



ANNO VICESIMO SEPTIMO & VICESIMO OCTAVO

# VICTORIÆ REGINÆ.

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## *Cap. cciii.*

An Act to further amend and extend the Acts for the Improvement of the Navigation of the Rivers *Burry, Loughor, and Lliedi* in the Counties of *Carmarthen* and *Glamorgan*, and for the Improvement of the Harbour of *Llanelly* in the said County of *Carmarthen*; and to grant certain Powers to the *Llanelly* Railway and Dock Company and the *South Wales* Railway Company in relation to the Improvement of the said Harbour; and for other Purposes. [14th *July* 1864.]

**W**HEREAS by an Act of the Fifty-third Year of King *George* the Third, “for the Improvement of the Navigation of the Rivers *Burry, Loughor, and Lliedi* in the Counties of *Carmarthen* and *Glamorgan*” (herein-after called “the *Burry* Navigation Act of 1813”), and by an Act of the Session of the Sixth and Seventh Years of Her present Majesty, “to  
[*Local.*] 32 *N* “alter

53 G. 3.  
c. clxxxiii.

6 & 7 Vict.  
c. lxxxviii.

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21 & 22 Vict.  
c. lxxii.

47 G. 3.  
c. cvii.  
(Sess. 2.)

“ alter and amend an Act for the Improvement of the Navigation of  
 “ the Rivers *Burry, Loughor, and Lliedi* in the Counties of *Car-*  
 “ *marthen* and *Glamorgan*, and to improve the Harbour of *Llanelly*  
 “ in the County of *Carmarthen*” (herein-after called “the Naviga-  
 tion and Harbour Act of 1843”), and by “The *Burry* Navigation  
 and *Llanelly* Harbour Act, 1858” (herein-after called “the Naviga-  
 tion and Harbour Act of 1858”), which Three Acts are herein-after  
 collectively referred to as “the *Burry* Navigation and Harbour  
 Acts,” certain Commissioners (herein-after called “the Commis-  
 sioners”) are invested with Powers for improving the Navigation of  
 the said Rivers and the State of the Harbour of *Llanelly* (herein-  
 after called “the Harbour”): And whereas it is expedient that the  
 Commissioners be incorporated, and that the Navigation and Harbour  
 Acts in various Particulars relative to the Qualification of Com-  
 missioners and other Matters be further amended: And whereas the  
 Commissioners require further Powers for the Purpose of improving  
 the Harbour and for extending the Accommodation thereof, and for  
 raising Money for the better Execution of their Duties: And whereas  
 it would be for the public Benefit if such Railways were constructed  
 in connexion with the Harbour as are herein-after mentioned: And  
 whereas it is expedient that the *Llanelly* Railway and Dock Company  
 be empowered to exercise, in lieu of the Commissioners and with  
 their Consent, certain of the Powers proposed to be by this Act  
 conferred on the Commissioners, and for that Purpose to raise Money,  
 and to enter into Agreements with the Commissioners, and to carry  
 the same into effect: And whereas it is expedient that better Pro-  
 vision be made for the Application for the Benefit of the Harbour of  
 Part of the Income arising from certain Real Estates settled on  
 certain Trusts by the Act of the Second Session of the Forty-  
 seventh Year of King *George* the Third, “for inclosing Lands in  
 “ *Llanelly* in the County of *Carmarthen*, and for leasing Part of the  
 “ said Lands, and applying the Rent thereof in improving the Town  
 “ and Port of *Llanelly* in the said County” (which Estates are  
 herein-after called “the public Estates,” and which Act is herein-  
 after called “the Act of 1807”): And whereas the Objects afore-  
 said cannot be effected without the Authority of Parliament: And  
 whereas Plans and Sections showing the Lines, Situation, and Levels  
 of the proposed Works and the Lands required to be taken or used  
 for the same, and a Book of Reference thereto, have been deposited  
 with the Clerk of the Peace for the County of *Carmarthen* (which  
 Plans, Sections, and Book of Reference are herein-after referred to as  
 “the deposited Plans, Sections, and Book of Reference”): 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,

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Commons, in this present Parliament assembled, and by the Authority of the same, as follows :

1. This Act may be cited as "The *Llanelly* Harbour Act, 1864." Short Title.
  
2. The Term "Court of competent Jurisdiction," where used in this Act or any Act incorporated herewith, shall be read and have effect as if the Debt or Demand with respect to which that Term is used were a common Simple Contract Debt, and not a Debt or Demand created by Statute. "Court of competent Jurisdiction."
  
3. The several Terms to which Meanings are assigned by the Acts incorporated with this Act have in this Act the same respective Meanings. Same Meanings in incorporated Acts as in this Act.
  
4. So much of Section One of the *Burry* Navigation Act of 1813 as appoints the Portreeve and Aldermen of the Borough of *Loughor* for the Time being to be Commissioners shall be repealed; and in lieu thereof the Portreeve for the Time being of that Borough, and such Two of the Aldermen of that Borough as the Portreeve and Aldermen thereof annually elect and depute, are hereby appointed Commissioners *ex officio*, subject and according to the Provisions of that Section. Alteration of Provisions as to Portreeve, &c. of Loughor.
  
5. So much of Section One of the *Burry* Navigation Act of 1813 as appoints the Principal Clerk of the *Carmarthenshire* Railway or Tramroad Company for the Time being and the principal Clerk of the *Penclawdd* Canal and Railway or Tramroad Company for the Time being Commissioners is hereby repealed. Abolition of certain *ex officio* Commissionerships.
  
6. So much of Section Two of the *Burry* Navigation Act of 1813 as relates to a Person being such a principal or managing Agent as therein mentioned, or to a Person being a Proprietor or Member of such Railway, Tramroad, or Canal Company as therein mentioned, is hereby repealed. Abolition of certain Qualifications of Commissioners.
  
