



ANNO VICESIMO & VICESIMO PRIMO

VICTORIÆ REGINÆ.

Cap. lxxxix.

An Act to allow a Drawback on the Duties payable on Coals, Culm, Coke, and Cinders.

[27th July 1857.]

WHEREAS an Act was passed in the Session of Parliament held in the Fourteenth and Fifteenth Years of the Reign of Her present Majesty, intituled *An Act to amend the Acts relating to the Vend and Delivery of Coals in London and Westminster, and in certain Parts of the adjacent Counties, and to allow a Drawback on Coals conveyed beyond certain Limits*: And whereas by the said Act a Drawback of Twelvepence *per* Ton out of the Duty of Thirteen-pence *per* Ton payable upon all Seaborne and Inland Coals brought into the Port of *London*, or within the *London* District, is allowed upon such Coals as are afterwards exported Coastwise or to Foreign Parts, or conveyed beyond the said District, provided that the same Coals shall not have been previously landed or removed from the Vessel or Barge or Railway Waggon in which they may have been brought, except upon the Conditions defined in the said Act: And whereas it has been found that the Restriction contained in the said Act against the Landing or Removal of such Coals from the Vessel or Barge or Railway Waggon in which they may have been brought is inexpedient, and that the Drawback granted by the said Act ought to be extended to all Sea-

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[*Local.*]

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borne

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borne and Inland Coals upon which the said Duties have been paid, and which are *bonâ fide* conveyed beyond the *London* District or exported or carried Coastwise, whether the same may or may not have been landed or removed from the Vessel or Barge or Railway Waggon in which they may have been brought: But inasmuch as such Drawbacks cannot be granted without the 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, as follows:

Interpretation of Terms.

I. All Words and Expressions used in the following Clauses shall have the same Meaning assigned to them respectively as would have been assigned to them if they had been contained in the Coal Duties (*London* and *Westminster* and adjacent Counties) Act, 1851.

Commencement of Act.

II. This Act shall take effect upon the First Day of *October* next after the passing hereof.

Drawback to be allowed on Coals removed beyond the *London* District.

III. That upon and from the First Day of *October* next after the passing of this Act, a Drawback of Twelvepence *per* Ton from the Duties payable in respect of Coals brought into the Port of *London*, or within the *London* District, shall be allowed upon all Coals upon which the Duties shall have been paid, and which shall be subsequently exported Coastwise or to Foreign Parts, or conveyed by any Vessel, or by any Canal or Inland Navigation, or by any Railway to any Place situated more than Twenty Miles from the General Post Office, notwithstanding that such Coals may have been landed from the Vessel which may have brought the same within the Port of *London*, or from the Barge or Railway Waggon which may have brought them within the *London* District.

Owner of Coals to give Notice in Cases of Drawback.

IV. Whenever the Owner of any Seaborne or Inland Coals which may have been landed at any Wharf or in any Dock, or the Agent of such Owner, shall be desirous of obtaining a Drawback on such Coals or on any Part thereof, upon their being exported Coastwise or to Foreign Parts, or conveyed by any Vessel, or any Canal or Inland Navigation, or by Railway to any Place beyond the *London* District, such Owner or his Agent shall give Notice in Writing under his Hand to the Clerk and Registrar of the Coal Market before such Coals shall be removed to the Vessel, Barge, or Railway Waggon for Exportation, or for Conveyance beyond the *London* District.

Notice to be given when Coals conveyed to

V. Whenever any Coals upon which a Drawback may be intended to be claimed upon their being exported Coastwise, or conveyed beyond the *London* District, shall be conveyed from the Vessel in which

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which they have been imported to any Wharf or Dock or Depôt mediately by means of a Barge or Lighter, the Owner or Lessee of such Wharf or Dock or Depôt, or the Secretary or other proper Officer of the Dock Company shall certify to the Clerk and Registrar of the Coal Market the Quality, together with the Quantity of Coal so conveyed, and the Name of the Craft employed, and the Date of landing.

Wharf or Dock.

