ANNO DECIMO SEXTO & DECIMO SEPTIMO

VICTORIÆ REGINÆ.

****

Cap. clxxxv.

An Act for improving and maintaining the Port and Harbour of *Westport* in the County of *Mayo.*

[15*th August* 1853.]

WHEREAS the Trade of the Port and Harbour of *Westport* in the County of *Mayo* has of late Years greatly increased: And whereas it would be of great public Advantage if the said Port and Harbour of *Westport*, within the Limits herein-after referred to, were effectually maintained, buoyed, regulated, and lighted, and Docks, Quays, and Landing Places made and constructed; and it is also expedient that Rules and Regulations should be made for the good Government of the said Port and Harbour, and for the Improvement of the same: And whereas Her Majesty in right of Her Crown is or claims to be seised of the Soil and Freehold of the said Port and Harbour below High-water Mark at ordinary Spring Tides: And whereas, in order to provide the requisite Funds for effecting the Purposes aforesaid, it is expedient that the Commissioners herein-after named should be empowered to levy Tolls, Rates, and Duties upon all Vessels using the said Port and Harbour, and upon all Goods shipped and unshipped within the Limits of the same: And whereas the Purposes aforesaid 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, in Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

Acts hereinafter named incorporated with this Act: 10 & 11 Vict. c. 16. and 8 & 9 Vict. c. 18. 10 & 11 Vict. c. 27.

I. That "The Commissioners Clauses Act, 1847," and "The Lands Clauses Consolidation Act, 1845," shall, so far as the same are not varied by the Provisions of this Act, be incorporated with this Act.

II. That "The Harbours, Docks, and Piers Clauses, Act, 1847," except the Clauses with respect to the Construction of Works for the Accommodation of the Officers of Customs, numbered Fourteen and Fifteen, and with respect to Life Boats, numbered Sixteen and Seventeen, and except with respect to keeping a Tide Gauge and Barometer, numbered Eighteen and Nineteen, and except with respect to Rates not to be taken until Works completed, numbered Twenty-five and Twenty-six, shall be incorporated with this Act.

Interpretation of Terms.

III. That the following Words and Expressions, both in this and in any Act wholly or partly incorporated with this Act, shall have the several Meanings hereby assigned to them, unless there be something in the Subject or the Context repugnant to such Construction; (that is to say,)

The Expression the Commissioners shall mean the Commissioners for the Time being nominated or elected pursuant to and acting in execution of this Act:

The Word Tolls shall extend to and include any Tolls, Rates, or Duties for the Time being authorized by this Act, or by the said recited Acts or any of them, and which shall be demandable by and payable to the Commissioners for any of the Purposes of the said recited Acts or this Act:

The Word Ballast shall include Stone, Gravel, Sand, Clay, Earth, Soil, and other Materials and Substances:

The several Words and Expressions in this Act to which Meanings are assigned by the Acts wholly or partly incorporated with this Act, and to which Meanings are not otherwise assigned by this Act, shall have in this Act the same Meanings as are so assigned to them respectively.

Short Title.

IV. That in citing this Act in other Acts of Parliament and in legal Instruments it shall be sufficient to use the Expression "The *Westport* Port and Harbour Act, 1853."

Appointment of Commissioners.

V. That the Commissioners and their Successors, to be qualified as herein-after mentioned, shall be the Commissioners for maintaining

ing and regulating and keeping in repair and otherwise improving the Port and Harbour herein mentioned, together with all proper Works and Conveniences connected therewith, subject to the Provisions contained in this Act and the Acts incorporated herewith.

Number of Commissioners.

VI. That there shall be Fifteen Commissioners for carrying this Act into execution, Three of whom shall always be *ex-officio* Members, namely, the Collector of Customs at *Westport*, the Inspecting Commander of Coast Guards for *Clew Bay* in *Ireland*, and the Agent for *Lloyd's* at *Westport*, all for the Time being.

Qualification of Commissioners.

VII. That every Commissioner to be hereafter elected under this Act (except the *ex-officio* Commissioners) shall have the following Qualification:

He shall be resident within the County of *Mayo*, and shall be either rated in the whole to some Rate made for the Relief of the Poor within the said County in the annual Sum of Twenty Pounds or upwards, or be seised or possessed of the Rents and Profits of Lands there of the annual Value of One hundred Pounds for his own Use, or shall be possessed of a Personal Estate of the Value of One thousand Pounds over and above what will satisfy all his Debts, or he shall be in his own Right possessed of or entitled to a Property in Ships or Vessels usually trading from said Port of the Value of Three hundred Pounds.

Voters Qualification.

VIII. That every Elector who shall be entitled to vote for Commissioners to be elected under this Act shall have the following Qualification:

He shall either be rated to the Relief of the Poor in the annual Sum of Twelve Pounds or upwards in respect of Property within the Electoral Poor Law Division of *Westport*, and be on the Register of Voters for the Time being in force for Members of Parliament for the County of *Mayo*, or be possessed of the Rents and Profits of Lands within the aforesaid Electoral Division of the annual Value of Twenty Pounds or upwards of an Estate of Freehold, and be in like Manner upon the aforesaid Register of Voters for the Time being of the said County, and the Scale of Voting as prescribed by the Twenty-fourth Clause of "The Commissioners Clauses Act, 1847," shall be made applicable and be adopted in Elections under this Act.

Commissioners appointed by this Act.

