

**CHAPTER cxix.**

An Act to confirm certain Provisional Orders made A.D. 1907.  
by the Board of Trade under the General Pier and  
Harbour Act 1861 relating to Fleetwood Portsmouth  
and Sennen. [9th August 1907.]

**W**HEREAS a Provisional Order made by the Board of Trade  
under the General Pier and Harbour Act 1861 is not of any 24 & 25 Vict.  
c. 45.  
validity or force whatever until the confirmation thereof by Act  
of Parliament:

And whereas it is expedient that the several Provisional Orders  
made by the Board of Trade under the said Act and set out in  
the schedule to this Act be confirmed by Act of Parliament:

Be it therefore 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 as follows:—

1. The several Orders as amended and set out in the schedule Confirmation  
of Orders in  
schedule.  
to this Act shall be and the same are hereby confirmed and  
all the provisions thereof in manner and form as they are set  
out in the said schedule shall from and after the passing of this  
Act have full validity and force.

2. This Act may be cited as the Pier and Harbour Orders Short title.  
Confirmation (No. 2) Act 1907.

A.D. 1907.

THE SCHEDULE OF ORDERS.

1. FLEETWOOD.—Construction of pier &c.
2. PORTSMOUTH.—Transfer of Southsea South Parade Pier &c.
3. SENNEN.—Incorporation of Harbour Commissioners &c.

FLEETWOOD VICTORIA PIER.

*Fleetwood.* *Provisional Order for the construction maintenance and regulation of a pier and works at Fleetwood in the County Palatine of Lancaster.*

*Preliminary.*

Short title and commencement.

1.—(1) This Order may be cited as the Fleetwood Victoria Pier Order 1907.

(2) This Order shall come into force upon the day when the Act confirming this Order is passed and that day is in this Order referred to as “the commencement of this Order.”

Interpretation.

2. In this Order unless the context otherwise requires—

(1) The expression “the council” means the urban district council for the urban district of Fleetwood in the county palatine of Lancaster;

(2) The expression “the two companies” means the Lancashire and Yorkshire Railway Company and the London and North Western Railway Company as joint proprietors of the Preston and Wyre Railway and Harbour and Conservators of the harbour of Fleetwood;

(3) The expression “the works” means the works authorised by this Order.

*Undertakers.*

Undertakers.

3. The Fleetwood Victoria Pier Company Limited (herein-after called “the Undertakers”) shall be the undertakers for carrying this Order into execution.

*Limits.*

Limits of Order.

4. The limits within which the Undertakers shall have authority and within which the powers of the pier master may be exercised shall comprise the works and any land which may be acquired by the Undertakers under



the powers conferred on them by this Order and which limits are in this Order termed "the limits of this Order." A.D. 1907.

—  
*Fleetwood.*

*Acquisition of Lands.*

5. The Lands Clauses Acts (except so much thereof as relates to the purchase and taking of lands otherwise than by agreement and to the entry upon lands by the promoters of the undertaking) shall be incorporated with and form part of this Order and for the purpose of that incorporation the expression "Special Act" in the Acts so incorporated means this Order. Incorporation  
of Lands  
Clauses Acts.

6. For the purposes of the works the Undertakers may by agreement enter upon take for a freehold leasehold or other interest and use such of the lands shown on the plans deposited for the purposes of this Order as they think requisite for the purposes of the works or any easement or right over or affecting those lands. Power to take  
lands by agree-  
ment.

7. The council may at the request of the Undertakers grant to the Undertakers a lease over so much of the lands and foreshore belonging to the council as they may deem requisite for the purposes of the works. Council to  
grant lease if  
required.

8. The Undertakers may purchase and hold for extraordinary purposes any lands not exceeding in the whole two acres but this section shall not exempt the Undertakers from any proceedings for nuisance caused or permitted by them on lands taken by them under the powers conferred by this section. Lands for  
extraordinary  
purposes.

9. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Order grant to the Undertakers any easement right or privilege (not being an easement right or privilege of water in which other persons than the grantors have an interest) required for the purposes of this Order 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 any such grants and to any such easements rights and privileges as aforesaid respectively. Power to take  
easements &c.  
by agreement.

*Works.*

10. Before commencing to construct any of the works the Undertakers shall satisfy the Board of Trade that a sufficient part of their capital has been subscribed to enable them to construct and carry out the works in a substantial manner and that that capital is available for that purpose. Works not to  
be commenced  
before capital  
subscribed.

11. When the Undertakers have obtained in manner provided by this Order the approval of the council and the two companies to the plans sections and elevations of their proposed works they may subject to the provisions of this Order and subject also to such alterations (if any) in the plan and section deposited for the purposes of this Order as the Board of Trade may before the completion of the works require in order to prevent injury to navigation on the lands and in the lines and according to the levels shown on the deposited plan and section (so far as the same are shown Power to con-  
struct works.

A.D. 1907. thereon) and within the limits of deviation shown on the plan make and  
 Fleetwood. maintain the works but the level of the pier and jetty shall not be less  
 than ten feet above the level of high water of ordinary tides.

Description of  
works.

12. The works authorised by this Order comprise the following:—

A pier jetty and approaches thereto (in this Order referred to as  
 “the pier”) in the township and parish of Fleetwood in the county  
 palatine of Lancaster commencing at a point on the north side  
 of the promenade commonly known as the Fielden Esplanade  
 74½ yards or thereabouts measured in a north-easterly direction  
 from the bench mark on the brick wall at the north-west corner  
 of Balmoral Terrace and extending seaward in a northerly direc-  
 tion for the distance of 233½ yards or thereabouts from the said  
 promenade and there terminating.

The works will be situated wholly in the parish and urban district of  
 Fleetwood in the county palatine of Lancaster and on the foreshore and bed  
 of the sea adjacent thereto.

The pier will unless the Board of Trade otherwise direct be constructed  
 throughout its entire length as an open work.

Powers of  
deviation.

13. Subject to the provisions of this Order the Undertakers in con-  
 structing the works may with the consent in writing of the Board of Trade  
 deviate vertically to any extent approved by the Board of Trade and the  
 council and the two companies and laterally on the south-western side to any  
 extent within the limits of deviation not exceeding on the north-west side  
 sixty-five feet measured from the centre line of the pier by this Order  
 authorised to be constructed and on the north-eastern side to any extent  
 within those limits with the consent in either case of the two companies but  
 not otherwise.

Power to pro-  
vide landing  
places &c.

14.—(1) The Undertakers may in connexion with the works construct  
 provide and maintain all proper landing places for passengers lamps lamp-  
 posts electric lighting apparatus tramways rails roads footpaths sheds toll  
 houses toll-gates or bars cranes hydraulic lifts buoys moorings approaches  
 ways walls sewers drains and other works appliances and conveniences  
 connected with the pier.

(2) A line of rails or tramway constructed under this Order shall not  
 be used for the public conveyance of passengers until it has been inspected  
 and certified by the Board of Trade to be fit for that use.

(3) No lamps fronting to or visible from the sea shall at any time be  
 used upon the pier or any buildings or erections thereon unless they are such  
 and placed in such a position as may be approved by the Corporation of  
 Trinity House Deptford Strond and the two companies.

(4) All works constructed provided and maintained for the purpose of  
 electric lighting shall be so constructed and used as to prevent any inter-  
 ference with telegraphic communication by means of any telegraphs  
 belonging to or used or intended to be used by the Postmaster-General.



15.—(1) The Undertakers may construct provide and maintain upon the pier platforms saloons pavilions or concert rooms assembly waiting reading refreshment and other rooms shops bazaars kiosks aquaria lavatories swimming and other baths sanitary and other conveniences and may make such reasonable charges for the use thereof or for admission thereto as they think fit and may furnish stock and equip the same.

A.D. 1907.

*Fleetwood.*Power to erect  
Pavilions &c.

(2) The Undertakers may at any time and as and when they think proper close any of the pavilions and other works and things constructed or provided under this section to the general public.

16.—(1) The Undertakers may dredge scour deepen widen enlarge alter improve and maintain the entrances and channels to the pier and the approaches works and conveniences connected therewith to the extent necessary to secure a sufficient waterway and approach to the pier for vessels using the same but the power of the Undertakers under this section shall not be exercised except with the consent of the two companies and according to plans and sections approved by them and the material so dredged shall be deposited in such place as the two companies shall reasonably require Provided that no sand mud or other material so dredged shall be laid down or deposited in any place below high-water mark without the consent in writing of the Board of Trade having been first obtained.

Power to  
dredge &c.

(2) The consent or approval of the two companies under this provision shall not be unreasonably withheld and if any question arises whether that consent or approval is unreasonably withheld or as to the reasonableness of any requirement of the two companies under this section that question shall be referred to arbitration.

17. The Undertakers shall erect at the northerly end of the jetty by this Order authorised a perch or other demarcation post of a height not less than fifteen feet above the level of the deck of such jetty and in such position as to clearly indicate at all states of the tide the exact position of the said jetty and shall properly light the same in such manner as the Corporation of Trinity House Deptford Strond may approve.

Demarcation  
post to be  
erected.

18. If any person wilfully obstructs any person acting under the authority of the Undertakers in setting out the lines of the works or who pulls up or removes any poles or stakes driven into the ground for the purpose of setting out the lines of the works that person shall for each offence be liable to a penalty not exceeding five pounds.

Penalty for  
obstructing  
works.

19.—(1) The plans elevations and sections shown in the working drawings of the works to be submitted to the Board of Trade must be approved by the council and the two companies and for that purpose the Undertakers shall submit those plans elevations and sections to the council and the two companies but this provision shall not prevent the Board of Trade altering any plans elevations and sections so approved when submitted to them if they think fit.

Approval by  
council &c. of  
plans of pier.



A.D. 1907.

*Fleetwood.*

(2) The Undertakers shall construct the works in accordance with the plans elevations and sections so approved subject to any alterations made by the Board of Trade and shall not alter the pier otherwise than in accordance with plans elevations and sections so approved and if the Undertakers act in contravention of this provision with regard to any work the council or the two companies may remove the work and restore the site of it to its former condition and may recover the expense incurred by them in doing so from the Undertakers.

(3) The approval of the council and the two companies under this section shall not be unreasonably withheld and if any question arises as to whether the approval has been unreasonably withheld that question shall be referred to arbitration.

Powers to  
cease in certain  
events.

20.—(1) If within two years from the commencement of this Order the works are not substantially commenced the powers given by this Order for executing the works or otherwise in relation thereto shall cease unless the time for commencement is extended by the special direction of the Board of Trade.

(2) If the works after having been substantially commenced are virtually suspended for twelve consecutive months the powers given by this Order for executing the works or otherwise in relation thereto shall cease except as to so much of the works as is then completed unless those powers are by the special direction of the Board of Trade continued and directed to remain in force for any period not exceeding five years from the commencement of this Order.

(3) In either of the above cases a certificate from the Board of Trade to the effect that the works have not been substantially commenced or that they have been virtually suspended for twelve consecutive months shall for the purposes of this Order be conclusive evidence of the fact stated in that certificate.

Consent of  
Board of Trade  
to works.

21. No part of the works below high-water mark of ordinary spring tides shall be commenced without the consent in writing of the Board of Trade and every part of the works below high-water mark shall be executed only in manner approved by the Board of Trade.

Undertakers to  
comply with  
requirements  
as to fairway of  
River Wyre.

22.—(1) The Undertakers shall both during the construction of the works authorised by this Order and after the completion of the same comply with such reasonable requirements as may be made by the two companies for the purpose of preventing any interference with and of securing the uninterrupted user of the fairway of the River Wyre.

(2) If any question arises as to the reasonableness of any requirement of the two companies under this section that question shall be referred to arbitration.

Vessels not to  
be moored  
alongside pier  
without con-  
sent &c.

23. No vessel or boat shall be moored or anchor alongside the pier or jetty without the consent of the Undertakers or their piermaster and no vessel or boat shall be so moored or anchored as to interfere with the fairway of the River Wyre.



24. The Undertakers shall not construct any buildings or erections on the pier except in accordance with plans elevations and sections approved by the council and the two companies.

Approval of works constructed on pier.

25. The Undertakers 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 effecting any of the purposes of this Order and may demand and receive such sums for the use of the same as they think reasonable.

Steam engines diving bells lighters &c.

26.—(1) If any work constructed by the Undertakers under the powers of this Order or in or over tidal lands or tidal waters is abandoned or suffered to fall into decay the two companies may abate and remove that work or any part thereof and restore the site thereof to its former condition and any expenses incurred by them in so doing may be recovered from the Undertakers.

Abatement of works abandoned or decayed.

(2) This section shall be in addition to and not in derogation of section 8 of the General Pier and Harbour Act 1861 Amendment Act and any other provisions of this Order.

