CHAPTER clxxvii.

An Act for incorporating and conferring powers on the Weston-super-Mare Grand Pier Company and for other purposes. [28th July 1884.]

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WHEREAS on the twelfth day of December one thousand eight hundred and eighty-three the Weston-super-Mare Grand Pier Company (Limited) (in this Act called "the limited company") were duly registered under and in accordance with the provisions of the Companies Acts 1862 to 1880 as a company limited by shares and by the memorandum of association of the Company the objects for which the Company was established were declared to be amongst others:—

(A.) The construction of a pier at or near Weston-super-Mare in the county of Somerset and the approaches thereto and the construction and execution of such piers breakwaters light-houses channels wharfs quays storehouses warehouses and other buildings tramways works and appliances as may be considered necessary or desirable for the purposes of constructing or maintaining or improving and the working and using of such pier and the anchorage adjacent thereto and for facilitating the use thereof;

(B.) The maintenance and repair of the pier tramways and other works and property of the Company;

(C.) The purchasing hiring taking upon lease or otherwise acquiring all or any part of the shores or foreshores of the Bristol Channel situate at or near to Weston-super-Mare aforesaid and any lands buildings or property which may be considered necessary or desirable for the purposes of any works to be constructed or executed by the Company or otherwise for the purposes of the Company for any estate term or interest or any other rights or interests which may be considered necessary or desirable for any of the purposes aforesaid;

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and the capital of the Company is therein declared to be ninety thousand pounds divided into nine thousand shares of the nominal amount of ten pounds each with power by resolution passed at an extraordinary meeting of the Company to increase the capital to any amount not exceeding two hundred thousand pounds:

And whereas it is expedient that the limited company should be dissolved and reconstituted and incorporated under the provisions of this Act and that the Company so reconstituted (herein-after referred to as "the Company") should be authorised to construct the pier at Weston-super-Mare in the county of Somerset in this Act described and for that purpose to take and acquire lands compulsorily and to carry into effect the other objects of this Act:

And whereas plans and sections showing the lines and levels of the pier and works authorised by this Act and also books of reference containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the clerk of the peace for the county of Somerset and are herein-after respectively referred to as "the deposited plans sections and books of reference":

And whereas the purposes of this Act cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say):—

Short title.

1. This Act may be cited as the Weston-super-Mare Grand Pier Act 1884.

Incorporation of Acts.

2. The Companies Clauses Consolidation Act 1845 Part I. (cancellation and surrender of shares) and Part III. (debenture stock) of the Companies Clauses Act 1863 as amended by the Companies Clauses Act 1869 the Lands Clauses Consolidation Acts 1845 1860 and 1869 as amended by the Lands Clauses (Umpire) Act 1883 and the Harbours Docks and Piers Clauses Act 1847 are (except where expressly varied by this Act) incorporated with and form part of this Act provided that the provisions of the Harbours Docks and Piers Clauses Act 1847 with respect to lifeboats and with respect to keeping a tide and weather gauge shall not come into operation as parts of this Act unless and until and except so far only as the Board of Trade from time to time require.

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Interpretation clause.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings unless the same be varied by this Act or unless there be something in the subject or context repugnant to such construction the expression "the Company" means the Company incorporated by this Act the expressions "the works" "the pier" and "the undertaking" mean respectively the pier and undertaking by this Act authorised and the expression "superior courts" or "court of competent jurisdiction" or any other like expression in this Act or any Act wholly or partially incorporated herewith shall be read and have effect as if the debt or demand with respect to which the expression is used were a common simple contract debt and not a debt or demand created by statute.

Incorporation of Company.

4. From and after the passing of this Act the limited company shall be dissolved and the several persons and corporations who immediately before the passing of this Act were members of that company and all other persons and corporations who have subscribed to or who shall hereafter become proprietors in the undertaking of the Company and their executors administrators successors and assigns respectively shall be and they are hereby united into a Company for the purposes herein-after mentioned and shall be incorporated by the name of "the Weston-super-Mare Grand Pier Company" and by that name shall be a body corporate with perpetual succession and a common seal with power to purchase take hold and dispose of lands and other property for the purposes of this Act.

