



ANNO UNDECIMO

# GEORGII IV. REGIS.

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## *Cap. cxix.*

An Act for more effectually maintaining, improving, and extending the Harbour of *Dundee* in the County of *Forfar*. [17th June 1830.]

**W**HEREAS an Act was passed in the Fifty-fifth Year of the Reign of His late Majesty *George* the Third, intituled *An Act for improving the Harbour of Dundee in the County of Forfar*: And whereas another Act was passed in the Fifty-ninth Year of the Reign of His said late Majesty *George* the Third, intituled *An Act to alter and amend an Act passed in the Fifty-fifth Year of George the Third, for improving the Harbour of Dundee in the County of Forfar*: And whereas the whole Improvements and Alterations authorized to be made on the said Harbour by the said recited Acts have been executed by the Commissioners thereby appointed, who have expended thereon large Sums of Money, a considerable Part of which has been borrowed and is still due and owing on the Credit of the Rates and Duties thereby leviable: And whereas since the passing of the said recited Acts, and the Completion of the said Works, the Trade of the Town of *Dundee* has so much extended, and the Shipping resorting to the Port thereof has so much increased, (to which Extension and Increase the Improvements already made on the Harbour have largely contributed,) that the Accommodation afforded by the said Harbour, as now extended and improved, is not sufficient for the said Trade and Shipping, and it is expedient and necessary farther to extend and improve the said Harbour, by the Construction of an additional Wet  
[Local.] 34 Q Dock,

55 G. 3. c. 97.

59 G. 3. c. 103.

Recited Acts  
repealed.

Dock, Tide Harbour, and other Works, as the same may be required, for the Convenience of the Trade and Shipping of the said Port; and for that Purpose, and in order to provide for the Expence of the same, and for the gradual Repayment thereof, and of the Debt already contracted, it is expedient and necessary that the said recited Acts should be repealed, and the Provisions contained therein amended and consolidated into One Act, and that further Powers should be granted; but these Purposes cannot be accomplished without the Aid and Authority of Parliament: 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 from and after the passing of this Act the said recited Acts of the Fifty-fifth and Fifty-ninth Years of the Reign of His late Majesty shall be and the same are hereby repealed; and from thenceforth the several Rates, Duties, Powers, Penalties, Forfeitures, Exemptions, Clauses, Matters, and Things in this Act contained shall be granted, levied, and put in execution instead thereof.

New Duties  
liable for  
Debts, &c.  
under former  
Acts.

II. And be it further enacted, That the Rates and Duties hereby authorized to be levied shall, under the Conditions and Provisions hereinafter mentioned, be and the same are hereby made subject and liable to the Payment of all Sums of Money now due and owing on the Credit of the said recited Acts, or otherwise, for the Improvement of the said Harbour, and of all Interest due or that may become due thereon, as fully and effectually, to all Intents and Purposes, as if such Money had been borrowed, or had become due and owing, on the Credit of the Rates and Duties by this Act authorized to be levied and taken; and all and every Person or Persons indebted in any Sum or Sums of Money to the Commissioners for executing the said recited Acts shall be liable in the Payment thereof to the Trustees under this Act; and all Covenants and Agreements, Conveyances or Securities, entered into or made with any Person or Persons with or to the Commissioners for executing the said recited Acts, according to the Provisions and Directions thereof, shall remain in full Force and Effect, and be and continue available in all Courts of Law and Equity, until the same shall be fully satisfied and performed; and all Assignments and Conveyances of Rates and Duties, Orders, Contracts and Agreements, duly made or entered into by the said Commissioners for executing the said recited Acts, shall, so far as the same are not altered, repealed, or avoided by this Act, remain in full Force and Effect, and be observed and kept by the Trustees acting by virtue of this Act, under the Terms and Stipulations thereof respectively; and all Rates and Duties, Penalties and Forfeitures, due or incurred in virtue of the said recited Acts, shall be held to be due and shall be exigible by the Trustees under this Act; any thing herein contained to the contrary notwithstanding.

Officers  
under former  
Acts to ac-  
count.

III. And be it further enacted, That all Persons who have been employed or who shall have received any Rates, Dues, or other Monies, by virtue or in pursuance of the said recited Acts hereby repealed, or who shall have in their Custody or Possession any Books, Accounts,

Accounts, Papers, Writings, or Things relating to the said Harbour; shall account for, pay, and deliver over the same to the Trustees for executing this Act; and all Books, Accounts, Papers, and Writings kept under or by virtue of the said recited Acts shall have such and the same Force and Effect, and be received in Evidence in such and the same Manner, as if the said Acts had not been repealed.

IV. And be it further enacted, That each and every Clerk, Receiver of the Duties, Berthing Master, and other Officer, except the Treasurer, who shall have been appointed under and employed in the Execution of the said recited Acts, shall respectively continue to hold and exercise their respective Offices and Employments until they shall respectively resign, or be displaced or removed by the said Trustees, and shall have the like Powers and Authorities for carrying this Act into execution, and shall be subject to the like Rules and Regulations, Pains and Penalties, in all respects, as if they had been severally appointed by virtue of this Act.

Officers under the former Acts (except the Treasurer) to continue.

V. And be it further enacted, That the Provost, Four Baillies, and Dean of Guild of *Dundee* for the Time being, together with One other of the Members of the Town Council of the said Borough for the Time being, to be nominated by the Magistrates and Town Council yearly within Eight Days after the annual Election of the Magistrates at *Michaelmas*; Five Merchants, Members of the Guildry of the said Borough, to be elected in manner after mentioned; Three Members of the Nine Incorporated Trades of the said Borough, to be elected in manner after mentioned; One Member of the Three United Trades of the said Borough, to be elected in manner after mentioned; Four Persons possessed of Landed Property in the County of *Forfar* rated in the Cess Books thereof at One hundred Pounds *Scots* at least, to be appointed and elected in manner after mentioned; together with the Boxmaster of the Masters and Seamen Fraternity of *Dundee* for the Time being, shall be and they are hereby appointed Trustees for executing this Act.

Trustees.

VI. And be it enacted, That the Dean of Guild for the Time being shall, after Fourteen Days previous public Advertisement, assemble the Guildry Incorporation on the Second *Wednesday* of *October* in the Year One thousand eight hundred and thirty, and on the Second *Wednesday* of *October* annually thereafter, at Twelve of the Clock at Noon, in the Guildhall of *Dundee*, or some other convenient Place within the Borough of *Dundee*, and the said Incorporation shall then and there elect by Ballot Five of their Number to be Trustees under this Act, to continue in Office for the Space of One Year then ensuing, and the Five Members of the Guildry so elected shall be the Merchant Trustees for the said ensuing Year.

Election of Guildry Trustees

VII. And be it enacted, That the Convener of the Nine Trades for the Time being shall, after Fourteen Days previous public Advertisement, assemble the Members of the said Nine Trades on the Second *Wednesday* of *October* in the Year One thousand eight hundred and thirty, and on the Second *Wednesday* of *October* annually thereafter, at Twelve of the Clock at Noon, in their own Hall, and the

Election of Trades Trustees.

said Nine Trades shall then and there elect by Ballot Three of their Number to be Trustees under this Act, to continue in Office for the Space of One Year then ensuing, and the Three Members so elected shall be the Trades Trustees for the ensuing Year; but providing always, that no Member of the said Trades who shall be a Member of the Town Council of *Dundee* shall be eligible as a Trades Trustee under this Act, but it shall be lawful to elect any of the Deacons of the said Incorporated Trades to be a Trustee.

Election of  
the Three  
United  
Trades  
Trustee.

VIII. And be it further enacted, That the Convener of the Three United Trades for the Time being shall, after Fourteen Days previous public Advertisement, assemble the Members of the said Three United Trades on the Third *Wednesday* after the passing of this Act, at Twelve of the Clock at Noon, in their own Hall, or some other convenient Place in the said Burgh, and the said Three United Trades shall then and there elect by Ballot One of their Number to be a Trustee under this Act, to continue in Office until the Second *Wednesday* of *October* in the Year One thousand eight hundred and thirty-one, upon which Day, and upon the Second *Wednesday* of *October* in each Year thereafter, the said Convener shall, after Fourteen Days previous public Advertisement, assemble the Members of the said Three United Trades at the Hour and Place aforesaid, and the said Three United Trades shall then and there elect by Ballot One of their Number to be a Trustee under this Act, to continue in Office for the Space of One Year then ensuing, and the Member so elected shall be the Three United Trades Trustee for the Year ensuing.

Qualification  
of Trustees.

IX. Providing nevertheless, and be it enacted, That no Person, whether Provost, Baillie, Councillor, Member of the Nine Trades, Member of the Three United Trades, Boxmaster of the Masters and Seamen Fraternity, or Member of the Guildry, shall be capable of being a Trustee, unless he is possessed of an Estate in Land or Borough Property in the County of *Forfar* of the Value of Fifty Pounds Sterling annually, or of a Personal Estate to the Amount of Three hundred Pounds Sterling at the least; and if any Person shall presume to act as a Trustee without being so qualified he shall forfeit and pay the Sum of Twenty Pounds Sterling *toties quoties*.

Election of  
County  
Trustees.

X. And be it enacted, That at the *Michaelmas* County Meeting of *Forfarshire* in the Year One thousand eight hundred and thirty Four Persons shall be elected to be Trustees of the Harbour of *Dundee* under this Act, who shall continue in Office until the Day of the County *Michaelmas* Meeting in the Year following, when a new Election shall take place, and so on yearly thereafter; but providing always, that no Member of the Town Council of *Dundee*, or of the Guildry thereof, or of the Nine Trades thereof, shall be eligible to be One of the Trustees for the County; and provided that no Person shall be entitled to vote at such Election unless he be possessed, either in his own Right or in that of his Wife, of Land in the County of *Forfar* rated in the Cess Books thereof at One hundred Pounds *Scots* or upwards, or being the eldest Son of such Person, under the Penalty of Twenty Pounds Sterling *toties quoties*.

Qualifica-  
tion.

XI. And

XI. And be it further enacted, That if the said Provost, or any of the Four Baillies who are *ex officio* Trustees under this Act, or the Member of Council appointed by the Town Council to be a Trustee as aforesaid, shall die, or remove from the said Town of *Dundee*, or refuse to act, then and in every such Case respectively it shall be lawful for the Town Council of *Dundee*, and they are hereby required, within One Calendar Month after such Death, Removal, or Refusal to act shall be known to them, to appoint a Trustee in the Room and Stead of each of the said Trustees so dying, removing, or refusing to act; and that upon the Death, Removal, or Refusal to act of any of the Trustees chosen by the Nine Trades, or Three United Trades, or of the Boxmaster of the Masters and Seamen Fraternity, it shall be lawful for the Nine Trades, the Three United Trades, and the Masters and Seamen Fraternity of *Dundee* respectively, and they are hereby required, from Time to Time, within One Calendar Month after such Death, Removal, or Refusal to act shall be known to them, to appoint another Member of such of the said Bodies to which the Trustee so dying, removing, or refusing to act shall belong, in the Room of such Trustee; and that upon the Death, Removal, or Refusal to act of the Dean of Guild, or of any of the Trustees elected by the Guildry Incorporation, it shall be lawful for the Guildry Incorporation, and they are hereby required, from Time to Time, within One Calendar Month after such Death, Removal, or Refusal to act shall be known to them, to elect by Ballot, as herein-before directed, another Member of the said Incorporation, in the Room of each Trustee so dying, removing, or refusing to act; and that upon the Death, Removal, or Refusal to act of any of the Trustees elected by the County of *Forfar*, it shall be lawful for the said County, and they are hereby required, at the First Meeting of the said County which shall happen after such Death, Removal, or Refusal to act shall be known, to elect, as hereinbefore directed, another qualified Person in the Room of each Trustee so dying, removing, or refusing to act; and every new Trustee appointed or elected as aforesaid shall have the like Power and Authority as the Person in whose Stead such Trustee shall be so chosen and vested with.

New Trustees to be chosen to supply Vacancies from Death, Refusal to act, &c.

XII. And be it further enacted, That *Thomas Bell, John Calman, James Soot, John Blair Miller, William Hackney, Alexander Balfour, and John Sturrock*, who were Commissioners under the said recited Acts, as Provost, Baillies, Dean of Guild, and Members of Council chosen by the Town Council respectively, shall be and are hereby appointed Trustees under this Act, to remain in Office until other Persons shall be legally appointed to the said Offices respectively in Terms of this Act; and the Persons chosen respectively by the *Guildry* Incorporation, the Nine Incorporated Trades, and the Heritors of the County of *Forfar*, as Commissioners under the said recited Acts at the Elections which respectively took place as thereby authorized on the Second *Wednesday* of *October* and at the County Meeting at *Michaelmas* last, shall also be Trustees under this Act, and shall continue in Office respectively until the First Election of Trustees by the said several Bodies by whom they have been

Certain Commissioners of former Acts to be Trustees of this Act till next Election.

respectively appointed as Commissioners aforesaid shall take place in manner hereinbefore directed.

Act may be carried into execution, although all the Trustees are not appointed.

XIII. And be it enacted, That although the Town Council of *Dundee*, or the Guildry Incorporation, Nine Incorporated Trades, Three United Trades, or the Masters and Seamen Fraternity of the said Borough, or the Heritors of the County of *Forfar*, shall neglect or refuse to appoint or elect the Trustees or any of them whom they are respectively hereby directed to appoint or elect at the annual Periods before mentioned, such Neglect or Refusal on the Part of any of these Bodies shall not prevent the Execution of this Act by the Trustees who shall be appointed or elected by the other Bodies; nor shall the Death, Removal, or Refusal to act of any of the Trustees prevent the other Trustees from acting until the Place of such Trustee is filled up by a new Appointment or Election; it being declared, that in all Cases the Trustees appointed or elected for the Time shall have full Power to execute this Act.

First and other Meetings of Trustees.

XIV. And be it enacted, That the said Trustees shall meet in the Town Hall of *Dundee* on the Fourth *Wednesday* after the passing of this Act, or as soon thereafter as conveniently may be, and proceed to the Execution of this Act; and the said Trustees shall also hold an annual General Meeting on the First *Wednesday* of *August* in the Year One thousand eight hundred and thirty, and on the First *Wednesday* of *August* in every Year thereafter, with Power to adjourn from Time to Time; and in all Cases Nine of the said Trustees shall be a Quorum; and at their Meetings the Provost of the said Borough of *Dundee*, or in his Absence the eldest Baillie thereof who may be present, and in Absence of the Baillies, the Dean of Guild of the said Borough, all for the Time being, shall *ex officio* be Preses; and in Absence of the Provost, Baillies, and Dean of Guild, the Trustees present at such Meeting shall elect their Preses for the Time; and all Questions shall be decided by a Majority of the Trustees present at the respective Meetings, the Preses, in case of an Equality of Votes, having a casting Vote, besides his Vote as a Member of the Meeting.

Quorum.

Preses.

Clerk to call other Meetings on Requisition of Trustees.

XV. And be it enacted, That it shall be in the Power of any Three or more of the Trustees acting for the Time to require the Clerk of the Trustees to call a Meeting at any Time, for any special Purpose; and the said Clerk shall be obliged thereupon to give Notice in Writing of the Time and Place and Purpose of such Meeting, to every one of the Trustees, at least Four Days previous to such Meeting; and a Certificate under the Hand of the said Clerk, that such Notice has been given, by Letters duly addressed, and put into the Post Office of *Dundee*, shall be sufficient Evidence of the Legality of the said Meetings.

Trustees not to hold Offices of Emolument or be concerned in Contracts.