27.—(1) The Undertakers shall both during the construction of the works and afterwards comply with such reasonable requirements as may be made by the council for the purposes of securing so far as may be the uninterrupted use by the public of the promenade and the approaches thereto.

Undertakers to comply with certain requirements of council.

(2) If any question arise whether any requirement of the council is reasonable or can properly be made under this section such difference shall be referred to arbitration.

*Provisions as to use of Pier Advertisements &c.*

28.—(1) No sky sign as herein-after defined shall be allowed on or from the proposed pier.

Prohibition of sky signs.

(2) The expression "sky sign" means any word letter model sign device or representation in the nature of an advertisement announcement or direction which or any part of which shall be visible against the sky and shall also include any balloon parachute or similar device employed wholly or in part for the purposes of any advertisement or announcement but shall not be deemed to include any flagstaff pole vane or weathercock unless adapted or used wholly or in part for the purposes of any advertisement or announcement.

29.—(1) No trade business or manufacture of a noisome or offensive character shall be carried on upon the pier or in or upon any erections thereon nor shall any public dancing or out-door dancing of any description be permitted upon the portion of the pier south of the pavilion or in or upon any erection on that portion of the pier except with the consent of the council.

Restrictions on use of pier.

A.D. 1907.  
—  
*Fleetwood.*

(2) No pavilion music concert refreshment or other room save and except toll offices shall be erected upon the pier within sixty-eight feet of the northerly side of the promenade except with the consent of the council.

(3) The Undertakers shall not without the consent of the council place on or affix to or permit to be placed on or affixed to the pier or any works or erections in connexion therewith any advertising boards for advertisements more than eighteen inches above or more than eighteen inches below the deck of the pier and no boards or advertisements whatsoever shall without the like consent be placed against or affixed to any railings or fences at or near the approach to the southerly end of the pier and works. Provided nevertheless that advertisements or announcements of or in connexion with entertainments or amusements on the pier may be exhibited on canvas stretched from pole to pole across the entrance to the pier and at a height of not less than ten feet above the deck of the pier and that boards or advertisements may be placed against or affixed to the entrance gates or toll houses or any railings or fence between those toll houses but no such boards or advertisements shall in any case exceed six feet in height above the deck of the pier.

(4) If the Undertakers act in contravention of or fail to comply with any provision of this section they shall be liable to a penalty not exceeding twenty pounds for each such act or failure and to a penalty of ten pounds for every day during which the act or failure continues after conviction therefor.

Restrictions on  
landing passen-  
gers and lug-  
gage.

30. The Undertakers shall not use the pier for the purpose of loading or discharging goods or merchandise nor for the purpose of the embarking or landing of passengers or their luggage or personal effects other than on to or from any private steamer yacht vessel boat or wherry used for pleasure only and not with a view to profit or on to or from steamers of light draught yachts vessels boats or wherries plying for profit or pleasure only between the pier and the River Wyre and Morecambe Bay respectively and such other places as the two companies may in writing allow.

#### *Rates.*

Power to levy  
rates.

31. When in addition to the certificate to be granted under section 26 of the Harbours Docks and Piers Clauses Act 1847 a certificate has been obtained from the Board of Trade that all consents and approvals on the part of the Board of Trade required under this Order or otherwise necessary to the due construction of the works authorised by this Order have been given the Undertakers may subject and according to the provisions of this Order demand receive and recover for the use of the pier any sums not exceeding the several rates specified in the schedule to this Order.

Rates may be  
levied though  
works not com-  
pleted.

32. If it is at any time certified in writing under the hand of an officer to be appointed for the purpose by the Board of Trade but to be paid by the Undertakers that the works authorised by this Order have been so far completed as to afford accommodation for the purposes for which those



A.D. 1907.

*Fleetwood.*

works may be used by means of those works the Undertakers may notwithstanding section 25 of the Harbours Docks and Piers Clauses Act 1847 and although the whole of the works authorised by this Order have not then been completed demand receive and recover such of the rates or such proportion of all or any of the rates specified in the schedule to this Order as are in the opinion of the Board of Trade commensurate to the accommodation afforded.

33.—(1) The Undertakers may grant to passengers and promenaders or others for the use of the pier (either exclusively or not of any building or room for the time being thereon) pass tickets or family tickets at such rates on such terms and for such periods not exceeding one year as may be agreed upon and may issue books containing any number of pass tickets at a reduced rate and day tickets available for one day or part of a day only but for any number of admissions on such day or part of a day at a reduced rate but so that no preference be given to any person.

Family and day  
tickets.

(2) The Undertakers shall have power to prescribe the terms and conditions on which family tickets are issued and the persons by whom such tickets may be used.

(3) A pass ticket shall not be transferable and shall not be used by any person except the person to whom it is granted. A family ticket shall not be used otherwise than in accordance with the conditions on which it is issued. No pass ticket or family ticket shall be used by any person after the period limited for its use.

(4) There shall be printed on every pass ticket and family ticket the terms and conditions on which the same is issued.

(5) If any person wilfully and with intent to defraud acts in any way in contravention of the provisions of this section or uses or attempts to use any false or counterfeit ticket he shall for each offence be liable to a penalty not exceeding twenty shillings.

34. The Undertakers may so far as the rates specified in the schedule to this Order extend demand and recover reasonable rates or other considerations for the use of any buildings tramways cranes works and conveniences belonging to or provided by the Undertakers or in respect of any services rendered by them in connexion with the pier.

Rates for use  
of buildings &c.

35.—(1) The Undertakers may on any occasions which they deem special but not exceeding twelve days in any one year or for more than three days consecutively close the pier against the public and may if they think fit on those occasions admit any persons to the pier on payment of such special rates of admission not exceeding one shilling for each person as the Undertakers may think fit.

Power to close  
pier on special  
occasions.

(2) The Undertakers shall on any such occasion reserve a sufficient passage along the pier for any persons landing or embarking in accordance with this Order at the pier and that reserved passage shall be open for use by those persons at the ordinary charge and without payment of



A.D. 1907. any special rates so long only as they use the pier as a passage and do not remain upon it.  
—  
*Fleetwood.*

(3) The special rate charged under this section for the use of the pier shall be in lieu of and not in addition to the rates specified in the schedule to this Order and any person paying the special rate shall not be liable to pay any further or other rate or sum for admission to the pier on the day for which the special rate is charged.

(4) The Undertakers shall give notice of their intention to close the pier under this section by exhibiting the notice conspicuously at the entrance to the pier during at least two days before the day on which the pier is to be closed.

Power to charge higher rates at certain times.

36.—(1) Notwithstanding anything contained in this Order the Undertakers may charge for every person entering upon and using the pier between the hours of 6 p.m. and 10 p.m. on any day on which a concert or other public entertainment (lasting for at least one-and-a-half hours between the said hours of 6 p.m. and 10 p.m.) is held on the pier or in any pavilion building or room for the time being on the pier any sum not exceeding the sum mentioned in the schedule hereto.

(2) Any person who having already paid the ordinary charge for using the pier remains on the pier after 6 p.m. on any such day as in the preceding subsection mentioned shall have credit for the sum already paid by him and shall be liable in addition thereto to pay only the difference between the special charge and the sum already paid by him as aforesaid.

(3) The Undertakers shall notwithstanding the progress of any concert or other public entertainment reserve a sufficient passage along the pier for all persons landing or embarking in accordance with this Order at the pier and that reserved passage shall be open for use by such persons at the ordinary charge and without payment of the special rate by this section authorised so long as they use the pier as a passage only and do not remain upon it.

(4) A copy of this section shall be exhibited in print at the entrance to the pier and in some conspicuous place or places on the pier.

Power to vary exemptions from rates and to enter into compositions &c.

37. The Undertakers may confer vary or extinguish exemptions from and enter into compositions with any persons with respect to the payment of any rates and charges authorised by this Order and may confer vary or extinguish by agreement all other rights and privileges but so that no preference be in any case given to any person and that anything done under this section shall not prejudice the other provisions of this Order.

Power to sell or lease undertaking.

38.—(1) The Undertakers may lease for any term not exceeding seven years the rates and other charges authorised to be taken by this Order or may let for hire or lease as aforesaid for any term not exceeding seven years any pavilions rooms shops bazaars baths or buildings on the pier separately from any other part of the works to any company body



or person upon such terms (pecuniary or otherwise) and under such restrictions and conditions as they think fit.

A.D. 1907.

*Fleetwood.*

(2) Where the rates or other charges are leased under this section the lessee during the continuance of and to the extent provided in his lease shall have and may exercise all or any of the powers conferred upon the Undertakers by this Order (including powers of levying and recovering rates and other charges) as the Undertakers have or might exercise under the Harbours Docks and Piers Clauses Act 1847 and this Order and shall be subject to all provisions as to accounts and otherwise to which the Undertakers are subject under this Order.

(3) At any time after the works have been completed the Undertakers may (if authorised so to do by their memorandum and articles of association and subject to the powers and provisions thereof) with the consent in writing of the Board of Trade first obtained sell their undertaking upon such terms pecuniary or otherwise and under such restrictions and conditions as they think fit and the purchaser to the extent authorised by his conveyance shall have and may exercise all or any of the powers conferred upon the Undertakers by this Order (including powers of levying and recovering rates and other charges) as the Undertakers have or might exercise under the Harbours Docks and Piers Clauses Act 1847 and this Order and shall be subject to all provisions as to accounts and otherwise to which the Undertakers are subject under this Order.

39. If at any time the clear annual income derived from the works on the average of the then three last preceding years after payment of all expenses and outgoings other than payments for interest or principal in respect of money borrowed exceeds interest at the rate of ten per centum per annum on the entire sum appearing to the Board of Trade to have been expended by the Undertakers in executing the works authorised by this Order the Board of Trade may if in their discretion they think fit reduce the rates leviable under this Order or any of them to such amount as will be sufficient to provide the last-mentioned interest at the rate of ten per centum per annum and the rates shall thereupon be reduced accordingly but with power to the Board of Trade at any time to raise them again to sums not exceeding the amounts specified in the schedule to this Order.

Board of Trade  
may reduce  
rates.

40. Part V. of the Harbours and Passing Tolls &c. Act 1861 shall apply to the works authorised by this Order.

Part V. of  
24 & 25 Vict.  
c. 47 to apply.

41. Fishing vessels belonging to countries with which for the time being treaties exist exempting from dues and port charges those 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 works authorised by this Order and not breaking bulk while making use thereof be exempt from rates leviable under this Order.

Certain fishing  
vessels under  
stress of wea-  
ther exempt  
from rates.

A.D. 1907.

*Fleetwood.*  
Lifeboat crew  
exempt from  
rates.

42. All persons going to or returning from any lifeboat or using any apparatus for saving life and being persons either belonging to the crew of the lifeboat or to the coastguard or being persons for the time being actually employed in saving life or in exercising or using the lifeboat 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 on and from the pier without payment.

Officers of  
Board of Trade  
and of two  
companies  
exempt from  
rates.

43. Officers of the Board of Trade and of the two companies 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 and otherwise without payment.

*Finance.*

Power to bor-  
row money.

44. The Undertakers may borrow and re-borrow on mortgage at interest on the security of the rates charges and other revenue leviable or to be received under this Order such money as may be required for the purposes of this Order not exceeding in the whole the amount of the subscribed capital of the Undertakers.

Application of  
money bor-  
rowed.

45. Every part of the money borrowed under this Order shall be applied only for the purposes authorised by this Order to which capital is properly applicable and not otherwise.

Protection of  
lenders.

46. Any person advancing money to the Undertakers shall not be bound to require any further or other evidence of the power of the Undertakers to borrow the money advanced by such person than such as is afforded—

(a) By a certificate signed by two of the directors and countersigned by the secretary of the Undertakers that the Undertakers are not exceeding the powers of borrowing conferred on them by the regulations of the Undertakers for the time being and this Order; and

(b) By an inspection of the register of mortgages by the Companies Acts 1862 to 1900 required to be kept by the Undertakers.

Appointment  
of receiver.

47.—(1) The mortgagees in respect of money borrowed under this Order may enforce payment of arrears of interest or principal or principal and interest due on their securities by the appointment of a receiver.

(2) In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than one-tenth of the sum for the time being due on account of money borrowed under this Order.

(3) Sections 53 and 54 of the Companies Clauses Consolidation Act 1845 are incorporated with this Order and in those sections as so incorporated any reference to the special Act shall be construed as a reference to this Order.



48. The revenue received from rates or otherwise under this Order shall be applicable for the purposes and in the order following and not otherwise:—

A.D. 1907.

*Fleetwood.*Application of  
rates &c. re-  
ceived.

