



CHAPTER xlix.

An Act to make provision as to the rates dues tolls and charges leviabie at the harbours docks and piers at Folkestone Whitstable and Newhaven. A.D. 1924.
[14th July 1924.]

WHEREAS the Southern Railway Company (in this Act referred to as "the Company") were incorporated by the Railways (Southern Group) Amalgamation Scheme 1922 made in pursuance of the Railways Act 1921 :

And whereas the undertaking of the Company includes the harbour dock and pier undertakings at Folkestone and Whitstable and by an agreement made in pursuance of the Newhaven Harbour Improvement Act 1878 it is provided that the undertaking of the Newhaven Harbour Company (in this Act referred to as "the Newhaven Company") should be worked in perpetuity by the Company :

And whereas the maximum rates dues tolls and charges which the Company and the Newhaven Company respectively are authorised to levy and make in respect of the said undertakings are prescribed by the Acts specified in the First Schedule to this Act :

And whereas the rates dues tolls and charges which may be levied and made in respect of the said undertakings have from time to time been increased or altered by Orders made by the Minister of Transport under the Harbours Docks and Piers (Temporary Increase of Charges) Acts 1920 to 1922 :

which the Southern Railway Harbours Docks and Piers (Temporary Increase of Charges) Order 1924 relates and which were in operation at such harbour dock or pier on the thirty-first day of December one thousand nine hundred and thirteen and the conditions attaching to any such charges and the Company shall deposit on or before the thirty-first day of December one thousand nine hundred and twenty-four a certified copy of each such book or list at the office of the Ministry of Transport.

A.D. 1924.

4.—(1) If at any time it is represented in writing to the Minister of Transport (in this section referred to as “the Minister”)—

Revision of rates and charges.

(a) by any chamber of commerce or shipping or any representative body of traders or any person who in the opinion of the Minister is a proper person for the purpose or

(b) by the Company or the Newhaven Company respectively

that under the circumstances then existing all or any of the rates dues tolls or charges authorised in pursuance of this Act should be revised the Minister may if he thinks fit at any time after the fifteenth day of February one thousand nine hundred and twenty-five make an order revising all or any of such rates dues tolls or charges as aforesaid and may fix the date as from which such order shall take effect and thenceforth such order shall be observed until the same expires or is revoked or modified by a further order of the Minister made in pursuance of this section. Provided that before making an order under this section the Minister shall cause an inquiry to be held with reference thereto in pursuance of the Board of Trade Arbitrations &c. Act 1874 as applied by this section.

(2) No application may be made under this section for a general revision of rates dues tolls and charges for the time being authorised under this Act within twelve months after the date of an order made by the Minister for a general revision thereof and no application may be made for a revision of any particular rates dues tolls or charges within twelve months after the date of an order made by the Minister for a general revision or of any previous application for a revision of the particular rates dues tolls or charges in question.

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(3) The provisions of Part I. of the Board of Trade Arbitrations &c. Act 1874 shall apply for the purposes of this section—

(a) as if the Minister were referred to therein in lieu of the Board of Trade;

(b) as if the person or persons duly authorised to hold any inquiry thereunder were the rates advisory committee constituted under the Ministry of Transport Act 1919 or any sub-committee thereof to which the said advisory committee may under section 2 of the Harbours Docks and Piers (Temporary Increase of Charges) Act 1920 have delegated their powers or in the event of the said advisory committee ceasing to exist some persons with similar qualifications to be appointed for the purpose by an order of the Minister under section 2 of the said Act of 1874; and

(c) as if in section 4 of the said Act of 1874 the words “under the seal of the Minister of Transport” were substituted for the words “by writing under the hand of the President or of one of the secretaries of the Board”.

(4) An application made to the Minister under this section shall be accompanied by such information and particulars as the Minister may consider relevant certified in such manner as he may require and the Minister and the body or persons holding an inquiry for the purposes of this section may call for such documents and accounts as they may consider relevant and may hear such witnesses as they shall think fit and shall have power to take evidence on oath and for that purpose may administer oaths.

5. All costs charges and expenses of and incident to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company.

Costs of
Act.

The SCHEDULES referred to in the
 foregoing Act.

A.D. 1924.

FIRST SCHEDULE.

Acts.	Undertaking to which applicable.
47 Geo. III. sess. 2 cap. 2 - - - - -	} Folkestone Harbour.
58 Geo. III. cap. 21 - - - - -	
6 & 7 Vict. c. 51 - - - - -	
7 & 8 Vict. c. 69 - - - - -	
South Eastern Railway (Various Powers) Act 1885 - - - - -	
6 Geo. IV. cap. 120 - - - - -	} Whitstable Harbour.
7 & 8 Geo. IV. cap. 11 - - - - -	
5 & 6 Will. IV. cap. 82 - - - - -	
8 & 9 Vict. c. 197 - - - - -	
South Eastern Railway (Canterbury and Whitstable and Steam Packets) Act 1853 - - - - -	
Newhaven Harbour and Ouse Lower Navigation Improvement Act 1863 -	} Newhaven Harbour.
Newhaven Harbour Improvement Act 1878 - - - - -	
Newhaven Harbour Act 1888 - - - - -	
London Brighton and South Coast Rail- way (Various Powers) Act 1900 - -	

[Ch. xlix.] *Southern Railway* [14 & 15 GEO. 5.]
(Dock Charges) Act, 1924.

A.D. 1924.

SECOND SCHEDULE.

In respect of vessels entering, using or departing from Newhaven Harbour:—

Fishing vessels per net register ton - - - - - 1*d.*

Tugs per gross register ton - - - - - 1*d.*

Rent after one month from date of entrance per
gross register ton per month or part thereof - - - 1*d.*

All vessels—

Cubical space in double bottom occupied by fuel oil at time of arrival or departure (whichever is greater) to be added to registered tonnage for purpose of reckoning tonnage dues to be charged.

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