Present property of limited company vested in company incorporated by this Act.

5. Subject to the provisions of this Act all the lands buildings rights and easements which immediately before the passing of this Act were vested in the limited company or any person in trust for them or to which the limited company were in anywise entitled and all the estates moneys property effects claims and demands whatsoever which immediately before the passing of this Act belonged to the limited company or to any trustee on their behalf and the benefit of all contracts and engagements entered into by or on behalf of the limited company and immediately before the passing of this Act in force shall be and the same are hereby vested in the Company to the same extent and for the same estate and interest as the same were previously to the passing of this Act vested in the limited company or any trustee on their behalf and may according to the provisions of this Act be held and enjoyed sued for and recovered maintained altered discontinued removed dealt with and disposed of by the Company as they think fit.

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Memorandum and articles of association of the limited company to be void without prejudice to remedies for antecedent breaches thereof.

6. Subject to the provisions of this Act the memorandum and articles of association of the limited company shall as to any prospective operation thereof be wholly void and the Company and the shareholders shall be exempted from all the provisions restrictions and requirements of any Act which applied to the limited company and the members thereof as such but nothing in this Act contained shall release or discharge any person from any liability or obligation in respect of any breach of the provisions of the said memorandum or articles of association incurred before the passing of this Act but such liability or obligation in respect of any such breach shall continue and save as in this Act otherwise provided may be enforced by or on behalf of the Company as nearly as may be in like manner as the same might have been enforced by or on behalf of the limited company if this Act had not been passed.

Nothing to affect previous rights and liabilities.

7. Except as is by this Act otherwise expressly provided everything before the passing of this Act done or suffered by or with reference to the limited company or the members thereof as such shall be as valid as if the Company had not been incorporated and the said memorandum and articles of association had not been avoided by this Act and such incorporation and avoidance and this Act respectively shall accordingly be subject and without prejudice to everything so done or suffered and to all rights liabilities claims and demands both present and future which if the Company were not incorporated and the said memorandum and articles of association were not avoided by this Act and this Act were not passed would be incident to or consequent on any and everything so done or suffered and with respect to all such rights liabilities claims and demands the Company and its shareholders and property shall to all intents and purposes represent the limited company and the members thereof as such and the property of the limited company as the case may be and the generality of this enactment shall not be restricted by any of the other clauses and provisions of this Act.

Contracts prior to Act to be binding.

8. Except as is by this Act otherwise specially provided all purchases sales conveyances grants assurances deeds contracts bonds and agreements entered into or made before the passing of this Act by to or with the limited company or any trustees or persons acting on behalf of the limited company or by to or with any other person to whose rights and liabilities they have succeeded and now in force shall be as binding and of as full force and effect in every respect against or in favour of the Company and may be enforced as fully and effectually as if instead of the limited company or the trustees or persons acting on behalf of the limited company the Company had been a party thereto.

Trustees of limited company to be indemnified.

9. Every person who (being authorised so to do) entered into any bond covenant contract or engagement in respect of the same or otherwise on behalf of the limited company shall be indemnified out of the funds and property of the Company against all liability (including costs charges and expenses) which he may sustain or incur or be put unto by reason of his having entered into such bond covenant contract or engagement.

Company to satisfy liabilities of limited company.

10. From and after the passing of this Act and except as is by this Act otherwise expressly provided the Company shall in all respects be subject to and shall discharge all obligations and liabilities to which the limited company immediately before the passing of this Act were subject and shall indemnify the members directors officers and servants of the limited company and their respective representatives from all such obligations and liabilities and from all expenses and costs in that behalf.

As to payment of debts owing before passing of Act.

