more of the said Directors or their Clerk, and given to or left at the last usual Place of Abode of such Officer or Person, all Books, Papers, and Writings, Goods, Matters, and Things, in his or their Custody or Power, belonging to the said Company or relating to the Execution of this Act, then and in every such Case, Complaint being made by the said Directors, or by any Person or Persons to be by them appointed for that Purpose, of any such Neglect or Refusal, to any Justice of the Peace for the County or Place wherein such Officer or Person shall be or reside, such Justice is hereby authorized and required, by a Warrant under his Hand and Seal, to cause such Officer or Person so neglecting or refusing to be brought before him, and on his Appearance, or on his being summoned and not appearing, without giving some reasonable Excuse for such Nonappearance to the Satisfaction of such Justice, or not being found, to hear and determine the Matter in a summary Way; and if upon the Confession of the Party, or by the Testimony of any One or more credible Witness or Witnesses upon Oath, or, being a Quaker, upon solemn Affirmation, which Oath or Affirmation such Justice is hereby empowered to administer, it shall appear to such Justice that any of the Monies

which shall have been had, received, or collected by such Officer or Person for or on account of the said Company shall be in the Hands of such Officer or Person, such Justice is hereby authorized and required, upon Nonpayment thereof, by Warrant under his Hand and Seal to cause such Monies to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person; and if no Goods or Chattels of the Person against whom such Warrant shall be granted can be found sufficient to answer the said Money and the Charges of levying such Distress, or if it shall in manner aforesaid appear to such Justice that any such Officer or Person shall refuse or neglect to render such Account, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings, Goods, Matters, or Things, belonging to the said Company or relating to the Execution of this Act, shall be in the Custody or Power of any such Officer or Person, and he shall have refused or neglected to deliver the same as aforesaid, then and in any of the Cases aforesaid, such Justice shall commit any such Offender to the Common Gaol or House of Correction of or for the County or Place where such Offender shall be or reside, at the Discretion of such Justice, there to remain without Bail or Mainprize until he or they shall give a true and perfect Account and make Payment as aforesaid, or until he or they shall compound with the said Company touching the same, and shall have paid such Composition in such Manner as the Directors of the said Company shall appoint, (which Composition the said Directors are hereby empowered to make and receive,) and until he shall deliver up such Books, Papers, and Writings, Goods, Matters, and Things as aforesaid, or give Satisfaction in respect thereof to the said Company: Provided alway, that no such Officer or Person shall be confined in Prison by virtue of this Act for any longer Space of Time than Six Calendar Months.

For Want of Distress, Offender may be imprisoned.

XXXIV. And be it further enacted, That in case of the Death of any such Officer or Person as last aforesaid, before he shall have paid and fully satisfied all the Monies which he shall have received by virtue of the said recited Acts and this Act, or any of them, or made such Composition for the same as aforesaid, then and in every such Case the Executors or Administrators of such Officer or Person so dying shall pay and satisfy the same, out of the Estate and Effects of such Officer or Person, unto the said Company or the Directors thereof, or any Person appointed by them in that Behalf, in like Manner as other Debts are directed by Law to be discharged by such Executors or Administrators, and also shall deliver up all Books, Accounts, Papers, Writings, Plans, Instruments, and other Things concerning his Office or relating to the Execution of the said recited Acts and this Act, or any of them, which shall have come to the Hands of such Executors or Administrators, who shall and may plead such Payment in any Action or Suit which may be brought against them on account of the said Estate and Effects, and give the same in Evidence; and in case of the Nonpayment of such Monies, or the Nondelivery of such Books, Accounts, Papers, Writings, Plans, Instruments, and other Things, for the Space of Twenty-one Days after Demand made thereof in Writing by or on the Behalf of the said Company, it shall be lawful for the said Company to commence and prosecute an Action or Actions in any of His Majesty's Courts of Record

In case of Death of Officers, their Executors, &c. to account.

Record at *Westminster*, against such Executors or Administrators, for the Recovery of the said Monies, or for the Recovery of Damages for the Detention of such Books, Accounts, Papers, Writings, Plans, Instruments, and other Things, in which Action or Actions full Costs of Suit shall be recoverable by the said Company.

For augmenting the Capital of the Company.

XXXV. And be it further enacted, That it shall be lawful for the said Company at any General Court or Meeting of the Proprietors thereof, or at any Special Meeting to be called for that Purpose in the Manner directed by this Act, to augment the present Capital Stock of the said Company by any further Sum or Sums of Money, not exceeding in the whole the Sum of Three hundred and twenty thousand Pounds, the Remainder of the Sum of Five hundred thousand Pounds authorized to be raised by the recited Act of the Tenth Year of the Reign of His Majesty King *George* the Fourth; and all such further and additional Capital Stock, not exceeding the additional and further Sum aforesaid, as shall be so raised, shall be considered as Part of the general Capital Stock of the said Company, and be under and subject to the same Provisions, Regulations, Directions, and Management in all respects, and to all Intents and Purposes, as if the same had been Part of the said original Capital Stock of the said Company.

Directors empowered to make Calls on the Proprietors.

Limitation of Calls.

Penalty for neglecting to pay Calls.

If Amount of Call and Penalty is not paid within Two Months, Shares may be forfeited and sold.

XXXVI. And be it further enacted, That the Directors of the said Company shall have Power from Time to Time to make any Call or Calls from the several Proprietors of the said additional Capital, according to the Amount of their respective Shares or Interests therein, for such Sum or Sums of Money as shall be deemed necessary for the Purposes of this Act, so that no Call shall exceed Twenty-five Pounds *per Centum* upon the Amount of such additional Capital, nor shall any second or subsequent Call be made but at an Interval of One Calendar Month after the next preceding Call; and the Amount of such Calls shall be paid to such Person or Persons and in such Manner as the said Directors shall from Time to Time appoint; and if any such Proprietor or Proprietors shall neglect or refuse to pay the Amount of any such Call in respect of his, her, or their Share or Interest in the said additional Capital in manner aforesaid, such Proprietor or Proprietors shall forfeit the Sum of Five Pounds for every One hundred Pounds of such additional Capital subscribed for by him, her, or them respectively; and in every such Case the said Company are hereby empowered to sue for and recover, in any Court or Courts of Law or Equity, all and every or any such Sum or Sums of Money so neglected or refused to be paid, together with the Penalty of Five Pounds *per Centum*; and in case any such Proprietor shall refuse or neglect to pay the Amount of any such Call, together with the said Penalty, for the Space of Two Calendar Months after the Time appointed for Payment of such Call as aforesaid, then and in every or any such Case it shall be competent for the Directors of the said Company, at their Option, and instead of suing for the same as aforesaid, to declare the Share or Interest in respect of which such Default shall be made to be forfeited to the said Company, and to resell and dispose of the same for

for the Benefit of the said Company in such Manner as shall be deemed expedient.

If Produce on Sale of Shares shall be more than sufficient to pay the Arrears, the Surplus to be paid to the Owner.

XXXVII. Provided always, and be it further enacted, That in case the Money produced by the Sale of any such Share or Interest shall be more than sufficient to pay all such Arrears of Call as aforesaid, and lawful Interest thereon, with the Expences attending such Sale or Sales, the Surplus of such Money shall be paid, on Demand, to the Person or Persons to whom such Share or Interest shall have belonged; but the said Company shall not sell or transfer, or direct to be sold or transferred, any more of the Capital Stock of such Defaulter or Defaulters than shall be sufficient, as near as may be at the Time of such Call, to pay the Arrears due from such Defaulter or Defaulters for or on account of such Call or Calls, and the Interest and Expences attending the same; and from and after the Payment of all such Calls, and the Interest and Expences aforesaid, the Residue of the Capital Stock of such Defaulter or Defaulters so vested in the said Company as aforesaid, which shall remain in their Hands unsold, if any, shall revert to and again become the Property of the Person or Persons to whom the same shall have belonged immediately before such Forfeiture as aforesaid, in such Manner as if such Calls had been duly and regularly paid.

No Advantage to be taken of Forfeiture until Notice has been given, and Forfeiture confirmed.

XXXVIII. Provided also, and be it further enacted, That no Advantage shall be taken of any such Forfeiture as aforesaid until Notice thereof in Writing shall have been previously given or left by some Officer of the said Company to or with the Proprietor or Proprietors of such Stock, or left at his, her, or their usual or last known Place of Abode, or, in case of any such Proprietor being a Corporation Aggregate, with One of the principal Officers of such Corporation, nor unless such Forfeiture shall be confirmed at some General Court or Special Meeting of the said Company to be held within Six Calendar Months next after such Forfeiture shall occur; and such Forfeiture, if confirmed as aforesaid, shall be an Indemnification to and for every such Proprietor against all Actions and Suits which might otherwise be commenced or prosecuted by the said Company for any such Default as aforesaid.

Representatives of Proprietors dying before Calls made to be charged therewith.

XXXIX. And be it further enacted, That if any Person subscribing for or holding any such Share or Interest of and in the said additional Capital shall die before such Calls shall have been made and answered to the full Amount of his or her said Share or Interest, then and in every such Case the Executors or Administrators of such Proprietor shall be chargeable in respect of such Call or Calls as for the Debt of their Testator or Intestate, and shall and may be sued in respect thereof accordingly; or in default of Payment such Share or Interest shall or may be declared to be forfeited, and thereupon resold in the Manner herein-before directed in relation to any Default by such Proprietor in his or her Lifetime.

Power for the Company to borrow Money, and

XL. Provided always, and be it further enacted, That in case the Majority of Proprietors present and entitled to vote at any such General

assign the Rates as a Security.

General Court or Meeting, or at any such Special Meeting to be called as aforesaid, shall think it advisable to borrow the said further and additional Sum of Three hundred and twenty thousand Pounds at Interest, in manner herein-after mentioned, or shall deem it expedient to raise only a Part of the said further and additional Sum by way of Augmentation of their Capital Stock, and to borrow the Remainder thereof at Interest, then and in either of the said Cases it shall be lawful for the said Company to borrow and take up at Interest the Whole or any Part or Parts of the said additional Sum of Three hundred and twenty thousand Pounds authorized to be raised under the Authority of this Act; and for securing the raising and Payment of the Sum or Sums so to be borrowed, with Interest at such Rate as shall be agreed upon, the said Company shall and may assign over the Rates and Income payable to the said Company under or by virtue of this Act, or a competent Part thereof, to the Person or Persons, or Body or Bodies Corporate, advancing such Money, or his, her, or their Trustee or Trustees, Nominee or Nominees, Executors or Administrators, by the following Form of Assignment, or by any other Words to the same Effect; (that is to say,)

Form of Assignment.

'BY virtue of an Act passed in the Second Year of the Reign of His Majesty King *William* the Fourth, intituled *An Act* '[*here insert the Title of this Act*], we, the *West India* Dock Company, in consideration of the Sum of
'of lawful Money of *Great Britain* to us in hand paid by
' do assign unto the said
'his [her *or* their] Executors, Administrators, and Assigns, [*or* 'Successors and Assigns, *as the Case may be*,] all and singular the 'Rates to be received by virtue of the said Act, and all the Right, 'Title, and Interest of the said Company of, in, and to the same, 'to hold unto the said his [her *or* their] 'Executors, Administrators, and Assigns, [*or* Successors and As'signs,] until the said Sum of , together 'with Interest for the same after the Rate of
'*per Centum per Annum*, shall be repaid.'

Persons taking such Assignments to be entitled to their Proportion of the Rates.

And all and every Person and Persons, and Body or Bodies Politic, Corporate, or Collegiate, to whom such Assignment or Assignments shall be made, shall be entitled to their Proportion of the said Rates, according to the respective Sums in such Assignment mentioned to be advanced, in order to secure the Repayment thereof, with Interest as aforesaid, without any Preference by reason of Priority of Assignment, or on any other Account whatsoever.

Entries of such Assignments to be made by the Company's Clerk.

XLI. And be it further enacted, That an Entry or Memorial of every such Assignment, containing the Date, Names of the Parties, and Sum or Sums of Money borrowed, shall be made in a Book or Books to be kept for that Purpose by the Clerk or Clerks of the said Company, which said Book or Books shall and may be perused at all seasonable Times by any of the Proprietors of the said Company, or other Person interested therein, without Fee or Reward; and that all and every Party and Parties to whom any such Assign-

ment or Assignments shall be made as aforesaid, or who shall be entitled to the Money thereby secured, may from Time to Time personally, or by Attorney thereunto lawfully authorized, assign or transfer his, her, or their Right, Title, Interest, or Benefit of, in, or to the Principal and Interest Money thereby secured, to any Person or Persons or Corporation or Corporations whatsoever; which Transfer shall or may be made by indorsing on the Back of such Assignment, before One credible Witness, who shall subscribe his Name thereto, the following Words, or Words to the like Effect; *videlicet,*

Assignments transferrable.

'I DO transfer this Assignment, with all my Right and Title to the Principal Money thereby secured, and to all Interest Money now due or hereafter to be due thereon, unto *C.D.*, his [her *or* their] Executors, Administrators, [*or* Successors, *as the Case may be,*] and Assigns. Dated this Day of .

'Witness *A.B.* *E.F.*'

Form of Transfer.

And every Transfer of any such Assignment shall, within Twelve Days after the Date thereof, be produced and notified to the said Clerk or Clerks, who shall cause an Entry or Memorial to be made thereof, containing the Date, Names of the Parties, and Sum or Sums of Money therein transferred, in the said Book or Books to be kept for entering the said original Assignments; and after such Entry made, but not till then, every such Transfer shall entitle any such Assignee or Assignees, his, her, and their respective Executors, Administrators, Successors, and Assigns, to the Benefit thereof and Payment thereon; and such Assignee or Assignees may assign the same again, and so *toties quoties:* Provided nevertheless, that the said Company may at all Times pay off and discharge all such Monies, or any Part or Parts thereof, in the Order to be determined by Lot or Ballot, on giving Six Calendar Months Notice thereof in the *London Gazette* and Two Daily Newspapers usually circulated in *London;* and at the Expiration of the said Six Calendar Months all Interest shall cease to be paid on the said Principal Money so to be paid off.

Transfers to be notified to the Clerk, and entered within Twelve Days.

XLII. And be it further enacted, That the further Monies which shall be subscribed towards augmenting the said Capital Stock, or advanced and lent to the said Company upon Security at Interest as aforesaid, shall not be so subscribed or advanced in any Portions or Sums less than One hundred Pounds each; and no Assignment or Security shall at any Time be made or executed by the said Company for securing any less Sum of Money than One hundred Pounds; nor shall any Proprietor of such additional Capital, or Person interested in any such Assignment or Security as last aforesaid, be entitled to call upon the said Company for any Dividend or Interest in respect of any smaller Amount of Stock or Principal Money respectively than the Sum of One hundred Pounds: Provided nevertheless, that the Restrictions lastly herein-before contained shall not apply to or affect the Rights and Interests of the existing Proprietors of the present Capital Stock of the said Company.

No further Subscriptions or Loans of less than One hundred Pounds.

XLIII. And

For paying the Interest of the borrowed Money half-yearly.

XLIII. And be it further enacted, That it shall be lawful for the said Company, and they are hereby authorized and required, to pay the Interest of such Sum or Sums of Money as shall be raised by way of Loan in manner aforesaid, to the Person or Persons entitled thereto, out of the Rates to be raised by virtue of this Act, and the Rents, Profits, and other yearly Income of the said Company which shall from Time to Time be applicable to the Purposes of this Act; and such Interest shall be payable half-yearly to the several Parties entitled thereto, in preference to any Dividend to be made in favour of the Proprietors of Shares in the Capital Stock of the said Company.

Directors to maintain certain Walls, &c.