7. Any Person elected a Commissioner shall be qualified to act as such in any of the following Cases; namely, Additional Qualifications.
  - (1.) If and as long as he is the chief Agent for any Estate in Lands or Houses situate within the Distance of Seven Miles, in Section Two of the *Burry* Navigation Act of 1813 defined, and producing a gross Rental or Income of not less than Two thousand Pounds a Year :
  - (2.) If and as long as he is a principal or managing Agent to some Concern or Transaction in Business having or employing a Capital of Eight thousand Pounds at least in the working or carrying on of a Colliery, Mine, Trade, Work, or Manu-  
factory,

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factory, or of several Collieries, Mines, Trades, Works, or Manufactories respectively, situate within the Distance of Seven Miles, in the last-mentioned Section defined, or the Produce whereof is shipped or otherwise disposed of on the Banks of the Rivers in the same Section mentioned or One of them :

- (3.) If and as long as he is, in his own Right or as Trustee or otherwise, the sole Holder of a Mortgage on the Lands or Property of the Commissioners for One thousand Pounds at least.

Saving for existing Commissioners as to Qualifications.

8. Nothing herein-before contained shall affect the Tenure of Office of any Person being at the passing of this Act a Commissioner either *ex officio* or elected.

Reduction of Number of elected Commissioners.

9. After the passing of this Act, the third only of each Three successive Vacancies in the Offices of elected Commissioners shall be filled up, until the total Number of elected Commissioners is reduced to Twenty-four, but thenceforth all Vacancies in those Offices shall be filled up as they occur, as if the present Section had not been contained in this Act.

Partial Incorporation of Commissioners Clauses Act.

10. The Provisions of "The Commissioners Clauses Act, 1847," with respect to the Qualification of Commissioners, shall, so far as those Provisions are applicable for the Purposes and are not inconsistent with the Provisions of this Act, be incorporated with this Act, and for this Purpose the *Burry* Navigation and Harbour Acts and this Act together shall be deemed the Special Act.

Commissioner disqualified, &c. to cease to be a Commissioner.

11. Any elected Commissioner becoming under the *Burry* Navigation and Harbour Acts, or this Act, or any Act incorporated therewith respectively, disqualified to be a Commissioner or incapable to act as a Commissioner, shall *ipso facto*, to all Intents and Purposes, cease to be a Commissioner, and his Office as Commissioner shall be vacant.

Incorporation of Commissioners.

12. The present Commissioners and their Successors in Office shall be and are hereby incorporated by the Name of "the *Llanelly* Harbour and *Burry* Navigation Commissioners," and by that Name shall be One Body Corporate, with perpetual Succession and a Common Seal, and with Power to purchase, take, hold, and dispose of Lands and other Property for the Purposes but subject to the Restrictions of the *Burry* Navigation and Harbour Acts and this Act.

Power to take Lands.

13. Subject and according to the Provisions of this Act, the Commissioners may enter on, take, and use the Lands described in the deposited Plans and Book of Reference, or any of them : Provided always,

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always, that the Commissioners shall not take any Lands now belonging to Messieurs *Sims, Willyams, Nevill*, and Company to the Northward of a Line drawn in Blue Ink on the Plan which has been deposited in the Private Bill Office of the House of Commons in relation to this Bill without the Consent of the Owners thereof: Provided always, that the Commissioners shall not, without the Consent of the *Llanelly Railway and Dock Company* in Writing under their Common Seal, enter upon, take, or use any of the Lands of that Company other than those tinted Red on the said Plans.

14. "The Lands Clauses Consolidation Act, 1845," and "The Lands Clauses Consolidation Acts Amendment Act, 1860," shall, so far as the Provisions of those Acts are applicable for the Purposes and are not inconsistent with the Provisions of this Act, be incorporated with this Act.

8 & 9 Vict.  
c. 18. and  
23 & 24 Vict.  
c. 106. incor-  
porated.

15. Any Person empowered to sell and convey or release Lands for the Purposes of this Act shall have Power, in consideration of any yearly or other Rent, or otherwise, to grant, and the Commissioners shall have Power to take and hold accordingly, any Term, Estate, or Interest in Lands.

Power to  
take Terms  
in Lands.

16. The Powers by this Act given for the compulsory Purchase or taking of Lands for the Purposes of this Act shall not be exercised after the Expiration of Five Years from the passing of this Act.

Powers for  
compulsory  
Purchases  
limited.

17. The Commissioners may from Time to Time make, execute, and maintain the following Works; namely,

Power to  
make Works.

(1.) A Ship Lock and Dock, (called on the deposited Plans "Dock No. 1,") to be situate within the Harbour of *Llanelly*, with an Entrance from the Main Channel at a Point between the *Copperworks Dock Channel* and the *Llanelly Railway and Dock Company's Channel*, and extending Eastward to or near *Penrhos Farm*:

(2.) A Railway commencing at the South Side of Dock No. 1, and terminating by a Junction with the existing Railway of the *Llanelly Railway and Dock Company*:

(3.) The laying down of a Line of Rails on the *Llanelly Railway and Dock Company's Railway*, so as to make the same of the Broad as well as of the Narrow Gauge, from the Point where that Railway crosses the Line of the *South Wales Railway*, to lead to the *Llanelly Railway and Dock Company's Dock*:

together with all such Swivel and other Bridges, Crossings, Gates, Ways, Channels, Locks, Wharves, Warehouses, Buildings, Cranes,

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Jetties,

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Jetties, Pontoons, Buoys, Lighthouses, Lights, Conveniences, and Works as may be necessary or proper for the Construction, Execution, Maintenance, or Use of the said several Works.

Works to be executed according to deposited Plans, &c.

**18.** The said Dock, Railway, and Works may be made, executed, and maintained in the Lines and according to the Levels shown on the deposited Plans and Sections within the Limits of Deviation shown on the deposited Plans; and all Works by this Act authorized may be made, executed, and maintained in or upon Lands purchased, taken, or used by the Commissioners under this Act or otherwise belonging to or at the Disposal of the Commissioners: Provided always, that the Commissioners shall not remove or interfere with the Southern Bank of the Dock of Messieurs *Sims, Willyams, Nevill,* and Company to the Landward of the Line mentioned in the Fiftieth Section of the Navigation and Harbour Act of 1858, without the Consent of the Owners thereof.

