



ANNO QUADRAGESIMO TERTIO

GEORGI II. REGIS.

Cap. 21.

An Act for abolishing certain Dues called *Petty Customs, Anchorage, and Groundage*, and for improving the Port of the Town of *Southampton*; for making a convenient Dock for the Security of Ships; for extending the Quays and Wharfs, and making Docks and Piers in the Harbour there; and for erecting Warehouses for the safe Custody of Goods and Merchandize; and for imposing certain Duties for the above Purposes.

[7th April 1803.]

WHEREAS the Port of the Town of *Southampton* is of great Antiquity, and is capable of being rendered more commodious than at present for carrying on Trade, both Foreign and Coastwise, by the Construction of a Bason and Wet Docks and Piers, and by the Improvement of the present Quays and Wharfs, for the Reception of and harbouring Ships and Vessels, and by erecting Warehouses for the safe Custody of Goods and Merchandize, whereby the said Port and Town of *Southampton* will be greatly benefited, and the Navigation and Commerce of the Kingdom increased:

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And

And whereas the Mayor, Bailiffs, and Burgesses of the Town and County of the Town of *Southampton*, have by virtue of several Charters granted to them by His Majesty's Progenitors, Kings and Queens of *England*, received, and been entitled, or claim to be entitled to receive certain Duties called Petty Customs, upon the Exportation and Importation of all Goods and Merchandize out of and into the said Port of *Southampton*, from the Owner, Exporter, or Importer of such Goods and Merchandize, and also certain other Duties called Anchorage and Groundage, payable by all Vessels coming within and not belonging to the said Port, together with Wharfage and Cranage from the Owners and Masters of all such Vessels; which said Rights, Privileges, Immunities, Exemptions, and Advantages, the said Mayor, Bailiffs, and Burgesses are willing to relinquish and give up upon a Compensation being made for the Loss and Diminution that will accrue to the said Mayor, Bailiffs, and Burgesses, by abolishing the same: But forasmuch as a very considerable Expence will be incurred by the making the said Bason and Docks and Piers, and erecting the said Warehouses, and the preserving and maintaining the same when made, as well as the present Quays; and that it is reasonable the Sums necessary to defray the same should be paid by Persons trading from and to the said Port of the said Town of *Southampton*, and as the Danger Ships are now exposed to for Want of such Advantages will be thereby in a great Measure removed: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Mayor, Recorder, and Common Council Men of the said Town and County of *Southampton*, and their Successors, in respect of such their Offices, together with *Thomas Baker, Thomas Eldridge, Thomas Waight, Cornelius Trim, John Hunt the younger, Philip Le Feuvre, William Graves, Richard Taylor, James Bienvenu, and Edward Toomer*, and their Successors, to be elected, nominated, and appointed in Manner herein-after mentioned, shall be, and they are hereby appointed Commissioners for putting this Act into Execution, and shall have and they have by this Act full Power and Authority to make a Wet Dock or Bason, with Wharfs and Sluices, and to erect a Pier or Piers, Dock or Docks, Warehouse or Warehouses, of such Materials and in such Manner as they shall see fit, and to extend, alter, and repair the present Quays and Wharfs, and erect Warehouses and other Works necessary for the Improvements of the said Harbour and Port, (and then and from thenceforth such of the Quays and Wharfs then made or built, or repaired by the said Commissioners, shall be deemed and taken to be legal Quays and Wharfs accordingly), and also for the safe Custody of Goods and Merchandize, and for the more convenient Use of the same within the said Port of the Town and County of the Town of *Southampton*; and shall for that Purpose have Power and Authority to purchase Lands, Tenements, and Hereditaments, for the Use of the said Piers, Docks, Basons, and Wharfs, without incurring any of the Penalties or Forfeitures of the Statute of Mortmain, and at any Time or Times to sell, dispose of, and convey any such Lands, Tenements, or Hereditaments, which shall not be wanted for the Purposes of this Act, to any Person or Persons whomsoever; and the said Commissioners shall have Power and Authority to place Booms for marking the Channel in the *Southampton Water*, from

Commissioners Names.

Calshot Castle up to the Town of *Southampton*, and also up to *Redbridge* and *Elting*, in the *Southampton River*, and up to *Northam*, in the *River Itchin*; and that all Acts, Matters, and Things hereby authorized or directed to be done by the said Commissioners, may be done and executed by any Five or more of them, and shall be as valid and effectual as if done and executed by all the said Commissioners, unless otherwise herein-after particularly directed: Provided always, that no more Land shall be purchased than shall, at the Time of such Purchase being made, be deemed to be necessary for the Purposes of this Act; but if it shall afterwards happen that any Quantity of Land, which had been deemed to be necessary for the Purposes of this Act, shall be afterwards found not to be necessary for such Purposes, then and in every such Case only, the said Commissioners shall be at liberty to sell any Quantity which shall not so be wanted, and the Money arising by such Sale shall be applied to the Purpose of carrying the said Act and all the Powers therein contained into Execution, and for no other Purpose whatsoever.

II. And be it further enacted, That no Person (except the Mayor, Recorder, and Common Council Men of the said Town for the Time being,) shall be qualified or capable of acting as a Commissioner in the Execution of this Act, unless he shall have been a Housekeeper within the said Town, and have paid towards the parochial Rates of the same for the Space of Three Years before he shall begin to act as such Commissioner, and shall have been an Exporter or Importer of Goods and Merchandize for the same Period, and shall be in his own Right, or in the Right of his Wife, in the actual Possession and Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments of the clear yearly Value of Fifty Pounds, arising within the said Town or Liberties thereof, or shall be possessed of a Real and Personal Estate together to the Amount or Value of One thousand five hundred Pounds; and that no Person shall be capable of acting as a Commissioner in the Execution of this Act until he shall have taken and subscribed an Oath to the following Effect, which Oath any One of the Commissioners is hereby empowered to administer:

Qualification
of Commis-
sioners.

‘ I *A. B.* do swear, That, according to the best of my Skill and Knowledge, I will faithfully, impartially, and truly execute the several Powers and Trusts vested in me by an Act passed in the Forty-third Year of the Reign of King *George* the Third, intituled, *An Act [here set forth the Title of the Act]* according to the Tenor and Purport of the said Act.

Oath of Qua-
lification.

‘ So help me GOD.’

And if any Person hereby deemed incapable to act as a Commissioner in the Execution of this Act, shall presume to act in such Capacity, every such Person shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same; to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, wherein no *Essoign*, or Protection, or Wager of Law, or more than One *Imparlance*, shall be allowed; and the Person so sued shall prove that he was so qualified at the Time he acted, or otherwise shall pay the said Penalty, without any other Proof or Evidence on the Part of the Prosecutor, than that such Person acted as a Commissioner in the Execution of this Act:

Penalty on
acting if not
qualified.

Provided

Provided always, that no Person shall act as a Commissioner in the Execution of this Act, in any Case wherein he is or shall be personally interested.

On Death of Commissioners, others to be chosen.

III. And be it further enacted, That when and as often as any One of the said Commissioners, herein-before specifically named, shall die or remove out of the said Town and Liberties thereof, or shall neglect or refuse to act for the Space of Twelve Months, or shall become disqualified, by not continuing to possess the Estate herein-before specified, or by ceasing to be an Exporter or Importer, or shall be elected or chosen Mayor, Recorder, or a Common Council Man of the Corporation of the said Town of *Southampton*, then the specific Commissioners for the Time being, whether such Commissioners are herein-before specifically named, or shall have been elected Commissioners in pursuance of the Directions herein-after given, or the major Part of them, shall, within One Month after such Death, Removal, Neglect, Refusal, Disqualification or Election, meet in some public Place in the said Town or Liberties thereof, and elect some other Person, qualified in the Manner herein-before mentioned, in the Place or Stead of the Commissioner so dying, removing, or neglecting or refusing to act, or becoming so disqualified as aforesaid, or chosen Mayor, Recorder, or a Common Council Man of the said Corporation, Ten Days Notice of the Time and Place of such Meeting having been given in Writing, signed by the Clerk to the said Commissioners for the Time being, and fixed upon the Audit House and Custom House within the said Town; and every Person so elected a Commissioner shall, from the Time of such Election, have the same Power and Authority in all Things relating to the Execution of this Act, as if he had been expressly named and appointed a Commissioner in this Act.

Notice of Election to be given.

First Meeting of Commissioners.

IV. And be it further enacted, That the said Commissioners shall meet together at the Audit House, in *Southampton*, upon the Second *Monday* after the passing of this Act, or as soon thereafter as conveniently may be, between the Hours of Eleven of the Clock in the Forenoon and One of the Clock in the Afternoon of the same Day, and proceed to the Execution of this Act, and shall then, and from Time to Time afterwards, adjourn themselves, and meet at the Place aforesaid, by Leave of the Mayor for the Time being first obtained for that Purpose, or at any other convenient Place within the Town of *Southampton*, as they, or the major Part of them at such Meeting shall appoint; and if it shall happen that there shall not appear at any such Meeting a sufficient Number of the said Commissioners to act or to adjourn, (Three of the said Commissioners being always deemed sufficient for the Purpose of Adjournment), or if the said Commissioners when met shall neglect or refuse to make an Adjournment, then and in every such Case, their Clerk, or any Three or more of the said Commissioners, shall and may call a Meeting at the Place where the last Meeting was held, on that Day Fortnight, by Notice thereof Seven Days previous to such Meeting, to be given in Writing, by affixing the same upon the Audit House and Custom House within the said Town; but no Act of the said Commissioners, other than that of Adjournment as aforesaid, (except where it is hereby otherwise particularly directed), shall be valid, unless made or done at some public Meeting to be held by virtue of this Act; and the said Commissioners

Commissioners shall, at all their Meetings, bear and pay their own Charges and Expences; and at every Meeting of the said Commissioners, to be held by virtue of this Act, the Mayor for the Time being, if present, shall be Chairman; and in case the said Mayor shall be absent, then the late Mayor for the Time being, if present, shall be Chairman; and in case the said late Mayor shall be absent, then such One of the said Commissioners as shall be chosen by the Commissioners present at such Meeting, shall preside and be called Chairman; and such Chairman shall not only have a Vote as a Commissioner, but in case of Equality of Votes, shall have the decisive or casting Vote.

V. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or any Ten or more of them present at any of their Meetings, to make such Bye Laws, Rules, Orders, and Regulations, for the ordering, securing, and safely and conveniently stationing or placing of the Ships and Vessels coming into or lying in the said Harbour and Port, and for loading, unloading, mooring, and unmooring thereof, and for the Safety and Preservation of the Goods and Merchandize landing or shipping there, and of the Works to be made or done in pursuance or by virtue of this Act, and for the Appointment, Regulation, Direction, and good conducting of Ships or Vessels into or out of, or whilst within the said Harbour or Port, and of the Use of Fires, and the melting of combustible Matters on board any such Ship or Vessel, and for keeping clear and uninterrupted the public Piers, Wharfs, and Quays, and for regulating all Boats, Wherries, Lighters, and other small Craft kept and used for Hire at the said Port of the Town of *Southampton*, and the Rates and Fares to be taken by the Owners thereof, and by all Porters and Barrow Men plying on the said Piers, Wharfs, and Quays, and removing and preventing Nuisances within the Limits of the said Harbour or Port, as shall from Time to Time appear necessary and proper, and to alter, vary, or repeal the same, as Occasion shall require, and to impose reasonable Fines and Penalties for the Breach and Non-observance of such Bye Laws, Rules, Orders, and Regulations, so as no one Penalty shall exceed Ten Pounds; which Fines and Penalties shall be recovered and levied as Fines, Penalties, and Forfeitures by this Act inflicted or imposed are hereby directed to be recovered and levied; and that all such Bye Laws, Rules, Orders, and Regulations, Rates and Fares, and the Fines and Penalties for the Breach and Non-performance thereof, shall from Time to Time, as often as they shall be made, altered, or varied, be put up, either in Print or in Writing in a clear legible Hand, in the Custom House of the said Port, and in such other Place or Places as the said Commissioners may appoint, and at all Times to remain and be in the said Places; and upon Application, a Copy thereof shall be delivered to any Captain or Owner of any Ship or Vessel requiring the same, on Payment to the Harbour Master of Sixpence for the same.