XVI. And be it further enacted, That no Trustee under this Act shall hold any Office of Emolument under this Act, either as a Principal or Deputy, nor be directly or indirectly concerned in any Contract under this Act, nor be Surety for any Contractor under this Act; and if any Trustee shall be legally convicted of contravening

vening this Enactment, he shall forfeit and pay the Sum of One thousand Pounds, to be paid to the Treasurer under this Act, and applied for the Purposes thereof, and be incapable of ever afterwards holding the Office of Trustee under this Act.

XVII. And be it enacted, That the said Trustees shall have Power and they are hereby authorized, from Time to Time to appoint a Committee of their Number, consisting of not less than Three, with Power to execute any of the Purposes of this Act which it may be deemed expedient to commit to their Charge.

Trustees  
may appoint  
Committees  
of their  
Number.

XVIII. And be it enacted, That the said Trustees shall have Power and they are hereby authorized to adjourn their Meetings from Time to Time and Place to Place as they may think proper; and in case a less Number than a Quorum shall attend any Meeting, such Number, though not entitled to act, shall have the Power of Adjournment.

Adjourn-  
ments.

XIX. And be it further enacted, That if any Trustee shall by virtue of this Act be accused before the Trustees present at any of their Public Meetings of any of the Offences herein mentioned, such Trustee so accused shall not sit, vote, or otherwise act as a Trustee in any such Case, or in any Case when or where he shall be directly or indirectly personally concerned.

Trustees not  
to vote in  
Cases where  
personally  
interested.

XX. And be it further enacted, That it shall and may be lawful to and for the said Trustees to nominate and appoint a Treasurer or Treasurers, Collector or Collectors, a Clerk or Clerks, a Berthing Master or Berthing Masters, a Superintendent or Superintendents of Works, and such other Officers and Servants as they shall judge necessary to be employed under them, for carrying this Act into execution; and from Time to Time to remove such Treasurers, Collectors, Clerks, Berthing Masters, Superintendents, Officers, and Servants, or any of them, and to appoint others in their Stead, and to settle such reasonable Salaries on them as to the said Trustees shall appear to be just and proper; and the Treasurers, Collectors, and Receivers of the said Rates and Duties, or of any other Money under the Authority of this Act, to be appointed by the said Trustees, shall keep fair and regular Books and Accounts of all the Monies received under the Authority of this Act (which Books and Accounts shall be open and patent to the said Trustees, or to any Creditor on the Rates and Duties hereby granted, or to any Person having the written Authority of any Three of the Trustees, at all seasonable Times when they shall desire to inspect the same), and shall pay and dispose of the Money collected in such Manner as shall be directed by the said Trustees, according to the Tenor of this Act; and the Treasurer or Treasurers, Collector or Collectors, or Person or Persons so to be appointed to receive the said Rates and Duties or Money, shall give good and sufficient Security to the said Trustees for answering and paying the Monies arising from the same, which shall be by him or them respectively collected or received; and the Accounts of the Intromissions of the Trustees under this Act shall be balanced on the

Trustees to  
appoint  
Officers.

Accounts  
to be kept.

Thirty-

Thirty-first Day of *May* in the Year One thousand eight hundred and thirty one, and on the Thirty-first Day of *May* annually thereafter.

Account to  
be audited  
annually.

XXI. And be it further enacted, That the said Trustees shall within One Month after the Thirty-first Day of *May* in the Year One thousand eight hundred and thirty-one, and within One Month after the Thirty-first Day of *May* in each and every Year thereafter, make out or cause to be made out and rendered to the Auditor to be appointed as after mentioned, a clear and distinct Account of their Intromissions and Transactions under the Authority of this Act for the preceding Year, which Account the said Auditor shall and he is hereby authorized and empowered to examine, with the Documents or Vouchers instructing the same (which Documents and Vouchers, and all Books and Papers in the Custody or Controul of the said Trustees relative to the Business of the said Harbour, the said Trustees shall, upon the Request of the said Auditor to that Effect, produce to the said Auditor, and permit and suffer him to examine the same,) and the said Auditor shall audit and docket the said Account, and report the same, with any Remarks he may have to make thereon, to the next annual General Meeting of the said Trustees, to be held on the First *Wednesday* of *August* thereafter; and such General Meeting shall thereupon, or without such Audit and Docket, in case the said Auditor shall have failed to make the same, proceed to consider the said Account, together with the said Audit and Docket, in case the same shall have been made, and shall cause the said Account, or an Abstract thereof, to be printed and published for the Information of all Parties concerned.

An Auditor  
to be ap-  
pointed.

XXII. And be it further enacted, That the Sheriff Depute of the said County of *Forfar* shall and he is hereby authorized and required some Time during the Month of *May* in the Year One thousand eight hundred and thirty-one, and some Time during the Month of *May* in each and every Year thereafter, to appoint a fit and proper Person, well skilled as an Accountant, to audit and docket the Accounts of the said Trustees as before mentioned, and the said Trustees shall pay to the Person so appointed such a Sum for his Trouble in making such Audit as the said Sheriff Depute shall fix and determine, not exceeding the Sum of Ten Guineas for each Audit.

Officers to  
account.

XXIII. And be it further enacted, That such Clerks, Treasurers, Collectors, Receivers, and Officers so to be appointed shall, under their Hands, at such Time and Times and in such Manner as the said Trustees shall direct, deliver to the said Trustees, or to such Person as they shall appoint, true and perfect Accounts, in Writing, of all Matters and Things committed to their Charge by virtue of this Act, and also of all the Monies which shall have been by him received by virtue of and for the Purposes of this Act, and how much thereof had been paid and disbursed, and for what Purposes, together with proper Vouchers for such Payments, and shall pay all such Monies as shall remain due to the said Trustees, or to such Person or Persons as they shall appoint to receive the same; and if any such Clerk, Treasurer, Collector, Receiver, or Officer shall neglect

or



or refuse to make and render any such Account, or to produce or deliver up the Vouchers relating to the same, or to make Payment as aforesaid, or shall neglect or refuse to deliver up to the said Trustees, or to such Person as they shall appoint, within Ten Days next after being thereunto required by the said Trustees, by Notice in Writing given to or left at the last or usual Place of Abode of such Collector, Receiver, or Officer, all Books, Accounts, Papers, and Writings in his Custody or Power relating to the Execution of this Act, or give Satisfaction to the said Trustees respecting the same, then and in any of the Cases aforesaid the said Trustees may and they are hereby authorized and empowered to cause an Action to be brought against the Clerk, Treasurer, Collector, Receiver, or Officer so neglecting or refusing as aforesaid, for the Recovery of the Monies that shall remain due from him, with Costs of Suit; or if Complaint shall be made by the said Trustees, or by such Person or Persons as they shall appoint for that Purpose, of any such Neglect or Refusal as aforesaid, to any Justice of the Peace in and for the said County of *Forfar*, or in and for any other Place wherein such Officer so neglecting or refusing shall be or reside, such Justice may and he is hereby authorized and required to issue a Warrant under his Hand for the Clerk, Treasurer, Collector, Receiver, or Officer so neglecting or refusing to be brought before him, and upon his appearing, or not being to be found, to hear and determine the Matter in a summary Way; and if upon Complaint of the Party, or upon the Testimony of One or more credible Witness or Witnesses upon Oath (which Oath the said Justice is hereby empowered to administer), or by Confession of the Party offending, it shall appear to such Justice that any of the Monies that shall have been collected or raised by virtue of this Act shall remain due from such Clerk, Treasurer, Collector, Receiver, or Officer, such Justice may and he is hereby authorized and required, upon Nonpayment thereof, by Warrant under his Hand to cause such Money to be levied by Pounding and Sale of the Goods and Effects of such Clerk, Treasurer, Collector, Receiver, or Officer; and if no Goods or Effects of such Clerk, Treasurer, Collector, Receiver, or Officer can be found sufficient to answer and satisfy the said Monies, and the Charges of pounding and selling the same, or if it shall appear to such Justice that such Clerk, Treasurer, Collector, Receiver, or Officer shall have neglected or refused to render and give such Account, or to produce the Vouchers relating thereto, or that any Books, Accounts, Papers, or Writings relating to the Execution of this Act shall be in the Custody or Power of such Clerk, Treasurer, Collector, Receiver, or Officer, and he shall have neglected or refused to deliver or give Satisfaction respecting the same as aforesaid, then and in any of the Cases aforesaid such Justice shall commit such Offender to the Common Gaol of the Town of *Dundee*, or of any other Place where such Offender shall be or reside, there to remain without Bail until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall compound with the Trustees for such Money, and shall have paid such Composition in such Manner as they shall appoint (which Composition the said Trustees are hereby empowered to make and receive), and until he shall deliver up such Books, Accounts, Papers, and Writings as aforesaid, or give Satisfaction in respect thereof to the said Trustees

as aforesaid: Provided always, that no Person shall be committed for Want of sufficient Pounding for any longer Space of Time than Six Calendar Months.

Clerk and  
Treasurer to  
be different  
Persons.

XXIV. Provided also, and be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint the Person or Persons who has or have been or may be appointed their Clerk or Clerks in the Execution of this Act, or the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks or of his or their Partner or Partners, the Treasurer or Treasurers for the Purposes of this Act, or to continue or appoint any Person or Persons who has or have been or may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers or of his or their Partner or Partners, the Clerk or Clerks to the said Trustees; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks or of his or their Partner or Partners, shall accept the Office of Treasurer, or shall act as Deputy or Deputies of the Treasurer or Treasurers, or in any Manner officiate for the Treasurer or Treasurers, or being the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers or of his or their Partner or Partners, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy or Deputies of such Clerk or Clerks, or in any Manner officiate for such Clerk or Clerks, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending 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, with full Costs of Suit, by Action in the Court of Session in *Scotland*, or in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Trustees  
may license  
Pilots and  
fix Rates of  
Pilotage.

XXV. And be it further enacted, That it shall be in the Power of the said Trustees and they are hereby authorized to license, appoint, and regulate a sufficient Number of Persons, who shall be certified by the Fraternity of Masters and Seamen of *Dundee* to be fully qualified, as Pilots for the said Harbour, and also for conducting Vessels out of and into the River *Tay*, and to fix the Rates of Pilotage to be paid to the said Pilots, and to remove and displace them at Pleasure; and if any Person shall act as a Pilot within the said Limits without being licensed and appointed as aforesaid, every Person so offending shall forfeit and pay for each Offence a Penalty not exceeding Twenty Pounds Sterling.

XXVI. And

XXVI. And be it further enacted, That it shall be in the Power of the said Trustees, and they are hereby authorized and empowered, to appoint and regulate a sufficient Number of Persons to be Meters and Weighers of Grain, Lime, and Coals imported into the said Harbour, and to fix the Rates to be paid to the said Meters and Weighers, and to remove and displace them at Pleasure; and if any Person, not being a Meter or Weigher appointed by the Commissioners of Customs, shall act as a Meter or Weigher at the said Harbour without being licensed and appointed as aforesaid, every Person so offending shall forfeit and pay for each Offence a Penalty not exceeding Twenty Pounds Sterling; and the Measurements of an unlicensed Meter or Weigher, not being a Meter or Weigher appointed by the Commissioners of Customs, shall be deemed illegal; but it shall not be imperative on Importers of Grain, Lime, or Coals to employ Meters or Weighers where the Grain, Lime, or Coals are to be delivered from the Vessels without being measured or weighed.

Trustees  
may appoint  
Meters and  
Weighers

XXVII. And be it enacted, That no Officer or other Person who shall be employed in the Execution of the Powers of this Act shall take or accept from any Person or Persons whomsoever any Fee or Perquisite, Gratuity, or Reward, for or in respect of any Matter to be done by him in execution of this Act, save what is provided by this Act, and such as shall be ordered and directed by the said Trustees to be paid to such Officer or other Person; and if any such Officer or other Person shall offend herein, he shall be thereupon dismissed from such Employment or Office, and be for ever afterwards rendered incapable of holding or executing any Office or Employment under the said Trustees.

No Officer to  
take any Fee  
other than  
what is pro-  
vided by this  
Act.

XXVIII. And be it further enacted, That the Right and Property of and in all Buildings and Erections, and the Materials thereof, and of and in all the Pier Heads, Jetties, Docks, Lights, Lighthouses, Works, Quays, Wharfs, Ways, embanked Ground, Walls, Matters, and Things built, made, or established or purchased by virtue of the said recited Acts, or to be built, made, or established or purchased by virtue of this Act, and of and in all and every the Materials, Implements, Tools, Goods, Matters, and Things provided or had for the Purposes of the said recited Acts or either of them, or of this Act, shall be the same, and are hereby vested in the said Trustees and their Successors in Office, as One Body Politic and Corporate, by the Style and Name of "The Trustees of the Harbour of *Dundee*;" and the said Trustees shall by that Name have perpetual Succession, and shall have a Common Seal, and by that Name shall and may sue and be sued; and the said Trustees shall have full Power and Authority from Time to Time to sell and dispose of all or any of the said Materials, or other Articles and Things, or any Part or Parts of the same respectively, and also to sell or feu in Perpetuity, or let on Lease, such Part or Parts of the said embanked Ground and other Heritable Property as it shall not be necessary to retain for the proper Purposes of a Harbour, by Public Sale, at such fair and reasonable Upset Prices, Feu Duties, or Annual Rents as the said Trustees shall fix and determine, the Day or Days of such Public Sale or Sales being previously advertized, by Handbills properly circulated through the Town of *Dundee*, and in some Newspaper

Trustees in-  
corporated.

Newspaper printed and circulated in the said Borough Four several Times, Sixty Days at least before such Public Sale; but providing and declaring, that in case no Offerer shall appear for the same, or for any Part or Portion thereof, then it shall be in the Power of the said Trustees to adjourn from Time to Time the Sale, as to the Whole, or as to the Part or Portion not disposed of, for such Period not less than Thirty Days as they may deem proper, providing such Adjournments be advertized by Hand Bills, and Twice in such Newspaper aforesaid, at least Thirty Days before the Day of Sale; and the whole Sums to be received by the said Trustees for the said Properties, either moveable or heritable, after deducting the necessary Expences attending such Sales, shall be applied towards the Purposes of this Act, and to no other Use or Purpose whatever.

Not to affect  
Rights of  
Magistrates  
of Dundee.

XXIX. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend to transfer to or vest in the said Trustees, or confer any Right or Claim on the said Trustees to, any Rights, Dues, Duties, Payments, Powers, Privileges, Jurisdictions, or Authorities of the Magistrates and Council of *Dundee* granted to them, on behalf of the Community of the said Burgh of *Dundee*, by King *Charles* the First, by Charter under the Great Seal bearing Date the Fourteenth Day of *September* One thousand six hundred and forty-one, or any other Rights, Dues, Duties, or Payments, Powers, Privileges, Jurisdictions or Authorities, in any way belonging to them; except only to the Effect hereinafter provided, in relation to those Rights and Claims of Right which the said Magistrates and Council are hereinafter authorized to transfer upon Compensation.

Power to im-  
prove Har-  
bour, &c.

XXX. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized, from Time to Time as there may be Occasion, by themselves, their Agents, Workmen, and others employed by and under them, to deepen, enlarge, and improve the said Harbour; to erect an additional Graving Dock or Graving Docks; to convert the present West or Tide Harbour into a Wet Dock; to erect an additional Wet Dock and Tide Harbour of such Dimensions as shall be found necessary for the Accommodation of the Shipping, on the Sea Beach to the Eastward of the present Wet Dock, and on the South Side of the Line of the new Street to be called *Dock Street*, laid down and delineated on the Map or Plan hereinafter mentioned, and not being farther East than *Carolina Port*; and to embank Ground between or on both Sides of the said additional Wet Dock and Tide Harbour to such an Extent as may be found necessary for receiving the Mud excavated in deepening the said Harbour, or for the Advantage otherwise of the said Public Works; but declaring that *Dock Street* shall be the North Boundary of the Works to be constructed by the said Trustees, and that no Part of the Ground or Space on the North of *Dock Street*, nor any Part of the Beach to the North of that Street, shall belong to the said Trustees; and also declaring that the said Trustees shall not be at liberty to make any Erections on the North Side of the said Street, nor do any other Thing whatsoever that may exclude any Person  
from

from free Access to the said Street from the Ground or Space on the North Side thereof.