11. All persons who immediately before the passing of this Act owed any money to the limited company or to any person on their behalf shall pay the same with all interest (if any) due or accruing upon the same to the Company and all debts and moneys which immediately before the passing of this Act were due or recoverable from the limited company or for the payment of which the limited company were or but for this Act would be liable shall be paid with all interest (if any) due or accruing upon the same by or be recoverable from the Company.

Certificates, &c. to remain in force.

12. Notwithstanding the avoidance of the said memorandum and articles of association all applications heretofore made for shares in the limited company and all allotments made thereon shall remain in full force and continue and be available in all respects as if they had been made in respect of shares in the Company.

Books, &c. continued evidence.

13. All documents books and writings which if the said dissolution and avoidance had not taken place would have been receivable in evidence shall be admitted as evidence in all courts of law and equity and elsewhere notwithstanding such dissolution and avoidance.

Officers to continue until removed.

14. All officers and servants of the limited company who were in office immediately before the passing of this Act shall hold and enjoy their respective offices and employments together with the salaries and emoluments thereunto annexed until they shall resign the same or be removed therefrom by the Company and shall be subject and liable to the like conditions obligations pains and penalties and to the like powers of removal and to the like rules restrictions and regulations in all respects whatsoever as if they had been appointed under this Act.

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Present registers of members to be continued.

15. The books kept by the limited company for entering the names and designations of the members thereof with the numbers of their shares and the proper distinguishing number of such shares shall and may continue to be kept for the same purpose by the Company and shall until some other register of shareholders shall be provided by the Company be taken and considered as the register of shareholders required to be kept by the Companies Clauses Consolidation Act 1845.

Capital.

16. The capital of the Company shall be seventy-six thousand pounds, and shall be divided into seven thousand six hundred shares of ten pounds each.

Vesting of original capital in present shareholders.

17. Subject to the provisions of this Act shares in the Company shall be appropriated to vested in and belong to the several persons who immediately before the passing of this Act were the registered members of or entitled to shares in the limited company in substitution for the existing shares held by them or to which they were entitled in the limited company share for share and every share so vested shall be subject to the same liability for calls and subject and liable to the same trusts powers provisions declarations agreements charges liens and encumbrances as immediately before the passing of this Act affected the share for which the same is substituted and so as to give effect to and not revoke any testamentary disposition of or affecting the same.

Company shall call in and cancel existing share certificates and issue new certificates in lieu thereof.

18. Subject to the provisions of this Act the Company shall call in and cancel the existing certificates of shares in the limited company and issue in lieu thereof certificates in the form and under the conditions prescribed by the Companies Clauses Consolidation Act 1845 but the holders of such existing certificates of shares shall not be entitled to any certificates of proprietorship under this Act until they shall have delivered up to the Company to be cancelled the certificates of proprietorship in the limited company issued to them before the passing of this Act or shall have proved to the reasonable satisfaction of the directors the loss or destruction thereof.

Shares not to be issued until one-fifth paid.

19. The Company shall not issue any share created under the authority of this Act nor shall any such share vest in the person or corporation accepting the same unless and until a sum not being less than one-fifth of the amount of such share is paid in respect thereof.

Calls.

20. One-fifth of the amount of a share shall be the greatest amount of a call and two months at least shall be the interval between successive calls and three-fourths of the amount of a share shall be the utmost aggregate amount of the calls made in any year upon any share.

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Receipt clause in case of persons not sui juris.

21. If any money is payable to a shareholder being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Company.

Power to borrow.

22. The Company may from time to time borrow on mortgage of the undertaking any sum not exceeding in the whole nineteen thousand pounds but no part thereof shall be borrowed until the whole capital of seventy-six thousand pounds is issued and accepted and one half thereof is paid up and the Company have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 (before he so certifies) that the whole of such capital has been issued and accepted and that one half thereof has been paid up and that not less than one-fifth part of the amount of each separate share in such capital has been paid on account thereof before or at the time of the issue or acceptance thereof and that such capital was issued bonâ fide and is held by the persons or corporations to whom the same was issued or their executors administrators successors or assigns and that such persons or corporations their executors administrators successors or assigns are legally liable for the same and upon production to such justice of the books of the Company and of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid has been given which shall be sufficient evidence thereof.

