



ANNO VICESIMO SEPTIMO & VICESIMO OCTAVO

VICTORIÆ REGINÆ.

Cap. ccxli.

An Act to authorize the Construction of a Dock and other Works near the Mouth of the River *Avon*, to be called “The *Bristol* Port and Channel Dock;” and for other Purposes.

[25th July 1864.]

WHEREAS the Construction of a Dock and other Works connected therewith at or near the Mouth of the River *Avon* at *Bristol* would be of great public and local Advantage: And whereas the Persons herein-after named are willing with other Persons to construct such new Dock and other Works, and to connect the same with the authorized Railway of the *Bristol* Port Railway and Pier Company by means of a short Tramway or Railway, but the same cannot be effected without the Authority of Parliament: And whereas it is expedient that the Corporate Bodies herein-after referred to should be enabled to enter into the Arrangements herein-after mentioned: 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; (that is to say,)

1. “The Companies Clauses Consolidation Act, 1845,” Part I. 8 & 9 Vict.
of “The Companies Clauses Act, 1863,” “The Lands Clauses Con- cc. 16. & 18.,
[*Local.*] 39 K consolidation

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10 & 11 Vict.
c. 27.,
23 & 24 Vict.
c. 106., and
26 & 27 Vict.
c. 118. incor-
porated.

olidation Act, 1845," "The Lands Clauses Consolidation Acts Amendment Act, 1860," and "The Harbours, Docks, and Piers Clauses Act, 1847," except such of the Provisions of those Acts as shall be varied by or be repugnant to any of the Provisions of this Act, shall be incorporated with and form Part of this Act: Provided nevertheless, that so much of the Twelfth Section of "The Harbours, Docks, and Piers Clauses Act, 1847," as provides and requires that if the Conservancy of the navigable River therein referred to shall legally belong to any Person the Consent and Approval in the now reciting Enactment specified of such Person shall be necessary in addition to the Consents and Approvals in the now reciting Enactment before required, shall not be applicable to the Company or the Undertaking, or to the Works which may be executed under this Act; provided also, that the Provisions of that Act, with respect to Lifeboats and with respect to keeping a Tide or Weather Gauge, shall not be in force for the Purposes of this Act, except so far as from Time to Time the Board of Trade, by Notice in Writing to the Company, may require them to provide any Works or Conveniences according to those Provisions respectively.

subscribers
incorporated.

2. *Robert Bright, Henry Hurry Goodeve, Philip William Skynner Miles, Charles Nash, Henry Andrewes Palmer, Thomas Terrett Taylor, Christopher James Thomas, William Henry Wills, and Mark Whitwill,* and all other Persons and Corporations who have already subscribed or shall hereafter subscribe to the Undertaking by this Act authorized, and their Executors, Administrators, Successors, and Assigns respectively, shall be united into a Company for the Purpose of making and maintaining the Dock, Tramway, or Railway and Works hereby authorized, with all proper Works and Conveniences connected therewith, and for other the Purposes of this Act and the said incorporated Acts; and for the Purposes aforesaid such Company shall be incorporated by the Name of "*The Bristol Port and Channel Dock Company,*" and by that Name shall be a Body Corporate, with perpetual Succession and a Common Seal, and shall have Power to purchase and hold Lands for the Purposes of the said Undertaking, subject to the Provisions and Restrictions herein and in the said incorporated Acts contained.

Short Title.

3. In citing this Act it shall for all Purposes be sufficient to use the Expression "*The Bristol Port and Channel Dock Act, 1864.*"

Amount of
Capital.

4. The Capital of the Company shall be Two hundred and ninety-five thousand Pounds.

Shares.

5. The Number of Shares into which the said Capital shall be divided shall be Fourteen thousand seven hundred and fifty, and the Amount of each Share shall be Twenty Pounds.

6. No

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6. No Share shall be issued by the Company, or shall vest in the Person accepting the same, until not less than Twenty *per Centum* on the nominal Amount thereof shall have been paid thereon.

Shares not to issue until 20 per Cent. paid up.

7. Two Pounds shall be the greatest Amount of any One Call which the Company may make upon the Shareholders, and Three Months at least shall intervene between successive Calls, and Three Fourths of the Amount of a Share shall be the utmost aggregate Amount of Calls that may be made in any One Year upon any Share.

Calls.