XXXI. And whereas a Map or Plan of the said Harbour, describing the Situation of the intended new Wet Dock and Tide Harbour, and the Extension and Improvement of the said Harbour to the Eastward of the present Wet Dock, has been made out and signed by *Thomas Telford* and *James Jardine* Esquires, Civil Engineers; be it enacted, That the said Map or Plan shall be deposited with the Clerk of the Parliaments, and remain with him as a Record, and a Copy thereof shall be duly certified by him, and shall be deposited with and remain in the Custody of the Clerk of the Peace of the said County of *Forfar*; and all Persons shall at all reasonable Times have Liberty to peruse the same, and to make Copies thereof or Extracts from the same, paying to the said Clerk the Sum of One Shilling for every such Inspection; and which Map or Plan shall not be deviated from more than One hundred Yards: Provided always, that no such Deviation shall be made except upon the Sea Beach or towards the River, and that no Deviation shall be made to a greater Extent than Thirty Yards to the North of the Line of the new Street to be called *Dock Street*, as delineated on the said Map or Plan.

Plan to remain with the Clerk of the Peace.

Deviation therefrom limited.

XXXII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, to contract and agree with any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, for the Purchase of such Lands, Houses, Buildings, Tenements, or Heritages near or adjoining to the said Harbour, as may be required for the Enlargement or Improvement thereof, and also for the Recompence to be made by the said Trustees for any Damage which may be done to such Lands, Houses, Buildings, Tenements, or Heritages, by their Operations, or otherwise, in virtue of this Act.

Trustees may purchase Property required for Improvement of the Harbour.

XXXIII. And be it further enacted, That it shall and may be lawful for all Bodies Politic, Corporate, or Collegiate, Trustees, Heirs of Entail, Tutors or Curators for Infants, Furious or Fatuous Persons, Married Women, or any other Person or Persons whomsoever under any legal Disability and Incapacity whatsoever, who are or shall be seised, possessed of, or interested in any of the said Lands, Houses, Buildings, Tenements, and other Heritages, whether by Title held by Fee Simple or under Entail, or otherwise, to contract and agree for, sell, and convey to the said Trustees all or any such Lands, Houses, Buildings, Tenements, or other Heritages, or any Part thereof as may be required for the Purposes aforesaid; and all such Contracts, Agreements, Sales, and Conveyances shall be valid and effectual in Law to all Intents and Purposes, any Law, Statute, Usage, or any Matter or Thing to the contrary notwithstanding; and all Trustees, Heirs of Entail, Tutors or Curators, Corporations, Proprietors, Incumbrancers, and all other Persons aforesaid, are and shall be hereby indemnified for what they shall do by virtue and in pursuance of this Act.

Bodies Politic empowered to sell and convey.

Compensation to be made to Owners and Occupiers on the Sea-Shore.

XXXIV. And whereas the Owners and Occupiers respectively of the Grounds and Properties along the Shore on the North of the said Wet Dock and other Works may have Claims against the said Trustees for Compensation for Loss or Damages which may arise to them through the Effect of this Act, or the Operations by virtue thereof; be it therefore enacted, That it shall and may be lawful for the said Trustees to treat and agree with the said Owners and Occupiers for the Compensation to be made to them respectively for all such Loss and Damage; and in case the said Trustees, and such Owners or Occupiers, or any of them, shall not agree in regard to such Compensation, the same shall be fixed or assessed by a Jury to be impanelled by the Sheriff Depute or Substitute of the County of *Forfar*, on the Petition of either Party, in like Manner as is hereinafter provided with respect to the Compensation to be made to the Magistrates and Town Council of *Dundee*; for which Purposes the said Sheriff and Jury shall have the like Powers with respect to the Claims of the said Owners and Occupiers as are hereinafter conferred on the said Sheriff and Jury with respect to the Compensation to be made to the said Magistrates and Town Council.

Trustees to settle with Magistrates of *Dundee* as to Rates and Duties formerly leviable by them.

XXXV. And whereas before the passing of the said recited Acts the Magistrates and Town Council, on behalf of the Community of the Burgh of *Dundee*, had Right and were in use to levy certain Rates and Duties under the Names of Tonnage, Anchorage, and Beaconage Dues, Shore Silver, Dues of Plankage and Weighing of Coals, at the said Port or Harbour of *Dundee*: And whereas it was provided by the said recited Acts that the Rates and Dues authorized to be levied by the Commissioners under these Acts comprehended or included therein the Rates and Duties which were payable and leviable by virtue of the ancient Rights and Charters of the Burgh, and were granted without Prejudice to the former Rates and Duties, being exigible at the Determination of the Right to levy the Duties granted by the said recited Acts: And whereas it was also provided by the said recited Acts that nothing therein contained should extend or be construed to extend to take away, impeach, diminish, change, or affect the Rights, Dues, Duties, and Payments, Powers, Privileges, Jurisdictions, or Authorities, of the Magistrates and Town Council of *Dundee*, granted to them, on behalf of the Community of the said Burgh of *Dundee*, by King *Charles* the First, by Charter under the Great Seal bearing Date the Fourteenth Day of *September* One thousand six hundred and forty-one, or any other Rights, Dues, Duties, or Payments, Powers, Privileges, Jurisdictions, or Authorities, in any wise belonging to them, otherwise than as the same were by the said recited Acts expressly taken away, varied, altered, or restrained: And whereas it is expedient that the said ancient Rates and Duties should be comprehended in the Rates to be levied under this Act; be it therefore enacted, That it shall and may be lawful to and for the said Magistrates and Town Council of the Burgh of *Dundee*, or the Persons in the Management of the ordinary Affairs of the Burgh of *Dundee* *ad interim*, and to and for the said Trustees, to treat and agree for the absolute Purchase by the said Trustees of the said Rates and Duties formerly in use to be levied by the said Magistrates and Council; and in case the said Magistrates and Council or *interim* Managers

Managers respectively, and the said Trustees, cannot agree in regard to the Amount of Compensation or Value to be paid to the said Magistrates and Council, on behalf of the Community, for the said Rates and Duties, such Compensation or Value shall be fixed and determined in manner hereinafter provided: Provided always, that in case such ancient Rates and Duties shall not be purchased by the said Trustees as aforesaid within Two Years from and after the passing of this Act, then and in such Case all the Powers hereby granted for purchasing the same shall cease; and the said Magistrates and Council shall have the same Right themselves to levy the said Rates and Duties at the Determination of the Term of Twenty-one Years from and after the passing of the said first recited Act, but not sooner, as if this Act had never been passed; any thing herein contained, or to follow hereon, notwithstanding.

XXXVI. And whereas certain Ground between the East Quay of the present Wet Dock and the West Quay of the proposed new Dock has been saved by Embankment through the Operations of the Commissioners under the said recited Acts: And whereas the Magistrates and Council of *Dundee*, and the said Commissioners, claim Right respectively to the said Ground; be it enacted, That in case it shall be found by the Judgment of a Court of Law or otherwise that the said Ground is the Property of the said Magistrates and Council, it shall and may be lawful to and for the said Magistrates and Council, or the Managers for the Borough *ad interim*, and to and for the said Trustees, at any Time before the Expiration of Seven Years from the passing of this Act, to treat and agree for the Purchase from the said Magistrates and Council of the Whole of the said Ground, or such Part thereof as the said Trustees shall consider necessary for the Purposes of the Harbour; and if the said Parties cannot agree, then the Compensation shall be fixed in manner hereinafter mentioned: Provided always, that nothing herein contained shall extend or be construed to extend to confer any Right to the said Ground or any Part thereof upon the said Magistrates and Council, or any other Person or Persons, Body or Bodies, or to take away or infringe any Right at present vested in them or any of them, but the Rights shall remain in all respects the same as if this Act had never been passed.

Trustees to settle with the Magistrates of Dundee as to Grounds embanked by former Acts;

XXXVII. And whereas the said Magistrates and Council, on behalf of the Community of the Burgh of *Dundee*, claim Right to the Port and Harbour of *Dundee*, and whole Privileges and Pertinents thereof, with the Graving Dock constructed by virtue of the said recited Acts, and likewise the Sea Shore or Strand on which the Works authorized by this Act are to be constructed: And whereas it is expedient that the same should be vested in the said Trustees; be it enacted, That it shall and may be lawful to the said Magistrates and Council, or Managers *ad interim*, and they are hereby required, on Compensation in manner after mentioned, to convey and make over to the said Trustees under this Act all Right or Claim of Right which they have to or in the said Port and Harbour of *Dundee*, and Privileges and Pertinents thereof, from and including the Western Wharf of the present Tide Harbour on the West, to and including the Eastern Portion of the Works authorized by this Act, as delineated

and as to the Right to the Port and Harbour.

ated on a Map or Plan signed and deposited as hereinafter mentioned, on the East, including therein the Sea Shore or Strand, in so far as the Works authorized by this Act are to be constructed thereon, but no further, and the said Wet Dock already constructed by the said Commissioners, and also the ancient Piers and Jetties, and also the said Graving Dock; but saving and excepting the said Ground already made up adjacent to the said Wet Dock, in Terms of the Provisions hereinbefore expressed; and the said Magistrates and Council, or Managers *ad interim*, respectively, and the said Trustees, are hereby authorized and required to treat regarding the Compensation or Value to be paid to the said Magistrates and Council or Managers respectively on behalf of the Community of *Dundee*, for the Right or Claim of Right so to be transferred; and upon Payment of such Value or Compensation, or Satisfaction therefor, the said Magistrates and Council, or *interim* Managers, shall convey the said Rights and Claims of Right in manner before mentioned; and in case the Parties cannot agree, then such Compensation or Value shall be fixed and determined in manner hereinafter provided.

Trustees to compensate the Magistrates of Dundee for any Damage arising to them from this Act.

XXXVIII. And whereas the said Magistrates and Council, on behalf of the Community, may have other Claims against the said Trustees for Compensation for any Loss or Damage which may arise to them through the Effect of this Act, or the Operations by virtue thereof; be it enacted, That it shall and may be lawful for the said Magistrates and Council, or *interim* Managers, and to and for the said Trustees, to treat and agree for the Compensation to be made to them the said Magistrates and Council for all such Loss and Damage; and in case the said Parties shall not agree in regard to such Compensation, the same shall be fixed or assessed in manner hereinafter provided.

In case the Trustees and Magistrates do not agree, a Jury to be summoned to fix Compensation.

XXXIX. And be it further enacted, That in case the said Trustees, and the said Magistrates and Town Council, or *interim* Managers, or any other Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, cannot agree in regard to the Compensation to be made by the said Trustees to the said Magistrates and Town Council, or other Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, in Terms of this Act, it shall and may be lawful to and for the Sheriff Depute of the said County of *Forfar*, or his Substitute, and they are hereby authorized and required, upon Application from the said Trustees, or from the said Magistrates and Town Council, or *interim* Managers, or other Person or Persons, Body or Bodies Politic, Corporate, or Collegiate respectively, claiming Compensation, to make out a List of Thirty substantial and disinterested Persons resident within the said County, which Thirty Persons are hereby required to come and appear before the said Sheriff Depute, or his Substitute, at such Time and Place as in his Warrant or Warrants, Precept or Precepts, shall be directed and appointed; and then and there, out of the Number of Persons who shall so appear, the Sheriff Clerk of the said County, or his Deputy, shall, in Presence of the said Sheriff Depute or his Substitute, and of the Parties interested, or their Agents, if they attend (due Notice being given to them), draw out the Names of Fifteen of the same Persons, who shall form and be impan-



impannelled as a Jury, for the Purposes after mentioned; and the said Sheriff Depute or his Substitute is hereby also authorized to issue Warrants or Precepts for citing before him, at the same Time and Place, such Person or Persons as shall by either Party be thought necessary or proper to be examined on Oath as Witnesses before the Jury touching or concerning the Matters in question, or for the Recovery and Production of any Books, Papers, Deeds, or other Writings relating thereto, and shall and may authorize the Jury to view the Place or Places connected with the said Matters, as the said Sheriff Depute or his Substitute may think fit; and the said Jury, upon their Oath, to be administered by the said Sheriff Depute or his Substitute, shall inquire of and assess the Value or Compensation to be paid to the said Magistrates and Town Council, or such other Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, and the said Sheriff Depute or his Substitute shall pronounce and give Judgment or a Decree for such Amount; and the said Trustees shall be obliged to pay the Amount of any Sum or Sums of Money which shall be so assessed, to the said Magistrates and Town Council, or other Person or Persons, Body or Bodies Politic, Corporate, or Collegiate; and the Verdict to be returned by the Jury to be named as aforesaid, or authenticated by the Subscription of the several Persons comprising the same, or of a Majority of them, and the Judgment or Decree to be thereupon declared and pronounced by the said Sheriff Depute or his Substitute, shall be final, binding, and conclusive, to all Intents and Purposes, against and upon the said Trustees, and against and upon the said Magistrates and Town Council, and such Person or Persons, Body or Bodies Politic, Corporate, or Collegiate; and the said Verdict, and the Judgment of the said Sheriff Depute or his Substitute to follow on the same, shall be entered and kept among the Records of the Sheriff's Court of the said County, and the same, or true Copies or Extracts thereof, shall be deemed and taken as good and sufficient Evidence and Proof in any Court of Law and Equity whatsoever.

XL. And be it further enacted, That in case a Verdict shall be given for a larger Sum of Money as Compensation to the said Magistrates and Town Council, or other Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, than had been previously offered by or on behalf of the said Trustees, then and in such Case all the reasonable Costs and Expences of impannelling, summoning, and returning such Jury, and taking such Verdict, shall be settled by the said Sheriff, and be defrayed by the said Trustees; but if any Verdict shall be given for the same or a less Sum than had been previously offered by or on behalf of the said Trustees, then and in such Case the Costs and Expences of impannelling, summoning, and returning such Jury and taking such Verdict shall be settled in like Manner by the said Sheriff so impannelling, summoning, and returning such Jury and taking such Verdict, and be borne and paid in the Manner following; (that is to say,) one Moiety or Half Part of the said Costs and Expences shall be borne and paid by the said Trustees, and the other Moiety or Half Part thereof by the said Magistrates and Town Council, or other Person or Persons, Body or Bodies Politic, Corporate, or Collegiate respectively.

Expences of  
Jury how to  
be paid.

[*Local.*]

34 U

XLI. And

Expences of  
Deeds by the  
Magistrates  
to be paid  
by Trustees.

XLI. And be it enacted, That all the Expences of the Deeds and other Writings necessary for making such Conveyances and Transferences by the said Magistrates and Town Council or *interim* Managers to the said Trustees effectual shall be paid by the said Trustees out of the Monies to be raised by virtue of this Act.

