

**CHAPTER xcviij.**

An Act to confirm certain Provisional Orders made by the Board of Trade under the General Pier and Harbour Act 1861 relating to Lossiemouth and Portmadoc. A.D. 1915.

[29th July 1915.]

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

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

Be it therefore enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:—

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

2. This Act may be cited as the Pier and Harbour Orders Confirmation (No. 1) Act 1915. Short title.

A.D. 1915.

SCHEDULE of Orders.

1. LOSSIEMOUTH—Amendment of Lossiemouth Old Harbour Order 1912.
 2. PORTMADOC—Transfer of harbour to Trustees construction of works
&c.
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LOSSIEMOUTH OLD HARBOUR.

A.D. 1915.

Order amending the Lossiemouth Old Harbour Order 1912. *Lossiemouth.*

1.—(1) This Order may be cited as the Lossiemouth Old Harbour Order 1915 and this Order and the Lossiemouth Old Harbour Order 1912 may be cited together as the Lossiemouth Old Harbour Orders 1912 and 1915. Short titles
and com-
mencement
of Order.

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

2. In this Order unless the context otherwise requires—

Interpreta-
tion.

"The Harbours Clauses Act 1847" means the Harbours Docks and Piers Clauses Act 1847;

"The Order of 1912" means the Lossiemouth Old Harbour Order 1912;

"The Commissioners" means the Lossiemouth Old Harbour Commissioners incorporated by the Order of 1912;

"The old harbour" means and includes the area situated and comprised within the boundary specified in section 2 (Interpretation) of the Order of 1912;

"The harbour undertaking" means and includes the old harbour and the conveniences connected therewith and the right to levy rates and tolls and all other rights conferred on or vested in the Commissioners by the Order of 1912 and this Order and the entire undertaking of the Commissioners in connexion with the old harbour;

"The works" means the works authorised by the Order of 1912.

3. The Commissioners shall be the Undertakers for carrying this Order into execution. Undertakers.

4.—(1) In addition to the sum of twelve thousand pounds which the Commissioners are authorised to borrow under the powers of section 44 (Power to borrow) of the Order of 1912 the Commissioners may borrow at interest not exceeding five per centum per annum for the purposes of the Order of 1912 and of this Order any sum not exceeding three thousand pounds: Further
borrowing
powers.

Provided that with respect to the said sum of three thousand pounds—

- (i) the interest thereon;
- (ii) the instalments of principal if repayable by instalments; and
- (iii) payments to sinking fund for repayment of the said sum or any part thereof not repayable by instalments;

[Ch. xcvi.] *Pier and Harbour Orders* [5 & 6 GEO. 5.]
Confirmation (No. 1) Act, 1915.

A.D. 1915. shall rank after the interest on and instalments of principal and
Lossiemouth. payments to sinking fund as the case may be in respect of money
 borrowed under the Order of 1912:

Provided also that section 62 (Application of revenue) of the
 Order of 1912 shall in its application to this Order be read and have
 effect as if the interest on and instalments of principal and payments
 to sinking fund in respect of the said sum of three thousand pounds
 consecutively ranked for payment immediately after the purpose pre-
 scribed by head (4) of that section.

(2) The following sections of the Order of 1912 namely:—

- Section 44 Power to borrow;
- Section 45 Power to take credit from bank;
- Section 46 Application of borrowed money;
- Section 47 Power to re-borrow;
- Section 56 For appointment of a judicial factor;
- Section 57 Period for repayment;
- Section 58 Mode of repayment;
- Section 59 Sinking fund;
- Section 62 Application of revenue;

as varied or amended by this Order shall extend and apply to the
 moneys which the Commissioners are by this Order authorised to borrow.

Power to
 take cash
 credit from
 Treasury.

5. The Commissioners may grant a bond of cash credit or other
 security for any sums agreed to be lent by the Treasury to the Com-
 missioners within the limits of their borrowing powers and thereby
 validly mortgage and charge the rates rents duties profits and other
 revenue of the old harbour and the harbour undertaking itself for
 repayment of any sums lent or that may be lent by the Treasury not
 exceeding in whole the amount stated in such bond or security and
 of the interest thereon.

Consent of
 Treasury to
 raising of
 money during
 war-time.

6. The Commissioners shall not during the continuance of the
 present war and within twelve months thereafter borrow any money
 under the provisions of this Order unless the consent of the Treasury
 has been previously obtained.

Repeal of
 section 53 of
 Order of 1912.

7. Section 53 (Powers to town council to provide sums for purpose
 of guarantee) of the Order of 1912 is hereby repealed.

Works below
 high-water
 mark to be
 subject to
 approval of
 Board of
 Trade.

8.—(1) Section 31 (Consent of Board of Trade to works) of the
 Order of 1912 is hereby repealed.

(2) Subject to the provisions of this Order any of the works to be
 constructed on over or under tidal lands below high-water mark of
 ordinary spring tides shall be constructed only in accordance with
 such plans and sections and subject to such restrictions and regulations
 as previous to such works being commenced have been approved by

[5 & 6 GEO. 5.] *Pier and Harbour Orders* [Ch. xcviij.]
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the Board of Trade in writing under the hand of one of the secretaries or assistant secretaries of the Board of Trade. A.D. 1915.

—
Lossiemouth.

Any alteration or extension of any such works shall be subject to the like approval.

If any such work be commenced or completed contrary to the provisions of this section the Board of Trade may abate and remove the same and restore the site thereof to its former condition at the cost of the Commissioners and the amount of such cost shall be a debt due from the Commissioners to the Crown and shall be recoverable as a Crown debt or summarily.

9. The schedule to the Order of 1912 is hereby repealed and in lieu thereof the Commissioners may demand receive and recover for the use of the old harbour and the conveniences connected therewith any rates not exceeding those specified in the schedule to this Order and section 40 (Power to levy rates) of the Order of 1912 shall be read and have effect as if the schedule to this Order were referred to therein instead of the schedule to that Order. Rates and repeal of schedule to Order of 1912.

10.—(1) The rates to be received by the Commissioners shall be adjusted by them in such manner that as far as possible the income to be derived under the Order of 1912 and this Order shall be sufficient and not more than sufficient for the purposes of the old harbour. Revision of rates.

(2) If at any time it appears to the Board of Trade from the annual account to be sent to them under the Order of 1912 that the clear annual income derived from the rates leviable by the Commissioners on the average of the then three last preceding years after payment of all expenses and outgoings including all interest payable on moneys borrowed under the Order of 1912 and this Order and all contributions to any sinking fund created under the Order of 1912 and this Order exceeds the amount sufficient for the purposes of those Orders the Board of Trade may if in their discretion they think fit reduce the rates leviable under this Order to such amounts as will be sufficient to provide the amount aforesaid and may again at any time raise the rates to any amount not exceeding the rates specified in the schedule to this Order.

11. In addition to the account to be lodged with the sheriff clerk in accordance with section 50 of the Harbours Clauses Act 1847 the Commissioners shall also lodge with the sheriff clerk a full and detailed statement showing the capital expenditure made by the Commissioners during the year covered by the said account. Statement to be lodged with sheriff clerk.

12.—(1) Notwithstanding anything contained in section 57 (Period for repayment) of the Order of 1912 all moneys borrowed by the Commissioners need not be repaid earlier than fifty years after the Amendment of sections 57 and 58 of Order of 1912.

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A.D. 1915. expiration of one year from the completion of the works or earlier
Lossiemouth. than fifty years after the thirty-first day of March one thousand nine
 hundred and sixteen whichever date is the earlier.

(2) Notwithstanding anything contained in section 58 (Mode of repayment) of the Order of 1912 in the case of all moneys borrowed by the Commissioners the payment of the first yearly instalment of principal or of principal and interest combined or the first payment to the sinking fund need not be made until one year from the completion of the works or until the thirty-first day of March one thousand nine hundred and sixteen whichever date is the earlier.

Amendment of description of burgh in Order of 1912. 13. The interpretation of the expression "the burgh" in section 2 (Interpretation) of the Order of 1912 is hereby repealed and for the purposes of that Order the expression "the burgh" means the burgh of Lossiemouth and Branderburgh.

Application of Harbours Clauses Act 1847 (10 & 11 Vict. c. 27). 14. For all the purposes of the Harbours Clauses Act 1847 this Order shall be deemed the special Act but sections 12 13 16 to 19 25 26 84 and 85 of that Act shall not be incorporated with this Order.

Costs of Order. 15. All costs charges and expenses of and incident to the preparing for and obtaining of this Order and otherwise incurred in connexion therewith shall in the first instance be paid by the Elgin and Lossiemouth Harbour Company and ultimately by the Commissioners out of the revenues received by them under the Order of 1912 and this Order.

The SCHEDULE to which the foregoing Order refers.

	£	s.	d.
For every steam drifter or other vessel propelled by mechanical power using the old harbour:—			
For the first month or any part thereof - - -	5	0	0
For the second month or any part thereof - - -	3	0	0
For the third or any subsequent month or any part thereof - - - - -	2	0	0
For other boats or vessels not propelled by mechanical power using the old harbour:—			
For the first month or any part thereof - - -	3	10	0
For the second or any subsequent month - - -	1	10	0

Note.

A sailing vessel engaged in the fishing trade shall not by reason of being fitted with auxiliary motor power in addition to her sails be deemed to be a "vessel propelled by mechanical power" within the meaning of this schedule or be chargeable as such.

PORTMADOC HARBOUR.

A.D. 1915.

Order to incorporate a body of Trustees and to authorise the acquisition of the existing harbour and the construction maintenance and regulation of works at the harbour of Portmadoc in the counties of Carnarvon and Merioneth.

Preliminary.