Power to maintain and erect Lighthouses.

**19.** The Commissioners may improve and maintain the present Lighthouses at *Whitford Point* and at the Entrance to the Harbour, and may erect and maintain another Lighthouse at the Entrance to the Harbour.

Land reclaimed not to be taken without Consent of Commissioners of Woods, &c.

**20.** If in the course or by means of the Execution of any of the said Works any Part of the Shores or Bed of the Harbour or of the Rivers *Burry, Lledi,* or *Loughor* belonging to Her Majesty beyond the Limits of the Harbour shall be inned, gained, or reclaimed from the Water, the Commissioners shall not have or exercise any Right upon the same or in respect thereof, but such Inning, Gaining, or Reclamation shall enure absolutely for the Benefit of Her Majesty the Queen, Her Heirs and Successors; and it shall not at any Time afterwards be lawful for the Commissioners to take, enter upon, or interfere with the Lands so inned, gained, or reclaimed, for any Purpose whatsoever, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them.

10 & 11 Vict. c. 27. incorporated.

**21.** "The Harbours, Docks, and Piers Clauses Act, 1847," with the Exception of the Sections numbered Twenty-three, Twenty-five, and Twenty-six, shall be incorporated with this Act, but the Commissioners shall not, unless required by the Board of Trade, be compelled to keep a Lifeboat or a Tide or Weather Gauge. In the Construction of "The Harbours, Docks, and Piers Clauses Act, 1847," the Expression "the Harbour, Dock, or Pier" shall include the Works hereby authorized.

**22.** Not-

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**22.** Notwithstanding anything in this Act or in any Act incorporated in this Act, the Commissioners may lease or grant the Use or Occupation of any Warehouses, Buildings, Wharfs, Yards, Cranes, Machines, or other Conveniences provided by them for the Purposes of this Act or any of them, or of the *Burry* Navigation and Harbour Acts, at such Rents and upon such Terms and Conditions as shall be agreed upon between the Commissioners and the Persons taking the same, and may lease or grant the Use or Occupation of any Lands for the Time being held by the Commissioners under this Act or under the *Burry* Navigation and Harbour Acts, or any of them, to any Persons willing to erect or provide thereon any Warehouses, Buildings, Works, Wharfs, Yards, Cranes, Machines, or other Conveniences for the Improvement of the Harbour or the Trade of the Port of *Llanelly*, at such Rents and upon such Terms and Conditions as shall be agreed upon between the Commissioners and the Persons taking the same: Provided that no Lease or Grant under the present Section be made for a longer Term than Ninety-nine Years.

Power to Commissioners to lease Warehouses or Lands for Warehouses, &c. for not more than 99 Years.

**23.** "The Railways Clauses Consolidation Act, 1845," and "The Railways Clauses Act, 1863," shall, so far as the Provisions of those Acts are applicable for the Purposes and are not inconsistent with the Provisions of this Act, be incorporated with this Act; and in the Application to the Works hereby authorized, other than Railway Works, of such of the Clauses Thirteen and Nineteen, Protection of Navigation, in Part I. of the last-mentioned Act, as will be applicable to such Works, the Words Work and Railway, where used in those Clauses, shall include the Dock and Dock Works authorized by this Act.

8 & 9 Vict. c. 20. and 26 & 27 Vict. c. 92. incorporated.

**24.** The Power of laying down a Line of Rails on the Railway of the *Llanelly* Railway and Dock Company by this Act given shall not be exercised by the Commissioners without the Consent of that Company.

Restriction as to Alteration of Gauge.

**25.** The Docks, Railways, and Works herein-before particularly described shall be completed within Five Years after the passing of this Act, and on the Expiration of that Time the Powers by this Act given for the Construction of those Works, or in relation thereto, shall cease to be exercised, except as to so much thereof as is then completed.

Time for Completion of Works.

**26.** The Commissioners may from Time to Time, in addition to any Money which they are authorized to borrow independently of this Act, borrow at Interest on the Credit of their Dues, Tolls, Rates, Funds, and Property under the *Burry* Navigation and Harbour Acts

Power to borrow on Credit of Tolls, &c.

and

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and this Act, such Sums as they may from Time to Time think requisite for the Purposes of this Act, not exceeding in the whole the Sum of Seventy thousand Pounds, and may mortgage their said Dues, Tolls, Rates, Funds, and Property to secure the Payment of the Money so borrowed and the Interest thereon accordingly.

Power to  
Llanelly  
Railway and  
Dock Com-  
pany to make  
Dock No. 1,  
&c.

**27.** With the Consent of the Commissioners the *Llanelly* Railway and Dock Company, in lieu of the Commissioners, may construct, execute, and maintain Dock No. 1 and the Railway communicating therewith, with all necessary or proper Works connected therewith respectively, and may lay down and maintain the Broad Gauge Line of Rails authorized by this Act on the Railway of the last-mentioned Company, and may expend for those Purposes such Sum as may be requisite, not exceeding Seventy thousand Pounds; and in that Case the last-mentioned Company may demand and receive such Dues, Tolls, and Rates in respect of the same Dock, Railway, and Works as may be from Time to Time agreed on between that Company and the Commissioners, not exceeding such as the Commissioners might demand and receive under this Act in respect of the same in case the same were constructed and executed by the Commissioners; and the Commissioners may from Time to Time enter into and carry into effect any Agreements for guarantcing temporarily or permanently, absolutely or conditionally, any fixed, fluctuating, or contingent Interest or Profit (not exceeding the Rate of Five *per Centum per Annum*) on the Amount so expended by the last-mentioned Company; and every such Guarantee may be on such Terms and Conditions as the Commissioners and the last-mentioned Company agree on, but all Mortgages or other Securities made or to be made by the Commissioners under the *Burry* Navigation and Harbour Acts, or any of them, shall have Priority over any such Guarantee.