Application  
of Purchase  
Monies, if  
amounting  
to 200*l.*

XLII. And be it further enacted, That if any Money shall be contracted or agreed to be paid for any Lands, Houses, Buildings, Tenements, or other Heritages to be purchased by the said Trustees by virtue of the Powers contained in this Act for the Purposes thereof, which are held under Entail, or are subject to Liferents, Annuities, or other Incumbrances, or shall belong to any Corporation having no Power voluntarily to dispose of the same, Married Woman, Infant, Lunatic, or Person or Persons under any legal Disability or Incapacity, such Money shall, in case the same amount to the Sum of Two hundred Pounds, under the Direction and by the Authority of the Court of Session, be with all convenient Speed paid into the Bank of *Scotland*, or Royal Bank of *Scotland*, or Bank of the *British* Linen Company; to the Intent that such Money shall be applied, 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 Manner by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Houses, Buildings, Tenements, or Heritages, in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrances, or Parts thereof, as the Court shall authorize to be paid, affecting the same Lands, Houses, Buildings, Tenements, or Heritages, or affecting other Lands, Houses, Buildings, Tenements, or Heritages standing settled therewith to the same or 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 Lands, Tenements, or Heritages, 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 Lands, Houses, Buildings, Tenements, or Heritages which shall be so purchased 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 till such Purchase shall be made, the Interest or annual Produce of such Money 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 Lands, Tenements, and Heritages so hereby directed to be purchased, in case such Purchase or Settlement were made.

If less than  
200*l.* and  
above 20*l.*

XLIII. Provided always, and be it further enacted, That if any Money so contracted or agreed to be paid as aforesaid, and belonging to any Corporation having no Power voluntarily to dispose of the same, or to any Person 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 Lands, Houses, Buildings, Tenements, or Heritages

Heritages so purchased as aforesaid, or of his, her, or their Tutors or Curators, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, under the like Direction and Authority, be paid into either of the said Banks, to be placed to his or their 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 Two or more of the said Trustees, 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 Interest arising thereon, may be applied in the Manner before directed, as far as the Case may be applicable.

XLIV. Provided also, and be it further enacted, That where such Money so contracted or agreed to be paid as last 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 Lands, Houses, Buildings, Tenements, or Heritages, in such Manner as the said Trustees or any Two or more of them shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Tutors and Curators, to and for the Use and Benefit of such Person or Persons so entitled respectively. If under 20l.

XLV. Provided always, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any such Lands, Houses, Buildings, Tenements, or Heritages as aforesaid, the Purchase Money for the same shall be required to be paid into the said Banks, and to be applied in the Purchase of other Lands, Tenements, or Heritages to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct. Court of Session may order Expences of Purchases to be paid by Trustees.

XLVI. And whereas by the before-recited Acts the Commissioners acting under the same were authorized to agree with the Magistrates and Town Council of *Dundee* for the Use and Occupancy of the East Wing of the Public Warehouses belonging to the Common Good of the Burgh, and also the Building Yards at the West End of the Harbour occupied by *James Stewart* and *James Kewan*, Ship Carpenters; be it further enacted, That nothing herein contained shall affect or alter, or be so construed as to affect or alter, any Agreement or Agreements entered into between the said Commissioners and the said Magistrates and Town Council, or any other Person or Persons, relative to the said Premises, in Terms of the Authority given by the before-recited Acts, but the same shall remain in full Force and Effect in the same Manner as if the said recited Acts had not been hereby repealed; and the Conditions and Provisions of such Agreement This Act not to affect Agreement with Magistrates of Dundee as to Building Yards.

ment or Agreements shall be equally binding on the Trustees of this Act as they would have been on the Commissioners acting under the said recited Acts.

Trustees  
may enter  
into Con-  
tracts for  
Works, &c.

XLVII. And be it further enacted, That the said Trustees shall and they are hereby authorized and required, from Time to Time as Occasion shall be, to make Bargains for Materials to be furnished for the Works, and, when it shall appear to be proper, to enter into Contracts in Writing with and give Directions to proper Artificers, Handicraftsmen, and other Workmen, for the Performance and due Execution of the Works which shall from Time to Time be directed by the said Trustees to be done and performed by virtue and in pursuance of this Act, every such Contract in Writing specifying the several Works to be done, the Prices to be paid for the same, and the Time or Times when or within which the said Works are to be completed, and the Forfeitures or Penalties to be borne or suffered for the Non-performance thereof; and, previous to every such Contract being entered into by the said Trustees, the several Works to be done, and the Manner and Time in which they are to be completed, in so far as they can be conveniently specified, shall be advertised Once a Week in some *Dundee* Newspaper, if any such there be, Four several Times; and in all Cases where any pecuniary Penalties shall be recovered of and from any Contractor or Contractors, the same shall be paid to the Treasurer of the said Trustees, and be applied to the Purposes of this Act, and to no other Use or Purpose whatever.

Trustees  
may erect  
Sheds, &c.

XLVIII. And be it further enacted, That the said Trustees shall be and they are hereby authorized and empowered, in addition to the Sheds already erected, to erect and construct upon the said Harbour such and so many Sheds, for the Reception, Deposition, and Protection of the Goods, Wares, or Merchandize loading or unloading at the said Quays, and also such and so many Storehouses, Lofts for Sails and other Rigging, and other Erections for the Accommodation of the Trade, as may from Time to Time appear to them necessary and expedient, and to remove the same when deemed proper, and erect and construct others in their Stead, as also to erect such and as many Cranes and Weighing Machines upon the said Quays and Grounds adjacent as may appear to be requisite for the loading, unloading, and weighing of such Goods, Wares, and Merchandize.

Power to  
levy Duties.

XLIX. And be it enacted, That from and after the passing of this Act it shall and may be lawful to and for the said Trustees, and to and for such Person or Persons as they shall from Time to Time authorize and appoint, to demand, levy, collect, receive, and take, of and from the Owners and Proprietors of all Goods, Merchandize, Wares, or Commodities whatever which shall be imported into or exported from the said Harbour of *Dundee* or Precincts thereof, in any Ship, Vessel, Bark, Boat, or Lighter, the Rates and Duties specified in the Schedule or Table (A.) annexed to this Act, and from the Owner of every Ship, Vessel, Bark, Boat, or Lighter coming into or going out of the said Harbour and Precincts thereof, or from the Agents or Managers of such Owners, the Rates and Duties specified in the Schedule or Table (B.) annexed to this Act; but providing always, that

the Owners and Proprietors of all Lime and Coal imported or exported in any Ship, Vessel, Bark, Boat, or Lighter, at those Places which are situate within the Precincts of the said Harbour to the Eastward of the *Roodyards* and the Westward of the *Magdalen Yard*, and at all Places at a greater Distance from the said Harbour than the *Roodyards* and *Magdalen Yard*, shall be liable to pay, and the said Trustees shall be entitled to levy from them, for or on account of such Lime and Coal, One Half only of the Rates and Duties specified in the said Schedules or Tables (A.) and (B.); and in case the Rates and Duties mentioned in the said Schedules (A.) and (B.), together with the Graving Dock Dues, Shed Dues, and Crane Dues leviable by the Trustees as hereinafter mentioned, and annual Rents and Feu Duties of Property belonging to the Trustees, shall be found to produce a free annual Revenue more than sufficient, after appropriating a Sum for a Sinking Fund, as hereinafter provided, and paying the Collectors, Treasurers, and Clerks, Berthing Masters, and other Officers employed by the said Trustees, and in general the ordinary Expences of managing the said Harbour and Revenues thereof under this Act, to pay the Interest on the Money borrowed, and due and owing at the Time, under this Act, and such Sums as shall be payable to the said Magistrates and Council, or *interim* Managers, in Terms of this Act, it shall be lawful for the said Trustees, and they are hereby required, to lessen the said Rates and Duties in the said Schedules (A.) and (B.) to an Extent adequate to produce as nearly as practicable a Revenue sufficient for Payment of the Interest on the Money borrowed under this Act, after appropriating a Sum for a Sinking Fund, and making the other Payments aforesaid: Provided always, that it shall not be lawful for the said Trustees to lessen the said Rates and Duties, or any of them, without the Consent of the said Magistrates and Council, or *interim* Managers, until the Sums payable to them in Name of Compensation or otherwise, in virtue of this Act, shall be fixed and determined, and also paid or secured to their Satisfaction, and until the Debts due and owing by the Commissioners under the said recited Acts, in so far as the Corporation of *Dundee* is bound for the same, shall be paid and discharged, without Prejudice to the said Rates and Duties being again raised or diminished, if Necessity requires it, the Increase or Diminution of the said Rates being always made to operate on all Articles proportionally; but so that the Rates and Duties to be levied, shall never exceed those specified in the said Schedules.

L. Provided always, and be it enacted, That nothing in this Act shall extend or be construed to extend to any Ship or other Vessel belonging to or employed in the Service of His Majesty, His Heirs and Successors, or in the Service or Employ of the Ordnance, Customs, Excise, or Post Office, coming into or using the said Harbour and Precincts.

Ships in the Service of His Majesty, &c. to be exempted.

LI. Provided also, and be it enacted, That no Ship, Bark, Boat, or Lighter, to whomsoever belonging, for which the Tonnage Duty exigible by this Act shall have been once paid, shall be liable to or obliged to pay the same, in case of such Vessel being put back and returning into the Harbour or Precincts thereof during the Voyage

Duties to be paid but once for a Voyage.

[Local.]

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for

for which the Tonnage Duty was paid; nor shall any Vessel be liable to pay any of the Duties by this Act imposed which is obliged by Stress of Weather alone to put into the said Harbour.

Power reserved to His Majesty and Lords of the Treasury to reduce Duties on Foreign Ships and Goods.

LII. Provided always, and be it further enacted, That it shall and may be lawful to and for His Majesty, in and by an Order in Council, or to and for the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, from Time to Time and at all Times when and so often as He or they shall deem fit so to do, in and by His or their Order in Writing, to reduce the Duties hereby made payable on all or on such or so many of the Foreign Ships or Vessels, and on all or on such or so many of the Goods and Merchandizes imported or exported in Foreign Bottoms, as He or they in their Judgment shall deem expedient, to the same and like Duties as are hereby and hereafter shall, in pursuance of the Powers herein contained, be made payable in respect of the *British* Ships or Vessels, or the Goods and Merchandizes imported or exported in or by them.

Masters of British Vessels to produce Registers, or allow them to be measured.

6 G.4. c.110.

LIII. And be it further enacted; That the Masters and Owners of all *British* Ships, Vessels, Barks, Boats, and Lighters trading to and from the said Harbour and Precincts, and liable to the Payment of the Rates and Duties by this Act imposed, shall be and they are hereby required to produce to the said Trustees, or to the Collector or Collectors appointed as aforesaid, the Registers of their respective Ships, Vessels, Barks, Boats, or Lighters, in order to ascertain the Tonnage thereof; or otherwise they shall permit and suffer the said Ships, Vessels, Barks, Boats, or Lighters to be measured by the said Trustees, or by such Person or Persons as they shall from Time to Time appoint for that Purpose, such Measurement to be made according to the Directions of an Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act for the registering of British Vessels*; and the said Owners and Masters shall pay the Rates and Duties according to such Register or Measurement, besides the Expence of the Measurement; and every Owner or Master aforesaid who shall refuse to produce the Register of his or their Ship, Vessel, Bark, Boat, or Lighter, or to allow the same to be measured as aforesaid, shall for every such Offence forfeit and pay to the said Trustees a Sum, at their Discretion, not exceeding Five Pounds Sterling.

Power to measure Foreign Ships.

LIV. And be it further enacted, That the Trustees shall have Power to measure in manner by this Act directed all Foreign Ships and Vessels; and the Owners and Masters shall pay the Expence of the Measurement, besides the Rates and Duties in which they are liable by this Act.

Power to demand Register and recover Rates.

LV. And be it enacted, That it shall and may be lawful to and for the said Trustees, and to and for such Person or Persons as shall be authorized by them for that Purpose, to go on board any Ship, Vessel, Bark, Boat, or Lighter, and to demand to see the Register thereof, and take the Dimension of such Ship, Vessel, Bark, Boat, or Lighter, and to demand, collect, and receive from the Owner, Master, or other Person having the Charge of such Ship, Vessel, Bark,

Bark, Boat, or Lighter, the Rates and Duties by this Act imposed and made payable; and in case of Delay or Refusal of Payment of such Rates and Duties, either on the Voyage Inwards or Outwards, to seize, take, and detain any of the Goods, Merchandize, Tackle, Furniture, or Apparel of or belonging to any such Ship, Vessel, Bark, Boat, or Lighter, and to keep and detain the same until the said Rates and Duties are paid; and in case of Neglect or Delay in such Payment for the Space of Three Days after such seizing, taking, and detaining as aforesaid, it shall and may be lawful to and for the said Trustees, and to and for such Person or Persons authorized by them as aforesaid, to cause the same to be appraised by Two or more sufficient Persons, and afterwards to sell and dispose of the Goods or other Effects taken or appraised, and therewith to satisfy the Rates and Duties so neglected or delayed to be paid; together with the Charge of such seizing, taking, detaining, and selling (as the same shall be ascertained by the Sellers upon Oath), rendering to the Master or Owner of such Ship, Bark, Boat, Lighter, or other Vessel, or to the Owner of such Goods, the Overplus (if any be), on Demand.

LVI. And be it further enacted, That it shall and may be lawful for the Collector or other proper Officer of His Majesty's Customs, and he or they is and are hereby authorized, (with the Permission of the Commissioners of Customs,) to refuse to receive any Entry, or give or make any Cocquet or other Discharge or Clearance, or take any Report Inwards or Outwards, for any Ship or other Vessel whatever subject and liable to the Payment of the Rates and Duties imposed by this Act, until the said Rates and Duties shall be paid to the Collector or Collectors appointed to receive the same, and until a Receipt under the Hand of the said Collector for the said Rates and Duties shall be produced to the said Collector or other proper Officer of His Majesty's Customs, or a Certificate under the Hand of the Clerk to the Trustees, that the Sum demanded on that Account has been consigned and lodged in his Hands, with sufficient Security for the Payment of all Damages, Costs, and Expences which the Collector of the said Rates and Duties may sustain or incur by reason of the Delay or Refusal of Payment, according as the same shall be ascertained and determined by any One or more of His Majesty's Justices of the Peace in and for the County of *Forfar*, such Justice of the Peace not being a Trustee under this Act; but provided always, that in case it shall be found by the said Justice or Justices, after hearing both Parties, that the Collector of the said Rates and Duties has made a higher Demand than is authorized by this Act, such Collector shall be liable and decreed to pay the Party complaining such a Sum in Name of Damages, not exceeding Five Pounds Sterling, as shall be judged adequate by the said Justice or Justices, who are hereby authorized and empowered to hear and decide upon all such Questions and Disputes as shall be brought before them relative to such Matters, in a summary Manner.

Vessels not to be cleared till Duties are paid, or the Amount consigned;

and if Sum demanded be higher than authorized by this Act, Damages may be recovered.

LVII. And be it further enacted, That if any Master, or any Owner, Factor, or Consignee, of any Ship, Vessel, Bark, Boat, or Lighter, or any Owner, Factor, or Consignee of any Goods, Wares, or Mer-

chandise, Penalty on evading Duties.

chandize, liable in Payment of any of the Rates or Duties by this Act imposed, shall at any Time wilfully elude or evade the Payment of the said Rates and Duties by any Means whatsoever, every such Master or other Person as aforesaid shall for every such Offence forfeit to the said Trustees a Sum not exceeding Five Pounds Sterling, over and above the Payment of the said Rates and Duties.

Application  
of Duties.

