



ANNO SECUNDO

# VICTORIÆ REGINÆ.

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*Cap. xxxvi.*

An Act for more effectually repairing, improving,  
and maintaining the Harbour of *Eyemouth* in  
the County of *Berwick*. [14th June 1839.]

**W**HEREAS an Act was passed in the Thirty-seventh Year of the Reign of His Majesty King *George* the Third, intituled *An Act for repairing, improving, and maintaining the Harbour of Eyemouth in the County of Berwick*, by which certain Trustees were appointed for carrying into effect the Purposes thereof: And whereas the Trustees appointed by and under the Powers of the said recited Act have proceeded to put the same into execution, and considerable Improvements have been made upon the said Harbour, under the Powers by the said recited Act granted: And whereas the Trade and Shipping of the said Port and Harbour of *Eyemouth* have materially increased since the passing of the said recited Act; and the said Harbour, from its Situation, is of great public Utility, in affording Shelter to all Vessels resorting thereto: And whereas the Powers and Authorities given and granted by the said recited Act have been found inadequate to the present Circumstances of the said Port and Harbour, and it would be of great Advantage to the Trade and Shipping thereof, and to the Public at large, if the said recited Act were repealed, and if further and more effectual Powers were given for repairing, improving, deepening, and

37 G. 3. c. 49.

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Recited Act  
repealed,  
and this Act  
to take effect  
instead  
thereof.

maintaining the said Harbour, and the Works therewith connected: And whereas the Rates and Duties presently levied at the said Harbour are insufficient for carrying into effect the foresaid Purposes, and it is necessary to alter and increase the said Rates and Duties, and to raise and levy other Rates and Duties, and to grant further Powers for the Management and Regulation of the said Harbour: But as these Purposes cannot be effected without the Aid and Authority of Parliament, May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act the said recited Act of the Thirty-seventh Year of the Reign of His Majesty King *George* the Third shall be and the same is hereby repealed, and instead thereof this Act shall commence, take effect, and be put in execution for the Purposes of repairing, improving, deepening, and maintaining the said Harbour, and the Piers, Quays, and other Works therewith connected, and for the other Purposes herein-after mentioned.

Rules for  
Interpreta-  
tion of this  
Act.

II. And be it further enacted, That where in this Act any Word shall be used importing the Singular Number only, such Word shall extend and be applied to several Persons or Things as well as One Person or Thing; and where any Word importing the Plural Number shall be used, the same shall extend and be applied to One Person or Thing as well as several Persons or Things; and where any Word shall be used importing the Masculine Gender only, such Word shall be understood to include Females as well as Males; and where the Words "Ship" or "Vessel" shall be used, the same shall be understood to include Steam Vessels, Steam Boats, Barks, Boats, Lighters, and Ships, Vessels, and Boats of whatever Description; and where the Word "Lands" shall be used, the same shall be understood to include Tenements, Buildings, and all Heritages whatsoever; and where the Word "Corporation" shall be used, the same shall be understood to mean any Body Politic, Corporate, or Collegiate, Civil or Ecclesiastical, Aggregate or Sole; and where the Word "Sheriff" is used, the same shall be understood to include Sheriff Substitute; and where the Word "Month" is used, the same shall be understood to mean Calendar Month; and where the Word "Harbour" is used, the same shall be understood to mean the Port and Harbour of *Eyemouth*, and shall include the whole Precincts thereof, and the Piers, Quays, Wharfs, and other Works therewith connected; unless in any of the Cases aforesaid it be otherwise specially provided, or there be something in the Subject or Context repugnant to such Construction.

Trustees.

III. And be it enacted, That *William Foreman Home* of *Paxton*; *William Hay* of *Dunse Castle*; General the Honourable *William Mordaunt Maitland* of *Manderston*; *John Fordyce* of *Ayton*; *George Buchan* of *Kelloe*; Sir *David Milne* of *Milne Graden*, K.C.B.; *David Milne*, Advocate, younger, of *Milne Graden*; *John Foreman Home* of *Wedderburn*; Sir *Hugh Purves Hume Campbell* of *Marchmont*, Baronet; Sir *Samuel Brown* of *Netherbyres*; *John Dickson*

*Dickson of Peelwalls; John Joseph Macbraire of Broadmeadows; John Wilkie of Fouldean; Alexander Campbell Renton of Mordington; William MacIntyre of Templehall; David Renton of Highlaws; James Renton, Accountant in Edinburgh; The Rev. Abraham Home of Gunsgreen; John Nisbet, Fishcurer in Eyemouth; William Allan, Merchant there; Richard Turnbull, Feuar there; William Forrest, Fishcurer in Eyemouth; Thomas Calder, Distiller, Gunsgreen, and the Baron or Superior of the Barony or Town of Eyemouth, and the Baron Bailie thereof for the Time being, shall be and are hereby nominated and appointed Trustees for improving, deepening, scouring, cleansing, and keeping in repair the said Harbour, and the Piers, Quays, and other Works therewith connected, for the Accommodation of the Trade and Shipping connected with and resorting to the said Port and Harbour, and also for putting in execution all the other Powers given by this Act.*

IV. And be it further enacted, That no Person shall be qualified or capable to act as a Trustee in the Execution of this Act unless he shall be, in his own Right or in the Right of his Wife, in the actual Possession and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Heritages of the clear yearly Value of Twenty Pounds, or shall be possessed of a Personal Estate to the Amount of Five hundred Pounds, or shall be in the Receipt or Enjoyment of a clear Annual Income, arising from Profession, Trade, Office, or otherwise, amounting to Fifty Pounds; and unless he shall, before he act as a Trustee, make and subscribe the Declaration following before any Two or more of the said Trustees (who are hereby empowered to administer the same), in the Words or to the Effect following; *videlicet,*

‘ I *A. B.* do solemnly affirm and declare, That I am truly and *bonâ fide*, in my own Right [*or in the Right of my Wife*], in the actual Possession and Enjoyment [*or Receipt*] of the Rents and Profits of Lands, Tenements, or Heritages of the clear yearly Value of Twenty Pounds [*or possessed of a Personal Estate to the Amount or Value of Five hundred Pounds, or in the Receipt or Enjoyment of a clear Annual Income amounting to Fifty Pounds, as the Case may be*]; and that I will truly and faithfully execute the Trusts reposed in me by an Act passed in the Year of the Reign of Her Majesty Queen *Victoria*, intituled [*here insert the Title of this Act*], to the best of my Skill and Knowledge, without Favour or Affection to any Person whatsoever.’

V. And be it further enacted, That if any Person, not being qualified as aforesaid, shall act as a Trustee for putting this Act or any of the Powers herein contained in execution, every such Person shall for every such Offence forfeit and pay the Sum of Twenty Pounds, to be recovered by any Person who shall sue for the same in manner herein-after provided; and every Person so sued, unless he shall prove that he was at the Time of acting qualified as aforesaid, shall pay the said Penalty, without any other Proof or Evidence being given on the Part of the Prosecutor than that such Person had acted as a Trustee in the Execution of this Act; and the

Qualification  
of Trustees.

Penalty for  
acting not  
being qua-  
lified.

the Money so to be recovered shall, after Payment of the extra Costs and Expences attending the Recovery thereof, be applied as follows, *viz.*, one Half thereof to the Pursuer, Informer, or Prosecutor, and the other Half to the Purposes of this Act.

Appoint-  
ment of new  
Trustees.

VI. And be it further enacted, That when the Number of Trustees shall be reduced to Six, by Death, Removal, Resignation, Incapacity, or Refusal to act, it shall and may be lawful for the remaining Trustees, or their Quorum, at a Meeting to be called for that Purpose, from Time to Time to elect, nominate, and appoint One or more fit Person or Persons, duly qualified as aforesaid, and residing within the County of *Berwick*, in the Room or Place of such Trustee or Trustees so dying, removing, resigning, being incapable or refusing to act; and such Person or Persons so appointed shall and may and they are hereby authorized and empowered to act along with the surviving and remaining Trustees, to all Intents and Purposes, in as full, large, and ample a Manner as the said Trustees before named are hereby authorized and empowered to act: Provided always, that at least Four of the said Trustees shall be resident in the Town of *Eyemouth* or within Three Miles thereof.

Meetings of  
Trustees.

VII. And be it further enacted, That the said Trustees, or any Three or more of them, shall meet together in the Shore Dues Office at *Eyemouth* at Twelve o'Clock Noon on the Third *Tuesday* after the passing of this Act, and proceed to put the same into execution; and a General Meeting of the said Trustees shall thereafter be held on the Second *Tuesday* in the Month of *June* in every Year, at such Hours and at such Places within the Town of *Eyemouth* as the said Trustees may appoint; and at all Meetings of the said Trustees Three shall be a Quorum, and at their Meetings the Trustees present shall appoint their Preses for the Time, and all Questions shall be decided by a Majority of the Votes of the Trustees present at the respective Meetings, the Preses, in case of an Equality of Votes, having a casting Vote besides his Vote as a Member of the Meeting, and the said Trustees shall in no Case be entitled to act or Vote by Proxy or Mandate: Provided always, that no Creditor or Assignee of any Security, or any Lender of Money upon the Credit of the Rates and Duties granted by this Act, or receiving Interest thereout for the same, shall be deemed unqualified or disabled from acting as a Trustee in the Execution of this Act, by reason of his being such Creditor or Assignee.

Any Two of  
the Trustees  
may require  
the Clerk to  
call a Special  
Meeting.

VIII. And be it further enacted, That it shall be in the Power of any Two or more of the said Trustees to require their Clerk to call a Special Meeting at any Time, and the said Clerk shall be obliged thereupon to give Notice in Writing of the Time and Place of such Meeting to every one of the Trustees, by Letters duly addressed to the Trustees at their usual Places of Residence, and sent through the Post Office or left at their respective Dwelling Places at least Six Days previous to such Meeting: Provided always, that in Cases of Emergency the Clerk to the said Trustees may call a Meeting upon One Hour's Notice given to the said Trustees personally or in Writing; but that no Business shall be done at any such Meeting other than

than the Business of Emergency for which the Meeting may be called.