Priority of mortgages over other debts.

23. All moneys to be borrowed under the powers of this Act and the interest thereon shall have priority against the Company and the property from time to time of the Company over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act but this priority shall not affect any claim against the Company or their property in respect of any rentcharge to be granted by them in pursuance of the Lands Clauses Consolidation Act 1845 or the Lands Clauses Consolidation Acts Amendment Act 1860 or in respect of any rent or sum reserved by or payable under any lease to be granted or made to the Company in pursuance of any Act relating to the Company which is entitled to rank in priority to or pari passu with the interest or dividends on their mortgages or debenture stock nor shall anything herein-before contained affect any claim in respect of land taken used or occupied by them for the purposes of this Act or injuriously affected by the exercise of any of the powers of this Act.

For appointment of a receiver.

24. The mortgagees of the Company may enforce payment of arrears of interest or principal or principal and interest due on their

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mortgages by the appointment of a receiver and in order to authorise the appointment of a receiver in respect of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less in the whole than two thousand pounds.

Power to create debenture stock.

25. The Company may create and issue debenture stock subject to the provisions of Part III. of the Companies Clauses Act 1863 but notwithstanding anything therein contained the interest of all debenture stock and of all mortgages at any time created and issued or granted by the Company under this or any subsequent Act shall subject to the provisions of any subsequent Act rank pari passu (without respect to the dates of the securities or of the Acts of Parliament or resolutions by which the stock and mortgages were authorised) and shall have priority over all principal moneys secured by such mortgages,

Application of moneys.

26. All moneys raised under this Act whether by shares stock debenture stock or borrowing shall be applied only for the purposes of this Act to which capital is properly applicable.

First ordinary meeting.

27. The first ordinary meeting of the Company shall be held within six months after the passing of this Act.

Quorum of meetings.

28. The quorum to constitute a general meeting of the Company whether ordinary or extraordinary shall be five shareholders holding in the aggregate not less than two thousand pounds nominal value in the capital of the Company.

Scale of voting.

29. At all meetings of the Company every proprietor of capital of the Company whether ordinary or preference shall have one vote for every ten pounds of such capital held by him whether in shares or stock or partly in shares and partly in stock.

Number of directors.

30. The number of directors shall be seven but the Company may from time to time reduce the number provided that the number be not less than three.

Qualification of directors.

31. The qualification of a director shall be the possession in his own right of not less than one hundred pounds of the capital of the Company in shares or stock.

Quorum.

32. The quorum of a meeting of directors shall be three unless the number is reduced to three when the quorum shall be two.

Number of shareholders to call extraordinary meetings.

33. The number of shareholders who may require an extraordinary meeting to be convened shall not be less than ten holding in the aggregate not less than four thousand pounds in the capital of the Company.

First directors.

Election of directors.

34. John Dixon John Perry David William Nell and four persons to be nominated by them or the majority of them and consenting to such nomination shall be the first directors of the Company and shall continue in office until the first ordinary meeting held after the passing of this Act At that meeting the holders of shares or stock present in person or by proxy may either continue in office the directors appointed by this Act or nominated as aforesaid or any of them or may elect a new body of directors or directors to supply the place of those not continued in office the directors appointed by this Act or nominated as aforesaid being if qualified eligible for re-election and at the first ordinary meeting to be held in every year after the first ordinary meeting the holders of shares or stock present in person or by proxy shall (subject to the power herein-before contained for reducing the number of directors) elect persons to supply the places of the directors then retiring from office agreeably to the provisions of the Companies Clauses Consolidation Act 1845 and the several persons elected at any such meeting being neither removed nor disqualified nor having died or resigned shall continue to be directors until others are elected in their stead in manner provided by the same Act.

Power to make pier &c.