LVIII. And be it further enacted, That the whole of the Rates and Duties and other Monies levied or received under the Authority of this Act shall be applied by the said Trustees in manner following; *videlicet*, in the first place, towards Payment of the Expence of the Plans and the other Expences connected with the preparing, procuring, and passing of this Act; in the second place, towards Payment of the annual Interest of the Monies already borrowed and due and owing by the Commissioners under the before-recited Acts hereby repealed, and to be afterwards borrowed under the Authority of this Act, for the Purposes thereof, on the Credit of the aforesaid Rates and Duties, in manner hereinafter mentioned, and such Sums shall be payable to the said Magistrates and Council, or *interim* Managers, in the Name of Compensation or otherwise in virtue of this Act; in the third place, towards the Formation of a Sinking Fund, to be established by laying aside annually out of the said Rates and Duties such a Sum as shall be equivalent to Two and a Half *per Centum* of the Monies already borrowed, or to be hereafter borrowed in virtue of this Act, for the Purposes thereof, and which Sinking Fund shall be applied to the gradual Extinction of the aforesaid Sums of Money borrowed or to be borrowed; in the fourth place, to the keeping and maintaining in good Order and sufficient Repair the Wet Dock, Graving Dock, Piers, Quays, Jetties, and other Works of the said Harbour, so far as the same shall have been already made and shall be retained, and towards Payment of the Expence of Management incident to the Execution of this Act, including the Salaries to the Collectors, Clerks, Treasurers, Berthing Masters, Superintendents of Works, and other Officers and Servants to be appointed as aforesaid; and, lastly, towards the Expence of enlarging, improving, and deepening the aforesaid Harbour and other Works connected therewith, and of carrying through and finishing the other Improvements to be executed by the Trustees under this Act, in virtue of the Powers hereby committed to them, and of keeping and maintaining in good Order and sufficient Repair, and paving, watching, and lighting, the Docks, Piers, Quays, and Jetties already built, in so far as they shall be retained, and such other Docks, Piers, Quays, Jetties, and other Works in and about the aforesaid Harbour of *Dundee*, as shall be hereafter constructed by the Trustees under this Act, and to no other Purpose whatever.

Power to  
levy Dues  
for Use of  
Cranes,  
Sheds, and  
Weighing  
Machines.

LIX. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, to levy, for the Use of the Cranes, Export Sheds, and Weighing Machines erected or to be erected at the said Harbour for the Accommodation of the Trade of the Port, such Dues as the said Trustees under this Act shall from Time to Time fix to be just and reasonable,  
and



and to make such Regulations regarding the Use of the same as they shall deem expedient.

LX. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, at any Time when they shall deem it expedient, to expose the said Rates and Duties in Schedules (A.) and (B.), at such fair and reasonable Upset Prices as they shall fix and determine, to be let to the highest Bidder, at public Sale or Auction, advertised by Handbills circulated through the Town of *Dundee*, and in some Newspaper, if any such there be, printed or circulated in the said Borough, Four several Times, Twenty-eight Days at least before the Roup or Auction, and that for any Space or Time not exceeding Three Years.

Power to let Duties on Lease for any Time not exceeding Three Years.

LXI. And whereas while there shall be only One Graving Dock at the Port of *Dundee* it might be prejudicial to the Shipping Interest of the Port were the said Graving Dock to be let for a Length of Time to One Tenant; be it therefore enacted, That Berths for Vessels in the said Graving Dock shall be let from Time to Time at such Dock Dues or Rent as the Trustees under this Act shall from Time to Time fix to be just and reasonable, by the Day, Week, or Month, and that in manner following; that is to say, any Person or Persons having Occasion for the said Dock, for the Repair of any Vessel, shall apply by Writing to the Graving Dock Master or other Person who shall be employed by the Trustees for that Purpose, and who shall enter in a Book to be kept for that Purpose the Name of the Vessel to be put into Dock; and the Person or Persons so applying for the Use of the said Dock shall be preferred for the Vessel entered by him or them according to the Priority of their Applications; but in the event of the Trustees erecting an additional Graving Dock or Graving Docks in the said Harbour, it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, at any Time when they shall deem it expedient, to let on Lease the said Graving Docks or any of them at such fair and reasonable Upset Prices as they shall fix and determine, to be let to the highest Bidder at public Sale or Auction, advertised by Handbills circulated through the Town of *Dundee*, and in some Newspaper, if any such there be, printed and circulated within the said Borough, Four several Times, Twenty-eight Days at least before the said Roup or Auction, and that for any Time or Space not exceeding Three Years.

Regulations as to letting the Graving Docks.

LXII. And whereas it may be necessary for the said Trustees to raise Money on the Credit of the Rates and Duties by this Act directed and authorized to be raised and levied for the Purposes of this Act, and for paying off and discharging the Debts contracted upon the said Harbour; be it further enacted, That it shall be lawful for the said Trustees of the said Harbour for the Time being, or a Quorum of them, and they are hereby empowered, when they shall judge it necessary, to borrow and take up from Time to Time at Interest, any Sum or Sums of Money, not exceeding at any One Time One hundred and eighty thousand Pounds in the whole, on the Credit of the said Rates and Duties and Rents and other Revenue of the

Power to borrow Money on Credit of the Rates.

[Local.]

34 Y

said

said Harbour, and to grant, assign, and set over the several Rates and Tonnage and other Duties granted by this Act to any Person or Persons whomsoever who shall be willing to advance and lend Money thereon, for securing Repayment of the same, with Interest respectively: Provided always, that it shall be in the Power of the said Trustees, as often as any Part of the Debt so contracted as aforesaid shall be repaid to the Creditor or Creditors having Right thereto and demanding the same, to borrow, over and besides the said One hundred and eighty thousand Pounds Sterling, such Sum or Sums as may be necessary to replace the said Sum or Sums so repaid, but so that the total Sum borrowed and owing shall at no one Time exceed the said Sum of One hundred and eighty thousand Pounds Sterling; all which said Assignments to the Persons lending Money as aforesaid shall be made and granted under the Hands of the said Trustees, or any Nine or more of them, in Form or to the Effect following; that is to say,

Money borrowed not to exceed 180,000*l.* at one Time.

Form of Assignment.

‘ BY virtue of an Act of Parliament made in the Year of  
 ‘ the Reign of King George the Fourth, intituled [*here set forth*  
 ‘ *the Title of this Act*], we  
 ‘ of the Trustees of the said Harbour, in consideration of  
 ‘ the Sum of advanced and paid by  
 ‘ do hereby sell, assign, and make over to the said  
 ‘ his (*or her*) Heirs, Executors, Administrators, and Assigns, the  
 ‘ aforesaid Harbours, Docks, and other Works erected pursuant  
 ‘ thereto, and all and sundry the Rates and Duties payable to us  
 ‘ in virtue of the said Act of Parliament; and all our Right,  
 ‘ Title, and Interest of, in, and to the same, to be held by the said  
 ‘ and his (*or her*) aforesaid,  
 ‘ until the said Sum of  
 ‘ with the legal Interest thereof, shall be fully satisfied and paid.  
 ‘ In witness whereof we have subscribed these Presents, written  
 ‘ by at the Day of  
 ‘ before these Witnesses,

No Preference to be allowed from Priority of Date.

And all Persons to whom such Assignments shall be made shall be equally entitled one with the other to their Proportion of the said Rates and Duties, according to their respective Sums in such Assignments mentioned to be advanced, without any Preference by reason of Priority of any such Assignments, or on any other Account; and a Copy of every such Assignment shall within Twenty-one Days from the Date thereof be entered in a Book to be kept by the Clerk to the said Trustees, which Book shall and may be perused at all seasonable Times by any of the Trustees or Creditors of the said Harbour, Docks, and others, and any other Persons interested therein, without Fee or Reward; and the Person or Persons to whom any such Assignment shall be made as aforesaid, or who shall be entitled to the Money due thereon, shall and may from Time to Time transfer his, her, or their Right or Interest therein to any Person or Persons, by a Writing under his or their Hands, in the Form or to the Effect following:

Form of Transfer.

‘ I of in consideration of the  
 ‘ Sum of paid by C. D. of  
 ‘ do hereby transfer the Assignment made by the Trustees of the  
 ‘ Harbour



any other Part of the said Harbour or Docks, from its Berth or Lying Place at which such Vessel respectively may happen to be moored or lying at the Time, to any other Berth or Lying Place in the said Harbour; and in case the Master or other Person having the Charge of such Ship, Vessel, Bark, Lighter, or Boat shall neglect or refuse to remove or cause to be removed, upon being required to do so by the said Trustees, or such Person or Persons as they shall authorize as aforesaid, as soon after such Requisition as the State of the Tide will permit, such Ship, Vessel, Bark, Boat, or Lighter, from her said Berth or Mooring Place to such other Berth or Mooring Place as shall have been appointed as aforesaid, then and in that Case the said Trustees, or any Person authorized by them as aforesaid, shall be and hereby are empowered immediately on such Refusal or Neglect to remove or cause to be removed such Ship, Vessel, Bark, Lighter, or Boat from its then Berth or Mooring Place to such other Berth or Mooring Place as the said Trustees or the Person or Persons authorized by them shall judge proper; and the Master, Owner, or Consignee of such Ship, Vessel, Lighter, Bark, or Boat, so removed, shall be obliged to pay to the said Trustees all the Costs and Charges that shall have been reasonably incurred and expended in accomplishing such Removal; and every Master or other Person having or being in the Command or Charge of any such Vessel, or any other Person or Persons, who shall obstruct or hinder the Removal as aforesaid, shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds Sterling, to the said Trustees or any Person appointed by them.

No Combustible to be allowed to remain on the Quays or in Vessels.

LXVI. And be it further enacted, That no Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Spirituous Liquors, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood, or other Combustibles, shall be suffered to remain on the Quays and Piers aforesaid already constructed or to be constructed within the said Harbour of *Dundee*, or any Part thereof, or upon the Deck of any Ship or Vessel lying therein, after being passed by the Officers of the Customs; and in case such Goods and Articles of Trade cannot be removed from such Place or Places by Daylight, then and in every such Case the Owners of such Goods or Articles aforesaid shall be obliged, as they are hereby required, to set and maintain, at their own Expence, a sufficient Number of sober and careful Persons to guard and watch the same, for so many Hours, according to the Season of the Year, as the said Trustees, or the Berthing Master or Berthing Masters, or other Person or Persons authorized by them as aforesaid, shall direct; and in case the Owner or Owners of such Goods or other Articles above mentioned, or the Master or Masters of such Ships, Barks, or other Vessels, shall not obey the Directions so given, it shall be in the Power of the Trustees, or the said Person or Persons authorized by them as aforesaid, to cause the same to be removed or watched at the Owner's Expence; and every such Owner or Owners, Master or Masters, shall for every such Default forfeit and pay a Sum not exceeding Five Pounds, besides the said Expence, and any Damage occasioned by their not removing or watching the said Goods or Combustibles as aforesaid.

LXVII. And be it further enacted, That no Gunpowder shall be suffered to be or remain on board any Ship or Vessel, except Ships or Vessels in the Service of His Majesty's Government, for any longer Time than Six Hours after the Arrival of such Ship or Vessel in the Harbour of *Dundee*, upon pain that every Master and Owner of such Ship or Vessel shall forfeit for every such Offence the Sum of Five Pounds Sterling, besides the Damage occasioned by his Default; and in case any Ship or Vessel in which any Gunpowder shall happen to be shall arrive in the said Harbour on a *Sunday*, or any Custom House Holiday, it shall be lawful for the Master or Commander of any such Ship or Vessel to land the same, without a Sufferance or Leave from the Officers of His Majesty's Customs at the Port of *Dundee* for so doing, provided the same be done in the Presence of a Tide Surveyor or Coast Waiter.

Gunpowder not to remain in Vessels more than Six Hours.

LXVIII. And be it further enacted, That from and after the passing of this Act it shall not be lawful for any Person or Persons to throw or empty any Ballast, Dirt, Ashes, Rubbish, Shingle, Stones, or any other Thing into the said Harbour or Docks or Entrances thereto, already erected, or that shall be erected under this Act, or to dig or take away any Ballast, Shingle, Stones, or other Thing from within the same, without Leave of the Trustees in Writing, under a Penalty not exceeding Twenty Pounds Sterling for every such Offence, over and above the Expence of repairing the Damages; and if any Person or Persons shall cast out or deposit any Ballast out of any Ship or Vessel upon any of the Quays, Piers, or Breasts, or in any other Place in or about the said Harbour, such Person or Persons shall be obliged immediately to cause the same to be carried off, on pain of forfeiting for every such Offence a Sum not exceeding Five Pounds Sterling, over and above the Expence of removing the same.

Ballast, &c. not to be thrown into the Harbour.

LXIX. And be it further enacted, That if any Person or Persons shall, after the passing of this Act, maliciously or wantonly demolish, break down, destroy, or set on fire any of the Jetties, Piers, Quays, or other Works constructed or to be constructed in or belonging to the said Harbour of *Dundee*, every such Person or Persons so offending shall be judged guilty of Felony, and the Court or Courts by or before whom such Person or Persons shall be indicted and tried shall be and hereby are empowered to cause such Felon or Felons to be transported for such a Term and in the same Manner as other Felons are directed to be transported by the Statutes of the Realm.

Penalty on destroying Works.

LXX. And be it enacted, That if any Person or Persons whomsoever shall at any Time or Times obstruct, hinder, or molest the Engineers, Berthing Masters, Superintendents, Labourers, or other Person or Persons whomsoever who is and shall be employed or acting in performance or execution of their Duty under this Act, or in the Works to be done or carried on in pursuance thereof, or in any other Matter relating thereto, every such Person so offending shall forfeit any Sum not exceeding Twenty Pounds, and for the second Offence any Sum

Penalty on obstructing the Works.

[*Local.*]

34 Z

not

not exceeding Thirty Pounds Sterling, and for the third and every other Offence any Sum not exceeding Fifty Pounds Sterling.

Recovery of Penalties.

LXXI. And be it further enacted, That it shall and may be lawful to and for the said Trustees to prosecute for and recover the several Fines, Penalties, Forfeitures, Damages, and Costs of Suit by this Act imposed, by Action or Complaint, within Six Months after the Offence is committed, before any One or more Justices of the Peace for the County of *Forfar*, not being Trustees under this Act; and such Justice or Justices shall proceed to the Trial of such Offence in a summary Way, and upon Conviction of the Offenders, by their own Confession, or by the Oath of One or more credible Witnesses, shall award and give Orders, Judgment, and Decrees, as to them shall seem most agreeable to the true Intent and Meaning of this Act; and in default of Payment of the several Fines, Penalties, Forfeitures, Damages, and Costs of Suit awarded, the Person or Persons shall and may be committed to the Gaol or House of Correction nearest to the Place where the Offender or Offenders shall be tried, there to be detained for such Time as the said Justice or Justices shall direct, not exceeding Three Months; and the whole Fines, Penalties, and Forfeitures aforesaid received, after Deduction of the necessary Charges of recovering the same, shall be applied towards the building, erecting, and maintaining of the Works of the said Harbour, and to no other Use or Purpose whatever: Provided always, that it shall and may be lawful to and for the said Justice or Justices aforesaid, by whom such Judgment, Sentence, or Determination shall be given, to mitigate or lessen any of the Penalties aforesaid, as he or they shall think fit; and every such Mitigation shall be a sufficient Discharge to the Person or Persons offending for so much of the said Penalties and Forfeitures as shall be mitigated or remitted.

Penalties may be mitigated.

Appeal.

LXXII. Provided always, and be it enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Decision, Warrant, or Order of any Justice or Justices of the Peace in the Execution of this Act, or by any By Law or Regulation made by the Trustees under this Act, in pursuance thereof, it shall be competent for such Person or Persons to apply for Redress by way of Appeal to the Justices at the next Quarter Sessions of the Peace for the County of *Forfar*; providing that such Appeals or Applications for Redress shall be entered within Eight Days after the Decision of the said Justice or Justices shall have been given, and Security for the Payment of the Costs and Issue of Suit being given by the Party appealing or applying for Redress; and the said Justices, in their Quarter Sessions, shall in all Cases proceed and determine summarily; and their Decision shall be final, and not subject to Review of any superior Court, by Suspension, Advocation, or Reduction.