VI. Provided always, and be it enacted, That no Bye Law to be made under the Authority of this Act shall in any way extend, or be construed to extend to any Ship or Vessel, so as to subject the Owner, or the Master or other Person having the Command or Charge thereof, to any Controul or Expence (except so far as shall be necessary for the Recovery of the

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Boomage

Power to
make Bye
Laws.

Not to sub-
ject Masters
of Vessels to
any Expence
at Chappel
Northam,
Redbridge,
or Eling.

Boonage Duties hereby granted), either at *Chappel, Northam, Redbridge, Eling*, or in the *Hamble Water*.

No Bye Laws to be altered without previous Notice.

VII. Provided also, and be it further enacted, That no Rule, Bye Law, Order, or Regulation, made by the said Commissioners, shall be altered, varied, or repealed, unless Ten Days previous Notice of such intended Alteration or Repeal shall be fixed in Writing, under the Hand of the Clerk of the said Commissioners for the Time being, upon the Audit House and Custom House within the said Town of *Southampton*, nor unless a greater Number of the said Commissioners than were present at the making any such Bye Laws, shall be present and consenting thereto.

Commissioners may make Contracts.

VIII. And be it enacted, That the said Commissioners shall and may and they are hereby empowered to enter into Contracts and make Bargains with any Workmen or other Persons, for the making and doing all and every or any Part of the Work or Business of or about building the said Dock or Bason, Piers, Warehouses, and other Works in and about the same, and the maintaining, repairing, keeping, enlarging, or cleansing thereof, from Time to Time, and to order and direct the Collection, Receipt, and Disposition of any Duties or Monies which from Time to Time shall be due and payable by virtue of this Act.

All Erections, &c. made to be vested in the Commissioners.

IX. And be it further enacted, That the Messuages, Lands, Tenements, and Hereditaments to be purchased by virtue of this Act, and all Buildings, Erections, and other Matters and Things thereon and thereunto belonging, and also all Basons or Docks, Cuts, Quays, Wharfs, Works, Warehouses, Buildings, and requisite Roads, Ways, Sluices, Drains, Matters, and Things, which shall be made, built, provided, or established by virtue or in pursuance of this Act, shall be and the same are hereby vested in the said Commissioners, and they and their Successors are hereby authorized and empowered to bring any Action or Actions, and to prefer Bills of Indictment against any Person or Persons who shall cut, damage, or injure, or cause to be cut, damaged, or injured, any of the Works to be made, erected, established, amended, or repaired by virtue of this Act, or who shall injure or destroy the same whilst doing, or impede the doing thereof, or shall steal, purloin, or wrongfully take away Stones, Lead, Iron, Wood, Bricks, or other Materials, and Machines, Engines, or Utensils, provided or to be provided from Time to Time, or used or intended to be used therein, or for any other Purposes of this Act, or who shall wilfully do or suffer, or consent to any thing whereby Damage may accrue to the Messuages, Erections, and Buildings to be purchased, or the Works or Machines to be made or erected by virtue of this Act; and all the Damages which shall be so recovered by the said Commissioners, by any Suit, Process, or Action, after deducting the Costs of Suit, shall be applied as herein-after directed.

Empowered to prosecute, in case of Damage done to such Works.

Power to appoint Officers.

X. And be it further enacted, That it shall and may be lawful to and for any Ten or more of the said Commissioners from Time to Time, and as often as they shall think fit, by Writing under their Hands, to appoint any Collector or Collectors, Receiver or Receivers, Treasurer, Clerk, Officer, or Overseer, Porters, Scavengers, Rakers, Cleansers, Workmen, or Labourers,

bourers, that hereafter shall be necessary in any Work or Employment in or about the said Docks, Piers, Bason, Quays, or Warehouses, and to remove them or any of them at their Will and Pleasure, and to appoint others in the Room or Stead of such of them as shall die, or decline to act, or be so removed; and that it shall and may be lawful for the said Commissioners, from Time to Time, to order and direct Payment of such Sum or Sums of Money arising by this Act for Materials, Salaries, Workmen's Wages, or otherwise for maintaining, preserving, improving, and repairing the said Piers, Docks, Basons, or Warehouses, or deepening the Channel, as Occasion shall require, and also to inspect and take Accounts of the Collections, Receipts, and Disbursements of all such Monies as shall be collected and levied by virtue of this Act, and from Time to Time to call before them the Collector or Collectors, Receiver or Receivers, and Servants, who shall be or shall have been at any Time or Times intrusted with the Collection, Receipt, or any Employment of the Monies to be collected and received by virtue of this Act, who are required to render to them, or to such Person as they shall direct to inspect or to take such Accounts, a true Account thereof, and also to deliver and give up all Books, Papers, Documents, and Writings in his or their Custody or Power relating to the Trusts and Powers hereby granted to the said Commissioners; and in case they or any of them shall be found in Arrear, or refuse to account, that then it shall and may be lawful to and for the said Mayor and Justices of the Peace of the said Town and County, or any Two or more of them, on Complaint made by the said Commissioners, by Warrant under their Hands and Seals, to levy by Distress and Sale of the Goods and Chattels of such Person or Persons so refusing, and who shall be charged with the Monies in his or their Hands, or in Arrear as aforesaid, such Sum and Sums of Money as he or they shall be so charged with, together with the Costs and Charges of levying the same, rendering the Overplus to the Parties on whom the Distress shall be made; and for Want of such Distress, or on Refusal to deliver up such Books, Papers, Accounts, Documents, and Writings in his or their Custody or Power as aforesaid, by like Warrant to commit such Person or Persons to the Common Gaol of the said Town and County, until such Time as he, she, or they shall deliver up such Books, Papers, Accounts, Documents, and Writings as aforesaid, or until he, she, or they shall account for and pay, or cause to be secured and accounted for and paid, such Sum or Sums of Money as he or they shall be respectively charged with, unto the said Commissioners, or to their Order, or until they shall give such Satisfaction to or shall have compounded or agreed with the said Commissioners as they shall think reasonable, which Composition the said Commissioners are hereby empowered to make.

XI. And be it further enacted, That the said Commissioners shall and they are hereby required to take such Security from the Treasurer or Treasurers, Receiver or Receivers, Collector or Collectors, and other Officers to be appointed by virtue of this Act, for the faithful Execution of their respective Offices, as the said Commissioners shall think proper.

Security to
be given by
Treasurer,
&c.

XII. And be it further enacted, That the said Commissioners shall cause Books to be provided and kept, and shall cause fair and regular Entries to be made in such Books of the several Meetings and Names of the Commissioners

Proceedings
to be entered
in a Book:

Chairman
and Clerk to
sign same.

Books may
be read in
Evidence.

Petty Cus-
toms to cease,
and new
Rates, &c.
to be raised.

Vessels in
the Service
of Govern-
ment ex-
empted.

Ships coming
to Northam,
&c. exempt-
ed.

No Boomage
Duty payable
until Booms
laid down.

Commissioners attending such Meetings, and of the Nomination of all Officers and Persons, and of all Acts, Orders, and Proceedings relative to the Execution of this Act; and that the Chairman for the Time being, and the Clerk attending such Meeting, shall subscribe their Names to the Proceedings of every such Meeting; and all Entries in such Books, being signed as aforesaid, shall be deemed Originals, and shall be admitted to be read in Evidence in all Causes, Suits, and Actions touching any Thing to be done in pursuance and by virtue of this Act; and such Books shall be kept by the Clerk to the said Commissioners as the said Commissioners shall from Time to Time direct, and shall at every such Meeting, and at all other reasonable Times, be open and liable to the Inspection of the said Commissioners, and of all Persons in anywise affected by this Act.

XIII. And be it further enacted, That from and after the Second *Monday* after passing this Act, the Duties now due and payable to the Mayor, Bailiffs, and Burgesses of the Town and County of the Town of *Southampton*, called Petty Customs, Wharfage, Cranage, and Anchorage and Groundage, shall cease, and be no longer paid; and that there shall from thenceforth be paid unto the said Commissioners, as well by the Persons being respectively Members of the said Corporation of the Town and County of *Southampton*, and the Owners and Masters having the Command of Vessels belonging to the said Port, as by all and every other Person or Persons whomsoever, for all Goods, Wares, Merchandize, and Commodities exported from or imported into the said Port of *Southampton*, and which shall be landed in or shipped from the Dock or Bason to be constructed under the Authority of this Act, or at or from any of the legal Quays in the Town of *Southampton*, and for warehousing the same; and for all Ships and Vessels coming into the said Pier, Dock, or Bason, or the Road for Ships there, the several and respective Rates, Wharfage, Keelage, Boomage, Pier Dues, Dock Dues, or Duties mentioned and specified and enumerated in the Table hereunto annexed, and no other Rates, Customs, or Duties for the same, or in respect thereof, under any Denomination whatsoever; and which said Table, and all the several Provisoes and other Matters therein contained, is, are, and shall be deemed and taken as Part of this Act to all Intents and Purposes, as fully and effectually as if the same were enacted in the Body thereof.

XIV. Provided always, and be it enacted, That all Vessels belonging to or employed in the Service of His Majesty shall be exempted from the Payment of all and every the Rates and Duties hereby granted.

XV. Provided also, and be it enacted, That nothing herein contained shall extend, or be construed to extend, to charge with the said Rates, Dues, or Duties, or any of them, (except the Boomage Duties), any Ship or Vessel, on account of her coming to or anchoring at *Chappel, Northam, Redbridge, Eling, or Woodmill*, except as to so much of the Cargo of such Ship or Vessel as shall be landed or shipped at or from the said Pier, Dock, or Bason, or any legal Quays at the said Town of *Southampton*.

XVI. Provided also, and be it enacted, That the Duty hereby granted for Boomage shall not be paid or payable until the Channels from *Calshot Castle*

Castle up to Southampton, Chapel, Northam, Redbridge, and Eling, shall be well and sufficiently marked out by fixing Booms therein, and during such Time only as the said Booms, when so fixed, shall be maintained and kept in good and sufficient Repair to answer the good Purpose intended thereby.

