



ANNO QUINQUAGESIMO SECUNDO

GEORGI III. REGIS.



Cap. 15.

An Act for enlarging the Term and Powers of Three Acts, of His late and present Majesty, for repairing the Harbour of *Maryport*, in the County of *Cumberland*. [20th March 1812.]

WHEREAS an Act was passed in the Twenty-second Year of the Reign of King George the Second, intituled *An Act for repairing, enlarging, and preserving the Harbour of Ellenfoot, in the County of Cumberland*: And whereas another Act was passed in the Twenty-ninth Year of King George the Second, intituled *An Act for enlarging the Term and Powers granted by an Act, passed in the Twenty-second Year of His present Majesty, for repairing, enlarging, and preserving the Harbour of Ellenfoot, in the County of Cumberland*: And whereas another Act was passed in the Thirty-first Year of the Reign of His present Majesty, intituled *An Act for enlarging the Term and Powers of Two Acts, made, One in the Twenty-second and the other in the Twenty-ninth Year of the Reign of King George the Second, for repairing, enlarging, and preserving the Harbour of Maryport, in the County of Cumberland*: And whereas the Commissioners and Trustees appointed by or in pursuance of the said recited Acts, have made great Progress in repairing, enlarging, and preserving the said Harbour (which Harbour is now called and known by the Name of *Maryport*), and have borrowed a considerable Sum of Money on the Credit of the Rates and Duties upon Coals and Shipping by the said Acts granted; which Money, together with the Rates and Duties collected, have been duly applied according to the Directions of the said Acts, and

[*Loc. & Per.*]

the same now remains due and owing and cannot be repaid, nor can the said Harbour be maintained and preserved, unless the Term and Powers of the said Acts be enlarged, and some of the present Rates altered, and additional Rates granted: 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 said recited Acts, and all and every the Rates, Duties, Clauses, Powers, Penalties, Forfeitures, Provisoos, Matters, and Things therein contained (except such Parts thereof as are hereby varied, altered, or repealed, and also such as relate to Exemption from Stamp Duties) and this present Act, shall be and are hereby declared to be in full Force and Effect, and shall have Continuance for and during the Term herein-after mentioned, as fully and effectually to all Intents and Purposes as if the same were repeated and re-enacted in the Body of this Act; and the additional Term and Powers hereby granted shall be and are hereby made subject and liable to the Payment of all Monies now due and owing on the Credit of the said recited Acts, or which shall or may hereafter be borrowed and become due on the Credit of the said recited Acts and this present Act, or any of them, and all Interest due and to become due for the same respectively.

Former Acts continued.

II. And whereas the said Harbour of *Maryport* was originally built for the Benefit of the Coal Trade, which Trade has hitherto been and still is the principal and staple Trade carried on in that Neighbourhood, and it is chiefly from the Duties levied upon Shipping employed in the Coal Trade, that a Fund has been obtained for the building and supporting of the Piers and other Works belonging to the said Harbour; and that of late Years it has been greatly the Practice to build and retain Shipping of much larger Dimensions than those formerly employed in the Coal Trade, which large Shipping are usually sent upon foreign Voyages in the Summer Season, and upon their Return are generally laid up in the said Harbour for the whole of the Winter, to the great Incumbrance thereof, and to the Molestation and Hazard of the smaller Shipping which are constantly employed in the Coal Trade; be it therefore enacted, That from and after the passing of this Act, every Ship or Vessel entering into the said Harbour (except such Ships or Vessels as are constantly employed in the Coal Trade, or any other Trade, within the Limits of the United Kingdom, which are only to be subject to the present Duties) shall pay a Duty of One Shilling *per* Ton; and all such Ships or Vessels remaining in the said Harbour upwards of Three Calendar Months, reckoning from the Date of the first Entrance into the said Harbour, shall pay an additional Duty of Three-pence *per* Ton in case they clear out in Ballast, and shall not take a Cargo of Coals at any Place within the Limits of the Port of *Whitehaven*.