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

Trustees may appoint Committees of their Number.

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

Adjournments.

XI. And be it further enacted, That no Trustee shall hold any Place or Office of Emolument under this Act, either as a Principal or Deputy, nor be directly or indirectly concerned in any Contract under this Act, nor be Surety for any Contractor under this Act; and any Trustee so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds.

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

XII. And be it further enacted, That no Trustee under this Act shall vote or otherwise act as a Trustee in any Case wherein he shall be personally concerned, directly or indirectly; and any Trustee so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Trustees not to vote in Cases where personally interested.

XIII. And be it further enacted, That all such Trustees as are Justices of the Peace may act as such in the Execution of this Act, notwithstanding their being Trustees, except in Cases where they may be personally interested.

Trustees who are Justices of the Peace may act as such.

XIV. And be it further enacted, That the said Harbour of *Eyemouth*, and the Piers, Quays, and other Works therewith connected, shall be and the same are hereby vested in the said Trustees, to and for the Uses, Ends, and Purposes of this Act; and all the Rates and Duties levied or to be levied, and all Monies which shall or may come into the Hands of the said Trustees, shall be and the same are hereby made subject and liable to the Payment of all Sums of Money now due and owing on the Credit of the Rates and Duties granted by the before-recited Act, and of all Interest due or that may become due thereon, as fully and effectually as if borrowed on the Credit of the Rates and Duties granted by this Act; and all Persons indebted in any Sums of Money to the Trustees under the said recited Act shall be liable to the Payment thereof to the Trustees under this Act; and all Covenants, Agreements, Conveyances, or Securities entered into or made by any Person or Persons with or to the said Trustees under the said recited Act shall remain in full Force and be and continue available in all Courts of Law until the same shall be fully satisfied and performed; and all Assignments and Conveyances of Rates and Duties, Orders, Contracts, and Agreements, duly made or entered into by or under

Harbour and Works vested in the Trustees.

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the Authority of the Trustees for executing the said recited Act, shall remain in full Force and Effect, and be observed and kept by the Trustees acting by virtue of this Act, under the Terms and Stipulations thereof respectively; and all Rates and Duties, Penalties and Forfeitures, due or incurred in virtue of the said recited Act, shall be held to be due and incurred to and shall be exigible by the Trustees under this Act; any thing herein contained to the contrary notwithstanding.

Officers under former Act to continue till removed.

XV. And be it further enacted, That the Clerk, Collector, Engineer, Harbour Master, Superintendent, and other Officers appointed under the said recited Act, except the Treasurer, shall continue to hold and exercise their respective Offices, as fully and freely as if this Act had not been passed, until they respectively be displaced or removed by the Trustees acting under this Act, or shall resign; and such Treasurer, Clerk, Collector, Engineer, Harbour Master, Superintendent, and other Officers shall have the same Powers, and be subject to the like Regulations, Pains, and Penalties, as if they had been severally appointed by the Trustees acting under this Act.

Trustees may appoint Officers.

XVI. And be it further enacted, That it shall and may be lawful for the said Trustees and they are hereby empowered to nominate and appoint a Treasurer, Clerk, Collector, Engineer, Harbour Master, Superintendent, and such other Officer or Officers or other Person or Persons whomsoever as they shall judge necessary to be employed under them for carrying this Act into execution, and to allow to such Treasurer, Clerk, Collector, Engineer, Harbour Master, Superintendent, or other Officer or Person, such Salaries, Wages, and Recompence as to the said Trustees shall appear just and proper; and every such Treasurer, Clerk, Collector, Engineer, Harbour Master, Superintendent, and other Officer or Officers, Person or Persons, shall from Time to Time be removeable by the said Trustees as they shall see fit.

Harbour Master to make a Declaration;

XVII. And be it further enacted, That no Person shall be capable of acting as a Harbour Master in the Execution of the Powers given by this Act until he shall have made and subscribed, in the Presence of any Three or more of the said Trustees, a Declaration in the Form and to the Effect following; *videlicet*,

‘ I *A. B.* do solemnly and sincerely declare, That I will faithfully, impartially, and honestly, to the best of my Skill and Judgment, discharge the Duties of Harbour Master, according to the Powers and Authorities given by an Act of the Year of the Reign of Her Majesty Queen *Victoria*, intituled [*here insert the Title of this Act*].’

And such Declaration shall be as valid and effectual as an Oath or Affirmation; and every Declaration so made and subscribed shall be enrolled in the Minute Book kept by the said Trustees.

Proceedings to be entered in Books.

XVIII. And be it further enacted, That the said Trustees shall direct a Book or Books to be provided and kept by their Clerk, in which  
he

he shall enter true and regular Accounts of all Sums of Money received and paid out, and also a Minute Book or other Book in which all Orders and Proceedings of the Trustees at their several Meetings shall be entered; and such Orders and Proceedings so entered shall be signed by the Preses or Chairman of the Meeting; which Book or Books, and also the Book herein-after directed to be kept for registering the Mortgages and Assignments which may be entered into in virtue of this Act, shall be admitted as Evidence of the Acts, Matters, and Things therein contained, in all Courts whatsoever, touching any thing done in pursuance of this Act.

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

Clerk and  
Treasurer to  
be different  
Persons.

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

Officers to  
account.

to

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



to the said Trustees as aforesaid: Provided always, that no Person shall be committed for Want of sufficient Pounding, or in relation to any of the Matters aforesaid, for any longer Space of Time than Three Months.

XXI. And be it further enacted, That the said Trustees shall be and they are hereby empowered and required to take such Security as they shall think proper from the Clerk, Collector, Treasurer, Harbour Master, and other Officers who shall be appointed for the Purposes of this Act, for the due Execution of their respective Offices.

Treasurer,  
&c. to give  
Security.

XXII. And be it further enacted, That it shall and may be lawful to and in the Power of the said Trustees, or their Agents, Officers, or Servants, and other Persons authorized by them, to open Stone Quarries, and Sand, Clay, and Gravel Pits, and to bore, dig, take, gather, and carry away from such Quarries and Pits any Stone, Sand, Gravel, Clay, and other Materials, in and out of any Waste or Common Grounds lying within Three Miles of the said Harbour of *Eyemouth*; and to use and apply the same in carrying on, executing, and repairing the several Piers, Jetties, Quays, and other Works in and about the said Harbour and connected therewith, in such Manner as to the said Trustees shall appear expedient, without paying any thing for such Waste and Common Ground opened and used as aforesaid.

Materials  
may be  
taken out of  
Wastes.

XXIII. And be it further enacted, That if any Person or Persons shall at any Time or Times sustain any Loss or Damage in his, her, or their Lands, Fisheries, Tenements, or Heritages, by the Execution of any of the Powers of this Act, or by any Act, Neglect, or Default of the said Trustees, or of the Workmen employed by them, in every such Case the said Trustees shall have full Power, from Time to Time and at all Times, to settle and agree upon such Recompence and Satisfaction to be made for the same to the Person or Persons injured or aggrieved as they shall judge fit and reasonable, to be paid out of the Monies to be raised under the Powers contained in this Act; but if it shall happen that the Person or Persons sustaining such Loss or Damage shall be dissatisfied with such Recompence and Satisfaction, in every such Case it shall be lawful to the Person or Persons so aggrieved to apply to the Sheriff of the County of *Berwick* or any Two of Her Majesty's Justices of the Peace for the said County for Redress, and the said Sheriff or Justices shall, if they see fit, remit the Case to Persons of Skill to examine into and report on the Grounds of Complaint, and in particular how far the said Trustees or their Agents or Servants have anywise occasioned such Damage, and whether the Sum offered by the said Trustees is ample Remuneration for the Loss or Damage so sustained; and the Judgment of the said Sheriff or Justices respectively upon the same shall be finally binding and conclusive on the said Trustees and all Parties interested: Provided always, that no Person or Persons whomsoever shall be entitled to Satisfaction for any Damage, nor shall the said Trustees or any of them be obliged to take any Notice of any Application in relation thereto, unless the Complaint of such Damage shall have been made in Writing to them

Recompence  
to Persons  
sustaining  
Damage by  
any Act or  
Default of  
Trustees.

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or their Clerk within the Space of Six Months next after such Damage shall have been occasioned.

Trustees  
may take a  
Lease of the  
Duties pay-  
able to the  
Superiors.

XXIV. And be it further enacted, That the said Trustees shall have Power and are hereby authorized, at any of their general or adjourned Meetings, to contract with the Heirs of Entail of *George Home of Wedderburn*, deceased, formerly the Baron or Superior of the Barony of *Eyemouth*, for a Lease of the Duties payable to the said Heirs of Entail on Ships and Vessels frequenting the said Port and Harbour, and their Cargoes, for One or more Years, as they may deem advisable, if the said Trustees shall consider the Interests of the Harbour will be benefited by their so doing.

Duties.

XXV. And be it further enacted, That from and after the passing of this Act all Harbour Duties, Shore Duties, and all Rates or Duties or Monies heretofore collected or payable from or by any Ship or Vessel, or for any Goods, Wares, or Merchandizes or Ballast imported into or exported from the said Harbour (excepting always the Duties claimed and exacted by the Baron or Superior of the Barony of *Eyemouth*, or Heirs of Entail aforesaid), shall cease and be no longer paid or payable; and that in lieu thereof the several Rates or Duties on Goods, Wares, and Merchandizes, Commodities, and Things whatsoever, and on Ballast imported into or exported from the said Harbour, and also the several Rates or Duties of Tonnage respectively set forth in the Schedules (A.) and (B.) to this Act annexed, shall be demanded, collected, and received by the said Trustees and such Person or Persons as they shall appoint.