XLIV. And whereas, in pursuance and execution of the said several Acts of the Thirty-ninth, Forty-second, and Forty-seventh Years of the Reign of His Majesty King *George* the Third, the said *West India* Dock Company have caused certain Walls to be built, by way of Fences to the said Docks; that is to say, in the Import Dock, a strong and substantial Wall, forming the Back of and connecting the North Fronts of the Warehouses or Buildings erected on the North Side of the same Dock, and extending from the North-east Corner of the same Warehouses or Buildings, as far as the Lock at the East Entrance of the said Dock, and also extending from the North-west Corner of the said Warehouses or Buildings as far as the Lock at the West Entrance of the same Dock; also another Wall, similar to the said connecting Wall, extending from the South Side of the said Lock at the East Entrance of the said Dock, all along at a proper Distance from the South Side of the said Dock, as far as the South Side of the said Lock at the West Entrance of the said Dock; also another Wall, with an Iron Railing on the Top thereof, extending from the North Side of the said Lock at the East Entrance of the said Dock to the North Side of the said Lock at the West Entrance of the said Dock; and immediately without the same last-mentioned Wall, and for the whole Extent thereof, there hath been formed a Ditch of the Width of Twenty Feet, which (except during the Times of cleansing or repairing the same) is kept filled with Water to the Depth of not less than Six Feet; and in the Export Dock, a Wall not less than Twelve Feet in Height, communicating with the Wall on the South Side of the Import Dock at the West End thereof, and proceeding along the West End, South Side, and East End of the said Export Dock, and communicating with the said Wall at the East End thereof, and inclosing the Wharfs, Sheds, or Warehouses adjoining or belonging to the said Export Dock; and it is expedient that the said Walls and Ditch should be upheld; be it therefore enacted, That the said Company shall and they are hereby required, from Time to Time and at all Times hereafter, well and sufficiently to amend, repair, maintain, and support the said Walls, and cleanse the said Ditch.

Power to build Piers at Blackwall and Limehouse Hole.

XLV. And be it further enacted, That it shall be lawful for the said Company to build, repair, and maintain all proper and necessary Piers, within the Tideway of the River *Thames*, at the several Entrances of the said Docks at or near *Blackwall* and at or near *Limehouse Hole*, to the Intent that Ships, Barges, and other Vessels may

may safely and conveniently enter into and go out of the said Docks, Basins, and Cuts either already made or hereafter to be made, and for that Purpose to erect such Dams and other Works within the Tideway of the River *Thames* as may be necessary and proper, during such Time or Times as such Piers or any of them, or any of the Works respectively thereto belonging, shall be building, altering, or repairing: Provided nevertheless, that such Piers shall not be built so as to injure the Navigation of the said River, nor shall any Alteration be made in the Construction of the existing Piers, so as they shall be made to extend further from the Banks of the River, nor shall any new or additional Pier or Piers be made but with the Approbation and to the Satisfaction of the Lord Mayor of the City of *London* for the Time being, as Conservator of the said River.

Power to make and repair Cuts, Sluices, Bridges, Roads, &c.

XLVI. And be it further enacted, That the said Company shall and may likewise make or cause to be made and provided such Cuts, Sluices, Locks, Flood Gates, Bridges, Roads, and other Works, Requisites, Matters, and Things in or upon or leading to or communicating with the said Docks and Basins, or any of them, as they shall from Time to Time deem necessary for the more convenient Use thereof, and of the Quays, Wharfs, Warehouses, and other Works appertaining thereto, and from Time to Time and at all Times hereafter shall also, with and out of the Monies to be received by the said Company by virtue of this Act, well and sufficiently amend, repair, maintain, support, and cleanse the same Docks, Basins, Cuts, Sluices, Locks, Flood Gates, Quays, Wharfs, Warehouses, Bridges, and other Works, Matters, and Things respectively, so that the Navigation of the said River be not prevented or impeded thereby.

Drains to be made and maintained for carrying off Water from private Property.

XLVII. And be it further enacted, That the said Company shall and they are hereby authorized and required, from Time to Time and at all Times hereafter, to make or cause to be made such Arches, Tunnels, Culverts, Drains, and other Passages over, under, adjoining, or by the Side of or within and into the said Docks, Basins, and Cuts, and the Trenches, Streams, and Watercourses communicating therewith respectively, and of such Depth, Breadth, and Dimensions as shall be sufficient at all Times to convey the Water clear from the Lands, Tenements, and Hereditaments adjoining or lying near to the said Works or any of them, without obstructing or impounding the same, provided that the same be done to the Satisfaction of the Commissioners of Sewers herein-after mentioned, or so as that they shall have no reasonable Cause to disapprove thereof; and likewise to make or cause to be made any such Back Drain or Back Drains as may be necessary and shall be sufficient to carry off any Water which may ooze or pass through any of the Banks of the said Docks, Basins, Cuts, and other Works, to the Prejudice of any of the Lands, Grounds, Houses, and Tenements adjoining or contiguous thereto, making Satisfaction for the Land taken and used for making such Back Drain or Back Drains, and for the Damages borne and suffered until the same be completed; and also to make proper Watering Places for Cattle, where any ancient Watering Places for Cattle shall be destroyed or rendered inaccessible, and also in like Manner to supply the same at all Times with Water for the Use of the Owners and Occupiers of

the Lands and Hereditaments adjoining the said Works; and all such Arches, Bridges, Tunnels, Culverts, Drains, and other Passages as have already been made or shall hereafter be made as aforesaid shall from Time to Time be supported, maintained, scoured, and kept in good and sufficient Repair by the said Company; and if at any Time or Times, after One Calendar Month's Notice in Writing shall have been given to the said Company, by or on behalf of any of the said Owners or Occupiers of Lands or Premises adjoining or near the said Works or any of them, that the Arches, Tunnels, Culverts, Drains, Back Drains, or other Passages, or any of them, are not or is not made, cleansed, and repaired according to the true Intent and Meaning of this Act, and the same shall not be forthwith made, cleansed, and repaired accordingly, it shall be lawful for any Person or Persons to appeal to, apply for, and obtain an Order in Writing from any Two or more of His Majesty's Justices of the Peace for the County of *Middlesex*, (who are hereby authorized to give such Order from Time to Time as often as there shall be Occasion,) enabling such Person or Persons to make, cleanse, and repair such Arches, Tunnels, Culverts, Drains, Back Drains, or other Passages accordingly; and the reasonable Expences thereof shall be borne and defrayed by the said Company with Money to arise by virtue of this Act; and in case of Refusal or Neglect to satisfy and defray such Expence for the Space of Thirty Days after Demand thereof made upon the said Company in Writing, such Expences shall and may be settled and ascertained by Two or more of the said Justices, on Adjudication, under their Hands; and in case such Expences shall not be paid to the Party or Person entitled to receive the same within Fourteen Days after Demand made thereof from the said Company, then the same shall and may be levied and recovered by Distress and Sale of any Goods or Chattels of the said Company, under a Warrant to be issued for that Purpose by Two or more of the said Justices, which Warrant the said Justices are hereby authorized and required to issue under their Hands and Seals, on Application made to them for that Purpose by the Person or Persons entitled to receive such Expences.

Directors empowered to stop up, alter, and build Sewers.

XLVIII. And be it further enacted, That it shall be lawful for the said Company to cause all or any Sewers and Drains which shall lie and be in or near the said Docks, or of any of the Basins, Cuts, or other Works which do or shall belong thereto, to be filled or stopped up, arched over, widened, or otherwise altered as they shall think necessary, so as that the said Company do and shall at the same Time make and build, and they are hereby authorized and required to make and build, in lieu of the said Sewers and Drains so to be filled or stopped up, other good Sewers and Drains of sufficient Depth and Width for carrying off the Water from the Lands and Premises adjoining or near the said Works, and as serviceable and convenient in all respects as the Sewers or Drains so to be filled or stopped up, and so as that all such widening, altering, and building of Sewers and Drains by them as aforesaid shall be done under the immediate Direction and Inspection of His Majesty's Justices and Commissioners of Sewers for the *Poplar* otherwise *Stebonheath Marsh*, or their Surveyor or Agent for the Time being, to whom the said Company shall give Fourteen Days Notice before they shall begin to

do the same respectively; and all such or so much of the said new Sewers or Drains as shall not be included within the Walls of any of the said Docks shall, immediately on their being made, become vested in, and be and remain under the immediate Direction of, the said Commissioners of Sewers for the *Poplar* otherwise *Stebonheath Marsh*, who shall have and exercise the Powers and Authorities already vested in them as Commissioners upon and over the same.

New Sewers, not within the Dock Walls, to be vested in the Commissioners of Sewers.

XLIX. And be it further enacted, That the said Company shall be and remain liable in respect of their Premises to the Assessments and Payments for Sewers, in common with the rest of the Inhabitants of the Parish of *All Saints Poplar*.

Company's Premises liable to Sewer Rate.

L. Provided always, and be it further enacted, That it shall and may be lawful for the Commissioners of Sewers for the said Level, acting under the present or any renewed Commission, at any Court of Sewers to be holden for the said Level, and the said Company, and they are hereby respectively authorized and empowered, to enter into any Agreement or Agreements for a Composition or Compositions to be paid or rendered by the said Company to the said Commissioners in lieu of any Assessments or other Payments for the said Sewers, and that such Composition or Compositions may be either for a limited Period or Number of Years, or for ever, and may be either for the Payment of any annual or other Sum or Sums of Money by the said Company, or for the Execution by the said Company of any of the Works or Portions of the Works appertaining to the said Commissioners of Sewers; and that it shall and may be lawful for the said Commissioners of Sewers and the said Company to enter into, make, and execute any Deed or Deeds of Composition and Covenant, or other Instrument or Instruments in Writing, for carrying into effect any such Agreement or Agreements; and that the said Deed or Deeds, Instrument or Instruments, shall be executed by some Three or more of the Commissioners of Sewers for the Time being of the said Level, not being Directors of the said Company, and by the said Company, and shall be enrolled in His Majesty's High Court of Chancery within Twelve Calendar Months after the Date thereof; and thereupon the said Company shall, from the Date of every such Deed or other Instrument, be freed and discharged from all Claims and Demands for Assessments and Payments of Sewers in respect of the Lands and Premises included in the said Composition or Compositions, during the Times to which such Composition or Compositions is or are to extend, save and except such Payments or Duties as are to be made or rendered by the said Company in pursuance of the Terms of the said Composition or Compositions.

Power to compound with Commissioners of Sewers.

LI. And be it enacted, That for making proper Compensation for the Loss in Tithes occasioned or to be occasioned by Lands, Tenements, and Hereditaments having been taken or being hereafter taken for making the said Docks, or for any Works or Purposes connected therewith, to the Principal and Scholars of the King's Hall and College of *Brazennose* in the University of *Oxford*, and the Person or Persons entitled under them, being the present Owners of all the Tithes of all the Lands that have been taken for the said Docks,

For ascertaining and charging the Compensation to be made for the Tithes of the Lands and other Premises taken.

Docks, including the South Dock, and all other the Lands, Tenements, Hereditaments, Docks, Cuts, and Premises held or occupied or to be held or occupied by the said Company within the said Parish of *All Saints Poplar*, the yearly Quantity of Three Pecks of good clean wholesome marketable *English* Wheat of the best Sort for each and every Acre of the Lands and Premises taken, held, and occupied, or to be taken, held, and occupied, by the said Company, and for the Tithes of which such Compensation is intended to be hereby provided, and after that Rate for any greater or less Quantity than an Acre, shall be deemed and considered as equal in Value to, and a full and adequate Compensation and Satisfaction for, all the Tithes arising and payable upon or out of the same Lands and Premises; and the Sum of Eleven Shillings *per* Bushel shall be considered and taken as and for the average Price of such Wheat at the Corn Exchange in the City of *London* during the Term of Fourteen Years next preceding the passing of this Act; and that there shall be paid and payable from Time to Time for ever to the said Principal and Scholars and their Successors, or to the Person or Persons for the Time being duly entitled to receive the same under them, such yearly Rent or Sum of Money as shall be equal in Value to Three Pecks of such Wheat, at such fixed average Price as aforesaid, for each and every Acre of all such Lands and other Premises situated in the Parish of *All Saints Poplar*, or in any of the titheable Places thereof, subject and liable to the Payment of Tithes, as have been taken or shall hereafter be taken in or for the making, maintaining, and using of the said Docks, Basins, Cuts, Sluices, Quays, Wharfs, Warehouses, Roads, and other Works, and the Houses, Offices, Curtilages, and Gardens for the Habitation and Use of the Officers and Servants to be employed in and about the Business and Management of the same Works respectively; and such yearly Rent or Sum of Money shall be issuing out of and charged upon the said Lands, Docks, and Premises, and every Part thereof, and shall be payable and paid by the said *West India* Dock Company with and out of the several Rates and Duties hereby granted or made payable to them; and the said yearly Rent or Sum of Money shall be and is hereby declared to be in lieu and full Compensation, Satisfaction, Bar, and Extinguishment of and for all Tithes and Portions of Tithes arising and payable upon or out of all the Lands and Premises whatsoever in the said Parish of *All Saints Poplar*, or any of the titheable Places thereof, which shall be so for the Time being kept, occcupied, and made use of as aforesaid, and for or in respect of which such yearly Rent or Sum shall be payable; and the said yearly Rent or Sum of Money shall be payable and paid to the said Principal and Scholars and their Successors, or to the Person or Persons for the Time being entitled to the same under them, at the Parsonage House for the Time being of the Parish of *Saint Dunstan Stebonheath* otherwise *Stepney* in the said County of *Middlesex*, or at such other Place or Places within the said Parish as the same Principal and Scholars or Person or Persons shall appoint, by equal half-yearly Payments and Portions, upon the Twenty-fourth Day of *June* and the Twenty-fifth Day of *December* in every Year for ever, clear of all Parochial Taxes, Rates, Dues, and Assessments whatsoever; the first Payment thereof to become due and be made upon

upon the first of those Days which shall first happen next after the passing of this Act.

The Average Price of Wheat may be re-ascertained at the End of every 14 Years for the Purpose of making such Compensation.

LII. Provided always, and be it further enacted, That it shall be lawful for the said Principal and Scholars and their Successors, or to and for the Person or Persons to be for the Time being entitled under them as aforesaid, and to and for the said *West India* Dock Company, at any Time after the Expiration of Fourteen Years, to be computed from and next ensuing the Day so as aforesaid appointed for the first Payment of the said yearly Rent or Sum of Money, by Writing under their or his Hands or Hand or Seal to apply to the Justices of the Peace at any General or Quarter Sessions to be holden for the said County of *Middlesex*, (the Party so applying first giving Notice in Writing to the other Party or Parties, Six Calendar Months at least before such Application, of his or their Intention so to do,) to have the Average Price of Wheat again inquired of and ascertained; and the said Justices of the Peace shall and may and they are hereby required, at the same or the next General or Quarter Sessions of the Peace to be holden for the said County, to inquire into and ascertain by or from or by means of the *London Gazette*, so long as the Returns of the Average Price of Corn and Grain shall be published therein, and in case of no such Publication, then by such Ways or Means as they shall think equitable or proper, the Average Price of good marketable Wheat at the Corn Exchange in the City of *London* for the Term of Fourteen Years next preceding such Application; and after such Average Price shall have been so ascertained and fixed, the Amount of all future Payments of the said yearly Rent or Sum of Money in lieu of Tithes as herein mentioned shall be equal to the respective proper Quantities of Wheat computed at the said Rate of Three Pecks *per* Acre, and according to the Average Price which shall have been last ascertained and fixed by the Court of General or Quarter Sessions, and so from Time to Time as often as any such Application shall be made as aforesaid, provided no such Application be made before the Expiration of Fourteen Years from the Time any such Average Price shall have been last ascertained and fixed in pursuance of this Act.

Remedy for recovering the Compensation.

LIII. Provided also, and be it further enacted, That if Default shall be made in Payment of the said yearly Rent or Sum of Money hereby made payable in lieu of Tithes as aforesaid, or any Part thereof, for the Space of Twenty-one Days next after any of the respective Times hereby appointed for the Payment of the same, then and in every such Case the said Principal and Scholars and their Successors, and the Person or Persons entitled to the same under them as aforesaid, or any of them, shall and may have and exercise such and the same Powers and Remedies for recovering and receiving the said yearly Rent or Sum of Money, or any Part thereof, together with all Costs and Charges which shall be occasioned by the Nonpayment of the same, as by Law are provided and given to Landlords for Recovery of Fee-farm Rents or Rack Rents in arrear.

Power to the Directors to make and maintain Draw and Swivel Bridges.