8. It shall be lawful for the Company to borrow on Mortgage, for the Purposes of this Act, any Sum or Sums of Money not exceeding in the whole the Sum of Ninety-eight thousand three hundred Pounds, but no Part of such Sum shall be raised until the whole of the said Capital or Sum of Two hundred and ninety-five thousand Pounds shall have been subscribed for, and One Half thereof shall have been actually paid up, and until the Company shall prove to the Justice who is to certify under the Fortieth Section of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that Shares for the whole of the said Capital of Two hundred and ninety-five thousand Pounds have been issued and accepted *bonâ fide*, and that not less than Twenty *per Centum* had been paid up on account of each separate Share before or at the Time of the Issue and Acceptance thereof, and that such Shares were subscribed for or taken *bonâ fide* and are held by the Subscribers or their Assigns, and that such Subscribers or their Assigns are legally liable for the same, of which Proof having been given the Certificate of such Justice under that Section shall be sufficient Evidence.

Power to borrow on Mortgage.

9. It shall be lawful for the Mortgagees of the Company to enforce the Payment of the Arrears of Principal and Interest due on any such Mortgages by the Appointment of a Receiver; and in order to authorize the Appointment of a Receiver in the event of the Principal Money due on such Mortgages not being duly paid, the Amount owing to the Mortgagees by whom the Application for a Receiver shall be made shall not be less than Nine thousand Pounds in the whole.

Arrears may be enforced by Appointment of a Receiver.

10. The First Ordinary Meeting of the Company shall be held within Nine Months next after the passing of this Act.

First Ordinary Meeting.

11. The Number of Directors shall be Twelve, and the Qualification of a Director shall be the Possession in his own Right of Twenty-five Shares in the Undertaking.

Number of Directors.

12. Robert

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First
Directors.

12. *Robert Bright, Henry Hurry Goodeve, Philip William Skynner Miles, Charles Nash, Henry Andrewes Palmer, Thomas Terrett Taylor, Christopher James Thomas, William Henry Wills, Mark Whitwill, George Worms, Joseph Henry Reynell De Castro, and Thomas Miller Mackay* shall be the First Directors of the Company, and shall continue in Office until the First Ordinary Meeting of the Company in the Year One thousand eight hundred and sixty-five.

Provisions
for Directors
retiring and
future
Elections.

13. At the First Ordinary Meeting to be held in the Year One thousand eight hundred and sixty-five, the Shareholders present, personally or by proxy, may either continue in Office the First Directors or any of them or may elect a new Body of Directors, or Directors to supply the Places of those not continued in Office, the First Directors being eligible for Re-election; and at the First Ordinary Meeting to be held in the Year One thousand eight hundred and sixty-six, and at the First Ordinary Meeting in every subsequent Year, the Shareholders present, personally or by proxy, shall elect Persons to supply the Places of the Directors then retiring from Office agreeably to the Provisions of "The Companies Clauses Consolidation Act, 1845," in that Behalf; and the several Persons elected at any such Meeting, being neither removed, nor disqualified, nor having resigned, shall continue Directors until others are elected in their Stead, as in that Act mentioned.

Power to
reduce
Number of
Directors.

14. It shall be lawful for the Company, if they so think fit, hereafter to reduce the Number of such Directors to Nine in the whole.

Quorum of
Directors.

15. A Quorum of a Meeting of Directors shall be Four.

Committee
of Directors.

16. The Number of Directors of which Committees appointed by Directors shall consist shall not be less than Three, and the Quorum of such Committee shall be such as the Directors at the Time of appointing such Committee shall determine.

Quorum of
General
Meetings.

17. A Quorum for every General Meeting of the Company shall be Twenty Shareholders duly qualified to vote at such Meetings and holding in the aggregate not less than Seven hundred and fifty Shares in the Capital of the Company.

Newspaper
for Insertion
of Adver-
tisements.

18. The Newspaper in which Advertisements relating to the Affairs of the Company are to be inserted shall be some Newspaper published or circulated in the City of *Bristol*.