Power to  
reduce and  
again ad-  
vance the  
Duties.

XXVI. And be it further enacted, That the said Trustees, or any Five or more of them, may at any of their Special or General Meetings as aforesaid, and they are hereby authorized and empowered, when and so often and for such Periods of Time as they may see proper, to reduce the said Duties hereby imposed to a lesser Rate or Rates, or to omit levying such of the said Duties, or any Part or Parts thereof, and to advance or revive the same again, according to what may appear to them to be for the Interest and Advantage of the Trade and Shipping, provided due Notice of the Purpose of such Meeting shall be given to all the acting Trustees by Circulars addressed to each acting Trustee, and sent through the Post Office or left at their respective Dwelling Houses at least Ten Days before the said Meeting is held: Provided always, that the said Rates and Duties, when so advanced or revived, shall not exceed the Rates and Duties hereinbefore granted, and that the said Rates and Duties shall be so fixed as that the same shall be taken from all Persons alike under the same or similar Circumstances.

Ships in the  
Service of  
Her Ma-  
jesty, &c. to  
be ex-  
empted.

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

XXVIII. And

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

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

XXIX. And be it further enacted, That the Masters and Owners of all Ships and Vessels of every Description trading to and from the said Harbour and Precincts thereof, and liable to the Payment of the Rates and Duties by this Act imposed, shall be and they are hereby required to produce to the said Trustees, or to the Collector or other Officer appointed by the said Trustees, the Registers of their respective Ships or Vessels, in order to ascertain the Tonnage thereof; or otherwise they shall permit and suffer the said Ships or Vessels to be measured by the said Trustees, or by such Person as they shall from Time to Time appoint for that Purpose, such Measurement to be made according to the Directions of any Act for the Time being in force for ascertaining the Tonnage of *British* Vessels; and the said Owners and Masters shall pay the Rates and Duties according to such Register or Measurement, besides the Expence of the Measurement; and every Owner or Master aforesaid who shall refuse to produce the Register of his or their Ship or Vessel, or to allow the same to be measured as aforesaid, shall for every such Offence forfeit and pay to the said Trustees a Sum, at their Discretion, not exceeding Five Pounds.

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

XXX. And be it further enacted, That it shall and may be lawful to and for the said Trustees, and to and for such Person as shall be authorized by them for that Purpose, to go on board any Ship or Vessel, and to demand to see the Register thereof, and take the Dimensions of such Ship or Vessel, and to demand, collect, and receive from the Owner, Master, or other Person having the Charge of such Ship or Vessel, the Rates or Duties by this Act imposed and made payable; and in case of Delay or Refusal of Payment of such Rates and Duties, either on the Voyage Inwards or Outwards, to seize, take, and detain any of the Goods, Merchandize, Tackle, Furniture, or Apparel, or Boats, of or belonging to any such Ship or Vessel, and to keep and detain the same until the said Rates and Duties are paid; and in case of Neglect or Delay in such Payment for the Space of Three Days after such seizing, taking, and detaining as aforesaid, it shall and may be lawful to and for the said Trustees, and to and for such Person authorized by them as aforesaid, to cause the same to be appraised by Two or more sufficient Persons, and afterwards to sell and dispose of the Goods or other Effects taken or appraised, either by public or private Sale, and therewith to satisfy the Rates

Power to demand the Register or take the Dimensions of the Vessel, and recover the Rates.

Rates and Duties so neglected or delayed to be paid, together with the Charge of such seizing, taking, detaining, and selling, rendering to the Master or Owner of such Ship or other Vessel, or to the Owner of such Goods, the Overplus (if any be), on Demand.

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

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

Penalty on evading Duties.

Recovery of Rates by Action.

XXXI. And be it further enacted, That it shall and may be lawful for the Collector or other proper Officer of Her Majesty's Customs and he is hereby authorized (with the Permission of the Commissioners of Customs) to refuse to receive any Entry, or give or make any Cocquet or other Discharge or Clearance, or take any Report, Inwards or Outwards, for any Ship or other Vessel whatever subject and liable to the Payment of the Rates and Duties imposed by this Act, until the said Rates and Duties shall be paid to the Collector appointed to receive the same, and until a Receipt under the Hand of the said Collector for the said Rates and Duties shall be produced to the said Collector or other proper Officer of Her Majesty's Customs, or a Certificate under the Hand of the Clerk to the Trustees that the Sum demanded on that Account has been consigned and lodged in his Hands, with sufficient Security for the Payment of all Damages, Costs, and Expences which the Collector of the said Rates and Duties may sustain or incur by reason of the Delay or Refusal of Payment, as the same shall be ascertained and determined by any One or more of the Justices of the Peace in and for the County of *Berwick*: But provided always, that in case it shall be found by the said Justice or Justices, after hearing both Parties, that the Collector of the said Rates and Duties has made a higher Demand than is authorized by this Act, such Collector shall be liable and decreed to pay the Party complaining such a Sum in Name of Damages as shall be judged adequate by the said Justice or Justices, who are hereby authorized and empowered to hear and decide upon all such Questions and Disputes as shall be brought before them relative to such Matters in a summary Manner.

XXXII. And be it further enacted, That if any Master, or any Owner, Factor, or Consignee of any Ship or Vessel, or any Owner, Factor, or Consignee of any Goods, Wares, or Merchandize, liable in Payment of any of the Rates or Duties by this Act imposed, shall at any Time wilfully elude or evade the Payment of any of the said Rates and Duties by any Means whatsoever, every such Master or other Person as aforesaid shall for every such Offence forfeit and pay to the said Trustees a Sum not exceeding Five Pounds, over and above the Payment of the said Rates and Duties, which shall and may be recovered in the Manner provided by this Act.

XXXIII. And be it further enacted, That it shall and may be lawful to and for the said Trustees, and their Officers, Collectors, or other Persons to be appointed by them, in case of Neglect, Delay, or Refusal to pay the said Rates and Duties, instead of recovering the same by Seizure, Detention, and Sale in manner aforesaid, or in case the whole thereof shall not be so recovered, to proceed for the Recovery of the same, or so much thereof as shall not be so recovered, if exceeding in Amount the Sum of Twenty Pounds in the whole,

whole, by Action in any Court of competent Jurisdiction; and in Cases where the said Rates and Duties shall not amount in the whole to the Sum of Twenty Pounds it shall be lawful for any One or more Justice or Justices of the Peace or for the Sheriff of the said County of *Berwick* to issue a Summons, at the Instance of the said Trustees, or of any Collector or Officer appointed by them, from Time to Time to summon and call before him or them by Summons, at any Time and Place lawful and convenient, all or any Persons, being the Owners, Part Owners, Consignees, or Masters, or having the Rule or Command of any Ship or other Vessel, or any other Persons liable to pay any of the Rates or Duties by this Act imposed, and to examine and inquire of and concerning all and every or any Ships or other Vessels, Goods, Wares, and Merchandize, or other Matters or Things, liable to the Payment of any of the Rates or Duties hereby imposed, and whether all or what Part or Parts of such Rates or Duties shall be legally exigible, and shall have been paid or not paid, and when and by whom, and to whom, and to determine the Amount thereof, and other Matters in dispute between the Parties, and to issue a Decree or Warrant for Payment thereof, if the same shall not exceed in the whole the Sum of Twenty Pounds, and also to award such Costs to be paid by either Party to the other as such Justice or Justices or Sheriff shall see reasonable; all which Rates and Duties for which Decree or Warrant shall be given as aforesaid, and all Costs so awarded, shall and may be recovered by ordinary legal Diligence, or, in the Option of the Pursuers, by a Sale of the Ship or Vessel, or of the Tackle, Apparel, or Furniture thereto belonging, or any Part thereof, or of all or any Part of the Goods, Wares, or Merchandize, or other Matters or Things, in respect of which the said Rates and Duties shall be exigible, by Warrant or Decree of the said Justices or Sheriff, which Warrant every such Justice or the said Sheriff is hereby empowered to issue; and the Overplus of the Proceeds, if any, shall be returned, upon Demand, to the Proprietor of the Ship or Vessel, Goods, or other Matters or Things so sold.

XXXIV. And be it further enacted, That in case any Person or Persons shall resist or make forcible Opposition against any Collector or other Officer appointed by the said Trustees, employed in the due Execution of this Act, or shall assault any Officer, Collector, or other Agent of the said Trustees in the Execution of his Office, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds, to be fixed by a Warrant or Decree of any Justice of the Peace or the Sheriff of the County of *Berwick*, to be recovered in manner herein-after mentioned.

Penalty for resisting Payment of Rates, &c.

XXXV. And be it further enacted, That it shall and may be lawful for the said Trustees to let on Lease all or any of the Rates and Duties by this Act authorized to be taken, for any Term of Years not exceeding Three Years, either by public Auction or private Agreement, and for Payment of any such Rent as they shall think proper, and in the Case of the said Rates and Duties being so let, the Tenants shall have the same Powers and Privileges as to levying, recovering,

Leases may be granted of the Rates.

[Local.]

9 B

and

and collecting the said Rates and Duties as are by this Act conferred upon the said Trustees.

Lists of Rates to be publicly exhibited.

XXXVI. And be it further enacted, That the said Trustees shall from Time to Time cause to be printed, and affixed and stuck up, and continued and renewed as often as the same shall be obliterated and defaced, upon Two or more of the most conspicuous Places in or near the said Harbour, in large and legible Characters, a List of the several Rates and Duties for the Time being by this Act authorized to be taken, and it shall not be lawful to demand and take or cause to be demanded or taken any of the said Rates or Duties but during such Time as the List shall remain affixed and stuck up as aforesaid.

Rates not to be again paid on Vessels putting back.