For apprehending transient Offenders.

LXXIII. And whereas Persons guilty of Offences against this Act may be transient Persons, unknown to the Berthing Masters, Collectors of Duties, and other Officers or Persons acting under the Authority of this

this Act; be it further enacted, That it shall and may be lawful to and for the said Berthing Masters, Collectors of Duties, and other Officers respectively, to seize and detain any such unknown Person or Persons guilty of any Offence against this Act, and to convey him, her, or them before any One or more of the Justices of the Peace for the said County of *Forfar*, without any other Warrant than this Act for so doing; and such Justice or Justices of the Peace respectively is and are hereby empowered and directed to proceed immediately to the Conviction or Acquittal of such Offender or Offenders in a summary Way.

LXXIV: And be it further enacted, That no Person or Persons shall be deemed incompetent to give Evidence, in any Cases and Matters which shall be heard and determined relative to this Act, by reason only or on account of such Person or Persons being Trustees, or acting under the Appointment of the said Trustees.

Trustees or  
Officers not  
incompetent  
Witnesses.

LXXV. And be it further enacted, That no Suit or Action shall be commenced against the said Trustees, or any Person or Persons employed by them in the Execution of this Act, for any thing done in pursuance thereof, after Six Calendar Months after the Fact committed or Cause of Action occurred for which such Suit or Action shall be brought; and the Defender or Defenders in such Suit or Action may produce and plead this Act in Justification; and if it shall appear that he, she, or they have acted agreeably thereto, they shall be assoilzied or acquitted, and Treble Costs shall be awarded to be paid to them by the Prosecutor or Prosecutors of such Suit or Action.

Limitation of  
Actions.

LXXVI. And be it further enacted, That in all Cases where any Person or Persons, or Party or Parties, have to serve any Notice or Notices upon the said Trustees, or any Citation or Summonses, or other legal Proceedings, the Service upon the Clerk, Treasurer, or any other Officer of the said Trustees for the Time being personally, or at his Abode or Place of Business, shall be deemed good and sufficient Service of the same on the said Trustees.

Notices on  
Trustees  
how to be  
served.

LXXVII. And be it further enacted, That it shall and may be lawful to and for the said Trustees, at any Time or Times, to make, ordain, and establish such Orders, Rules, and Bye Laws, for the deepening, cleaning, and keeping in repair the said Harbour of *Dundee*; for the managing of the Piers, Quays, Jetties, and Docks, and other Works erected or to be erected on the said Harbour; and for accomplishing the other Purposes of this Act; and from Time to Time, as Occasion shall require, to repeal, amend, or alter such Rules, Orders, and Bye Laws, in such Way as shall appear most proper, according to the Spirit of this Act; and to fix and declare reasonable pecuniary Penalties, not exceeding Twenty Pounds Sterling, for each Default in Observance or Breach of the said Regulations and Bye Laws, or any of them, to be recovered and applied in the same Way as Penalties imposed by this Act are ordered to be recovered and applied: Provided always, that such Rules, Regulations, and Bye Laws shall not be repugnant to the Laws in that Part of the United Kingdom of *Great Britain* and *Ireland*

Power to  
make Bye  
Laws.

*Ireland called Scotland*, or to any thing in this Act contained; and the said Orders and Bye Laws shall be printed and distributed, and Copies thereof painted on Boards affixed on Two or more of the most conspicuous Places at and near the Harbour; and which Boards shall from Time to Time be renewed by the said Trustees when in any way defaced or destroyed; which Rules, Orders, and Bye Laws shall be subject to be appealed from by any Person thereby affected, in manner herein-before mentioned.

Penalty on  
defacing  
Boards.

LXXVIII. And be it further enacted, That if any Person or Persons shall wilfully or maliciously deface, pull down, or destroy any Board whereon the said Orders or Bye Laws shall be painted, and which shall be affixed by the said Trustees as aforesaid, every such Person so offending shall forfeit and pay any Sum not exceeding Five Pounds, to be recovered and applied as any other Penalty by this Act imposed is directed to be recovered and applied.

Act not to  
affect Bonds  
and Assign-  
ments to  
the Exche-  
quer Loan  
Commis-  
sioners.

55 G. 3. c. 97.

LXXIX. And whereas the Commissioners acting in the Execution of an Act of Parliament made and passed in the Fifty-seventh Year of the Reign of His late Majesty King George the Third, intituled *An Act to authorize the Issue of Exchequer Bills, and the Advance of Money out of the Consolidated Fund, to a limited Amount, for the carrying on of Public Works and Fisheries in the United Kingdom, and the Employment of the Poor in Great Britain, in manner therein mentioned*, amended by an Act made and passed in the same Session of Parliament, entitled *An Act to amend an Act made in the present Session of Parliament, for authorizing the Issue of Exchequer Bills, and the Advance of Money for carrying on Public Works and Fisheries, and Employment of the Poor*, did, on or about the Fifteenth Day of October One thousand eight hundred and seventeen, advance and lend to the Commissioners appointed by the said recited Act made in the Fifty-fifth Year of the Reign of His late Majesty King George the Third, intituled *An Act for improving the Harbour of Dundee in the County of Forfar*, the Sum of Fifteen thousand Pounds in Exchequer Bills, for the Purpose of enabling the said last-mentioned Commissioners to carry on the Improvements of the said Harbour, and in order to secure the Repayment thereof by annual Instalments of Seven hundred and fifty Pounds each, besides Interest at the Rate of Five *per Centum per Annum* on the said Principal Sum of Fifteen thousand Pounds, or such Part of the said Sum as should remain due for the Time being, the said Commissioners appointed by the said first-recited Act executed a Bond and Assignment bearing Date the said Fifteenth Day of October One thousand eight hundred and seventeen, to *William Holden* Esquire, Secretary to the said Commissioners appointed by the said Act of the Fifty-seventh Year of His said late Majesty, whereby the said Commissioners appointed by the said Act of the Fifty-fifth Year of His said late Majesty did bind and oblige themselves, as such Commissioners, for the Repayment of the said Loan in the Manner therein mentioned, and did assign unto the said *William Holden* all and every the Rates and Duties leviable at the Port and Harbour in virtue of the said Act of the Fifty-fifth Year of the Reign of His said late Majesty, or in any other manner of way, as in the said Bond and Assignment is particularly mentioned and expressed: And  
whereas



whereas in the said recited Act made in the Fifty-ninth Year of the Reign of His said late Majesty, intituled *An Act to alter and amend an Act passed in the Fifty-fifth Year of the Reign of His late Majesty, for improving the Harbour of Dundee in the County of Forfar*, the said Bond and Assignation for securing the said Advance of Fifteen thousand Pounds is particularly recited and provided for, as in the said last-mentioned Act is mentioned: And whereas the said Commissioners acting in execution of the said Act made in the Fifty-seventh Year of His said late Majesty did, on or about the Eighteenth Day of *January* One thousand eight hundred and twenty, advance and lend to the said Commissioners appointed by the said Act made in the Fifty-fifth Year of His said late Majesty the further and additional Sum of Fifteen thousand Pounds in Exchequer Bills, for the Purpose of improving the said Harbour, and in order to secure the Repayment thereof by annual Instalments of One thousand one hundred and twenty-five Pounds each, besides Interest at the Rate of Five Pounds *per Centum per Annum* on the said last-mentioned Principal Sum of Fifteen thousand Pounds, or such Part of the said Sum as should remain due for the Time being, the said Commissioners appointed by the said first-recited Act executed a Bond and Assignment bearing Date on or about the said Eighteenth Day of *January* One thousand eight hundred and twenty, to the said *William Holden*, whereby the said last-mentioned Commissioners did limit and oblige themselves, as such Commissioners, for the Repayment of the said last-mentioned Sum of Fifteen thousand Pounds, in the Manner therein mentioned, and did assign unto the said *William Holden* all and every the several Rates and Duties leviabie at the Port and Harbour of *Dundee*, in virtue of the said Act made in the Fifty-fifth Year of His said late Majesty, or the said Act of the Fifty-ninth Year of His said late Majesty, or in any other manner of way, as in the said last-mentioned Bond and Assignation is particularly mentioned and expressed: And whereas the said Commissioners appointed by the said Act made in the Fifty-fifth Year of His said late Majesty paid the several Instalments of Principal and Interest which became due on the said Bond and Assignation of the Fifteenth Day of *October* One thousand eight hundred and seventeen, in the Years One thousand eight hundred and eighteen, One thousand eight hundred and nineteen, One thousand eight hundred and twenty, and One thousand eight hundred and twenty-one, and also the Principal and Interest which became due on the said Bond and Assignation of the Eighteenth Day of *January* One thousand eight hundred and twenty, on the Eighteenth Day of *January* One thousand eight hundred and twenty-one: And whereas the said last-mentioned Commissioners did, under the Provisions of an Act made and passed in the First and Second Years of the Reign of His present Majesty King *George* the Fourth, intituled *An Act to empower the Commissioners in Great Britain for the Execution of the several Acts for authorizing the Issue of Exchequer Bills, for carrying on the Public Works and Fisheries, and Employment of the Poor, to extend the Time for the Payment of certain Advances under the said Acts*, in or about the Month of *March* in the Year One thousand eight hundred and twenty-two, apply to the said Exchequer Bill Commissioners to extend the Time for Payment of

[Local.]

35 A

the

1 & 2 G. 4.  
c. 111.

the Instalments of Principal which became due on the said first Advance of Fifteen thousand Pounds in the Month of *October* in the Year One thousand eight hundred and twenty-two, One thousand eight hundred and twenty-three, and One thousand eight hundred and twenty-four, and of the Instalments of Principal which became due on the said second Advance of Fifteen thousand Pounds in the Month of *January* One thousand eight hundred and twenty-two and One thousand eight hundred and twenty-three, and the said last-mentioned Commissioners consented to such Application, on the Commissioners acting under the said Act of the Fifty-fifth Year of His said late Majesty executing Two several Bonds and Assignations bearing Date respectively the Twenty-fifth Day of the said Month of *March* One thousand eight hundred and twenty-two, by which the Repayment of the Principal Money of the said Loans was varied respectively as follows; (that is to say,) that instead of an Instalment of Seven hundred and fifty Pounds being paid on the Fifteenth of *October* One thousand eight hundred and twenty-five, on the said first Advance, an Instalment of Eight hundred and forty Pounds became then payable, and on the Fifteenth of *October* One thousand eight hundred and twenty-six, and in every subsequent Year, an annual Instalment of Nine hundred and thirty Pounds, until the whole of the said Loans should be discharged; and instead of an annual Instalment of One thousand one hundred and twenty-five Pounds being paid on the said second Advance on the Eighteenth of *January* One thousand eight hundred and twenty-four, an annual Instalment of One thousand three hundred and twenty-nine Pounds became then payable, and a like annual Instalment of One thousand three hundred and twenty-nine Pounds in every subsequent Year, until the whole of the said second Advance should be repaid: Be it therefore enacted and declared, That nothing in this Act contained shall extend or be construed to extend to invalidate, defeat, make void, or in any Manner incumber or affect the said several Bonds and Assignations given by the said Commissioners appointed by the said Act of the Fifty-fifth Year of His said late Majesty to the said *William Holden*; but that all and every the Rates, Duties, and Receipts granted or intended to be granted by this Act in respect of the said Harbour, and all Dock and other Works connected therewith, shall form a Part of and are hereby enacted and declared to form a Part of and to be comprehended in the said several Bonds and Assignations so given by the said Commissioners appointed by the said Act made in the Fifty-seventh Year of the Reign of His said late Majesty, to the said *William Holden*, for securing Repayment of the said Two several Sums of Fifteen thousand Pounds and Fifteen thousand Pounds, and Interest as aforesaid, until the whole of the said Two several Loans and Interest shall be fully repaid, according to the Conditions of the said last-mentioned Bonds and Assignations respectively; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

Saving  
Rights of the  
Magistrates  
and Town  
Council of  
Dundee.

LXXX. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to take away, impeach, diminish, change, or affect the Rights, Dues, and Duties, and Payments, Powers, Privileges, Jurisdictions, or Authorities, of the Magistrates  
and

and Town Council of *Dundee*, granted to them, on behalf of the Community of the said Borough of *Dundee*, by King *Charles* the First, by Charter under the Great Seal bearing Date the Fourteenth Day of *September* One thousand six hundred and forty-one, or any other Rights, Dues, Duties, or Payments, Powers, Privileges, Jurisdictions, or Authorities, in any ways belonging to them, otherwise than as the same are by this Act expressly taken away, varied, altered, or restrained.

LXXXI. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, diminish, prejudice, change, or affect the Rights and Privileges of the Community, Burgesses, and Inhabitants of the City of *Perth*, in regard to the free Navigation of the River *Tay*, or any existing Right, Privilege, or Exemption to which the said Community, Burgesses, and Inhabitants are or may be entitled, in virtue of the Chartered Rights vested in the Lord Provost, Magistrates, and Town Council of *Perth*, on behalf of the Community thereof, in regard to any Rates, Customs, or Duties exigible at the Port or Harbour of *Dundee* upon Vessels or Goods, in virtue of this Act, or otherwise howsoever.

Saving  
Rights of  
the Bur-  
gesses, &c.  
of Perth.

LXXXII. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing this Act shall be paid and discharged by and out of any Money arisen or to arise by virtue of the said recited Acts or this Act.

Expences of  
Act how to  
be paid.

LXXXIII. And be it enacted, That this Act, and all the Powers and Authorities of the same, shall commence and take place after the passing thereof; and that it 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.

Public Act.

## SCHEDULE A.

OF

## RATES AND DUTIES TO WHICH THIS ACT REFERS.

Articles of Import and Export.	Rates.	Per Weight or Measure.
	£ s. d.	
Alabaster - - -	0 2 0	per Ton.
Ale, Strong - - -	0 0 2	per Barrel Bulk.
Almonds. See <i>Grocery.</i>		
Alum, Rock - - -	0 1 0	per Ton.
Apples - - -	0 0 1	per Bushel.
Argol - - -	0 2 0	per Ton.
Ashes, Pot or Pearl - - -	0 1 6	per Ton.
Weed and Wood - - -	0 1 6	per Ton.
Bacon or Hams - - -	0 0 3	per Barrel Bulk.
Barilla - - -	0 1 6	per Ton.
Bar Iron. See <i>Iron.</i>		
Bark, Oak - - -	0 1 6	per Ton.
Quercitron - - -	0 2 0	per Ton.
Barley. See <i>Corn.</i>		
Shelled or Pearl ditto. See <i>Corn.</i>		
Basket Rods - - -	0 0 1	per Bundle.
Baskets, videlicet,		
Under Twelve Inches Diameter	0 0 1	per Dozen.
Above Twelve Inches Diameter	0 0 2	per Dozen.
Bay Berries. See <i>Berries.</i>		
Beans. See <i>Corn.</i>		
Beef or Pork - - -	0 0 3	per Barrel Bulk.
Beer, Spruce - - -	0 0 2	per Barrel Bulk.
Berries, videlicet,		
Bay - - -	0 0 6	per Barrel Bulk.
Juniper - - -	0 0 6	per Barrel Bulk.
Yellow - - -	0 0 6	per Barrel Bulk.
Cran - - -	0 0 6	per Barrel Bulk.
Biscuit - - -	0 1 0	per Ton.
Blacking - - -	0 0 3	per Cwt.
Black Lead. See <i>Lead.</i>		
Bones of Cattle - - -	0 0 3	per Ton.
Books - - -	0 0 6	per Barrel Bulk.
Bottles, of Green or common Glass, not less than Pints - - -	0 0 2	per Gross.
Bottles, broken - - -	0 0 3	per Ton.
Bran - - -	0 0 8	per Chaldron.
Brandy. See <i>Spirits.</i>		
Brass - - -	0 0 2	per Cwt.
Bricks - - -	0 1 0	per 1200.
Brimstone - - -	0 1 6	per Ton.
Bristles - - -	0 0 6	per Cwt.