Power to  
Llanelly  
Company to  
make Ad-  
vances to  
Commis-  
sioners.

**28.** Subject and according to the Provisions of this Act relative to the borrowing of Money on Mortgage, the Commissioners may borrow from the *Llanelly* Railway and Dock Company, and that Company may lend to the Commissioners or guarantee Interest on the whole or any Part of the said Sum of Seventy thousand Pounds.

Power to  
raise addi-  
tional Capi-  
tal by new  
Shares.

**29.** For the Purposes of this Act the *Llanelly* Railway and Dock Company may from Time to Time raise, in addition to the Money which by any other Act they are or may be authorized to raise, any further Sum not exceeding in the whole Seventy thousand Pounds, which additional Capital shall be raised by the Creation and Issue of new Shares or Stock, Ordinary or Preference or partly Ordinary and partly Preference, as the said Company from Time to Time think fit.

**30.** With



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**30.** With respect to the said *Llanelly* Railway and Dock Company "The Companies Clauses Consolidation Act, 1845," and "The Companies Clauses Act, 1863," shall, so far as the Provisions of those Acts are applicable for the Purposes and are not inconsistent with the Provisions of this Act, be incorporated with this Act.

8 & 9 Vict.  
c. 16. and  
26 & 27 Vict.  
c. 118. in-  
corporated.

**31.** The Commissioners and the said *Llanelly* Railway and Dock Company may apply to the Purposes of this Act any Money which they now have in their Hands, or which they have Power to raise by virtue of any Acts relating to them respectively, and which may not be required for the Purposes to which they are by any such Acts made specially applicable.

Power to  
apply Corpo-  
rate Funds  
to Purposes  
of this Act.

**32.** Mortgages and other Securities granted or to be granted by the Commissioners and the said *Llanelly* Railway and Dock Company under any Authority subsisting at the passing of this Act shall have Priority over Mortgages granted by them respectively under this Act.

Priority of  
Mortgages.

**33.** Every Part of the Money which the Commissioners and the said *Llanelly* Railway and Dock Company are by this Act authorized to raise shall be applied only to the Purposes by this Act authorized.

Application  
of Sums  
raised under  
this Act.

**34.** It shall not be lawful for the said *Llanelly* Railway and Dock Company, out of any Money by this or any other Act authorized to be raised by them, to pay Interest or Dividend to any Shareholder on the Amount of the Calls made in respect of Shares held by him, but this Provision shall not prevent that Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls actually made as is allowed by "The Companies Clauses Consolidation Act, 1845."

Interest not  
to be paid  
on Calls  
paid up.

**35.** It shall not be lawful for the *Llanelly* Railway and Dock Company, out of any Money by this or any other Act authorized to be raised by them, to pay or deposit any Sum of Money which, by any Standing Order of either House of Parliament now in force or hereafter to be in force, may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining any Act authorizing the same Company to construct any Railway or to execute any other Work or Undertaking.

Deposits for  
future Bills  
not to be  
paid out of  
Company's  
Capital.

**36.** The Heads of Agreement between the Commissioners and the *Llanelly* Railway and Dock Company set forth in Schedule (D.) to this Act annexed are hereby sanctioned and confirmed, and shall be carried into effect accordingly.

Heads of  
Agreement  
as in Sched.  
(D.) con-  
firmed.

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Appoint-  
ment of Dock  
Committee.

**37.** From and after the Completion of the Purchase provided for by the said Heads of Agreement, the Wet Dock, and other the Property comprised in such Purchase, and the said Dock No. 1, and Railway to be constructed under the Powers herein contained, shall be under the Management and Control of a Joint Committee to be appointed annually as herein-after mentioned, which shall be called "the Dock Committee." Such Committee shall be composed of Twelve Commissioners to be nominated by the Commissioners, and of Three Directors of the said *Llanelly* Railway and Dock Company to be nominated by the Directors of the said Company. Any Vacancy in the said respective Numbers may be filled up at any Time by the Commissioners or Directors, as the Case may be. If the Commissioners or the Directors shall at any Time fail to make such respective Nomination as aforesaid, or to fill up any Vacancy, the Nominees of the Commissioners or the Directors for the Time being shall form the Dock Committee. The Quorum of the Committee shall be Five. The Dock Committee shall have and exercise all such Powers of the Commissioners as relate to such Management and Control as aforesaid.

Companies,  
&c. not ex-  
empt from  
Provisions of  
present and  
future Gene-  
ral Acts.

**38.** Nothing in this Act shall exempt the said Companies respectively or their respective Undertakings from the Provisions of any General Act relating to Railways, or to the better and more impartial Audit of the Accounts of Railway Companies, now in force or that may hereafter pass during this or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized to be taken by the Company respectively, or of the Rates for small Parcels.

Commis-  
sioners and  
Companies  
to agree for  
mutual Run-  
ning Powers.

**39.** The Commissioners and all Persons lawfully using the Harbour and the Works of the Commissioners, or any Part thereof respectively, their Officers and Servants, shall have Power to run over, work, and use, with Engines and Carriages of every Description, and for the Purposes of their Traffic, all or any Part of the respective Lines of Railway, Stations, Watering Places, Engines, Sidings, Machinery, Works, and Conveniences of the *Carmarthenshire* Railway Company in the Parish of *Llanelly*, and to levy Tolls, Rates, and Duties in respect of Traffic conveyed thereon, not exceeding those in Schedule (C.) to this Act specified; and the Commissioners shall have Power to exercise and to transfer to any other Company or Person such Powers as are necessary to secure the due Interchange, Accommodation, Protection, and direct and speedy Transmission of Traffic passing to, from, or over all or any Part of the Harbour or of the said Works, or to or over the Railways of the said *Carmarthenshire* Railway Company in the said Parish, and to ensure all desirable Facilities for

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for those Purposes, on such Terms and Conditions as may be agreed on between the Commissioners and that Company, and as, in default of Agreement, may be determined by Arbitration in manner provided by "The Railways Clauses Consolidation Act, 1845."