1. This Order may be cited as the Portmadoc Harbour Order 1915. Short title.
2. This Order shall come into operation upon the day when the Act confirming this Order is passed and that day is in this Order referred to as "the commencement of this Order." Commencement of Order.
- 3.—(1) In this Order unless the context otherwise requires— Interpretation.
 - "The Harbours Clauses Act 1847" means the Harbours Docks and Piers Clauses Act 1847;
 - "The Trustees" means the trustees incorporated and constituted by this Order;
 - "The clerk" means the clerk for the time being to the Trustees;
 - "The office" means the office for the time being of the Trustees;
 - "The existing harbour undertaking" means and includes the harbour undertaking at Portmadoc in the counties of Carnarvon and Merioneth as existing under the Act 1 and 2 Geo. IV. cap. CXV. and the lands coloured yellow on the map which has been signed in duplicate by an assistant secretary of the Board of Trade and of which one copy has been deposited at the office of that board and the other shall be deposited at the office within one month after the date of any transfer or lease under the section of this Order whereof the marginal note is "Power to Trustees to acquire existing harbour undertaking" together with the buildings works and conveniences on such lands;
 - "The harbour" means the existing harbour undertaking and the area comprised within the limits of this Order;
 - "The harbour undertaking" means and includes the harbour and the conveniences connected therewith and the right to levy rates and tolls and all other rights conferred on or vested in the Trustees by this Order and the entire undertaking of the Trustees in connexion with the harbour;

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“The harbour revenue” means and includes the rates tolls dues rents and other moneys and receipts which may be taken and received by way of income from or in respect of the harbour undertaking under the authority of this Order ;

“The works” means the works authorised by this Order.

(2) In the application to this Order of the Harbours Clauses Act 1847 the expressions “packet boat” or “Post Office packet” and “Post Office bag of letters” used in that Act shall mean respectively a vessel employed by or under the Post Office or the Admiralty for the conveyance under contract of postal packets as defined by the Post Office Act 1908 and a mail bag as defined by the same Act Provided that nothing in the Harbours Clauses Act 1847 or in this Order shall extend to exempt from rates or duties any such vessel as aforesaid if she also conveys passengers or goods for hire.

Undertakers.

Undertakers.

4. The Portmadoc Harbour Trustees as incorporated and constituted by this Order shall be the Undertakers for carrying this Order into execution.

Incorporation of Commissioners Clauses Act 1847.

5. The Commissioners Clauses Act 1847 is hereby incorporated with this Order except so much thereof as relates to the qualification of commissioners the election and rotation of the commissioners where the commissioners are to be elected by the ratepayers and other like class of electors and the accounts to be kept by the commissioners and except as expressly varied by this Order and with the substitution of trustees for commissioners.

Incorporation and Constitution of Trustees.

Incorporation of Trustees.

6. For the purpose of carrying this Order into execution there shall be a body of Trustees not exceeding sixteen in number to be constituted as by this Order provided and those Trustees are hereby incorporated by the name of the “Portmadoc Harbour Trustees” and by that name shall be a body corporate with perpetual succession and a common seal and have power to sue and be sued and to purchase take on lease hold and dispose of lands and other property for the purposes and subject to the provisions and restrictions of this Order.

First Trustees named.

7.—(1) The following eight persons shall be the first Trustees:—

- (i) Richard Methuen Greaves quarryowner Wern Portmadoc.
- (ii) Jonathan Davies slate merchant Bryneirian Portmadoc.
- (iii) Arthur George Edwards shipper Llwynderw Portmadoc.
- (iv) Richard Newell butcher Central Buildings Portmadoc.
- (v) John Owain Hughes timber merchant The Glen Portmadoc.

- (vi) William Morris Jones solicitor Bank Place Portmadoc. A.D. 1915.
(vii) Frederick Vaughan railway director Garth Portmadoc. Portmadoc.
(viii) Richard Bowton slate merchant Cartre Festiniog.

(2) The first Trustees shall come into office at the expiration of fourteen days after the commencement of this Order and shall go out of office on the twenty-fifth day of March one thousand nine hundred and sixteen.

8. As on and from the twenty-fifth day of March one thousand nine hundred and sixteen there shall be ten nominated Trustees and six elected Trustees. Constitution of Trustees.

9. The appointment succession and election of nominated Trustees shall be regulated as follows— Nominated Trustees.

(a) The urban district council of Ynyscynhaiarn in the county of Carnarvon (in this Order called "the council") shall at their ordinary meeting held next before the twenty-fifth day of March one thousand nine hundred and sixteen and at the like meeting in every third following year nominate six persons to act as Trustees for the period of three years commencing on the twenty-fifth day of March One thousand nine hundred and sixteen and thence ensuing:

(b) The Right Honourable Baron Harlech shall nominate one person to act as a Trustee for such period as he may appoint:

(c) The owner or owners for the time being of the Tremadoc Estate shall nominate one person to act as a Trustee for such period as he or they may appoint:

(d) The Festiniog Railway Company acting by their directors shall nominate from among the directors or other shareholders or the officers of the company one person to act as a Trustee for such period as they may appoint:

(e) The Cambrian Railways Company acting by their directors shall nominate from among the directors or other shareholders or the officers of the company one person to act as a Trustee for such period as they may appoint.

10.—(1) In the event of a casual vacancy occurring in the office of a nominated Trustee by reason of death resignation or otherwise such vacancy shall be filled by the body which or person who appointed the vacating Trustee at any time within three months after its occurrence and a Trustee so nominated shall continue in office so long only as the vacating Trustee would have been entitled to hold office. Casual vacancies among nominated Trustees.

(2) Any appointment of a Trustee under the provisions of this or the last preceding section shall be determinable at any time by the body or person appointing such Trustee.

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Elected
Trustees and
qualification.

11. The elected Trustees shall consist of the following persons—

(1) Two Trustees (in this Order called “Shippers’ Trustees”) who shall be—

(a) occupiers of slate wharves situate within the harbour; or

(b) persons who have during the year ending on the thirty-first day of December preceding the election paid rates or dues on slates for or in respect of the user of the harbour:

(2) Two Trustees (in this Order called “Traders’ Trustees”) who shall have paid rates or dues as aforesaid on any commodities other than slates:

(3) Two Trustees (in this Order called “Shipowners’ Trustees”).

Election of
Trustees.

12.—(1) The following persons (herein-after called “Shippers”) are hereby constituted an elective body for the purposes of this Order and shall elect two Shippers’ Trustees as herein-after provided namely—

(a) All occupiers of slate wharves situate within the harbour; and

(b) All companies firms or persons who have during the year ending on the thirty-first day of December preceding the election of Shippers’ Trustees paid rates or dues on slates for or in respect of the user of the harbour.

(2) The following persons (herein-after called “Traders”) are hereby constituted an elective body for the purposes of this Order and shall elect two Traders’ Trustees as herein-after provided namely—

All persons who have during the year ending on the thirty-first day of December preceding the election of Traders’ Trustees paid rates or dues on any commodities other than slates for or in respect of the user of the harbour.

(3) The following persons (herein-after called “Shipowners”) are hereby constituted an elective body for the purposes of this Order and shall elect two Shipowners’ Trustees as herein-after provided namely—

The respective owners being British subjects of any vessel (other than a fishing vessel) in respect of which rates or dues for or in respect of the user of the harbour shall have been paid during the three years immediately preceding the thirty-first day of December one thousand nine hundred and fifteen and the thirty-first day of December in every third year thereafter.

(4) The first election of Shippers’ Trustees Traders’ Trustees and Shipowners’ Trustees shall take place on the first Friday in March one thousand nine hundred and sixteen and the Trustees elected at that meeting shall come into office on the next ensuing twenty-fifth day of

March and shall hold office until the twenty-fifth day of March one thousand nine hundred and nineteen when the Shippers' Trustees Traders' Trustees and Shipowners' Trustees elected in their place shall come into office and so on in every third year thereafter.

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(5) The Shippers Traders and Shipowners respectively shall meet at the hour and place appointed by the Trustees on the first Friday in March one thousand nine hundred and sixteen and in every third year thereafter and shall elect in manner herein-after provided two Shippers' Trustees two Traders' Trustees and two Shipowners' Trustees.

(6) At every election the clerk not being a candidate for election shall be the chairman of the meeting and failing him some person to be appointed by the Trustees.

(7) The Trustees shall cause the day hour and place of each election to be made public by a notice to be affixed to the door of the office and on such other conspicuous places as may be directed by the Trustees and also to be advertised once at least in a newspaper published or circulated in the district The notice shall be published not less than fourteen clear days before the day of each election.

(8) Any two of the Shippers and Traders respectively and any Shipowner may nominate any person duly qualified to be a Shippers' Trustee or a Traders' Trustee or a Shipowners' Trustee as the case may be as a candidate for the office of Shippers' Trustee Traders' Trustee or Shipowners' Trustee respectively by sending to the clerk a nomination paper The nomination paper shall be dated and subscribed by the two Shippers or Traders or the Shipowner as the case may be and shall contain the Christian names surnames places of abode and designations of the subscribers and of the candidate nominated No nomination paper shall be received after four o'clock in the afternoon of the Friday immediately preceding the day of election and public notice shall be given of the list of candidates for the office (a) of Shippers' Trustees (b) of Traders' Trustees and (c) of Shipowners' Trustees by affixing the same to the door of the office and on such other conspicuous places as the Trustees may direct Any candidate may at any time before the day of election be withdrawn by the delivery of a notice of withdrawal signed by him and addressed to the clerk.

(9) In the event of two duly qualified persons only being nominated as herein-before specified for election as Shippers' Trustees Traders' Trustees or Shipowners' Trustees respectively the chairman of the meeting shall without further procedure declare those persons to be duly elected and such declaration shall be in writing signed by such chairman and shall be conclusive evidence of the due election of those persons.

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(10) At every contested election of Shippers' Trustees a poll shall be taken and each of the Shippers shall be entitled to the following votes in respect of the election of Shippers' Trustees (that is to say)—

- (a) Two votes as occupier of a slate wharf or wharves ;
- (b) Two or more votes as payer of harbour dues as follows—

Dues up to 20 <i>l.</i>	-	-	-	-	Two votes
If over 20 <i>l.</i> and not over 50 <i>l.</i>	-	-	-	-	Four votes
If over 50 <i>l.</i> and not over 100 <i>l.</i>	-	-	-	-	Six votes
If over 100 <i>l.</i>	-	-	-	-	Eight votes

and may distribute them among the candidates for the offices of Shippers' Trustees as he may think fit but in no case shall a Shipper be entitled to give more than half his total number of votes to any one candidate.

(11) At every contested election of Traders' Trustees a poll shall be taken and each of the traders shall be entitled to two votes in respect of the election of Traders' Trustees but in no case shall a trader be entitled to give more than one vote to any one candidate.

(12) At every contested election of Shipowners' Trustees a poll shall be taken and each of the Shipowners being a British subject shall in respect of the election of Shipowners' Trustees be entitled to two votes for each vessel in respect of which rates or dues shall have been paid for or in respect of the user of the harbour but in no case shall a Shipowner be entitled to give more than one half of his total number of votes to any one candidate.