35. Subject to the provisions of this Act the Company may make and maintain in the lines or situations and according to the levels shown on the deposited plans and sections the approach and pier herein-after described with all proper landing places tramways toll-gates toll houses approaches works and conveniences connected therewith and may enter upon take and use such of the lands delineated on the said plans and described in the deposited books of reference as may be required for that purpose. The works herein-before referred to and authorised by this Act are—

An approach to the pier commencing on the westerly side of the new esplanade now in course of construction at Weston-super-Mare immediately opposite the west end of Regent Street and extending thence seaward in a north-westerly direction for a distance of one hundred and fifty feet or thereabouts where it terminates;

The pier commencing at the point of termination of the approach to the pier herein-before described and extending thence seaward in a north-westerly direction for a distance of six thousand six hundred and forty feet or thereabouts where it terminates.

Company may provide refreshment and other rooms

36. The Company may erect upon the pier and approaches waiting refreshment and other rooms and saloons pavilions and other accommodation for musical and other public entertainments and assemblies and may in addition to the charge for the use of the pier

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demand and recover such reasonable sums for the use of such rooms and admission to such entertainments and assemblies as they may from time to time think fit.

Company may let rooms and tolls &c.

37. The Company may from time to time let any such refreshment and other rooms saloons pavilions and other accommodation and also the tolls rates dues and charges arising from their undertaking for such rent or other consideration and upon such terms and conditions as they think fit Provided as to any such refreshment and other rooms saloons pavilions and other accommodation that no lease or agreement for letting the same or any of them shall exceed a term of seven years from the date of such lease or agreement and as to the said tolls rates dues and charges arising from their undertaking that the same shall not be let for any longer term than from year to year and the lessee or lessees of any such refreshment and other rooms saloons pavilions and other accommodation and of such tolls rates dues and charges may during the continuance of any lease or agreement for letting exercise the same powers of levying and recovering tolls rates and dues in respect of the particular premises tolls rates dues or charges for the time being let to him or them as the Company have or might exercise under this Act and shall be subject to the same provisions in respect thereto as the Company are under this Act.

Provision as to licenses for sale of wines &c.

38. Notwithstanding anything contained in any Act relating to the granting of licenses for the sale of wine spirits beer exciseable liquors or cider any corporation or other body or any justices or other persons being by law authorised to grant such licenses may if they or he think fit grant to any person or persons nominated in that behalf by writing under the hand of the secretary of or holding under any lease or agreement from the Company a license or licenses for the sale of wine spirits beer exciseable liquors or cider at any refreshment or other room saloon or pavilion managed and conducted by or held under lease or agreement from the Company although the structure or annual value of any such premises may not be in conformity with the provisions of any such Act and although the person or persons so nominated or holding is or are not the real resident holder and occupier of any such premises.

Company may provide and employ pleasure and other boats.

39. The Company may from time to time purchase hire and provide employ and maintain boats lighters and vessels for purposes of pleasure and for conveyance of passengers goods merchandise and things of every description between their pier and works on the one hand and any passenger trading or merchant vessels passing up and down the Bristol Channel to or from any port or place on the other

hand and the Company may ask demand and recover for the use of any such boats vessels or lighters and for the conveyance of passengers goods merchandise and other things therein or thereon such reasonable rates or sums as they shall think fit Provided nevertheless that the Company shall in the exercise of the powers hereby conferred be subject as to all such boats lighters and vessels to all provisions statutory or otherwise as to hiring registration or otherwise as are for the time being in force with reference to boats lighters and vessels of similar character owned and employed by persons other than the Company.

Penalty for obstructing works.

40. Every person who wilfully obstructs any person acting under the authority of the Company in setting out the lines of the works by this Act authorised or who pulls up or removes any poles or stakes driven into the ground for the purpose of setting out the lines of the said works or defaces or destroys the works or any part thereof shall for every such offence be liable to a penalty not exceeding five pounds.

Power to vary extinguish &c. rights and privileges (if any).