40. The Commissioners and all Persons lawfully using the Harbour and the Works of the Commissioners, or any Part thereof respectively, and the *Great Western* Railway Company, and the *Llanelly* Railway and Dock Company, or either of them, may from Time to Time enter into Agreements with respect to the Use and Working by such Commissioners and Persons, with Engines and Carriages of every Description, of all or any Part of the respective Lines of Railway, Stations, Watering Places, Engines, Sidings, Machinery, Works, and Conveniences of the *Great Western* Railway Company, the *Llanelly* Railway and Dock Company, and the Commissioners respectively, in the Parish of *Llanelly*, and the Conveyance of Traffic thereon, and with respect to the Collection of Tolls, Rates, and Duties in respect of such Traffic, but no such Agreement shall be for more than Ten Years.

The Commissioners and the *Great Western* Railway Company may agree.

41. The Commissioners may, within the Limits of the Harbour, dredge and remove Sand, Shingle, Mud, and other Substances, the dredging and Removal whereof may appear to them necessary or proper for the Preservation or Improvement of the Harbour.

Power to dredge, &c.

42. The Commissioners may grant to Owners of Shipping Places and Docks in the Harbour the Use of the Docks and other Works of the Commissioners for the Purposes of Communication through or across the Docks of the Commissioners or other Purposes, for such Consideration and on such Terms and Conditions as may be agreed on; and the Commissioners may make and do such Works, Conveniences, and Things in or in connexion with their Docks as may seem to them necessary or proper for the Purposes of any such Agreement, or permit other Parties to do so.

Power to allow of Communication across Docks, &c.

43. The Commissioners, with the Consent of the Owners of and other Parties interested in any Dock, Lock, or Channel made or to be made within the Limits of the Harbour, may from Time to Time make and may permanently maintain all such Bridges, Swivel Bridges, Crossings for Roads, and other Passages over, along, or across any such Dock, Lock, or Channel as may seem to them necessary or proper for the Improvement of the Communications within the Limits of the Harbour.

Power to make Swivel Bridges across Channels, &c.

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Commissioners to be Pilotage Authority.

44. The Commissioners shall be for the Port of *Llanelly* the Pilotage Authority within the Meaning of "The Merchant Shipping Act, 1854," and the Acts amending the same.

Power to take Dues, &c. in Schedules.

45. The Commissioners may demand and receive in respect of the Vessels, Goods, and Things described in the Schedules to this Act any Dues, Tolls, Rates, or Sums not exceeding the Amounts in those Schedules specified.

Application of Income under this Act.

46. The net Dues, Tolls, Rates, and Income received by the Commissioners under this Act, not being Cranage or Lighthouse Dues, shall form Part of their general Income and Property, and shall, subject nevertheless to the said Heads of Agreement set forth in the said Schedule (D.), be applied in like Manner as their net Income derived from other Sources, and not made by the *Burry* Navigation and Harbour Acts specially applicable to any particular Purpose, is or may be applied.

Vesting of Property under Act in Commissioners.

47. Section Fifty-seven of "The *Burry* Navigation Act, 1813," is hereby repealed, and all Property at the passing of this Act vested in the Treasurer and Clerk of the Commissioners under the *Burry* Navigation and Harbour Acts or any of them is hereby transferred to and vested in the Commissioners.

Application of certain Provisions of former Acts.

48. The following Provisions of the *Burry* Navigation and Harbour Acts shall for the Purposes of this Act be read and have effect as if they were here re-enacted and expressly applied to the Subject Matter of this Act, and so that the Term "this Act" where used in any of the same Provisions shall, for the Purposes of the present Enactment and of the other Enactments of the present Act, be taken to mean the present Act; (namely,)

Of the *Burry* Navigation Act of 1813:

Sections Twenty-five and Twenty-six (relative to the varying of Rates);

Sections Forty-one to Forty-five, both inclusive (relative to Exemptions from Dues and Saving of Rights);

Sections Sixty-seven and Sixty-eight (relative to Justices of the Peace); and

Sections Seventy to Seventy-three, both inclusive (relative to Savings of Rights):

Of the Navigation and Harbour Act of 1843:

Section Eighteen (relative to Validity of Proceedings);

Sections Thirty-four to Thirty-seven, both inclusive (relative to Leasing of Rates); and

Sections

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Sections One hundred and seventy to One hundred and seventy-three, both inclusive, and One hundred and seventy-five (relative to Saving of Rights); and

Of the Navigation and Harbour Act of 1858:

Sections Twenty-seven to Thirty-three, both inclusive (relative to the Rights of the *Great Western Railway Company* in relation to the *South Wales Railway*);

Sections Sixty-five to Sixty-nine, both inclusive (relative to Savings of Rights and Reservations for General Acts).

49. The *Burry Navigation and Harbour Acts* respectively shall remain in force as they respectively are in force at the passing of this Act, save so far as they are expressly repealed or varied by this Act or are inconsistent with the Provisions of this Act, and to the Extent to which those Acts so remain in force they shall be incorporated with this Act, and shall be read and have effect together with this Act as One Act.

Former Acts and this Act to be as One Act.

50. The Trustees of the Public Estates or the Local Board of Health for *Llanelly*, or other the Body for the Time being having the Management of the Public Estates, and the Commissioners, may enter into and carry into effect any Contracts and Agreements for the Payment to the Commissioners, for such Period of Years and upon such Terms and Conditions as may be mutually agreed on, of any Portion of the Residue of the Rents and Profits, not exceeding Four hundred Pounds *per Annum*, of these Public Estates, which such Trustees, Local Board, or other Body are by the Act of 1807 directed to apply and dispose of in the Improvement of the Town and Port of *Llanelly*, or either of them; and any Sums received by the Commissioners in pursuance of any such Contract or Agreement shall be applied in and towards the Payment of Interest, or in guaranteeing Interest on the Capital to be raised for the Dock and Works authorized by this Act, and to no other Purpose whatsoever. Nothing in this Section and nothing in any Agreement which may be entered into in pursuance thereof shall, except so long as such Agreement continues in operation, affect any Right or Claim which the Port of *Llanelly* may have under the Act of 1807 as to the Residue of the Rents and Profits of the said Estates.