LIV. And whereas it may be necessary and expedient, for the Convenience and Accommodation of the Public, to make and build Drawbridges or Swivelbridges over some of the Cuts made or to be made by the said Company by virtue of the said recited Acts or this Act, for Carriages, Horses, and Passengers, and to level, raise, or lower Roads, Grounds, or Avenues leading thereto; be it therefore further enacted, That it shall be lawful for the said Company, and they are hereby directed and required, to make and build such good and substantial Drawbridges and Swivelbridges for Carriages and Passengers over the said Cuts or any of them, and at such Places, as they shall deem necessary, and for ever to keep the same in good and substantial Repair, and to raise, level, or sink the Highways adjoining to the said Bridges, and to fence the same with Rails, Posts, or Banks, where necessary or required by the Surveyors of the Highways; and the said Company and their Successors shall be liable to be indicted for not making and keeping at all Times in substantial Repair the said Drawbridges and Swivelbridges so to be made and maintained, and shall be further liable to pay the Costs of every such Prosecution, upon Conviction, in case it shall be proved, upon Oath, that the Surveyors of the Highways shall have made a Requisition in Writing for such Repairs Thirty Days previous to the Commencement of such Prosecution.

Power to alter and divert Highways.

LV. And be it further enacted, That it shall be lawful for the said Company, by and with the Consent of any Two or more Justices of the Peace for the County of *Middlesex*, to alter, turn, divert, widen, improve, or cross, subject to Appeal in manner herein directed, such public Roads and Highways as shall or may interfere with the said Docks, Basins, and Cuts, or any of them, or with any of the Works belonging thereto; and the said Directors also shall and are hereby required to make other Roads and Highways in their Stead, where necessary, under the Inspection and to the Satisfaction of the Surveyors of the Highways in and for the Liberties, Parishes, Hamlets, or Places in which such Roads and Highways shall respectively be.

Power to get Materials and remove Obstructions in adjoining Lands;

LVI. And be it further enacted, That it shall be lawful for the said Company, their Servants, Agents, and Workmen, to bore, dig, get, trench, remove, take, and carry away from and out of the Lands or Grounds of any Person or Persons adjoining (not being a Garden, Yard, Paddock, Pleasure Ground, Lawn, or Avenue to any House, and not being Land set apart as a Plantation or Nursery for Trees,) any Earth, Clay, Stones, Gravel, Sand, Rubbish, Trees, Roots of Trees, or other Matters or Things which may be proper or necessary for making, carrying on, extending, completing, maintaining, or repairing the said Docks, Basins, and Cuts, or any of them, or any Sluices, Tunnels, Feeders, Aqueducts, and Channels for conveying Water to or from the same, or which may hinder, obstruct, or prevent the making, using, completing, extending, or maintaining the said Works respectively, and to lay any Stones, Timber, Iron, Earth, Clay, or any other Materials, Matters, or Things to be used in or about the same, upon any of the adjoining Lands, making Satisfaction to the Owners or Occupiers of all such Lands or

and to lay Materials on the adjoining Premises, satisfying the Owners.

Grounds respectively for all Damages done thereto, in such Manner as shall be agreed upon between the said Directors and the respective Owners or Occupiers; and in case of Disagreement therein, then and in every such Case it shall be lawful for the said Company or the Directors thereof, and they are hereby empowered, from Time to Time to issue a Warrant or Precept directed to the Sheriff of the County of *Middlesex*, who is hereby authorized, directed, and required accordingly to impannel, summon, and return a competent Number of substantial and disinterested Persons qualified to serve as Jurors, not less than Forty-eight nor more than Seventy-two; and out of such of the Persons so to be impannelled, summoned, and returned, as shall appear, a Jury of Twelve Men shall be drawn by the said Sheriff in such Manner as Juries for the Trial of Issues joined in His Majesty's Courts of Record at *Westminster* are directed to be drawn; and in default of a sufficient Number of Jurymen, the said Sheriff shall return other substantial and disinterested Men of the By-standers, or of others who can be speedily procured to attend that Service, being so qualified as aforesaid, to make up the said Jury to the Number of Twelve; and all Parties concerned shall and may have their lawful Challenges against any of the said Jurymen, but shall not be at liberty to challenge the Array; and the said Sheriff is hereby authorized and empowered from Time to Time, as Occasion shall require, by Precept or Precepts to summon and call before him any Person or Persons who shall be thought necessary and proper to be examined as a Witness or Witnesses, on his, her, or their Oath or Oaths, touching or concerning the Premises; and the said Sheriff shall and may, on the Application of either Party, authorize the said Jury, or any Six or more of them, to view the Place or Places in question, in such Manner as he or they shall direct; and the said Sheriff shall have Power to adjourn from Day to Day as Occasion shall require, and to command such Jury, Witnesses, and Parties to attend until all the Affairs for which they were summoned shall be concluded; and the said Jury upon their Oaths (which Oaths, as well as the Oaths of such Person or Persons as shall be called upon to give Evidence, the said Sheriff is hereby empowered and required to administer,) shall inquire of, assess, and ascertain, and give a Verdict for the Compensation, if any, which shall be made in respect of such Damage; and the said Sheriff shall give Judgment for such Compensation so to be assessed; which Verdict or Verdicts, and the Judgment or Judgments, Determination and Determinations thereupon, shall be binding and conclusive, to all Intents and Purposes whatsoever, upon all Bodies Politic, Corporate, and Collegiate, and all and every Person and Persons whomsoever: Provided also, that for all or any of the Purposes aforesaid it shall be competent for the said Sheriff of *Middlesex* to act by his Deputy lawfully constituted, any thing herein-before contained to the contrary notwithstanding.

In case of Disagreement as to the Amount, the same to be settled by a Jury.

LVII. And be it further enacted, That the said Verdicts, Judgments, and Determinations, and all other Proceedings of the said Sheriff or his Deputy, and the said Juries, respectively so to be made, given, and pronounced as aforesaid, shall be fairly written on Parchment, and signed by the Sheriff, and shall be transmitted to and kept by the Clerk of the Peace, or other Person or Persons having the Custody

Verdicts to be recorded.

Custody of the Records of the Quarter Sessions of the County of *Middlesex*, and shall be deposited with and be deemed Records of such Quarter Sessions to all Intents and Purposes, and the same or true Copies thereof shall be allowed to be good Evidence in all Courts whatsoever, and all Persons shall have Liberty to inspect the same upon paying for such Inspection the Sum of Five Shillings.

Penalty on Sheriff or Witnesses for Neglect.

LVIII. And be it further enacted, That any Justice of the Peace for the said County of *Middlesex* shall have Power from Time to Time to impose any reasonable Fine, not exceeding the Sum of Ten Pounds, on such Sheriff, or his Under Sheriff, Deputy or Deputies, Bailiffs or Agents, respectively making Default in the Premises, and on any of the Persons who shall be summoned and returned on any such Jury or Juries, and shall not appear, without sufficient Excuse, or appearing shall refuse to be sworn on the said Jury or Juries, or being so sworn shall not give his or their Verdict, and also on any Person or Persons who shall be summoned to give Evidence touching any of the Matters aforesaid, and shall not attend, or attending shall refuse to be sworn or to affirm, or be examined, or to give Evidence, and on any Person or Persons who shall in any other Manner wilfully neglect his, her, or their Duty in the Premises, contrary to the true Intent and Meaning of this Act.

Juries to be under the same Regulations as other Juries.

LIX. And be it further enacted, That every such Jury as aforesaid shall be under and subject to the same Regulations, Pains, and Penalties as if such Jury had been returned for the Trial of any Issue joined in any of His Majesty's Courts of Record at *Westminster*; and that all Persons who in any Examination to be taken by virtue of this Act shall wilfully give false Evidence upon Oath before the said Sheriff or his Deputy, or before any such Jury as aforesaid, shall and may be prosecuted for the same, and, upon Conviction thereof, shall be subject to such Punishments and Disqualifications as Persons are subject to for wilful and corrupt Perjury by the Laws and Statutes of this Realm.

Expences of Jury how to be paid.

LX. And be it further enacted, That in every Case where a Verdict shall be given by any such Jury for the same or more Money than shall have been previously offered by or on behalf of the said Company as a Recompence or Satisfaction for any such Damages that may have been sustained by any Person or Persons as aforesaid, all the Costs incurred in summoning, impannelling, and returning such Jury, taking such Inquisition, and the Attendance of Witnesses, and recording the Verdict or Judgment thereon, shall be borne by the said Company; and in case such Costs shall not be paid to the Party or Person entitled to receive the same within Fourteen Days after Demand made thereof from the said Company, then the same shall and may be levied by Distress and Sale of any Goods or Chattels of the said Company, under a Warrant to be issued for that Purpose by any Justice of the Peace for the said County of *Middlesex*, which Warrant any such Justice is hereby authorized and required to issue under his Hand and Seal, on Application made to him for that Purpose by the Party or Person entitled to receive such Costs; and in every such Case where a Verdict shall be given by any such Jury for

for less Money than shall have been previously offered by or on behalf of the said Company as such Recompence or Satisfaction as aforesaid, all the Costs incurred as aforesaid shall be borne in equal Proportions by the Party or Person refusing or neglecting to treat or agree as before mentioned, and by the said Company; but in Cases where any Person or Persons, Party or Parties, shall have been prevented by Absence from entering into any Treaty with the said Company, the Costs so incurred shall be borne by the said Company in manner aforesaid; and in all Cases where any Difference shall arise touching the Amount of the said Costs, the same shall be ascertained and settled by any Justice of the Peace for the said County of *Middlesex*, not interested in the Matter in question, who is hereby authorized and required to examine into and settle the same, and to appoint a Time and Place for Payment thereof; and where the Costs shall be payable by the Party or Parties having had any such Disagreement or Dispute with the said Company as aforesaid, the Amount thereof, having been first paid by the said Company, may be deducted by them out of the Money awarded to be paid to such Party or Person, as so much advanced for his or her Use, and the Payment or Tender of the Balance of such Money shall be deemed and taken to all Intents and Purposes whatsoever to be a Payment or Tender of the whole Money awarded to such Party or Person; or otherwise, if such Costs be not paid upon Demand, after being so ascertained as aforesaid, the same may be recovered by the said Company from the Party or Person liable to the Payment thereof by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*, together with full Costs of Suit.

Application of Compensation when amounting to 200*l.*

LXI. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Damages done to any Lands or Hereditaments by virtue of the Powers of this Act, which shall belong to any Body Politic, Corporate, or Collegiate, Tenant for Life or in Tail, or for Years determinable on any Life or Lives, or any Lunatic, Idiot, Feme Covert, or to any Body or Bodies, Person or Persons, under any Disability or Incapacity to give a legal Discharge for such Money, such Money shall, in case it shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* the *West India* Dock Company, together with the Name or Names of such Person or Persons as the Chairman or Deputy Chairman of the said Company for the Time being shall, by Writing signed by him, appoint, to the Intent that such Money shall be applied, under the Direction of the said Court to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands or Hereditaments, or affecting other Hereditaments standing settled therewith to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be invested, under the like Direction of

the said Court, in the Purchase of other Lands or Hereditaments, which shall be conveyed to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands and other Hereditaments so damaged as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing and capable of taking effect; and until such Purchase shall be made, the said Money shall, by Order of the Court of Exchequer, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by the Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands and other Hereditaments so hereby directed to be purchased, in case such Purchase and Settlement were made.

When less than 200*l.*

LXII. And be it further enacted, That if any Money so agreed or awarded to be paid for any Damage done to any Lands, Tenements, or other Hereditaments belonging to any Corporation, or to any Person or Persons under Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands and other Hereditaments so damaged, or his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified by Writing under their respective Hands, be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Three Trustees to be nominated by the Person or Persons, making such Option, and approved of by the Chairman or Deputy Chairman of the said Company for the Time being, (such Nomination and Approbation to be signified by Writing under the Hands of the nominating and approving Parties,) in order that such Principal Money, and Dividends arising thereon, may be applied in manner herein-before directed, as far as the Case be applicable, without obtaining or being required to obtain the Direction of the Court of Exchequer.

When less than 20*l.*

LXIII. And be it further enacted, That where such Money so agreed or awarded to be paid as herein-before mentioned shall not exceed Twenty Pounds, then the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands or other Hereditaments in respect of which such Damages may be sustained as aforesaid, as the Directors of the said Company shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or

 Guardians,

Guardians, Committee or Committees, to and for the Benefit of such Person or Persons so entitled respectively.

In case of not making out Titles, &c.

LXIV. And be it further enacted, That in case the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, to whom any Sum or Sums of Money shall be awarded as aforesaid, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Directors, or shall refuse to execute such Conveyance or Conveyances, or in case the Person or Persons to whom any Sum or Sums of Money shall be awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or cannot be discovered, then and in every such Case it shall be lawful for the said Company or the Directors thereof to order the said Sum and Sums assessed and awarded for any Purchase Money or in Recompence for any Damage as aforesaid to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Control, and Disposition of the said Court of Exchequer; which said Court, on the Application of any Party or Parties making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding, or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Party or Parties making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier of the Bank of *England* who shall receive any such Sum of Money is hereby required to give a Receipt for the same, specifying for what and for whose Use the same is received.

In case of disputed Titles, the Person in Possession to be deemed entitled.

LXV. And be it further enacted, That when any Question shall arise touching the Title of any Party or Parties to any Money to be paid into the Bank of *England*, in pursuance of this Act, for the Purchase of any Houses, Buildings, Lands, Tenements, or Hereditaments to be purchased or taken in pursuance of this Act, or in Recompence for any Damages as aforesaid, or any Share, Right, or Interest therein, or to any Bank Annuities to be purchased with such Money, or to the Dividends of any such Bank Annuities, the Party or Parties who shall have been in Possession of the Houses, Buildings, Lands, Tenements, or Hereditaments at the Time of such Purchase or Damage as aforesaid, shall be deemed and taken to have been lawfully entitled to such Houses, Buildings, Lands, Tenements, or Hereditaments, or Part, Estate, Right, or Interest therein, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Exchequer; and the Dividends or Interest of the said Bank Annuities shall be paid, applied, and disposed of accordingly, unless it shall appear to the said Court that such Possession was a wrongful Possession, and that some other Party or Parties was or were lawfully entitled to such Houses, Buildings,

Lands,

Lands, Tenements, or Hereditaments, or to such Share, Estate, or Interest therein.

The Court may order reasonable Expences of Purchases to be paid by Company.

LXVI. And be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Houses, Buildings, Lands, Tenements, or Hereditaments, or any Part, Estate, Right, or Interest therein, to be purchased or taken under the Authority of this Act, or which shall be damaged as aforesaid, the Purchase or Damage Money for the same shall be required to be paid into the Court of Exchequer, and to be applied in the Purchase of other Houses or Buildings, Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all such last-mentioned Purchases, and so much of such Expences as the said Court shall deem reasonable, together with the Charges of obtaining such Order, to be paid by the said Company, and the said Company shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct out of any Monies applicable to the Purposes of this Act.

Power to make Bricks.

LXVII. And be it further enacted, That the said Company shall have Power to make the Bricks to be used in the Buildings and other Works of the said Company in or upon any Part or Parts of the Ground now or hereafter belonging or to belong to them.

Power to supply the Docks, &c. with Water, and to make Feeders, &c. for that Purpose.

LXVIII. And be it further enacted, That the said Company are hereby authorized and empowered to supply, as well their present Docks, Basins, and Works, as also any future Docks, Basins, and Works, whilst making, and at all Times afterwards, with Water from the River *Thames*, and all such Brooks, Rivulets, Springs, Waters, and Watercourses as shall be found in digging and making the said Works respectively, and to make, repair, and maintain such and so many Sluices, Tunnels, Feeders, Aqueducts, and Channels upon or through the Lands or Grounds adjoining or near to the said intended Works or any of them, or any such Brooks, Rivulets, Springs, Waters, or Watercourses as aforesaid, for conveying Water to or from the said Works, as the said Company or the Directors thereof shall think fit.

Power to get Materials for repairing Works damaged by Floods.