IX. That *John Thomas Browne* commonly called Lord *John Thomas Browne*, *William Livingston*, *John Thompson*, *James Pinkerton* junior, *John Christopher Garvey*, *William Graham*, *Mathias McDonnell*, *Robert Buchanan*, *Neal Davis*, *Francis Woodhouse*, *Edward Horseman*, and *George Hildebrand*, together with the *ex-officio*

officio Commissioners, shall be the First Commissioners for carrying this Act into execution, and all future Commissioners shall be elected in the Manner directed and provided by "The Commissioners Clauses Act, 1847."

Exlsting Works vested in the Commissioners.

X. That from and immediately after the passing of this Act all Works, Lands, Buildings, Easements, prescriptive and other Rights, Powers, and Privileges whatsoever, and all Rates and Monies due or accruing due in respect thereof, and all Securities, Books, Accounts, Documents, Choses in Action, Effects, and Property belonging to the now acting Commissioners of said Port and Harbour, shall be and the same are hereby well and effectually vested in and shall belong to the Commissioners appointed by virtue of this Act, to hold to them and their Successors for the Purposes of this Act, subject nevertheless to such Charges, Interests, and Liabilities as immediately before or at the Time of the Commencement of this Act the same shall be respectively subject to.

Time and Place of Meetings of Commissioners.

XI. That the Commissioners shall hold their first and all other Meetings in *Westport*, and at such Times as may be decided upon amongst themselves.

Annual Meetings to be held.

XII. That the Commissioners shall hold an Annual Meeting in the Month of *July* in every Year at *Westport*, and the first of such Annual Meetings shall be held in the Year next after the passing of this Act; and they shall also hold such monthly and other Meetings for the Transaction of ordinary Business as they may from Time to Time appoint; and when any such Appointment is made the Secretary shall give Notice in Writing to each of the Commissioners, as prescribed by "The Commissioners Clauses Act, 1847."

Quorum of the Commissioners.

XIII. That all Powers vested in the Commissioners under this Act, or any Act incorporated or partly incorporated herewith, may be exercised by any Five of them, and any Five of them may require a Special Meeting to be held.

Power to maintain and regulate the Port and Harbour of Westport.

XIV. That, subject to the Provisions of this Act and of the several Acts incorporated therewith, so far as the same respectively are so incorporated, it shall be lawful for the Commissioners to maintain, buoy, light, regulate, and from Time to Time to deepen, cleanse, scour, dredge, and otherwise improve the Port or Harbour of *Westport*, and to make and maintain Floating or other Docks, Locks, and Quays, Wharfs and Landing Places therein, by such Means and in such Manner as they shall think proper.

Limits of Harbour.

XV. And whereas a Plan and Section of the proposed Works for the Improvement of the Port and Harbour, together with a Book of Reference

Reference thereto, and a Map, showing the Limits of the said Port and Harbour, under this Act, have been deposited with the Clerk of the Peace for the County of *Mayo*: Be it enacted, That for the Purposes of this Act the Port and Harbour of *Westport* shall be and be taken to be included within the Limits set forth on such Map, except that such Limits shall be bounded on the North by a Line drawn from *Innisgort* Lighthouse, thence to the Eastern Shore of *Innisgort Island*, across to *Collanbeg Island*, and across that Island, thence by a Line through *Collanmare Island* to its South-east Point, and thence to *Rosmoney Point*, as shown by a Blue dotted Line on the Plan deposited at the Admiralty, a Duplicate of which is intended to be deposited with the Clerk of the Peace for the County of *Mayo*; and all the Powers and Authorities given by this Act shall be exercised by the Commissioners under this Act within such Limits, restricted on their Northern Boundary as aforesaid.

Power to execute new Works according to deposited Plan, and to make Improvements.

XVI. That it shall be lawful for the said Commissioners and their Successors, upon the Lands described in the said Plan and Book of Reference, and according to the Provisions herein contained, at such Times and in such Manner as they may judge proper, to make and execute the Works in the said Port and Harbour, and erect or construct the same according to the Lines delineated on said Plan, together with the Excavations and other Works connected therewith, and also to make, build, alter, repair, and maintain such Quays, Shores, Piers, Wharfs, Floating or other Docks, Slips, Ribble Dykes, Weirs, Locks, Jetties, Landing Places, and other Works, and such Approaches, Roads, Retaining Walls, Embankments, and other Works therewith connected, as they may think necessary for the Purposes of the said Harbour, and also from Time to Time to deepen, excavate, cleanse, enlarge, repair, and maintain the said Harbour and Works, and the Channel, and all Entrances to the same, in such Manner and to such Extent as the Commissioners may deem expedient: Provided nevertheless, that the Commissioners may make such Alterations in respect of any such Works as the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or other the Commissioners for executing the Office of such Lord High Admiral, shall from Time to Time require and direct; and if the Commissioners of this Act shall fail to comply within a reasonable Time with such Order or Direction, it may be lawful for the said Lord High Admiral, or other the Commissioners of the Admiralty, if he or they think proper, to make and complete the same, as they may think fit, at the Cost and Charge of the said Commissioners, and the Amount thereof shall be a Debt due to the Crown, and be recoverable as such.