XXXVII. And be it further enacted, That no Ship or Vessel for which the Tonnage Duty exigible by this Act shall have been once paid, shall be liable or be obliged to pay the same in case of such Ship, Vessel, or Craft being put back to the said Harbour during the Voyage for which the Tonnage Duty was paid.

Power to erect Cranes and Weighing Machines.

XXXVIII. And be it further enacted, That the said Trustees shall and they are hereby authorized and empowered to erect such and so many Cranes and Weighing Machines upon the Works of the said Harbour as may appear to be requisite for the loading, unloading, and weighing of such Goods, Wares, and Merchandize as may be imported at and exported from the said Harbour, and to provide all such Weights and Measures as may be necessary for weighing and measuring the said Goods, Wares, and Merchandize; and the said Trustees are hereby authorized and empowered to demand, levy, collect, receive, and take, for the Use of such Cranes and Weighing Machines, of and from all and every the Owners, Agents, or other Persons having the Charge of such Goods, Wares, and Merchandize, such reasonable Rates and Duties as they shall think proper; and if any Difference shall arise between any Collector of the said Rates and Duties, and the Master or any other Person having the Care or Charge of any Ship or Vessel coming to or departing from the said Harbour, or the Owner, Factor, Consigner, or Consignee of any Goods, Wares, Merchandize, or other Things therein embarked or contained, concerning the Weight or Qualities of the Goods, Wares, Merchandize, or other Things loaded or embarked therein, it shall be lawful for any such Collector to stop and detain any such Ship or Vessel, and to weigh or gauge, or cause to be weighed or gauged, the same, and all such Goods, Wares, and Merchandize, or other Matters or Things, as shall be therein embarked or contained; and in case the same shall upon any such weighing or gauging appear to be of greater Weight or Quantity than the Account given thereof by such Master, Owner, or other Person having the Care or Charge of such Ship or Vessel, then it shall and may be lawful to and for the said Trustees or their Collectors, and they are hereby authorized and empowered, to charge for such Goods and Things according to the Weight thereof found upon such weighing, or declared by the Gauge of such Ship or Vessel, and the Master, Owner, or other Person giving in such Account shall pay the Costs and Charges of such weighing and gauging; all which Costs and Charges,

Charges, upon Refusal of Payment on Demand, shall and may be recovered and levied in the same Manner as the Rates and Duties imposed by this Act are hereby appointed to be recovered and levied; but if such Goods, Wares, Merchandize, or other Matters or Things shall appear to be of the same or of a less Weight or Quantity than the Account given thereof by the said Master, Owner, or other Person, then the said Trustees and their Collector, as the Case may be, shall pay the Costs and Charges of such weighing and gauging, and shall also pay to such Master or other Person, or to the Owner, or Owners of such Goods, Wares, Merchandize, or other Things, such Damages as shall have arisen from such Detention.

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

Trustees  
may appoint  
Meters and  
Weighers.

XL. And be it further enacted, That if any Goods, Wares, Merchandize, or Commodities, or other Matters or Things whatsoever, shall remain upon any of the Piers or Quays of the said Harbour for a longer Period than Twenty-four Hours from the Time when such Goods, Wares, Merchandize, or Commodities, or other Matters or Things, shall have been placed thereupon, then and in every such Case it shall be lawful for the said Trustees, or for the Collector or other Person appointed by them, to levy a Sum not exceeding the Amount of the Rates and Duties by this Act imposed upon the said Commodities, and that over and above the said Rates and Duties; and it shall be lawful to exact the said additional Rates and Duties for each and every successive Period of Twenty-four Hours during which the said Goods, Wares, Merchandize, or Commodities, or other Matters or Things, shall remain on the said Piers or Quays.

Additional  
Rates for  
Articles  
remaining  
above a  
certain Time  
on the  
Quays.

XLI. And be it further enacted, That the said Trustees, or any Officer or Person employed by them in virtue of this Act, shall have Power and they are hereby authorized, if they shall see Cause, to remove or cause to be removed all such Goods, Wares, Merchandize, Commodities, or other Matters or Things as shall be allowed to remain on the said Piers or Quays, and all Horses and Live Stock shall be immediately removed, and be carried to any Warehouse,

Power to  
remove  
Articles.

Warehouse, Yard, or other Place of Safety, and there be detained and kept till Payment of the Charges incurred by such Removal, Keeping, and Detention, together with the Rates and Duties hereinbefore authorized to be levied on the said Goods, Wares, Merchandize, Commodities, Horses, and Live Stock as aforesaid.

Application  
of Rates.

XLII. And be it further enacted, That the Money or Duties to be raised in virtue of this Act (after Deduction of the necessary Expenses of procuring and carrying this Act into execution) shall be applied by the said Trustees in repairing, scouring, deepening, improving, and extending the said Harbour, the Piers, Wharf Walls, and Quays thereof, and other Works connected therewith, and laying down and maintaining in repair Anchors and Buoys in the Roadstead, and erecting Capstans and Posts along the Quays and Shore of *Eyemouth*, and in paying the Interest and repaying the Principal of such Sums of Money as the said Trustees may find necessary to borrow in manner after mentioned.

Power to  
remove Ves-  
sels from  
one Berth  
to another.

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

No Com-  
bustible to  
be allowed  
to remain on  
the Quays or  
in Vessels.

XLIV. And be it further enacted, That no Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Spirituous Liquors, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood, or other Combustibles, shall be suffered to remain on the Quays and Piers aforesaid already  
constructed



constructed or to be constructed within the said Harbour, or any Part thereof, or upon the Deck of any Ship or Vessel lying therein, after being passed by the Officers of the Customs; and in case such Goods and Articles of Trade cannot be removed from such Place or Places by Daylight, then and in every such Case the Owners of such Goods or Articles aforesaid shall be obliged, as they are hereby required, to set and maintain, at their own Expence, a sufficient Number of sober and careful Persons to guard and watch the same, for so many Hours, according to the Season of the Year, as the said Trustees, or the Berthing Master or Berthing Masters, or other Person authorized by them as aforesaid, shall direct; and in case the Owners of such Goods or other Articles above mentioned, or the Masters of such Ships or Vessels, shall not obey the Directions so given; it shall be in the Power of the said Trustees, or the Person or Persons authorized by them as aforesaid, to cause the same to be removed or watched at the Expence of such Owners or Masters; and every such Owner or Master shall for every such Default forfeit and pay a Sum not exceeding Five Pounds, besides the said Expence, and any Damage occasioned by their not removing or watching the said Goods or Combustibles as aforesaid.

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

Gunpowder not to remain in Vessels more than Six Hours.

XLVI. And be it further enacted, That from and after the passing of this Act, if any Person or Persons upon any Pretence whatsoever shall unload or cast out of any Ship or Vessel, or from any Carriage whatsoever, or off or from any Quay, Yard, Place, or Ground, any Ballast, Sand, Stones, Rubbish, Wreck, Filth, Gravel, Coal, Ashes, or any other gross Substance whatsoever into the said Harbour or Roadstead, or if any Person shall dig or carry away any Ballast, Sand, Shingle, Stones, or other Thing from within the said Harbour, or any Part thereof, then and in every such Case the Captain, Master, or Person or Persons having the Command of any such Ship or Vessel, or other Person or Persons so offending, shall for every such Offence forfeit and pay a Sum not exceeding Ten Pounds, over and above the Expence of repairing the Damages occasioned thereby.

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

XLVII. And be it further enacted, That if any Person shall, after the passing of this Act, wilfully and maliciously demolish, break  
[Local.] 9 C down,

Penalty on destroying Works.

down, or destroy any of the Jetties, Piers, Quays, or other Works in or belonging to the said Harbour, every such Person so offending shall forfeit and pay any Sum not exceeding Twenty Pounds, over and above making good the Damage thereby done.

Power to  
appoint Su-  
perintendent  
and Officers  
for regulat-  
ing the Po-  
lice of the  
Harbour.

XLVIII. And whereas in consequence of the Improvement of the Harbour of *Eyemouth*, and the increased Value of Property loaded or unloaded thereat, it may be expedient to establish proper Regulations for the Protection of the same; be it enacted, That the said Trustees shall have Power and they are hereby authorized to appoint during Pleasure a Superintendent for the said Harbour, and from Time to Time to fix the Number of inferior Officers and Watchmen to be appointed by the said Superintendent, and to make such Rules and Regulations for the Conduct of the said Superintendent, Officers, and Watchmen, and the Police of the said Harbour, as they the said Trustees shall think expedient; and all such Salaries and Allowances as the said Trustees shall from Time to Time agree to pay or give to the said Superintendent, Officers, and Watchmen shall be paid out of the Monies to be received by the said Trustees by virtue of this Act.

Their  
Duties.

XLIX. And be it enacted, That it shall be the Duty of the said Superintendent, and of the said inferior Officers and Watchmen, to guard, patrol, and watch the said Harbour, and the Piers, Quays, and other Works therewith connected, and the Goods, Wares, and Merchandize lying thereon or therein, and the Vessels of all Descriptions lying at or in the said Harbour, Piers, or Quays, and the Goods, Wares, and Merchandize with which the said Vessels may be loaded, and to enforce the Rules and Regulations made or to be made by the said Trustees to be observed by all Persons within the Precincts of the said Harbour, and to apprehend all Persons committing or charged with committing a Breach of any of the Rules or Regulations, or committing or charged with committing any criminal, riotous, or disorderly Act within the Precincts of the said Harbour; and it shall also be the Duty of the said Superintendent to afford at all Times to the said Trustees, and the Officers appointed by them, his best Aid and Assistance relative to the Preservation of Peace and good Order, the Suppression of Nuisances, and the Removal of Obstructions from the Piers, Quays, and Works of the said Harbour; to appoint the requisite Number of efficient and proper Persons to act as inferior Officers and Watchmen, and to dismiss them when he shall see Cause, and in general to aid and assist in the Prevention of Breaches of the said Rules and Regulations, and bringing Offenders to Punishment; to attend to the proper lighting, watching, and cleansing of the said Harbour, and the Piers, Quays, and Works thereof: Provided always, that the said Trustees shall have Power and they are hereby authorized to dismiss or order to be dismissed any of the Officers or Watchmen appointed by the said Superintendent at any Time when they shall find it necessary or proper to do so; and any Person so dismissed shall not be again employed in or about the Harbour unless with the written Approbation of the said Trustees.