(13) The two candidates for the office of Shippers' Trustees Traders' Trustees and Shipowners' Trustees respectively having the greatest number of votes at any contested election shall be elected and in every case of equality the chairman of the meeting shall have a casting vote in addition to the vote or votes (if any) to which he may be entitled as elector.

(14) Any question or dispute regarding the election of any candidate shall be summarily determined at the meeting by the chairman of the meeting whose decision shall be final.

(15) Notice of the election of any person to be a Shippers' Trustee a Traders' Trustee or a Shipowners' Trustee shall be sent to him in writing by the clerk together with a notice to attend the next meeting of the Trustees Such notice shall state the time and place at which such meeting is to be held.

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

(17) If at any meeting for the election of Shippers' Trustees Traders' Trustees or Shipowners' Trustees the place of any retiring

Trustee is not filled up the retiring Trustee shall continue in office for the period during which the new Trustee if elected in his place would have been entitled to hold office.

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—
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(18) The expenses connected with each election of Shippers' Trustees Traders' Trustees and Shipowners' Trustees respectively (exclusive of the expenses incurred by any candidate which expenses shall be borne by such candidate) shall be paid by the Trustees out of the funds belonging to them as such Trustees.

13.—(1) The clerk shall on or before the thirty-first day of January one thousand nine hundred and sixteen and on or before the same date in every third year thereafter make separate registers of persons who are according to the accounts of the trust entitled to vote in the election of—

Trustees to
keep regis-
ters of per-
sons entitled
to elect Trus-
tees.

- (a) Shippers' Trustees ;
- (b) Traders' Trustees ; and
- (c) Shipowners' Trustees respectively.

(2) Such registers shall remain open for inspection by any person interested in the election of elected Trustees at the office for a period of fourteen days from the thirty-first day of January one thousand nine hundred and sixteen and from the same date in every third year thereafter and if during such period no objection to any such register is made and sustained by the Trustees the persons whose names appear on such registers shall subject to the next following proviso alone be qualified to vote at the next election of Shippers Traders' and Shipowners' Trustees respectively Provided that on or before the thirty-first day of January one thousand nine hundred and sixteen and on or before the same date in every third year thereafter the Board of Trade shall on the request of the Trustees appoint three persons to be revisers of such registers and any such objection which is not sustained by the Trustees shall be forthwith communicated by them to such revisers who or in case of the death or neglect or failure to act of any of them then the others or other of them may direct such names as they or he may think fit to be added to or removed from any such register.

(3) In the register of shipowners the ship's managing owner shall in the absence of directions by all the owners thereof to the contrary be inserted as the owner.

14. In any case where any limited company or other body corporate is registered as an elector the vote of such company or body in any election of elected Trustees shall be given either by means of a resolution to be passed by the directors of such company or body or by a person appointed in pursuance of a similar resolution to act as a proxy to represent such company or body Any such resolution shall be in writing and certified by the chairman and secretary of such

As to votes
by corporate
bodies.

A.D. 1915. company or body and delivered or sent by prepaid post to the clerk
— on or before the day before any election. In default of any such
· *Portmadoc.* resolution being so delivered or sent within the time aforesaid no vote
shall be given for or on behalf of such company or body at such
election.

Casual
vacancies
among elec-
ted Trustees.

15.—(1) In the event of a casual vacancy occurring in the office
of an elected Trustee by reason of death resignation failure to make
a valid election or otherwise from any cause other than retirement
from office in the regular course the other Trustees shall as soon as
may be thereafter at a meeting of the Trustees elect a person qualified
as aforesaid to fill the vacancy and the Trustee so elected shall con-
tinue in office for the same period and retire from office at the same
time as the person whose vacancy he fills would in ordinary course
have continued in and retired from office but shall be eligible for
re-election.

(2) In case of an equality of votes at any such election the chair-
man of the meeting shall have a second or casting vote.

Re-election
quorum and
resignation.

16.—(1) A retiring Trustee may be re-elected.

(2) The quorum for a meeting of Trustees shall be five.

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

Validity of
acts of Trus-
tees.

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

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

Disqualifica-
tion of Trus-
tees.

18.—(1) A person shall be disqualified from being elected or from
being a Trustee for the purposes of this Order if he be not a British
subject or if he ceases to hold his qualification or becomes bankrupt
or compounds with his creditors or in the case of an elected Trustee
is absent from the meetings of the Trustees for more than twelve
months consecutively (unless in case of illness) or holds any paid office
or place of profit under the Trustees.

(2) A Trustee shall not at any meeting of the Trustees vote on
any question arising in connection with any contract or employment
in which he has directly or indirectly by himself or his partners any
share or interest.

Meetings.

19.—(1) The Trustees may hold meetings at any time and place
they think fit.

(2) The Trustees need not hold monthly meetings but they shall hold at least two meetings in every year. A.D. 1915.
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(3) The first meeting of the Trustees shall be held within one month after the commencement of this Order.

(4) The annual meeting of the Trustees shall be held on such date in the month of April in each year as may be fixed by the Trustees.

(5) Sections 42 and 43 of the Commissioners Clauses Act 1847 as incorporated with this Order shall be read as if the word "monthly" wherever it occurs therein was omitted therefrom.

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

20.—(1) The Trustees may from time to time appoint out of their own body such and so many committees either of a general or special nature and consisting of such number of persons as they may think fit for any purposes which in the opinion of the Trustees would be better regulated and managed by means of such committees but the acts of every such committee shall be submitted to the Trustees for their approval. Appointment of committees.

(2) The quorum of any committee shall be fixed by the Trustees.

Acquisition of Harbour.

21. The Trustees with the consent in writing of the Board of Trade may acquire by agreement or accept a transfer of or take on lease the existing harbour undertaking and as from the date of completion of such transfer or the date of such lease as the case may be the existing harbour undertaking or such part thereof as shall be included in such transfer or lease shall be held and used by the Trustees for the purposes and according to the provisions of this Order and as from the date of such completion or during the term created by such lease the said Act 1 and 2 Geo. IV. cap. CXV. so far as it is inconsistent with the provisions of this Order shall altogether cease to have effect or be inoperative as the case may be. Power to Trustees to acquire existing harbour undertaking.

Acquisition of Lands.

22. The Lands Clauses Acts (except so much thereof as relates to the purchase and taking of lands otherwise than by agreement and to the entry upon lands by the promoters of the undertaking) are hereby incorporated with this Order and for the purposes of that incorporation the term "special Act" in those Acts shall mean this Order. Incorporation of Lands Clauses Acts.

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Portmadoc.
Power to
take lands by
agreement.

Lands for ex-
traordinary
purposes.

23. For the purposes of the works the Trustees may purchase by agreement or take on lease and use all or such parts of the lands shown on the plan deposited for the purposes of this Order as they may think requisite for the purposes of the works.

24. The Trustees may (in addition to the lands by the last preceding section authorised to be taken by them and the lands comprised in the existing harbour undertaking) purchase by agreement or take on lease and hold for extraordinary purposes any lands not exceeding in the whole five acres but nothing in this section shall exempt the Trustees from any proceedings for nuisance caused or permitted by them on land acquired or taken on lease by them under the power conferred by this section.

Power to
take ease-
ments &c. by
agreement.

25. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and this Order grant any easement right or privilege (not being an easement right or privilege of water in which other persons than the grantors have an interest) required for the purposes of this Order in or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid.

Power to
retain and
sell lands.

26. Notwithstanding anything in the Lands Clauses Acts or in any other Act or Acts to the contrary the Trustees may retain hold and use for such time as they may think fit or may sell let lease exchange or otherwise dispose of in such manner and for such consideration and purpose and on such terms and conditions as they may think fit and in case of sale either in consideration of the execution of works or of the payment of a gross sum or of an annual rent or of any payment in any other form any lands and premises or any interest therein vested in them or acquired by them under this Order and may sell exchange or dispose of any rents reserved on the sale exchange lease or other disposition of such lands and premises and may make do and execute any deed act or thing proper for effectuating any such sale lease exchange or other disposition and on any exchange may give or take any money for equality of exchange.

Limits.

Limits of
harbour.

27.—(1) The limits within which the Trustees shall have authority to levy rates and within which the powers of the harbour-master may be exercised shall comprise so much of the foreshore and estuaries of the rivers Glaslyn and Dwyryd and of the bed of the sea in or adjacent to the counties of Carnarvon and Merioneth as is included within an area below high-water mark of ordinary tides bounded on the north-east by but excluding the Portmadoc Embankment and on the

south-west by an imaginary straight line drawn parallel to the said embankment at a distance of three-and-a-half miles therefrom and extending up the estuary of the River Dwyryd as far as a straight line drawn from the south-west point of Aberia to the shore at Glas-traeth and passing through the southern extremity of the Island of Ynys Giffan and extending up the estuary of the River Glaslyn as far as the Portmadoc Bridge and including also the lands buildings works and conveniences above high-water mark of ordinary tides and adjoining the channel of the River Glaslyn between Trwyn-cae-Ogo and Portmadoc Bridge and coloured yellow on the plan referred to in the section of this Order whereof the marginal note is "Interpretation" (which limits are in this Order referred to as "the limits of this Order").

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(2) A map or plan showing by a red line the limits of this Order having been signed in quadruplicate by an assistant secretary to the Board of Trade and one copy thereof having been deposited at the office of the Board of Trade a copy thereof shall be deposited at the offices of the clerks of the peace for each of the counties of Carnarvon and Merioneth and another copy thereof shall be deposited at the office.

(3) In case of any discrepancy between the limits delineated on the said map or plan and the limits described in subsection (1) of this section the said map or plan shall be deemed to be correct and shall prevail.

Works and Powers.

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

Power to
 construct
 works.

29. The works authorised by this Order are—

Description
 of works.