XVII. Provided also, and be it further enacted, That when the Works and Improvements intended to be made or done under the Authority of this Act shall have been completed, and the Expence thereof paid and satisfied, and every Debt or Incumbrance thereby raised or incurred shall have been discharged, it shall and may be lawful to and for the said Commissioners, or any Ten or more of them, after Twenty Days Notice given by Writing, fixed at the Audit House and Custom House of the said Town of Southampton, of such their Intention to reduce or lessen the said Rates or Duties, called Pier Dues, Dock Dues and Duties, and Wharfage, Tonnage, and Boomage, to such Payments as shall be equal to pay and make good the annual Payment to be made to the said Mayor and Common Council; such annual Payment not being less than One Fifth Part of the Amount of the said Rates of the last preceding Year; and also to secure and maintain the said Docks, Piers, Works, Improvements, and Purposes herein-before mentioned; or if it shall at any Time thereafter be found necessary to advance the said Rates and Duties again, or to lower the same; it shall, in such Case, be lawful for the said Commissioners to make such Alterations in the said Rates or Duties as shall from Time to Time appear to them to be necessary, so that the same shall not in any Case exceed the Sums made payable by this Act.

Power to reduce Rates and to raise them again.

XVIII. And be it further enacted, That the said Commissioners shall have full Power and Authority, and are hereby authorized and empowered to make such Orders and Rules, and give such Directions for the collecting, receiving, and disposing of the said Sums of Money and Duties, as they shall think most necessary and conducive to the End for which the same are hereby given; and all and every the Sum and Sums of Money before mentioned shall, from Time to Time, be paid to and collected and received by such Person or Persons as, by a Writing under the Hands of the said Commissioners, shall be chosen by the said Commissioners at a Meeting to be held for the Election of Officers by virtue of this Act; and the Person or Persons, so appointed to receive the Duties, shall pay and dispose thereof to such Person or Persons, and in such Manner and Proportion as shall be mentioned in such Writing, and to no other Use, Intent, or Purpose whatsoever.

How the Money shall be collected and disposed.

XIX. And be it further enacted, That all and every Sum and Sums of Money as shall be raised and received by the Duties aforesaid, or recovered for any Forfeitures by this Act appointed, other than so much thereof as shall be allowed to the Collector or other Officers for collecting and managing the said Duties, or for Charges of recovering the same, shall be, by the said Commissioners, applied and disposed of as follows; in the First Place, to the Payment of One Fifth Part of the said Sum or Sums of Money to the said Mayor and Common Council, for the Time being, and their Successors, yearly and every Year after the Commencement of this Act, as and for a Compensation for the Loss and Diminution which will accrue to the said Mayor and Common Council by the abolishing the said Duties, called Petty Customs, Wharfage, Cranage, Anchorage,

How the Monies arising by the said Duties shall be applied.

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and Groundage; and from and after the Payment thereof, the Residue shall be applied and disposed of to the building and repairing the said Piers, Docks or Bason, Warehouses, and other present Works, and for securing, preserving, amending, and maintaining the said Dock or Bason and Harbour of *Southampton*, and for placing, fixing, and maintaining, at all necessary Places aforesaid, a sufficient number of Booms for marking the Channels herein-before enumerated; and there shall be, from Time to Time, provided and kept by the said Receiver or Person appointed to collect and receive the said Duties, One or more Book or Books, in which all Monies to be received by virtue of this Act, and all Payments out of the same, shall, from Time to Time, be fairly set down and entered, expressing the Time when, and the Name of the Person or Persons from or to whom the same were so received or paid, and for what Use or Purpose such Payment was made; and that at all Times when required by the said Commissioners, during the Continuance of this Act, the Account of such Wharfage, Pier Dues, Dock Dues, Tonnage, and Boomage, from the said Books, shall be fairly drawn up and stated, according to the said Book of Rates, ending the Twenty-ninth Day of *September* and the Twenty-fifth Day of *March* in every Year, by the said Receiver, and delivered to the said Commissioners upon the Oath of the said Collector and Receiver; which Oath the said Mayor for the Time being, or One of His Majesty's Justices of the Peace for the said Town and County, is hereby empowered to administer.

Receiver to keep a Book to enter Receipts and Payments,

to be filled up according to Commencement.

Payment to be made by the Treasurer to the Corporation first Monday in May and first Monday in November annually.

XX. And be it further enacted, That it shall and may be lawful for the said Treasurer, and he is hereby required, on the First *Monday* in *November* and the First *Monday* in *May* regularly in every Year, to pay or cause to be paid unto the said Mayor and Common Council, such Half-yearly Payment as shall become due to them in Manner herein-before mentioned, on the Half-yearly Settlement of the Accounts of such Receipts of Duties and Forfeitures as aforesaid, and for that Purpose to retain in his Hands so much Money as will answer such Payment, in Priority to all other Payments whatsoever to be made in pursuance of this Act; and in case such Treasurer, Collector, or Receiver, shall neglect or refuse to pay, or cause to be paid, such Half-yearly Payment as aforesaid, for the Space of Two Months after such First *Monday* in *November* and the First *Monday* in *May* annually, he shall forfeit and pay for every such Neglect or Refusal the Sum of Two hundred Pounds, to the Use of the said Mayor and Common Council, and their Successors, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Privilege, or Wager of Law, or more than one Imparlance, shall be granted or allowed; and in case such Treasurer shall retain Money in his Hands to pay, and shall pay the said Half-yearly Payments to the said Mayor and Common Council, in Manner herein-before mentioned, he shall be indemnified from any Claim of the said Commissioners, and shall be allowed such Payments in his Accounts, as a legal Disbursement by virtue of this Act.

Tonnage to be paid according to the Certificate of Registry.

XXI. And be it further enacted, That all Ships and Vessels trading to and from the said Port, liable to the Duties of Tonnage and Boomage by this Act imposed, shall pay the said Duties according to the Admeasurement contained in the Certificate of Registry belonging to such Ship or

or Vessel; and the several Duties of Tonnage and Boomage shall be thereby computed and collected accordingly, and all Foreign Vessels shall be measured by the Person or Persons who shall be employed or approved of by the Collector of the Customs of the said Port, and the Mayor for the Time being of *Southampton*, to measure Vessels there; and the several Duties of Tonnage shall be computed and collected according to such Admeasurement.

XXII. And be it enacted, That the Masters and Owners of all Ships, Hoys, Barks, or Vessels, entering and using the said Harbour, and liable to the Payment of the Rates and Duties by this Act imposed, that shall be unregistered, or who shall refuse or decline to produce their Registers, shall suffer and permit the said Ships, Hoys, Barks, or Vessels, to be measured by the said Commissioners, or by such Person or Persons as they shall appoint, and shall pay the Rates and Duties aforesaid according to such Measurement; and that every Owner or Master aforesaid, who shall refuse to produce such Register, or to have his or their Ship, Hoy, Bark, or Vessel measured as aforesaid, shall, for every such Offence, respectively forfeit and pay the Sum of Fifty Pounds to the said Commissioners.

Ships, &c.
may be mea-
sured.

XXIII. And, to prevent any Delay or Evasion in the Payment of the Rates and Duties aforesaid, be it further enacted, That there shall be produced to the Collector or other proper Officer of His Majesty's Customs at the Port of *Southampton*, by the Master or Owners of every Ship, Hoy, Bark, or Vessel, coming into or sailing out of the said Port or Harbour, and liable to the Rates and Duties in this Act granted, a Receipt, or other sufficient Voucher of the Payment of the said Rates and Duties by such Master or Owners, and that until such Production be made, and the Collector or other proper Officer aforesaid shall be satisfied with the same, the said Collector or other proper Officer shall not take or receive, or grant or issue any Entry, Report, Cocket, Permit, Sufferance, or other Dispatch, Outwards, for any such Ship, Hoy, Bark, or Vessel, Foreign or *British*, liable or subject to Payment of the said Rates and Duties, nor at any other than at the present legal Quays, or such Quays as shall be erected in pursuance of this Act, which are hereby declared to be free Quays, or at such other Quays, Wharfs, or other Places as are now made use of for shipping, unshipping, or landing such Kind of Goods, Wares, or Merchandize, as are now usually shipped, unshipped, or landed thereat, under the Penalty of Twenty Pounds, to be paid to the said Commissioners, or to such Person or Persons as they shall appoint to receive the same.

Rates to be
paid before
Vessels are
entered at
the Custom
House.

XXIV. And be it enacted, That the said Commissioners, or any Seven or more of them, shall be, and are hereby empowered to borrow and take up at Interest any Sum or Sums of Money, not exceeding Thirty thousand Pounds, on the Credit of the Rates and Duties hereby granted, and by Writing under their Hands to convey and assure the Duties granted by this Act, the Charges of such Conveyance and Assurance to be paid out of the said Duties, as a Security for any Sum or Sums of Money by them to be borrowed for the Purposes of this Act, to any Person or Persons, and his, her, or their Executors, Administrators, and Assigns, who shall or will advance the same, together with Interest there-
on;

Power to
raise Money.

Act, which Annuity or yearly Sum of
 shall be paid to the said Administrators, and Assigns, at
 in every Year during
 Payment thereof shall be made on the
 Day of
 Presents. Given under our Hands and Seals the
 Day of

his Executors,
 upon the
 and the First
 next ensuing the Date of these
 in the Year of our Lord

And every such Grant shall be good, valid, and effectual in the Law; and every Annuity so to be granted as aforesaid shall be and is hereby charged upon, and shall be payable and paid, free from all Taxes and Deductions, out of the said Rates or Duties.

XXVI. And be it further enacted, That in case any of the said Annuities, or the Interest of any Money lent, or any Part thereof, shall be behind, in Arrear, and unpaid, for the Space of Three Months after the same shall respectively become due, and shall have been demanded, then and in such Case it shall and may be lawful for the said Annuitant or Annuitants, Creditor or Creditors, upon his, her, or their first giving Ten Days Notice in Writing to the Treasurer for the Time being, to commence an Action on the Case, or of Debt, in any of His Majesty's Courts of Record at *Westminster*, against the said Treasurer or Treasurers, for the Recovery of the said Annuity or Annuities, or the Interest of any such Money, provided that the Venue of such Action be laid in the Town and County of the Town of *Southampton*, or the County of *Southampton*, and not elsewhere; and in such Action, no Essoign, Privilege, Protection, or Wager of Law, or more than One Impar lance, shall be allowed.

Recovery of Annuities or Interest.

XXVII. And be it further enacted, That it shall be lawful for the Person entitled to any of the Securities for the Money borrowed, or for the Annuities granted as aforesaid, by Writing under their Hands, indorsed thereon, to transfer the same to any Person or Persons in the Words or to the Effect following, *viz.*

Securities may be transferred.

I do hereby transfer the within Mortgage
 [or Grant of Annuity, as the Case may be] and all my Right and
 Title in and to the Principal Money and Interest, [or Annuity,] and all
 Arrears now due thereon, and thereby secured, unto
 his Executors, Administrators, and Assigns. Dated the
 Day of

Form of Transfer.