Previously to Commencement of executing

XVII. That previously to commencing any of the Works hereby authorized, or the Works connected therewith, the Commissioners for

Works Approval of Admiralty to be obtained.

executing this Act shall deposit at the Admiralty Office Plans, Sections, and Working Drawings of all such Work and Works connected therewith, for the Approval of the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid, such Approval to be signified in Writing under the Hand of the Secretary of the Admiralty, and such Works shall be constructed only in accordance with such Approval.

Power to Admiralty to order a local Survey, at Expense of Commissioners.

XVIII. That if the Lord High Admiral of the United Kingdom, or the Commissioners for executing the Office of Lord High Admiral, shall deem expedient to order a local Survey and Examination of such Works or of the intended Site thereof, the Commissioners for executing this Act shall defray the Costs of such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Commissioners for executing this Act, and if not paid upon Demand may be recovered as a Debt due to the Crown, with the Costs of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Commissioners executing this Act.

If Works affecting tidal Waters are abandoned, Admiralty may remove them, at Expense of Commissioners.

XIX. That if any Work to be constructed by the Commissioners in or across any tidal Water or navigable River, or if any Portion of the Work which affects any such Water or River, or Access thereto, shall be abandoned, or suffered to fall into Disuse or Decay, by the Commissioners, it shall be lawful for the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Costs and Charge of the Commissioners of this Act, and the Amount thereof shall be a Debt due from the said last-named Commissioners to the Crown, and be recoverable accordingly, with Costs of Suit.

Power to Commissioners to sell Materials, &c.

XX. That it shall be lawful for the Commissioners, with the Consent of the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, or One of them, to sell and dispose of, in such Manner as they shall think proper, the Ballast which shall be dug out of or removed from the Harbour in execution of the Powers of this Act.

Power to provide Beacosn, &c.

XXI. That, subject to the Provisions of this Act and of the Acts incorporated or partly incorporated herewith, it shall be lawful for the Commissioners to make and maintain such Quays, Piers, Jetties, Landing Places, and to provide, fix, and maintain such Lights, Beacons, Buoys, Mooring Posts, and other Conveniences, as they shall judge expedient for the Purposes of the Port and Harbour, and the Guidance

and

and Use of Vessels resorting to the Harbour, and to enter upon, take, and use such Lands as shall be necessary for said Purposes.

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

XXII. That if in the Course or by means of the Execution of any of the said Works any Part of the Shores or Bed of the said Port or Harbour, or of the Sea beyond the Mouth thereof, belonging to Her Majesty, shall be inned, gained, or reclaimed from the Water, the said Commissioners shall not have or exercise any Right upon the same or in respect thereof, but such Inning, Gaining, or Reclamation shall enure absolutely for the Benefit of Her Majesty the Queen, Her Heirs and Successors; and it shall not at any Time afterwards be lawful for the said Commissioners to take, enter upon, or interfere with the Lands so inned, gained, or reclaimed for any Purpose whatsoever, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them.

Power to appoint Meters and Weighers and Pilots, and to charge Fees in Schedule (A.)

XXIII. That it shall be lawful for the Commissioners from Time to Time to appoint and license such Meters and Weighers as they shall think proper, and from Time to Time, at their Discretion, to remove such Meters and Weighers, and appoint and license others in their Stead; and it shall also be lawful for the Commissioners from Time to Time to appoint and license such Pilots as they shall think proper to act as well within the Limits of the said Harbour as in piloting Vessels from *Clare Island* to said Harbour, and from Time to Time, at their Discretion, to remove such Pilots, and appoint and license others in their Stead; and it shall not be lawful for any Person or Persons to act as Pilots within the Limits of the said Harbour, or from *Clare Island* to said Harbour, other than such Person or Persons as may be appointed and licensed by the said Commissioners under the Power for this Purpose herein contained; and the said Commissioners shall be at liberty to charge and recover as and for Pilotage Rates the Sums set forth in the Schedule (A.) to this Act annexed: Provided nevertheless, that it shall be lawful for the Commissioners, at any Time hereafter, at their Discretion, by any Rule or Byelaw of the Commissioners, from Time to Time to abate, reduce, or abolish the said Charge for Pilotage on all or any Class of Vessels entering or leaving the said Port and Harbour, or to leave it optional with Masters, Commanders, Owners, or other Persons in charge of Coasting, Steam, and other Vessels, whether to employ or take on board a Pilot or not.

Persons offering to pilot any Vessel, if not licensed to pay a Penalty.

XXIV. That any Person offering himself as Pilot to any Vessel off or in the Port and Harbour shall declare whether he be duly appointed and licensed by the Commissioners to act as Pilot or Out-Pilot, pursuant to the Directions of this Act; and if any Person so offering

offering himself, and not licensed, shall at the Time he shall so offer himself as Pilot or Out-Pilot declare himself to be so authorized and appointed as aforesaid, every such Person shall for every such Offence forfeit any Sum not exceeding Ten Pounds.

Penalty on Master of Vessel refusing Pilot.

XXV. That in case the Master, Owner, or other Commander of any Vessel, inward or outward bound, who is required by this Act to employ a Pilot, shall refuse to take on board and employ a Pilot so to be licensed as aforesaid who shall offer his Services (unless such Master, Owner, or Commander shall himself be a licensed Pilot), such Master, Owner, or Commander shall pay or cause to be paid to the proper Officer of the Commissioners double Pilotage, according to the different Rates and Prices herein directed to be paid, over and above any other Penalty to which such Master or Commander may be liable.

Masters, &c. of Vessels not compelled to take on board Out-Pilots.