(1) A training wall groyne or jetty of solid construction (Work No. 1) commencing in the parish of Ynyscynhaiarn in the county of Carnarvon at a point 17·50 chains measured in a southerly direction from the southern corner of the wharf known as the New Wharf and terminating in the parish of Talsarnau in the county of Merioneth at a point 13·25 chains measured in an easterly direction from the north-eastern corner of the house known as Bronafon Borthygest:

(2) A groyne or jetty of solid construction (Work No. 2) wholly in the parish of Ynyscynhaiarn in the county of Carnarvon

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commencing at a point 3·50 chains measured in a south-easterly direction from the north-eastern corner of the house known as Garreg Wen Bach and terminating at a point 12·50 chains measured in a south-easterly direction from the said south-eastern corner of the said house :

- (3) A groyne or jetty of solid construction (Work No. 3) wholly in the parish of Ynyscynhaiarn in the county of Carnarvon commencing at a point 10 chains measured in a north-easterly direction from the north-eastern corner of the powder magazine at Ynyscyngar and terminating at a point 14·50 chains measured in a southerly direction from the south-western corner of the house known as Garreg Wen Bach.

Power to deviate.

30. In constructing the works the Trustees may with the consent in writing of the Board of Trade deviate laterally to any extent within the limits of deviation marked on the deposited plan and may with the like consent deviate vertically to any extent.

Power to maintain and improve works.

31.—(1) Subject to the provisions of this Order the Trustees may upon any lands within the limits of this Order maintain alter improve and extend the works and construct maintain alter and improve embankments landing places piers quays jetties slips wharves buoys moorings lights beacons roads sewers drains watercourses gas and water pipes electric light and power and other works and conveniences which may be found necessary for the accommodation of vessels and traffic and may also from time to time lay down and maintain rails tramways sidings and turntables on and along the piers quays and other works of the Trustees.

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

(3) Any electric lighting or other apparatus constructed provided and maintained under this Order shall be so constructed used and worked as to prevent any interference with telegraphic communication by means of any telegraphic line belonging to or used by the Postmaster-General.

(4) Nothing in this Order shall extend to or authorise any interference with any works of any undertakers within the meaning of the Electric Lighting Acts 1882 to 1909 to which the provisions of section 15 of the Electric Lighting Act 1882 apply except in accordance with and subject to the provisions of that section.

32. Subject to the provisions of this Order any of the works constructed on over or under tidal lands below high-water mark of ordinary spring tides shall be constructed only in accordance with such plans and sections and subject to such restrictions and regulations as previous to such works being commenced have been approved by the Board of Trade in writing under the hand of one of the secretaries or assistant secretaries of the Board of Trade.

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Works below high-water mark to be subject to approval of Board of Trade.

Any alteration or extension of any such works shall be subject to the like approval.

If any such work be commenced or completed contrary to the provisions of this section the Board of Trade may abate and remove the same and restore the site thereof to its former condition at the cost of the Trustees and the amount of such cost shall be a debt due from the Trustees to the Crown and shall be recoverable as a Crown debt or summarily.

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

Penalty for obstructing works.

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

Powers to cease in certain events.

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

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

(4) The works shall be completed within five years after the termination of the present war.

35.—(1) The Trustees may deepen dredge scour and excavate any portion of the foreshore and bed of the sea and of the rivers Glaslyn and Dwyryd to the extent necessary to secure a sufficient waterway and approach to the harbour and works for vessels using the same.

Power to dredge.

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

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

Power to
purchase
dredgers &c.

36. The Trustees may from time to time provide purchase take on lease hire and use such steam or other dredgers engines tugs lighters or other vessels diving bells tools plant or other materials as they may think necessary for effecting the purposes of this Order and may let the same on hire for such sums and upon and subject to such terms and conditions as they may think fit or may sell or dispose thereof All sums received in respect of any such letting on hire shall be deemed to form part of the harbour revenue and all moneys realised by any such sale or disposal shall be applied towards carrying into effect any of the purposes of this Order to which capital is properly applicable.

*Rates.*Power to
levy rates.

37.—(1) Sections 25 and 26 of the Harbours Clauses Act 1847 shall not be incorporated with this Order.

(2) When the existing harbour undertaking shall have been transferred or leased to the Trustees in accordance with the provisions of this Order the Trustees may within the limits of this Order subject and according to the provisions of this Order demand receive and recover for the use of the harbour and in respect of vessels boats persons goods animals fish and things and for services described in the schedule to this Order any rates not exceeding those specified in that schedule.

Power to
vary exemp-
tions and
compound
for rates.

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

Rates for
warehouses
&c.

39. The Trustees may (so far as the rates specified in the schedule to this Order do not extend) demand and recover such rates or other consideration as they think reasonable for the use of any warehouses sheds buildings yards weighing machines mooring posts

cranes buoys works and conveniences belonging to or provided by the Trustees or in respect of any services rendered by them in connection with the harbour.

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40. The rates and charges payable for or in respect of the use of steam and other tugs provided maintained or let by the Trustees shall be paid by the owner master consignee or other person having charge of the vessel obtaining the assistance of the tug to the Trustees or their lessee and those rates and charges shall be due and payable whether the tug shall be actually employed or not provided the assistance thereof shall have been required and shall in consequence of a requisition have been tendered by the master or other person having command of the tug.

Rates for
tugs.

41. The Trustees may supply and remove ballast for the accommodation of vessels within the limits of this Order or permit the master or owner of any vessel within the limits of this Order to lift or convey ballast from or to any place where it may be lawfully obtained or deposited for the purpose of supplying or removing the ballast of such vessel on payment to the Trustees of such reasonable rates as they shall think fit.

Ballast for
vessels.

42.—(1) The master or owner of any vessel (not being a pleasure boat) with a take or cargo of fish shall on the arrival of the vessel within the limits of this Order forthwith furnish to the collector of rates a true and accurate statement of his take or cargo of fish and the name of every person obtaining delivery thereof.

Masters of
fishing
vessels to
report take
of fish.

(2) If the master or owner of the vessel fails to comply with this section he shall for each offence be liable to a penalty not exceeding ten pounds.

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

Harbour-
master may
prevent sail-
ing of vessels.

44. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties and port charges those vessels when forced by stress of weather to seek shelter in the ports or on the coast of the United Kingdom shall when forced by stress of weather to make use of the harbour and not breaking bulk while making use thereof be exempt from rates leviable under this Order.

Certain fish-
ing vessels
under stress
of weather
exempt from
rates.

45. All persons going to or returning from any lifeboat or using any apparatus for saving life and being persons either belonging to the crew of the lifeboat or to the coastguard or being persons for the time

Exemption
of lifeboat
crew.

[Ch. xcvi.] *Pier and Harbour Orders* [5 & 6 GEO. 5.]
Confirmation (No. 1) Act, 1915.

A.D. 1915. being actually employed in saving life or in exercising or using the
Portmadoc. lifeboat or the apparatus for saving life and all persons brought ashore
from any vessel in distress shall at all times have free ingress passage
and egress to along and from the harbour.

Board of
Trade may
reduce rates.

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

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

Powers of Sale and Leasing.

Power to sell. 47.—(1) The Trustees at any time after the existing harbour under-
taking shall have been transferred to them may with the previous
consent in writing of and upon such terms conditions and restrictions
as may be sanctioned by the Board of Trade sell their undertaking
and the purchaser to the extent authorised by his conveyance shall
have and may exercise all or any of the powers conferred upon the
Trustees by this Order or which the Trustees have or might exercise
under this Order and shall be subject to all the liabilities and
obligations to which the Trustees are subject and shall perform all
the duties of the Trustees under this Order.

(2) The Trustees shall within one month after the date of any
conveyance made under this section deposit a certified copy thereof
with the Board of Trade and shall as from the expiration of that month
be liable to a penalty not exceeding twenty pounds for every week or
part of a week during which they refuse or neglect to comply with
this subsection.

Power to
lease under-
taking or
rates.

48.—(1) The Trustees at any time after the existing harbour
undertaking shall have been transferred to them may with the previous
consent in writing of and upon such terms conditions and restrictions
and for such period as may be sanctioned by the Board of Trade
lease to any company corporation or person—

(a) The harbour undertaking; or

(b) The rates and other charges authorised to be taken by this
Order.

[5 & 6 GEO. 5.] *Pier and Harbour Orders* [Ch. xcvi.]
Confirmation (No. 1) Act, 1915.

(2) As from the date of any lease made under the last preceding subsection the lessee during the continuance of and to the extent provided in his lease shall have and may exercise all or any of the powers conferred upon the Trustees by this Order which the Trustees have or might exercise under this Order and shall be subject to all the liabilities and obligations to which the Trustees are subject and shall perform all the duties of the Trustees under this Order.

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(3) No lease made under subsection (1) of this section shall be assignable without the previous consent in writing of the Board of Trade.

(4) The Trustees shall within one month after the date of any lease made under this section deposit a certified copy thereof with the Board of Trade and shall as from the expiration of that month be liable to a penalty not exceeding twenty pounds for every week or part of a week during which they refuse or neglect to comply with this subsection.

(5) No lease made under this section shall be made in consideration or part consideration of any fine premium or other capital sum.

(6) Nothing in this section shall exempt the Trustees from their obligations to keep and render accounts and as from the date of any lease made under this section all the provisions of the Acts incorporated with this Order and of this Order as to the keeping delivery and audit of accounts shall apply to and be binding upon as well the lessee as the Trustees and all moneys received by the Trustees under or in respect of any such lease shall be deemed to be moneys levied by virtue of and income received under this Order.

49. The Trustees shall not in pursuance of the powers of this Order sell or lease their undertaking to any company body or person without first offering to sell or lease the same to the council on terms similar to those agreed with such company body or person and if the council within one month after the receipt of such offer shall determine to apply for the necessary powers so to purchase or take on lease the said undertaking the Trustees shall not complete the said first mentioned sale or lease until the council shall have been afforded the then next available opportunity of obtaining such powers.

For protec-
tion of Ynys-
cynhaiarn
Urban Dis-
trict Council.

50. In addition to any general power in this Order contained the Trustees may let for hire or lease for any term not exceeding fourteen years any rooms shops sheds warehouses or other buildings separately from any other part of the harbour undertaking to any company corporation or person upon such terms pecuniary or otherwise and under such restrictions and conditions as they think fit.

Power to
lease ware-
houses.

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*Finance.**Portmadoc.*
Power to borrow.

51.—(1) The Trustees may from time to time borrow at interest not exceeding five per centum per annum—

- (a) For the payment of the costs charges and expenses of and incidental to this Order such sum as may be required for the purpose;
- (b) For or in connexion with the works any sum or sums not exceeding in the whole seven thousand five hundred pounds;
- (c) With the consent of the Board of Trade such sum or sums not exceeding in the whole fifty-two thousand five hundred pounds as may be required for or in connexion with the acquisition of the existing harbour undertaking;
- (d) With the consent of the Board of Trade such further sum or sums as may from time to time be required for any of the purposes of the harbour undertaking.