And Entries or Memorials of all Mortgages or Assignments and Grants of Annuities which shall be made in pursuance of this Act, and of all Transfers thereof, expressing in Words at Length the Names, Additions, Places of Abode, and other proper Descriptions of all such Persons as shall from Time to Time be entitled to the Principal and Interest, or the Annuities thereby respectively secured, shall be entered in a Book to be kept for that Purpose by the Clerk to be appointed in pursuance of this Act, to which Book all Persons interested shall at all seasonable Times have Access, and shall have Liberty to inspect the same without Fee or Reward; and for the Entry of every such Assignment, the said Clerks shall be paid Two Shillings and Sixpence, and no more; and every
 [Loc. & Per.] 4 U such

Transfers to be entered by the Clerk.

such Transfer shall entitle the Person or Persons to whom the same shall be made, and his, her, or their Executors, Administrators, or Assigns, to the Benefit of the Security to be thereby transferred; and all Persons to whom such Mortgages or Assignments, or Grants of Annuity shall be made, or who shall be entitled to the Monies thereby secured, shall be, in Proportion to the Sums therein respectively mentioned, Creditors on the said Rates or Duties, one with another, without any Preference in respect of the Priority of advancing such Money, or the Dates of any such Mortgages on Assignments, or Grants of Annuity; all which Money so to be borrowed shall be employed for and towards the Purposes of this Act.

Power to purchase.

XXVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to treat and agree with the Owners and Occupiers, and all other Persons interested in any Lands, Tenements, and Hereditaments, which the said Commissioners shall think it necessary to purchase, either for the improving the said Pier or Harbour, making the said Docks, erecting the said Warehouses, or widening or improving the Quays, or any of the said Streets, Ways, or Passages leading thereto, from any Part of the said Town of *Southampton*; and to and for all Persons whatsoever, Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees and Feoffees in Trust, Executors and Administrators, Trustees, Guardians, and other Persons whatsoever, on behalf of any Infants, Femes Covert, and Cestuique Trusts, and for all and every Person and Persons whomsoever, who is, are, or shall be seised or possessed of or interested in any Lands, Tenements, or Hereditaments, which shall be necessary to be purchased for the Purposes of this Act, to contract for, sell, convey, or surrender to the said Commissioners, and their Successors, all or any such Lands, Tenements, or Hereditaments, or any Part thereof, or any Term for Years, or any Estate or Interest therein; and that all such Contracts, Agreements, Bargains, Sales, Assignments, Surrenders, and other Conveyances, which shall be so made as aforesaid, shall be good and valid in the Law to all Intents and Purposes whatsoever, to convey the Estate of the Person or Persons conveying, and all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever of him, her, or them, and all claiming by, from, or under him, her, or them; any Law, Statute, or Usage to the contrary thereof in anywise notwithstanding; and all such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Feoffees in Trust, Executors, Administrators, Guardians, and Trustees, and all other Persons, are and shall be hereby indemnified for what they shall do by virtue or in pursuance of this Act; and if any of such Owners, Proprietors, Occupiers, Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees, or any other Person or Persons interested in any such Lands, Tenements, or Hereditaments, upon Notice in Writing by the Clerk or Treasurer of the said Commissioners, to him, her, or them given, or left at the respective Dwelling Houses or Places of Abode of such Person or Persons, or of the Head Officer or Officers of such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, or at the House of the Tenant in Possession of the Lands, Tenements, or Hereditaments so to be purchased as aforesaid, shall, by the Space of Fourteen Days after such Notice given or left as aforesaid, neglect or refuse to treat, or shall not agree in the Premises, or by reason of Absence shall be prevented from treating, then and in every or any such Case
the

The Recompence to be settled by a Jury in certain Cases.

the said Commissioners shall cause it to be enquired into and ascertained, by and upon the Oaths of a Jury of Twelve indifferent Men of the Town and County of *Southampton* (which Oaths any One or more of the said Commissioners is and are hereby empowered and required to administer), what Damages will be sustained by, and what Recompence and Satisfaction shall be made to such Owners, Occupiers, or other Person or Persons interested, for or on account of the taking of such Lands, Tenements, or Hereditaments; and in order thereto the said Commissioners are hereby empowered and required, from Time to Time, as Occasion shall require, to summon and call before the said Jury, and examine upon Oath, all and every Person or Persons whomsoever who shall be thought necessary and proper to be examined as a Witness or Witnesses, touching or concerning the Premises (which Oath any One or more of the said Commissioners is and are hereby empowered to administer); and they shall also order and cause the said Jury to view the Places in question, if there be Occasion, and use all other lawful Ways and Means, as well for their own as for the Jury's better Information in the Premises, as the said Commissioners shall think fit; and after the said Jury shall have enquired of, ascertained, and settled such Damages, Recompence, and Satisfaction, the said Commissioners shall thereupon order the Sum or Sums of Money so assessed by the said Jury to be paid to the said Owners or Occupiers of, or other Persons interested in the said Lands, Tenements, or Hereditaments, according to such Verdict or Inquisition of the said Jury; which said Verdict or Inquisition and Order so had and made shall be final, binding, and conclusive, to all Intents and Purposes, against all Parties and Persons whomsoever, claiming any Estate in Fee Simple or Fee Tail, for Life or Lives, or Years, in Possession, Reversion, Remainder, or otherwise, their Heirs, Successors, Executors, and Administrators, Infants, Issue unborn, Females Covert, Persons beyond the Seas, and under any other Disability whatsoever, Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, as well as all other Persons whomsoever; and for the summoning and returning of such Jury or Juries, the said Commissioners are hereby empowered to issue their Warrant or Warrants to the Sheriff of the Town and County of *Southampton*, or in case such Sheriff or his Deputy or Deputies shall be anyways interested in the Matter in question, then to some One of the Coroners of the same Town and County, not interested therein, thereby commanding and requiring such Sheriff or Coroner to empanel, summon, and return a Jury of Twenty-four honest and indifferent Men, qualified according to Law to be returned for Trials of Issues in His Majesty's Courts of Record at *Westminster*, to appear before the said Commissioners, at such Time and Place as in such Warrant shall be appointed; and the said Sheriff, his Deputy or Deputies, or Coroner, is and are hereby required to empanel, summon, and return such Number accordingly; and out of the Persons so empanelled, summoned, and returned, or out of such of them as shall appear upon such Summons, the said Commissioners, or any One or more of them, shall swear or cause to be sworn Twelve, who shall be the Jury for the Purposes aforesaid; and in Default of a sufficient Number of Jurymen, the said Sheriff, his Deputy or Deputies, or Coroner, shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured to attend that Service (being qualified as last aforesaid) to the Number of Twelve, and all Persons concerned shall have their lawful Challenges against any of the said Jurymen when they come to be sworn, but shall not challenge the

Their Verdict
to be final.

Sheriff to
summon
Juries.

Sheriff, &c.
to be fined on
Neglect of
Duty.

the Array; and the said Commissioners acting in the Premises shall have Power from Time to Time to impose any reasonable Fine or Fines on such Sheriff, his Deputy or Deputies, Bailiffs or Agents, or such Coroner, making Default in the Premises, and on any of the Persons that shall be summoned and returned on such Jury and shall not appear, or who shall refuse to be sworn on the said Jury, or on being sworn, refusing to give or not giving their Verdict, or in any other Manner wilfully neglecting their Duty therein, contrary to the true Intent and Meaning of this Act, and on any of the Persons who, being required to give Evidence before the said Jury touching the Premises, shall refuse or neglect to appear, or appearing shall refuse to be sworn and give Evidence; provided that any such Fine shall not exceed the Sum of Five Pounds upon any such Sheriff, his Deputy or Deputies, or Coroner, and the Sum of Forty Shillings upon any other Person for any One Offence.

How the
Purchase
Money is to
be paid.

XXIX. And be it further enacted, That every Sum of Money, Recompence, and Satisfaction, which shall be agreed for or assessed as aforesaid, shall be paid out of the Monies which shall arise and be produced by virtue of this Act, to the Parties or Persons respectively entitled thereto, or to their Agents, and upon Payment thereof, or in case of Refusal to accept the same, upon leaving the same in the Hands of the Treasurer to the said Commissioners, for the Use of such Parties or Persons; and after Fourteen Days Notice thereof to such Parties or Persons, or their Agents, all Owners and Occupiers of and Persons interested in such Lands, Tenements, or Hereditaments, shall thenceforth be divested of all Right, Title, Claim, Interest, and Property of, in, to, or out of the same; and such Lands, Tenements, or Hereditaments shall thenceforth be absolutely vested in the said Commissioners for the Purposes of this Act.

Limiting the
Continuance
of the Power
of purchasing
Lands.

XXX. Provided always, and be it enacted, That the Power of purchasing Lands, Tenements, and Hereditaments, for the Purposes of this Act, shall continue for the Space of Three Years from the Day of passing thereof, and no longer; and that all Sums of Money assessed by any Jury for the Purchase of any such Lands, Tenements, or Hereditaments, shall be paid within Three Months after such Assessment.

After Pay-
ment, Com-
missioners
may enter on
the Premises.

XXXI. And be it further enacted, That, from and immediately after Payment made for the Lands, Tenements, and Hereditaments so to be purchased, or upon the Money being left in the Hands of the Treasurer as aforesaid, it shall and may be lawful for the said Commissioners to enter upon the Premises so to be purchased, and every Part thereof, and to convert the same to such of the Purposes of this Act as they shall think proper.

Application
of Compensa-
tion when
amounting to
200*l*.

XXXII. And be it further enacted, That if any Money shall be agreed or assessed to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used by virtue of this Act, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, such Money shall, if the same amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his

Account

Account *ex parte* the Commissioners for executing this Act, to the Intent that such Money shall be paid, under the Direction and with the Approbation of the said Court (to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments), in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments, standing settled to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Messuages, Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Hereditaments which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

XXXIII. Provided always, and be it further enacted, That if any Money so agreed or assessed to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Three or more of the Commissioners for executing this Act (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case shall be applicable, without obtaining, or being required to obtain, the Direction or Approbation of the Court of Chancery.

Application when the Compensation is less than 200*l.* and exceeds 20*l.*

[*Loc. & Per.*]

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XXXIV. Pro-

Application when the Money is less than 20l.

XXXIV. Provided also, and be it further enacted, That when such Money so agreed or assessed to be paid as herein-before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Commissioners, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Vessels coming within Calshot Castle to be liable to Boomage.

XXXV. And be it further enacted, That all Vessels, Hoys, Boats, Barges, Lighters, or other Craft, coming within *Calshot Castle*, and navigating in the Water called *Southampton Water*, and the Rivers thereto belonging, as far as the Tide flows therein, shall, as to the Payment of Boomage Dues, be deemed to be within the Harbour of the said Town of *Southampton*, in such and the same Manner as if they came to and used the Pier, Dock, or Bason, and shall be subject and are hereby declared to be liable to the same Boomage, and the Rules, Bye Laws, Regulations, and Payments on account thereof, as all other Ships and Vessels coming into the said Pier, Dock, or Bason.

Power to take down Walls and Water Gate.

XXXVI. And whereas the Ways leading by the Walls of the said Town to the Quays and intended Dock or Bason, as well as the Gates called *Water Gate* and *Bridewell Gate*, are very narrow and incommodious for Trade, and it will be greatly for the public Benefit if the same are taken down and removed; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners to order and direct such Part of the Town Walls, and the said Gates called *Water Gate* and *Bridewell Gate*, as they shall think fit and expedient, to be taken down and removed, and to make use of and convert the Stones and Materials therefrom arising in making and building the said Pier, Docks, Warehouses, and Quays, or in such other Manner as they shall deem most advantageous for carrying the Purposes of this Act into Execution.