- (1) In paying the expenses properly chargeable to revenue of the maintenance repair and management of the works and of carrying into effect any powers given by this Order ;
- (2) In payment year by year of the interest accruing on money borrowed under this Order ;
- (3) The surplus (if any) after providing for the purposes aforesaid shall belong to the Undertakers for their own use.

49.—(1) The Undertakers within one month after sending to the clerk of the peace a copy of their annual account in abstract shall send a copy thereof to the Board of Trade and section 16 of the General Pier and Harbour Act 1861 Amendment Act shall apply to and include any such account.

Annual  
account to be  
sent to Board  
of Trade.

(2) The account shall be made up to the end of the thirty-first day of March in each year.

(3) The Undertakers shall as from the expiration of the said period of one month be liable to a penalty not exceeding twenty pounds for every week or part of a week during which they refuse or neglect to comply with this section.

*Life-Saving Apparatus.*

50. The officers of the coastguard and all other persons for the time being actually employed in connexion with the lifeboat or the apparatus for saving life may either permanently or temporarily and 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.

Life-saving  
apparatus may  
be attached to  
pier.

51. The Undertakers shall at all times keep at convenient places on the pier and in obedience to any requirements which may from time to time be made by the Board of Trade life-buoys and life-lines in good order and fit and ready for use.

Life-buoys to  
be kept.

52.—(1) Sections 16 to 19 and 21 to 23 of the Harbours Docks and Piers Clauses Act 1847 are not incorporated with this Order.

Provisions for  
life-saving  
apparatus &c.

(2) The Undertakers shall whenever required by the Board of Trade provide at their own expense and to the satisfaction of the Board of Trade a site near the pier and build on that site a house or other proper accommodation for a lifeboat rocket apparatus and other life-saving apparatus.

(3) If the Undertakers fail to comply with this section they shall be liable to a penalty not exceeding ten pounds for every month during which the failure continues.

A.D. 1907.

*Byelaws.*Fleetwood.  
Byelaws.

53.—(1) The Undertakers may make vary and rescind byelaws for all or any of the following matters (that is to say):—

For regulating the collection and levying of the rates authorised by this Order;

For regulating the vessels boats goods and traffic at or on the pier;

For regulating the conditions of the user of any portion of the pier or any of the buildings erected thereon; and

For regulating the conduct of persons frequenting the pier and buildings and preserving order thereon and therein:

Provided that—

(a) a byelaw made under this section shall not apply to any vessels other than such vessels as are authorised under this Order to use the pier; and

(b) a byelaw made under this section shall not be inconsistent with or construed so as to override any byelaw for the time being in force made by the two companies as conservators of the harbour of Fleetwood or interfere with the control of the harbour by the two companies.

(2) The byelaws may provide for imposing a penalty not exceeding forty shillings for the breach or non-observance of any of the byelaws.

(3) A byelaw under this section shall not come into operation until it has received the allowance and confirmation of the Board of Trade and that allowance and confirmation shall be sufficient for all purposes.

(4) Sections 84 and 85 of the Harbours Docks and Piers Clauses Act 1847 are not incorporated with this Order.

*Lights.*As to lights  
during construction of  
works.

54.—(1) Before commencing the works the Undertakers shall apply to the Board of Trade who shall give directions as to the lights to be exhibited and other means to be taken for preventing danger to navigation and shall in all respects obey any directions given upon that application or afterwards given as to the like matters by the Board of Trade during the construction of the works and compliance with the directions so given shall satisfy and be in place of every other statutory requirement as to those matters during the construction of the works.

(2) The Undertakers shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to observe any such direction.

As to lights  
after construction of  
works.

55.—(1) After completion or permanent discontinuance or abandonment of the works the Undertakers shall exhibit at the outer extremity of the pier or the completed portions thereof or in such other places as may be required for all or any part of the time from sunset to sunrise and according



to the requirements of the traffic and the season of the year such lights (if any) and take such other steps for the prevention of danger to navigation as may be directed by the Corporation of Trinity House Deptford Strond and the Undertakers shall apply to that Corporation for such directions.

A.D. 1907.

*Fleetwood.*

(2) The Undertakers shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to observe any such directions.

56.—(1) In case of injury to or destruction or decay of the works authorised by this Order or any part thereof the Undertakers shall lay down such buoys exhibit such lights or take such other means for preventing (as far as may be) danger to navigation as are directed by the Corporation of Trinity House Deptford Strond and shall apply to that Corporation for such directions.

Provision  
against danger  
to navigation.

(2) The Undertakers shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to observe any such directions.

*Miscellaneous.*

57. For all the purposes of the Harbours Docks and Piers Clauses Act 1847 this Order shall be deemed the special Act.

Order to be  
deemed special  
Act.

58. The Undertakers shall have the appointment of meters and weighers on or in connexion with the pier.

Meters and  
weighers.

59. All penalties under this Order shall be recovered and applied as penalties are recoverable and applicable under the Harbours Docks and Piers Clauses Act 1847.

Recovery of  
penalties.

60. Any question which under this Order is to be referred to arbitration shall be referred to and determined by a single arbitrator to be appointed by the Board of Trade on the application of either party.

Arbitration.

61. Sections 28 and 99 of the Harbours Docks and Piers Clauses Act 1847 as incorporated with this Order shall apply to and for the benefit of any Government department in the same manner as they apply to and for the benefit of the Government departments specially named in those sections.

Extension of  
10 & 11 Vict.  
c. 27. (ss. 28  
and 99) to all  
Government  
departments.

62. Nothing in this Order affects prejudicially any estate right power privilege or exemption of the Crown and in particular nothing herein contained authorises the Undertakers to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any lands hereditaments subjects or rights of whatsoever description belonging to His Majesty in right of His Crown and under the management of the Commissioners of Woods or of the Board of Trade respectively without the consent in writing of the Commissioners of Woods or the Board of Trade as the case may be on behalf of His Majesty first had and obtained for that purpose which consent the said Commissioners and Board are hereby respectively authorised to give.

Crown rights.

A.D. 1907.

*Fleetwood.*  
For protection  
of Fleetwood  
Estate Limited.

63. Nothing in this Order shall be extended to derogate from diminish alter prejudice or otherwise affect any rights powers privileges easements or authorities which are by the Fleetwood Improvement Act 1842 and by Sir Hesketh Fleetwood's Lancashire Estate Act 1850 reserved to Sir Peter Hesketh Fleetwood his heirs and assigns and which are now vested in the Fleetwood Estate Limited as such assigns or any other rights powers privileges easements or authorities which are now vested in the Fleetwood Estate Limited or to which they are entitled but all such rights powers privileges easements and authorities shall be saved and reserved to the Fleetwood Estate Limited in as full ample and beneficial a manner as if this Order had not been made.

Saving rights  
of council.

64. This Order shall not be taken to prejudice take away or affect any rights powers or authorities of the council.

Pier and works  
to be deemed  
within parish  
of Fleetwood.

65. The works shall in respect of all matters crimes or offences arising or committed thereon or within the limits of this Order requiring the cognisance of any justice of the peace be deemed and taken to be within or as forming part of the parish of Fleetwood in the county palatine of Lancaster and within the jurisdiction of any justice acting within and for the petty sessional division of which that parish forms part and shall for rating and other purposes be deemed to be within the district of the council.

Costs of Order.

66. All the costs charges and expenses of and incidental to preparing and obtaining this Order or otherwise incurred in reference thereto shall be paid by the Undertakers.

The SCHEDULE to which the foregoing Order refers.

I.—RATES ON PERSONS USING THE PIER.

	s.	d.
For every master of any vessel boat or wherry using the pier for the purpose of going to or returning from his own vessel boat or wherry an annual sum not exceeding ... ..	10	0
Or if the annual sum is not paid for each time ... ..	0	1
For every other person using the pier for the purpose of landing from or embarking in accordance with this Order on board of any ship vessel or boat of any kind whatever for each time any sum not exceeding ... ..	0	4
Save as above and save as herein-after mentioned for every person using the pier for each time any sum not exceeding ... ..	0	2
For every person using the pier under section 36 for each time any sum not exceeding ... ..	0	6
For every bath or sedan chair (including driver or carriers) taken on the pier for each time any sum not exceeding ... ..	0	4
For every perambulator (including driver) taken on the pier for each time any sum not exceeding ... ..	0	3



II.—RATES ON LUGGAGE LANDED SHIPPED OR TRANSHIPPED AT THE PIER.	A.D. 1907.
	s. d.
For every trunk portmanteau box parcel or other package within the description of luggage and not borne by the passenger—	<u>Fleetwood.</u>
Not exceeding 28 lbs. in weight ... ..	0 2
Over 28 lbs. and not exceeding 56 lbs. ... ..	0 3
Over 56 lbs. and not exceeding 84 lbs. ... ..	0 4
Over 84 lbs. and not exceeding 112 lbs. ... ..	0 5
Over 112 lbs. and not exceeding 140 lbs. ... ..	0 6
Over 140 lbs. and not exceeding 196 lbs. ... ..	0 7
Over 196 lbs. and not exceeding 2 cwts. ... ..	0 8
And for every 20 lbs. weight in addition or part thereof...	0 1

**PORTSMOUTH CORPORATION (SOUTH PARADE  
PIER).**

*Provisional Order for the transfer of the Southsea South Parade Pier to the Corporation of Portsmouth and for other purposes in connexion therewith.* *Portsmouth.*

1.—(1) This Order may be cited as the Portsmouth Corporation (South Parade Pier) Order 1907. Short title and commencement.

(2) This Order shall come into force upon the day when the Act confirming this Order is passed and that day is in this Order referred to as “the commencement of this Order.”

2. In this Order the following words and expressions shall unless the context otherwise requires have the meanings herein-after assigned to them namely:— Definitions.

“The Corporation” means the mayor aldermen and burgesses of the borough of Portsmouth;

“The Company” means the South Parade Pier Company Limited;

“The Order of 1878” means the Southsea South Parade Pier Order 1878;

“The date of transfer” means the fifteenth day of March one thousand nine hundred and six;

“The pier” means the existing pier and works authorised by and constructed under the Order of 1878 as now being reconstructed.

3. The Corporation shall be the undertakers for carrying this Order into execution and shall have and may exercise the powers privileges and authorities conferred by this Order and the Order of 1878. Undertakers.

A.D. 1907.

*Portsmouth.*Transfer of pier  
and under-  
taking of Com-  
pany.

4.—(1) The Corporation and the Company are hereby authorised to carry into effect an agreement dated the eighth day of October one thousand nine hundred and six and made between the Company of the one part and the Corporation of the other part being an agreement for the purchase by and transfer to the Corporation of the pier and the undertaking of the Company and herein-after referred to as “the purchase agreement.”

(2) Subject to the provisions of this Order and of the purchase agreement as from the date of transfer the pier and the undertaking of the Company shall be vested in and maintained by the Corporation and the Order of 1878 as amended by this Order shall apply and have effect as if the Corporation had been referred to therein in lieu of the Company.

Power to Cor-  
poration to  
accept leases.

5.—(1) Subject as herein-after provided the Company may assign and the Corporation may accept an assignment of all or any leases licences or consents granted to the Company by the Commissioners of Woods the Secretary of State for War the Admiralty or the Board of Trade or any other public or other authority body or person and the Corporation may accept and hold renewals of any such leases licences or consents and may accept and hold new and further leases licences or consents from any such authority body or person as aforesaid in respect of any lands or property comprised in any existing lease licence or consent or any other lands or property or otherwise.

(2) No lease or licence granted to the Company by His Majesty's Principal Secretary of State for the War Department (herein called “the Secretary of State for War”) and which the Company is by the terms of the lease or licence prohibited from assigning without the consent of the Secretary of State for War shall be transferred or assigned under or by virtue of this Order without first obtaining such consent as is by the terms of the lease or licence required for the assignment thereof.

(3) The Corporation shall perform and observe all the covenants and conditions by or on behalf of the lessee or licensee contained in any lease or licence granted by the Secretary of State for War to the Company and transferred or assigned to the Corporation under or by virtue of this Order and shall if required by the Secretary of State for War so to do enter into a deed of covenant with the Secretary of State for War to that effect and pay the costs and expenses of both parties of and incident to the preparation execution and stamping of such deed.

Saving rights  
of action.

6. Subject to the provisions of this Order nothing in this Order contained shall be held to prejudice or affect any right or cause of action or suit or any remedy which the Company have against any person or which any person has against the Company but all such rights causes and remedies may be enforced or prosecuted by or against the Company as if this Order had not been made.

Documents &c.  
to be trans-  
ferred.