XXVI. That, notwithstanding anything herein contained to the contrary, it shall not be compulsory on the Master, Commander, Owner, or other Person in charge of any Vessel entering the said Port and Harbour or departing therefrom to take or receive on board within the Limits of Out-Pilot Ground (that is to say, outside the Lighthouse of *Innisgort*,) any Out-Pilot, but that the taking of any Out-Pilot on board shall be optional with such Master, Commander, or Owner: Provided always, that in all Cases where any Vessel shall have previously made a Signal for a Pilot, or shall have at the Time of any Out-Pilot offering a Signal for Pilot flying, such Vessel shall be liable to pay the usual Charge for the Pilotage of such Vessel, whether such Vessel shall have received or taken on board such Out-Pilot or not.

Byelaws may be made for regulating Pilots.

XXVII. That the Commissioners may from Time to Time make such Byelaws as they shall think fit for all or either of the Purposes following; (that is to say)

For regulating the Duties of Pilots, Watermen, and Boatmen employed in and about Vessels:

For licensing Porters, Watermen, and Boatmen:

And such Byelaws shall be subject to the same Provisions and Restrictions as are prescribed by "The Harbours, Docks, and Piers Clauses Act, 1847," with respect to the Byelaws to be made by the Undertakers under such Act.

Not to exempt Port, &c. from Provisions of any General Act for regulating Pilots.

XXVIII. That nothing herein contained shall be deemed to exempt the said Port and Harbour of *Westport* from the Provisions of any General Act for the Regulation of Pilots which may be passed during the present or any future Session of Parliament.

XXIX. That

Commissioners may hire Lighters.

XXIX. That the Commissioners may provide and keep a sufficient Number of Lighters, with proper and sufficient Workmen, Tools, and Engines, for the Delivery of Cargo within said Harbour, or for raising Ballast in the said Harbour, and furnish all Vessels wanting or requiring Ballast within the said Port with Ballast, at the Rate hereinafter mentioned, within Twenty-four Hours after Notice in Writing shall have been given so to do by the Commander or Master of any such Vessel to the Person who shall act as Ballast Master under the Commissioners, so as Wind and Weather shall permit the same to be done; and in case Wind and Weather shall not within such Twenty-four Hours permit the same to be done, then the Commissioners shall furnish such Ballast to such Vessels within Twelve Hours after Wind and Weather shall permit them so to do.

Power to levy Rates on Goods mentioned in Schedule (B.) shipped and unshipped within the Harbour.

XXX. That it shall be lawful for the said Commissioners and their Successors to demand and receive, for all Goods, Articles, or Things in the Schedule (B.) hereunto annexed which shall be shipped or unshipped, received or delivered, within the Limits of the said Port or Harbour, of and from the Owner or Commander of the Ship or Vessel in which such Goods, Articles, or Things shall be so shipped or unshipped, or from the Owner or Consignee of such Goods, Articles, or Things, any Sum not exceeding the several Rates in the said Schedule specified: Provided always, that all Goods, Wares, Merchandise, and Commodities which are not particularized and set forth in the said Schedules of Rates shall be charged and chargeable with and shall pay a Rate or Duty equal to a Rate or Duty rated and affixed on Goods, Wares, and Merchandise of a similar Nature, Package, and Quality in and by the said Schedule of Rates.

Power to take Harbour Dues in Schedule (C.)

XXXI. That it shall be lawful for the Commissioners to demand and receive from all Vessels entering and using the Port and Harbour of *Westport*, as and for Harbour Dues, the several Rates specified in Schedule (C.) to this Act annexed.

Commissioners may issue yearly Licences to Lighters using the Harbour.

XXXII. That it shall be lawful for the Commissioners to grant and issue a yearly Licence to Owners of Boats or Lighters under Thirty Tons Burthen trading to or using the said Harbour, at such Price or Charge as may be agreed upon by the Commissioners; and such Boats or Lighters, so long as such Licences remain in force, shall not be liable to the Dues and Charges in the said Schedule (C.)

Rates to be charged for the Use of Cranes and Weighing Machines.

XXXIII. That it shall be lawful for the Commissioners to demand, for the Use of any of their Warehouses, Wharfs, Cranes, and Weighing Machines, of and from the Owner or Person having the Charge of any Goods deposited therein, or loaded, unloaded, or weighed by means thereof, the several Rates specified in Schedule (D.) to this Act annexed.

Collector not to allow Vessels to be cleared till Duties are paid.

XXXIV. That the more effectually to prevent any Delay or Evasion in the Payment of the Rates and Duties aforesaid it shall be lawful for the Collector or other Officer of Her Majesty's Customs at the said Harbour, with the Consent of the Commissioners of Her Majesty's Customs, to refuse to clear any Vessel, outwards or inwards, or to endorse any Clearance, until there shall be produced and shown to him, by or on the Part of the Person liable in regard to such Vessel for the Payment of the Rates and Duties by this Act granted, a Receipt or sufficient Voucher of the Payment thereof under the Hand of the Person appointed to receive the same, or a Certificate under the Hand of such Person specifying that the Sum demanded on that Account has been consigned and lodged in his Hands, with sufficient Security by the Consignor for the Payment of all Damages, Costs, and Expenses which may be sustained or incurred in consequence of Delay or Refusal of Payment, as the same shall be afterwards ascertained and determined.

Commissioners may charge for Ballast.