L. And

L. And be it enacted, That if any Person employed as One of the said Officers or Watchmen shall retire from his Duty during the Time he ought to have been on Duty, or if any Person shall knowingly or wittingly entertain, or permit or suffer to be entertained, in his or her House, any such Person during his Time of Duty, or shall furnish or supply any such Person employed as aforesaid, or any Person for his Use, with Spirituous Liquors during his Time of Duty, every such Person shall forfeit a Sum not exceeding Five Pounds for each Offence.

Penalty on Watchmen unduly retiring from Duty, and on supplying them with Spirits.

LI. And whereas Persons guilty of Offences against this Act may be transient Persons, unknown to the Officers or Persons acting under the Authority of this Act; be it further enacted, That it shall and may be lawful to and for the said Officers or Persons respectively to seize and detain any such unknown Persons guilty of any Offence against this Act, and to convey them before any One or more of the Justices of the Peace for the said County of *Berwick*, without any other Warrant than this Act for so doing, and such Justice or Justices of the Peace respectively is and are hereby empowered and directed to proceed immediately to the Conviction or Acquittal of such Offenders in a summary Way.

For apprehending transient Offenders.

LII. And be it further enacted, That the said Trustees shall and may and they are hereby authorized and empowered from Time to Time to borrow and take up at Interest any Sum or Sums of Money, provided the Interest of the Sums so to be borrowed do not exceed Two Third Parts of the Annual Produce of the net Duties by this Act or by the said recited Act hereby repealed given and granted, taken upon an Average of the Three last Years; and to grant, assign, and set over the said Duties, or a sufficient Proportion thereof, to any Person or Persons whatsoever who shall be willing to advance or lend Money thereon, for securing Repayment of the same and the legal Interest thereof; and that the Money so to be borrowed and advanced shall be employed for the Ends and Purposes of this Act, and in defraying the Costs and Charges of obtaining this Act, and the Costs and Charges of assigning the Duties as herein-after mentioned, and not otherwise.

Power to borrow Money.

LIII. And be it further enacted, That the Assignments of the Duties arising by virtue of this Act as a Security for any Sum or Sums of Money to be borrowed on the Credit of the said Duties, shall be by Deed or Writing duly stamped, in which the Consideration shall be truly stated, made, and granted, under the Hands of the said Trustees or any Three or more of them, in Form or to the Effect following; (that is to say,)

Form of Assignment.

‘ BY virtue of an Act passed in the                      Year of the Reign of  
 ‘ Her Majesty Queen *Victoria*, intituled [*here insert the Title of*  
 ‘ *this Act*], we, *A.*, *B.*, and *C.*, Three of the Trustees appointed by  
 ‘ and in pursuance of the said Act, do, in consideration of the Sum  
 ‘ of                      advanced and lent by *D. E.* upon the Credit and  
 ‘ for the Purposes of the said Act, hereby grant, bargain, sell, and  
 ‘ assign unto the said *D. E.*, his Executors and Assignees, such Pro-  
 ‘ portion

‘ portion of the Duties arising by virtue of the said Act as the said  
 ‘ Sum of                      doth or shall bear to the whole Sum due  
 ‘ and owing on the Credit thereof, to have, hold, and enjoy the same  
 ‘ from henceforth as a Security for and until the said Sum of  
 ‘                      with Interest thereon after the Rate of  
 ‘ *per Centum per Annum*, shall be repaid. In witness whereof we  
 ‘ the said *A., B.,* and *C.* have subscribed these Presents, written by  
 ‘                      at                      the                      Day of                      before  
 ‘ these Witnesses.’

And all and every Person or Persons to whom such Assignment or Assignments shall be made by the said Trustees or any Three of them shall be equally entitled to his or their Proportion of the said Duties thereby assigned, according to their respective Sums in such Assignments mentioned to be advanced, to secure the Repayment thereof, with such Interest as therein specified, without any Preference by reason of Priority of Assignment or on any other Account whatsoever; and Entries and Memorandums of every such Assignment, containing the Dates, Names of the Parties, and Sums borrowed, shall be made in a Book or Books to be kept for that Purpose by the Clerk or Treasurer to the said Trustees, and shall and be inspected at all reasonable Times, by all Persons interested therein, without Fee or Reward; and all and every Person or Persons to whom any such Assignment or Assignments shall be made as aforesaid, or who shall be entitled to the Money thereby secured, shall and may from Time to Time transfer or assign over his, her, or their Right or Interest to the Principal and Interest Money thereby secured to any Person or Persons whomsoever, by Assignations duly stamped, in which the Consideration for each Transfer shall be truly stated, signed before One or more credible Witness or Witnesses, in the Form or to the following Effect:

Assignments  
may be  
transferred.

Form of  
Transfer.

‘ I *A. B.*, in consideration of the Sum of                      paid to me by  
 ‘ *C. D.* of                      do hereby transfer a certain Assignment  
 ‘ made by the Trustees of the Harbour of *Eyemouth* to  
 ‘ bearing Date the                      Day of                      for securing the Sum of  
 ‘                      and Interest, with all my Right and Title to the  
 ‘ Principal Money thereby secured, and all the Interest now due  
 ‘ thereon, to the said *C. D.*, his Executors and Assignees. Dated  
 ‘ this                      Day of                      *A. B.*  
 ‘ *E. F.* Witness.’

Transfers to  
be regis-  
tered.

Which said Transfer or Assignment shall be produced and notified to the Clerk or Treasurer to the said Trustees for the Time being, who shall register or enter the same in the Book or Books to be kept for entering the said original Assignment, for doing whereof he shall be paid Five Shillings by the Person requesting the same; and after such Entry thereof made, and not until then, every such Transfer shall entitle the Assignee or Assignees, his, her, or their Executors and Assignees, to the Benefit thereof and Payment thereon, and such Assignee or Assignees may in like Manner again assign and transfer the same, and so *toties quoties*, such Transfer being entered and paid for as aforesaid; and it shall not be in the Power of such Person or Persons who shall have made such Assignment or Transfer,  
to

to make void, release, or discharge the same, or any Money due thereon.

LIV. And be it enacted, That the said Trustees shall not be held or adjudged to have rendered themselves personally liable for the Repayment of any Money or Interest thereon by reason of having signed the said Securities, but which Securities are to be held as granted on the sole Credit and Security of the said Harbour and other Works, Rates, and Duties, nor shall any Trustee be held personally liable on any Pretext for the Payment of any Sum which he shall not have bound himself to pay personally as an Individual, independently of his Office as a Trustee under this Act.

Trustees not to be personally liable.

LV. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby authorized and required to examine and inquire into the Skill and Ability of any Person who shall offer himself to be admitted as a Pilot for the said Harbour of *Eyemouth*, by such Ways and Means as to them shall seem proper, and if upon such Inquiry the Person so offering himself as a Pilot shall be approved of by the said Trustees, they the said Trustees may, at any Meeting within One Month after the passing of this Act, and annually thereafter at the Annual Meeting herein-before directed to be held, or at the first Adjournment thereof, grant a Licence or Warrant certifying that such Person is duly qualified to act as Pilot to conduct Vessels into or out of the said Harbour of *Eyemouth*, which Licence or Certificate shall be subscribed by Three or more of the said Trustees, and from thenceforth such Person shall be deemed qualified to exercise the Occupation of Pilot for the Harbour of *Eyemouth* aforesaid; but it is hereby expressly provided and declared, that no Person shall be appointed Pilot of the said Harbour, unless he shall have been at least Three Years regularly engaged as a Fisherman or Sailor at or frequenting said Harbour; and the said Trustees, by granting such Licence or Certificate to any Pilot, shall not be responsible for any Damages or Losses sustained by any Person by or through the Inadvertence, Negligence, or wilful Act of the said Pilots so licensed by them.

Trustees to grant Licences to Pilots.

LVI. And be it further enacted, That every Person who shall, upon his first Admission as a Pilot after passing of this Act, receive such Licence or Warrant, shall for his first Licence or Warrant pay to the Clerk of the said Trustees the Sum of Two Shillings and Sixpence, and for every subsequent Licence or Warrant the Sum of One Shilling and Sixpence, and shall be subject to the several Clauses, Regulations, and Provisions in this Act contained, and to such Orders, Rules, and Bye Laws as shall be made in pursuance hereof; and every such Licence or Warrant shall continue in force until recalled by the said Trustees as herein-after mentioned.

Sum to be paid for Licence.

LVII. And be it further enacted, That if any Person shall, from and after the Expiration of One Month from the passing of this Act, take upon himself to conduct or pilot any Ship or Vessel into or out of the said Harbour of *Eyemouth* before he shall be first examined, approved, and admitted as a Pilot by the said Trustees,

Penalty on acting if not licensed.

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and

and shall have received such Licence or Warrant as aforesaid for that Purpose, or shall, after such Licence or Warrant be recalled by the said Trustees, continue to act as a Pilot without Renewal of the same, every such Person shall for each and every such Offence forfeit any Sum not exceeding Twenty Pounds.

In case of  
Misconduct,  
the Pilot's  
Licence to  
be with-  
drawn.