7. All documents books maps plans writings papers and effects belonging to or vested in the Company evidencing the title of the Company to the pier and the undertaking of the Company or of any part thereof or which



may be necessary or convenient for the proper carrying on and working of the pier by the Corporation and shall not be needed by the Company in order to carry on or wind up their business shall be transferred to and belong to the Corporation.

A.D. 1907.  
—  
Portsmouth.

8.—(1) Subject to the provisions of the section of this Order of which the marginal note is "Saving rights of H.M. ships &c. and Admiralty" the limits within which the Corporation shall have authority and within which the powers of the piermaster may be exercised shall comprise the pier and an area lying below high-water mark and within a distance of one hundred yards from any part of the pier which limits are in this Order termed "the limits of this Order."

Limits.

(2) The limits within which the power to levy rates may be exercised shall comprise the pier.

9.—(1) Subject to the provisions of this Order and of the Order of 1878 the Corporation may from time to time maintain and improve the pier and may construct erect maintain alter and improve any jetties landing places landing stages wharves waiting rooms sheds toll houses gates embankments sewers drains watercourses roads and approaches and may lay down rails on or along the pier.

Improvement  
and mainten-  
ance of pier  
and works.

(2) No line of rails or tramway constructed under the powers of this Order shall be used for the public conveyance of passengers unless and until the same shall have been inspected and certified by the Board of Trade to be fit for such traffic.

10.—(1) The Corporation may deepen dredge scour and excavate any portion of the foreshore and bed of the sea to the extent necessary to secure a sufficient waterway and approach to the pier for vessels using the same.

Power to  
dredge.

(2) The Corporation shall not exercise the powers by the preceding subsection conferred without the consent in writing of the Admiralty having been first obtained and except with the approval and to the satisfaction of the Admiralty.

(3) All sand mud and materials dredged up under the powers contained in subsection (1) of this section shall be the property of the Corporation who may from time to time sell or otherwise dispose of the same or remove or deposit the same within the limits of this Order Provided that no sand mud or other material shall be laid down or deposited in any place being below high-water mark and outside the limits of the Dockyard Port of Portsmouth without the consent in writing of the Board of Trade having been first obtained or being below high-water mark and within the limits of the Dockyard Port aforesaid without the consent in writing of the Admiralty having been first obtained.

11. The Corporation may erect construct and maintain upon the pier and upon any lands acquired or leased by them under the powers of this Order and the Order of 1878 and may furnish stock and equip and make

Power to pro-  
vide pavilions  
&c.

A.D. 1907. such reasonable charges as they think fit for the use of and admission to pavilions or assembly-rooms concert-rooms reading and refreshment-rooms kiosks shops shelters winter gardens automatic machines urinals and other conveniences and open or covered sea-water swimming and other baths with all necessary conveniences and appliances the said reasonable charges for the use thereof or for admission thereto to be in addition to the authorised charges for passengers and promenaders using the pier.

Portsmouth.

Rates.

12. As from the date of transfer the Corporation may subject and according to the provisions of this Order and the Order of 1878 demand and receive for the use of the pier in respect of the persons and things specified in the schedule to the Order of 1878 any sums not exceeding the rates specified in that schedule as amended by this Order.

Power to lease undertaking.

13. The Corporation may from time to time lease the rates tolls and charges authorised to be taken by them under this Order for any period not exceeding seven years from the date of the lease on such terms and conditions and for such rent or consideration as they may think fit and the lessee shall have and may exercise the same powers of levying and recovering rates and charges as the Corporation have or might exercise under this Order or under the Harbours Docks and Piers Clauses Act 1847 and shall be subject to all the provisions as to accounts and the keeping and furnishing of the same and otherwise to which the Corporation are made subject by this Order and the Order of 1878.

Power to borrow.

14.—(1) The Corporation may independently of any other borrowing power from time to time borrow at interest not exceeding five per cent. per annum—

- (a) for carrying the purchase agreement into effect and for other purposes in connexion with the pier any sum or sums not exceeding in the whole seventy thousand pounds;
- (b) with the consent of the Board of Trade such further sum or sums as may from time to time be required for any of the purposes of this Order and the Order of 1878; and
- (c) such sum as may be required for the payment of the costs charges and expenses of this Order.

(2) In order to secure the repayment of money borrowed for the purposes (a) and (b) mentioned in this section and the payment of interest thereon the Corporation may mortgage or charge as well the borough fund and the borough rate as the revenue arising from the pier under this Order and the Order of 1878.

(3) In order to secure the repayment of money borrowed for the purpose (c) mentioned in this section and the payment of interest thereon the Corporation may mortgage or charge the revenue arising from the pier under this Order and the Order of 1878 and also but only by way of collateral security the borough fund and the borough rate.



15. All moneys borrowed by the Corporation under this Order shall be repaid within the respective periods following (in this Order referred to as "the prescribed periods") (that is to say):—

A.D. 1907.

*Portsmouth.*Periods for re-  
payment of  
money bor-  
rowed.

- (a) As to the money borrowed for the purposes (a) mentioned in the preceding section within thirty years from the date of borrowing the same;
- (b) As to the money borrowed with the consent of the Board of Trade within such period as that Board may prescribe;
- (c) As to the money borrowed for the purpose (c) mentioned in the preceding section within five years from the commencement of this Order.

16.—(1) Sections 236 237 238 and 239 of the Public Health Act 1875 shall apply to all mortgages made under this Order.

Provisions as to  
borrowing.

(2) A person lending money to the Corporation shall not be concerned to inquire as to the observance by them of any provisions of this Order or be bound to see to the application or be answerable for any loss misapplication or non-application of the money lent.

17.—(1) The Corporation shall pay off all moneys borrowed by them on mortgage under the powers of this Order either by equal yearly or half-yearly instalments of principal or of principal and interest combined or by means of a sinking fund or partly by such instalments and partly by a sinking fund and the payment of the first instalment or the first equal annual payment to the sinking fund shall be made within one year after the date of borrowing the sum in respect of which the payment is made.

Mode of repay-  
ment of bor-  
rowed money.

(2) The following provisions shall apply in respect to any sinking fund to be formed under this Order:—

- (a) The Corporation in every year shall appropriate and set apart out of the revenue arising from the pier under this Order and the Order of 1878 and rates on the security of which the moneys are borrowed such equal sums as will with the accumulations thereof by way of compound interest at a rate not exceeding three pounds per centum per annum (herein-after in this section referred to as "the prescribed rate") be sufficient to pay off the principal moneys borrowed (so far as the same are repayable by means of a sinking fund) within the period by this Order prescribed for the repayment thereof respectively;
- (b) The yearly sums so appropriated and set apart shall be invested from time to time and accumulated in the way of compound interest by investing the same and the dividends interest and annual income thereof respectively in any security in which trustees are by law authorised to invest or in mortgages stocks debentures or other securities issued by any local authority as defined in section 34 of the Local Loans Act 1875 (other

A.D. 1907.  
—  
*Portsmouth.*

than securities of the Corporation and securities transferable by delivery) and if and as often as the income derived from such investment is not equal to the income which would be derived therefrom at the prescribed rate any deficiency shall be made good out of the revenue aforesaid and rates on the security of which moneys are borrowed under this Order and if and so often as the income derived from such investments is in excess of the income which would be derived therefrom at the prescribed rate any such excess may be applied as part of such equal annual payments;

(c) The Corporation may at any time apply the whole or part of the sinking fund in or towards the repayment of the borrowed moneys for the repayment of which it was set aside in such order and manner as they deem proper Provided that in such case they pay into such sinking fund in each year afterwards and accumulate as herein-before prescribed until the whole of such borrowed moneys are discharged a sum equal to the interest produced by the sinking fund or part thereof so applied at the rate per centum on which the equal annual payments to the sinking fund are based;

(d) Whenever and so long as the value of the securities standing to the credit of the sinking fund taken at the market price of the day shall be not less in value than the amount of the borrowed moneys then outstanding for the repayment of which it was set aside the Corporation may in lieu of investing the yearly income of such fund apply the same in payment of interest on moneys in respect of which the fund was set aside and may during such periods discontinue the payment to the sinking fund of the yearly sums required to be paid thereto.

Annual return  
to Local Go-  
vernment  
Board with re-  
spect to sinking  
fund.

18.—(1) The town clerk shall within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund or any instalment is required to be paid under this Order transmit to the Local Government Board a return in such form as may be prescribed by that Board and verified by statutory declaration of the town clerk if so required by them showing the amount which has been paid as an instalment or invested for the purpose of the sinking fund during the year preceding the making of the return and the description of the securities upon which the amount has been invested and also showing the purposes to which any portion of the money invested for the sinking fund and the interest thereof have been applied during the same period and the total amount remaining invested at the end of the year.

(2) The town clerk in the event of any wilful default in making the return under this section shall be liable to a penalty not exceeding twenty



pounds and that penalty shall be paid to the Local Government Board and shall be recoverable by that Board in a summary manner.

A.D. 1907.

*Portsmouth.*

(3) If it appears to the Local Government Board by the return under this section or otherwise that the Corporation have failed to pay any instalment or to set apart the sum required for the sinking fund under this Order or have applied any portion of the moneys set apart for that fund or any interest thereon to any purposes other than those authorised by this Order the Local Government Board may by order direct that a sum not exceeding double the amount in respect of which the default has been made shall be set apart and invested as part of the sinking fund and that order shall be enforceable by writ of Mandamus to be obtained by the Local Government Board out of the High Court.

(4) The provisions of this section shall apply with the necessary modifications to appropriations and annual payments.

19. The Corporation shall except as herein-after provided have power to re-borrow for the purpose of paying off any moneys borrowed or re-borrowed under this Order which have not been repaid and are intended to be forthwith repaid or in respect of any moneys which have been repaid by the temporary application of funds at the disposal of the Corporation within twelve months before the re-borrowing and which at the time of the repayment it was intended to re-borrow :

Power to re-borrow.

Provided that the Corporation shall not have power to re-borrow for the purpose of paying off any moneys repaid by instalments or annual payments or by means of a sinking fund or out of moneys derived from the sale of land or out of any capital moneys properly applicable to the purpose of the repayment other than moneys borrowed for that purpose :

Provided also that any moneys re-borrowed shall be deemed to form the same loan as the moneys for the repayment of which the re-borrowing has been made and shall be repaid within the prescribed period.

20. All money borrowed under this Order shall be applied by the Corporation only for the purposes for which the money is authorised to be borrowed by this Order and to which capital is properly applicable.

Application of money borrowed.

21.—(1) If at any time and from time to time the clear annual income derived from the pier on the average of the then three last preceding years after payment of all expenses and outgoings in connexion with the pier other than payments of interest and of instalments of principal and contributions to sinking funds shall exceed interest at the rate of ten per centum per annum on the entire sum from time to time appearing to the Board of Trade to have been expended on the pier and the reconstruction thereof the Board of Trade may if in their discretion they think fit reduce the rates leviable under the Order of 1878 and this Order to such extent as will be sufficient to provide the amount aforesaid and such rates shall thereupon be reduced accordingly but with power to the Board of Trade at any time and from time to time to raise them

Board of Trade may reduce rates.

A.D. 1907. again to sums not exceeding those authorised by the Order of 1878 as  
 Portsmouth. amended by this Order.

(2) Section 9 of the Order of 1878 is hereby repealed.

Contingency  
 fund.

22.—(1) Subject to the provisions of this Order with reference to the application of the revenue arising from the pier the Corporation may in any year if they think fit for the purpose of forming and maintaining a contingency fund not exceeding at any one time (inclusive of accumulations of income) one-fifth of the aggregate capital expenditure on the pier to meet any deficiency of revenue or any extraordinary claim or demand or any unforeseen accident or extraordinary damage which may happen or be caused to the pier set apart out of the revenue such a sum as they may think fit.

(2) Every sum set apart under this section shall be invested in securities in which trustees are authorised to invest money other than securities of the Corporation and the interest thereon shall be accumulated until the fund reaches one-fifth of the aggregate capital expenditure on the pier or is required for any of the purposes mentioned in this section.

Application of  
 revenue.

23. All rates tolls dues rents and receipts or other revenue received by the Corporation in respect of the pier and undertaking authorised by this Order and the Order of 1878 including the interest on the contingency fund when that fund amounts to the maximum herein-before prescribed (all of which are herein-after referred to as "the pier revenue") shall be applied for the purposes and in the order following and not otherwise (that is to say):—

- (1) In payment of all expenses connected with the management and maintenance of the pier and undertaking authorised by this Order and the Order of 1878 (including therein the payment of or contribution towards a band of music playing on the pier and the provision of concerts or entertainments thereupon and subscribing towards the funds of any regatta or fête held in the immediate vicinity of the pier);
- (2) In paying year by year the interest for the time being due in respect of moneys borrowed by the Corporation under this Order;
- (3) In paying the instalments as they become due of the principal and moneys so borrowed;
- (4) In providing a sinking fund for the repayment of the moneys so borrowed and not repayable by instalments;
- (5) In creating and maintaining if they think fit a contingency fund in manner specified in the last preceding section;
- (6) In repaying to the borough fund or borough rate all moneys and interest paid thereout for the purposes of the pier whether in respect of money borrowed or otherwise;



(7) In the general improvement of the pier and undertaking;

A.D. 1907.