XXXV. That it shall be lawful for the Commissioners to demand from the Master or Commander of every Vessel that shall take in Ballast from the said Harbour any Sum not exceeding the Rates mentioned in the Schedule (E.) to this Act annexed.

Power to borrow Money on Credit of the Rates, &c.

XXXVI. That it shall be lawful for the Commissioners, with the Consent of the Board of Trade, from Time to Time to borrow at Interest on Mortgage on the Credit of the several Rates and Tolls by this Act granted, and of any Property which may be vested in the Commissioners by virtue of this Act, any Sum of Money which shall not exceed the Sum of Twenty thousand Pounds, and in the event of any Part of such Sum of Money being repaid by the Commissioners to reborrow the same, and so *toties quoties*; and for securing the Repayment of the Money so borrowed, with Interest, the Commissioners, or any Three of them, may assign over the said Rates, Tolls, and Property, or any Part thereof, to the Persons who shall advance or lend such Money, or their Trustee, as a Security for the Repayment of the Money so to be borrowed, together with Interest for the same; provided that no Money paid off by means of the Sinking Fund shall be reborrowed.

Arrears, &c. may be enforced by Appointment of a Receiver.

XXXVII. That it shall be lawful for the Mortgagees of the Commissioners to enforce the Payment of the Arrears of Principal and Interest due on any such Mortgages by the Appointment of a Receiver; and in order to authorize the Appointment of such Receiver, in the event of the Principal Monies not being duly paid, the Amount owing to the Mortgagees by whom Application for such Receiver shall be made shall not be less than One thousand Pounds in the whole.

XXXVIII. That

Application of Monies.

XXXVIII. That all Monies which may arise or be received by or from the Rates, Tolls, or Duties hereby granted, and all Monies which may be borrowed on the Credit or be received by virtue of any of the Provisions of this Act, shall be applied by the said Commissioners in the Manner following; (that is to say,) in the first place, in paying and defraying the Costs, Charges, and Expenses which shall be incident to and attending the soliciting, obtaining, and passing of this Act; secondly, in paying the Interest of the Monies to be borrowed under the Provisions of this Act; and, thirdly, in laying by an annual Sum of Money, as is directed by this Act and "The Commissioners Clauses Act, 1847," to be laid by for the Purpose of paying off the Sums borrowed under this Act in Twenty Years; and, fourthly, in defraying the Expenses of maintaining, regulating, and improving the Harbour, and generally of carrying this Act into execution, or in any Manner relating to the Execution thereof or of any other Thing to be done by virtue hereof.

Commissioners to publish Abstract of their Accounts annually.

XXXIX. That once in every Year the Commissioners under this Act shall make, and publish in One or more of the local Newspapers, an annual Abstract of the Income and Expenditure, and a Statement of the Harbour Debt after the Accounts have been duly audited, and transmit a Copy of same to the Harbour Department of the Lords Commissioners of the Admiralty.

Board of Trade may appoint an Auditor to examine Accounts.

XL. That if, upon Complaint made to the Board of Trade by any Person interested, in Writing under his Hand, it shall appear to the Board of Trade that there is reasonable Ground for believing that the Accounts of the Commissioners have not been duly kept, or that any Tolls, Rates, or Duties had been improperly or unfairly levied by them, or have not been applied in accordance with the Directions of this Act, the Board of Trade may appoint an Auditor to examine the Accounts of the Commissioners, and examine into the Matters so complained of, and to report to them thereon; and the Commissioners shall, upon Demand, produce to such Auditor all or any of their Accounts, Books, Deeds, Papers, Writings, and other Documents, and afford to him all reasonable Facilities for examining and comparing the same; and in case any Matter complained of shall be found to be true, the reasonable Expenses of such Auditor shall be paid by the Commissioners out of the Monies coming to their Hands under this Act, and may be recovered in any of the Superior Courts of Law as a Debt due to the Crown.

Harbour, &c. not exempt from Provisions of future General Acts.

XLI. That nothing in this Act contained shall be deemed or taken to exempt the Harbour or the Commissioners from the Provisions of any General Act relating to Harbours, or Dues on Shipping, which may be passed during the present or any future Session of Parliament, or

or from any future Revision or Alteration, under the Authority of Parliament, of the Tolls, Rates, Dues, or Duties by this Act authorized.

Saving Rights of the Crown.

XLII. That nothing whatsoever contained in this Act or in any of the Acts herein recited or referred to shall extend to authorize the Commissioners to purchase, take, use, or otherwise interfere with any Land, Soil, Tenements, or Hereditaments, or any Rights in respect thereof, belonging to Her Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, first had and obtained for that Purpose, and which such Commissioners or Commissioner are and is hereby authorized and empowered to give, or to divest, prejudice, diminish, alter, or take away any of the Estates, Rights, Privileges, Powers, or Authorities which now are or hereafter may be vested in or enjoyed by Her Majesty, Her Heirs or Successors.

Saving Rights of Lords of Manors, &c.

XLIII. Provided always, That, save as by this Act is expressly provided, nothing herein contained shall take away, diminish, alter, or prejudice any Estate, Right, Jurisdiction, Liberty, Franchise, Royalty, Easement, Interest, or Privilege of any Corporation, or of any Lord of any Manor, or of any other Person, but the same respectively shall, save as aforesaid, be preserved and continued, and may be exercised and enjoyed, as if this Act had not been passed.