VI. Whenever any such Coals as last aforesaid shall be discharged alongside any Wharf, or immediately into any Depôt or Dock, the Owner or Lessee of such Wharf or Dock or Depôt, or the Secretary or other proper Officer of the Dock Company shall certify to the Clerk and Registrar of the Coal Market the Quality and Quantity of Coal landed, together with the Name of the Vessel from whence the same may have been taken.

Quantity and Quality to be certified.

VII. Every Description and Quality of Seaborne or Inland Coals landed at any Wharf, or into any Dock or Depôt, and on which a Drawback may at any Time be claimed, shall be kept distinct and separate, and a correct Account shall be kept of all such Coals as are intended for Exportation, or for Conveyance beyond the *London* District; and such Account shall at all reasonable Times be open to the Inspection of the Clerk and Registrar of the Coal Market, or of any Person appointed by him or by the Mayor, Aldermen, and Commons.

Coals to be kept separate.

VIII. Upon and from the First Day of *October* next after the passing of this Act, a Drawback of Twelvepence *per* Ton from the Duties payable as aforesaid shall be allowed on all small Coals, irrespective of Quality, that shall have been screened and shall exceed Twenty Tons in Quantity, and shall be retained in Barges or Craft, or landed at Wharves, or in Docks, or into any Depôt (in accordance with the Provisions of this Act), and afterwards exported or conveyed Coastwise, or conveyed beyond the *London* District by Railway or Canal Conveyance.

Drawback to commence on the 1st Oct. 1857.

IX. The Mayor, Aldermen, and Commons, or any Committee appointed by them to carry out the Provisions of the Act passed in the Session of Parliament holden in the First and Second Years of King *William* the Fourth, Chapter Seventy-six, shall have full Power and Authority, and they are hereby authorized and empowered from Time to Time to make such Rules and Regulations as they may think fit with respect to the landing of Coals on which Drawbacks may be claimed, on the subsequent Exportation or Conveyance thereof beyond the *London* District, and also from Time to Time to appoint Inspectors and Officers for the Purpose of effectually carrying out such Rules and Regulations; and all the Clauses and

Power to Corporation of London to make Rules and Regulations

Enactments

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Enactments contained in the said recited Act of the Fourteenth and Fifteenth Years of the Reign of Her present Majesty, Chapter One hundred and forty-six, relating to Coals on which Drawbacks may be claimed, shall extend and apply to Coals landed at any Wharf, or within the Limits of any Dock, or into any Depôt, with a view to having a Drawback allowed thereon on the subsequent Exportation or Conveyance thereof beyond the *London* District, and shall be in full Force and Effect, except so far as the same may be altered or varied by this Act.

Where Part of Cargo discharged, further Certificate may be required.

X. In Cases of Vessels Coal-laden coming into the Port of *London* or within the *London* District, and there discharging a Portion of their respective Cargoes, and exporting or conveying Coastwise the Remainder of such Cargoes in the same Vessels, it shall be lawful for the Clerk and Registrar of the Coal Market to require the usual Fitter's Certificate of the entire Cargo of every such Vessel, together with a Certificate from the Master thereof, stating the Quantity of Coal it is his Intention to discharge within the Limits of the Port or District, and the Quantity to be left on board intended for Exportation or Conveyance Coastwise; and the Clerk and Registrar of the Coal Market shall upon the Production by the Master of the usual Certificate of Clearance from a Searcher of Her Majesty's Customs, forthwith exempt such Portion of the Cargo, exceeding Ten Tons in Quantity, as may be exported or conveyed Coastwise.

A Coal Weigher may be appointed.

XI. Provided always, That it shall be lawful for the Clerk and Registrar of the Coal Market to require in such Cases as aforesaid that a Coal Weigher satisfactory to him be appointed to weigh out such Portion of the Cargo as may be intended to be delivered within the Limits of the Port or District, before exempting from the Payment of Duty such Residue of Cargo as may be exported or conveyed Coastwise.

Short Title.

XII. In citing this Act it shall be sufficient to use the Expression "The Coal Duties (*London, &c.*) Drawback Act, 1857."

Expenses of Act.

XIII. The Costs and Expenses incident to and incurred in obtaining and passing this Act shall be defrayed by the Corporation of *London* out of the Fund known as the Drawback Expenses Fund.

LONDON :

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