(2) In order to secure the repayment of moneys borrowed for the purposes mentioned in this section and the payment of interest thereon the Trustees may mortgage or charge the harbour revenue and the harbour undertaking and any property for the time being belonging to the Trustees.

Consent of Treasury to borrowing of money during war.

52. The Trustees shall not during the continuance of the present war and within twelve months thereafter borrow any money under the provisions of this Order unless the consent of the Treasury has been previously obtained.

Periods for repayment.

53. All moneys borrowed by the Trustees under the section of this Order of which the marginal note is "Power to borrow" shall be repaid within the respective periods following (that is to say)—

- (a) As to money borrowed for the purpose (a) mentioned in the said section within five years from the commencement of this Order; and
- (b) As to money borrowed for the purposes (b) (c) and (d) mentioned in the said section within forty years from the date of borrowing the same.

Power to Ynyscyn-haiarn Council to lend and guarantee.

54.—(1) The council being a rating authority as defined by section 7 of the Public Works Loans Act 1882 may (subject to the provisions of this Order) if they think it expedient in the interests of the inhabitants at large of the district so to do—

- (a) advance to the Trustees by way of loan for the acquisition of the existing harbour undertaking and the improvement of the harbour any sums not exceeding in the aggregate five thousand pounds and so that any sums so advanced

shall bear interest at the same rate as that at which the council may borrow for the purpose of the advance or if they do not so borrow at the rate of three-and-a-half per centum per annum; and

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- (b) give and enter into at such time or times in such manner and subject to such stipulations as may be agreed any guarantee or contract for securing the repayment to the Lords Commissioners of His Majesty's Treasury of a portion not exceeding in the whole two thousand pounds of the amount which may be advanced by the Treasury to the Trustees for the purposes of the harbour undertaking together with interest thereon.

(2) In order to raise the sum required for the purpose of any such advance as aforesaid the council may borrow money on the security of the district fund and general district rate or either of them and may mortgage charge or assign the same or either of them.

(3) The council shall not make any such advance or give or enter into any such guarantee or contract as aforesaid or mortgage charge or assign the district fund or general district rate under the provisions of this section except in pursuance of a special resolution for the purpose passed at a meeting of the council and published once at least in each of two successive weeks in a local newspaper circulating in the district and confirmed at a second meeting of the council held not less than fourteen days after the first publication of notice of such resolution and not less than three months after the meeting at which the resolution was passed.

55. All moneys borrowed by the council for the purpose of being advanced to the Trustees and actually advanced to them under the provisions of this Order shall be repaid by the council within forty years (in this Order referred to as "the prescribed period") from the date of borrowing the same.

Period for, repayment of moneys borrowed by council.

56. The provisions of sections 236 to 239 of the Public Health Act 1875 shall be applicable to any mortgage granted by the council under the provisions of this Order.

Certain provisions of Public Health Act 1875 to apply to mortgages of council.

57. The council shall pay off all moneys borrowed by them on mortgage under the provisions of this Order either by equal yearly or half-yearly instalments of principal or of principal and interest combined or by means of a sinking fund or partly by such instalments and partly by a sinking fund and the payment of the first instalment shall be made within twelve months if a yearly instalment or within six months if a half-yearly instalment after the date of borrowing the sum in respect of which it is made and the first payment to the sinking fund shall be made within twelve months after the date of borrowing the sum in respect of which it is made.

Mode of payment off of moneys borrowed by council.

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Sinking fund.

58.—(1) If the council determine to repay by means of a sinking fund any moneys borrowed under the powers of this Order such fund shall be formed and maintained either—

(a) By payment to the fund throughout the prescribed period of such equal annual sums as will together amount to the moneys for the repayment of which the sinking fund is formed. A sinking fund so formed is herein-after called a “non-accumulating sinking fund”; or

(b) By payment to the fund throughout the prescribed period of such equal annual sums as with accumulations at a rate not exceeding three pounds per centum per annum will be sufficient to pay off within the prescribed period the moneys for the repayment of which such sinking fund is formed. A sinking fund so formed is herein-after called an “accumulating sinking fund.”

(2) Every sum paid to a sinking fund and in the case of an accumulating sinking fund the interest on the investments of the sinking fund shall unless applied in repayment of the loan in respect of which the sinking fund is formed be immediately invested in statutory securities the council being at liberty from time to time to vary and transpose such investments.

(3) In the case of a non-accumulating sinking fund the interest on the investments of the fund may be applied by the council towards the equal annual payments to the fund.

(4) The council may at any time apply the whole or any part of any sinking fund in or towards the discharge of the moneys for the repayment of which the fund is formed. Provided that if the council shall avail themselves of this power in the case of an accumulating sinking fund they shall pay into the fund each year and accumulate during the residue of the prescribed period a sum equal to the interest which would have been produced by such sinking fund or part thereof so applied if invested at the rate per centum per annum on which the annual payments to the sinking fund are based.

(5)—(a) If and so often as the income of an accumulating sinking fund is not equal to the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the annual payments to the fund are based any deficiency shall be made good by the council.

(b) If and so often as the income of an accumulating sinking fund is in excess of the income which would be derived from the amount invested if the same were invested at the rate per centum per annum on which the annual payments to the fund are based any such excess may be applied towards such annual payments.

(6) Any expenses connected with the formation maintenance investment application management or otherwise of any sinking fund under this Order shall be paid by the council in addition to the payments provided for by this Order.

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(7) If it appears to the council at any time that the amount in the sinking fund with the future payments thereto in accordance with the provisions of this Order together with (in the case of an accumulating sinking fund) the probable accumulations thereon will not be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed it shall be the duty of the council to make such increased payments to the sinking fund as will cause it to be sufficient for that purpose. Provided that if it appears to the Local Government Board that any such increase is necessary the council shall increase the payments to such extent as that Board may direct.

(8) If the council desire to accelerate the repayment of any loan they may increase the amounts payable to the sinking fund.

(9) If the amount in any sinking fund with the future payments thereto in accordance with the provisions of this Order together with (in the case of an accumulating sinking fund) the probable accumulations thereon will in the opinion of the Local Government Board be more than sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the council may with the consent in writing of that Board reduce the payments to the sinking fund either temporarily or permanently to such amounts as will in the opinion of the Local Government Board be sufficient to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed.

(10) If the amount in any sinking fund at any time together with (in the case of an accumulating sinking fund) the probable accumulations thereon will in the opinion of the Local Government Board be sufficient without any further payments thereto to repay within the prescribed period the moneys for the repayment of which the sinking fund is formed the council may with the consent in writing of that Board discontinue the annual payments to such sinking fund until that Board shall otherwise direct.

(11) Any surplus of any sinking fund remaining after the discharge of the whole of the moneys for the repayment of which it was formed shall be applied to such purpose or purposes as the council with the consent in writing of the Local Government Board may determine.

(12) For the purposes of this section "statutory security" means and includes any investment in which trustees are for the time being by statute authorised to invest trust money and any mortgage bond

[Ch. xcvi.] *Pier and Harbour Orders* [5 & 6 GEO. 5.]
Confirmation (No. 1) Act, 1915.

A.D. 1915. debenture or stock of any county council or municipal corporation or
Portmadoc. other local authority as defined by section 34 of the Local Loans Act
1875 but does not include annuities rentcharges or securities transferable
by delivery or any securities of the council.

Return as to
sinking fund
to be made
to Local
Government
Board.

59.—(1) The clerk of the council shall within twenty-one days after
the thirty-first day of March in each year if during the twelve months
next preceding the said thirty-first day of March any sum is required
to be paid as an instalment or annual payment or to be appropriated
or to be paid to a sinking fund in pursuance of the provisions of this
Order or in respect of any money raised thereunder and at any
other time when the Local Government Board may require such a
return to be made transmit to the Local Government Board a return
in such form as may be prescribed by that Board and if required
by that Board verified by statutory declaration of the said clerk
showing for the year next preceding the making of such return or for
such other period as the said Board may prescribe the amounts which
have been paid as instalments or annual payments and the amounts
which have been appropriated and the amounts which have been paid
to or invested or applied for the purpose of the sinking fund and
the description of the securities upon which any investment has been
made and the purposes to which any portion of the sinking fund or
investment or of the sums accumulated by way of compound interest
has been applied during the same period and the total amount (if any)
remaining invested at the end of the year and in the event of his
failing to make such return the said clerk shall for each offence be liable
to a penalty not exceeding twenty pounds to be recovered by action
on behalf of the Crown in the High Court and notwithstanding the
recovery of such penalty the making of the return shall be enforceable
by writ of Mandamus to be obtained by the Local Government Board
out of the High Court.

(2) If it appears to the Local Government Board by that return
or otherwise that the council have failed to pay any instalment or
annual payment required to be paid or to appropriate any sum required
to be appropriated or to set apart any sum required for any sinking
fund (whether such instalment or annual payment or sum is required
by this Order or by the Local Government Board in virtue thereof
to be paid appropriated or set apart) or have applied any portion of
any sinking fund to any purposes other than those authorised the
Local Government Board may by order direct that the sum in such
order mentioned not exceeding double the amount in respect of which
default has been made shall be paid or applied as in such order
mentioned and any such order shall be enforceable by writ of Man-
damus to be obtained by the Local Government Board out of the
High Court.

60. The council shall provide out of the district fund any sums from time to time required for the fulfilment of any guarantee or the performance of any contract given or entered into by them under the provisions of this Order or for the payment of interest or repayment of principal in respect of any moneys borrowed by them under the provisions of this Order or the maintenance of any sinking fund required to be formed by the provisions of this Order and shall from time to time raise and levy as part of the general district rate such sums as may be necessary therefor.

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Portmadoc.
 Power of council to provide sums for fulfilment of guarantee performance of contract or repayment of moneys borrowed by them.

61. All sums paid by the council in pursuance of any guarantee or contract given or entered into by them under the provisions of this Order shall be repaid by the Trustees to the council with interest at the rate of four pounds per centum per annum from the date of payment as soon as the resources of the Trustees will admit and any doubt or difference as to the time and amount of any such repayment shall on the application of the council stand referred to and be determined by the Local Government Board whose determination shall be binding on the Trustees and the council and final for all purposes.