LXIX. And whereas the said Docks, Basins, and Cuts, or the Locks, Flood Gates, Embankments, or other Works which shall belong thereto respectively, may be injured or destroyed, and the adjacent Lands and Premises thereby suffer Damage, and it may be necessary that the same should be immediately repaired or rebuilt, to prevent further Damage; be it therefore further enacted, That when and as often as any such Case shall happen, it shall be lawful for the said Company, their Servants, Agents, or Workmen, without Delay or Interruption from any Person or Persons, to enter into any Lands adjoining the said Works or any of them, (not being Land whereon any House or other Building shall stand, or any Orchard, Garden, Park, Paddock, planted Walk, Nursery for Trees, or Avenue to a House,) and to dig for, work, get, carry away, and use all such Stones, Gravel, and other Materials as may be necessary

necessary for the Purposes aforesaid, without any Notice given to the Owner or Occupier of or any other Person interested in such Lands, doing as little Damage thereby as the Nature of the Case will admit, and making Recompence for the same to the Owner or Occupier, Owners or Occupiers of, and all other Persons interested in, such Lands, within the Space of Three Calendar Months next after the Injury shall be done and the Recompence demanded.

Power to scour the Docks, and to remove Wrecks, &c.

LXX. And be it further enacted, That it shall be lawful for the said Company, their Agents, Servants, or Workmen, as often as Occasion shall require, well and sufficiently to cleanse, scour, open, deepen, widen, or cut through and take away any Banks, Hills, Earth, Soil, or Rubbish in the said Docks, Basins, and Cuts, or any of them, or near the Entrances thereto, in such Manner as the said Company or the Directors thereof shall think proper for the convenient Entrance of Shipping into the said Docks, Basins, and Cuts, and their Security and Accommodation therein, and also to remove and take away any Wrecks of Ships or Vessels, or any Ship or Vessel that shall be sunk therein respectively, or any Wood, Timber, Anchors, or other Obstructions or Impediments that may be found or arise therein respectively; and in case the Owner or Owners of any such Ship or Vessel, or the Person or Persons causing or making any such Obstructions so to be removed, shall refuse or neglect to pay the Charge of removing the same for the Space of Seven Days after Demand thereof made by any Clerk, Collector, or other Officer of and for the said Works, the same shall be recovered in such Manner as Penalties and Forfeitures are by this Act directed to be recovered.

Power to cleanse adjoining Water-courses, at the Land Owner's Expence.

LXXI. And be it further enacted, That if at any Time hereafter the Ditches and Drains belonging to the Owner or Occupier, Owners or Occupiers of any Lands or Grounds adjoining or lying near the said Docks, Basins, and Cuts, or other Works, shall not be sufficiently open for the free Passage of the Water from the Drains, Weirs, Culverts, and Passages belonging to the said Works or any of them, and the same shall not be remedied within Thirty Days after Notice in Writing for that Purpose given to or left at the last usual Place of Abode of such Owner or Occupier, Owners or Occupiers, by the Clerk or other Officer of the said Works, it shall be lawful for the said Company, as often as there shall be Occasion, to cause to be opened, cleansed, and repaired such Ditches and Drains; and the reasonable Expences thereof shall be repaid to the said Company, or their Successors, by such Owner or Occupier, Owners or Occupiers; and in case of Refusal to satisfy the same for the Space of Thirty Days after Demand thereof, the same shall and may be recovered in such Manner as Penalties and Forfeitures are hereinafter directed to be recovered.

To prevent Nuisances in the Basins and Docks, &c.

LXXII. And be it further enacted, That if any Person or Persons shall throw, cast, or put any Ballast, Earth, Dust, Ashes, Stones, or other Things into or upon any of the said Docks, Basins, Locks, Cuts, or Entrances, or into or upon any of the Works made or to be

be made as aforesaid, to the Injury or Prejudice thereof, or do any other Annoyance to the same respectively or any Part thereof, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, and moreover shall make such Satisfaction to the said Company for the Damage done as the Justice by whom such Forfeiture shall be adjudged shall deem proper, to be recovered in like Manner and by the same Remedies as the Penalties by this Act imposed.

Company may scour the Bed of the River, and preserve a certain Depth at the Entrances.

LXXIII. And be it further enacted, That the said Company and the Directors thereof shall have full Power and Authority, by their Servants, Agents, and Workmen, from Time to Time to enter on and deepen and scour out the Beach and Bed of the River *Thames*, and for ever after maintain and preserve the Depth so made, from the Locks, Piers, or other Works at the Entrances from the River as well to the said Docks and Basins now already made as to any Dock or Docks, Basin or Basins, hereafter to be made, so as to admit Vessels navigating or entering into the said Basins and Docks from the said River *Thames*.

The Company may sell or let Lands not wanted.

LXXIV. And whereas by virtue of the said recited Act passed in the Tenth Year of the Reign of His late Majesty, for the Purchase of the City Canal, the said Company are seised of the said Canal and certain Lands thereunto belonging, subject and liable to Agreements of the Corporation of *London* for granting Leases of certain Parts thereof; and the said Company also hold certain other Premises, the Controul whereof is necessary to the Safety of the Property deposited in the Docks and Warehouses of the said Company; be it further enacted, That it shall be lawful for the said Company, by Deed under their Common Seal, from Time to Time either absolutely to sell, convey, and dispose of, or to let out and demise on Leases or at Rack Rent, or in any Manner that shall be thought advisable, all or any of the Freehold or Leasehold Estates, Lands, Houses, Wharfs, Docks, Works, Hereditaments, and Premises now belonging to or hereafter to belong to the said Company, as shall at any Time be found by them to be unnecessary or more than sufficient for the Purposes of this Act, in such Manner and upon such Terms and for such Considerations as the said Directors shall from Time to Time judge proper and expedient; and upon Payment of any Money which shall arise from any such Sale, Lease, or other Disposition, to the Treasurer of the said Company, it shall be lawful for such Treasurer to sign and give a Receipt for the same, which Receipt shall be a sufficient Discharge for the Money therein expressed to be received, and shall indemnify the Person or Persons paying the same against all Responsibility for the subsequent Loss, Misapplication, or Nonapplication thereof; and that all Monies which shall arise by means of any Sales or Leases to be effected or made by the said Company in pursuance of this Act shall be applied for all or any of the Purposes of this Act, in such Manner as the Company shall think fit.

The Words "grant, bargain, and

LXXV. And be it further enacted, That in all Grants and Conveyances which may be made by the said Company under or by virtue

of the Powers hereby given, the Words "grant, bargain, and sell" shall amount to and be construed and adjudged in all Courts of Judicature to be express Covenants to the Grantee, Lessee, or other Purchaser, his, her, and their Heirs, Executors, Administrators, and Assigns, from the said Company, for themselves and their Successors, that they the said last-mentioned Company, notwithstanding any Act done by them, were, at the Time of the Execution of every such Grant, Release, or Conveyance, seised of the Hereditaments and Premises thereby granted, conveyed, and sold, of an indefeasible Estate of Inheritance in Fee Simple, free from all Incumbrances, and for quiet Enjoyment thereof against the said last-mentioned Company of Proprietors, their Successors and Assigns, and all claiming under them.

"sell," to operate as Covenants.

LXXVI. And be it further enacted, That the said Company shall and may take or receive for or in respect of every Ship or Vessel entering into any of the said Docks, Basins, Locks, or Cuts, or lying therein or departing therefrom, such reasonable Rate, Rent, or Sum for every Ton, according to the Register Tonnage of such Ship or Vessel, as the said Directors shall from Time to Time appoint; and it shall be lawful for the said Company to take further reasonable Rates or Sums for the unloading, coopering, or mending of the Cargoes of such Ships or Vessels, or other Work which may from Time to Time be performed by the said Company in respect of such Ship or Vessel; and the said Company shall and may also take or receive for or in respect of every Lighter, Barge, or Craft entering into any of the said Docks, Basins, Locks, or Cuts, or lying therein, such reasonable Rate, Rent, or Sum, not exceeding the Rate, Rent, or Sum which may at the same Period be payable by Ships or Vessels trading Coastwise between the Port of *London* and any Port or Place in the United Kingdom, as the said Directors shall from Time to Time appoint.

Power to take Rates for Ships, &c.

LXXVII. And be it further enacted, That all Rates and Charges which shall be payable to the said Company in respect of any Ship or Vessel, Lighter or Craft, shall be paid to the said Company, or to their Collector or Collectors, at or before the Expiration of Six Calendar Months next after such Ship or Vessel, Lighter or Craft, shall enter the said Docks, Basins, Locks, or Cuts, or before leaving the same, which shall first happen; and in case the same be not paid within the Time so limited as aforesaid, then and in every such Case it shall from Time to Time be lawful for the Collector or Collectors of the said Company to go on board of such Ship or Vessel, Lighter or Craft, to demand, collect, and receive such Rates and Charges, and on Nonpayment thereof to take and distrain such Ship or Vessel, Lighter or Craft, and all the Tackle, Apparel, and Furniture thereto belonging, or any Part thereof, and the same to detain until such Rates and Charges shall be satisfied and paid; and in case of Neglect or Default in Payment of any of the said Rates or Charges for the Space of Five Days next after any Distress so made or taken, then it shall be lawful for the said Collector or Collectors to cause the same to be appraised by Two or more sworn Appraisers, or other sufficient Persons, not interested therein, and afterwards to sell the said Distress

Recovery of Rates.

or

or Distresses, and therewith to satisfy himself or themselves as well for and in respect of the Rates or Duties so neglected or refused to be paid, and for which such Distress or Distresses shall have been made or taken as aforesaid, as also for and in respect of his or their reasonable Charges in taking, keeping, appraising, and selling the same, rendering the Overplus (if any there be) to the Master, Commander, Owner or Owners of such Ship or Vessel, Lighter or Craft, upon Demand.

Persons eluding the Payment to continue chargeable.

LXXVIII. And be it further enacted, That if any Master, Owner, or Owners, or other Person or Persons having the Charge or Command of any Ship or other Vessel, Lighter or Craft, shall, by any Means whatsoever, at any Time or Times elude or evade the Payment of any Rate payable to the said Company, or any Part thereof, each and every Person eluding or evading Payment as aforesaid shall stand charged with and be liable to the Payment of the same; and such Rate shall and may be recovered from such Master or Owner or Owners respectively by the same Ways and Means and in such Manner as are herein-after directed for levying and recovering the Penalties and Forfeitures by this Act inflicted or authorized to be imposed.

For ascertaining the Tonnage or Admeasurement of Ships.

LXXIX. And be it further enacted, That the Tonnage or Admeasurement of every Ship or Vessel liable to the Payment of any Rates to the said Company shall be ascertained according to the Tonnage in the Certificate of the Registry of such Ship or Vessel; and the Master or other Person having the Command of every such Ship or Vessel is hereby required to produce such Certificate of Registry, at or before the Time of Payment of the said Rates, to the Person or Persons who shall be duly authorized to collect and receive such Rates; and in case of any Dispute in or about the same, or in case of any Dispute in respect of the Tonnage of any Ship or Vessel which shall not be required to be registered, or of any Foreign Ship or Vessel, then the Tonnage of such Ship or Vessel shall be ascertained in the Manner and according to the Directions of an Act passed in the Sixth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the registering of* British *Vessels*; and if any Master, Commander, or other Officer of any Ship or Vessel, or any other Person or Persons whomsoever, shall obstruct or hinder any Person or Persons so employed from measuring or gauging any Ship or Vessel in pursuance of this Act, every such Master, Commander, or other Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

6 G. 4. c. 110.

Penalty on obstructing such measuring.

Power to take Rates on Goods.

LXXX. And be it further enacted, That the said Company shall and may take or receive for every Article of Goods, Wares, or Merchandize which shall be brought into, or landed or deposited within, or delivered or shipped from, the said Dock Premises, such reasonable Rates, Rent, or Sums as the said Directors shall from Time to Time appoint, for and in respect of Wharfage, unshipping, landing, relanding, piling, housing, weighing, coopering, sampling, unpiling, unhousing, watching, shipping, loading, and delivering of every such Article, and of other Work to be performed in respect of such Goods; and

and all such Rates, Rent, or Sums shall be and are hereby vested in the said Company, to and for their own proper Use and Behoof, for the Purposes of this Act; and the said Directors shall from Time to Time make or cause to be made a Table of the Rates, Rent, and Sums charged by the said Company for and in respect of such Wharfage, unshipping, landing, relanding, piling, housing, weighing, sampling, unpiling, unhousing, watching, shipping, loading, and delivering of every such Article; and such Table shall be printed and open to Inspection in the several Offices of the said Company, and Copies be delivered, free of Expence, to any Person or Persons having Occasion for and requiring the same.

In default of Payment, Directors empowered to sell Goods.

LXXXI. And be it further enacted, That the Rates or Duties payable to the said Company in respect of Goods, Wares, and Merchandize, being of a perishable Nature, shall in every Case be payable and paid within Two Calendar Months next after the Cargo of the respective Ship or Vessel importing the same shall have been completely discharged or unloaded, and if the said Goods, Wares, and Merchandize shall not be of a perishable Nature, then at or before the Expiration of Twelve Calendar Months after such Cargo shall have been discharged or unloaded as aforesaid, or previous to the Removal of such Goods, Wares, and Merchandize respectively from the Premises of the said Company, which shall first happen; and in case Default shall be made in Payment of the said Rates or Duties, or any of them, which shall have become due at either of the aforesaid Periods, or shall have subsequently accrued, it shall be lawful for the said Company to sell or cause to be sold all or any Part of such Goods, Wares, and Merchandize for which the said Rates and Duties, or any Part thereof, shall remain payable, and out of the Monies thence arising to retain and pay all the Rates and Duties which shall be payable to the said Company in respect of such Goods, Wares, and Merchandize, and all Charges and Expences of such Sale, rendering the Overplus (if any) of the Monies arising by the said Sale, and such of the said Goods, Wares, and Merchandize as shall remain unsold, to the Person or Persons who shall be entitled thereto.

Goods sold to reimburse Charges to be exempted from Auction Duty.

LXXXII. Provided always, and be it further enacted, That in all Cases where Goods, Wares, and Merchandize which by Law would be exempt from Auction Duty if sold by or on account of the first Importer thereof, shall be brought into any of the Docks, Basins, or Cuts of the said *West India* Dock Company in the Port of *London*, and shall be sold by or by the Authority of the said Company, conformably to the Provisions of this Act, to reimburse themselves for Rates or Charges incurred for Duties, landing, warehousing, Interest of Money advanced, or for any other Purpose respecting the same, such Sales of such Goods shall be free of the Duty imposed by Law on Goods and Effects sold by Auction.

Exemptions from Rates.

LXXXIII. Provided always, and be it enacted, That all Lighters and Craft entering into the said Docks, Basins, Locks, or Cuts, to discharge or receive Ballast or Goods to or from on board of any Ship or Vessel lying therein, shall be exempt from the Payment of any Rates so long as such Lighter or Craft shall be *bonâ fide* engaged in discharging

discharging or receiving such Ballast or Goods as aforesaid, and also all such Ballast or Goods so discharged or received shall be exempt from any Rate or Charge whatever.

Copies of Manifest to be delivered at the Dock House.

LXXXIV. And be it further enacted, That the Master or Person having the Charge or Command of any Ship or Vessel, loaded or part loaded, which shall enter the said Docks, Basins, Locks, or Cuts of the said Company, shall, within Twelve Hours after her entering the same, or after her having been reported at the Custon House (which shall first happen), deliver or cause to be delivered at the *West India* Dock House in *London* Two true Copies of the Manifest or Report of the Cargo of such Ship or Vessel, signed by the said Master or Person having the Charge or Command of such Ship or Vessel; and every such Master or Person refusing or neglecting to deliver such Copies of such Manifest or Report within the Time and in the Manner aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty.

Directing at what Time the Dock Gates shall be opened and shut.