Power to appropriate to Harbour Purposes Part of Income of Public Estates.

51. The Local Board of Health for *Llanelly* shall defray the Charges of the *Llanelly Gaslight Company* for lighting the Streets, Roads, Docks, Quays, and other open Places, Markets, and Public Buildings within the District of such Local Board of Health, and for the providing of Lamps, Lamp Posts, and other Materials and Apparatus necessary for lighting the same District, either out of the Rents and Property of the said Public Estates or out of the General

Provision as to Cost of lighting District. )

*The Llanelly Harbour Act, 1864.*

District Rates levied in their District, or out of both, in such Proportions as the Local Board may think fit: Provided that the said Local Board shall be liable to no such Charges in respect of any public Lights, Lamps, Lamp Posts, and other Materials and Apparatus as aforesaid beyond those now ordered by them, unless the same shall be required or authorized by the Local Board in their Capacity of Trustees acting in execution of the Act of 1807 or otherwise: Provided also that nothing herein contained shall affect the Rights of the Local Board and the said Gas Company respectively under *An Act for lighting with Gas the Town and Neighbourhood of Llanelly in the County of Carmarthen*, passed in the Fifth Year of King *William the Fourth*.

5 & 6 W. 4.  
c. xvi.

Saving  
Rights of  
the Crown.

**52.** Nothing contained in this Act or in any of the Acts herein referred to shall authorize the Commissioners or the *Llanelly Dock and Railway Company* or the *Great Western Railway Company* to take, use, or in any Manner interfere with any Land, Soil, Tenements, or Hereditaments, or any Rights of whatsoever Nature belonging to or enjoyed or exerciseable by the Queen's most Excellent Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, on behalf of Her Majesty, first had and obtained for that Purpose (which Consent such Commissioners are hereby respectively authorized to give); neither shall anything in the said Act or Acts contained divest, take away, prejudice, diminish, or alter any Estate, Right, Privilege, Power, or Authority vested in or enjoyed or exerciseable by the Queen's Majesty, Her Heirs or Successors; and as incident to the obtaining of such Consent as mentioned in this Section, it shall be lawful for the Commissioners to enter into any Agreement with respect to the Purchase, taking on Lease, Appropriation, or Use of any Crown Land required by them, and into any other Agreement which may be deemed necessary by the Commissioners of Woods, Forests, and Land Revenues, or One of them, and by the Commissioners.

Expenses of  
Act.

**53.** All Costs, Charges, and Expenses of and preliminary and incidental to the preparing, obtaining, and passing of this Act shall be paid by the Commissioners.

*The Llanelly Harbour Act, 1864.*

The SCHEDULES referred to in the foregoing Act.

SCHEDULE (A.)

*Tonnage Rates on Shipping entering the Docks to be made under this Act.*

FIRST CLASS.

	s.	d.
Vessels with Cargoes from any Port in the United Kingdom, Isle of Man, Jersey, Guernsey, Alderney, &c., with liberty to reload for any Port, per registered Ton	0	2
Rent after Three Weeks from Date of Entrance (unless prevented by Stress of Weather), per Ton per Week	0	1

SECOND CLASS.

Vessels with Cargoes from any Port in Europe and the Mediterranean with liberty to reload for any Port, per Register Ton, under 150 Tons	0	2
Above 150 Tons and under 250 Tons	0	4
Above 250 Tons	0	5
Rent after Three Weeks from Date of Entrance, per Ton per Week	0	1
If with Part of a Cargo, for every Ton of Goods delivered	0	6
Rent after One Week from Date of Entrance, per Ton per Week	0	1

THIRD CLASS.

Vessels with Cargoes from all other Foreign Ports or Places whatsoever, with liberty to reload for any Port or Place, per Register Ton, under 150	0	4
Over 150 and to 250	0	6
Above 250	0	8
Rent after Five Weeks from Date of Entrance, per Ton per Week	0	1
If with Part of a Cargo, for every Ton of Goods delivered	0	9
Rent after One Week from Date of Entrance, per Ton per Week	0	1

FOURTH CLASS.

Vessels entering the Basin or Dock, light or in Ballast, to lie up, per Register Ton	0	4
Vessels entering the Basin or Dock with Cargoes or Parts of Cargoes, to lie up, per Register Ton	0	10
Rent after Four Weeks from Date of Entrance, per Ton per Week	0	1
New Ships fitting out and Ships repairing, per Register Ton per Week	0	1
If afterwards loading out, to pay Rates according to their Ports of Destination.		

STEAM

*The Llanelly Harbour Act, 1864.*

## STEAM VESSELS.

s. d.

Paddle Steam Vessels entering the Basin or Dock to be charged  
One Third in addition to the above Rates.  
Screw Steam Vessels so entering to be charged as Sailing Vessels.  
Steam Tugs regularly plying, when used to tow Vessels only, to be  
exempt.

Vessels over 150 Tons Register entering to load, not having dis-  
charged their Cargoes in the Dock, to pay One Fourth less the  
Tonnage Rates and Rent as Vessels entering with Cargoes from  
the Ports or Places to which they are destined.

Vessels loading only Part of a Cargo to pay on the Tonnage taken  
on board according to the Rates per Register Ton to the Ports  
to which they are destined.