Sums paid under guarantee or contract to be repaid.

62. All sums paid or repaid by the Trustees to the council in respect of any guarantee or contract given or entered into by the council under the provisions of this Order shall be paid into the district fund. All sums paid by the Trustees to the council by way of interest on any loan by the council to the Trustees shall be applied by the council primarily in or towards the payment of interest on any money borrowed by the council under the provisions of this Order and subject thereto shall be paid into the district fund. All sums paid by the Trustees to the council by way of repayment of any loan by the council to the Trustees shall be applied by the council primarily in or towards the repayment of any money borrowed by the council under the provisions of this Order and subject thereto shall be paid into the district fund.

Application of moneys paid by Trustees to council.

63.—(1) The council shall have power—

- (a) to borrow for the purpose of paying off any moneys previously borrowed under this Order which are intended to be forthwith repaid; or
- (b) to borrow in order to replace moneys which during the previous twelve months have been temporarily applied from other funds of the council in repaying moneys previously borrowed under this Order and which at the time of such repayment it was intended to replace by borrowed moneys.

Power to council to re-borrow.

(2) Any moneys borrowed under this section shall for the purposes of repayment be deemed to form part of the original loan and shall be

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A.D. 1915. repaid within that portion of the prescribed period which remains
Portmadoc. unexpired and the provisions which are for the time being applicable
to the original loan shall apply to the moneys borrowed under this
section.

(3) The council shall not have power to borrow for the purpose
of making any payment to a sinking fund or of paying any instalment
or making any annual payment which has or may become due in respect
of borrowed moneys.

(4) The council shall not have power to borrow in order to replace
any moneys previously borrowed which have been repaid—

(a) by instalments or annual payments ; or

(b) by means of a sinking fund ; or

(c) out of moneys derived from the sale of land ; or

(d) out of any capital moneys properly applicable to the purpose
of the repayment other than moneys borrowed for that
purpose.

Power to
Cambrian
Railways
Company to
subscribe and
guarantee.

64.—(1) The Cambrian Railways Company may with the authority
of three-fourths of the votes of their shareholders present in person
or by proxy at a general meeting specially convened for the purpose
subscribe towards the cost of the construction of the works such sums
as they may think fit not exceeding in the whole two thousand pounds
on such terms as may be agreed between the Trustees and the Cambrian
Railways Company.

(2) The said company may with the like authority give and enter
into at such time or times in such manner and subject to such
stipulations as may be agreed any guarantee or contract for securing
the payment of portion of any annual rent which may be payable
by the Trustees in respect of a lease to them of the existing harbour
undertaking or any part thereof.

(3) The said company may for any such purpose apply any
moneys which they now have or which they are authorised to raise
and which may not be required for the purposes of their undertaking.

Application
of money
borrowed.

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

Protection of
lenders.

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

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

(b) by an inspection of the register of mortgages by section 76 of the Commissioners Clauses Act 1847 required to be kept by the Trustees. A.D. 1915.
Portmadoc.

67. All money borrowed by the Trustees under this Order and repaid otherwise than by instalments or by means of a sinking fund in manner provided by this Order may be from time to time re-borrowed by the Trustees but so that the same shall be repaid within the respective periods limited by this Order. Re-borrowing.

68. The proceeds of sale of any surplus lands of the Trustees under the powers of this Order and all other moneys received on capital account not being borrowed moneys shall be distinguished as capital in the accounts of the Trustees and shall be applied in discharge of moneys borrowed by the Trustees under this Order. Provided that such proceeds when used to pay off borrowed moneys shall not be applicable to the payment of instalments or to payments into the sinking fund except to such extent and upon such terms as may be approved by the Board of Trade. Proceeds of sale of surplus lands to be treated as capital.

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

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

(3) In the application of sections 86 and 87 of the Commissioners Clauses Act 1847 to this Order the expression "Commissioners" shall mean the Trustees and the expressions "mortgage" and "mortgagee" shall respectively include any security for money borrowed under this Order and the holder of any such security.

70. It shall not be obligatory on the Trustees under section 90 of the Commissioners Clauses Act 1847 as incorporated with this Order to cause the statement and accounts therein mentioned to be printed and notwithstanding anything in that Act the same person may be both clerk and treasurer to the Trustees. Annual statement need not be printed.

71. The Trustees may if they think fit for the purpose of forming and maintaining a contingency fund not exceeding at any time the sum of one thousand pounds to meet any extraordinary claim or demand or any unforeseen accident or extraordinary damage which may happen or be caused to the harbour appropriate and set apart subject to the provisions of this Order as to application of revenue any amount which they think fit in any year out of the harbour revenue Contingency fund.

[Ch. xcvi.] *Pier and Harbour Orders* [5 & 6 GEO. 5.]
Confirmation (No. 1) Act, 1915.

A.D. 1915. and shall deposit any such amount in some joint stock bank to be
Portmadoc. increased by accumulation in the way of compound interest or other-
wise or shall invest the same in securities upon which trust moneys
may be invested until required for any of the aforesaid purposes.

Application
of harbour
revenue.

72. The harbour revenue shall be applicable for the purposes and
in the order following and not otherwise—

- (1) In payment of the costs of and connected with the prepara-
tion and making of this Order and otherwise incurred in
reference thereto except in so far as they may be provided
for out of moneys borrowed by the Trustees for the purpose
under this Order :
- (2) In payment of the expense properly chargeable to revenue of
the carrying on maintenance repair and management of the
harbour undertaking :
- (3) In payment year by year of the interest accruing on money
borrowed or subscribed under this Order and for the time
being outstanding and on any moneys paid by the council
under any guarantee or contract given or entered into by
them under the powers of this Order and not for the time
being repaid by the Trustees :
- (4) In payment of the instalments as they become due in respect
of any money borrowed under this Order and re-payable
by instalments and in the creation and maintenance of
a sinking fund in accordance with this Order for the
repayment of moneys so borrowed and not repayable by
instalments and in repayment of any moneys paid by the
council under any guarantee or contract given or entered
into by them under the powers of this Order :
- (5) In making such payments (if any) as the Trustees think fit
into a contingency fund established under the provisions of
this Order.

The surplus (if any) after providing for the purposes aforesaid
shall be applied by the Trustees in the improvement of the harbour.

Mode of re-
payment by
Trustees of
borrowed
moneys.

73. The Trustees shall pay off all moneys borrowed by them
on mortgage under the powers of this Order either by equal yearly
or half-yearly instalments of principal or of principal and interest
combined or by means of a sinking fund or partly by such instalments
and partly by a sinking fund.

Sinking fund
by Trustees.

74. Subject to the provisions of this Order the Trustees shall (in
the event of their borrowing otherwise than by way of repayment by
instalments within the periods respectively prescribed by the section
of this Order whereof the marginal note is "Periods for repayment")
appropriate and set apart in every year out of the harbour revenue

such a sum by way of sinking fund as will with the accumulations thereon by way of compound interest at a rate not exceeding three pounds per centum per annum be sufficient to pay off the whole of the principal moneys borrowed under this Order at the expiration of the said prescribed periods respectively and the provisions with regard to an accumulating sinking fund contained in the previous section of this Order whereof the marginal note is "Sinking fund" shall so far as applicable and with the substitution of the Trustees and the Board of Trade for the council and the Local Government Board respectively and with all other necessary modifications apply to the sinking fund to be formed under this section.

A.D. 1915.
Portmadoc.

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

Appointment
of an auditor.

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

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

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

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

Annual
account to be
sent to Board
of Trade.
25 & 26 Vict.
c. 19.

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

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

(4) In addition to the account to be lodged with the clerk of the peace in accordance with section 50 of the Harbours Clauses Act 1847

A.D. 1915. the Trustees shall also lodge with him a full and detailed statement
Portmadoc. showing the capital expenditure made by the Trustees during the year covered by the said account.

Byelaws.

Byelaws. 77.—(1) The byelaws which may from time to time be made by the Trustees in exercise of the power in that behalf conferred on them by section 83 of the Harbours Clauses Act 1847 may provide for imposing a penalty not exceeding forty shillings for the breach or non-observance of any of the byelaws.

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

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

Life-saving Apparatus.

Provision for life-saving apparatus. 78.—(1) Sections 16 to 19 of the Harbours Clauses Act 1847 shall not be incorporated with this Order.

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

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

Life-saving apparatus may be attached to harbour. 79. The officers of the coastguard and all other persons for the time being actually employed in connexion with the lifeboat or the apparatus for saving life may either permanently or temporarily without payment attach or cause to be attached to any part of the harbour spars and other apparatus for saving life and may also either in course of using or of exercising the apparatus for saving life fire rockets over the harbour.

Lifebuoys to be kept. 80. The Trustees shall at all times keep at convenient places in the harbour and in obedience to any requirements which may be made by the Board of Trade lifebuoys and lifelines in good order and fit and ready for use.

Lights.

Lights on works during construction. 81.—(1) The Trustees shall at or near the works below high-water mark during the whole time of the constructing altering or extending the same exhibit and keep burning at their own expense every night

from sunset to sunrise such lights (if any) and take such other steps for the prevention of danger to navigation as the Board of Trade from time to time require or approve. A.D. 1915.
Portmadoc.

(2) If the Trustees fail to comply in any respect with the provisions of this section they shall for each day in which they so fail be liable to a penalty not exceeding twenty pounds.

82.—(1) The Trustees shall at the outer extremity of their works below high-water exhibit and keep burning from sunset to sunrise such lights (if any) and take such other steps for the prevention of danger to navigation as the Corporation of Trinity House Deptford Strond shall from time to time direct. Permanent lights on works.

(2) If the Trustees fail to comply in any respect with the provisions of this section they shall for each day in which they so fail be liable to a penalty not exceeding twenty pounds.

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

(2) The Trustees shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to obey any direction given in reference to the means to be taken.

Miscellaneous.

84.—(1) Whenever any vessel is stranded or sunk in the harbour or in or near any approach thereto from the sea or is laid by in the harbour or neglected as unfit for sea service the Trustees may cause that vessel to be raised or removed or to be blown up or otherwise destroyed so as to clear the harbour and its approaches therefrom. Removal of stranded or sunk vessels.