LXXXV. And be it further enacted, That from the passing of this Act to the Ninth Day of *November* in this present Year, both Days inclusive, and from the Tenth Day of *May* to the Ninth Day of *November*, both inclusive, in each and every Year, at the Hour of Eight in every Morning, and from that Hour to the Hour of Four in every Afternoon, and from the Tenth Day of *November* to the Ninth Day of *May*, both inclusive, in each and every Year, at the Hour of Nine in the Morning, and from that Hour to the Hour of Four in the Afternoon, (excepting only *Sundays*, *Christmas Days*, and *Good Fridays*, the King's or Queen's Birthday, and also any Days which shall be appointed by His Majesty's Proclamation for the Purpose of a General Fast or Thanksgiving,) the Gates and Doors of the Warehouses, Vaults, and Buildings within the said Dock Premises, in which any Goods, Wares, and Merchandize shall be deposited or housed, shall be opened and shall continue open for the Purposes of Business; and at and during all other Hours and Times the said Gates and Doors respectively shall be shut and locked, unless the special Permission of the Lords Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, or of the Commissioners of Customs, shall have been granted for their remaining open for a longer Period; and during the several Periods of such Gates and Doors being shut and locked as aforesaid, no Person shall be allowed to come into or go out of the said Docks, except through the Wicket or Wickets or Foot Gate or Foot Gates, which shall be used according to such Regulations as shall from Time to Time be established by the said Company in that Behalf: Provided always, that nothing herein contained shall extend or be construed to extend to prevent the Gates of the Locks or Cuts, Inlets or Outlets of the said Docks or Basins, from being opened at such Time or Times and in such Manner as by the said Company may be deemed expedient for the Accommodation of Trade and Shipping.

Vessels not to land Goods at other Places

LXXXVI. And be it further enacted, That no Cargo nor any Part of any Cargo of any Ship, Lighter, Barge, Boat, or other Vessel shall be landed or shipped by the Sides or upon or along the Banks of any

of the said Docks, Basins, Locks, or Cuts, except at such Quays, Wharfs, and Landing Places as are or shall be made and assigned by the said Company for the loading and discharging or landing and shipping of Goods and Merchandize, upon pain of every Person offending herein forfeiting for every such Offence any Sum not exceeding Ten Pounds; provided that nothing herein contained shall extend to the permitting any Goods to be landed from or shipped for Foreign Parts at any other than a legal Quay.

than Quays and Landing Places.

LXXXVII. And be it further enacted, That the Quays and Wharfs of the said Company already made or built within or along the Sides of the said Import and Export Docks shall at all Times hereafter be deemed and taken and are hereby declared to be, to all Intents and Purposes, legal Quays and Wharfs for the landing, relanding, and discharging, lading and shipping of any Goods, Wares, and Merchandize whatsoever, any Statute, Law, Usage, or Custom of the City of *London* or elsewhere to the contrary thereof in anywise notwithstanding; and when and so soon as it shall appear to Three of the Lords Commissioners of His Majesty's Treasury for the Time being that the said South Dock, or any other Docks which by virtue of the Powers of this Act shall hereafter be made or built by the said Company are sufficiently inclosed and defended, it shall be lawful for any Three or more of the said Commissioners of His Majesty's Treasury for the Time being to certify, by Warrant under his or their Hand or Hands, that any such Dock or Docks is or are sufficiently inclosed and defended, and thereupon such Quays and Wharfs within such Docks as shall be described in such Certificate to be fit for the Reception of Goods shall, from and immediately after the Date of such Certificate, be deemed and taken to be legal Quays and Wharfs in like Manner as the Quays and Wharfs in the said Import and Export Docks.

The Quays of the Company to be legal Quays.

LXXXVIII. And be it further enacted, That all and every the Docks, Basins, Entrances, Locks, Cuts, Outlets, Inlets, and other the Premises of the said Company, either already made under the Authority of any of the said recited Acts, or which shall be made or completed under the Authority of this Act, shall be deemed and held to be situate within and Part of the Port of *London*, and that the Rights and Privileges which belong to the said Port of *London* shall extend to the said Docks, Basins, Entrances, Locks, Cuts, Outlets, Inlets, and other Premises; and all Ships and Vessels entering into or loading or unloading in the said Docks, Basins, Entrances, Locks, Cuts, Outlets, or Inlets, or any of them, and all Goods, Wares, Merchandize, and other Things which shall be loaded or unloaded in or shall pass through the same, and all Owners and Masters of Ships, Merchants, and others resorting thereto, shall be subject to the several Regulations and liable to the several Duties to which they are subject or liable in the Port of *London*.

Docks, &c. to be deemed Part of the Port of London.

LXXXIX. And be it further enacted, That all Goods, Wares, Merchandize, and Things whatsoever which shall be landed or shipped upon or from the Quays or Wharfs already built or intended to be built by the said Company in or near the said Docks, or any of

Goods, &c. landed or shipped upon or from the Quays or Wharfs, sub-

ject to the same Regulations, &c. as at the present legal Quays.

of them, shall be subject and liable to such and the like Tolls, Duties, Dues, and Customs, and to the like Regulations respectively, as if the same were landed upon or shipped from the present legal Quays within the City of *London*, or as if the said intended Quays or Wharfs were situated within the said City, except in such Cases as are herein-after specified.

Company may land Goods not duly entered after the Expiration of Seven Days;

XC. And be it further enacted, That if any Goods, Wares, or Merchandize which shall be brought to any of the Docks, Basins, Quays, Wharfs, Locks, or Cuts of the said Company, on board of any Ship, Vessel, Lighter, or Craft, shall not be duly entered with the Customs, and the Order for landing lodged with the Officer of the Customs stationed on board such Ship, Vessel, Lighter, or Craft, or with the proper Officer of the Customs within the said Docks, as the Case may be, within Seven Days next after the Ship, Vessel, Lighter, or Craft importing the said Goods, Wares, or Merchandize shall have been reported at the Custom House, then and in every such Case it shall be lawful for the proper Officer of the said Company appointed for that Purpose, on the next ensuing Day, (not being a *Sunday*, *Christmas Day*, or *Good Friday*, the King's or Queen's Birthday, or a Day appointed by His Majesty's Proclamation for the Purposes of a General Fast or Thanksgiving,) to cause such Goods, Wares, or Merchandize to be forthwith landed and warehoused in the Presence of the Officers of the Revenue, who are hereby authorized and directed to take a true and particular Account of the Quantity, Quality, and Species thereof; and in case such Goods, Wares, or Merchandize shall not be duly exported, or the Duties on such Goods, Wares, and Merchandize shall not be paid and discharged, within Six Calendar Months next after such Report as aforesaid, it shall be lawful for the Commissioners of Customs, and they are hereby authorized and empowered, to sell and dispose of such Goods, Wares, and Merchandize, or any Part thereof, to answer and satisfy the Duties thereon, rendering the Overplus, if any, of the Monies arising by such Sale, after Payment of the Freight, and of any Rates, Charges, or Expences which may be due to the said Company, to the Proprietor or Proprietors, Consignee or Consignees of such Goods, Wares, or Merchandize, on Demand: Provided always, that if a Price cannot be obtained for such Goods, Wares, or Merchandize, equal to the full Amount of the Duties of Customs payable thereon, and the Charges of the Sale thereof, and Freight, Rates, Charges, or Expences as aforesaid, then and in such Case all such Goods, Wares, and Merchandize shall be effectually destroyed, or otherwise be sold and disposed of in such Manner, and for such Purposes, and under such Rules, Regulations, and Restrictions, as the Commissioners of His Majesty's Customs shall from Time to Time direct.

and in default of Export or Payment of Duty within Six Months, the Commissioners of Customs may sell the same.

Company empowered to enter Goods, if not entered by the Owners or Consignees thereof.

XCI. And be it further enacted, That whenever the Dispatch of Business shall be obstructed by the Neglect or Delay of the Owners or Consignees of Ships or Vessels and their Cargoes, both or either, in making or passing due Entries for such Cargoes, or some Part or Parts thereof, it shall be lawful for the proper Officer of the said Company to cause a Warehousing Entry or Entries to be made for the

the Inward Cargo, or any Part or Parts of such Inward Cargo, of any Vessel lying within the said Docks or Basins for which an Entry shall not have been made by the Owner or Owners, Consignee or Consignees thereof, and for which the Customs Order for the Delivery shall not have been lodged with the proper Officer of the Customs within the said Docks within Forty-eight Hours from the Day on which the Cargo of such Vessel shall have been reported at the Custom House in *London*, such Entry or Entries to be made according to the Marks, Numbers, Package or Packages, Qualities, Quantities, or Contents of such Cargo or Part or Parts thereof, as shall be described in the Report of the Cargo of any such Vessel, (such Goods, Wares, or Merchandize being such as by Law may be warehoused,) and forthwith to land and warehouse, both or either, as the Case may be, such Goods, Wares, and Merchandize, and retain the same as a Security for the Payment of the Duties to which they may be subject, and of the Rates and Sums payable thereon to the said Company, together with the Rent and Freight due thereupon.

Such Goods not liable to Seizure for Inaccuracy in Entry.

XCII. Provided always, and be it further enacted, That no Goods, Wares, or Merchandize entered by the said Company or their Officer as aforesaid shall be liable to Seizure or Forfeiture by reason of any Inaccuracy in the Entry thereof, unless it shall appear to the Commissioners of Customs that such Inaccuracy was intentional or occasioned by wilful or culpable Negligence; and it shall be lawful for the said Company to detain any Goods being in the Possession of the said Company, so entered as aforesaid, until the Person or Persons applying for the Delivery or Transfer thereof shall have lodged with the said Company a Counterpart of the Bill or Bills of Lading which shall have been signed for the same at the Port of Loading in Parts beyond the Seas.

Goods to be detained till Production of Bills of Lading.

Company empowered to prevent Part of a Cargo being landed until entered at the Custom House

XCIII. And be it further enacted, That it shall be lawful for the Directors of the said Company, or their proper Officer in that Behalf, whenever they or he shall see Occasion, to forbid and prevent any Ship or Vessel lying in the said Docks to break Bulk, or land any Part of the Cargo thereof, until the Whole of such Cargo shall have been duly entered at the Custom House, and Orders for the landing thereof lodged with the proper Officers of His Majesty's Customs at the said Docks; and every Master or other Person having the Command of any Ship or Vessel who shall break Bulk, or land any Part of the Cargo thereof, after Notice from such Officer of the said Company not to do so, shall forfeit and pay for every such Offence any Sum not exceeding Twenty Pounds: Provided always, that nothing herein contained shall extend or be construed to extend to prevent the proper Officer or Officers of His Majesty's Customs from causing or permitting any Part or Parts of such Cargo to be landed and to be housed with the said Company for the Security of the Revenue, or for clearing the Ship or Vessel, whenever he or they shall think fit.

Company may employ Persons to discharge or load Ships.

XCIV. And whereas inconvenient and unnecessary Delay may occur in the discharging or loading of Ships, Vessels, Lighters, or Craft, in the said Docks, Basins, Locks, or Cuts, from the Inadequacy, Insufficiency,

Insufficiency, or improper Conduct of the Persons employed for that Purpose by the Owners or Masters or other Persons having the Command of such Ships, Vessels, Lighters, or Craft, and also from the Negligence or Default of the Masters or other Persons having such Command as aforesaid, to the great Hindrance of the general Business of the said Docks; be it further enacted, That whenever such Delay shall take place in the discharging or loading of any Ship, Vessel, or Craft within any of the said Docks, Basins, Locks, or Cuts, either from the Inadequacy, Insufficiency, or improper Conduct of the Persons employed for that Purpose, or from the Negligence or Default of the Master or other Person having the Command of such Ship, Vessel, Lighter, or Craft, it shall and may in every such Case be lawful for the said Company, or the proper Officer thereof in that Behalf, to cause to be employed a sufficient Number of fit and proper Persons to discharge or load, or assist in discharging or loading, the Cargo of such Ship, Vessel, Lighter, or Craft, and to make a reasonable Charge for the same upon the Owner or Owners, Consignee or Consignees of such Ship, Vessel, Lighter, or Craft, to be recovered in the same Form and by the same Remedies as are appointed and given hereby for the Recovery of the Rates payable to the said Company in respect of such Ship or Vessel; and every Master or other Person having the Command of any Ship or Vessel in any of the said Docks, Basins, Locks, or Cuts, who shall not properly clear the Deck of such Ship or Vessel, by stowing away such Articles as impede the Delivery of the Cargo, upon being required so to do by such proper Officer as aforesaid, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty on Master for not clearing Deck of Vessel of any Impediment to the Delivery.

The Commander or Mate to be on board all the Time of unloading.

XCV. And be it further enacted, That the Master, Commander, or Mate of every Ship or Vessel which shall or may load or unload in any of the said Docks, Basins, Locks, or Cuts, or some Person appointed by him or by the Owner or Owners of such Ship or Vessel for that Purpose, shall, during all the Time employed in loading, unloading, or discharging such Ship or Vessel, remain on board, and superintend, aid, and assist in such loading, unloading, or discharging; and every such Master, Commander, or Mate, or Person so appointed as aforesaid, who shall neglect or refuse to superintend, aid, and assist in the loading, unloading, and discharging of the same as aforesaid, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty.

Directors empowered to make Rules and Regulations for Clerks, Officers, Carmen, &c.

XCVI. And be it further enacted, That it shall be lawful for the said Directors of the said Company from Time to Time to make, ordain, and establish such Rules and Regulations as to them shall seem expedient for the good Government of the said Directors, and of all Treasurers, Clerks, Superintendents, Comptrollers, Dock-masters, Receivers, Collectors, Engineers, Surveyors, Workmen, Watchmen, Lightermen, Labourers, and others at the Time of the passing of this Act appointed and employed, or hereafter to be appointed and employed, in and about the Docks and Premises of the said Company, and for the better regulating, conducting, governing, and managing the Business of the said Company, and the several Works from Time to Time carried on by them, and in respect of the Admission of Ships, Vessels, Lighters, or Craft into, and of the Removal

Removal thereof out of, the said Docks, Basins, Locks, or Cuts, and for the more safe and convenient shipping and lading, landing and discharging, carrying and conveying, laying, warehousing, and depositing of Goods, Wares, and Merchandize upon, to, or from the Quays or Wharfs of the said Company, and also in respect of the Hours during which the Gates and Entrances of the said Locks and Cuts, and the Entrances, Wickets, or Foot Gates of the said Docks and Premises, shall be open, and in respect of the Persons who shall be permitted to be employed in and about the Docks, Quays, Wharfs, Warehouses, and Premises of the said Company, and also such Rules and Regulations as to them shall seem expedient for the better Prevention of Accidents by Fire, and in particular as to the lighting or using of Candles, Fires, and Lamps, and as to the smoking of Tobacco or Herbs, within the said Docks, Basins, Locks, or Cuts, or other the Premises of the said Company, and for the better governing and regulating Porters, Carters, and Carmen, and others carrying Goods, or using or driving Horses, Trucks, Carts, Sledges, or other Carriages, to or from the said Quays or Wharfs, or within the Premises of the said Company, and of all Masters of Vessels, Pilots, Lightermen, and others within the said Premises, and for preventing Damage being done to Shipping, Lighters, and Craft, or to any Goods, Wares, or Merchandize; and also from Time to Time as they shall see Occasion to repeal, annul, add to, amend, or alter such Rules and Regulations, as to them the said Directors shall seem meet or requisite, and to affix and appoint reasonable pecuniary Penalties, not exceeding Forty Shillings for any One Offence, for the Nonobservance, Nonperformance, or other Breach of all or any such Rules or Regulations or any Part of them; and also to make and from Time to Time to alter or repeal all such other Rules and Regulations as shall be by them judged expedient for the due Execution of this Act; and the said Directors shall cause such Rules and Regulations to be printed and distributed in the Port of *London*, and painted upon Boards, and affixed upon or near to some public and conspicuous Part of the said Quays or Wharfs, or upon some other public or conspicuous Place or Places adjacent, and renew the same as often as they shall become obliterated or defaced; and all such Penalties shall be recovered, levied, and applied as herein-after mentioned.

Rules may be altered or annulled by theCompany.

XCVII. Provided always, and be it further enacted, That the Rules and Regulations to be made by the said Directors shall not be contrary to or inconsistent with any of the Bye Laws, Constitutions, or Ordinances of the said Company then in force; and it shall and may be lawful to and for the said Company, assembled at any General or Special Meeting as aforesaid, to revoke, repeal, annul, or alter any of the said Rules or Regulations, or to make other Rules and Regulations instead thereof, and the said Rules and Regulations made by the said Company from Time to Time again to vary or repeal, as need may be; and all such Rules and Regulations as shall be made or varied by the said Company as aforesaid shall be printed, distributed, and affixed in like Manner as the said Rules and Regulations so from Time to Time to be made by the said Directors as aforesaid.