19. And

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19. And whereas a Plan and Section of the intended Dock, connecting Tramway or Railway, and other Works, showing the Situation thereof respectively, and the Limits within which the same are to be constructed, and also a Book of Reference containing the Names of the Owners, Lessees, and Occupiers of the Houses, Buildings, Land, and Hereditaments upon or through which the same are intended to be constructed, or which may be required for Purposes connected therewith, have been deposited with the Clerks of the Peace for the Counties of *Gloucester* and *Somerset*, and for the City and County of *Bristol*: Be it enacted, that it shall be lawful for the Company, subject to the Provisions in this and the said incorporated Acts contained, to make and maintain the said Dock, connecting Tramway or Railway, and other Works shown on such Plans, in the Situation and upon the Lands delineated upon the said Plans and described in the said Book of Reference, to take Water from the Rivers *Avon* and *Severn* for the Purposes of the said Dock and Works, and within the Limits aforesaid to make and maintain all such Basins, Entrances, Gates, Approaches, Quays, Piers, Jetties, Shipping Places, Staiths, Stairs, Stages, Wharves, Wharf Walls, Embankments, Sheds, Tramways, Cranes, Drops, Dolphins, and other Works, Buildings, and Conveniences connected with the said Undertaking, and to enter upon, take, purchase, and use such of the said Houses, Lands, Tenements, and Hereditaments within the Limits aforesaid, as they shall deem convenient or necessary for the Purposes of the Undertaking by this Act authorized, subject, nevertheless, as to the Lands of the Mayor, Aldermen, and Burgesses of the City of *Bristol* herein-after called "the Corporation," to the Provisions herein-after contained.

Power to construct Works according to deposited Plans.

20. The Works by this Act authorized to be constructed include the following; that is to say,

Description of the Works.

The making and maintaining of a Dock or Basin, with Locks and Wharves, shown on the said Plan, at or near the Mouth of the River *Avon* on the *Gloucestershire* Side of such River:

The making and maintaining of an Embankment, Wall, Wharf, Pier, or Slip, commencing on the Shore of the River *Avon*, on the *Gloucestershire* Side, near to the Lighthouse, and running thence along the Shore of the North Entrance Channel of such River, and ending a Distance of not less than Twenty-two Yards from the South-west Side of the Landing Slip of the Corporation there:

The making and maintaining of a Communication by Railway or Tramway on the *Gloucestershire* Side to connect the said Docks and Works with the *Bristol Port* Railway; such Communication to commence by a Junction with the Line of the *Bristol Port* Railway, as authorized by "The *Bristol Port* Railway and Pier

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Act, 1862," near to certain Brick and Tile Works now in the Occupation of *Alfred Tuckett* and others, and to terminate on the proposed Embankment, Wall, Wharf, Pier, or Slip, at the Southern End thereof, as shown on the said Plans :

The improving, straightening, dredging, scouring, deepening, altering, and diverting of Part of the Channel, Bed, or Shore and Course of the River *Avon*, at or near the said Dock and Works :

The making and maintaining of a Pipetrack, Conduit, or Culvert from a certain Brook called *Janes Pill* near *King Road Farm* to the proposed Dock, for conveying the Waters of the said Brook into the said Dock, as shown on the said Plans.

Provisions
respecting
Bristol and
South Wales
Union Rail-
way Com-
pany.

21. Inasmuch as the Railway or Tramway by this Act authorized is laid down near to the authorized Line of Part of the *Bristol and South Wales Union* Railway (in this Act called "the *Union Railway*"), and the Company and the *Bristol and South Wales Union* Railway Company (in this Act called "the *Union Company*") are willing and it is expedient that such Provision should be made as herein-after contained ; therefore,

(A.) The Line of the Railway or Tramway and the Lines of the *Union Railway* near thereto, and a Junction of the Railway or Tramway with the *Union Railway*, and the Works requisite for the safe and convenient User of the Junction, shall be determined by the respective Engineers of the Company and the *Union Company*, or if and so far as they fail to agree thereon then by a competent and impartial Civil Engineer to be on their or either of their Application named as their Umpire by the President of the Institution of Civil Engineers :

(B.) In determining those Works, regard shall be had to the Junction and Communication by this Act authorized of the Railway or Tramway with the *Bristol Port* Railway and its Pier now in course of Construction, and also to the Obligations and Liabilities under Act of Parliament, Contract, or otherwise of the *Union Company* :

(C.) The Company shall at all Times give to the *Union Company* all reasonable Facilities for Access to and Accommodation in the Company's Docks and Works for all Traffic of the *Union Company*, as advantageous to the *Union Company* as the Facilities and Accommodation for Traffic from Time to Time afforded by the Company to any Railway Company ; and if any Dispute arise between the Companies with reference thereto the same shall be settled by their respective Engineers or their Umpire :

(D.) In consideration of the Facilities and Accommodation to be so given the *Union Company* shall not make any Parts of those