Saving Rights of the Corporation for preserving and improving the Port of Dublin.

XLIV. Provided further, That nothing herein contained shall authorize the herein-before named Commissioners, or their Successors, Commissioners of said Harbour, to erect any Lighthouse, without the Assent of the Corporation for preserving and improving the Port of *Dublin*.

SCHE-

SCHEDULES referred to in the foregoing Act.

SCHEDULE (A.)

Every VESSEL entering the PORT and HARBOUR of WESTPORT shall pay as and for PILOTAGE FEES the following Rates:—

Where the registered Tonnage is

			£	s.	d.
30 and under	40		0	8	0
40 „	50		0	10	0
50 „	60		0	11	6
60 „	70		0	15	9
70 „	80		0	18	0
80 „	90		1	0	3
90 „	100		1	2	6
100 „	110		1	4	9
110 „	120		1	7	0
120 „	130		1	9	3
130 „	140		1	11	6
140 „	150		1	13	9
150 „	160		1	16	0
160 „	175		1	18	3
175 „	200		2	0	6
200 „	225		2	2	9
225 „	250		2	5	0
250 „	275		2	7	3
275 „	300		2	9	6
300 „	325		2	11	9
325 „	350		2	14	0
350 „	375		2	16	3
375 „	400		2	18	6
400 and upwards		proportionate Rates.			

SCHEDULE (B.)

RATES to be demanded and taken on GOODS SHIPPED OR UNSHIPPED within the PORT and HARBOUR of WESTPORT.

		s.	d.
Acid,	per Pipe	0	6
——	per Carboy	0	0¼
Anchors,	each	1	0
Alabaster,	per Ton	0	3

		s.	*d.*
Anvils,	each	0	1
Apples,	per Hogshead	0	2
——	per Barrel	0	1
——	per Hamper	0	1
Allum,	per Ton	0	4
Ashes, Pot or Pearl,	per Barrel	0	2
—— Dantzic,	——	0	1½
Agricultural Seeds,	——	0	3
Barilla,	per Ton	0	6
Bark,	——	0	6
Bacon,	per Bale	0	2
——	per Tierce	0	2
—— in Bulk	per Ton	0	6
Beef,	per Tierce	0	2
——	per Barrel	0	1½
——	per Half Barrel	0	1
——	per Carcase	0	3
Butter,	per Firkin	0	1
——	per Half ditto or Crocks	0	0½
Barley,	per Ton	0	4
Beer or Ale,	per Hogshead	0	3
——	per Barrel	0	2
Brimstone,	per Ton	0	4
Blacking,	per Hogshead	0	6
Brick (Fire),	per Thousand	0	6
—— (Building,)	——	0	4
Bearers or Blocks,	per 120	0	2
Blue in Boxes,	each	0	0¼
Boilers,	per Ton	0	8
Barm,	per Puncheon	0	4
Bran,	per Ton	0	4
Bones,	——	0	2
Books and Stationery,	per Package	0	6
Coals,	per Ton	0	1
Cotton manufactured Goods,	per Package	0	8
Cotton in Pakages,	each	0	4
Cotton Wool and Waste,	per Bale	0	3
Copper Dross,	per Ton	0	4
Copper in Ingots, Tile, or Sheet,	——	1	0
Cheese,	per Ton	1	3
——	per Package (single)	0	4
Copperas,	per Ton	0	3
Clay,	——	0	2
Candlewicks,	per Bale	0	4
Candles,	per Box	0	1
Coaches or Chariots,	each	5	0
Coffee, raw,	per Cwt.	0	1
—— roasted,	——	0	1½

		s.	*d.*
Carts,	each	1	0
Cement,	per Ton	0	3
Canvass,	per Bale	0	4
Cider,	per Pipe	0	6
——	per Hogshead	0	3
Corkwood,	per Ton	2	0
Corks,	per Bag	0	1½
Cables (Chain),	per Ton	1	0
Cables (Hempen),	——	1	6
Cordage,	——	1	6
Colours,	——	1	6
Clover Seed,	per Sack	0	3
Cream of Tartar,	per Ton	1	0
Calf Skins,	per Bundle	0	3
Cattle (Black), Bulls, Oxen, or Cows,	each	1	0
—— Yearlings,	——	0	6
Corrigan Moss,	per Crate	0	3
Drugs,	per Hogshead	1	0
——	per Tierce	0	9
——	per Barrel	0	6
——	per Firkin	0	2
Dye Stuffs,	per Hogshead	0	6
——	per Tierce	0	4
——	per Barrel	0	3
Dyewoods,	per Ton	0	4
Dust (Founders),	per Hogshead	0	3
Eggs,	per Package	0	8
——	per Crate	0	4
Earthenware,	per Load	2	6
——	per Crate and Hogshead	0	6
——	per Tierce	0	4
Fruit (dry),	per Ton	2	6
Flour,	——	0	9
Fish (dry),	——	1	0
——	per Hogshead	0	4
——	per Barrel	0	4
Herrings,	in Bulk, per 1,000	0	3
Furniture,	per Package	0	6
Freestone,	per Ton	0	3
Flax, Hemp, and Tow,	——	1	6
Flax Seed,	per Hogshead	0	3
——	per Bag	0	2
——	per Barrel	0	1
Flags,	per Ton	0	3
Feathers,	per Bale	1	0
Fowls,	per Crate or Skip	0	6
Ginger,	per Ton	1	6
Guns,	in Cases, each	0	6
Gum (British),	per Ton	0	6