Harbour Master and Dock Master to be appointed.

XXXVII. And be it further enacted, That for the further Convenience and Accommodation of the Trade of the said Harbour and Port, it shall and may be lawful for any Ten or more of the said Commissioners, and they are hereby authorized and required from Time to Time, as Occasion shall require, to nominate and appoint a proper Person or Persons to be Harbour Master or Harbour Masters, and Dock Master or Dock Masters, of and in the said Harbour and Port, and the Docks, Piers, and Basons which shall be made in pursuance of this Act, and to remove or dismiss any such Harbour Master or Harbour Masters, or Dock Master or Dock Masters, when they shall think proper, which Person or Persons to be appointed as Harbour Master or Masters, or Dock Master or Masters, of or for the said Port or Harbour, shall order and direct every Person having the Charge or Command of any Ship or Vessel lading or unlading any Goods, Wares, or Merchandize, or any light Ship or Vessel, or any Hoy, Boat, Barge, Lighter, or other Craft, entering into or lying within the said River, or any Person who may be on board, having the Care of the same respectively, station or moor such their Ships or Vessels at or in such proper Place or Places

as such Harbour Master or Masters, or Dock Master or Masters, shall assign or direct for such Purpose; and in case of Refusal or Disobedience on the Part of such Person or Persons having the Charge or Command of such Ship or Vessel, Hoy, Boat, Barge, Lighter, or other Craft as aforesaid, or in case there shall not be any Person on board such Ship or Vessel, or other Craft, it shall and may be lawful for such Harbour Master or Masters, Dock Master or Masters, and his or their Assistants, and he and they is and are hereby required to moor or unmoor, move or remove, such Ship or Vessel, or other Craft, or cause the same to be moored in such Birth as he or they may think proper, and the Charges and Expences thereof respectively, together with any Sum not exceeding Five Pounds for each Offence, shall be paid by such Commander or Person having the Charge of such Ship or Vessel, or other Craft as aforesaid, to be recovered and applied as herein directed; and in case any Master, Commander, Mate, Pilot, or other Person taking the Command of any Ship or Vessel, or the Owner, Agent, Consignee, or any other Person or Persons whomsoever, shall obstruct or hinder the mooring, unmooring, moving or removing of any Ship or other Vessel in the said Port, or in any of the said Docks, Piers, Basons, or Harbour, such Person or Persons shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds nor less than Five Pounds, to be recovered and applied as herein prescribed; and the said Harbour Master or Masters, Dock Master or Masters, shall have full Power, and they are hereby empowered to enforce and carry into Effect all Bye Laws and Regulations which shall be made in pursuance of this Act, as fully as if the same were herein and hereby enacted and specified.

XXXVIII. And, for the better keeping the said Dock or Bason clean, be it further enacted, That, from and after the Second *Monday* after the passing of this Act, no Person or Persons whatsoever shall presume to throw or empty any Ballast or Dust, Ashes, Earth, Rubbish, Stones, or do any other Act to the Annoyance of the said Quay, Dock, or Bason, the Matter of Complaint respecting which Annoyance shall be examined and determined by the Justices of the Peace of the said Town and County of *Southampton*, or any Two of them for the Time being, who are hereby empowered to impose such Fine or Fines upon any Person or Persons so offending, as they in their Discretion shall think proper, not exceeding the Sum of Five Pounds, nor less than Twenty Shillings.

No Ballast or Dust, &c. to be emptied into the Bason.

XXXIX. And be it further enacted, That the Masters and Owners, or other Persons having the Care of any Ship, Lighter, or other Vessel, being in any Part of the aforesaid Harbour, Basons, or Docks, shall and he is hereby required, before and during all the Time that any Ballast, Coals, Cinders, Stones, Bricks, Tiles, Dung, or any other loose Matter or Thing, shall be loading or unloading into or from any such Ship, Lighter, or Vessel, to cause a Canvas, or other Cloth, Shoot or Shoots, to be nailed, fixed, or otherwise fastened to such Ship, Lighter, or other Vessel, which Canvas or Cloth, or Shoot, shall extend from such Ship, Lighter, or other Vessel, unto the Wharf, Bank, or Quay to or from which such loading or unloading is or shall be conveying or conveyed, or unto any other Ship, Lighter, Boat, or other Vessel, to or from which such loading or unloading is or shall be conveying or conveyed, as the Case shall happen to be, so as in such Manner to prevent any Part of the loading or unloading from passing or falling into the said Harbour

Masters of Vessels to provide Cloths on loading Ballast, &c.

Harbour or River, or any Part thereof, and when and as soon as any such Ballast, Coals, Cinders, Stones, Bricks, Tiles, Dung, or other Matter, is or shall be landed from such Ship, Lighter, or Vessel, the same shall be by such Master, Owner, or other Person as aforesaid, laid and placed, or caused to be laid and placed back at least Six Feet distant from the Edge of such Wharf, Bank, or Quay, and taken or carried, or caused to be taken or carried from such Wharf, Bank, or Quay, within Twenty-four Hours after the Time of landing the same as aforesaid; and in case any Master, Owner, or other Person having the Care of any such Ship, Lighter, or Vessel, shall neglect or refuse to fix such Canvas or Shoot, or to lay, place, and carry away such Ballast, Coals, Cinders, Stones, Bricks, Tiles, Dung, or other Matter, in Manner and from and within the Time aforesaid, such Master, Owner, or other Person shall, for every Day after which he or they shall so neglect or refuse, forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings.

Damages done to the Piers and Works to be ascertained by the Justices.

XL. And be it further enacted, That in case any Ship or Vessel shall be wilfully or negligently run, or be driven against either of the Piers or Works now erected, or to be erected or made in pursuance or by virtue of this Act, so as to break, damage, or injure the same, the Person having the Government or Charge of such Ship or Vessel, or acting as such, so wilfully or negligently offending, shall be liable to answer or make good the Damage or Injury done to the said Pier or Works, to be settled and ascertained in a summary Way by any Two or more of the Justices of the Peace for the said Town and County of *Southampton*; and in case the Person so offending shall not have compounded or settled the said Damages or Injury with the said Commissioners, which they are hereby empowered to do, or shall refuse to pay the Sum or Sums of Money to be awarded by the said Justices for or in respect of such Damage or Injury, it shall and may be lawful to and for the said Justices, by Warrant under their Hands and Seals, to cause such Ship or Vessel to be seized and distrained, together with the Tackle, Furniture, or Apparel thereof, until due Payment thereof, together with the reasonable Charges of such Seizure and Distress; and if such Ship or Vessel shall not be redeemed within Four Days next after the same shall be so seized or distrained, it shall and may be lawful for the Person or Persons so seizing or distraining the same, to sell so much of the Tackle, Furniture, or Apparel of or belonging to such Ship or Vessel as shall be sufficient to answer and make good the said Damage or Injury, and all Costs and Charges in consequence thereof, rendering the Overplus to the Owner of such Ship or Vessel.

Masters or Owners of Vessels answerable for Damages.

XLI. And be it further enacted, That the Master or Owner of any Ship, Boat, or Barge, or other Vessel, shall be and is hereby made answerable for any Damage, Spoil, or Mischief, that shall be done by his Ship, Boat, Barge, or other Vessel, or by any of the Sailors, Boatmen, Watermen, or others, belonging to or employed in or about the same, unto any of the Piers or other Works in or upon or belonging to the said Harbour or Docks, or by loading or unloading any Boat or Barge, and for any Trespass or Damage that shall or may be done to the Owners or Occupiers of any Buildings, Erections, Lands, or Tenements, adjoining or lying near to the same, or any of them, or any other Trespass whatsoever, the Amount or Value of such Damage, Spoil, Mischief, or Trespass,

pass, to be ascertained by any Two Justices of the Peace of the said Town and County, and to be recovered in like Manner as any Penalty is herein mentioned or directed to be recovered; and in case the Owner of any such Ship or Vessel, Boat or Barge as aforesaid, shall be compelled to pay any Penalty, or to make Satisfaction for any Damage or Trespass, by reason of any wilful Act or Default done or committed by his Servant or Servants, every such Servant shall be liable to repay such Penalty, or the Money paid for any such Damage or Trespass, to such Owner; and in case of Nonpayment thereof upon Demand, the same shall be recoverable by such Owner, in like Manner as any Penalty is herein authorized or directed to be recovered.

XLII. And be it further enacted, That in case any Person or Persons shall wilfully or maliciously cut, break, or in any Manner destroy or injure any Rope or other Thing by which any Ship or other Vessel lying in the said Piers, Dock or Docks, Bason or Basons, shall be moored or fastened, such Person or Persons shall, for every such Offence, forfeit and pay any Sum not exceeding Twenty Pounds nor less than Five Pounds: Provided always, that nothing herein contained shall hinder or restrain the Dock Master or Dock Masters to be appointed in pursuance of this Act, or his or their Assistant or Assistants, from exercising in a due and reasonable Manner any of the Powers and Authorities hereby vested in them.

Penalty
against de-
stroying the
Ropes of
Vessels.

XLIII. And, for preventing Accidents by Fire in the said Piers, Docks, or Basons, Warehouses, or other Works, be it further enacted, That no Person whosoever shall have or keep, or cause to be had or kept, any Fire, Candle, or Lamp lighted on board any Ship or other Vessel within the same, at any Time or Times whatever, between the Twenty-ninth Day of *September* and the Twenty-fifth Day of *March* in any Year, after the Hour of Seven in the Evening, or before the Hour of Seven in the Morning; nor at any Time or Times whatsoever between the Twenty-fifth Day of *March* and the Twenty-ninth Day of *September* in any Year, after the Hour of Eight in the Evening, or before the Hour of Five in the Morning, upon pain of forfeiting for every Offence the Sum of Five Pounds.

Regulations
for prevent-
ing Accidents
by Fire.

XLIV. And be it further enacted, That all Ships, Lighters, Barges, Boats, and other Vessels as shall respectively have on board any Gunpowder, exceeding the Quantity of One Pound, shall respectively, before they enter into the present Harbour, or any of the said intended Docks, or of the Basons and Cuts which shall belong thereto, land and discharge all their Gunpowder, and unload and clear their Guns; and that no Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood, or combustible Matter of any Kind, shall be suffered to be or remain on the present Quays or Wharfs, or the Quays or Wharfs intended to be built in or near the said Docks as aforesaid, or any Part thereof, or upon the Deck of any Ship or other Vessel in the said Docks, Basons, and Cuts, or any of them, above the Space of Twelve Hours; and that in case the Owner or Owners of such Goods, Matters, or other Things, or the Commander, Master, or Mate of any such Ship or other Vessel, shall make Default herein, every such Person so offending shall forfeit and pay for every such Offence a Sum not exceeding Ten Pounds nor less than Five Pounds.

Vessels to
land Gun-
powder be-
fore entering
the Dock
Premises, and
other combu-
stible Mat-
ter to be re-
moved within
12 Hours.

[*Loc. & Per.*]

4 T

XLV. Provided

Masters and Owners liable to a Penalty for keeping Lights, &c. on board Ships.

XLV. Provided always, and be it further enacted, That if any such Person who shall have or keep, or cause to be had or kept, any Fire, Candle, or Lamp lighted on board any such Ship or Vessel aforesaid, cannot be discovered, then and in such Case the Master, or Owner or Owners of such Ship or Vessel, shall be and is hereby declared to be subject and liable to the aforesaid Penalty of Five Pounds.