XCVIII. And

Authenticated Bye Laws, Rules, &c. to be Evidence.

XCVIII. And be it further enacted, That in all Cases of Prosecution for Offences against the said Bye Laws, Constitutions, and Ordinances, and Rules and Regulations respectively, the Production of a written or printed Paper purporting to be the Bye Laws, Constitutions, and Ordinances, or to be the Rules and Regulations of the said Company or the Directors thereof, (as the Case may be,) and authenticated by having the Common Seal of the said Company affixed thereto, shall be Evidence of the Existence of such Bye Laws, Constitutions, and Ordinances, or of such Rules and Regulations respectively; and it shall, as to such Rules and Regulations, be sufficient to prove that a Copy thereof hath been printed and affixed in manner by this Act directed, and in case of its being afterwards displaced, obliterated, or defaced, that it hath been replaced by another such Copy as soon as conveniently might be, unless Proof shall be adduced by the Defendant that the same is not a Copy of such Bye Laws, Constitutions, and Ordinances, Rules and Regulations respectively, or that a Copy of such Rules and Regulations hath not been duly kept affixed up and generally continued in manner by this Act directed.

Penalty on breaking or extinguishing Lamps.

XCIX. And be it further enacted, That if any Person or Persons shall wilfully damage, break, demolish, or throw down any Lamp, Lamp Iron, Lamp Furniture, Pillar, Post, or Fence which hath been or shall be set up by the said Company within, near unto, or about any of the Premises of the said Company, or any Building erected or to be erected within the same, or shall wilfully extinguish the Light within any such Lamp, every such Person so offending shall forfeit and pay any Sum not exceeding Forty Shillings for each Lamp, Lamp Iron, Lamp Furniture, Pillar, Post, or Fence so broken, thrown down, or damaged, or for every Light extinguished as aforesaid, and moreover shall make such Satisfaction to the said Company for the Damage so done as the Justice by whom such Forfeiture shall be adjudged shall deem proper; which Satisfaction shall and may be recovered in like Manner and by the same Remedies as the Penalties by this Act imposed.

Directors, or any Five or more of them, to appoint a Dockmaster, to be approved of by the Corporation of the Trinity House.

C. And be it further enacted, That it shall be lawful for the said Directors, or any Five or more of them, and they are hereby required, from Time to Time as there shall be Occasion, to nominate and appoint a proper Person or proper Persons to be Dockmaster or Dockmasters, he or they first producing, after being duly examined before the Master, Wardens, and Assistants of the *Trinity House*, legally assembled, a Certificate or Certificates from them the said Master, Wardens, and Assistants, of the proper Qualifications of such Person or Persons to execute the Office of Dockmaster; and the said Directors also shall or may from Time to Time, as they shall see Cause, remove, suspend, or dismiss any such Dockmaster or Dockmasters; which Dockmaster or Dockmasters, whether already appointed at the Time of the passing of this Act, or hereafter to be appointed, shall have full Power and Authority (but subject to the Regulations and Restrictions herein-after expressed) to direct the mooring, unmooring, moving, or removing of all Ships and other Vessels, Lighters, and Craft coming into, lying, or being in the said Docks, and the Basins and Cuts which shall belong thereto, or any of them, and coming into, lying, or being in such Parts of the River

Thames at *Limehouse Hole* and *Blackwall* aforesaid, as shall be within the Distance of Two hundred Yards from any Entrance out of the said River, except at the *Limehouse* Entrance into the South Dock, where the Power of the said Dockmaster shall only extend One hundred and fifty Yards at the Radius of a Circle taken from the Centre of the said *Limehouse* Entrance out of the said River into the said Canal there into the Works of the said Company, as to the Time or Times and Manner of their Entrance into, lying in, or going out of or from the same Docks, Basins, and Cuts, and Parts of the said River, and their Position, loading, and discharging therein respectively, and the Time or Times of opening or shutting the several Water Gates of the said Works; and in case the Owner, Master, Pilot, Servant, or other Person having the Charge or Command of any Ship or Vessel, Lighter or Craft, shall refuse or neglect to moor, unmoor, move, or remove the same according to such Direction, immediately after Notice to him or them given in Writing, or left with some Person or Persons on board the said Ship or other Vessel for that Purpose, that then it shall be lawful for the said Dockmaster or Dockmasters, or his or their Assistants, and he and they is and are hereby required, to moor, unmoor, move, or remove such Ship or Vessel, Lighter or Craft; and the Charges and Expences thereof respectively shall be repaid, together with a Sum not exceeding Ten Pounds nor less than Five Pounds for each Offence, by the Master or Owner or other Person having the Charge or Command of such Ship or Vessel, and may be recovered by the Treasurer for the Time being of the said Company from the Owner of such Ship or Vessel, in case of Nonpayment thereof on Demand, by such Ways and Means as Penalties and Forfeitures are by this Act to be recovered; which said Penalty, when recovered, shall be paid over to the Uses herein-after mentioned; and in case any Master, Commander, Mate, Pilot, or other Person or Persons taking the Command of any Ship or other Vessel, or the Owner, Agent, Consignee, or any other Person or Persons whosoever, shall obstruct or hinder the mooring, unmooring, moving, or removing of any Ship or other Vessel in the said Docks, or in the Basins and Cuts which shall belong thereto, or in any such Parts of the River *Thames* at *Limehouse Hole* and *Blackwall* aforesaid as shall be within the Distance of Two hundred Yards from any Entrance out of the said River there into the Works of the said Company, such Person or Persons shall for every such Offence forfeit a Sum not exceeding Five Pounds nor less than Forty Shillings, to be recovered and applied as herein-after is directed.

Penalty on Masters, &c. of Vessels causing Obstructions.

CI. And for the better making and preserving of a free and clear Entrance, Navigation, and Passage into and out of the said Docks, Basins, Locks, and Cuts; be it further enacted, That every Master or other Person having the Charge or Command of any Ship, Lighter, Barge, Boat, or other Vessel of any Description whatsoever, who shall place or permit or suffer the same to remain in the River *Thames* within Two hundred Yards of any of the Entrances to the said Docks, Basins, Locks, or Cuts, except at the said *Limehouse* Entrance into the South Dock as aforesaid, unless for the Purpose of coming into or going out of the same, shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds; and every Master or

Vessels not to remain in the River within 200 Yards of the Entrance of the Docks.

other Person having the Charge or Command of any Ship, Lighter, Barge, Boat, or other Vessel of any Description whatsoever, so placed within such Distance as aforesaid (whether for the Purpose aforesaid or not), who shall not immediately remove such Ship, Lighter, Barge, Boat, or other Vessel from within such Distance on being thereunto required by the Dockmaster or Dockmasters, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds for every Hour that such Obstruction shall remain after such Requisition made; and in case the Master or other Person having the Command of such Ship, Lighter, Barge, Craft, Boat, or other Vessel, shall not remove the same immediately upon being required so to do, it shall be lawful for the said Dockmaster or Dockmasters, and his or their Assistants, to remove the same.

For regulating the mooring of Vessels at the Buoys, &c. of the Company.

CII. And be it further enacted, That no Ship or Vessel, Lighter or Craft, shall lie at any of the Buoys, or make fast to any of the Dolphins, Mooring Posts, or Mooring Craft of the said Company in the River *Thames*, save only such as is or are intended to go into, or which within Six Hours last past shall have come out of, the said Docks, Basins, Locks, or Cuts, except with the special Permission of one of the Dockmasters of the said Company; and every Master, Pilot, and other Person or Persons having the Charge or Command of any Ship, Vessel, Lighter, or Craft lying or moored or having made fast at any of the said Buoys, Dolphins, or Mooring Posts, or Craft, shall remove therefrom such Ship, Vessel, Lighter, or Craft under his or their Command, within Six Hours after being required

Penalty.

so to do by the said Dockmaster or his or their Assistants, under the Penalty of a Sum not exceeding Twenty Shillings for every Hour any such Ship, Vessel, Lighter, or Craft shall remain at any of the said Buoys, Dolphins, or Mooring Posts, or Craft, after such Requisition as aforesaid.

No Vessel to enter into or navigate in the Docks under Sail.

CIII. And be it further enacted, That before any Ship or other Vessel shall enter or pass into the said Docks, Basins, Locks, or Cuts, or any of them, such Ship or Vessel shall, unless the special Permission of one of the Dockmasters of the said Company shall have been given to the contrary, have her Sails lowered or furled, so that she may not enter into or navigate in any of the said Docks, Basins, Locks, or Cuts, under Sail; and in case any Master or Pilot or other Person having the Charge or Command of any Ship or Vessel shall enter or navigate, or cause or permit or suffer to enter or to be navigated, such Ship or Vessel under Sail into or in the said Docks, Basins, Locks, or Cuts, or any of them, without such special Permission as aforesaid, every such Master, Pilot, or other Person so offending

Penalty.

shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds.

Dockmaster to direct dismantling, &c. of Vessels.

CIV. And be it further enacted, That every such Dockmaster shall have full Power and Authority to order all Ships and Vessels entering the said Docks, Basins, Locks, or Cuts of the said Company, or any of them, to be dismantled in such Manner as he may think proper and safe for the Vessels entering the said Docks, Basins, Locks, or Cuts, and for the Prevention of Accident or Mischief to other Ships and Vessels, or to Lighters or Craft, or to the said Docks,

Basins, Locks, Cuts, and Works, and during the Time of every Ship's Delivery, or when discharged of her Cargo, to have such Quantity of Ballast on board, or Dead Weight in her Hold, as he may judge requisite for such Ship or Vessel; and no Ship or Vessel shall be unladen so far as to render her insecure through the Want of Weight in her Hold, or of such Quantity of Ballast on board, as the said Dockmaster may think expedient, unless the Master or Owner of such Ship or Vessel shall certify that she may be safely unladen without being so dismantled or taking in such Ballast as aforesaid; and every such Dockmaster shall also have full Power and Authority to give Directions for topping, bracing, or striking Yards and Masts, taking in running Bowsprits, and for having substantial Hawsers and Tow Lines and Fasts to the Dolphins, Mooring Craft, Buoys, Mooring Posts, or Rings, and also to regulate the Equipment, Rigging, and Lading of all Ships and Vessels in the said Docks, Basins, Locks, or Cuts, or any of them, as he shall think necessary; and in case he shall judge any Act or Proceeding as to the Rigging, Lading, or Equipment of any Ship or Vessel injurious to the Safety of such Ship or Vessel, or to other Ships or Vessels lying in or entering or departing from the said Docks, or to the said Docks or Works, he shall give Notice to the Master or other Person having the Charge or Command of such Ship or Vessel to discontinue and alter the same; and in case such Master or other Person shall not, according to such Direction, suspend or alter such Act or Proceeding immediately after Notice given to him or them, or some Person or Persons on board the said Ship or Vessel, for that Purpose, or if any Ship, Lighter, Craft, or Vessel shall be left in the said Dock or Docks, Basin or Basins, Lock or Locks, Cut or Cuts, without any Person or Persons on board, the Master or other Person having the Command of every such Ship or Vessel, or the Owner or Owners thereof, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, and the Owner or Owners of such Ship or Vessel shall also be answerable for all the Injury that may be sustained by any other Ships or Vessels, or by the said Company, through Neglect thereof. Penalty.

CV. Provided also, and be it further enacted, That the several Orders and Directions to be from Time to Time given by the said Directors or any Five or more of them, or by any Person or Persons duly appointed to execute the Office of Dockmaster, to the Master or other Person having the Charge or Command of any Ship or Vessel within the said Docks, Basins, or other Works, or any of them, shall not extend or be construed to extend to lessen or diminish any Responsibility which the said Master or other Person or Persons shall be subject or liable to in respect of such Ship or Vessel, or the Cargo thereof. Orders given by Directors not to affect the Responsibility of the Person having the Charge of any Vessel.

CVI. And be it further enacted, That the said Dockmaster or Dockmasters shall and they are hereby authorized and directed from Time to Time, when and so soon as any Ship or Vessel which shall be lying within the said Docks, Basins, Locks, or Cuts shall have discharged her Cargo, to remove or cause to be removed such Ship or Vessel from the Quays or Wharfs of the said Company into such Part of the said Docks, Basins, Locks, or Cuts as he or they shall Dockmaster or Assistant to remove or order out light Vessels.

shall think proper, and, upon giving Twenty-four Hours previous Notice in Writing to One of the Owners or to the Master or Person having the Command thereof respectively, to order out of the said Docks, Basins, Locks, Cuts, and Entrances, all light Ships or Vessels; and all and every the Owner or Owners, Master, or other Person having the Command of any such Ship or Vessel, who shall refuse or neglect to remove the same after such Notice as aforesaid, shall forfeit for every such Offence any Sum not exceeding Five Pounds; and in case of such Neglect or Refusal the Dockmaster or Dockmasters, his or their Assistant or Assistants, may remove or cause to be removed every such Ship or Vessel out of the said Docks, Basins, Locks, Cuts, and Entrances, and lay or moor the same in any Part of the River *Thames* within High-water Mark, as conveniently as may be; and the Owner or Owners, Master, or other Person having the Command of such Ship or Vessel shall pay and make good to the said Dockmaster or Dockmasters the Charges and Expences of removing and mooring such Ship or Vessel accordingly (such Charges and Expences being first allowed by the said Directors); and if the same be not accordingly paid within Five Days after Demand, the Amount thereof shall be recoverable by Distress and Sale of such Ship or Vessel, all or any of her Tackle, Apparel, or Furniture, or any Part thereof, the Company rendering the Overplus (if any), after deducting the Charges of taking, keeping, and selling of such Distress, to the Owner or Owners, Master, or other Person having the Command of such Ship or Vessel, upon the same being demanded.

If Masters, &c. of Vessels refuse, the Dockmaster to remove them, and charge Expences.

Upon Non-payment thereof, same to be levied by Distress.

Dockmaster to direct the Removal of Lighters and Craft.

CVII. And be it further enacted, That if any Lighter, Barge, or other Craft, either after having any Goods taken or unladen thereout, or which shall enter or be in the said Docks, Basins, Locks, or Cuts for the Purpose or under Pretext of taking or carrying Goods from or out of the said Docks, Basins, Locks, or Cuts, or for any other Purpose or under any other Pretext whatsoever, shall remain or continue in the said Docks, Basins, Locks, or Cuts for any longer Space of Time than Twenty-four Hours, it shall be lawful for the Dockmaster or Dockmasters of the said Company, or their or any of their Assistants or Servants, to give Notice in Writing to any Owner or Owners of such Lighter, Barge, or other Craft, by Delivery of such Notice to him, her, or them, or by leaving the same at his, her, or their Dwelling House, Countinghouse, or Place of carrying on Business, or by Delivery thereof to the Person or Persons in charge of such Lighter, Barge, or other Craft, if any there shall be, to remove such Lighter, Barge, or other Craft from and out of the said Docks, Basins, Locks, or Cuts; and if any such Lighter, Barge, or other Craft shall not be removed from and out of the said Docks, Basins, Locks, or Cuts, within Twelve Hours after such Notice shall be given, the Owner or Owners of every such Lighter, Barge, or other Craft shall for every such Offence forfeit and pay the Sum of Forty Shillings for the first Twenty-four Hours, and the Sum of Twenty Shillings for every further Period of Twenty-four Hours during which any such Lighter, Barge, or other Craft shall remain and continue in any of the said Docks, Basins, Locks, or Cuts, contrary to the Provisions herein contained, the Payment whereof shall and may be enforced and recovered in such Manner

Penalty on Owners for Neglect.

Manner as any other Penalty or Penalties of the like Amount or Amounts is or are recoverable under this Act.

Goods of a dangerous Nature sent to the Docks, to be marked.

CVIII. And for better preventing Accidents which might arise in the said Docks from the unsafe and improper depositing or keeping Goods and Merchandize within the same; be it further enacted, That every Person who shall send or cause to be sent to the said Dock Premises for Shipment any Aquafortis, Oil of Vitriol, or other Goods or Merchandize of a dangerous Quality, shall distinctly mark or state the Nature of such Goods and Merchandize on the Outside of the Box, Case, Cask, Bale, or Package containing the same, or shall otherwise give due Notice thereof to the Superintendent of the said Docks at the Time of so sending the said Goods or Merchandize to the said Dock Premises, on pain of forfeiting for every Default herein the Sum of Twenty Pounds. Penalty.