(2) The Trustees may cause any such vessel and the furniture tackle and apparel thereof or any part thereof respectively which shall be raised or saved and also all or any part of the cargo goods chattels and effects which may be raised or saved from any such vessel to be sold in such manner as they think fit (subject to such notice being given of the intended sale as is prescribed by the first proviso to section 530 of the Merchant Shipping Act 1894) and out of the proceeds of sale may reimburse themselves for the expenses incurred by them under this section and also for any expenses incurred by them in marking watching lighting or otherwise controlling the vessel and shall hold the surplus (if any) of the proceeds of sale in trust for the persons entitled thereto :

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Provided always that the Trustees shall before selling any such cargo goods chattels or effects as aforesaid pay all duties which may be payable to His Majesty in respect to the cargo goods chattels or effects to be sold and they may retain the amount of the duties so paid out of the proceeds arising from the sale of such cargo goods chattels or effects.

(3) If the proceeds of sale are insufficient to reimburse the Trustees for the aforesaid expenses the Trustees may recover the deficiency or in case of an appeal under subsection (4) of this section such sum as is awarded by the arbitrator to be payable in respect of the deficiency from the person who at the time of the sinking or stranding of the vessel was the registered owner thereof or from the executors or administrators of such owner as a debt either summarily as a civil debt or in any court of competent jurisdiction.

(4) If on demand being made under this provision for payment of any deficiency the person on whom the demand is made is dissatisfied with the amount demanded he may within fourteen days after the receipt of the demand appeal to the Board of Trade who shall appoint an arbitrator to determine and award whether any and what sum is payable in respect of the deficiency and the award of the arbitrator appointed by the Board of Trade that no sum is payable or as to the sum payable as the case may be shall be conclusive and binding on both parties. The costs of the appeal and the award shall be in the absolute discretion of the arbitrator and he shall award and order how those costs are to be borne and paid and any costs so awarded and ordered to be paid by either party may be recovered by the other party in the same manner as the sum payable in respect of the deficiency is recoverable under subsection (3) of this section.

(5) The powers given to the Trustees under subsection (1) of this section shall not be exercised if the registered owner of the vessel stranded or sunk shall within twenty-four hours after the vessel shall have been stranded or sunk take such steps as may in the opinion of the harbour master be necessary for the raising or removal thereof and shall thenceforth continuously and diligently and to the satisfaction of the harbour-master prosecute and do all such works and things as may in the opinion of the harbour-master be necessary and proper for the raising and removal of the vessel as speedily as possible.

Meters and
weighers.

85. The Trustees shall have the appointment of meters and weighers within the limits of this Order.

Appointment
of officers to
enforce bye-
laws and
regulations.

86. The Trustees may appoint officers for securing the observance of the byelaws and regulations made by the Trustees under this Order in respect of the harbour and may from time to time procure such officers to be sworn as constables for that purpose but no such officers

shall act as constables until so sworn in and unless in uniform or provided with a warrant. A.D. 1915.
Portmadoc.

87. For all the purposes of the Harbours Clauses Act 1847 this Order shall be deemed the special Act. Application
of Act 10 & 11
Vict. c. 27.

88. All penalties under this Order shall be recovered and applied as penalties are recoverable and applicable under the Harbours Clauses Act 1847. Recovery of
penalties.

89. Officers of the Board of Trade and police officers acting in the execution of their duty shall at all times have free ingress passage and egress to along and from the harbour without payment. Officers
exempt from
rates.

90. The Trustees shall within the limits of this Order be a local lighthouse authority for the purposes of the Merchant Shipping Act 1894. Local light-
house autho-
rity.

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

92. All costs charges and expenses of and incident to the preparing and obtaining of this Order and otherwise incurred in reference thereto (as taxed by the taxing officer of the House of Lords or of the House of Commons) shall be paid by the Trustees out of moneys borrowed by the Trustees under this Order or out of any funds at their disposal as such Trustees. Costs of
Order.

[Ch. xcvi.] *Pier and Harbour Orders* [5 & 6 GEO. 5.]
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The SCHEDULE to which the foregoing Order refers.

I.—RATES ON VESSELS (OTHER THAN FISHING VESSELS) ANCHORING OR
 MOORING WITHIN THE LIMITS OF THIS ORDER.

For every vessel entering light or in ballast and leaving with a cargo per registered ton	-	-	-	-	-	0	4½
For every vessel entering with a cargo and leaving light or in ballast per registered ton	-	-	-	-	-	0	4½
For every vessel entering with a cargo and leaving with a cargo per registered ton	-	-	-	-	-	0	5½
All lighters from any vessel inside the limits of this Order shall be exempted from rates but if the vessel do not enter the said limits every lighter shall pay for each trip per registered ton	-	-	-	-	-	0	2

Proviso—Ships' boats and boats entirely open with fresh fish (other than herrings for curing) which carry no other cargo nor any passenger shall be exempt from rates.

II.—RATES ON FISHING VESSELS WITHIN THE LIMITS OF THIS ORDER.

For every sailing fishing boat including those fitted with auxiliary motor power each time	-	-	-	-	-	0	3
Or in full of rates per annum payable in advance	-	-	-	-	-	10	0
Fishing boats propelled by steam or other mechanical power except auxiliary motor power to be rated as vessels.							

III.—RATES OR TOLLS IN RESPECT OF ANIMALS AND GOODS SHIPPED OR UNSHIPPED OR TRANSHIPPED AT ANY QUAY OR OTHER WORK BELONGING OR LEASED OR SITUATE UPON LAND BELONGING OR LEASED TO THE TRUSTEES OR SITUATE BETWEEN GARTH PEN Y CLOGWYN AND THE SOUTHERN PART OF GAREGWEN.

Aerated waters per dozen bottles	-	-	-	-	-	0	0½
Agricultural implements:—							
Carts each	-	-	-	-	-	1	0
Harrows each	-	-	-	-	-	0	1
Ploughs each	-	-	-	-	-	0	1
Scythes per dozen	-	-	-	-	-	0	1
Shovels per dozen	-	-	-	-	-	0	1
Spades per dozen	-	-	-	-	-	0	1
Wheelbarrows each	-	-	-	-	-	0	1
Unenumerated each	-	-	-	-	-	0	1
Ale beer or porter in cask per 54 gallons	-	-	-	-	-	0	3
" " " 36 "	-	-	-	-	-	0	2
" " " 18 "	-	-	-	-	-	0	1
" " bottled per dozen bottles	-	-	-	-	-	0	0½

	s.	d.	A.D. 1915.
Animals :—			
Asses each - - - - -	0	3	— Portmadoc.
Bulls each - - - - -	1	0	
Calves each - - - - -	0	1	
Cows each - - - - -	1	0	
Dogs each - - - - -	0	1	
Horses each - - - - -	0	10	
Lambs per score - - - - -	0	3	
Mules each - - - - -	0	6	
Pigs each - - - - -	0	1	
Sheep per score - - - - -	0	4	
Unenumerated each - - - - -	0	3	
Ashes per ton - - - - -	1	0	
Asphalte per ton - - - - -	1	0	
Barrels empty each - - - - -	0	1	
Baskets over 12-in. diameter per dozen -	0	1½	
„ under 12-in. diameter per dozen -	0	1	
Bicycles per dozen - - - - -	2	0	
Biscuits per cwt. - - - - -	0	2	
Blubber per ton - - - - -	1	0	
Boats each - - - - -	2	0	
Books per ton - - - - -	3	4	
Boots and shoes per pair - - - - -	0	0½	
Boxes empty each - - - - -	0	1	
Brass per ton - - - - -	2	0	
Bread per cwt. - - - - -	0	2	
Bricks common per 1000 - - - - -	0	3	
„ fire and bath per 1000 - - - - -	0	6	
Brooms per gross - - - - -	1	0	
Brushes per gross - - - - -	1	0	
Buckets per gross - - - - -	2	0	
Candles tallow per cwt. - - - - -	0	1	
„ wax per cwt. - - - - -	0	1	
Canvas per cwt. - - - - -	0	2	
Carriages :—			
Four wheels each - - - - -	5	0	
Two wheels each - - - - -	2	6	
Cement per ton - - - - -	1	0	
Chalk per ton - - - - -	0	3	
Chemicals :—			
Alkali per ton - - - - -	0	4	
Alum per ton - - - - -	0	10	
Bleaching powder per ton - - - - -	0	4	
Chloride of lime per ton - - - - -	0	4	

A.D. 1915.	Chemicals—cont.	s.	d.
<i>Portmadoc.</i>	Kelp per ton - - - - -	-	1 0
	Saltpetre per cwt. - - - - -	-	0 2
	Unenumerated per ton - - - - -	-	0 6
	Chimney tops per dozen - - - - -	-	0 3
	Cider per 54 gallons - - - - -	-	0 8
	Clay per ton - - - - -	-	0 6
	Clocks each - - - - -	-	0 3
	Cloth haberdashery and millinery per cwt. - - - - -	-	0 1
	Coal coke &c.:—		
	Cinders per ton - - - - -	-	0 4
	Coal per ton - - - - -	-	0 6
	Coke per ton - - - - -	-	0 4
	Patent fuel per ton - - - - -	-	0 4
	Peat per ton - - - - -	-	0 3
	Copper per ton - - - - -	-	5 0
	Cordage per ton - - - - -	-	2 0
	Cork and corkwood per ton - - - - -	-	2 6
	Corn meal &c.:—		
	Barley per quarter - - - - -	-	0 2
	Beans per quarter - - - - -	-	0 2
	Bran per sack of 4 bushels - - - - -	-	0 1
	Flour per sack of 4 bushels - - - - -	-	0 2
	Indian corn per quarter - - - - -	-	0 2
	„ meal per sack of 4 bushels - - - - -	-	0 2
	Malt per quarter - - - - -	-	0 4
	Oatmeal per sack of 4 bushels - - - - -	-	0 2
	Oats per quarter - - - - -	-	0 2
	Peas per quarter - - - - -	-	0 2
	Rye per quarter - - - - -	-	0 2
	Wheat per quarter - - - - -	-	0 4
	Unenumerated per quarter - - - - -	-	0 2
	Cotton wool per ton - - - - -	-	1 0
	Crystal per ton - - - - -	-	2 0
	Drugs per cwt. - - - - -	-	0 4
	Dye stuffs:—		
	Bark per ton - - - - -	-	1 0
	Cochineal per cwt. - - - - -	-	1 0
	Cutch per ton - - - - -	-	1 0
	Indigo per cwt. - - - - -	-	0 3
	Unenumerated per ton - - - - -	-	1 0
	Dynamite per ton - - - - -	-	6 0
	Earthenware per ton - - - - -	-	1 0
	Eggs per 1200 - - - - -	-	0 6
	Emery per cwt. - - - - -	-	0 1½