(8) And the balance shall subject to the provisions of this Order be carried to the borough fund.

Portsmouth.

24. All charges on the pier revenue which that revenue may be insufficient to defray shall be charged on and paid out of the borough fund and borough rate and the Corporation shall include in each borough rate the amount if any which it is estimated may be required to cover the deficiency accruing during the currency of the rate or which is required to make up any deficiency which has occurred during any previous period.

Deficiency of revenue to be charged on borough fund.

25. Section 23 of the Order of 1878 is hereby repealed.

Repeal.

26. The Corporation shall within the limits of this Order be a local lighthouse authority for the purposes and within the meaning of the Merchant Shipping Act 1894.

Corporation to be a local lighthouse authority.

27. All persons going to or returning from any lifeboat or using any apparatus for saving life and being persons either belonging to the crew of the lifeboat or to the coastguard or being persons for the time being actually employed in saving life or in exercising or using the lifeboat 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 without payment.

Lifeboat crew exempt from tolls.

28.—(1) The officers of the coastguard and all other persons for the time being actually employed in connexion with the lifeboat 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.

Life-saving apparatus may be attached to pier.

(2) The Corporation shall at all times afford to the coastguard such facilities as the Admiralty may from time to time require for embarking from and landing on the pier.

29. The Corporation may on any special occasions but not exceeding twenty-one days in any one year or for more than seven consecutive days close the pier or any part thereof against the public and may if they think fit on such occasions admit any persons to the pier or such part on payment of such special rates of admission not exceeding one shilling for each person as the Corporation may from time to time think fit. Provided that on all such occasions the Corporation shall reserve a sufficient passage along the pier from the landing steps to the shore for any persons landing or embarking at the pier such reserved passage to be open for use by such persons at the ordinary charge and without payment of any special rates so long only as they use the pier as a passage and do not remain upon it but nothing herein

Power to close pier on special occasions.

A.D. 1907. shall be deemed to authorise any person to remain in or upon the said  
*Portsmouth.* passage or (except on payment of such sum not exceeding one shilling as  
the Corporation may think fit) to go upon any part of the pier which is  
so closed.

Provision  
against danger  
to navigation.

30. In case of injury to or destruction or decay of the pier or any part  
thereof the Corporation shall lay down such buoys exhibit such lights or  
take such other means for preventing as far as may be danger to navigation  
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  
the means to be taken and the Corporation shall be liable to a penalty not  
exceeding ten pounds for every calendar month during which they omit so  
to apply or refuse or neglect to observe any such direction.

Power to con-  
tribute to enter-  
tainments.

31. The Corporation may from time to time out of the pier revenue but  
not otherwise provide and pay for or contribute towards the payment of  
bands of music concerts or other entertainments on the pier or in the  
pavilions or other buildings thereon and subscribe towards the funds of  
any regatta or fête held in the immediate vicinity of the pier and may in  
respect thereof make additional charges for admission to the pier or pavilions  
or any part or parts thereof.

Amending  
Order of 1878  
to rates.

32. As from the commencement of this Order Part IV. of the schedule  
to the Order of 1878 shall be amended in the following respects (that is  
to say):—

(a) The following paragraph shall be substituted for the first paragraph  
in the said Part IV. :—

		<i>s.</i>	<i>d.</i>
For every passenger or other person who shall land on the pier from or embark from it on board of any ship vessel packet passage or pleasure boat for each time any sum not exceeding	... ..	0	4

(b) The following paragraphs shall be added to the said Part IV. :—

		<i>s.</i>	<i>d.</i>
For every motor car taken on the pier for each time any sum not exceeding	... ..	5	0
For every bicycle or tricycle taken on the pier for each time any sum not exceeding	... ..	0	2

Pass tickets for  
use of pier.

33.—(1) The Corporation may grant to passengers and promenaders  
or others for the use of the pier (either exclusively or not of any building  
or room for the time being thereon) pass tickets or family tickets at such  
rates on such terms and for such periods not exceeding one year as may  
be agreed upon or may issue books containing any number of tickets at a  
reduced rate but so that no preference be given to any person.

(2) The Corporation may prescribe the conditions on which pass tickets  
or family tickets or books of tickets are issued and the persons by whom  
those tickets may be issued.



A.D. 1907.  
—  
*Portsmouth.*

(3) A pass ticket shall not be transferable and shall not be used by any person except the person to whom it is granted. A family ticket or book of tickets shall not be used otherwise than in accordance with the conditions on which it is issued. No pass ticket or family ticket shall be used by any person after the period limited for its use.

(4) There shall be printed on every pass ticket and family ticket the conditions on which the same is issued.

(5) If any person wilfully and with intent to defraud acts in any way in contravention of the provisions of this section or uses or attempts to use any false or counterfeit ticket he shall for each offence be liable to a penalty not exceeding twenty shillings.

34.—(1) The Corporation may without prejudice and in addition to the power to make byelaws conferred by section 83 of the Harbours Docks and Piers Clauses Act 1847 make vary and rescind byelaws for the regulation and control of vessels and boats and the prevention of nuisance or annoyance by smoke and noise caused by steam vessels and the prevention of refuse of any kind being thrown or allowed to fall into the sea within the limits of this Order.

Byelaws.

(2) The byelaws may provide for imposing a penalty not exceeding forty shillings for the breach or non-observance of any of the byelaws.

(3) No byelaw shall come into operation until it has received the allowance and confirmation of the Admiralty and that allowance and confirmation shall be sufficient for all purposes.

(4) Sections 84 and 85 of the Harbours Docks and Piers Clauses Act 1847 shall not be incorporated with this Order.

(5) Section 22 of the Order of 1878 is hereby repealed but neither this repeal nor anything in this Order contained shall operate to repeal invalidate or prejudice any byelaws made under the Order of 1878 which were in force at the commencement of this Order.

35.—(1) The Corporation may appoint from time to time persons to act as officers or constables in preserving order on the pier and in enforcing the byelaws and regulations made by the Corporation in respect thereof.

Appointment of officers to enforce byelaws and regulations.

(2) The Corporation may from time to time procure any officers appointed by them for securing the execution of this Order and the Order of 1878 to be sworn as constables but no such officers shall act as constables unless in uniform or provided with a warrant.

36. All penalties recovered under this Order or the Order of 1878 shall except in case of penalties recovered against the Corporation be paid to the treasurer for the time being of the Corporation and be by him carried to the credit of the borough fund.

Recovery of penalties.

37. The provisions of the Municipal Corporations Act 1882 relating to the keeping and auditing of accounts and the accounts kept of sums of money

Audit of accounts.

A.D. 1907.  
—  
*Portsmouth.*

received and paid under that Act shall extend and apply to the keeping and auditing of accounts and to the accounts kept of sums of money received and paid under this Order.

Extension of  
10 & 11 Vict.  
c. 27 (ss. 28 99)  
to all Govern-  
ment depart-  
ments.

38. Sections 28 and 99 of the Harbours Docks and Piers Clauses Act 1847 as incorporated with the Order of 1878 shall apply to and for the benefit of any Government department in the same manner as they apply to and for the benefit of the Government departments specially named in those sections.

Saving rights  
of H.M. ships  
&c. and Ad-  
miralty.

39. Nothing in this Order or the Order of 1878 shall confer on the Corporation or the piermaster any power or jurisdiction over or in respect of His Majesty's ships boats or vessels or shall be so construed as to override or in anywise interfere with the regulations for the time being in force for the Dockyard Port of Portsmouth as promulgated by Order in Council or any of the powers of the Admiralty in respect of that port.

Crown rights.

40. Nothing in this Order or the Order of 1878 affects prejudicially any estate right power privilege or exemption of the Crown and in particular nothing herein contained authorises the Corporation to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any lands hereditaments subjects or rights of whatsoever description belonging to His Majesty in right of His Crown and under the management of the Commissioners of Woods or of the Board of Trade respectively without the consent in writing of the Commissioners of Woods or the Board of Trade as the case may be on behalf of His Majesty first had and obtained for that purpose (which consent the said Commissioners and Board are hereby respectively authorised to give).

Pier to be with-  
in borough of  
Portsmouth.

41.—(1) From and after the commencement of this Order the pier shall for all purposes be deemed to form part of the parish and borough of Portsmouth.

(2) Section 17 of the Order of 1878 is hereby repealed.

Costs of Order.

42. All costs charges and expenses of and incident to the preparation and obtaining of this Order and otherwise incurred in reference thereto as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation out of money borrowed for the purposes of the promotion of this Order or out of the pier revenue.



SENNEN COVE HARBOUR.

A.D. 1907.

*Provisional Order for the management and maintenance of the Harbour of Sennen Cove in the County of Cornwall for the construction of works in connexion therewith and for other purposes.*

Sennen.

*Preliminary.*

1. This Order may be cited as the Sennen Cove Harbour Order 1907. Short title.
2. This Order shall come into operation upon the day when the Act confirming this Order is passed and that day is in this Order referred to as "the commencement of this Order." Commencement of Order.
3. In construing this Order and the Acts incorporated with this Order the following terms and expressions shall have the meanings herein-after assigned to them namely:— Interpretation.
  - "The harbour" means the harbour of Sennen Cove within the limits described in section 9 of this Order;
  - "The cove" means Sennen Cove;
  - "The works" means the works authorised by this Order;
  - "The Commissioners" means the Sennen Cove Harbour Commissioners incorporated by this Order;
  - "The office" means the office of the Commissioners;
  - "The clerk" means the clerk to the Commissioners.
4. The Commissioners shall be the undertakers for carrying this Order into execution and are in this Order referred to as "the Commissioners." Undertakers.
5. The Commissioners Clauses Act 1847 is incorporated with this Order except so much thereof as relates to the election and rotation of the Commissioners where the Commissioners are to be elected by the ratepayers or other like class of electors and except where expressly varied by or inconsistent with this Order. Incorporation of Commissioners Clauses Act.  
10 Vict. c. 16.

*Acquisition of Lands.*

6. The Lands Clauses Acts (except so much thereof as relates to the purchase and taking of lands otherwise than by agreement and to the entry upon lands by the promoters of the undertaking) are hereby incorporated with this Order and for the purposes of that incorporation the term "Special Act" in those Acts shall mean this Order. Incorporation of Lands Clauses Acts.
7. For the purposes of the works authorised by this Order the Commissioners may purchase by agreement and use all or such parts of the lands shown on the plan deposited for the purposes of this Order as they may think requisite for the purposes of those works. Power to take lands by agreement.

A.D. 1907.

*Sennen.*Power to take  
easements &c.  
by agreement.

8. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and this Order grant any easement right or privilege (not being an easement right or privilege of water in which other persons than the grantors have an interest) required for the purposes of this Order 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.

*Limits.*

Limits.

9.—(1) The limits within which the Commissioners shall have authority and within which the powers of the harbour-master may be exercised shall comprise the works and the area below high-water mark enclosed by an imaginary line commencing at the highest point of a rock which is known as the "Irish Lady" and is situated in the sea on the west side of Mayon Cliff in the parish of Sennen and extending due north from that point for a distance of two thousand three hundred and seventy-five feet or thereabouts to a rock in Whitesand Bay known as Bo Cowloe thence in a direction forty degrees east of true north in a straight line for a distance of five thousand eight hundred and seventy feet or thereabouts to a point on the foreshore at Aire Point in Whitesand Bay in the parish of St. Just in Penwith at the high-water of ordinary spring tide mark thence along the land line of the coast in the direction of Sennen Cove and the Irish Lady Rock and terminating at the highest point of that rock being the point of commencement.

(2) A map or plan showing the limits of the harbour having been signed in triplicate by an assistant secretary to the Board of Trade one copy thereof shall within two months after the commencement of this Order be deposited at the office of the Board of Trade another copy thereof shall be deposited with the clerk of the peace for the county of Cornwall and another copy thereof shall be deposited at the office of the Commissioners.

(3) In case of any discrepancy between the limits delineated on the said map or plan and the limits described in the first subsection of this section the said map or plan shall be deemed to be correct and shall prevail.

Rating limits.