Penalty for not removing Combustibles when required.

CIX. And be it further enacted, That if the Owner or Owners of, or the Person or Persons in or to whose Custody or Charge any Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Brandy or other Spirituous Liquors, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood, or any combustible Matter whatsoever shall be intrusted, shall permit or suffer the same, or any of them, or any Part thereof respectively, to be and remain on the Quays, Wharfs, or Works aforesaid, or any Part thereof, or upon the Deck of any Ship, Lighter, Barge, Boat, or other Vessel in the said Docks, Basins, Locks, Cuts, or other Works, or any of them, above the Space of Two Hours after he or they shall have been required by the Dockmaster or Dockmasters to take away or remove the same therefrom, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay, at the Discretion of the Justice who shall take cognizance thereof, any Sum not exceeding Five Pounds nor less than Twenty Shillings for every Hour that any of the Articles herein-before specified, or any other combustible Matter, or any Part thereof, shall be or remain in the Place or Situation aforesaid after the Expiration of the said Two Hours; and in every such Case the Owner or Owners of, or other Person or Persons in or to whose Custody or Charge any such Article or other combustible Matter shall be or be intrusted, (if the same respectively shall be lying on the said Quays, Wharfs, or other Works,) or the Master or other Persons having the Charge or Command of the Ship, Lighter, Barge, Boat, or other Vessel, (if the same Articles respectively shall be lying on the Deck thereof,) shall at their own Costs and Expences respectively maintain a sufficient Number of careful and sober Persons, to be in that Behalf appointed by the said Dockmaster or Dockmasters, to guard and watch over such several Articles or other combustible Matter as aforesaid, from or after such Requisition until the same respectively shall be removed; and in case any such Owner, Master or other Person or Persons as aforesaid shall refuse or neglect to pay, on Demand, such Cost and Expences, then and in such Case such Costs and Expences shall and may be raised, levied, and recovered in like Manner as any Penalty is recoverable by this Act.

No Gunpowder or loaded Gun

CX. And be it further enacted, That no Gunpowder or loaded Gun or other loaded Fire-arms of any Description whatever shall be brought

to be brought into the Premises.

brought into any of the said Docks, Basins, Locks, Cuts, Entrances, or other Works, or be suffered to remain on board of any Ship or other Vessel whatsoever therein; and the Master or Owner or Person having the Charge of any Ship or Vessel in which such Gunpowder or loaded Gun or other Fire-arms shall be found as aforesaid shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds nor less than Five Pounds.

Penalty.

Lighters, &c. not to receive or deliver more than 25lbs. of Gunpowder within 200 Yards of the Dock Entrances.

CXI. And be it further enacted, That no Master or Owner of any Lighter, Barge, or other Craft, or of any Boat, shall receive into or permit to be delivered from such Lighter, Barge, or other Craft, or from any Boat, more than Twenty-five Pounds Weight of Gunpowder, (except for the King's Service,) upon any Part of the River *Thames*, or the Shores or Sides thereof, within Two hundred Yards of any or either of the said Docks, Basins, Locks, Cuts, Entrances, or other Works; and that the Master, Owner, or Person navigating or having the Care of any Lighter, Barge, or other Craft, or of any Boat, receiving or delivering, or permitting to be received or delivered, into or from such Lighter, Barge, or Craft, or into or from such Boat, upon any Part of the River *Thames*, or the Shores or Sides thereof, within Two hundred Yards of any or either of the said Docks, Basins, Locks, Cuts, Entrances, or other Works, more than Twenty-five Pounds Weight of Gunpowder, (except for the King's Service,) shall forfeit and pay for every Offence all the Gunpowder found on board such Lighter, Barge, or other Craft, or Boat, above the Weight of Twenty-five Pounds, and the Barrels in which such Gunpowder shall be, and also Two Shillings for every Pound of Gunpowder above the Weight of Twenty-five Pounds which shall be found on board of or have been so received into or delivered from such Lighter, Barge, Craft, or Boat.

Penalty.

No combustible Matter to be melted on board any Vessel within the Docks, &c.

CXII. And be it further enacted, That no Pitch, Tar, Rosin, Turpentine, Oil, or other combustible Matter shall at any Time hereafter be boiled or heated on board any Ship or other Vessel, Craft or Boat, lying in any of the said Docks, Basins, Locks, Cuts, or Entrances, or other Works, or any of them, nor in any Place or Places within the said Dock Premises, except in such Place or Places and in such Manner as shall be specially appointed by the said Directors for that Purpose, upon pain that every Person so offending shall forfeit for every such Offence any Sum not exceeding Five Pounds.

Penalty.

Fires, Candles, or Lamps not to be lighted in the Docks except as regulated by Directors.

CXIII. And be it further enacted, That if any Person or Persons shall have or keep, or cause to be had or kept, any Fire, Candle, or Lamp lighted within any of the said Docks, Entrances, Basins, Locks, Cuts, or other Works, or on board any Ship or Vessel in such Docks, Entrances, Basins, Locks, or Cuts respectively, save and except such Fires or lighted Candles or Lamps as shall be necessary to be used in the making, building, finishing, repairing, altering, or improving of the same Docks, Entrances, Basins, Locks, Cuts, and other Works, or any of them, and save and except such and at such Times as shall be permitted by the Regulations of the said Directors in Writing in that Behalf, or if any Person shall neglect or refuse to obey any Order which may be given by any of the Officers of the said Company for extinguishing any Fire or Light on board any Ship or

Vessel lying in any of the said Docks, Basins, Locks, or Cuts, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds nor less than Five Pounds. Penalty.

To prevent Obstructions of Officers in going on board Ships, &c. in the Docks, &c.

CXIV. And be it further enacted, That if any Person or Persons shall at any Time hereafter in any Way obstruct, or be aiding or abetting any other Person or Persons in obstructing, in the Execution of his Duty or Employment any Constable, Watchman, or other Person thereto appointed by or having Instructions in Writing in that Behalf from the Directors of the said Company, or from the Superintendent of the said Docks, or from One of the Dockmasters of the said Company for the Time being, in going on board or entering into or upon, or being in or upon, any Ship, Vessel, Lighter, Boat, or Craft, for the Purpose of searching for or extinguishing any Fire, Candle, or Light being or suspected to be therein contrary to any Provisions contained in this Act, or contrary to any Rule or Regulation already enforced in that Behalf, or hereafter to be made by virtue of this Act, or for the Purpose of discovering any Theft or Embezzlement committed or suspected to have been committed in or about such Ship, Vessel, Lighter, Boat, or Craft, or for the Purpose of quelling any Riot or Disturbance therein, or for any other Purpose authorized by this Act, or by any such Rule or Regulation as aforesaid, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds. Penalty.

Masters and Owners of Vessels, and of Carts, Waggons, &c. answerable for Damages done to the Docks by their Servants or others.

CXV. And be it further enacted, That if any Damage, Spoil, or Mischief shall be done or arise to any of the said Docks, Basins, Locks, Cuts, or Entrances, or any of the Keys, Wharfs, Bridges, Railings, Fences, or other Works of the said Company, made or to be made as aforesaid, or to any Property whatsoever of the said Company, by or from any Ship, Vessel, Lighter, Barge, Boat, or Craft entering into or going out of or lying or being in any of the said Docks, Basins, Locks, or Cuts, or by or from any Cart, Waggon, Truck, or other Carriage being in the said Dock Premises, or by any Horse drawing the same, or by loading or unloading the same respectively, or by any Boatman, Bargeman, Carman, Driver, Servant, or other Person on board of or belonging to such Ship, Vessel, Lighter, Barge, Boat, or Craft, or being in or driving or belonging to such Cart, Waggon, Truck, or other Carriage, then the Master or Owner of every such Ship, Vessel, Lighter, Barge, Boat, or Craft, and of every such Cart, Waggon, Truck, or other Carriage, shall be and is hereby made liable to the said Company for the Amount of such Damage, Spoil, or Mischief; and the same, together with full Costs of Suit, shall and may be sued for and recovered by the said Company in any of His Majesty's Courts of Record at *Westminster*, or in case the Sum claimed for such Damage shall not exceed Ten Pounds, then the same shall and may, if the said Company or the Directors thereof shall so think fit, be levied by such Means as are herein provided for levying the Penalties by this Act imposed.

Owners and Masters may recover against their Servants.

CXVI. And be it further enacted, That if the Master or Owner of any Ship, Vessel, Lighter, Barge, Boat, or Craft, or of any Cart, Waggon, Truck, or other Carriage, shall by virtue of this Act be compelled to pay any Penalty or to make Satisfaction for any Damage

Damage for or by reason of the wilful Act or Default or Negligence of any of his Crew, or of his Driver or Servants, such Master or Owner shall and may recover the Amount of such Penalty, or the Money so paid for any such Satisfaction as aforesaid, from the Person or Persons for or by reason of whose wilful Act or Default or Negligence he shall have been so compelled to pay the same; and in case the Amount to be recovered shall not exceed Ten Pounds, and shall remain unpaid Two Days after Demand, the same shall be recovered by such Master or Owner in like Manner as any Penalty is hereinafter directed to be recovered.

Punishment of Persons demolishing the Works of the Company.

CXVII. And be it further enacted, That if any Person shall knowingly, wilfully, and maliciously demolish, break down, or destroy any of the Buildings or Works of the said Company now erected or made, or which shall hereafter be erected or made, or any Fixture, Machine, or Engine of, upon, or belonging to the said Dock Premises, then every such Offender, being convicted thereof, shall be liable at the Discretion of the Court to be transported beyond the Seas for the Term of Seven Years, or be imprisoned for any Term not exceeding Two Years, and, if a Male, to be once, twice, or thrice publicly or privately whipped, if the Court shall so think fit, in addition to such Imprisonment.

Penalty for destroying the Ropes of Vessels.

CXVIII. And be it further enacted, That in case any Person or Persons shall wilfully cut, break, or in any Manner destroy any Rope or other Thing by which any Ship, Vessel, Lighter, Barge, or Craft lying in any of the said Docks, Basins, Locks, Cuts, or Entrances, shall be moored or fastened, every such Person or Persons shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds nor less than Five Pounds: Provided always, that nothing herein contained shall hinder or restrain the Dockmasters of the said Company, or either of them, or his or their Assistant or Assistants, from exercising in a due and reasonable Manner any of the Powers or Authorities hereby vested in them.

No Fees to be taken by the Company's Officers.

CXIX. And be it further enacted, That no Fee, Perquisite, or Reward of any Kind or Denomination whatsoever shall be taken, accepted, or received by any Officer or Person who shall or may be employed in the Service of the said Company, other than the Salary or Wages that shall or may be paid or allowed to such Officer or Person by the said Company, for any Service, Act, or Duty which shall be or may be done or performed within the same; and every Person taking, accepting, or receiving any Fee, Perquisite, or Reward contrary to this Act, shall for every such Offence forfeit and pay back the Amount of the Fee, Perquisite, or Reward so taken, accepted, or received, and in addition thereto any Sum not exceeding Five Pounds, to be recovered in the same Manner as other Penalties by this Act imposed.

Penalty.

Goods to be examined, and Damages happening thereto ascertained.

CXX. And be it further enacted, That all Goods, Wares, and Merchandize which shall be landed on the said Keys shall be surveyed and examined by some competent Person or Persons to be appointed by the said Directors for that Purpose, and which Person or Persons shall inquire into and ascertain the Causes and Extent of any

any Injury or Damage which shall have happened to the same, either by Sea Damage, improper Stowage, or otherwise, and shall deliver his or their Report in Writing thereon to the Directors of the said Company as soon as may be.

Company not to be concerned in building Ships.

CXXI. And be it further enacted, That it shall not be lawful for the said *West India* Dock Company, at any Time or Times, to carry on or be in anywise concerned in the Trade or Business of building or repairing Ships or other Vessels for Hire or Profit, nor shall any Slip or Slips, Dry Dock, Graving Dock, Way, or other Place for the building, heaving down, or repairing of Ships or other Vessels, at any Time hereafter be made or built, or permitted or suffered to be made or built, in or adjoining any of the said Docks, Basins, and Cuts of the said Company; but nothing herein contained shall extend to prevent the said Company from selling or letting the Docks, Yards, and other Premises at *Limehouse*, now in the Occupation of Messieurs *Fletcher*, Son, and *Fearnall*, nor the Docks, Yards, and Premises at *Blackwall*, now in the Occupation of Messieurs *H.* and *W. Pitcher*, but so nevertheless that no Opening or Communication shall be made or permitted between the Docks, Cuts, and Basins of the said Company and the said Docks, Yards, and Premises now in the Occupation of Messieurs *Fletcher*, Son, and *Fearnall*, and Messieurs *H.* and *W. Pitcher*, so long as those Docks, Yards, and Premises shall be used for the Purpose of building or repairing Ships or other Vessels.

Recovery and Application of Penalties.

CXXII. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by this Act, or by any Bye Law, Constitution, Ordinance, Rule, or Regulation to be made under the Authority hereof, or hereby directed to remain in force, the Manner of levying and recovering whereof is not otherwise particularly directed, may, in case of Nonpayment thereof, be recovered in a summary Way by the Order and Adjudication of any Justice of the Peace for the City, County, or Place in which the Offence shall be committed, on Complaint to him for that Purpose made upon the Oath of any Person or Persons, or on the solemn Affirmation of any One or more of the Persons called *Quakers*, or on the Confession of the Party offending, which Oath or Affirmation such Justice is hereby authorized to administer; and in default of Payment of any such Fine, Penalty, or Forfeiture, the same shall be levied by Distress and Sale of the Offender's Goods and Chattels, or of the Goods and Chattels of the Person liable and adjudged to pay such Fine, Penalty, or Forfeiture, by Warrant under the Hand and Seal of such Justice, rendering the Overplus (if any), on Demand, to the Party or Parties whose Goods and Chattels shall be so distrained (the reasonable Charges of such Distress and Sale being first deducted); and the said Fine, Penalty, or Forfeiture, when so levied, shall be paid to the Directors of the said Company, to be by them applied to and for the Benefit of the disabled or worn-out Servants of the said Company, or their Families; and in case any such Fine, Penalty, or Forfeiture shall not be forthwith paid, it shall be lawful for such Justice, and he is hereby authorized and required, to order the Offender or Offenders so convicted as aforesaid, or other the Person liable and adjudged to pay such Fine, Penalty, or Forfeiture as aforesaid, to be detained and

kept in safe Custody until Return can be conveniently made to such Warrant of Distress, unless the Offender or Offenders, or other the Person liable and adjudged to pay such Fine, Penalty, or Forfeiture, shall give a sufficient Security, to the Satisfaction of such Justice, for his, her, or their Appearance before such Justice, or before some other Justice of the Peace for the said City, County, or Place in which the Offence shall be committed, on such Day or Days as shall be appointed for the Return of such Warrant of Distress, (such Day or Days not being more than Fourteen Days from the taking of any such Security,) and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had whereupon to levy the said Fine, Penalty, or Forfeiture, and such Charges as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of any such Justice, upon the Confession of the Offender or other the Person liable and adjudged to pay such Fine, Penalty, or Forfeiture, or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels whereupon such Fine, Penalty, or Forfeiture and Charges could be levied if a Warrant of Distress were issued, such Justice shall not be required to issue such Warrant of Distress; and thereupon it shall be lawful for such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to commit the Offender or Offenders, or other the Person liable or adjudged to pay such Fine, Penalty, or Forfeiture, to the House of Correction or Common Gaol for the said City, County, or Place, there to remain for any Time not exceeding Three Calendar Months, unless such Penalty or Forfeiture, together with the Charges attending such Proceedings as aforesaid (to be ascertained by such Justice), shall be sooner paid and satisfied, or until such Person so committed shall be otherwise discharged by due Course of Law.

Justices may give Informer a Part of any Penalties.