Vessels which shall enter laden and depart without breaking Bulk,  
or which shall discharge and reload and depart with the same  
Cargo, per Register Ton or Measurement, as the Case may be - 0 6  
Rent after Twenty-one Days from Date of Entrance, per Ton per  
Week - - - - - 0 2

For every Ship, Barge, Keel, Boat, Craft, Lighter, or other Vessel  
which shall enter the Basin or Dock for the Purpose of unloading  
from or discharging Goods, Wares, or other Merchandise on board  
of any Ship, Barge, Keel, Boat, Craft, Lighter, or other Vessel  
being within the said Dock or Basin, such and the like Rates and  
Duties upon the Goods so discharged or loaded as are taken for  
Wharfage Rates on Goods landed or loaded.

## TIMBER.

When discharged into the Water, with Four Days Privilege, after  
which a Due per Load - - - - - 0 3  
And Rent, per Load per Week - - - - - 0 4

## LANDING CHARGES.

Timber landed for immediate Removal, including Craneage Dues,  
per Load - - - - - 0 6  
With Rents at the Rate per Load per Week, if permitted to  
remain - - - - - 0 4

## COALS.

Discharged from Ships and deposited on the Dock Premises, Landing  
Rate per Ton - - - - - 0 2  
And Rent, per Ton per Week - - - - - 0 1



*The Llanelly Harbour Act, 1864.*

## SCHEDULE (B.)

## IN RESPECT TO THE LOCK AND DOCK.

*Tolls on Goods, &c.*

	<i>s.</i>	<i>d.</i>
Almonds, per Ton	3	0
Ashes, per Ton	1	0
Alum, per Ton	1	0
Apples, per Hogshead	0	9
Argol, per Ton	2	3
Brass Wire, at the Rate of per Ton	2	0
Bricks and Tiles, per 1,000	0	4
Bricks and Tiles, Paving or Malt Kiln, per 100	0	4
"    "    Fire, per 1,000	0	6
Barilla, per Ton	1	2
Brimstone, per Ton	0	4
Bristles, per Ton	1	6
Beer, at per Kilderkin, in Measure	0	3
Bark, per Ton	3	0
Bones, per Ton	0	6
Butter, per Ton	2	0
Burr Stones, per 100	0	8
Carriages, each	3	0
Clay, Cumbria, Pipe or Fire	0	2
"    China	0	3
Cotton, per Bag	0	6
Copper Ore, per Ton, Foreign and Colonial	0	4
"    "    British	0	2
Copper and Brass, per Ton	0	6
"    "    Nails, Wrought Copper and Brass, per Ton	1	0
Coals, per Ton	0	2
Coke and Cinders, per Ton	0	3
Culm, per Ton (small Coal)	0	1
Corn, per Quarter	0	2
Cheese, per Ton	1	0
Cork Wood, per Ton	2	0
Crates, large, each	0	4
"    small	0	2
Carboys, Drugs	0	2
Cement, per Ton	1	0
Cattle, each	2	0
Coffee, per Ton	2	0
Cordage, per Ton	1	0

[Local.]

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*The Llanelly Harbour Act, 1864.*

	s.	d.
Chicory, per Ton	1	0
Cranberries, per Keg	0	4
Fruit, per Ton and in Bulk	1	2
„ in Parcels, each	0	2
Flour, per 2½ Cwt. Sack	0	2
Flax, per Ton	1	6
Fustic, per Ton	1	6
Fish, cured, per Ton	2	6
Guano, per Ton	1	0
Glass, per Hogshead	1	6
„ per Crate	0	8
Grease, per Ton	1	0
Grindstones and Millstones, per Chaldron	0	5
Hemp, per Ton	1	0
Hops, per Bag	0	4
Horses, Asses, Mules, &c., each	2	6
Hides and Skins, per Ton	2	0
Hoofs and Horns, per Ton	2	0
Iron, Bar, Bolt, Pig, Shot, Cast, and Gun Carriages, per Ton and Sheet	0	4
„ broken, Ballast or Bushel, per Ton	0	2
„ Ore, per Ton	0	2
„ Hoops, per Ton	0	6
„ manufactured, per Ton	0	6
Kelp, per Ton	1	0
Lead or Sheet Lead, per Ton	1	0
„ Ore, per Ton	0	4
„ White or Red, per Ton	2	0
Linseed, per Quarter	0	4
Limestone or Lime, per Ton	0	1
Leather, per Cwt.	0	4
Logwood, per Ton	1	6
Marble, per Ton	2	0
„ above Five Tons (if in One Block) per Ton	5	0
Molasses, per Ton	1	0
Mats, per 120	0	5
Manganese, per Ton	2	0
Nitrate of Soda, per Ton	0	6
Oil, per Ton	1	0
Oil Cake, per Ton	0	6
Oranges and Lemons, per Chest	0	3
Onions, per Three Bushels	0	3
Paint and Colours, per Ton	1	8
Pepper, per Ton	2	6
Pork or Beef, per Barrel	0	3
Potatoes, per Ton	0	4
Rags, per Ton	1	6
Rice, per Ton	1	6
Rope, old, per Ton	1	0
Rape Seed, per Quarter	0	4

*The Llanelly Harbour Act, 1864.*

	s.	d.
Salt, per Ton	0	2
Saltpetre, per Ton	2	0
Seed Clover, per Ton	2	0
Slate, per Ton	0	6
Spirits and Wines, per Pipe	2	0
Soap, per Ton	1	0
Sugar, raw, per Ton	1	3
„ refined, per Ton	2	0
Seal Skins, per 100	0	8
Sheep and Swine, each	1	3
Shumac, per Ton	3	0
Tallow, per Ton	1	0
Tea, per Chest	0	6
„ per Half Chest	0	4
Tiles, Draining, per 1,000	1	0
Tin, per Ton	2	0
„ Plates, per Box	0	2
Tobacco, per Hogshead	1	0
Turpentine, per Barrel	0	1½
Tar and Pitch, per Barrel	0	1½
Toys, per Vat	1	3
Valonia, per Ton	3	0
Whiting, per Ton	1	0
Wood, Dyers, per Ton	2	6
„ Furniture, per Ton	1	3
„ Deals, per Load, 50 Feet	0	6
„ Timber, Fir	0	4
„ Oak	1	0
„ Staves	1	0
„ Pit Wood, per Ton	0	2
Waters, Minerals, per Hamper	0	4
Wool, per Cwt.	0	3
Yarn, per Ton	2	0
Yeast, per Puncheon	0	9
Zinc, manufactured, per Cwt.	0	1

And so on in proportion for any greater or less Quantities. And for every other Description of Articles, Goods, Wares, or Merchandise not enumerated above, a reasonable Charge.