10.—(1) The limits within which the power to levy rates (other than the rates in the next subsection mentioned) may be exercised (herein-after called "the rating limits") shall comprise the works and area below high-water mark lying or being within a distance of three hundred feet measured in any direction from the works.

(2) The rates by this Order authorised to be levied upon or in respect of fresh fish may notwithstanding the last preceding subsection be levied upon or in respect of fresh fish which shall be landed in any part of the harbour as well within as outside the rating limits.



*Incorporation and Constitution of Commissioners.*

A.D. 1907.

11. As from the commencement of this Order there shall be a body of Commissioners established for carrying this Order into execution not exceeding eight in number which Commissioners and their successors are hereby for the purposes of this Order incorporated by the name of "The Sennen Cove Harbour Commissioners" and by that name shall be a body corporate with perpetual succession and a common seal and with power to purchase lease take hold and dispose of lands and other property for the purposes but subject to the restrictions of this Order. The first Commissioners shall be Alexander Macvey Webster Henry Willey Williams Harry Thomas Reading George Paulle Bazeley Henry Isaac Welch John George Senior John Penrose and Robert James Roe. They shall come into office on the commencement of this Order.

*Sennen.*  
Incorporation  
of Commis-  
sioners.

12. The future appointment and the tenure of office succession and election of the Commissioners shall be regulated as follows:—

Appointment  
and election of  
Commis-  
sioners.

- (1) The Duchy of Cornwall by writing under the hand of their secretary or assistant secretary shall appoint one of the Commissioners (who is in this Order referred to as "the Duchy of Cornwall Commissioner") and may from time to time remove the Commissioner so appointed or revoke any such appointment and whenever a vacancy is caused by removal revocation death resignation or otherwise in the office of the Duchy of Cornwall Commissioner the Duchy of Cornwall in like manner shall appoint another Commissioner to fill the vacancy and so on toties quoties. The following person shall be the first Duchy of Cornwall Commissioner namely the said Alexander Macvey Webster and he shall hold his office (subject to the powers by this Order given to the Duchy of Cornwall) and as if he had been appointed by that Duchy;
- (2) The Board of Trade by writing under the hand of one of their secretaries or assistant secretaries shall appoint one other of the Commissioners (who is in this Order referred to as "the Board of Trade Commissioner") and may from time to time remove the Commissioner so appointed or revoke any such appointment and whenever a vacancy is caused by removal revocation death resignation or otherwise in the office of the Board of Trade Commissioner the Board of Trade in like manner shall appoint another Commissioner to fill the vacancy and so on toties quoties. The following person shall be the first Board of Trade Commissioner namely the said Henry Willey Williams and he shall hold his office (subject to the powers by this Order given to the Board of Trade) and as if he had been appointed by that Board;
- (3) The Corporation of Trinity House Deptford Strond by writing under the hand of their Master Deputy Master or Secretary

A.D. 1907.

---

*Sennen.*

shall appoint one other of the Commissioners (who is in this Order referred to as "the Trinity House Commissioner") and may from time to time remove the Commissioner so appointed or revoke any such appointment and whenever a vacancy is caused by removal revocation death resignation or otherwise in the office of the Trinity House Commissioner the said Corporation in like manner shall appoint another Commissioner to fill the vacancy and so on toties quoties The following person shall be the first Trinity House Commissioner namely the said Harry Thomas Reading and he shall hold his office (subject to the powers by this Order given to the said Corporation) and as if he had been appointed by that Corporation;

- (4) The county council of the county of Cornwall (herein-after called "the county council") at their ordinary meeting held next before the second Monday in November in the year one thousand nine hundred and eight and in each year thereafter shall appoint one other of the Commissioners (who is in this Order referred to as the "county council Commissioner") and whenever a vacancy is caused by death resignation or otherwise in the office of the county council Commissioner the county council shall appoint another Commissioner to fill such vacancy The said George Paulle Bazeley shall be the first county council Commissioner and he shall hold his office until the end of the second Monday in November one thousand nine hundred and eight as if he had been appointed by the county council;
- (5) The West Penwith District Council (herein-after called "the district council") at their ordinary meeting held next before the second Monday in November in the year one thousand nine hundred and eight and in each year thereafter shall appoint one other of the Commissioners (who is in this Order referred to as the "district council Commissioner") and whenever a vacancy is caused by death resignation or otherwise in the office of the district council Commissioner the district council shall appoint another Commissioner to fill such vacancy The said Henry Isaac Welch shall be the first district council Commissioner and he shall hold his office until the end of the second Monday in November one thousand nine hundred and eight as if he had been appointed by the district council;
- (6) The registered owners for the time being resident in the parish of Sennen of fishing boats or vessels engaged or employed in fishery in and out of the Cove (herein-after called "the boat-owners") or a majority thereof shall elect two other of the Commissioners (who are in this Order referred to as the "boat-owners Commissioners") The said John George Senior and John Penrose shall be the first boatowners Commissioners as



if they had been appointed by the boatowners and shall hold office until the end of the second Monday in November one thousand nine hundred and seven ;

A.D. 1907.

*Sennen.*

- (7) Owners of freehold property in the parish of Sennen of the rateable value of not less than one hundred pounds (hereinafter called "the landowners") or a majority thereof shall elect one Commissioner (who is in this Order referred to as the "landowners Commissioner") The said Robert James Roe clerk in holy orders shall be the first landowners Commissioner as if he had been appointed by the landowners and shall hold office until the end of the second Monday in November one thousand nine hundred and seven.

13.—(1) If at the ordinary meetings of the county council and district council respectively held next before the second Monday in November one thousand nine hundred and eight or any subsequent year the county council or the district council shall fail to appoint any person to be county council Commissioner and district council Commissioner respectively for the then ensuing year the persons who for the time being fill that office shall continue in office until the end of the second Monday in November in the following year.

Appointment  
of county council  
and district  
council Com-  
missioners.

(2) Any casual vacancy occurring in the office of county council Commissioner or district council Commissioner respectively by reason of the death or resignation of the county council Commissioner or district council Commissioner respectively may be filled up by the county council or the district council respectively at the first or any subsequent meeting of the county council or the district council respectively held after the occurrence of the vacancy but the person appointed to fill any such casual vacancy shall hold office only so long as the person in whose place he is appointed would have continued to hold office had he not died or resigned.

14. The following provisions shall apply to the election of boatowners and landowners Commissioners :—

Election of  
boatowners  
and landown-  
ers Commis-  
sioners.

(1) An election of boatowners Commissioners and landowners Commissioner respectively shall take place on the first Monday in November one thousand nine hundred and seven and every subsequent third year and the Commissioners and Commissioner respectively elected at every such meeting shall come into office as from the end of the second Monday in that month and shall hold office until the end of the second Monday in November in the third following year ;

(2) In respect of the election of boatowners Commissioners and landowners Commissioner respectively in the year one thousand nine hundred and seven and every subsequent election the Commissioners shall advertise at least fourteen days before the day of such election in at least one newspaper circulating in the district and by notices affixed to the door of the office

A.D. 1907.

Sennen.

the day hour and place (which shall be within the parish of Sennen) on and at which each election is to be held ;

- (3) At every election of boatowners Commissioners and landowners Commissioner respectively the clerk or one of the Commissioners for the time being shall act as chairman of the meeting and shall declare the number of votes given for each candidate ;
- (4) Any two of the boatowners or of the landowners (as the case may be) may nominate any person (being a boatowner or landowner respectively within the definition contained in section 12 (6) and (7) of this Order) as a candidate by sending to the clerk a nomination paper The nomination paper shall be dated and subscribed by the two boatowners or landowners (as the case may be) and shall contain the Christian name surname place of abode and designation of each of the subscribers and of the candidate nominated No nomination paper shall be received after four o'clock in the afternoon of the Monday immediately preceding the day of election and public notice shall be given not later than the Thursday immediately preceding the day of election of the list of candidates for each office by affixing the same to the door of the office and on such other conspicuous place as the Commissioners may direct Any candidate may at any time before the day of election be withdrawn by the delivery of a notice of withdrawal signed by him and addressed to the clerk ;
- (5) In the event of only two persons being nominated as herein-before provided for election as boatowners Commissioners the clerk shall without further procedure declare such two persons to be duly elected and such declaration shall be in writing signed by the clerk and shall be conclusive evidence of the due election of those persons ;
- (6) In the event of only one person being nominated as herein-before provided for election as landowners Commissioner the clerk shall without further procedure declare such person to be duly elected and such declaration shall be in writing signed by the clerk and shall be conclusive evidence of the due election of that person ;
- (7) At every election of boatowners Commissioners every boatowner shall be entitled to two votes and may distribute them among the candidates as he may think fit but in no case shall he be entitled to give more than one vote to any one candidate and the two candidates having the greatest number of votes at such election shall be elected ;
- (8) At every election of landowners Commissioner every landowner shall be entitled to one vote and the candidate having the greatest number of votes at such election shall be elected ;



(9) In case of equality of votes at any election the chairman of the meeting shall have a casting vote in addition to the vote (if any) to which he may be entitled as an elector;

A.D. 1907.

*Sennen.*

(10) Any question or dispute regarding the election of a candidate shall be determined at the meeting by the chairman of the meeting whose decision shall be final;

(11) The poll at every contested election shall be taken by ballot in such manner as the chairman of the meeting shall direct;

(12) Where there are more registered owners than one resident in the parish of Sennen of any fishing boat or vessel that one of those owners whose name stands first on the register shall be the registered owner of such boat or vessel for all purposes of this section;

(13) If at any meeting the place of any retiring boatowners or landowners Commissioner is not filled up the retiring boatowner or landowner shall continue in office for the period of three years from the second Monday in the November in which such meeting takes place;

(14) The expenses connected with each election (exclusive of the expenses of any candidate) shall be paid by the Commissioners out of the funds belonging to them as such Commissioners;

(15) The chairman of the meeting at which any boatowners or landowners Commissioner is elected shall report to the Commissioners in writing the name of every boatowners or landowners Commissioner elected at that meeting.

15.—(1) A retiring Commissioner may be re-appointed or re-elected.

Re-election  
quorum and  
resignation.

(2) The quorum for a meeting of Commissioners in all ordinary matters shall be three but in any matter relating to the expenditure or raising of money or the reduction of rates dues or charges the quorum shall be five.

(3) A Commissioner may resign office at any time by giving notice in writing of his resignation to the Commissioners or the clerk.

16.—(1) In the event of a casual vacancy occurring in the office of boatowners or landowners Commissioners by reason of death or resignation or otherwise the Commissioners shall as soon as may be thereafter at a meeting of the Commissioners elect a person duly qualified as aforesaid to fill the vacancy and the Commissioner so elected shall continue in office for the same period and retire from office at the same time as the person whose vacancy he fills would in ordinary course have continued in or retired from office but shall be eligible for re-election.

Casual vacancies among  
boatowners  
and landowners  
Commissioners.

(2) In case of an equality of votes at any such election the chairman for the time being of the Commissioners shall have a second or casting vote.

A.D. 1907.

Sennen.

Validity of acts  
of Commis-  
sioners.

17.—(1) The Commissioners may act notwithstanding any vacancy in their body but if the number of the Commissioners is reduced below five they shall act only for the purpose of causing vacancies in their body to be filled up.

(2) Every act of the Commissioners or of any person acting under their authority shall notwithstanding any defect in the appointment of or any disqualification of any person party to or doing the act be as valid as if there had been no such defect or disqualification.

Meetings.

18.—(1) The Commissioners need not hold monthly meetings but they may hold meetings at any time and place they think fit.

(2) The Commissioners shall hold at least two meetings in every year.

(3) The first meeting of the Commissioners shall be held on the third Wednesday after the commencement of this Order at twelve o'clock noon at the office or other convenient place.

(4) The annual meeting of the Commissioners shall be held at such time and place in the last week of November in the year one thousand nine hundred and eight and every subsequent year as may be fixed by the Commissioners.

(5) Such parts of the Commissioners Clauses Act 1847 as are incorporated with this Order shall be read as if the word "monthly" wherever it occurs therein was omitted therefrom.

(6) The clerk on requisition being made to him stating in writing the object of the intended meeting and signed by the chairman or any two of the Commissioners shall cause a special meeting of the Commissioners to be called within forty-eight hours and to be held within seven days after the receipt of such requisition.

(7) Two shall form a quorum for any committee of the Commissioners.

*Works and Powers.*Power to con-  
struct works.

19. Subject to the provisions of this Order and subject also to such alterations (if any) in the plan and sections deposited with reference to this Order as the Board of Trade may require before completion of the works the Commissioners may on the lands belonging to them or acquired under this Order and in the lines and according to the levels and within the limits of deviation shown on the deposited plan and sections make and maintain the works authorised by this Order.