LVIII. And be it further enacted, That in case any such Pilot who shall receive a Licence or Warrant as aforesaid shall refuse to take the Charge or Conduct of any of Her Majesty's Ships or any Ship or Vessel in the Merchant Service, upon a proper Signal being made or a Gun or Guns fired by any Ship or Vessel inward bound, or upon the Application of the Master, Commander, Owner, Agent, or Consignee of any Ship or Vessel outward bound, or of any One Trustee, or shall refuse on such Signal or such Application to lead the Way of any Vessel which cannot be boarded without imminent Danger, or shall refuse to assist any Vessel in Distress, or in case it shall appear to the said Trustees that such Pilot hath improperly conducted himself in the Conduct of any Ship or Vessel, or in the Execution of any Part of his Duty as a Pilot, or if any such Pilot shall refuse to obey any Summons of such Trustees or any Three of them, requiring his Appearance before the said Trustees, or shall refuse to obey such Order as the said Trustees shall make, or shall in anywise offend against this Act, then the said Trustees, upon Examination and Proof thereof, are hereby empowered, either to suspend the Licence granted to such Pilot for such Time as they shall deem proper, or to recall such Licence, and to declare the same to be thenceforth utterly void; and if any such Person so offending shall, after such Suspension or Declaration, and Notice thereof given to him in Person or left at his usual Place of Abode, act as a Pilot in the conducting of any Ship or Vessel into or out of the said Harbour of *Eyemouth* during the Period of the Suspension of his Licence or after its Recall as aforesaid, he shall be subject to all the Penalties and Punishments inflicted by this Act on Persons acting as Pilots without Licence or Warrant.

Rates for  
Pilotage.

LIX. And be it further enacted, That from and after the Expiration of One Month after the passing of this Act all Pilots licensed by the said Trustees shall be entitled to the Rates of Pilotage (for a Boat and Four Men besides the Pilot) herein-after mentioned, until the same shall be reduced by the said Trustees; (that is to say,)

For every Foot of the Draught of Water of any Ship or Vessel, from the First Day of *April* to the First Day of *October*, One Shilling and Sixpence:

For every Foot of the Draught of Water of any Ship or Vessel, from the First Day of *October* in One Year to the First Day of *April* in the next ensuing Year, One Shilling and Nine-pence:

For every Foot of the Draught of Water of any Foreign Ship or Vessel, from the First Day of *April* to the First Day of *October*, One Shilling and Ten-pence:

For every Foot of the Draught of Water of any Foreign Ship or Vessel from the First Day of *October* in One Year to the Fifth  
Day

Day of *April* in the next ensuing Year, Two Shillings and Three pence :  
And for each Tide's Work within the said Harbour, Seven Shillings and Sixpence.

LX. And be it further enacted, That the said Trustees or any Three of them shall have full Power and Authority, at their Discretion, when and so often and for such Periods of Time as they may see proper, to reduce all or any of the said Rates of Pilotage, and again to advance or increase the same, according to what may appear to them to be for the Interests of the Trade and Shipping of the said Harbour: Provided always, that any Advance or Increase of the said Rates do not at any Time exceed the Amount of the Rates before mentioned.

Power to alter the Rates of Pilotage.

LXI. And be it further enacted, That in case the Master or Commander of any Ship or Vessel, except Vessels of *British* Build and under Twenty Tons Register, inward bound, shall refuse to take on board and employ any Pilot so to be licensed as aforesaid who shall offer his Service, such Master or Commander shall pay or cause to be paid to the Pilot who first or who only shall offer his Service as aforesaid and shall be so refused, the full Pilotage, according to the different Rates and Prices so to be settled by the said Trustees, to be paid as if the said Pilot had been received and employed in conducting and piloting such Ship or Vessel into the said Harbour of *Eyemouth*, and which Pilotage shall be recoverable by the Pilot in the same Way as the Penalties by this Act are directed to be recovered.

In case Masters refuse to take a Pilot, the Duties still to be paid.

LXII. Provided always, and be it further enacted, That in case any Ship or Vessel shall be met with in Distress by any Pilot or Pilots so to be licensed as aforesaid, and shall stand in need of any extraordinary Assistance of the Crew or Boat, that then the Compensation to be made to the said Pilot and Crew shall be settled and determined upon, according to the Circumstances of the Case, by the said Trustees at their next Meeting; and if any Agreement or Agreements for such extraordinary Assistance shall at any Time be made by the Master or Commander of such Vessel and the Pilot or Pilots, such Agreement or Agreements shall be null and void.

In extraordinary Cases, Pilotage to be fixed by Trustees.

LXIII. And be it enacted, That it shall and may be lawful to the said Trustees, or any Collector or Collectors to be appointed by them, to prosecute and recover any Penalty or Forfeiture by this Act imposed by Action, Bill, Complaint, or Information before any Two or more of Her Majesty's Justices of the Peace of the County of *Berwick*, or any other Judge or Magistrate competent for Civil Actions within whose Jurisdiction the Offender or Offenders shall be found or reside; and the said Justices of the Peace or other Magistrate aforesaid shall be and they are hereby empowered and required to proceed to the Trial of such Offences in a summary Way, and upon Conviction of the Offender or Offenders by his, her, or their own Confession, or by the Oath or Oaths of One or more credible Witness or Witnesses, to award such Order or Judgment as to them shall seem most agreeable to the true Intent and Meaning of this Act; and in default of Payment

Recovery of Penalties.

Power to  
mitigate  
Penalties.

ment of the Penalties or Forfeitures herein-before enacted, which shall be awarded as aforesaid, the Person or Persons convicted shall and may be sent by them to the Prison, House of Correction, Bridewell, or Gaol to which such Justices, Judges, or Magistrates are authorized by Law to commit Offenders nearest to the Place where the Offender or Offenders shall be apprehended, for such Time as the said Justices or Magistrate shall direct, not exceeding Six Months; and the said Penalties, when recovered, shall, after Deduction of the necessary Charges of recovering the same, be paid and applied in the same Manner as the Duties by this Act given and granted are to be paid and applied: Provided always, that it shall and may be lawful to and for the said Justices of the Peace or other Magistrate aforesaid, from Time to Time, when they see Cause, to mitigate, compound, or lessen any Penalty or Forfeiture aforesaid as they or he in their or his Discretion shall think fit, so as such Composition or Mitigation do not extend to remit One Half of the Penalty inflicted and directed to be levied by this Act.

Appeal.

LXIV. Provided always, and be it enacted, That if any Person shall think him or herself aggrieved by any Proceedings in the Execution of this Act, it shall and may be lawful for such Person, within Three Months after the Matter complained of shall have been done, but not afterwards, to appeal to the Sheriff of the Shire of *Berwick*, the Appellant lodging at the Time of entering the said Appeal, or within Three Weeks thereafter, with the Sheriff Clerk, a Recognizance to prosecute the same; and the said Sheriff is hereby authorized and required to take cognizance of such Complaint and Appeal, and to make such Determination thereon as he shall see just, awarding to the Party prevailing his full Costs; and such Determination shall be final, and not subject to Review in any Superior Court by Advocation, Suspension, or Reduction.

Trustees or  
Officers not  
incompetent  
Witnesses.

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

Notices on  
Trustees  
how to be  
served.

LXVI. And be it further enacted, That in all Cases where any Person or Party has to serve any Notice upon the said Trustees, or any Citation or Summons, or other legal Proceedings, the Service upon the Clerk, Treasurer, or any other Officer of the said Trustees, personally or at his Abode of Business, shall be deemed good and sufficient Service of the same on the said Trustees.

Power to  
make Bye  
Laws.

LXVII. And be it further enacted, That it shall and may be lawful to and for the said Trustees, at any Time or Times, to make, ordain, and establish such Orders, Rules, and Bye Laws, for the deepening, cleansing, and keeping in repair the said Harbour, for the managing of and keeping clear from Obstruction the Piers, Quays, Jetties, and other Works connected with the said Harbour, and for watching, lighting, and regulating the Police  
of



of the said Harbour, and for accomplishing the other Purposes of this Act, and from Time to Time, as Occasion may require, to repeal, add to, amend, or alter such Rules, Orders, and Bye Laws in such Way as shall appear most proper, according to the Spirit of this Act, and to fix and declare reasonable pecuniary Penalties, not exceeding Five Pounds, for each Default in Observance or Breach of the said Regulations and Bye Laws, or any of them, to be recovered and applied in the same Way as Penalties imposed by this Act are ordered to be recovered and applied; which Penalties so fixed and declared may be awarded either in whole or in part according to the Discretion of the Magistrate or Justice before whom the same may be sued for: Provided always, that such Rules, Regulations, and Bye Laws shall not be repugnant to the Law of *Scotland*, nor to any thing in this Act contained, and shall, before being acted upon, be approved by the Sheriff of the County of *Berwick*; and the said Orders and Bye Laws shall be printed and distributed, and Copies thereof, painted on Boards, affixed on Two or more of the most conspicuous Places at and near the said Harbour, at least Fourteen Days before such Rule, Order, or Bye Law shall be acted upon, and which Boards shall from Time to Time be renewed by the said Trustees when in any way defaced or destroyed; which Rules, Orders, and Bye Laws shall be subject to be appealed from by any Person thereby affected, in manner hereinbefore mentioned.

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

Penalty on defacing Boards.

LXIX. And be it further enacted, That for the Purposes of this Act the said Harbour shall be deemed to extend and shall extend from the Bridge over the River *Eye* at the *Kiln Haugh* down the said River and both Shores thereof to the Sea, and also from the Pier Head to the Rock called "*Hurkar*" to the Seaward, to the *Eye-mouth Fort* to the Westward, and *Gunsgreen Ends* to the Eastward, saving the Rights of Proprietors of Grounds adjoining the said River *Eye* and the Sea Beach, and also the Rights of the Proprietor of *Eyemouth Fort*.

Boundaries of the Harbour of Eye-mouth.

LXX. And be it enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing this Act shall be paid and discharged by and out of any Money to arise by virtue of this Act.

Expences of Act how to be paid.

LXXI. And be it enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

Public Act.