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those authorized Lines and Works to and at *Broad Pill* except only the Line and Junction and Works referred to in Paragraph (A.) and such Sidings as the *Union* Company from Time to Time find requisite for the Purposes of their Traffic :

(E.) Within One Year after the passing of this Act the *Union* Company shall give to the Owner or Owners of the Lands between the *Bristol Port* Railway and the River *Avon* Notice in Writing, specifying with reference to a Map or Plan ; (first,) which of the Lands shown on the Plans and specified in the Books of Reference respectively deposited for the Purposes of this Act the *Union* Company would require and take for the Purposes of the *Union* Railway and Works connected therewith if they made the same as originally authorized, and (secondly), which of those Lands they would require and take for the Purposes of the *Union* Railway and Works connected therewith if they made the same as provided for by this Act, but this Notice shall not have effect as a Contract or Notice to take or to treat for any Land :

(F.) If and so far as it is found that the Company and the *Union* Company both require to take the same Land, then it shall be determined by their respective Engineers or their Umpire which, if any, of the Lands may be taken by the Company, and which, if any, of the Lands may be taken by the *Union* Company, and whether either or each of the Two Companies shall have any and what Right of Way or other Easement over or affecting any Land taken by the other of them :

Provided that if the Company do not within Two Years next after the passing of this Act proceed in a *bonâ fide* Manner to construct the Dock and Works by this Act authorized, then this Section shall be null and void, and the *Union* Company may proceed with their Works and the Exercise of their Powers as if this Section had not been enacted.

22. The Company shall have full Power and Authority from Time to Time to enter on and dredge, scour, and cleanse the Bed and Shore of the River *Avon* at or near to the said Dock, and the Bed and Shore of the River *Severn* at or near the Confluence of such Rivers as may be necessary or convenient for the Purpose of facilitating and improving the Access to the said Dock, and from Time to Time to lay down, make, or place in the River *Avon* Buoys, Beacons, Lights, Dolphins, Mooring Posts, and Mooring Craft, and such other like Works and Conveniences in connexion with or for the Purposes of the proposed Undertaking: Provided

Power to dredge Part of River near the Dock.

always,

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always, that no such Buoys, Beacons, Lights, Dolphins, Mooring Posts, Mooring Craft, or other Works shall be laid down or placed so as to injure the Navigation of such River: Provided also, that no such dredging, scouring, or cleansing, nor any of the aforesaid Works of improving, straightening, deepening, altering, or diverting any Parts of the Channels, Beds, Shores, or Courses of the Rivers *Avon* and *Severn* shall be commenced, executed, or continued by the Company so as to interfere with the Establishment and Maintenance of the best Line of Navigation over the *Swash* Channel and up the River *Avon*, and that the Fairway or Mid Channel of the deep or low Water between the *Swash* Channel and the River *Avon*, below the Dock of the Company, shall be made and maintained by the Company to a Curve of not less than Two thousand Feet Radius, as defined on a Plan which has been agreed to and signed by the Engineers of the Corporation and the Company, and of which Plan Duplicates have been deposited with the Clerk of the Peace and the Town Clerk of *Bristol* respectively.

Land re-claimed by the Works not to be taken without Consent of the Commissioners of Woods, &c.

23. If, in the course or by means of the Execution of any of the Works by this Act authorized any Part of the Shores or Bed of the said River *Avon*, or of the Sea beyond the Mouth thereof belonging to Her Majesty, shall be inned, gained, or reclaimed from the Water, the said Company shall not have or exercise any Right upon the same or in respect thereof, and shall not enter upon, take, use, 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; but such inning, gaining, or Reclamation shall enure absolutely for the Benefit of the Queen's Majesty, Her Heirs and Successors.

Saving Rights of the Crown.

24. Nothing contained in this Act or in any of the Acts herein referred to shall authorize the said 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.

25. Previously

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25. Previously to commencing to construct any Part of the Works hereby authorized below High-water Mark, the Company shall deposit at the Board of Trade Plans, Sections, and Working Drawings of such Part of such Works for the Approval of the Board of Trade, such Approval to be signified in Writing under the Hand of the Secretary of the said Board; and such Part of the Works shall be constructed only in accordance with such Approval, and when any Part of such Works shall have been commenced or constructed below High-water Mark it shall not be lawful for the Company at any Time to alter or extend the same without obtaining previously to making any such Alteration or Extension the like Consent or Approval; and if any such Part of such Works shall be commenced or completed, or be altered or constructed, contrary to the Provisions of this Act, it shall be lawful for the said Board of Trade to abate, alter, and remove the same, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company, and the Amount thereof shall be a Debt due from the Company to the Crown, and be recoverable accordingly with Costs of Suit.