III. And be it further enacted and declared, That the Piers and Quays within or adjoining to the said Harbour herein-after described, and which have been erected, built, and repaired, by the said Commissioners and Trustees, by and out of the Money which has arisen from the Duties received by virtue of the said recited Acts, shall be deemed and taken to be, and the same are hereby declared to be Places lawful for the landing, discharging, lading, and shipping of any Goods, Wares, or Merchandize, for which the special Sufferances heretofore necessary shall have been pro-

Additional Duties upon certain Vessels remaining in the Harbour.

Declaring that the present Quays shall be lawfully used for lading and shipping of Merchandize.

cured from the Collector and Comptroller of the Port of *Whitehaven*, and for the free Passage of all Waggon, Carts, and Carriages; that is to say, all that Pier or Quay called *The North Wall*, commencing at the South-west Corner of *Blakeman Street* and extending Westward into the Sea, and also all that Pier or Quay beginning on the North Side of *Senhouse Street* and extending up the River *Ellen* in a South-westerly Direction, for the Space of One hundred and sixty Yards or thereabouts.

IV. And be it further enacted, That the Commissioners and Trustees of the said Harbour shall annually, on the First Monday in the Month of *April*, appoint Two fit and proper Persons to audit the Accounts of the said Commissioners and Trustees; and that the Masters and Owners of Ships or Vessels (such Owners not having a less Interest than One-sixteenth Share of a Vessel usually trading to the said Port or Harbour) shall also annually, on the First Monday in the Month of *April*, appoint One other fit and proper Person to audit the said Accounts; and that the Person or Persons who shall be appointed as aforesaid shall, and they are hereby authorized and directed, as soon after the Thirtieth Day of *April* as convenient, to examine, settle, and audit the Accounts of the said Commissioners and Trustees for the Year ending the Thirtieth Day of *April*, and to allow of the same, or to disallow such Items or Articles as have not been properly expended under the Powers and Authorities given by this and the said recited Acts.

Directing the Accounts of the Commissioners to be audited every Year.

V. And whereas by the said recited Act of the Twenty-ninth Year of King *George* the Second, a Penalty of Twenty Shillings for each Offence was imposed upon all Masters of Ships or Vessels within the said Harbour, for refusing or neglecting to obey the Orders of the Harbour Master; and also a like Penalty of Twenty Shillings for each Offence was imposed upon all Persons convicted of throwing any Stones, Ballast, or Rubbish, into the said Harbour, which Penalties are found to be inadequate to the restraining of such Offences; be it therefore further enacted, That from and after the passing of this Act, a Penalty not exceeding Five Pounds for each Offence shall be paid by the Person or Persons offending in either of the Cases before mentioned; any Thing in the said recited Acts contained to the contrary thereof notwithstanding.

Penalty on Persons offending against the Act.

VI. And be it further enacted, That from and after the passing of this Act it shall and may be lawful for the said Commissioners and Trustees to collect an additional Duty of One Penny per Ton from every Ship or Vessel entering into the said Harbour, for the Purpose of providing and sustaining a proper Light upon the Pier Head at the Entrance of the said Harbour, and also such Lamps or other Lights upon the Piers or Quays as may seem to them most expedient for the Benefit of the said Harbour.

A Duty to be paid for Lights to be provided in the Harbour, and upon the Piers or Quays.

VII. And be it further enacted, That the Costs, Charges, and Expences incident to or attending the obtaining and passing of this Act, shall be paid out of the Monies already arisen or to arise by virtue of the said recited Acts or this present Act, in preference to all other Payments whatsoever.

For paying the Expences of the Act.

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

Act to be Public.

IX. And

Term and
Continuance
of the Act.

IX. And be it further enacted, That the Term granted by the said recited Acts shall, on the passing of this Act, cease and determine; and the said recited Acts (subject to the Alterations, Variations, and Additions herein-before contained) and this Act, shall from thenceforth commence, continue, and be in force, and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1812.