Description of  
works.

20. The works authorised by this Order are—

- (a) A pier or breakwater (herein-after called "the pier") of solid construction commencing at a point on or adjoining the cliff on the north side of the boat yard at Sennen Cove distant fifty feet or thereabouts from the north-west corner of the fish store (herein-after called "the point of commencement") and extending seaward in a direction approximately north-north-



east for a distance of two hundred and ninety feet or thereabouts from the point of commencement and thence in a direction approximately north-east by north for a distance of one hundred and ten feet or thereabouts and there terminating;

A.D. 1907.

Sennen.

- (b) A slip commencing at or adjacent to the point of commencement and extending seaward in a direction approximately north-north-east for a distance of one hundred feet or thereabouts from the point of commencement and there terminating.

21. In constructing the works authorised by this Order the Commissioners may with the consent in writing of the Board of Trade deviate laterally to any extent within the limits of deviation marked on the deposited plan and may with the like consent deviate vertically to any extent.

Power to deviate.

22. The Commissioners may maintain and improve the above works.

Power to maintain and improve works.

23. No part of the works authorised by this Order below high-water mark shall be commenced without the consent in writing of the Board of Trade and those works shall be executed only in accordance with the terms of such consent.

Consent of Board of Trade to works.

24. Any person who wilfully obstructs any person acting under the authority of the Commissioners in setting out the lines of the works authorised by this Order or who pulls up or removes any poles or stakes driven into the ground for the purpose of setting out the lines of those works shall for every such offence be liable to a penalty not exceeding five pounds.

Penalty for obstructing works.

25.—(1) The Commissioners may deepen dredge scour and excavate any portion of the foreshore and bed of the sea to the extent necessary to secure a sufficient waterway and approach to the harbour or any part thereof for vessels using the same.

Power to dredge.

(2) All sand mud and other materials so dredged up or removed shall be the property of the Commissioners and they may sell or otherwise dispose of or remove or deposit the same as they think fit. Provided that no sand mud stone or other material shall be laid down or deposited in any place below high-water mark without the consent in writing of the Board of Trade having been first obtained.

(3) All money arising from any sale or other disposition of sand mud and other materials under this section after payment of the expenses connected therewith shall be applied in the same manner as the revenue received from rates under this Order is to be applied.

26. The Commissioners may for the purposes of this Order provide purchase lease or hire such steam or other dredgers engines tugs lighters or other vessels diving bells tools plant or other materials as they may think fit and may demand and receive such reasonable sums for the use of the same as they may think fit or may sell or dispose of the same and

Power to purchase or hire dredgers &amp;c.

A D. 1907. the money realised by any sale thereof shall be applied towards carrying into effect any of the purposes of this Order to which capital is properly applicable.  
*Sennen.*

Power to erect  
warehouses &c.

27. The Commissioners may subject to the provisions of this Order from time to time purchase construct and maintain or take on lease any land warehouses offices sheds weighing machines cranes and other works buildings and conveniences which may be found necessary or convenient in connexion with the harbour and the works for the accommodation of vessels using the harbour and the works and the traffic landed at or embarked from the vessels and the convenient landing thereof.

Meters and  
weighers.

28. The Commissioners shall have the appointment of meters and weighers within the harbour.

Powers to cease  
in certain  
events.

29.—(1) If within two years from the commencement of this Order the works authorised by this Order are not substantially commenced the powers given by this Order for executing those works or otherwise in relation thereto shall cease unless the time for the commencement of the works be extended by the special direction of the Board of Trade.

(2) If the works authorised by this Order after having been substantially commenced are virtually suspended for twelve consecutive months the powers by this Order given for executing those works or otherwise in relation thereto shall cease except as to so much of those works as has then been completed unless those powers are by the special direction of the Board of Trade continued and directed to remain in force for any period not exceeding five years from the commencement of this Order.

(3) In either of the above cases a certificate from the Board of Trade to the effect that the works have not been substantially commenced or that they have been virtually suspended for twelve consecutive months shall for the purposes of this Order be conclusive evidence of the facts stated in such certificate.

Byelaws.

30.—(1) The byelaws which may from time to time be made by the Commissioners in exercise of the power in that behalf conferred on them by section 83 of the Harbours Docks and Piers Clauses Act 1847 may provide for imposing a penalty not exceeding forty shillings for the breach or non-observance of any of the byelaws.

(2) No byelaw shall come into operation until it has received the allowance and confirmation of the Board of Trade and that allowance and confirmation shall be sufficient for all purposes.

(3) Sections 84 and 85 of the Harbours Docks and Piers Clauses Act 1847 shall not be incorporated with this Order.

#### *Rates.*

Power to levy  
rates.

31. When in addition to the certificate to be granted under section 26 of the Harbours Docks and Piers Clauses Act 1847 a certificate has been obtained from the Board of Trade that all consents and approvals on the



part of the Board of Trade required under this Order or otherwise necessary for the due execution of the works authorised by this Order have been given the Commissioners may subject and according to the provisions of this Order demand receive and recover for the use of the works and the conveniences connected therewith and in respect of vessels boats goods animals fish and things and for services described in the schedule to this Order any rates not exceeding those specified in that schedule.

A.D. 1907.

*Sennen.*

32. If it is at any time certified in writing under the hand of an officer to be appointed for the purpose by the Board of Trade but to be paid by the Commissioners that the works authorised by this Order have been so far completed as to afford increased accommodation for the shelter and launching of boats or the landing and embarking or the shipping and unshipping of animals or goods by means of those works the Commissioners may notwithstanding the twenty-fifth section of the Harbours Docks and Piers Clauses Act 1847 and although the whole of the works authorised by this Order have not then been completed demand recover and receive such of the rates or such proportion of all or any of the rates specified in the schedule to this Order as will in the opinion of the Board be commensurate with the increased accommodation afforded.

Rates may be levied though works not completed.

33. — (1) The rates to be received by the Commissioners shall be adjusted by them in such a manner that as far as possible the income of the harbour shall be sufficient and not more than sufficient for the purposes of the harbour.

Board of Trade may reduce rates.

(2) If at any time it appears to the Board of Trade from the annual account to be sent to them under this Order that the clear annual income derived from the rates leviable by the Commissioners on the average of the then three last preceding years after payment of all expenses and outgoings exceeds the amount sufficient for the purposes of this Order the Board may if in their discretion they think fit reduce the rates leviable under this Order to such amounts as will be sufficient to provide the amount aforesaid and may again at any time raise the rates to any amount not exceeding the rates specified in the schedule to this Order.

34. The Commissioners may confer vary or extinguish exemptions from and compound with any person with respect to the payment of the rates or charges authorised by this Order but so that no preference be in any case given to any person over any other person using the works under the like circumstances and that anything done under this section shall not prejudice the other provisions of this Order.

Power to vary exemptions and compound for rates.

35. — (1) The Commissioners may lease for any term not exceeding seven years the rates and charges authorised by this Order to be taken upon such terms (pecuniary or otherwise), and under such restrictions and conditions as they may think fit.

Power to lease undertaking or rates.

(2) Where the rates or other charges are leased under this section the lessee during the continuance of his lease shall have and may exercise all or any of the powers conferred upon the Commissioners by this Order



A.D. 1907.

*Sennen.*

(including powers of levying and recovering rates and charges) which the Commissioners have or might exercise under the Harbours Docks and Piers Clauses Act 1847 and this Order and shall be subject to the same provisions as to accounts and otherwise as the Commissioners are made subject to under this Order.

Rates for ware-  
houses &c.

36. The Commissioners may (so far as the rates specified in the schedule to this Order do not extend) demand and recover such rates or other consideration as they may think reasonable for the use of any warehouses sheds buildings yards weighing machines mooring posts cranes buoys works and conveniences belonging to or provided by the Commissioners or in respect of any services rendered by them in connexion with the landing and storage of goods animals fish and things.

Master of  
fishing vessel  
to report take  
of fish.

37. The master or owner of any vessel with a take or cargo of fish shall on the arrival of the vessel within the harbour forthwith furnish to the collector of rates a true and accurate statement of his take or cargo of fish and the name of every person obtaining delivery thereof. If the master or owner of a vessel fails to comply with this section he shall for each offence be liable to a penalty not exceeding ten pounds.

Harbour-  
master may  
prevent sailing  
of vessels.

38. The harbour-master may prevent the removal or sailing from within the harbour of any vessel in respect of which or of the goods imported or exported therein any rates are payable until evidence has been produced to him of the payment of those rates to the collector and in the case of a vessel with a take or cargo of fish until the master or owner of the vessel has given in the account of his take or cargo of fish required by this Order.

Certain fishing  
vessels under  
stress of wea-  
ther exempt  
from rates.

39. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties and port charges those 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 come within the harbour or make use of the pier and not breaking bulk while within the harbour be exempt from rates leviable under this Order.

Exemption of  
lifeboat crew.

40. All persons going to or returning from any lifeboat or using any apparatus for saving life and being persons either belonging to the crew of the lifeboat or to the coastguard or being persons for the time being actually employed in saving life or in exercising or using the lifeboat or the apparatus for saving life and all persons brought ashore from any vessel in distress shall at all times have free ingress passage and egress to along and from the premises and works belonging to the Commissioners.

*Finance.*Power to  
borrow.

41. The Commissioners may from time to time borrow at interest not exceeding five per centum per annum any sums not exceeding (except with the consent of the Board of Trade) one thousand pounds on the security of the works and the land and property connected therewith and of the rates and charges authorised by this Order and for securing



any money so borrowed the Commissioners may from time to time convey assign and charge by means of mortgages or debentures the works and the land and property connected therewith and the rates and charges authorised by this Order and any other property or revenue of the Commissioners and may execute and do all deeds acts and things necessary or proper for that purpose.

A.D. 1907.

*Sennen.*

42. All money borrowed by the Commissioners under this Order and repaid otherwise than by instalments or by means of a sinking fund in manner provided by this Order may be from time to time reborrowed by the Commissioners but so that the same shall be repaid within the period limited by this Order.

Re-borrowing.

43. All money borrowed under this Order shall be applied only for the purposes of this Order for which capital money may properly be applied and not otherwise.

Application of  
money bor-  
rowed.

44.—(1) The holders of any security given in respect of money borrowed under this Order may enforce payment of arrears of interest or principal or principal and interest due on their securities by the appointment of a receiver.

Appointment of  
a receiver.

(2) In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than two hundred pounds in the whole.

45. In sections 75 to 88 (both inclusive) of the Commissioners Clauses Act 1847 incorporated with this Order the expression "Commissioners" shall mean the Commissioners and the expressions "mortgage" and "mortgagee" shall respectively include any security for money borrowed under this Order and the holder of any such security.

Application of  
sections 75 to  
88 of Commis-  
sioners Clauses  
Act 1847.  
10 & 11 Vict.  
c. 16.

46. Any person advancing money to the Commissioners shall not be bound to require any further or other evidence of the power of the Commissioners to borrow the money advanced by such person than such as is afforded—

Protection of  
lenders.

(a) By a certificate signed by the clerk and two of the Commissioners that the Commissioners are not exceeding the powers of borrowing conferred on them by this Order; and

(b) By the production of the register of mortgages by section 76 of the Commissioners Clauses Act 1847 required to be kept by the Commissioners.

47. It shall not be obligatory on the Commissioners under section 90 of the Commissioners Clauses Act 1847 as incorporated with this Order to cause the statement and accounts therein mentioned to be printed and

Accounts need  
not be printed.

A.D. 1907. notwithstanding anything in that Act the same person may be both clerk and treasurer to the Commissioners.

—  
*Sennen.*

Application of  
rates received.

48. The revenue received from rates or otherwise under this Order shall be applicable for the purposes and in the order following and not otherwise:—

- (1) In payment of the costs of and connected with the preparation and making and confirmation of this Order;
- (2) In payment of the expense properly chargeable to revenue of the maintenance repair and management of the undertaking and all conveniences connected therewith;
- (3) In payment year by year of the interest accruing on money borrowed under this Order and in payment of the instalments as they become due in discharge of any money so borrowed and repayable by instalments;
- (4) In forming a sinking fund in accordance with this Order for payment of principal moneys borrowed under this Order;
- (5) In making such payments (if any) as the Commissioners think fit into a contingency fund established under the provisions of this Order:

The surplus (if any) after providing for the purposes aforesaid shall be applied in the further general improvement of the harbour and the works.

Sinking fund.

49. The Commissioners shall every year appropriate and set apart out of the surplus income (if any) after providing for the expenses mentioned in subsections (1) (2) and (3) of the preceding section such a sum as will with the accumulations thereof by way of compound interest be sufficient to pay off the whole of the principal moneys borrowed under this Order within forty years after the date when those moneys are respectively borrowed.