		s.	*d.*
Gum (Foreign),	per Ton - - - - -	1	0
Guano,	—— - - - - -	0	6
Gunpowder,	per Cask - - - - -	0	6
Glass,	per Hogshead - - - -	0	9
——	per Crate or Tierce - - -	0	6
—— Bottles (Wine),	per Gross - - - -	0	3
—— Carboys,	each - - - - - -	0	0¼
Grindstones,	per Dozen - - - -	0	6
Greaves,	per Ton - - - - -	0	4
Gigs and Cars,	each - - - - -	2	6
Garden Seed,	per Sack - - - -	0	3
——	per Bag - - - -	0	2
Hardware,	per Hogshead - - - -	0	8
——	per Tierce - - - -	0	6
——	per Barrel - - - - -	0	4
Hosiery,	per Bale or Package - - - -	0	9
Hair,	per Bale or Crate - - - -	0	3
Hats,	per Package - - - -	0	6
Hatters Stuff,	per Hogshead - - - -	0	3
Herrings,	per Barrel - - - - -	0	2
——	per Half Barrel - - - -	0	1
Hops,	per Pocket or Bag - - -	0	6
Hoops, Hogshead,	per Thousand - - - -	0	8
—— Tierce,	—— - - - - -	0	6
—— Barrel,	—— - - - - -	0	4
—— Half Barrel,	—— - - - - -	0	3
—— Firkin,	—— - - - - -	0	2
Hides, Cow or Ox,	each - - - - -	0	1
Hides, Kips,	each - - - - -	0	0¼
Haberdashery,	per Package - - - -	0	9
Hams,	per Hogshead - - - -	0	8
——	per Tierce - - - - -	0	6
—— in Bulk,	per Ton - - - - -	0	6
Horses, Mares, or Geldings,	each - - - - - -	1	0
Hay,	per Truss - - - - -	0	1
Hemp, Flax, or Tow,	per Ton - - - - -	1	6
Iron, Pigs,	—— - - - - -	0	3
—— Bars,	—— - - - - - -	0	6
—— Castings,	—— - - - - -	0	6
—— Hoops or Rods,	—— - - - - -	0	4
Indian Corn,	per Ton - - - - -	0	4
Indigo,	per Chest - - - - -	0	6
Jewellery,	per Case - - - - -	2	0
Kelp,	per Ton - - - - -	0	3
Leather,	per Package - - - -	0	3
Lead,	per Ton - - - - -	0	8
Lemons or Oranges,	per Chest - - - - -	0	3
——	per Box - - - - -	0	2
Liqueur,	per Pipe or Puncheon - - -	0	6

		s.	d.
Lamp Black,	per Cask - - - - -	0	4
Liquorice,	—— - - - - -	0	2
Liquorice Juice,	per Box - - - -	0	3
Lard,	per Firkin - - - -	0	1
——	per Keg - - - -	0	0½
——	per Hogshead - - -	0	4
——	per Tierce - - - -	0	3
——	per Bladder - - -	0	0¼
Linens,	per Package - - -	0	4
Lime,	per Hogshead - - -	0	2
Limestone,	per Ton - - - -	0	2
Mahogany,	per Ton - - - -	1	0
Machinery,	per Case - - - -	0	9
Molasses,	per Puncheon - - -	0	4
——	per Hogshead - - -	0	3
——	per Half ditto - - - -	0	1½
Malt,	per Ton - - - -	0	6
Manganese,	—— - - - -	0	4
Marble,	per Case - - - -	0	8
——	per Ton - - - -	0	6
Mats,	per Bundle - - -	0	0¼
Mules and Asses,	each - - - - -	0	6
Millstones,	—— - - -	1	0
Mustard,	per Keg - - -	0	0½
Madder,	per Hogshead - - -	0	6
Nuts,	per Bag or Barrel - - -	0	2
Oil,	per Hogshead or Pipe - -	0	9
——	per Barrel - - - -	0	4½
——	per Chest - - - -	0	3
——	per Jar - - - - -	0	1
Oats,	per Ton - - - -	0	4
Oatmeal,	—— - - - - -	0	6
—— Seeds,	—— - - - -	0	2
Onions,	per Basket - - - -	0	1
Oakum,	per Ton - - - -	0	4
Paper,	per Package - - -	0	2
Paints,	per Ton - - - -	1	6
Peas,	per Bag - - -	0	2
Pepper,	—— - - - -	0	3
Pork,	per Tierce - - -	0	2
——	per Barrel - - - -	0	1¼
——	per Half Barrel - - -	0	0¾
Porter,	per Hogshead - - - -	0	3
——	per Barrel - - - -	0	2
Potatoes,	per Ton - - - -	0	3
Pitch,	per Barrel - - - -	0	1
Pianofortes,	each - - - - -	2	6
Pigs,	—— - - - - -	0	1
Plank,	per Load of 50 Cubic Feet - -	0	4