Working Plans to be submitted to Board of Trade.

26. If at any Time or Times the Board of Trade shall deem it expedient to order a local Survey and Examination of any Works of the Company below High-water Mark, or of the intended Site thereof, the Company shall defray the Costs of every such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Company, and if not paid upon Demand may be recovered as a Debt due to the Crown, with the Costs of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Company.

Board of Trade may have Survey at the Expense of the Company.

27. If any Deviation which requires the previous Consent of the Board of Trade be made without such Consent, it shall be lawful for the said Board of Trade to abate every such Deviation, or any Part thereof; and the Cost of every such Abatement shall be a Debt due from the Company to the Crown, and be recoverable accordingly, with Costs of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Company.

Unauthorized Deviations may be abated.

28. During the Construction of the Dock and Works connected therewith, the Company shall exhibit every Night from Sunset to Sunrise a Light or Lights, to be kept burning by and at the Expense of the Company, for the Guidance of Vessels; and after the Completion of the Dock and Works the Company shall exhibit upon the Entrance, every Night from Sunset to Sunrise, a Light or Lights, to be kept burning by and at the Expense of the Company for the Guidance of Vessels, which Lights shall be from Time to Time

Provision for requiring Lights to be exhibited during and after Construction of Works, according to Directions of Board of Trade.

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altered by the Company in such Manner, and be of such Description, and be so used and placed as the Board of Trade, by Writing under the Hand of a Secretary or Assistant Secretary of the Board, directs or approves; and in case the Company shall neglect to exhibit and keep any such Light burning as aforesaid, they shall for every such Neglect be liable to a Penalty not exceeding Ten Pounds.

Works affecting tidal Waters may be removed by Board of Trade at Expense of Company.

29. If any Works to be constructed by the Company in, under, over, through, or across any tidal or navigable Water or River, or if any Portion of such Works which affects or may affect any such Water or River or Access thereto shall be abandoned or suffered to fall into Disuse or Decay, the Board of Trade may abate and remove the same or any Part thereof, and restore the Site thereof to its former Condition at the Expense of the Company, and the Amount of such Expense shall be a Debt due from the Company to the Crown, and be recoverable accordingly, with Costs, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Company.

Power to Company to cross Streams, Sewers, &c.

30. It shall be lawful for the Company and they are hereby authorized to cross, alter, or divert any Streams, Sewers, Creeks, Watercourses, Cuts, Ways, Tramways, or Railways within the Limits of Deviation defined on such Plans which they may deem it necessary or convenient so to cross, alter, or divert, in or for the constructing of the said Works by this Act authorized or any Part thereof, or for any of the Purposes of this Act.

As to Roads and Ways interfered with.

31. It shall be lawful for the Company and they are hereby authorized to use and enclose from Time to Time all or any such Roads, Lanes, Ways, and Passages delineated on the said Plan, or such Parts of the same Roads, Lanes, Ways, and Passages respectively as shall be situate and lie within the Limits or shall adjoin or abut on both Sides thereof to or upon Lands which shall from Time to Time have been taken by and be in the actual and lawful Possession of the said Company under the Authority of this Act; and the Ground and Soil of all such Roads, Lanes, Ways, and Passages, or such Parts thereof respectively as shall be so used and enclosed under the Authority of this Act shall be and the same are hereby vested in the Company for the Purposes of this Act.

Roads and other Ways may be stopped up for temporary Purposes.

32. The Company, for the Purpose of and during the Construction of the said Works, may at any Time temporarily stop up any Roads, Lanes, Ways, and Passages delineated on the said Plans or any Part thereof, within the said Limits of Deviation, which it may be necessary to stop up for the Purpose of executing the Works by this Act authorized.