Articles of Import and Export.	Rates.	Per Weight or Measure.
	£ s. d.	
Bullrushes - - -	0 1 0	per Load.
Bulls. See <i>Cattle.</i>		
Butter - - -	0 0 4	per Barrel Bulk.
Blubber - - -	0 1 0	per 252 Imp. Gallons.
Barrels, empty Herring - -	0 0 3	per Dozen.
Calves Velves - - -	0 0 2	per Cwt.
Candles - - -	0 2 6	per Ton.
Cane Reeds - - -	0 0 6	per 1200.
Carpets. See <i>Cloth.</i>		
Cattle, videlicet,		
Bulls - - -	0 0 6	each.
Cows - - -	0 0 6	each.
Calves - - -	0 0 3	each.
Horses - - -	0 1 0	each.
Oxen - - -	0 0 6	each.
Pigs - - -	0 0 2	each.
Sheep - - -	0 0 2	each.
Lambs - - -	0 0 1	each.
Caviare - - -	0 0 6	per Barrel Bulk.
Chalk - - -	0 0 3	per Ton.
Cheese - - -	0 2 0	per Ton.
Chesnuds - - -	0 0 6	per Barrel Bulk.
Cider - - -	0 0 2	per Barrel Bulk.
Cinnamon. See <i>Grocery.</i>		
Clay, videlicet,		
China Clay or Stone Clay -	0 0 6	per Ton.
Pipe Clay - - -	0 0 6	per Ton.
Cochineal - - -	0 1 0	per Cwt.
Cocoa - - -	0 3 0	per Ton.
Coffee - - -	0 3 0	per Ton.
Cocoa Nuts - - -	0 0 3	per 100.
Copper - - -	0 3 0	per Ton.
old - - -	0 1 6	per Ton.
Ore - - -	0 0 6	per Ton.
Copperas - - -	0 0 6	per Ton.
Coral - - -	0 0 6	per Cwt.
Cordage - - -	0 1 6	per Ton.
Cork - - -	0 0 3	per Barrel Bulk.
Corn and Meal, videlicet,		
Barley - - -	0 0 1½	per Quarter.
shelled and Pearl - -	0 0 1½	ditto.
Beans - - -	0 0 1½	ditto.
Indian Corn - - -	0 0 1½	ditto.
Meal - - -	0 0 1½	ditto.
Malt - - -	0 0 2	ditto.
Oats - - -	0 0 1½	ditto.
Oatmeal - - -	0 0 1½	per Boll.
Pease - - -	0 0 1	per Quarter.
Rye - - -	0 0 1½	ditto.
Wheat - - -	0 0 2	ditto.
Flour - - -	0 0 2	per Sack.
Carrots - - -	0 0 4	per Ton.
Cow, Ox, or Bull Hair. See <i>Hair.</i>		

[Local.]

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Articles of Import and Export.	Rates.	Per Weight or Measure.
Cows. See <i>Cattle.</i>	£ s. d.	
Cranberries. See <i>Berries.</i>		
Crystal - - - - -	0 0 6	per Barrel Bulk.
Culm - - - - -	0 0 4	per Ton.
Currants. See <i>Grocery.</i>		
Coals, Scots - - - - -	0 1 0	per Chaldron.
English - - - - -	0 1 0	ditto.
Smithy - - - - -	0 1 0	ditto.
Cinders - - - - -	0 0 8	ditto.
Codilla - - - - -	0 1 0	per Ton.
Cloth, Brown or Bleached Linens, videlicet,		
Osnaburgs - - - - -	0 0 1	per Piece.
Sheeting - - - - -	0 0 1	ditto.
Dowlas - - - - -	0 0 1	ditto.
Ducks - - - - -	0 0 1	ditto.
Ravenducks - - - - -	0 0 1	ditto.
Ticklenburgs - - - - -	0 0 1	ditto.
Drillings - - - - -	0 0 1	ditto.
Shirtings - - - - -	0 0 1	ditto.
Silesias - - - - -	0 0 1	ditto.
Hessians, or Warping, Forty Inches and under - - - - -	0 0 0 $\frac{5}{8}$	ditto.
Hessians, or Warping, above Forty Inches - - - - -	0 0 1	ditto.
Sail Cloth - - - - -	0 0 0 $\frac{5}{8}$	ditto.
Bagging and Sacking of all kinds, 34 Inches and under - - - - -	0 0 0 $\frac{1}{2}$	ditto.
Bagging and Sacking of all kinds, above 34 Inches - - - - -	0 0 0 $\frac{5}{8}$	ditto.
Pimento Bagging - - - - -	0 0 0 $\frac{5}{8}$	ditto.
Tarpaulings - - - - -	0 0 0 $\frac{5}{8}$	ditto.
Browns - - - - -	0 0 0 $\frac{5}{8}$	ditto.
Linen Cloth, when cut down into shorter Lengths, to pay according as the original Piece would have been rated.		
Sacks, made - - - - -	0 0 0 $\frac{1}{2}$	per 25.
All Linen Cloth, imported for the Purpose of being bleached - - - - -	0 0 2	per Barrel Bulk.
Clothiery - - - - -	0 0 6	per Barrel Bulk.
Haberdashery, comprehending Cotton and Silk Goods - - - - -	0 0 6	per Barrel Bulk.
Hosiery - - - - -	0 0 6	per Barrel Bulk.
Cement - - - - -	0 1 0	per Ton.
Coaches, Chaises, Gigs, and other simi- lar Carriages - - - - -	0 0 4	per Barrel Bulk.
Chimney Cans - - - - -	0 1 0	per 100.
China Ware - - - - -	0 1 0	per Hogshead.
Dogs - - - - -	0 0 6	each.
Drugs - - - - -	0 0 9	per Barrel Bulk.
Earthenware - - - - -	0 0 6	per Crate.
Ditto in Bulk - - - - -	0 2 6	per 100 Dozen.

Articles of Import and Export.	Rates.	Per Weight or Measure.
	£ s. d.	
Eggs - - - -	0 0 3	per Barrel Bulk.
Elephants Teeth - - - -	0 0 6	per Cwt.
Emery Stones - - - -	0 0 1	per Cwt.
Feathers - - - -	0 0 6	per Cwt.
Figs. See <i>Grocery.</i>		
Fish Oil. See <i>Oil.</i>		
Flint Stones - - - -	0 0 4	per Ton.
Flower Roots - - - -	0 0 3	per Barrel Bulk.
Furriers Waste - - - -	0 0 3	per Ton.
Flax - - - -	0 1 6	per Ton.
Fish, salted dry - - - -	0 5 0	per Boat.
Ditto - - - -	0 1 0	per Ton.
Garden Seeds. See <i>Seeds.</i>		
Geneva. See <i>Spirits.</i>		
Ginger - - - -	0 0 2	per Cwt.
preserved - - - -	0 0 3	per Cwt.
Glass - - - -	0 0 6	per Crate.
broken - - - -	0 0 4	per Ton.
Glue - - - -	0 0 1½	per Cwt.
Goats Hair. See <i>Hair.</i>		
Grapes - - - -	0 0 1	per Jar.
Grease - - - -	0 1 0	per Ton.
Grocery, videlicet,		
Almonds - - - -	0 0 6	per Barrel Bulk.
Cinnamon - - - -	0 0 6	ditto.
Currants - - - -	0 0 6	ditto.
Figs - - - -	0 0 6	ditto.
Pepper - - - -	0 0 6	ditto.
Pimento - - - -	0 0 6	ditto.
Plums - - - -	0 0 6	ditto.
Prunes - - - -	0 0 6	ditto.
Raisins - - - -	0 0 6	ditto.
Gunpowder - - - -	0 0 3	per Cwt.
Ginseng - - - -	0 0 6	per Cwt.
Hair, videlicet,		
Cow, Ox, or Bull - - - -	0 0 2	per Cwt.
Goats Hair, or Wool - - - -	0 0 2	per Cwt.
Horse - - - -	0 0 2	per Cwt.
Hair Powder - - - -	0 0 6	per Cwt.
Hardware - - - -	0 0 4	per Barrel Bulk.
Hats - - - -	0 0 4	ditto.
Hay - - - -	0 1 0	per Ton.
Hemp, rough - - - -	0 1 6	per Ton.
Herrings - - - -	0 0 1½	per Barrel.
Hides - - - -	0 2 0	per 100.
Honey - - - -	0 0 2	per Cwt.
Hoops of Wood all of the Size of Pun- cheon Hoops and under - - - -	0 0 9	per 1200.
all above - - - -	0 1 0	per 1200.
Iron - - - -	0 1 0	per Ton.
Hops - - - -	0 0 4	per Cwt.
Horns, Slugs, and Tips - - - -	0 0 1	per 1200.

Articles of Import and Export.	Rates.	Per Weight or Measure.
	£ s. d.	
Horse. See <i>Cattle</i> .		
Household Furniture - - -	0 0 2	per Barrel Bulk.
Husbandry Utensils - - -	0 0 2	per Barrel Bulk.
Indian Corn or Meal. See <i>Corn</i> .		
Indigo - - - -	0 1 0	per Barrel Bulk.
Iron, videlicet,		
Bar, Bolt, and Rod - - -	0 0 6	per Ton.
Plate, Sheet, and Forged - - -	0 1 0	per Ton.
Made Work - - - -	0 1 6	per Ton.
Hoops. See <i>Hoops</i> .		
Old Iron - - - -	0 0 6	per Ton.
Cast Iron Goods - - - -	0 0 9	per Ton.
Ditto, commonly called Ironmongery	0 1 6	per Ton.
Old or broken Cast Iron - - -	0 0 4	per Ton.
Pig - - - -	0 0 4	per Ton.
Junk, old - - - -	0 0 6	per Ton.
Juniper Berries. See <i>Berries</i> .		
Ivory - - - -	0 0 6	per Cwt.
Ink - - - -	0 0 2	per Barrel Bulk.
Kelp - - - -	0 0 6	per Ton.
Lard - - - -	0 2 0	per Ton.
Latten Black - - - -	0 2 0	per Ton.
Lead - - - -	0 0 9	per Ton.
Black - - - -	0 2 0	per Ton.
Ore - - - -	0 1 0	per Ton.
Red and White - - - -	0 2 0	per Ton.
Shot - - - -	0 1 0	per Ton.
Leather, tanned and dressed - - -	0 2 0	per Ton.
Lemons - - - -	0 0 3	per Chest.
Limes - - - -	0 0 3	per Cask.
Linseed. See <i>Seed</i> .		
Oil. See <i>Oil</i> .		
Lime - - - -	0 0 6	per Chaldron.
Madder - - - -	0 2 0	per Ton.
Madder Roots - - - -	0 1 6	per Ton.
Malt. See <i>Corn</i> .		
Manganese - - - -	0 1 0	per Ton.
Marble - - - -	0 1 0	per Ton.
Matts, Bass - - - -	0 0 3	per 120.
Meal, Indian. See <i>Corn</i> .		
Medicines - - - -	0 0 9	per Barrel Bulk.
Mill Waste - - - -	0 0 3	per Ton.
Mohair Yarn - - - -	0 0 2	per Cwt.
Molasses - - - -	0 0 9	per Ton.
Morels - - - -	0 0 4	per Cwt.
Moss Rock - - - -	0 1 6	per Ton.
Mum - - - -	0 2 0	per Ton.
Manure - - - -	0 0 1	per Ton.
Meal. See <i>Corn</i> .		
Machinery - - - -	0 0 2	per Barrel Bulk.
Musical Instruments - - - -	0 0 6	ditto.



Articles of Import and Export.	Rates.	Per Weight or Measure.
Nuts - - -	£ 0 0 1	per Bushel.
Nutmegs - - -	0 1 0	per Cwt.
Oakum - - -	0 1 0	per Ton.
Oats. } See <i>Corn.</i>		
Oatmeal. }		
Oil, viz.		
Linseed - - -	0 2 0	per Tun.
Palm - - -	0 2 0	ditto.
Rape - - -	0 2 0	ditto.
Turpentine - - -	0 2 0	ditto.
Vitriol - - -	0 0 2	per Bottle.
Whale, or Train - - -	0 1 6	per Tun of 252 Gallons.
Sperm - - -	0 2 6	ditto.
Ochre - - -	0 1 0	per Ton.
Onions - - -	0 0 1	per Bushel.
Oranges. See <i>Lemons.</i>		
Orchella Weed - - -	0 2 0	per Ton.
Ore of Iron. See <i>Iron.</i>		
Ore of Lead. See <i>Lead.</i>		
Paper, viz.		
Writing and Printing Paper -	0 0 6	per Barrel Bulk.
Packing Paper - - -	0 0 2	per Barrel Bulk.
Pearl Barley. See <i>Corn.</i>		
Pease. See <i>Corn.</i>		
Pelts - - -	0 2 0	per Ton.
Pepper. See <i>Grocery.</i>		
Perry - - -	0 0 2	per Barrel Bulk.
Pig Iron. See <i>Iron.</i>		
Pigs. See <i>Cattle.</i>		
Pigs Heads - - -	0 0 3	per Barrel Bulk.
Pimento. See <i>Grocery.</i>		
Pitch - - -	0 0 2	per Barrel.
Plants of Trees or Shrubs - - -	0 0 1½	per Barrel Bulk.
Plaster of Paris - - -	0 1 0	per Ton.
Plums. See <i>Grocery.</i>		
Pumice Stones - - -	0 1 0	per Ton.
Pork. See <i>Beef.</i>		
Porter, in Casks - - -	0 0 2	per Barrel Bulk.
in Bottles - - -	0 0 1	per Barrel Bulk.
Potatoes - - -	0 0 4	per Ton.
Powder of Lead. See <i>Lead.</i>		
Prunelloes - - -	0 0 6	per Barrel Bulk.
Prunes. See <i>Grocery.</i>		
Peats - - -	0 0 1	per 100.
Passengers Luggage - - -	0 0 6	per Barrel Bulk.
Quercitron Bark. See <i>Bark.</i>		
Quills, undressed - - -	0 0 1	per 1000.
Rags, viz.		
Linen - - -	0 0 6	per Ton.
other Rags, old Ropes, and old Leather - - -	0 0 3	per Ton.
Raisins. See <i>Grocery.</i>		
Rape Cakes - - -	0 1 6	per Ton.