						s.	d.	A.D. 1915.
Feathers per cwt.	-	-	-	-	-	0	6	Portmadoc.
Felt per ton	-	-	-	-	-	1	0	
Fish:—								
Crabs per dozen	-	-	-	-	-	0	0½	
Herrings imported fresh per 37½ gallons	-	-	-	-	-	0	2	
„ exported cured per 26⅔ gallons	-	-	-	-	-	0	2	
Lobsters per dozen	-	-	-	-	-	0	1	
Mackerel per 120	-	-	-	-	-	0	1	
Mussels per bushel	-	-	-	-	-	0	1	
Oysters per 1000	-	-	-	-	-	0	1½	
Salmon per cwt.	-	-	-	-	-	0	2½	
Unenumerated fresh per cwt.	-	-	-	-	-	0	1	
„ in tins bottles &c. per cwt.	-	-	-	-	-	0	2	
Flax per cwt.	-	-	-	-	-	0	3	
Fruit fresh all kinds per cwt.	-	-	-	-	-	0	2	
„ dried „ „	-	-	-	-	-	0	2	
Furniture household per 10l. value	-	-	-	-	-	1	0	
Game:—								
Deer each	-	-	-	-	-	1	0	
Hares per dozen	-	-	-	-	-	0	1	
Rabbits per dozen	-	-	-	-	-	0	0½	
Unenumerated per dozen	-	-	-	-	-	0	1	
Ginger per cwt.	-	-	-	-	-	0	2	
„ preserved per cwt.	-	-	-	-	-	0	3	
Glass:—								
Bottles per gross	-	-	-	-	-	0	3	
Window per ton	-	-	-	-	-	0	4	
Glue per cwt.	-	-	-	-	-	0	4	
Grates stoves per ton	-	-	-	-	-	1	6	
Grease per ton	-	-	-	-	-	1	0	
Groceries:—								
Butter per cwt.	-	-	-	-	-	0	3	
Cheese per cwt.	-	-	-	-	-	0	4	
Chocolate per cwt.	-	-	-	-	-	0	6	
Cocoa per cwt.	-	-	-	-	-	0	3	
Coffee per cwt.	-	-	-	-	-	0	3	
Lard per cwt.	-	-	-	-	-	0	2	
Molasses per cwt.	-	-	-	-	-	0	1	
Rice per cwt.	-	-	-	-	-	0	1	
Sugar per cwt.	-	-	-	-	-	0	1	
Tea per cwt.	-	-	-	-	-	0	3	
Unenumerated per cwt.	-	-	-	-	-	0	3	
Gunpowder per ton	-	-	-	-	-	6	0	
Hair plasterers' per cwt.	-	-	-	-	-	0	1	

A.D. 1915.	Pipes:—	s.	d.
<i>Portmadoc.</i>	Drain under 3-in. diameter per 1000	-	0 3
	„ above „ „	-	0 6
	Glazed per ton	-	0 2
	Tobacco per gross	-	0 1
	Pitch per ton	-	0 6
	Plants nursery and garden all kinds per score	-	0 1
	Plaster of Paris per ton	-	1 0
	Poultry per dozen	-	0 1
	Rags and old ropes per ton	-	0 10
	Ropes new per ton	-	1 0
	Rosin per ton	-	1 8
	Saddlery per cwt.	-	0 3
	Sand per ton	-	0 3
	Salt:—		
	Fresh per cwt.	-	0 0½
	Coarse for curing fish per ton	-	0 3
	Seeds per quarter	-	0 2
	Sewing machines each	-	0 1
	Slates:—		
	Roofing per ton	-	0 3
	Writing per gross	-	0 2
	All other per ton	-	0 3
	Snuff per cwt.	-	0 1
	Soap per cwt.	-	0 1
	Starch per cwt.	-	0 3
	Stones:—		
	Granite per ton	-	0 3
	Grindstone per ton	-	0 3
	Hearth per ton	-	0 3
	Limestone per ton	-	0 1
	Macadam per ton	-	0 2
	„ tarred per ton	-	0 3
	Millstones per ton	-	0 1
	Paving per ton	-	0 2
	Flag per ton	-	0 2
	Scythe per 100	-	0 6
	Unenumerated per ton	-	0 3
	Stoneware per cwt.	-	0 1
	Straw per ton	-	0 1½
	Stucco per ton	-	0 6
	Tallow per ton	-	1 0
	Tar:—		
	Coal per barrel of 31½ gallons	-	0 2
	Archangel per barrel of 31½ gallons	-	0 3

	s.	d.	A.D. 1915.
Tiles roofing per 1000	-	1 0	—
Tin per ton	-	2 0	<i>Portmadoc.</i>
Tobacco:—			
Leaf per cwt.	-	0 3	
Manufactured per cwt.	-	0 4	
Cigars and cigarettes per cwt.	-	0 4	
Toys per ton	-	2 0	
Tricycles per dozen	-	2 6	
Vegetables:—			
Carrots per ton	-	1 0	
Onions per ton	-	1 0	
Potatoes per ton	-	0 6	
Turnips per ton	-	0 3	
Unenumerated per ton	-	0 6	
Vinegar per 20 gallons	-	0 2	
Whalebone or whale fins per ton	-	3 4	
Whitening per cwt.	-	0 0½	
Wines and spirits per pipe of 108 gallons	-	2 0	
Wood:—			
Battens per 50 cubic feet	-	0 6	
Deals per 50 cubic feet	-	0 6	
Doors per dozen	-	0 6	
Fir per 50 cubic feet	-	0 6	
Firewood per 50 cubic feet	-	0 6	
Greenheart per 50 cubic feet	-	1 0	
Handles broom and brush per 100	-	0 3	
Handspikes per 100	-	0 6	
Hoops per 100	-	0 0½	
Laths per 50 cubic feet	-	0 6	
Oak per 50 cubic feet	-	0 6	
Oars per dozen	-	0 3	
Pine per 50 cubic feet	-	0 6	
Pit props per 50 cubic feet	-	0 6	
Sleepers per 50 cubic feet	-	0 6	
Staves barrel per ton	-	1 0	
Treenails per 1000	-	0 3	
Wheels per pair	-	0 3	
Unenumerated per 50 cubic feet	-	0 6	
Wool per ton	-	2 0	
Yarn:—			
Lint and cotton per cwt.	-	0 2	
Tow per cwt.	-	0 1	
Hemp per cwt.	-	0 2	
Worsted per cwt.	-	0 2	
Zinc per ton	-	1 0	

[Ch. xcvi.] *Pier and Harbour Orders* [5 & 6 GEO. 5.]
Confirmation (No. 1) Act, 1915.

A.D. 1915.

Notes with reference to the foregoing.

Portmadoc.

1. For all articles not specified in this part of the schedule sums may be charged equal to the rates payable in respect of goods specified therein which are as nearly as may be of like nature package and quantity.

2. The term "package" when used in this schedule includes any crate sack hamper bundle or other article or means wherein or whereby the commodity charged is conveyed.

3. Goods of all descriptions rated by weight shall be charged according to gross weight Fractional parts of any weight measure number or value shall be charged proportionately and the minimum charge for a single package shall be one penny A "ton" shall mean either one ton dead weight or 40 cubic feet by measurement at the option of the Trustees.

4. All empty boxes barrels sacks and packages returned to the original shipper within three months from the date of import are exempted from duties.

5. All goods landed from any vessel and re-shipped in the same or another vessel in the original packages and without being transferred from the lander or if the said goods have been put into other packages from the original packages having been destroyed or damaged shall only pay duties on landing and may be re-shipped in the same or another vessel upon her departure without paying duties again.

6. If any goods for which rates shall have been paid when loaded shall from any accident or otherwise be unloaded no rates shall be charged a second time for such goods on being re-loaded.

IV.—RATES FOR THE USE OF CRANES WEIGHING MACHINES BEACHING
 GROUND LAYERAGE AND WET AND DRY DOCKS BELONGING TO THE
 TRUSTEES.

These to be paid by the persons using the same.

1. *Quays.*

For each ton of goods which shall remain in any shed or on any of the quays for a longer time than twenty-four hours the sum of twopence per ton for each day during which such goods shall remain after the first twenty-four hours.

2. *Cranes.*

	£	s.	d.
All goods or packages per ton	-	0	4

3. *Weighing Machines.*

For goods weighed for each ton or part of a ton	-	0	2
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[5 & 6 GEO. 5.] *Pier and Harbour Orders* [Ch. xcvi.]
Confirmation (No. 1) Act, 1915.

4. <i>Charges for Use of Beaching Ground.</i>	£	s.	d.	A.D. 1915.
For every fishing or other boat beached or laid up on ground provided for the purpose by the Trustees payable in advance per off season as same may be fixed by the Trustees - - - - -	0	5	0	<u>Portmadoc.</u>
Each additional month or part thereof beyond said off season or at any other time - - - - -	0	1	0	
For every other vessel beached or laid up for repairs or other purposes payable in advance for every month or part thereof—				
Vessels not exceeding 50 tons of registered tonnage -	0	10	0	
Vessels exceeding 50 tons of registered tonnage -	1	0	0	

5. *Extra Layerage and Vessels laying up.*

Sailing steam or other vessels may remain within the limits of this Order free of charge for a period of six weeks and for any period beyond six weeks a charge of one penny per registered ton per week or part of a week will be made.

6. *Rates for Use of Wet and Dry Docks Slipways and Floating Docks belonging to the Trustees.*

Such reasonable charges as the Trustees may think fit.

V.—RATES ON PASSENGERS AND PASSENGERS' LUGGAGE.

	s.	d.
For every passenger or other person (not being a member of the crew) who shall use any of the quays or works of the Trustees for the purpose of landing from or embarking on board any vessel for each time a sum not exceeding—		
Above twelve years of age - - - - -	0	2
Under twelve years of age - - - - -	-	Free.
For each article of luggage not carried by the passenger -	0	1
The master and every member of the crew of any vessel within the limits of this Order shall be entitled to use any of the quays belonging to the Trustees free of charge for the purpose of landing from or embarking on board his vessel.		

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