41. For the purposes and subject to the provisions of this Act the Company may vary extinguish exclude or modify upon or over any lands shown on the deposited plans and described in the deposited books of reference acquired by them under the provisions of this Act all or any of the rights and privileges (if any) following (that is to say):—

All rights of foreshore or frontage and all ferry wharfage and quay rights rights of anchoring and beaching and other rights powers privileges franchises and jurisdictions which will impede or interfere or are inconsistent with the objects and purposes of this Act or any of them.

Power to take easements &c. by agreement.

42. Persons empowered by the Lands Clauses Consolidation Act 1845 to sell and convey or release lands may if they think fit subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act 1860 and of this Act grant to the Company any easement right or privilege not being an easement of water required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Company may deviate to the extent marked on plans.

43. The Company in constructing the pier and works immediately connected therewith may with the consent of the Board of Trade in writing but not otherwise deviate laterally to the extent of the limits of deviation marked on the deposited plans.

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Power to deviate vertically.

44. Notwithstanding anything contained in this Act or in the deposited plans and sections the Company shall deviate vertically from the levels of the pier shown on the deposited sections to such extent as the Board of Trade may consider expedient in order to insure the safety of the pier at high tides.

Period for compulsory purchase of lands.

45. The powers of the Company for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of three years from the passing of this Act.

Period for completion of works.

46. If the approach and pier are not completed within five years from the passing of this Act then on the expiration of that period the powers by this Act granted to the Company for making the approach and pier or otherwise in relation thereto shall cease to be exercised except as to so much thereof as is then completed.

Plans &c. of pier to be approved by Board of Trade.

47. Previously to commencing the pier the Company shall deposit at the office of the Board of Trade plans and sections and working drawings of the same for the approval of the said Board such approval to be signified in writing under the hand of the secretary of the said Board and such pier shall be constructed only in accordance with such approval and when such pier shall have been commenced or constructed it shall not be lawful for the Company at any time to alter or extend the same without obtaining previously to making any such alteration or extension the like consent or approval and if the pier shall be commenced or completed or be altered extended or constructed contrary to the provisions of this Act it shall be lawful for the Board of Trade to abate alter and remove the same and to restore the site thereof to its former condition at the cost and charge of the Company and the amount thereof shall be a debt due from the Company to the Crown and be recoverable accordingly with costs of suit.

Board of Trade may order local survey.

48. If at any time or times it shall be deemed expedient by the Board of Trade to order a local survey and examination of the pier the Company shall defray the costs of every such local survey and examination and the amount thereof shall be a debt due to Her Majesty from the Company and if not paid upon demand may be recovered as a debt due to the Crown with costs of suit or may be recovered with costs as a penalty is or may be recoverable from the Company.

Board of Trade may abate abandoned works.

49. If any work to be constructed by the Company under the powers of this Act shall be abandoned or suffered to fall into disuse or decay it shall be lawful for the Board of Trade to abate and remove the same or such part or parts thereof as they may at any time deem fit and proper and to restore the site thereof to its

former condition at the cost and charge of the Company and the amount thereof shall be a debt due from the Company to the Crown and be recoverable accordingly with costs of suit.

Limits of Act.

50. The limits within which the Company shall have authority and which shall be deemed the limits to which the provisions of this Act extend shall comprise the pier and the rest of the area below high-water mark within the distance of fifty yards from any part of the same works in any direction but the Company shall have no right to restrict the use of the shore within that area for bathing promenading boating or pleasure purposes.

Pier to be deemed part of parish of Weston-super-Mare.

51. The pier and works when completed shall be for all purposes deemed to be within and form part of the parish of Weston-super-Mare in the county of Somerset.

Restriction on use of pier.

52. Nothing in this Act shall entitle any person with any vessel or boat to ship or unship at the pier authorised by this Act any sheep cattle or merchandise or to ship or unship there anything which in the judgment of the Company might in any manner interfere with the use of the pier for recreation or for the embarking or landing of passengers Provided that nothing in this Act contained shall interfere with any existing rights of Her Majesty's Postmaster-General with reference to the embarkation or disembarkation of Her Majesty's mails.