Bells to be rung to put out Lights.

XLVI. And, the better to make known the several Times when Fires and Candles shall be extinguished, as before directed, be it further enacted, That every Evening and Morning, at the Hours herein for the above Purposes appointed, a large Bell to be provided by the said Commissioners shall be rung for the Space of Ten Minutes at least, in the said Docks or Basons, or some of them, or in some Place contiguous or near adjoining thereto.

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

XLVII. And be it further enacted, That no Pitch, Tar, Rosin, Turpentine, Oil, or other combustible Matter, shall, at any Time hereafter, be boiled or heated on board any Ship or other Vessel, Lighter, Craft, or Boat lying in the said Harbour, Dock or Docks, Bason or Basons, or other Works, or any of them, nor in any Place or Places within the said Dock or Bason, except in such Place or Places, and in such Manner, as shall be especially appointed by the said Commissioners, or any Seven or more of them, for that Purpose; nor shall any Gunpowder, or loaded Gun, whatever, be brought into the said Docks, Basons, or Pier, or be suffered to remain on board any Ship or any other Vessel, or upon the Quays or Wharfs, upon Pain that every Master, Commander, or Owner of every Ship or Vessel so offending in Manner as aforesaid, shall forfeit for every Offence the Sum of Twenty Pounds.

Actions to be brought in the Name of Clerk.

XLVIII. And be it further enacted, That when any Action or Suit shall be brought by Order of the said Commissioners against any Person or Persons in pursuance or by virtue of this Act, the same may be brought in the Name of their Clerk or Treasurer on behalf of the said Commissioners; and that no such Action or Suit shall abate or be discontinued by the Death or Removal of such Clerk or Treasurer, or by the Act of such Clerk or Treasurer, without the Consent of the said Commissioners for the Time being.

Commissioners Costs to be paid out of Rates.

XLIX. Provided always, That all Costs and Expences which shall be incurred by or on the Behalf of the said Commissioners, or any Person or Persons employed by them in prosecuting or defending any Action or Suit, or Prosecution, touching the Execution of this Act, shall always be reimbursed and paid out of the Monies to be raised by virtue of this Act.

Ships or Vessels not to be used as a Store House.

L. And be it further enacted, That no Ship or Vessel shall, upon any Account or Pretence whatsoever, be moored in the said Pier of *Southampton*, to be used as or in the Nature of a Storehouse, under the Penalty of Ten Pounds for every Week that the same shall be used for that Purpose, to be paid to the said Commissioners by the Owners or other Person or Persons having the Direction or Charge of such Ship or Vessel.

LI. Provided

LI. Provided always, That nothing herein contained shall extend, or be construed to extend, to hinder the Mayor, Bailiffs, and Burgesses of the said Town and County for the Time being, and their Successors, from receiving and recovering all such Arrears of Petty Customs, Wharfage, Anchorage and Groundage, as shall remain due and unpaid to them before the said Second *Monday* after the passing of this Act.

Mayor, &c.
to receive Ar-
rears of Petty
Customs.

LII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to affect, prejudice, alter, abridge, or take away any Rights, Estates, Powers, Immunities, and Advantages or Privileges whatsoever, belonging or appertaining to the Mayor and Corporation of the said Town and County, or to any other Person or Persons whomsoever (except such as are hereby expressly taken away or altered), but that all such Rights, Estates, Powers, and Privileges shall continue in full Force and Effect, and may be exercised and enjoyed in as full and ample a Manner to all Intents and Purposes as if this Act had not been made; any thing herein contained to the contrary notwithstanding.

Saving the
Rights of all
Persons.

LIII. And be it further enacted, That all Penalties and Forfeitures by this Act imposed, concerning which no particular Direction hath been already given, shall, if the same be not paid within Fourteen Days after the same shall have been demanded, be recovered and levied by Distress and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hands and Seals of any Two or more Justices of the Peace for the Town and County of *Southampton*; which Warrant they are hereby empowered and required to grant, upon the Information of One or more credible Witness or Witnesses, upon Oath before them made, which Oath they are hereby empowered to administer, provided the Offender or Offenders shall not, in the mean time, have compounded or settled with the said Commissioners, which they are hereby empowered to do; and that all such Penalties and Forfeitures, and also all other Penalties and Forfeitures by this Act imposed, shall, when recovered (after deducting all Damages and Rewards for the Prosecution of Offenders, and the Costs and Charges of Suit, and rendering the Overplus (if any) when demanded, to the Parties whose Goods and Chattels shall be so distrained and sold, the Costs and Charges of such Distress and Sale being first deducted, in case the same shall exceed the Sum of Forty Shillings, be paid to and for the Purposes of this Act; and in case no such Distress as aforesaid can be had, then it shall and may be lawful for the said Two or more Justices, by like Warrant or Warrants, to commit the Party or Parties offending to the Common Gaol of the Town and County of *Southampton*, or House of Correction, for the Space of Thirty Days, without Bail or Mainprize, or for any less Time, at the Discretion of such Justices, unless the said Penalty and Charges shall be sooner paid and satisfied.

Recovery and
Application
of Penalties.

All Fines
above 40s. to
go for Inju-
ries sustained
to the Com-
missioners.

On Non-pay-
ment of Pe-
nalties liable
to Commit-
ment.

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

BE

Form of Con-
viction.

‘ **BE** it remembered, That on the _____ Day of _____
 ‘ in the Year of our Lord _____
 ‘ *A B.* is convicted before us, _____ of His Majesty’s Justices of the
 ‘ Peace for the Town and County of *Southampton*, [*specifying the Offence,*
 ‘ *and the Time and Place when and where committed, as the Case may be.*]
 ‘ Given under our Hands and Seals the Day and Year first above men-
 ‘ tioned.’

Penalties
may be
mitigated.

LV. Provided always, and be it further enacted, That it shall and may be lawful for the said Justices of the Peace, or any Two of them, by whom any Judgment, Sentence, or Determination shall be given, pronounced, or made, from Time to Time, when they see Cause, to mitigate, compound, or lessen any of the Penalties or Forfeitures as aforesaid, as he or they, in his or their Discretion, shall think fit, so as such Mitigation or Composition do not extend to remit above Three Fourth Parts of the Penalty inflicted and directed to be levied by this Act; and that every such Mitigation or Composition shall be a sufficient Discharge for the Persons offending respectively for so much of the said Penalties and Forfeitures as shall be so mitigated, lessened, or remitted.

Parties ag-
grieved may
appeal.

LVI. And be it further enacted, That if any Person or Persons shall think him, her, or themselves aggrieved, or remain unsatisfied with the Judgment of the said Justices, or any of them, by reason of any Sentence or Judgment to be given or pronounced by them or any of them as aforesaid, or by any other Matter or Thing done by virtue of this Act, such Person or Persons shall and may complain or appeal to the Justices of the Peace, at the next General Quarter Sessions of the Peace to be held in and for the Town and County of *Southampton*, first giving Ten Days Notice of such Complaint or Appeal to the Person or Persons against whom such Complaint is intended to be made, who are hereby empowered to summon and examine Witnesses upon Oath, and finally to hear and determine the Matter of every such Complaint or Appeal; and in case of Conviction, to issue a Warrant or Warrants for the levying and enforcing Payment of the said Penalties and Forfeitures, by the Ways and Means before mentioned, together with such Costs and Charges to the Party in whose Favour such Appeal shall be determined as the Justices, in their said Sessions, shall order and direct; which Orders and Judgments respectively shall be final and conclusive to all Parties, and shall not be removed or removeable, by any Writ or Writs of Certiorari or otherwise, into any of His Majesty’s Courts of Record at *Westminster* or elsewhere.

Costs of ob-
taining Act
to be paid.

LVII. And be it further enacted, That all the Costs, Charges, and Expences of passing this Act, and incident to the applying for and obtaining thereof, or incurred in relation thereto, and in putting the same into Execution, shall be borne, paid, and defrayed out of the First Monies which shall be raised by virtue of this Act.

Proceedings
not to be
quashed.
Distress not
to be deemed
unlawful for
want of
Form, nor

LVIII. And be it further enacted, That no Order, Conviction, Judgment, Warrant, or other Proceedings before Justices of the Peace, to be had or made in pursuance of this Act, shall be quashed or vacated for want of Form; and that in all Cases where any Distress shall be made for any Sum or Sums of Money, to be levied by virtue of this Act, the Distress itself shall not be deemed to be unlawful, nor shall the Parties making the same
be

be deemed a Trespasser or Trespassers *ab initio* on account of any Defect or Want of Form in the Summons, Conviction, or Warrant of Distress, or other Proceedings relating thereto, done by the Party or Parties distraining, but the Person or Persons aggrieved by any such Irregularities, shall and may recover Satisfaction for the special Damage in any Action upon the Case, the Venue whereof shall be laid in the said Town and County of the said Town of *Southampton*, or the next adjoining County, but not elsewhere; but no Plaintiff shall recover in any Action for any such Irregularity, Trespass, or other wrongful Proceedings, in case proper Tender of Amends is made for the same, and in case no such Tender shall have been made, it shall and may be lawful for the Defendant or Defendants, in any such Action or Actions, by Leave of the Court where such Action or Actions shall depend, at any Time before Issue joined, to pay into the Court such Sum of Money as he or they shall see fit; whereupon such Proceedings, Order, and Judgment shall be made and given in and by such Court, as in other Actions wherein the Defendant is allowed to pay Money into Court.

Party making it a Trespasser for subsequent Irregularities.

Money may be paid into Court.

LIX. And be it further enacted, That no Proceeding to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or other Matter or Thing to be done or transacted in or relating to the Execution of this Act, shall be removed by Certiorari or any other Writ or Process whatsoever into any of His Majesty's Courts of Record at *Westminster*; any Law or Statute to the contrary in anywise notwithstanding.

Proceedings not to be removed by Certiorari.

LX. And be it further enacted, That no Action at Law shall be commenced against any Person or Persons for any Thing done or to be done by virtue of this Act, until after Fourteen Days Notice thereof shall have been given or left at the usual Place of Abode of the Person or Persons against whom such Action is intended to be brought, thereby setting forth the particular Cause of such Action, nor after Tender of sufficient Amends hath been made to the Party or Parties aggrieved, nor after Three Calendar Months next after the Fact committed, or Cause of such Action shall have arisen; and in every such Action the Venue shall be laid in the Town and County of *Southampton*, or the next adjoining County, and not elsewhere, and shall not be changed; and the Defendant or Defendants in every such Action shall or may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done by virtue and under the Authority of this Act; and if upon the Trial of such Action it shall appear to have been so done, or that such Action shall be brought before the Expiration of Fourteen Days next after such Notice shall have been given or left as aforesaid, or after sufficient Tender of Amends shall have been made to the Party or Parties aggrieved, or after the End of Three Calendar Months next after the Fact committed, or Cause of such Action shall have arisen, or if the Venue in such Action shall be laid otherwise than as aforesaid, then and in every of the said Cases the Jury on the Trial of such Action or Actions shall find a Verdict for the Defendant or Defendants therein; and in all Cases wherein a Verdict shall be found for any Defendant or Defendants in any such Action, or the Plaintiff or Plaintiffs therein shall discontinue the same after the Defendant or Defendants shall have appeared thereto, or shall be nonsuited, or if upon

Limitation of Actions.