Contingency  
fund.

50. The Commissioners may if they think fit for the purpose of forming and maintaining a contingency fund not exceeding at any time the sum of one thousand pounds to meet any extraordinary claim or demand or any unforeseen accident or extraordinary damage which may happen or be caused to the harbour or the works appropriate and set apart subject to the provisions of this Order as to application of revenue any amount which they think fit in any year out of the revenue received under this Order and shall deposit any such amount in some joint stock bank to be increased by accumulation in the way of compound interest or invest the same and the accruing interest thereof in trust securities until required for any of the aforesaid purposes.

Appointment  
of an auditor.

51.—(1) The Board of Trade shall unless they see special reason to the contrary appoint a person to be permanent auditor to examine and audit the accounts of the Commissioners and shall fix the payments to be made to him for salary and for expenses (if any) and the amount of the salary and expenses (if any) shall be paid by the Commissioners out of the rates or other income received by them under this Order.



(2) The Board of Trade may at any time revoke the appointment of any person as auditor and thereupon shall unless they see special reason to the contrary appoint another person as auditor.

A.D. 1907.

*Sennen.*

(3) The Commissioners shall on demand by the auditor produce to him all books accounts deeds papers writings and other documents or information in their possession or power and afford him all reasonable facilities for conducting the examination and audit.

(4) If the Commissioners refuse or neglect to comply with any of the provisions of this section they shall be liable to a penalty not exceeding twenty pounds for every month during which they neglect or refuse so to comply.

52.—(1) The Commissioners shall within one month after sending to the clerk of the peace the copy of their annual account in abstract send a copy of the same to the Board of Trade and the sixteenth section of the General Pier and Harbour Act 1861 Amendment Act shall apply to and include any such account.

Annual account to be sent to Board of Trade.

25 &amp; 26 Vict. c. 19.

(2) The account shall be made up to the end of the thirty-first day of March in each year.

(3) The Commissioners shall as from the expiration of that month be liable to a penalty not exceeding twenty pounds for every week or part of a week during which they refuse or neglect to comply with this section.

*Life-Saving Apparatus.*

53.—(1) Sections 16 to 19 inclusive of the Harbours Docks and Piers Clauses Act 1847 shall not be incorporated with this Order.

Portions of Harbours &amp;c. Clauses Act excepted.

10 &amp; 11 Vict. c. 27.

(2) The Commissioners shall whenever required by the Board of Trade provide at their own expense and to the satisfaction of the Board of Trade a site near the pier and build on that site a house or other proper accommodation for a lifeboat rocket apparatus and other life-saving apparatus.

(3) If the Commissioners fail to comply with this section they shall be liable to a penalty not exceeding ten pounds for every month during which the failure continues.

54. The officers of the coastguard and all other persons for the time being actually employed in connexion with the lifeboat or the apparatus for saving life may either permanently or temporarily without payment attach or cause to be attached to any part of the harbour 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 harbour.

Life-saving apparatus may be attached to harbour.

55. The Commissioners shall at all times keep at convenient places on the pier and in obedience to any requirements which may from time to time be made by the Board of Trade lifebuoys and lifelines in good order and fit and ready for use.

Lifebuoys to be kept.

A.D. 1907.

*Lights.*

*Sennen.*  
Lights during  
construction of  
works.

56.—(1) Before commencing the works authorised by this Order the Commissioners shall apply to the Board of Trade for directions as to the lights to be exhibited and other means to be taken for preventing danger to navigation and shall in all respects obey any directions given upon that application or afterwards from time to time given as to the like matters by the Board of Trade during the construction of the works and compliance with the directions so given shall satisfy and be in place of every other statutory requirement as to lights during the construction of the works.

(2) The Commissioners shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to observe or comply with any directions so given.

Lights after  
completion of  
works.

57.—(1) After completion or permanent discontinuance or abandonment of the works authorised by this Order the Commissioners shall exhibit at the outer extremity of the pier or the completed portion thereof or in such other places as may be required from sunset to sunrise and according to the requirements of the traffic and the season of the year such lights (if any) and shall take such other steps for the prevention of danger to navigation as shall from time to time be directed by the Corporation of Trinity House Deptford Strond and shall apply to that Corporation for such directions.

(2) The Commissioners shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to observe or comply with any such direction.

Provision  
against danger  
to navigation.

58.—(1) In case of injury to or destruction or decay of the pier or any part thereof the Commissioners shall lay down such buoys exhibit such lights or take such other means for preventing (as far as may be) danger to navigation as may from time to time be directed by the said Corporation of Trinity House and shall apply to that Corporation for directions as to the means to be taken.

(2) The Commissioners shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to observe or comply with any such direction.

*Miscellaneous.*

Application of  
Harbours &c.  
Clauses Act.  
10 & 11 Vict. c. 27.

59. For all the purposes of the Harbours Docks and Piers Clauses Act 1847 this Order shall be deemed the Special Act.

Recovery of  
penalties.

60. All penalties under this Order shall be recovered and applied as penalties are recoverable and applicable under the Harbours Docks and Piers Clauses Act 1847.

Exemptions  
and savings for  
Government  
departments.

61. Sections 28 and 99 of the Harbours Docks and Piers Clauses Act 1847 as incorporated with this Order shall apply to and for the benefit of any Government department in the same manner as they apply to and



for the benefit of the Government departments specially named in those sections. A.D. 1907.

Sennen.

62. Nothing in this Order affects prejudicially any estate right power privilege or exemption of the Crown and in particular nothing herein contained authorises the Commissioners to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any lands hereditaments subjects or rights of whatsoever description belonging to His Majesty in right of His Crown and under the management of the Commissioners of Woods or of the Board of Trade without the consent in writing of the Commissioners of Woods or the Board of Trade as the case may be on behalf of His Majesty first had and obtained for that purpose (which consent the said Commissioners and Board are hereby respectively authorised to give). Saving rights of Crown.

63. The consent of His Royal Highness the Prince of Wales in right of His Duchy of Cornwall signified to this Order shall not be taken as a consent to the surrender of and nothing in this Order contained shall prejudice or affect any property rights powers authorities or privileges of His Royal Highness or of the possessor of the Duchy of Cornwall for the time being. Rights of Duchy of Cornwall.

64. The works authorised by this Order shall be deemed to be for all purposes within the parish of Sennen and in the rural district of West Penwith both in the county of Cornwall. Works to be in parish of Sennen and rural district of West Penwith.

65. All costs charges and expenses of and incident to the preparing and obtaining of this Order and otherwise incurred in reference thereto shall be paid by the Commissioners. Costs of Order.

The SCHEDULE to which the foregoing Order refers.

PART I.—TONNAGE DUES.

(a) *On Vessels (other than Fishing and other Boats falling within head (b) of this Part) entering within the rating limits of the Harbour exclusive of Cargo.*

	£	s.	d.
For all vessels entering to load or unload per registered ton ...	0	0	4
For all vessels wind-bound or otherwise and not loading or unloading per registered ton ...	0	0	2
For all vessels laid up for each month or part of a month (vessels not going to sea within one month after arrival to be considered laid up) per registered ton ...	0	0	3
For every pleasure yacht entering not carrying goods for hire per registered ton ...	0	0	3

A.D. 1907.  
Sennen.(b) *On Fishing and other Boats entering within the rating limits of the Harbour exclusive of Cargo.*

	£	s.	d.
Every boat engaged in the fishing industry as a composition in full of tonnage duty for the period of 12 months payable in advance—			
If engaged in the Seine fishery under 15 tons register ...	1	0	0
If engaged in the Seine fishery above 15 tons register ...	1	5	0
If engaged in the shell fish drift fish or long line fishery if			
20 feet in length or above ... ..	0	7	6
If 15 feet and under 20 feet ... ..	0	5	0
If under 15 feet ... ..	0	2	6
Every boat engaged in the fishing industry not paying the afore-said composition shall on each occasion of entering to load or discharge pay ... ..	0	2	6
And if not loading or discharging ... ..	0	1	3
Other boats loading or discharging... ..	0	2	6
Other boats if not loading or discharging ... ..	0	1	6

NOTE (i) Boats not engaged in the fishing industry when above 15 tons register are charged according to tonnage dues for vessels other than fishing boats according to the tonnage dues under head (a) of this Part.

(ii) Steam trawlers and steam liners of more than 30 tons are not for the purpose of these rates to be deemed to be boats engaged in the fishing industry but will be charged according to the tonnage dues under head (a) of this Part.

(iii) Boats engaged in the crab and lobster fishery are to be deemed to be boats engaged in the fishing industry.

PART II.—RATES ON GOODS AND ARTICLES SHIPPED UNSHIPED OR TRANSHIPPED WITHIN THE RATING LIMITS OF THE HARBOUR AND ON FRESH FISH LANDED IN ANY PART OF THE HARBOUR.

	s.	d.
Ballast—		
Inward whether landed or shifted into another vessel per ton ...	1	6
Outward whether taken out of another vessel or from the quay or shore per ton ... ..	1	6
Barrels kits and boxes (empty) per dozen ... ..	0	3
Baskets hand per dozen ... ..	0	2
Bricks common per 1000 ... ..	0	6
Bricks stock or fire flat or flooring per 1000 ... ..	0	8
Canvas or sailcloth per 36 yards ... ..	0	1
Carriages or carts 2 wheels ... ..	1	6



[7 EDW. 7.]

*Pier and Harbour Orders*  
*Confirmation (No. 2) Act, 1907.*

[Ch. cxix.]

	s.	d.	A.D. 1907.
Carriages or carts 4 wheels ... ..	3	0	Sennen.
Casks empty each ... ..	0	2	
Casks if under 36 gallons ... ..	0	1	
Cement and concrete of all kinds per ton ... ..	0	6	
Coals per ton ... ..	0	6	
Cordage twine and netting per cwt. ... ..	0	1	
Cork and corks per cwt. ... ..	0	2	
Corn and grain of all sorts per quarter... ..	0	2	
Crabs (see Shellfish).			
Fish viz. :—			
Pilchards fresh when landed per 448 lbs. ... ..	0	4	
Pilchards fresh less quantities per 120 ... ..	0	0½	
Pilchards fresh cured per 448 lbs. ... ..	0	4	
Mackerel per 120 ... ..	0	2	
Herrings per 120 ... ..	0	0½	
Other fish fresh when landed per cwt. ... ..	0	1½	
Other fish cured exported or imported per cwt. ... ..	0	1½	
Groceries of all sorts per cwt. ... ..	0	2	
Hoops wooden per cwt. ... ..	0	0½	
Hoops iron per cwt. ... ..	0	2	
Household furniture per cwt.... ..	0	3	
Husbandry implements and utensils per cwt. ... ..	0	2	
Kipper box wood per 1000 ... ..	1	6	
Lime per ton ... ..	0	6	
Lobsters (see Shellfish).			
Manure street dung and the like per ton ... ..	0	1½	
Mussels per ton ... ..	0	6	
Pit props per 120 ... ..	0	1	
Potatoes per ton... ..	0	6	
Sails per 50 yards ... ..	0	2	
Salt per ton ... ..	0	6	
Shellfish per barrel of 1 cwt.... ..	0	4	
Per barrel of less weight... ..	0	2	
Slates per ton ... ..	0	6	
Staves barrel per 120 ... ..	0	1	
Staves cutting or board ends per 1000 ... ..	0	2	
Stones viz.—			
Rubble per ton ... ..	0	4	
Road metal per ton ... ..	0	4	

A.D. 1907.	Stones— <i>cont.</i>					s.	d.
<i>Sennen.</i>	Whinstone blocks per ton	...	...	...	...	0	4
	All other kinds of stone per ton	...	...	...	...	0	4
	Tiles drain tiles or pantiles per 1000	...	...	...	...	0	6
	Wheels carriage or cart per pair	...	...	...	...	0	3
	Wood on all timber of any denomination not otherwise charged per ton of 50 cubic feet	...	...	...	...	0	4
	Wood mahogany per ton of 40 cubic feet	...	...	...	...	1	0
	All heavy articles not particularly mentioned in schedule per ton	...	...	...	...	0	6
	Every article however small not otherwise charged	...	...	...	...	0	0½

---

Printed by EYRE and SPOTTISWOODE,

FOR

ROWLAND BAILEY, Esq., I.S.O., M.V.O., the King's Printer of Acts of Parliament.

---

And to be purchased, either directly or through any Bookseller, from  
WYMAN AND SONS, LTD., FETTER LANE, E.C.; or  
OLIVER AND BOYD, TWEEDDALE COURT, EDINBURGH; or  
E. PONSONBY, 116, GRAFTON STREET, DUBLIN.