Power to take rates according to schedule to this Act.

53. The Company may demand and receive in respect of the vessels passengers luggage persons and things described in the schedule to this Act annexed any sums not exceeding the rates in that schedule specified.

Rates for warehouses &c.

54. The Company may demand and recover such rates or other considerations as they think reasonable for the use of any warehouses sheds buildings weighing-machines cranes works and conveniences belonging to the Company for the use of which rates are not specially fixed in the schedule to this Act.

Power to charge for the use of sundry conveniences or services.

55. The Company may charge for the use of any works tramways and conveniences provided by them or in respect of any services rendered by them other than those specified in the schedule hereto such sums as they think fit or as may be agreed upon between the Company and the person desiring to avail himself of such tramways works or conveniences or services.

Company may contract with persons for the use of the pier.

56. The Company may grant to passengers and promenaders or others pass tickets for the use of the pier on such terms and for such period not exceeding one year as are agreed on but so that no

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preference be given to any person A pass ticket shall not be transferable and shall not be used by any person except the person to whom it is granted If any person act in any way in contravention of this provision or use or attempt to use any false or counterfeit or expired ticket he shall for every such offence be liable to a penalty not exceeding twenty shillings to be recovered and applied as penalties are recoverable and applicable under the Harbours Docks and Piers Clauses Act 1847.

Power to enter into agreements with other companies.

57. The Company may from time to time in connexion with and for the purposes of their undertaking enter into and carry into effect contracts and agreements with railway and other companies shipowners owners of boats and vessels and other persons with reference to the receiving forwarding and conveyance of passengers and traffic of all kinds and may for the like purposes act as general shipping and forwarding agents provided that no undue preference be given to any company or person under any such contract or agreement.

Certain fishing vessels under stress of weather exempt from rates.

58. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties and port charges such vessels when forced by stress of weather to seek shelter in the ports or on the coasts of the United Kingdom shall when forced by stress of weather to make use of the pier authorised by this Act and not breaking bulk while making use thereof be exempt from rates leviable under this Act.

Custom house officers exempt from rates.

59. Officers of customs or of coastguard and of the Board of Trade being in the execution of their duty shall at all times have free ingress passage and egress to or along and from the pier by land and with their vessels or otherwise without payment.

Life-boat crew exempt from tolls.

60. All persons going to or returning from any life-boat or using any apparatus for saving life and being persons either belonging to the crew of the life-boat or to the coastguard or being persons for the time being actually employed in saving life or in exercising or using the life-boat or the apparatus for saving life and also all persons brought ashore from any vessel in distress shall at all times have free ingress passage and egress to or along and from the pier and works without payment.

Life saving apparatus may be attached to the pier.

61. The officers of the coastguard and all other persons for the time being actually employed in connexion with the life-boat or the apparatus for saving life may either permanently or temporarily and from time to time without payment attach or cause to be attached to any part of the pier spars and other apparatus for saving life and may also either in course of using or of exercising the apparatus for

saving life fire rockets over the pier. The Company shall at all times keep at the outer extremity of the pier a Kisby life buoy and line in good order and fit and ready for use.

Steam engines diving bells lighters &c.

62. The Company may provide such steam engines steam vessels tugs piling engines diving bells ballast lighters rubbish lighters moorings dredging machines and other machinery vessels and things as they think necessary for effectuating any of the purposes of this Act and may demand and receive such sums for the use of the same by other persons as they think reasonable.

As to lights during construction of works.

63. Before commencing the works authorised by this Act the Company shall apply to the Board of Trade for directions as to the lights to be exhibited and shall in all respects obey any directions given upon such application or afterwards from time to time given as to lights by the Board of Trade during the construction of the works and compliance with directions so given shall satisfy and be in place of every other statutory requirement as to lights during the construction of the works. If the Company refuse or neglect to observe any direction of the Board of Trade as to lights during the construction of the works they shall for each offence be liable to a penalty not exceeding twenty pounds.

As to lights after completion of works.