General Issue.

[*Loc. & Per.*]

4 Z

Demurrer

Treble Costs. Demurrer Judgment shall be given against such Plaintiff or Plaintiffs therein, then and in every such Case the Defendant or Defendants in such Action shall have Treble Costs, and shall have the like Remedy for recovering the same, as Defendants have for recovering his, her, or their Costs in any other Case by Law.

Public Act. LXI. And be it further enacted, That this Act shall be adjudged, deemed, and taken to be a Public Act, and shall be judically taken notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

A TABLE of the Rates, Dues, and Duties to be paid on all Goods exported or imported, for making a Harbour, &c. for the Security of Ships at the Port of *Southampton*.

N. B. Goods brought and carried Coastwise to pay One Moiety of the following Rates, Dues, and Duties, except those particularly enumerated.

A.	£	s.	d.
Almonds. See Grocery.			
Anchovies. See Fish.			
Ale or Beer, the Hogshead	0	0	4
Allum, the Hundred Weight	0	0	1
Anchors, the Hundred Weight	0	0	2
Anvils, the Ton	0	1	0
Apples and Pears, the Bushel	0	0	3
Argol, the Hundred Weight	0	0	4
Ashes of all Sorts, the Hundred Weight	0	0	1
B.			
Bark. See Oak Bark.			
Battens and Balks. See Wood.			
Blubber. See Oil.			
Brandy. See Spirits.			
Bacon, Beef, and Butter, the Hundred Weight	0	0	1½
Baggage or Luggage, the Parcel	0	0	3
Ballast, Foreign or Coastwise, the Ton	0	0	3
Barilla, the Hundred Weight	0	0	1
Bays, Double	0	0	6
— Single	0	0	3
Bell Metal, the Hundred Weight	0	0	1
Biscuit, the Hundred Weight	0	0	1
Books, bound, the Hundred Weight	0	0	3
— unbound, the Hundred Weight	0	0	2
Bottles, French, the Dozen	0	0	1
— of all other Sorts, the Dozen	0	0	0½
Bran, the Quarter	0	0	2
Brass, new, the Hundred Weight	0	0	2
Bricks, the Thousand	0	1	0
Brimstone, the Hundred Weight	0	0	1
			Bristles,

	£	s.	d.
Bristles, the Hundred Weight	0	0	1
Brooms, the Gross	0	0	6
Bullrushes, the Load of 63 Bundles	0	0	6
Burr for Mill Stones, the Hundred Weight	0	1	0
C.			
Calicoes. See Linen.			
Canvas. See Linen.			
Cloves, Cinnamon, and Currants. See Grocery.			
Cabbages, the Hundred	0	0	4
Cables and Cordage, tarred or not, the Hundred Weight	0	0	1
Calves, each	0	0	3
Candles, the Hundred Weight	0	0	2
Candlewick, the Hundred Weight	0	0	1
Cannons, the Hundred Weight	0	0	1
Cards, playing, the Gross	0	0	6
Carpets, the Piece	0	0	3
Chairs, the Dozen	0	0	4
Chaise and Harness, Two Wheels	0	2	0
————— Four Wheels	0	3	0
Charcoal, the Hundred Bushels	0	1	6
Cheese, the Hundred Weight	0	0	2
Cider, the Hogshead	0	0	4
Cloth out of Grain, the Piece	0	0	2
—— in Grain, the Piece	0	0	3
Coals, Coastwise, the Bushel	0	0	0 $\frac{1}{4}$
—— if exported	0	0	0 $\frac{1}{2}$
Copper, wrought, the Hundred Weight	0	0	2
—— unwrought, the Hundred Weight	0	0	1
Copperas, the Hundred Weight	0	0	3
Cordage, Twice laid, the Hundred Weight	0	0	1
Cork, the Hundred Weight	0	0	1
Corn and Grain, viz. Barley, Beans, India Corn, Maize, Oats, Pease, Rye, Wheat, Wheat Flour, and Malt, the Quarter	0	0	1
Ditto, Coastwise	0	0	1
Ditto, exported for the Bounty	0	0	2
Cows, Bulls, and Oxen, each	0	0	6
Coffee, the Hundred Weight	0	0	2
Crate Rods, Posts, and Laths, the Bundle	0	0	1
Cruses or Stone Cups, the Hundred	0	0	2
D.			
Damask and Dowlas. See Linen.			
Deals. See Wood.			
Drugs to be calculated at One Penny for every Six Shillings and Eight-pence Value, by Declaration.			
Dung, the Cart-load	0	0	6

Ermines.

	£	s.	d.
E.			
Ermines. See Skins.			
Earthenware, the Crate	0	0	6
———— the Hundred Pieces	0	0	6
Eggs, the Hundred, containing Six Score	0	0	2
Elephants Teeth, the Hundred Weight	0	0	4
F.			
Feathers, the Hundred Weight	0	0	3
Fish, viz.			
—— Anchovies, the Barrel, containing Sixteen Pounds Weight	0	0	0½
—— Hake, Cod Fish, Ling, Haddocks, the Hundred Weight	0	0	1
—— Green Fish, the Hundred Weight	0	0	1
—— Salmon, the Barrel	0	0	3
—— Herrings, the Barrel	0	0	2
—— Sprats, the Last	0	0	2
Fishing Geer, the Hundred Weight	0	0	2
Flannel, the Piece	0	0	1
Flax, the Hundred Weight	0	0	1
Fustians, the Piece	0	0	1
G.			
Galls, the Hundred Weight	0	0	2
Glass, the Case	0	0	4
—— the Side	0	0	6
—— the Crate	0	0	8
Glue, the Hundred Weight	0	0	1
Glovers' Clippings, the Hundred Weight	0	0	1
Gold wrought, the Ounce	0	0	6
Grain for Dyers, the Hundred Weight	0	0	2
Grocery, viz.			
—— Almonds, the Hundred Weight	0	0	4
—— Cinnamons, Cloves, Mace, and Nutmegs, the Hundred Weight	0	1	0
—— Pepper and Ginger, the Hundred Weight	0	0	3
—— Currants, the Hundred Weight	0	0	2
—— Dates and Figs, the Hundred Weight	0	0	2
—— Liquorice Root, the Hundred Weight	0	0	4
—— Pimento and Plums, the Hundred Weight	0	0	2
—— Prunes, the Hundred Weight	0	0	2
—— Raisins, Common, the Hundred Weight	0	0	1
—— of the Sun, the Hundred Weight	0	0	2
—— Sugar Candy, the Hundred Weight	0	0	2
—— Refined, the Hundred Weight	0	0	2
—— Raw, the Hundred Weight	0	0	1
Gunpowder, the Hundred Weight	0	0	3

[Loc. & Per.]

5 A

Haberdashery,

	H.	£	s.	d.
Haberdashery, the Hundred Weight	- - -	0	0	2
Hair, viz.				
— Camel, the Hundred Weight	- - -	0	0	3
— Cow and Ox, the Hundred Weight	- - -	0	0	2
— Elk, the Hundred Weight	- - -	0	0	2
— Horse, the Hundred Weight	- - -	0	0	2
— Human Hair, the Pound	- - -	0	0	1
Hardware, the Hundred Weight	- - -	0	0	2
Hats, the Dozen	- - -	0	0	1
Hemp, the Hundred Weight	- - -	0	0	1
Hides, Raw, and Coastwise also	- - -	0	0	1
Hoops, small, the Thousand	- - -	0	0	4
— the Load, Pipe, and Butt	- - -	0	0	1
— the Hogshead	- - -	0	0	9
— White, the Bundle	- - -	0	0	1
— Strait, the Bundle	- - -	0	0	0 $\frac{1}{2}$
Honey, the Barrel of 42 Gallons	- - -	0	0	6
Hops, the Hundred Weight	- - -	0	0	4
Horns, Ox and Cow, the Hundred	- - -	0	0	1
Horses, Geldings, and Mares, each	- - -	0	1	0
Household Goods, the Load	- - -	0	2	0
————— or each Package	- - -	0	0	2
Hosiery, the Hundred Weight	- - -	0	0	2
Hurdles, the Dozen	- - -	0	0	2
I.				
Incle unwrought, the Hundred Weight	- - -	0	0	2
India Goods, prohibited, the Ten Pieces	- - -	0	0	2
Indigo, the Hundred Weight	- - -	0	0	6
Iron, the Hundred Weight	- - -	0	0	0 $\frac{1}{2}$
Iron Pots, the Hundred Weight	- - -	0	0	1
Iron Ware, the Hundred Weight	- - -	0	0	2
Ivory, the Hundred Weight	- - -	0	0	6
K.				
Kelp or Ware, the Hundred Weight	- - -	0	0	0 $\frac{1}{2}$
L.				
Lace of Gold or Silver, the Pound Troy	- - -	0	0	6
Lamp Black, the Hundred Weight	- - -	0	0	2
Laths, the Thousand	- - -	0	0	1
Lead, the Hundred Weight	- - -	0	0	1
Lead Shot, the Hundred Weight	- - -	0	0	1
Leather, the Hundred Weight	- - -	0	0	1
Ditto, the Dicker (Ten Hides)	- - -	0	0	2
Lemons, the Thousand	- - -	0	0	4
Lime, the Quarter	- - -	0	0	1
Linen Yarn, the Hundred Weight	- - -	0	0	2
				Linen,

	£	s.	d.
Linen, viz.			
———— Calicoes, plain White, the Piece	0	0	1
———— Printed, the 100 Square Yards	0	0	6
———— Cambrics or Lawns, the Piece	0	0	1½
———— Hessian Canvas, the 120 Ells	0	0	8
———— Damask Tabling, the Piece	0	0	2
———— Diaper Tabling, the Piece	0	0	2
———— Drillings, the 120 Ells	0	0	8
———— Flanders and Holland Linen, the Piece	0	0	1
———— Germany and East Country Cloth, except Russia, the 120 Ells	0	0	6
———— Irish Cloth, the Piece	0	0	2
———— Russia Linen, the 120 Ells	0	0	6
———— Ditto, narrow	0	0	4
———— Russia Sail Cloth, the 120 Ells	0	0	6
———— British Sail Cloth, the 100 Ells	0	0	3
———— French, Spanish, and Portugal Linen, the Piece	0	0	2
Linens of all Sorts, made of Hemp or Flax, British Manu- facture, the Piece, not exceeding 40 Ells	0	0	1
Luggage and Baggage, the Parcel	0	0	3
Lumber of all Sorts from America, according to the Mea- sure of the Vessels, the Ton	0	1	0
M.			
Mace. See Grocery.			
Mahogany. See Wood.			
Malt. See Corn.			
Masts. See Wood.			
Madder, the Hundred Weight	0	0	1
Matts of Russia, the Hundred	0	0	2
Mugs, the String	0	0	1
N.			
Nutmegs. See Grocery.			
Nails, the Hundred Weight	0	0	2
Nuts, the Bushel	0	0	1
O.			
Oak Boards and Timber. See Wood.			
Oats. See Corn.			
Oak Bark, the Ton	0	1	6
Oaker, the Hundred Weight	0	0	1
Oakum, the Hundred Weight	0	0	1
Oil, the Chest	0	0	6
— Sallad Oil, the Hogshead	0	1	0
— Train Oil or Blubber, the Ton	0	1	0
Olives, the Jar	0	0	0½
Onions, the Bushel	0	0	1
Oranges, the Thousand	0	0	4
Orchal and Orchelia, the Hundred Weight	0	0	1
Pasteboards.			