*The Llanelly Harbour Act, 1864.*

## SCHEDULE (C.)

## IN RESPECT TO THE USE OF RAILWAYS.

	<i>s.</i>	<i>d.</i>
For Use of the Railways made and to be made by the Commissioners (not exceeding), per Ton per Mile - - - - -	0	1
For Use of Railways belonging to other Parties over which Power to convey Goods is hereby given (not exceeding), per Ton per Mile - - - - -	0	2

N.B.—The Six-mile or Terminal Clauses of the Llanelly Railway and Dock Company are not to operate in regard to the Commissioners Dock or Railways.

## IN RESPECT TO CRANES IN THE DOCK.

For Use of all Cranes and Stages erected or to be erected by the Commissioners for landing and raising Ballast and other Purposes (not exceeding), per Ton - - - - -	0	1
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## LIGHTHOUSES.

For every Ship or Vessel coming in or going out over the Bar of Burry the Lighthouse Dues or Toll of (not exceeding), per Ton Register Measure, to be applied only in the Expenses of and in relation to lighting the Navigation, the Sum of - - - - -	0	0½
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*The Llanelly Harbour Act, 1864.*

## SCHEDULE (D.)

*Heads of Agreement between the Llanelly Railway and Dock Company and the Commissioners of the Llanelly Harbour.*

THE Commissioners to take a Conveyance of the Dock under the Act of 1858, and pay the Llanelly Railway and Dock Company a preferential Sum of One thousand Pounds a Year, afterwards taking themselves an equal Sum of One thousand Pounds. The Premises ceded to be as defined on the Plan.

The Commissioners to have Possession when the Contract for the new Works shall be signed.

The remaining nett Income, after Payment of all Expenses, to be divided as follows:

One Fourth to the Dock Company ;  
Three Fourths to the Commissioners,

until the latter receive Five per Cent. upon the Sum they shall have expended in Dock Extension.

When the nett Income shall be more than sufficient under the above Arrangement to give the Commissioners Five per Cent. on their Outlay on the new Works it shall be divided equally between the Parties, but so that the Commissioners shall nevertheless have their Minimum of Five per Cent.

The Commissioners shall undertake to complete the Dock Extension within Five Years. If the Work be not commenced within Three Years the Powers of the Commissioners in respect thereof to cease, and in such Case any Land that may be taken by the Commissioners within One hundred Yards of the Centre of the Company's present Channel to be sold to the Company (if they elect to purchase it) at the Cost Price.

In the meantime the Company to maintain the existing Works of the Dock in their present good working Order, fair Wear and Tear only excepted.

When the Dock passes to the Commissioners under this Agreement a Joint Committee of Management shall be established consisting of Fifteen Members, One Fifth being Directors and the Residue Commissioners.

MEMORANDA.—Not to purchase any Lands at present belonging to the Company ;

Dock No. 2 to be struck out of Bill ;

Usual Arbitration under " Railways Clauses Act,"

subject to Approval at a Special Meeting of the Company under the Commissioners Act of 1858 and a Wharncliffe Meeting of the Company, and also to Approval by the Commissioners at a General Meeting.

The Tariff to be agreed on between the Commissioners and the Company, and the Schedules not to be opposed.

The Dock and Lands to be transferred as shown on the Plan deposited in the Private Bill Office of the House of Commons and tinted Red thereon.

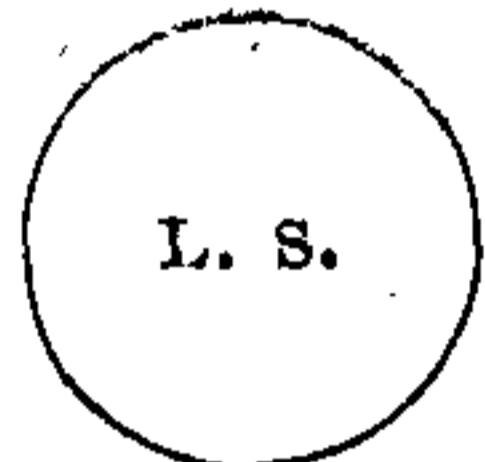
*The Llanelly Harbour Act, 1864.*

The Company to be the Carriers of all the Minerals and Goods down to the Docks whenever required by the Traders or Shippers, and to receive the Tolls on all they carry, but the Commissioners to lay down the necessary Rails below the present Termination of the Company's Rails.

The Company to undertake, when the Broad Gauge Junction is made from the South Wales Railway to connect with the Saint David's Line, that they will lay the same upon that Line to join the existing Broad Gauge Line to the Dock.

The Company to have Thirty Feet of Land along the Southern Limit of the Dock and Channel, from the Corner of the Upper Wharf down to the Western Limit of the Company's Land, but to be reserved for Railway and Road Purposes only, over which the Commissioners are to have a Right of Way and of crossing at all convenient Points.

8th March 1864.



The Common Seal of the Llanelly  
Railway and Dock Company.

RICHARD GLASCADINE,  
Secretary.

J. H. REES, Chairman,  
RICH<sup>d</sup> T. HOWELL,  
RICH<sup>d</sup> B. JONES,  
DAVID MONRO,  
WILLIAM ROSSER,  
DAVID EVANS,  
W<sup>m</sup> THOMAS,  
Commissioners of the Llanelly  
Harbour.

B. JONES,  
Clerk, &c.

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