		s.	*d.*
Quicksilver,	per Bottle	0	1
Rags,	per Bale	0	4
Reeds (Cane),	per Bundle	0	0½
Rice,	per Ton	1	0
Rum and other Spirits,	per Puncheon	0	9
——	per Hogshead	0	6
Rosin,	per Barrel	0	1
Skins,	per Bundle	0	1
Saddlery,	per Package	0	6
Sheep,	each	0	1½
Shot (Lead),	per Ton	1	0
Salt,	—— (English)	0	2
——	—— (Foreign)	0	3
Salts (Bleachers)	per Cask	0	3
Salts,	——	0	3
Saltpetre,	per Ton	1	0
Salts (Epsom, &c.),	per Barrel	0	0½
——	per Tierce	0	1
Soap,	per Box	0	1
Soap (Black),	per Firkin	0	0½
Staves (Pipe),	per 120 above 50 Inches long	0	6
——	—— under 50 Inches long	0	6
—— (Hogshead),	per 120	0	2
—— (Barrel),	——	0	1
Slates,	per Ton	0	3
Sugar,	per Hogshead	0	9
——	per Tierce	0	6
——	per Barrel or Bag	0	2
Sugar Candy and all other Sweets,	per Box	0	2
Starch,	per Hogshead	0	3
Sugar (refined),	——	0	9
—— —— in Bulk,	per Ton	1	3
Starch,	per Tierce	0	2
——	per Box	0	1
Salmon,	per Box of One Dozen	0	2
Shocks, Puncheons, or Barrels,	per Bundle	0	0½
Tea,	per Chest	0	3
——	per Half and Quarter Chests	0	1½
Turpentine (Spirits of),	per Puncheon	0	9
—— (raw),	per Barrel	0	1
Tiles,	per Thousand (Ridge)	0	9
——	per Thousand (Earthenware and Kiln)	0	9
Tin Plates,	per Box	0	2
—— Blocks,	each	0	1
Tar,	per Barrel	0	1
——	per Half Barrel	0	0½
Tallow,	per Cash	0	6

			s.	*d.*
Tobacco,	per Hogshead	- - - -	0	10
——	per Tierce	- - - - -	0	5
Thread,	per Box	- - - - -	0	4
Timber,	per Load	} of 50 Cubic Feet - - -	0	4
—— Deals,	per 120			
—— Ends.	per 120			
—— Battens,	per 120			
—— Batten Ends,	per 120			
Vitriol, Oil of,	per Bottle	- - - - -	0	1
Vinegar,	per Pipe	- - - - -	0	6
——	per Hogshead	- - - -	0	4
Woollens,	per Package	- - - -	1	0
Whiskey,	per Puncheon	- - - -	0	9
——	per Hogshead	- - - - -	0	6
Wine,	per Pipe	- - - - -	0	9
——	per Hogshead	- - - -	0	9
——	per Case or Quarter Cask	- - -	0	6
Wheat,	per Ton	- - - - -	0	4
Whiting,	per Barrel	- - - - -	0	$0\frac{1}{2}$
Wool,	per Bale	- - - - -	0	6
Yarn,	——	- - - - - -	0	8
——	per Skip	- - - - -	0	3
——	per Beam	- - - - -	0	2
Yeast,	per Puncheon	- - - -	0	4

SCHEDULE (C.)

Every VESSEL entering or departing from the PORT and HARBOUR of WESTPORT shall pay as and for HARBOUR DUES the following RATES:—

For and upon every Ton of the Registry Admeasurement of every Vessel not exceeding One hundred Tons Burthen, for each and every Voyage made to and from the said Port and Harbour of Westport - -	not exceeding Twopence per Ton.
For and upon every Ton of the Admeasurement of every Vessel exceeding One hundred Tons Burthen, for each and every Voyage made to and from the said Port and Harbour of Westport - - - -	not exceeding Threepence per Ton.

Boats of the following Tonnage shall pay on each Arrival within the Harbour:—

	£	*s.*	*d.*
Under 5 Tons - - -	0	1	0
From 5 to 10 - - -	0	1	6
From 10 to 20 - - -	0	2	0
From 20 and under 30 -	0	3	0

Vessels arriving or departing in Ballast to pay One Half the above Rates.

SCHE-

SCHEDULE (D.)

TOLLS for the USE of WAREHOUSES, WHARFS, CRANES, and WEIGHING MACHINES.

Warehouses and Wharfs.

	s.	d.
For every Ton of Goods which shall remain in any Warehouse or Shed or on any Wharf not more than Seventy-two Hours - -	0	9
And for every Day or Part of a Day after such Seventy-two Hours -	0	6

Cranes.

All Goods or Packages not exceeding One Ton - - -						0	2
Exceeding One Ton and not exceeding Two Tons - - -						0	3
,,	Two Tons	,,	,,	Three Tons - - -		0	5
,,	Three Tons	,,	,,	Four Tons - - -		0	7
,,	Four Tons	,,	,,	Five Tons - -		0	9
,,	Five Tons	,,	,,	Six Tons - - -		0	11
,,	Six Tons	,,	,,	Seven Tons - - -		1	1
,,	Seven Tons	,,	,,	Eight Tons - - -		1	3
,,	Eight Tons	,,	,,	Nine Tons - - -		1	6
,,	Nine Tons	,,	,,	Ten Tons - - -		1	9
,,	Ten Tons and upwards			- - -		2	6

Weighing Machines.

For Goods weighed, One Penny for each Ton or Part of a Ton.

SCHEDULE (E.)

BALLAST CHARGES.

s.	d.	
2	6	per Ton for Stone Ballast, and
1	3	per Ton for Sand, Chalk, or Clay Ballast.
2	0	per Ton, in addition on the above, to be charged if delivered outside the Harbour.

LONDON:
Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1853.