	P.	£	s.	d.
Pasteboards. See Wood.				
Pears. See Apples.				
Pease. See Corn.				
Pepper and Prunes. See Grocery.				
Planks. See Wood.				
Pack Thread, the Hundred Weight	- - - -	0	0	1
Painters' Colours, the Hundred Weight	- - - -	0	0	2
Paper, viz.				
—— Writing Paper, and all other Sorts, except Tobacco and Packing Paper, the Ten Reams	- - - -	0	0	5
—— Tobacco and Packing Paper, the Ten Reams, Coastwise	- - - -	0	0	1
—— Sheathing Paper, the Hundred Weight	- - - -	0	0	1
—— Paper stained, the Hundred Square Yards	- - - -	0	0	2
Parchment Shavings, the Basket	- - - -	0	0	4
Pewter, the Hundred Weight	- - - -	0	0	2
Pipes, Tobacco, the Groce	- - - -	0	0	0½
Pitch and Tar, the Barrel	- - - -	0	0	2
—— Ditto, Coastwise	- - - -	0	0	1
Plaster of Paris, the Hundred Weight	- - - -	0	0	0½
Plate of Silver, the Hundred Ounces	- - - -	0	2	6
Pomegranates, the Thousand	- - - -	0	0	4
Pork, the Hundred Weight	- - - -	0	0	1½
Potatoes, the Bushel	- - - -	0	0	1
Powder, viz.				
—— Hair Powder, the Hundred Weight	- - - -	0	0	2
	Q.			
Quicksilver, the Pound	- - - -	0	0	1
Quills, the Thousand	- - - -	0	0	0½
	R.			
Raisins. See Grocery.				
Ropes. See Cables.				
Rum. See Spirits.				
Rye. See Corn.				
Rags and Paper Stuff, the Hundred Weight	- - - -	0	0	1
Reeds or Canes, the Thousand	- - - -	0	0	4
Rice, the Hundred Weight	- - - -	0	0	1
Rosin, the Hundred Weight	- - - -	0	0	1
Rugs, Irish, the Piece	- - - -	0	0	2
	S.			
Sail Cloth. See Linen.				
Silver. See Plate.				
Shot. See Lead.				
Spars. See Wood.				
Spices. See Grocery.				
Staves. See Wood.				

Sugar

	£	s.	d.
Sugar; refined, the Hundred Weight.	}	See	Grocery.
— raw, the Hundred Weight.			
Salt, the Bushel	0	0	0½
Saltpetre, the Hundred Weight	0	0	1
Satin, the Piece	0	0	6
Seeds, all Seeds, the Hundred Weight	0	0	3
Sheep, the Score	0	1	0
Shumack, the Hundred Weight	0	0	2
Silks; viz.			
— Raw Silk, the Hundred Weight	0	1	0
— Stuffs of Silk only, the Pound	0	0	2
— Silk Stockings, and sewing Silk, the Pound	0	0	1½
— Silk and Inkle, the Pound	0	0	0½
— Silk and Worsted, the Pound	0	0	0½
Skins, viz.			
— Bear, Elk, Moose, Leopard, Sable, Panther, Tyger, and Wolf's Skin, the Skin	0	1	0
— Badger, Beaver, Buck or Deer, Fisher, Otter, Seal, the Skin	0	0	0½
— Ermine, Cat, Fox, Matron, and Minks, the Dozen	0	0	3
— Sheep, Goat, Lamb, and Kid Skins, the Dozen	0	0	2
— Coney and Hare Skins, the Hundred, containing Six Score	0	0	2
— Calve Skins, the Dozen	0	0	2
— Skins, Spanish, the Piece	0	0	0½
— Bourdeaux Skins, the Piece	0	0	0½
Slates, the Thousand	0	1	0
Soap, the Hundred Weight	0	0	2
Spirits, viz.			
— Arrack, Rum, Brandy, Geneva, and all other Spirits, the Pipe, including Cranage	0	1	6
— Ditto, when not craned	0	1	3
Starch, the Hundred Weight	0	0	2
Steel, the Hundred Weight	0	0	1
Stockings of Worsted, for every Dozen Pair	0	0	0¼
Stones, viz.			
— Emery Stones, the Hundred Weight	0	0	1
— Grinding Stones, the Chaldron	0	1	0
— Grave Stones, each	0	1	6
— Marble, the Hundred Weight	0	0	1
— Mill Stones, the Piece	0	0	6
— Paving Stones, the Hundred Weight	0	0	0½
— Pebble Stones, the Ton	0	0	3
— Querne Stones, the 12 Pair	0	0	3
— Block Stones, the Ton	0	1	6
— Slick Stones and Whet Stones, the Hundred	0	0	1
Stuffs of all Sorts, made or mixed with Wool, the Piece	0	0	1
Succade, the Hundred Weight	0	0	2
Swan Skins, the Piece	0	0	1

[Loc. & Per.]

5 B

Turpentine

	T.	£	s.	d.
Turpentine Oil. See Drugs.				
Tallow, the Hundred Weight	- - - -	0	0	1
Tar, the Barrel	- - - -	0	0	2
Tarras, the Hogshead	- - - -	0	0	4
Tea, the Hundred Weight	- - - -	0	0	6
Thrums, the Hundred Weight	- - - -	0	0	1
Ticks for Beds, the Piece	- - - -	0	0	0 $\frac{1}{2}$
Tiles, the Thousand	- - - -	0	1	0
Tiles, square for paving, the Hundred	- - - -	0	0	2
Tiles for Malt Kilns, the Hundred	- - - -	0	0	2
Tin, the Hundred Weight	- - - -	0	0	2
Tin Ware, the Hundred Weight	- - - -	0	0	2
Tobacco-pipe Clay, the Hundred Weight	- - - -	0	0	1
Tobacco, the Hogshead	- - - -	0	2	0
Tongues and Sounds, the Hundred Weight	- - - -	0	0	1
Tortoise Shell, the Pound	- - - -	0	0	0 $\frac{1}{2}$
Tow, the Hundred Weight	- - - -	0	0	1
Treacle or Molasses, the Hundred Weight	- - - -	0	0	1
Treenails or Tunnels, the Thousand	- - - -	0	0	2
Turpentine, the Hundred Weight	- - - -	0	0	1
Twine, the Hundred Weight	- - - -	0	0	2
V.				
Verdigrease, the Hundred Weight	- - - -	0	0	2
Vinegar, the Hogshead	- - - -	0	0	6
W.				
Wheat. See Corn.				
Wax, the Hundred Weight	- - - -	0	0	2
Whale Fins, the Ton	- - - -	0	1	0
Waistcoats, knit, the Dozen	- - - -	0	0	0 $\frac{1}{2}$
Wine of all Sorts, the Pipe, including Cranage	- - - -	0	1	6
Ditto, when not craned	- - - -	0	1	3
Wine in Bottles, the Dozen	- - - -	0	0	2
White Lead, the Hundred Weight	- - - -	0	0	2
Wire, the Hundred Weight	- - - -	0	0	1
Woad, the Hundred Weight	- - - -	0	0	2
Wood, viz.				
— Anchor Stocks, the Piece	- - - -	0	0	1
— Balks, large, the 120	- - - -	0	1	6
— Balks, small, the 120	- - - -	0	0	9
— Battens, the 120	- - - -	0	0	8
— Batten Ends, the 100	- - - -	0	0	4
— Beech and other Boards, except Wainscoat, the 120	- - - -	0	0	6
— Beech Rails, the 120	- - - -	0	0	6
— Paste Boards, the Hundred Weight	- - - -	0	0	2
— Brazil and Box Wood, the Hundred Weight	- - - -	0	0	2
— Deals, above 20 Feet, the 120	- - - -	0	0	2
— Ditto, above 14 and under 20 Feet, the 120	- - - -	0	1	6
				Wood,

	£	s.	d.
Wood, continued, viz.			
— Deals, under 14 Feet, the 120	0	1	0
— Deal Ends, the 120 (Half)	0	0	4
— Elm Boards, the 120	0	0	6
— Fire Wood, the Fathom	0	0	6
— Timber of all Sorts, the Load	0	1	0
— Fir Quarters, the 120	0	1	0
— Fustick, the Hundred Weight	0	0	2
— Handspikes, the 120	0	0	4
— Lath Wood, the Fathom	0	0	6
— Lignum Vitæ, the Hundred Weight	0	0	2
— Logwood, and other Dyers Wood, the Hundred Weight	0	0	2
— Mahogany, the Ton	0	2	0
— Masts, the Piece	}		Great
			Middle
			Small
— Oak, and other Plank, the Load	0	1	0
— Oars, the 120	0	1	0
— Spars, the 120	}		Great
			Middle
			Small
— Staves, Pipe or Butt, the 120	0	1	0
— Hogshead, Ditto,	}	the 120	
— Barrel, Ditto,			
— Heading,			
— Old, and old Headings, the 120	0	0	6
— Ufers, Double, the 120	0	1	0
— Single, the 120	0	0	6
— Wainscoat Boards, the 100, of 12 Feet, and 1 Inch thick	0	1	6
— Wheel Spokes, the 120	0	0	2
Wool, the Tod	0	1	0
— Spanish, Inwards, the Hundred Weight	0	0	3
— Cotton, or any other Sort, the Hundred Weight	0	0	3
Y.			
Yarn of all Sorts, the Hundred Weight	0	0	2

A Tonnage Duty on all *British* Ships loading or unloading at the Quays, or in the Road, Two-pence *per* Ton each Voyage; Foreign Ships Double.

Colliers, Coasters, and short Traders allowed to compound at One Shilling *per* Ton *per* Annum.

Boomage Duty, in lieu of Harbour Dues, and of Anchorage and Groundage, to be paid by all Ships coming within *Calshot Castle*, and not belonging to the Port, *videlicet*,

	£	s.	d.
Under 50 Tons	0	1	6
Above 50 and under 100	0	2	6
Above 100	0	5	0
Foreign Ships, Double.			

And

And if any Goods, Wares, or Merchandize, imported into or intended to be exported out of, or brought or intended to be carried Coastwise out of this Port, and omitted to be inserted in the foregoing Rates, the Commissioners shall be authorized to charge them with a Pier Duty not exceeding One Penny for every Six Shillings and Eight-pence real or declared Value, or in such other Manner as to them shall seem best, so that the same do not exceed the Rates hereby authorized in respect to Articles of a similar Nature or Value.

All Goods, Wares, and Merchandize, going Coastwise, the Weights whereof are not ascertained by the King's Beams, shall be charged by the Commissioners by the Bale, Cask, Case, Chest, Trunk, Basket, Parcel, or other Package containing the same, so that the same do not exceed the Rates hereby authorized in respect to Articles of a similar Nature or Value.

Rates for Warehouse Room.

For all Goods, Wares, and Merchandize, a Sum not exceeding Two Shillings and Sixpence *per Ton per Week*, and so in Proportion for any less Quantity than a Ton.

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