Articles of Import and Export.	Rates.	Per Weight or Measure.
	£ s. d.	
Rape Seeds. See <i>Seed.</i>		
Red Lead. See <i>Lead.</i>		
Rice - - - - -	0 2 0	per Ton.
Rock Moss. See <i>Moss.</i>		
Rosin - - - - -	0 0 2	per Barrel Bulk.
Rum. See <i>Spirits.</i>		
Rye. See <i>Corn.</i>		
Salt - - - - -	0 1 4	per Chaldron.
Salt, Rock, in Lump - - -	0 0 6	per Ton.
Saltpetre - - - - -	0 2 6	per Ton.
Seed, viz.		
Flax and Rape Seed - - -	0 0 6	per Hogshead
Ditto - - - - -	0 0 3	per Barrel.
Ditto, in Bulk - - - - -	0 0 2	per Barrel.
Clover - - - - -	0 0 6	per Bag of 3 Cwt.
Garden Seeds - - - - -	0 0 3	per Barrel Bulk.
Hemp and Canary - - -	0 0 6	per Barrel Bulk.
Rye Grass - - - - -	0 0 6	per Eight Bushels.
Sheep. See <i>Cattle.</i>		
Shumach - - - - -	0 1 6	per Ton.
Skins, viz.		
Calf - - - - -	0 0 3	per Score.
Sheep - - - - -	0 0 3	ditto.
Deer - - - - -	0 0 3	ditto.
Kid - - - - -	0 0 3	ditto.
Lamb - - - - -	0 0 3	ditto.
Seal - - - - -	0 0 3	ditto.
Slates - - - - -	0 1 0	per 1200.
Slate Pencils and Slates - -	0 0 4	per Barrel Bulk.
Smelts - - - - -	0 0 2	per Cwt.
Snuff - - - - -	0 0 6	per Barrel Bulk.
Soap - - - - -	0 1 6	per Ton.
Soapers Waste - - - - -	0 0 3	per Ton.
Salts - - - - -	0 0 6	per Ton.
Spermaceti - - - - -	0 2 0	per Ton.
Stones, viz.		
Rubble Freestone - - -	0 0 0 $\frac{1}{4}$	per Ton.
Hewn Ashlar Freestone - -	0 0 1	ditto.
Rough Ashlar Freestone - -	0 0 0 $\frac{1}{2}$	ditto.
Rubble Causeway - - -	0 0 0 $\frac{1}{4}$	ditto.
Causeway Stones, dressed -	0 0 0 $\frac{1}{2}$	ditto.
Pavement - - - - -	0 0 0 $\frac{1}{2}$	ditto.
Curb - - - - -	0 0 0 $\frac{1}{2}$	ditto.
Foreign Grave Stones - -	0 5 0	each.
Home ditto - - - - -	0 2 6	each.
Scythe stones - - - - -	0 0 0 $\frac{1}{2}$	per Score.
Grindstones - - - - -	0 0 1	each.
Millstones - - - - -	0 1 0	each.
Spirits, viz.		
Foreign - - - - -	0 0 6	per Barrel Bulk.
British - - - - -	0 0 4	per Barrel Bulk.
Starch - - - - -	0 0 3	per Barrel Bulk.
Steel - - - - -	0 1 6	per Ton.
Sugar, raw - - - - -	0 1 6	ditto.
Sugar, Refined - - - - -	0 2 0	ditto.

Articles of Import and Export.	Rates.	Per Weight or Measure.
	£ s. d.	
Soda - - - - -	0 1 6	per Ton.
Stucco - - - - -	0 0 6	ditto.
Smalts - - - - -	0 2 6	ditto.
Salmon - - - - -	0 0 3	per Box of Four Kitts.
Sugar Moulds - - - - -	0 0 9	per 100.
Tallow - - - - -	0 1 6	per Ton.
Tamarinds - - - - -	0 0 3	per Cwt.
Tanners Waste - - - - -	0 0 3	per Ton.
Tar - - - - -	0 0 2	per Barrel.
Tea - - - - -	0 0 6	per Chest.
Thread - - - - -	0 0 4	per Barrel Bulk.
Tin of all kinds - - - - -	0 2 0	per Ton.
Tobacco - - - - -	0 0 6	per Barrel Bulk.
Tongues, Smoked - - - - -	0 0 1	per Dozen.
Tongues, Pickled - - - - -	0 0 3	per Barrel.
Tortoiseshell - - - - -	0 0 6	per Cwt.
Tow - - - - -	0 1 0	per Ton.
Toys - - - - -	0 0 3	per Barrel Bulk.
Treenails - - - - -	0 0 6	per 1200.
Turmeric - - - - -	0 0 1	per Cwt.
Twine - - - - -	0 0 2	per Cwt.
Tiles - - - - -	0 1 0	per 1200.
Turnips - - - - -	0 0 4	per Ton.
Valonia - - - - -	0 2 0	per Ton.
Vases, or Sculptured Marble - - - - -	0 0 6	per Barrel Bulk.
Verdigrease - - - - -	0 2 0	per Ton.
Vermilion - - - - -	0 0 6	per Cwt.
Vinegar - - - - -	0 0 2	per Barrel Bulk.
Vitriol. See Oil.		
Willow Reeds - - - - -	0 0 0½	per Bundle.
Wine, in Casks - - - - -	0 0 6	per Barrel Bulk.
in Bottles - - - - -	0 0 3	per Barrel Bulk.
Whalebone, dressed or undressed, - - - - -	0 1 6	per Ton.
Wood, Foreign, viz.		
Batons - - - - -	0 0 9	per 50 C. Ld.
Boards, Oak or Wainscot - - - - -	0 1 0	per 50 C. Ld.
Boards, Paling - - - - -	0 0 4	per 120.
Deals - - - - -	0 0 9	per 50 C. Ld.
Deal Ends - - - - -	0 0 9	per 50 C. Ld.
Firewood - - - - -	0 0 4	per Fathom.
Handspikes - - - - -	0 0 3	per 120.
Laths - - - - -	0 0 6	per Fathom.
Masts, Yards, or Bowsprit Wood, viz. 6 Inches in Diameter and under 8 Inches - - - - -	0 0 6	per 50 C. Ld.
Eight Inches and under Twelve Inches - - - - -	0 0 9	per 50 C. Ld.
Twelve Inches and upwards - - - - -	0 1 0	per 50 C. Ld.
Oak Planks - - - - -	0 1 0	per 50 C. Ld.
Oars and Oar Rafters - - - - -	0 1 0	per 120.
Rickers, Boathoops, and Hoops - - - - -	0 9 0	per 120.
Spars - - - - -	0 0 9	per 50 C. Ld.
Cart-wheel Spokes - - - - -	0 0 2	per 60 Pieces.

Articles of Import and Export.	Rates.	Per Weight or Measure.
Wood, Foreign — viz.	£ s. d.	
Staves, Pipe, from any Port in Europe, above 50 Inches long - - -	0 0 10	per 120.
Under 50 Inches long	0 0 6	per 120.
From the United States of America, above 50 Inches long - - -	0 0 3	per 120.
Hogsheads, under 50 Inches long - - -	0 0 3	per 120.
Barrel, and all under 50 Inches long - - -	0 0 1	per 120.
Pipe, from any of the British colonies or Plantations, above 50 Inches long -	0 0 8	per 120.
All under 50 Inches long. -	0 0 5	per 120.
Fir - - - - -	0 0 9	per 50 C. Ld.
Oak - - - - -	0 1 0	per 50 C. Ld.
Pine - - - - -	0 0 9	per 50 C. Ld.
Hard Wood - - - - -	0 1 0	per 50 C. Ld.
Ufers - - - - -	0 0 9	per 50 C. Ld.
Wainscot Logs - - - -	0 1 6	per 50 C. Ft.
Delivered by Weight, viz.		
Barwood - - - - -	0 1 6	per Ton.
Boxwood - - - - -	0 1 6	ditto.
Brazil-wood - - - - -	0 2 0	ditto.
Camwood - - - - -	0 2 0	ditto.
Ebony - - - - -	0 1 6	ditto.
Fustic - - - - -	0 1 6	ditto.
Lignumvitæ - - - - -	0 1 6	ditto.
Logwood - - - - -	0 1 6	ditto.
Mahogany - - - - -	0 1 6	ditto.
Nicaragua Wood - - - -	0 2 0	ditto.
Red Wood - - - - -	0 1 6	ditto.
Sassafras - - - - -	0 1 6	ditto.
Wood, Home, viz.		
Fir - - - - -	0 0 6	per 50 C. Ld.
Hard Wood - - - - -	0 0 8	per 50 C. Ld.
Planks and Deals } Fir - - - - - } Planks and Deals } Hard Wood - - - - }	0 0 6	per 50 C. Ld.
Cart-wheel Spokes - - - -	0 0 8	per 50 C. Ld.
Hogshead Staves - - - - -	0 0 1	per 60 Pieces.
Barrel Staves - - - - -	0 0 2	per 120.
Wool - - - - -	0 0 1	per 120.
Worsted Yarn. See Yarn. -	0 0 2	per Cwt.
Whitening - - - - -	0 0 6	per Ton.
Yarn, viz.		
Lint - - - - -	0 2 0	per Ton.
Cotton - - - - -	0 1 6	per Ton.
Tow - - - - -	0 1 6	per Ton.
Hemp - - - - -	0 1 6	per Ton.
Worsted - - - - -	0 0 2	per Cwt.
Yeast - - - - -	0 0 2	per Barrel Bulk.

All Goods shipped Over-side to pay One Half Dues only.

All Goods having paid Shore Dues Inwards are exempted from Dues when shipped Outwards, if they be in the original State.

All Goods having paid Shore Dues Outwards are exempted from Dues when brought Inwards, if they be returned Goods, to the original Shipper, and in the original State.

All returned empty Boxes, Barrels, Bags, Sacks, and Packsheets, are exempted from Dues.

All Goods not enumerated in the above Schedule to be charged by the Commissioners in proportion to other Goods of similar Bulk and Value specified in the above Schedule.

All Goods, Merchandize, Wares, or Commodities whatsoever, and all Beasts conveyed in licensed Passage Boats from any of the Ferries of Ferry Port on Craig, Newport, Woodhaven, or Balmerino, in the County of Fife, to the Ferry of Dundee, or from the Ferry of Dundee to any of those Ferries, are exempted from Payment of Shore Dues.

Lime and Coal landed within the Precincts of the Harbour to the Eastward of the Rood Yards, and to the Westward of the Magdalene Yard, to pay One Half of the Dues in the above Schedule.

Five Cubic Feet, not exceeding Two and a Half Hundred Weight, to be rated a Barrel Bulk; but when the Weight of Five Cubic Feet is greater than Two and a Half Hundred Weight, then Two and a Half Hundred Weight to be rated a Barrel Bulk.

In weighing and measuring Goods, for ascertaining the Shore Dues payable, the Weight or Measurement of the Packages is to be included.

## SCHEDULE or TABLE B.

OF

## TONNAGE, ANCHORAGE, AND BEACONAGE DUES

EXIGIBLE UNDER THIS ACT.

	£	s.	d.
For all Vessels registered at the Port of Dundee, and navigated by Masters who are Burgesses of Dundee,			
To or from India or China, <i>per Register Ton</i>	0	2	6
To or from the West Indies, Azores, Madeira, Teneriffe, Cape de Verd Islands, or Greenland, and Davis's Straits Fisheries, <i>per ditto</i>	0	0	8
To or from America, the Mediterranean, or any Port to the North of Drontheim in Norway, <i>per ditto</i>	0	0	6
To or from any Port between Gibraltar and Dunkirk, including Dunkirk, and from any Port in the Baltic, <i>per ditto</i>	0	0	4
To or from any Port in Britain South of Flamborough Head, or to the Westward of the Orkneys, or from the Islands of Ireland, Shetland, or Orkney, <i>per ditto</i>	0	0	2½
To or from any Port in Britain North of Flamborough Head, upon the East Coast, <i>per ditto</i>	0	0	2
All Vessels loaded with Coals or Lime, <i>per ditto</i>	0	0	1½
All Vessels employed in the River Tay carrying Goods, and entering the Precincts of the Port or Harbour of Dundee, <i>per ditto</i>	0	0	1½

The Tonnage Dues are chargeable on the Voyage Inwards or Outwards, in the Option of the Commissioners. If the Tonnage Dues on the Voyage Inwards have been paid, these must be deducted if the Tonnage Dues on the Voyage Outwards be demanded.

It shall be in the Option of the Trustees to charge either the Tonnage Dues on the Voyage Inwards or on the Voyage Outwards at the Rates specified in the above Schedule according to the Distance; and if the Charge be made on the Outward Voyage, there shall be deducted from it the Amount of the Dues that may have been previously paid on the Voyage Inwards; but if such Vessels sail in Ballast, they shall be charged with Dues on the Inward Voyage only.

All Vessels not registered at the Port of Dundee, or although registered at the Port of Dundee navigated by Masters who are not Burgesses of Dundee, shall, in addition to the Dues specified in the above Schedule, be chargeable with further Dues equal to the Difference which before the passing of the first-recited Act existed between the Dues then chargeable at the said Harbour, in virtue of the Charters of the Borough, upon Vessels navigated by Freemen and Unfreemen respectively.

Vessels registered at the Port of Dundee, if navigated by Masters domiciled in Dundee, and free by Service in His Majesty's Navy or Army, to pay the same Dues as if navigated by Burgesses in Dundee.

All Vessels leaving the Harbour of Dundee, or Precincts thereof, having paid Tonnage Dues on the Voyage Inwards, and taking on board Goods at any other Port or Place in the River Tay, and returning to the Harbour of Dundee, or Precincts thereof, to complete their Cargoes, shall not be liable in Tonnage Dues for such Returns.

All Vessels launched at the Port of Dundee to pay Half Tonnage Dues on the Voyage Outwards, according to the Distance of the Port to which such Vessels sail, provided they take Goods on board; but if they sail in Ballast, no Dues shall be charged.

All Vessels with Cargoes to be permitted to enter the Harbour of Dundee, for Safety or Convenience, by Payment of One Half of the Tonnage Dues; but if they shall take Goods on board (Stores for their own Use excepted), or break Bulk, they shall be liable in the full Tonnage Dues.

All Vessels remaining in Harbour Six Months to pay One Third more than the above Dues, excepting Vessels belonging to Dundee employed in the Whale Fishery.

All Vessels remaining in Harbour for One Year to pay Double the above Dues.

All Vessels remaining in Harbour for a longer Period than One Year to pay in proportion to the Length of Time they shall so remain.

Each Vessel entering the Harbour, and loading or unloading Goods or Ballast within the same, or performing both Operations before leaving the Harbour, to pay in Name of Plank Money (whether a Plank be used or not) as follows: —

Vessels amounting to and not exceeding 20 Tons	-	-	-	£0	1	0
exceeding 20 Tons and not exceeding 50 Tons	-	-	-	0	1	6
50	100	-	-	0	2	0
100	150	-	-	0	2	6
150	200	-	-	0	3	0
200	250	-	-	0	3	6
250	300	-	-	0	4	0
300	350	-	-	0	4	6
350	400	-	-	0	5	6
exceeding 400	-	-	-	0	6	6

All Vessels loading or unloading Goods in the Precincts of the Harbour of Dundee shall be exempted from Payment of Plank Money.

All Steam Vessels employed in the River Tay, in carrying Passengers and their Luggage exclusively, shall pay One Shilling for each Voyage, as Tonnage Dues, but it shall be in the Power of the Commissioners to compound and agree with the Proprietors of Steam Vessels for the Tonnage Dues by the Month or Year.

It shall be in the Power of the Commissioners to compound and agree with the Owners of Vessels trading in the River Tay for Tonnage Dues, by the Month or Year.

All Vessels leaving the Harbour for the Purpose of taking on board Ballast in any Part of the River Tay, and returning to the said Harbour or Precincts thereof with Ballast, shall not be liable in Shore Dues for such Return.

All Vessels sailing from the Port of Dundee, and put back by Stress of Weather, or any other Cause, without having accomplished her Voyage, shall not be liable in additional Shore Dues for such Return.

All Vessels from any Part of the River Tay, with Stones, and having no other Goods on board, and delivering their Cargoes in the Precincts of the said Harbour, to pay Two Shillings each Voyage, in Name of Tonnage Dues.

All Vessels arriving in Ballast for the Purpose of being repaired in the Graving Dock, and departing in Ballast, shall be exempted from Shore Dues.

All Vessels, and their Cargoes of Stones, Wood, and other Materials whatsoever, brought into the Harbour, or Precincts thereof, for the Use of the Harbour Works, Ferry Harbour Works, or any of the Public Works of the Town of Dundee, shall be exempted from Shore Dues, and Ferry Boats from Tonnage, Anchorage, and Beacon Dues.

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