CXXIII. Provided always, and be it further enacted, That it shall and may be lawful for any Justice before whom any such Conviction shall take place, if he shall think fit, to order and direct any Part of the said Fines, Penalties, and Forfeitures, not exceeding a Moiety thereof, to be paid or applied to and for the Use of the Informer or Informers, or other Person or Persons aiding or assisting in the Apprehension of any Offender therein, or to and for the Use of any of them, who shall not have been a Witness or Witnesses on the Trial of the Information or Informations, any thing herein contained to the contrary notwithstanding.

Justices may proceed by Summons in the Recovery of Penalties.

CXXIV. And be it further enacted, That in all Cases in which any Penalty or Forfeiture is made recoverable by Information before a Justice of the Peace, it shall and may be lawful for the Justice to whom Complaint shall be made of any Offence against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before any Justice; and all such Proceedings by Summons without Information shall be as good, valid, and effectual

to

to all Intents and Purposes as if an Information in Writing was exhibited.

Damages and Charges in case of Dispute to be settled by Justices.

CXXV. And be it further enacted, That where by this Act any Damages or Charges are directed or authorized to be paid or recovered in addition to any Penalty or Penalties for any Offence or Offences, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be settled, ascertained, and determined by the Justice of the Peace by or before whom any Offender shall be convicted of any such Offence or Offences, who is hereby authorized and required, on Nonpayment thereof, to levy such Damages or Charges by Distress and Sale of the Offender's Goods and Chattels in manner directed by this Act for the levying of any Penalties or Forfeitures.

Convictions to be drawn in the following Form.

CXXVI. And for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That every Justice before whom any Person shall be convicted of any Offence against this Act shall and may cause the Conviction to be drawn up according to the following Form, or in Substance to the following Effect; *videlicet*,

'BE it remembered, That on the Day of in the Year of our Lord *A. B.* is '[*or* are, *as the Case may be*,] convicted before me, one of His 'Majesty's Justices of the Peace for the 'of having [*here state the Offence, and the Time and Place when and 'where committed*], contrary to an Act [*or* contrary to a Bye Law 'duly made in pursuance of an Act, *as the Case may be*,] passed 'in the Second Year of the Reign of His Majesty King *William* 'the Fourth, intituled [*here insert the Title of this Act*], for which 'Offence I do adjudge the said to have 'forfeited the Sum of [*here state the 'Amount of the Penalty, Fine, or Forfeiture*], according to the said 'Act; which said Sum of is to be dis-'tributed and applied in manner following; that is to say, [*here state 'in what Proportion if distributable, and to whom the Conviction 'Money is to be paid*], according to the Provisions of the said Act. 'Given under my Hand and Seal the Day and Year first above 'written.'

Parties aggrieved may appeal to the Sessions.

CXXVII. And be it further enacted, That if any Person or Persons shall think him, her, or themselves aggrieved, or remain unsatisfied, with the Judgment of any Justice, by reason of any Sentence or Judgment to be taken or pronounced by him as aforesaid, or by any Order or Judgment made or given in pursuance of any Bye Law, Constitution, or Ordinance, or of any Rule or Regulation of the said Company or Directors, or by any other Matter or Thing done by virtue of this Act, such Person or Persons shall and may complain or appeal to the Justices of the Peace at the General or Quarter Sessions of the Peace to be held in and for the County of *Middlesex* within Four Calendar Months after the Cause of Complaint shall have arisen, first giving Ten Days Notice of such Complaint or Appeal, and of the Matter thereof, to the Person or Persons against whom such Complaint is intended to be made, who are hereby

hereby empowered to summon and examine Witnesses upon Oath, and finally to hear and determine the Matter of every such Complaint or Appeal, and in case of Conviction to issue a Warrant or Warrants for the levying and enforcing Payment of the said Fines, Penalties, and Forfeitures, by the Ways and Means before mentioned, together with such Costs and Charges to the Party in whose Favour such Appeal shall be determined, as the Justices in their said Sessions shall order and direct; which Orders and Judgments respectively shall be final and conclusive on all Parties, and shall not be removed or removable by any Writ or Writs of Certiorari, or otherwise, into any of His Majesty's Courts of Record at *Westminster* or elsewhere:

Proceedings not to be vacated for Want of Form only.

CXXVIII. Provided nevertheless, and be it further enacted, That no Order, Conviction, or other Proceeding to be had or made by or before any Justice of the Peace, in relation to the Premises aforesaid, shall be quashed or vacated for Want of Form only; and where any Distress shall be made for any Sum or Sums, Fine, Penalty, or Forfeiture, by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, or Warrant of Distress, or other Proceeding relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards committed by the Party or Parties distraining.

For securing Offenders.

CXXIX. And be it further enacted, That it shall be lawful for any of the said Directors, or for any of their Officers or Servants, and such Person or Persons as they or any of them shall call to their Assistance, without any Warrant or other Authority than this Act, to seize and turn out of the said Dock Premises any idle, disorderly, or suspicious Person found therein, and to seize and detain any Person or Persons who shall commit any Offence or Offences against this Act, and to deliver him, her, or them into the Custody of any Peace Officer, in order to be secured and conveyed before any Justice of the Peace for the said County of *Middlesex*; and such Justice is hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act.

Justices may appoint and remove Special Constables.

CXXX. And be it further enacted, That it shall be lawful for any Two or more Justices of the Peace for the said County of *Middlesex* from Time to Time to appoint such Person or Persons as shall be nominated to them by the Directors of the said Company for that Purpose to be Special Constables within the Premises of the said Company; and all and every Person and Persons so appointed shall respectively take an Oath, to be administered by any of the Justices of the Peace for the said County of *Middlesex*, duly to execute the Office of a Constable for the said Premises; and every Person so appointed and sworn as aforesaid shall have Power to act as a Constable for the Preservation of the Peace, and for the Security of Property against Felonies and other unlawful Acts, within the Limits of the said Premises, and shall have, use, exercise, and enjoy all such Powers, Authorities, Protections, and Privileges, for the apprehending

Offenders as well by Night as by Day, and for doing all Acts, Matters, and Things for the Prevention, Discovery, and Prosecution of Felonies and other Offences, and for the Preservation of the Peace, as Constables duly appointed now have by the Laws and Statutes of this Kingdom; and it shall be lawful for the said Justices, or any Three or more Directors of the said Company, to dismiss or remove any such Constable from his Office of Constable; and upon every such Dismissal or Removal, all Powers, Authorities, Protections, and Privileges vested in any such Person so dismissed or removed by virtue of such Appointment as aforesaid shall wholly cease.

Limitation and Notice of Actions.

CXXXI. And be it further enacted, That no Action or Suit shall be commenced against the said Company, or any of their Directors, Officers, or Agents, or any Person or Persons whomsoever, for or on account of any thing done or agreed to be done in pursuance or under colour of this Act, until Fourteen Days Notice shall have been given to the said Company, Person or Persons (as the Case may be), against whom the same is to be brought, or after a sufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, nor after Three Calendar Months next after the Injury complained of or Fact committed; and such Action or Suit shall be laid and brought in the County of *Middlesex*, and not elsewhere; and the Defendant or Defendants in such Action or Suit shall and may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon; and if it shall appear to be so done, or that such Action or Suit shall have been commenced before the Expiration of Fourteen Days after such Notice, or without giving any such Notice as aforesaid, or after the Time limited for bringing the same, or after such Tender of sufficient Satisfaction as aforesaid, or if it shall be brought in any other County or Place or in any other Manner than as directed by this Act, then the Jury shall find a Verdict for the Defendant or Defendants.

General Issue.

Directors may give Releases to Witnesses.

CXXXII. And be it further enacted, That in all Actions, Suits at Law or in Equity, and in all Proceedings under this Act, touching any Claim for Compensation against or for or on behalf of the said Company, and also in all Prosecutions to be commenced or instituted by or on behalf of the said Company, and in all Arbitrations, References, or other Proceedings in or consequent upon or arising out of any such Actions and Suits or Proceedings, it shall be lawful for any One or more of the Directors for the Time being of the said Company, in his or their own Name or Names, for and on behalf of the said Company, to make, sign, seal, execute, and deliver all and every such general or other Release or Releases as may be or be deemed to be necessary for the Purpose of exonerating, releasing, and discharging any Person who shall or may be produced as a Witness in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding as aforesaid, from all or any Claims or Demands which may be necessary to be released by the said Company to qualify such Person to give Evidence as a Witness in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding aforesaid; which Release or Releases shall be as valid and effectual, to all Intents and Purposes whatsoever, as if the same were under the Common Seal of the said Company.

Indictments, Informations, &c. how to be preferred or instituted.

CXXXIII. And be it further enacted, That in all Indictments, Informations, or legal Proceedings whatsoever hereafter to be preferred, instituted, or carried on against any Person or Persons whatsoever for feloniously taking, stealing, or embezzling, or for destroying, damaging, or injuring, removing or carrying away any Goods, Chattels, or Property of or belonging to the said Company, or any Goods, Chattels, or Property in their Custody or Possession, or in the Custody or Possession of any Officer or Servant of the said Company, and of any Revenue Officer, or either of them, for and on behalf of the said Company, or for and on behalf of any other Person or Persons, Body or Bodies Corporate or Politic, having deposited such Goods, Chattels, or Property in the Care or Custody of the said Company or their Officers or Servants, or any Goods, Chattels, or Property in or on any of the Docks, Basins, Locks, Cuts, Entrances, Quays, Wharfs, Works, Warehouses, or Premises belonging to the said Company, and in all other Indictments, Informations, or legal Proceedings whatsoever of or concerning such Goods, Chattels, or Property respectively, it shall be sufficient to describe and refer to such Goods, Chattels, and Property respectively as the Goods, Chattels, and Property of the said Company, and (in case the same shall have been so as aforesaid feloniously taken, stolen, or embezzled, or removed or carried away,) to allege that the same were so feloniously taken, stolen, embezzled, removed, or carried away (as the Case may be) from the said Company; and it shall be sufficient on the Trial or Hearing of any such Indictment, Information, or other legal Proceeding, to prove that at the Time when such Goods, Chattels, and Property respectively were so feloniously stolen, taken, or embezzled, or so damaged, destroyed, or injured, or removed or carried away, or when other the Matter or Thing complained of in such Indictment, Information, or other legal Proceeding took place, such Goods, Chattels, and Property were in or on some of the Docks, Basins, Locks, Cuts, Entrances, Quays, Wharfs, Works, Warehouses, or Premises belonging to the said Company, or in the Custody or Possession of some Officer or Servant of the said Company, and Revenue Officer, or One of them, for and on behalf of the said Company, or for and on behalf of some Person or Persons, or Body or Bodies Corporate or Politic, having deposited the same with the same Company, without any other Proof of Property.

In case of Bankruptcy or Insolvency of Debtors to the Company, any Director may petition.

CXXXIV. And be it further enacted, That in all Cases where any Person or Persons who is or are or shall be indebted to the said Company shall become bankrupt, it shall and may be lawful to and for any One or more of the Directors for the Time being of the said Company, for and on behalf of the said Company, to petition the Lord High Chancellor for a Commission of Bankrupt to be awarded and issued against such Person or Persons, and to make Affidavit of the Debt due to the said Company, and that he believes such Person or Persons to have become bankrupt, and also to give and execute the usual Bond in his or their own Name or Names; and every Commission of Bankruptcy to be awarded and issued upon or by virtue of such Petition, Affidavit, and Bond, shall be as valid and effectual, to all Intents and Purposes, as if the same had been awarded and issued upon or by virtue of a Petition made and presented, and Affidavit made, and Bond given and executed, by a Person claiming to be a

Creditor in his own Right; and where any Person or Persons who is or are or shall be indebted as aforesaid to the said Company, or against whom the said Company shall or may have any Claim or Demand, shall become bankrupt, or apply for his, her, or their Discharge under any Act for the Relief of Insolvent Debtors, it shall and may be lawful to and for the said Company to prove such Debt or make such Claim or Demand by an Agent, provided such Agent swear in his Deposition that he is such Agent as aforesaid, and that he is authorized to make such Proof, Claim, or Demand; and such Agent, having so made such Proof, and having so sworn as aforesaid, shall have such and the same Powers and Privileges as to voting in the Choice of Assignees, and signing Certificates, and otherwise, in respect of any Debt or Debts proved on behalf of the said Company as aforesaid, as any other Creditor or Creditors of such Bankrupt or Bankrupts or Person or Persons applying to be discharged as aforesaid could or might do.

Service of Notices on Company.

CXXXV. And be it further enacted, That in all Cases wherein it shall be necessary for any Person or Party to serve any Notice or Summons, or any Writ or other Process at Law or in Equity, upon the said Company, Service thereof respectively upon any One of the Directors of the said Company, or upon the Clerk of the said Company for the Time being, or in his Absence the leaving thereof at the *West India* Dock House, or at other the last or usual Place of Abode of such Director or Clerk respectively, shall be deemed good and sufficient Service of the same respectively on the said Company.

Notices given by Company to be signed by their Clerk.

CXXXVI. And be it further enacted, That in all Cases where it shall be necessary for the said Company to give any Notice to any Body Politic, Corporate, or Collegiate, or to any Person whomsoever, under the Provisions of this Act, it shall be deemed sufficient if such Notice be in Writing signed by the Clerk for the Time being of the said Company, and without being under the Common Seal of the said Company.

Officers under this Act not to be incompetent Witnesses.

CXXXVII. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise touching or in anywise relating to any of the Rates, Duties, Charges, or Rent by this Act authorized to be received, or respecting any Matter or Thing relating to the said Docks, Basins, Locks, or Cuts, or to this Act, no Person or Persons acting by or under the Authority of the said Company or in the Service of the said Company shall for that Reason alone be in any Manner disqualified or incapacitated from giving Evidence in, upon, and respecting such Dispute, Suit, or Litigation.

Punishing Persons giving false Evidence.

CXXXVIII. And be it further enacted, That all Persons who upon any Examination to be taken upon Oath by virtue of this Act shall wilfully and corruptly give false Evidence, or otherwise forswear themselves, before any Jury or before any Justice or Justices of the Peace acting as such in the Execution of this Act, shall and may be prosecuted for the same, and, upon Conviction thereof, shall be subject and liable to such and the same Pains and Penalties as Persons guilty of Perjury are by the Laws in being subject and liable to.

CXXXIX. And

Expences of Act.

CXXXIX. And be it further enacted, That the Costs, Charges, and Expences of applying for and obtaining this Act shall be paid and defrayed out of the Funds of the said Company.

Rights of the Corporation of London not to be prejudiced.

CXL. Provided also, and be it further enacted, That Nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from the Estates, Rights, Interests, Privileges, Franchises, or Authority of the Mayor and Commonalty and Citizens of the City of *London*, or their Successors, or the Lord Mayor of the said City for the Time being, or to prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which at the Time of making this Act the Mayor and Commonalty and Citizens of the City of *London*, or the Lord Mayor of the said City for the Time being, as Conservator of the River *Thames* and Waters of *Medway*, did or might lawfully claim, use, or exercise; and further, that it shall and may be lawful to and for the Lord Mayor of the said City for the Time being, in like Manner as he hath used to do in other Cases, to inquire of, hear, and determine, by Presentment or Indictment taken before him as Conservator of the said River and Waters, any Offences contrary to this Act, or such Bye Laws, Rules, Orders, and Regulations as shall be made as aforesaid, and upon the Conviction of the Offender or Offenders to impose a Penalty or Penalties on him, her, or them, not exceeding the Penalty or Penalties hereby inflicted, or which shall be inflicted in and by the said Bye Laws, Rules, Orders, and Regulations for such Offence or Offences, but no Person shall be punished twice for one and the same Offence.

Saving the Rights of Trustees for paving of Poplar, and of Vestrymen of the Parish of All Saints Poplar.

CXLI. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or affect the Rights of the Trustees acting under or by virtue of an Act made and passed in the Fifty-third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for paving, lighting, watching, and improving the Hamlet of* Poplar *and* Blackwall *in the County of* Middlesex, *and for better Relief and Maintenance of the Poor of the said Hamlet*, or the Rights of the Vestrymen acting under or by virtue of an Act made and passed in the Fifty-seventh Year of the Reign of His said late Majesty, intituled *An Act for making the Hamlet of* Poplar *and* Blackwall *in the County of* Middlesex *a separate and distinct Parish, and for erecting a Parish Church therein, and other Purposes relating thereto.*

Public Act.

CXLII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

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