### SCHEDULE (A.)

|   | £ | s. | d. |
|---|---|----|----|
| Acorns, per Bushel  | 0 | 0  | 0½ |
| Alabaster, per Cwt.   | 0 | 0  | 1  |
| Aquafortis, per Carboy  | 0 | 0  | 2  |
| Apples, per Chest of Four Bushels   | 0 | 0  | 4  |
| Ditto, per Bushel   | 0 | 0  | 1  |
| Ashes, Pot or Pearl, per Cwt.   | 0 | 0  | 2  |
| Soap, per Cwt.  | 0 | 0  | 2  |
| Fern or Wood, per Cwt.  | 0 | 0  | 0½ |
| Bacon, per Cwt.   | 0 | 0  | 1  |
| Barilla, per Ton  | 0 | 1  | 0  |
| Bark, Oak, per Ton  | 0 | 1  | 0  |
| Jesuit's, per lb.   | 0 | 0  | 0½ |
| Barrel Staves, see Staves.  |   |    |    |
| Barley, per Quarter   | 0 | 0  | 1  |
| Pearl or Pot, per 20 Stones   | 0 | 0  | 1  |
| Baskets, Hand, per Dozen  | 0 | 0  | 3  |
| Battens and Ends, per St. Petersburg Standard Hundred<br>of 720 Lineal Feet | 0 | 0  | 2½ |
| Beans, per Quarter  | 0 | 0  | 1  |
| Beef, per Cwt.  | 0 | 0  | 1  |
| Beer or Porter, Mum, Cyder, Perry, or Vinegar, per Butt                     | 0 | 0  | 9  |
| Ditto, per Hogshead   | 0 | 0  | 4½ |
| Ditto, per Barrel   | 0 | 0  | 3  |
| Ditto, per Half Hogshead  | 0 | 0  | 2  |
| Ditto, per Kilderkin  | 0 | 0  | 2  |
| Bees Wax, per Cwt.  | 0 | 0  | 3  |
| Bell Metal, per Cwt.  | 0 | 0  | 1  |
| Bells, per Ton  | 0 | 2  | 0  |
| Bellows, per Barrel Bulk  | 0 | 0  | 2  |
| Blankets, per Dozen   | 0 | 0  | 4  |
| Blubber, for every Ton of Oil produced by it                                | 0 | 0  | 6  |
| Bones or Bone Dust, per Ton   | 0 | 0  | 6  |
| Bones or Bone Dust, per Quarter   | 0 | 0  | 1  |
| Bottles, Glass, per Gross   | 0 | 0  | 4  |
| Stone, per Dozen  | 0 | 0  | 1  |
| Bran, per Quarter   | 0 | 0  | 0½ |
| Brandy, per Tun   | 0 | 6  | 0  |
| Bricks, per 1000  | 0 | 0  | 1  |
| Stock or Fire, per 1000   | 0 | 0  | 2  |
| Brimstone, per Cwt.   | 0 | 0  | 2  |
| Bullrushes, per Barrel Bulk   | 0 | 0  | 1  |
| Butter, per Firkin  | 0 | 0  | 1  |
| Calicoes and other Cotton Goods, per Barrel Bulk                            | 0 | 0  | 4  |
| Calves, per Head  | 0 | 0  | 3  |

|  | £ | s. | d.    |
|--|---|----|-------|
| Candles, per Dozen lbs.                              | 0 | 0  | 6     |
| Wax, per Barrel Bulk                                 | 0 | 0  | 6     |
| Canvas or Sail Cloth, per Bolt                       | 0 | 0  | 1     |
| Carpets, per Barrel Bulk                             | 0 | 0  | 4     |
| Carriage or Cart, 2 Wheels                           | 0 | 1  | 6     |
| 4 Wheels   | 0 | 3  | 0     |
| Carrots, per Ton                                     | 0 | 0  | 6     |
| Casks (new), empty, a Pipe                           | 0 | 0  | 0½    |
| Smaller, in Proportion.                              |   |    |       |
| Cattle, each   | 0 | 1  | 0     |
| Cheese, per Cwt.                                     | 0 | 0  | 2     |
| Cinders, per Chaldron                                | 0 | 0  | 3     |
| Clay, per Ton  | 0 | 0  | 3     |
| Chalk, per Ton                                       | 0 | 0  | 3     |
| Cloth, Hair, per Barrel Bulk                         | 0 | 0  | 2     |
| Linen, per Ditto                                     | 0 | 0  | 4     |
| Sack, per 12 Pieces                                  | 0 | 0  | 1     |
| Sail, or Canvas, per Bolt                            | 0 | 0  | 1     |
| Woollen, and other Woollen Goods, per Barrel         |   |    |       |
| Bulk   | 0 | 0  | 4     |
| Coals, per Ton                                       | 0 | 0  | 1     |
| Coffee, per Cwt.                                     | 0 | 0  | 2     |
| Cordage, Twine and Netting, per Cwt.                 | 0 | 0  | 1     |
| Cork and Corks, per Cwt.                             | 0 | 0  | 2     |
| Corn and Grain, per Quarter                          | 0 | 0  | 1     |
| Corpses, each  | 0 | 5  | 0     |
| Cotton, per Cwt.                                     | 0 | 0  | 2     |
| Cream of Tartar, per Cwt.                            | 0 | 0  | 4     |
| Currants, per Cwt.                                   | 0 | 0  | 2     |
| Cyder, see Beer.                                     |   |    |       |
| Dates or Figs, per Cwt.                              | 0 | 0  | 2     |
| Deals and Deal Ends, per St. Petersburg Standard     |   |    |       |
| Hundred, equal to 3 Loads of Timber                  | 0 | 0  | 5½    |
| Dimities, per Barrel Bulk                            | 0 | 0  | 4     |
| Drugs, per lb.                                       | 0 | 0  | 0½    |
| Dusters, per Dozen                                   | 0 | 0  | 1     |
| Dyeing Stuffs, not otherwise charged, per Cwt.       | 0 | 0  | 1     |
| Earthenware, per Cwt.                                | 0 | 0  | 6     |
| per Crate  | 0 | 0  | 6     |
| Eggs, per Chest of 1600                              | 0 | 0  | 8     |
| per 120  | 0 | 0  | 0½    |
| Feathers, per Cwt.                                   | 0 | 0  | 2     |
| Fish, Salmon, salted, per Barrel                     | 0 | 0  | 6     |
| fresh, exported, per Cwt.                            | 0 | 0  | 1½    |
| pickled, per Kit                                     | 0 | 0  | 1     |
| Fish, fresh, of every Denomination (Salmon exempted) |   |    |       |
| shipped, per Barrel Bulk                             | 0 | 0  | 1     |
| Fish Livers, per Barrel                              | 0 | 0  | 1     |
| Fish, dried or smoked, per Cwt.                      | 0 | 0  | 0½    |
| all salted, except Salmon, per Barrel                | 0 | 0  | 1     |
| Herrings, Red, per Barrel                            | 0 | 0  | 1     |
| Flax, dressed or undressed, per Ton                  | 0 | 1  | 8     |
|  |   |    | Flour |

|  | £ | s. | d. |
|--|---|----|----|
| Flour or Meal, per 20 Stones                               | 0 | 0  | 1  |
| Fullers Earth, per Cwt.                                    | 0 | 0  | 0½ |
| Ginger, per Cwt.   | 0 | 0  | 2  |
| Glass, Window, per Crate                                   | 0 | 0  | 3  |
| broken, per Barrel Bulk                                    | 0 | 0  | 1  |
| Glasses, Decanters, and other White Glass, per Barrel Bulk | 0 | 0  | 6  |
| Glue, per Cwt.   | 0 | 0  | 2  |
| Groceries, not otherwise charged, per Cwt.                 | 0 | 0  | 2  |
| Gunpowder, per Cwt.  | 0 | 0  | 2  |
| Haberdashery and Millinery Goods, per Barrel Bulk          | 0 | 0  | 4  |
| Hair (Horse or Cattle), per Barrel Bulk                    | 0 | 0  | 4  |
| Hams, per Cwt.   | 0 | 0  | 1  |
| Handscóops, per Dozen                                      | 0 | 0  | 0½ |
| Handspikes, dressed, per Dozen                             | 0 | 0  | 6  |
| Hats, per Barrel Bulk                                      | 0 | 0  | 6  |
| Hay, per Ton   | 0 | 0  | 6  |
| Hemp, per Ton  | 0 | 1  | 8  |
| Hogs or Pigs, each   | 0 | 0  | 2  |
| Hides, per Cwt.  | 0 | 0  | 1  |
| Horses, each   | 0 | 1  | 0  |
| Hoops, per 12 Bundles                                      | 0 | 0  | 0½ |
| Hops, per Bag  | 0 | 1  | 0  |
| per Pocket   | 0 | 0  | 6  |
| Household Furniture, per Barrel Bulk                       | 0 | 0  | 1  |
| Husbandry Implements, per Barrel Bulk                      | 0 | 0  | 3  |
| Indigo, per Cwt.   | 0 | 0  | 4  |
| Iron, Pig, per Ton   | 0 | 0  | 3  |
| Cast, per Ton  | 0 | 0  | 6  |
| Wrought, per Ton   | 0 | 1  | 0  |
| Broken or Bushel, per Ton                                  | 0 | 0  | 3  |
| Bar, per Ton   | 0 | 1  | 0  |
| Ironmonger's Goods, per Cwt.                               | 0 | 0  | 1  |
| Isinglass, per Cwt.  | 0 | 0  | 4  |
| Junk, per Cwt.   | 0 | 0  | 0¼ |
| Kelp, per Ton  | 0 | 0  | 6  |
| Kits (new), empty, Salmon, per 20                          | 0 | 0  | 1  |
| Lathwood, on each Fathom, equal to a Load of Timber        |   |    |    |
| 4 Feet long  | 0 | 0  | 2  |
| Lead, per Ton  | 0 | 1  | 0  |
| White, Red, or Black, per Cwt.                             | 0 | 0  | 1  |
| Shot, per Cwt.   | 0 | 0  | 1  |
| Leather, per Cwt.  | 0 | 0  | 2  |
| Lemons or Oranges, per Chest                               | 0 | 0  | 6  |
| Lime, per 6 Bolls of 6 Bushels per Boll                    | 0 | 0  | 1  |
| Malt, per Quarter  | 0 | 0  | 1  |
| Manure (Bone Manure excepted), per Ton                     | 0 | 0  | 1  |
| Marble, per Ton  | 0 | 1  | 6  |
| Mats, per 120  | 0 | 0  | 6  |
| Molasses, per Cwt.   | 0 | 1  | 0  |
| Mules, each  | 0 | 0  | 6  |
| Mustard, per Cwt.  | 0 | 0  | 2  |