64. After completion or permanent discontinuance of the works authorised by this Act the Company shall at the outer extremity of the pier and works or the completed portion thereof exhibit from sunset to sunrise such light or lights (if any) as shall from time to time be directed by the Corporation of Trinity House Deptford Strond and shall apply to that Corporation for directions as to lighting and the Company shall be liable to a penalty not exceeding twenty pounds for every month during which they omit so to apply.

Pier not exempt from provisions of present and future general Acts.

65. Nothing in this Act contained shall be deemed or construed to exempt the pier and works by this Act authorised or the Company from the provisions of any general Act relating to harbours and piers or dues on shipping or on goods carried in ships now in force or which may hereafter pass during this or any future session of Parliament or from any future revision or alteration under the authority of Parliament of the rates by this Act authorised.

Byelaws to be confirmed by Board of Trade.

66. Any byelaws to be made by the Company under the provisions of the Harbours Docks and Piers Clauses Act 1847 shall be confirmed by the Board of Trade.

A.D. 1884.

Saving rights of Crown.

67. Nothing contained in this Act or to be done under the authority thereof shall in any manner affect the title to any of the subjects or any rights powers or authorities mentioned in or reserved by sections 21 and 22 of the Crown Lands Act 1866 or shall divest alter or affect any other estate right or interest belonging to the Queen's most Excellent Majesty and Her heirs or successors.

Saving rights of the Crown in the foreshore.

68. Nothing contained in this Act shall authorise the Company to take use or in any way interfere with any portion of the shore or bed of the sea or any right in respect thereof belonging to the Queen's most Excellent Majesty in right of Her Crown without the previous consent in writing of the Board of Trade on behalf of Her Majesty which consent the Board of Trade may give neither shall anything in this Act contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exerciseable by the Queen's Majesty Her heirs or successors.

Costs of Act.

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

The SCHEDULE to which the foregoing Act relates.

I.—Rates for Use of Pier.

	£	s.	d.
For every passenger or other person who shall land on the pier from or embark from it on board of any ship vessel packet or passage boat for each time any sum not exceeding - - -	0	0	4
For every person who shall land on the pier from or embark from it on board of any yacht pleasure boat or fishing boat for each time a sum not exceeding - - - - - -	0	0	2
For every person who shall use the pier for the purpose of walking for exercise pleasure or any other purpose except for embarking or disembarking for each time any sum not exceeding - -	0	0	2
For every bath or sedan chair taken on the pier for each time any sum not exceeding - - - - - -	0	0	4
For every perambulator taken on the pier for each time any sum not exceeding - - - - - - -	0	0	2
For every master of any vessel boat or wherry using the said Pier for the purpose of going to or returning from his own vessel boat or wherry an annual sum not exceeding - - - -	1	0	0

II.—Rates on Passengers Luggage Landed Shipped or Transhipped at the Pier.

	£	s.	d.
For every trunk portmanteau box parcel or other package within the description of luggage and not borne by passengers not exceeding 28 pounds - - - - - - -	0	0	2
Over 28 pounds and not exceeding 84 pounds - - -	0	0	4
Over 84 pounds and not exceeding 112 pounds - -	0	0	5
Over 112 pounds and not exceeding 140 pounds - -	0	0	6
Over 140 pounds and not exceeding 196 pounds - -	0	0	7
Over 196 pounds and not exceeding two hundredweight -	0	0	8
And for every 20 pounds weight in addition - -	0	0	1

III.—Rates on Vessels using the Pier.

	Not exceeding per Ton Register. s.	d.
For every vessel under the burden of 15 tons - - -	0	4
For every vessel of the burden of 15 tons and under 50 tons register	0	6
„ „ „ 50 „ „ 100 „ „	0	8
„ „ „ 100 „ „ 150 „ „	0	10
For every vessel of the burden of 150 tons and upwards - -	1	0
For every lighter for each trip - - - - -	0	2
All boats entirely open landing or taking on board passengers or goods each - - - - - - -	0	6

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