Nuts

|  | £ | s. | d. |
|--|---|----|----|
| Nuts, per Barrel Bulk                                    | 0 | 0  | 2  |
| Ochre, per Cwt.  | 0 | 0  | 1  |
| Oakum, per Cwt.  | 0 | 0  | 0½ |
| Oil, per Tun   | 0 | 1  | 0  |
| Cakes, per Cwt.  | 0 | 0  | 0¼ |
| Oats, per Quarter  | 0 | 0  | 1  |
| Oats, Sheeland, or Groats, per 20 Stones                 | 0 | 0  | 1  |
| Onions, per Bushel                                       | 0 | 0  | 0½ |
| Paper or Pasteboard, per Cwt.                            | 0 | 0  | 0½ |
| Pears, per Chest of 4 Bushels                            | 0 | 0  | 4  |
| per Bushel   | 0 | 0  | 1  |
| Pepper, per Cwt.   | 0 | 0  | 2  |
| Pewter, per Ton  | 0 | 1  | 8  |
| Pipes, Tobacco, per Chest                                | 0 | 0  | 3  |
| Pitch, per Barrel  | 0 | 0  | 2  |
| Plaster of Paris, per Cwt.                               | 0 | 0  | 1  |
| Pork, per Cwt.   | 0 | 0  | 1  |
| Potatoes, per Ton  | 0 | 0  | 4  |
| Prunes, per Cwt.   | 0 | 0  | 2  |
| Quicks or Twigs, per Barrel Bulk                         | 0 | 0  | 2  |
| Rags, per Ton  | 0 | 0  | 6  |
| Raisins, per Cwt.  | 0 | 0  | 2  |
| Rosin, per Cwt.  | 0 | 0  | 1  |
| Rotten Stone, per Cwt.                                   | 0 | 0  | 1  |
| Rugs, per Barrel Bulk                                    | 0 | 0  | 4  |
| Rum, per Tun   | 0 | 4  | 0  |
| Rye, per Quarter   | 0 | 0  | 1  |
| Rice, per Cwt.   | 0 | 0  | 1  |
| Sails, per 50 Yards                                      | 0 | 0  | 2  |
| Salt, per Ton  | 0 | 0  | 6  |
| Salts, Glauber, per Cwt.                                 | 0 | 0  | 4  |
| Saltpetre, per Cwt.                                      | 0 | 0  | 2  |
| Seeds, Clover, per Cwt.                                  | 0 | 0  | 1  |
| Hemp, per Cwt.   | 0 | 0  | 1  |
| Lint or Flax, per Cwt.                                   | 0 | 0  | 0½ |
| Mustard, per Cwt.  | 0 | 0  | 2  |
| Rape, per Cwt.   | 0 | 0  | 0½ |
| Rye Grass, per Quarter                                   | 0 | 0  | 1  |
| Turnip, per Bushel                                       | 0 | 0  | 0¾ |
| Garden, and all others not before mentioned, per<br>Cwt. | 0 | 0  | 2  |
| Scythe or Whet Stones, per 120                           | 0 | 0  | 1  |
| Sheep, each  | 0 | 0  | 1  |
| Sickles, per Barrel Bulk                                 | 0 | 0  | 2  |
| Sieves, per Barrel Bulk                                  | 0 | 0  | 2  |
| Silk, wrought or unwrought, per Barrel Bulk              | 0 | 0  | 6  |
| Slates, per 1000   | 0 | 0  | 2  |
| Smalts, per Cwt.   | 0 | 0  | 1  |
| Snuff, per Cwt.  | 0 | 0  | 2  |
| Soap, per Cwt.   | 0 | 0  | 1  |
| Soot, per Ton  | 0 | 0  | 6  |
| Spades and Shovels, per Dozen                            | 0 | 0  | 2  |

[Local.]

9 F

|   | £ | s. | d. |
|---|---|----|----|
| Spirits, Foreign, per Tun                             | 0 | 4  | 0  |
| British, per Puncheon                                 | 0 | 0  | 9  |
| Spokes, Carriage, Waggon, or Cart, per 120            | 0 | 0  | 1  |
| Starch, per Cwt.                                      | 0 | 0  | 2  |
| Staves, Barrel, per 120                               | 0 | 0  | 1  |
| Hogshead, per 120                                     | 0 | 0  | 2  |
| Pipe, per 120   | 0 | 0  | 2  |
| Cutting or Boards Ends, per 1000                      | 0 | 0  | 2  |
| Steel, per Cwt.                                       | 0 | 0  | 1  |
| Stone, Burrs, per Dozen                               | 0 | 0  | 3  |
| Free, per Ton   | 0 | 0  | 2  |
| Filtering, per Dozen                                  | 0 | 0  | 6  |
| Grind, each   | 0 | 0  | 2  |
| Mill, each  | 0 | 0  | 6  |
| Paving, wrought, per Ton                              | 0 | 0  | 1  |
| unwrought, per Ton                                    | 0 | 0  | 0½ |
| Rag, per 120  | 0 | 0  | 1  |
| Whet or Scythe, per 120                               | 0 | 0  | 1  |
| Sugar and Sugar Candy, per Cwt.                       | 0 | 0  | 1  |
| Tallow, per Cwt.                                      | 0 | 0  | 1½ |
| Tar, per Barrel                                       | 0 | 0  | 1  |
| Tea, per common Chest                                 | 0 | 0  | 3  |
| per double Chest                                      | 0 | 0  | 6  |
| Tiles, Drain, including Soles, per 1000               | 0 | 0  | 3  |
| Ditto, Ditto, without Soles, per 1000                 | 0 | 0  | 3  |
| Pan, per 1000   | 0 | 0  | 3  |
| Maltsters, per 1000                                   | 0 | 0  | 8  |
| Tobacco, unmanufactured, per Cwt.                     | 0 | 0  | 1  |
| manufactured, per Cwt.                                | 0 | 0  | 2  |
| Treenails, per 1000                                   | 0 | 0  | 2  |
| Trees, young, per Barrel Bulk                         | 0 | 0  | 2  |
| Turnips, per Ton                                      | 0 | 0  | 3  |
| Turpentine, per Carboy                                | 0 | 0  | 2  |
| Varnish, per Cwt.                                     | 0 | 0  | 1  |
| Vitriol, per Carboy                                   | 0 | 0  | 2  |
| Wheat, per Quarter                                    | 0 | 0  | 1  |
| Whalebone, per Cwt.                                   | 0 | 0  | 1  |
| Wheels, Carriage or Cart, per Pair                    | 0 | 0  | 3  |
| Whitening, per Ton                                    | 0 | 0  | 6  |
| Wine, per Tun   | 0 | 4  | 0  |
| Wire, Iron, per Cwt.                                  | 0 | 0  | 1  |
| Wood — on all Timber of any Denomination, per Load of |   |    |    |
| 50 Feet   | 0 | 0  | 2  |
| Mahogany, per Load of 40 Feet                         | 0 | 1  | 0  |
| Wool, per Pack  | 0 | 0  | 3  |
| Yarn, Cotton, per Barrel Bulk                         | 0 | 0  | 3  |
| Linen, per Barrel Bulk                                | 0 | 0  | 3  |
| Wick for Candles, per Barrel Bulk                     | 0 | 0  | 3  |
| Woollen, per Barrel Bulk                              | 0 | 0  | 3  |
| Yeast, per Puncheon                                   | 0 | 0  | 4  |
| Every Article, however small, not specified           | 0 | 0  | 0½ |

|  | £ | s. | d. |
|--|---|----|----|
| Goods imported and shifted to another Vessel for Exportation, and not landed, to pay only single Duty. |   |    |    |
| Ballast, Inward, whether landed or shifted into another Vessel, per Ton                                | 0 | 1  | 0  |
| Ballast, Outward, whether taken out of another Vessel or from the Quay or Shore, per Ton               | 0 | 1  | 0  |

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## SCHEDULE (B.)

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For every Ship or Vessel trading between the said Harbour of Eyemouth and any Place between the Humber and Aberdeen (including that Port), entering the said Harbour of Eyemouth and loading or unloading therein, for every Ton Register, Two-pence Halfpenny.

For every Ship or Vessel entering the said Harbour of Eyemouth between the Points above stated, but neither loading nor unloading, One Penny Farthing per Ton Register.

For every Ship or Vessel trading from any Port in Great Britain or Ireland, except as above mentioned, or any Foreign Port, entering the said Harbour of Eyemouth and loading or unloading therein, Three-pence Halfpenny per Ton Register.

For every Ship or Vessel entering the said Harbour of Eyemouth from any Port in Great Britain or Ireland (except as above mentioned), or any Foreign Port, but neither loading nor unloading, One Penny Three Farthings per Ton Register.

For every Boat which may arrive in the said Harbour to load or unload their Cargoes, always excepting Cargoes of Fresh Fish caught by and brought into the Port by Fishing Boats under 20 Tons Burthen, One Penny Farthing per Ton Register.

For all Foreign Ships and Vessels using or entering the said Harbour of Eyemouth, double the above Duties.