33. All

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- 33.** All Works to be constructed under this Act affecting the Watercourses or Sea Bank now under the Jurisdiction of the Commissioners of Sewers for the Lower Level of the County of *Gloucester* shall, so far as they may affect the same, be executed to the reasonable Satisfaction of the said Commissioners or their Engineer for the Time being, and shall for ever afterwards remain under the Jurisdiction of the said Commissioners of Sewers, and shall be maintained, cleansed, and kept in repair, and, if necessary, enlarged and altered at the Expense of the Company. As to Execution of Works within the Jurisdiction of Commissioners of Sewers for Gloucester Lower Level.
- 34.** Nothing in this Act contained shall extend or be construed to extend to prejudice, lessen, alter, or take away any of the Rights, Privileges, Powers, and Authorities of the Commissioners of Sewers for the Lower Level of the County of *Gloucester* by virtue of their Commission and the general Laws relating to Sewers or otherwise, but such Rights, Privileges, Powers, and Authorities of the same Commissioners shall remain, continue, and be in full Force and Effect. Saving Rights of Commissioners for the Gloucester Lower Level.
- 35.** The Powers of the Company for the compulsory Purchase of Houses, Lands, Tenements, and Hereditaments shall not be exercised after the Expiration of Three Years after the passing of this Act. Powers for compulsory Purchases limited.
- 36.** On the Expiration of Seven Years from the passing of this Act the Powers by this Act and the Acts incorporated herewith given to the Company for constructing the Dock, Tramway, or Railway, and other Works herein-before particularly described, shall cease to be exercised, except as to so much of the said Dock, Tramway, or Railway and Works as shall then be completed. Period for Completion of Works.
- 37.** It shall be lawful for all Officers of Customs being in the Execution of their Duty to have free Ingress and Egress into and out of the said Dock and Premises, and through the Gates and Entrances of the same, and also freely to pass with their Vessels and Boats through the Locks and Water Communications of the said Dock and Premises at all Times (provided the State of the Tide and Water Communications of the said Dock and Premises will admit of such passing); and all Officers of Customs who may be required to attend at the said Docks shall at all Times be furnished by the said Company, free of Charge, with proper and sufficient Passes or Tickets for and in respect of such of the Railways and Carriages of the said Company as the Commissioners of Customs shall deem proper and convenient. Officers of Customs to have free Access to Dock.
- 38.** It shall be lawful for the Company to demand and receive for every Vessel entering the Dock any Sum for every Ton Register Measurement of such Vessel not exceeding the Rates mentioned in Schedule (A.) to this Act annexed. Tonnage Rates on Vessels entering the Dock as in Schedule (A.)

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As to Tonnage Rates on Coasting Ships entering Dock and leaving with a Cargo for Foreign Parts.

39. It shall be lawful for the Company to demand and receive in respect of every Vessel which shall have entered the Dock from any Place other than Foreign Parts, whether in Ballast or otherwise, and which shall subsequently leave such Dock with Cargo for Foreign Parts, the same Rate *per* Ton Register Measurement on leaving such Dock (after deducting the Sum paid by such Vessel on entering such Dock), as such Vessel would have been liable to pay in case she had originally entered the Dock from the Foreign Parts for which such Vessel shall be destined.

Tonnage Rate on Vessels using Works of Company but not entering Dock.

40. It shall be lawful for the Company to demand and receive for every Steam or other Vessel which shall not enter the Dock but shall receive or deliver Passengers, Animals, Goods, or Minerals at or upon or otherwise use any Wharf, Pier, Jetty, Embankment, or other Work constructed under the Provisions of this Act, any Sum for every Ton Register Measurement of such Vessel not exceeding Sixpence.

Tonnage Rates to be payable by the Master of Vessel.

41. All Tonnage Rates by this Act authorized to be levied shall be payable by the Master of the Vessel liable thereto.

Rates on Goods as in Sched. (B.)

42. It shall be lawful for the Company to demand and take on all Goods imported from Parts beyond the Seas or Coastwise which shall be brought into the Dock or landed at or deposited upon or carried over any Wharf, Pier, Jetty, Embankment, or other Work belonging to the Company, or exported to Parts beyond the Seas or Coastwise from the said Dock, or any Wharf, Pier, Jetty, Embankment, or other Work belonging to the Company, any Sums not exceeding the several Sums set forth in the Schedule (B.) to this Act annexed, so far as such Goods are particularized in the said Schedule, and in so far as such Goods are not particularized in the said Schedule such reasonable Rates as the Company may think fit, and every such Rate shall be payable by the Owner of such Goods.

As to Charge on Goods brought Coastwise or imported from Foreign Parts and being subsequently exported.

43. In case any Goods which shall have been imported into the Dock Coastwise shall afterwards be exported from the Dock to Parts beyond the Seas, it shall not be lawful for the Company to demand or receive, in the whole, in respect of the same Goods, a greater Sum than the full Amount of the Rates payable thereon upon such Goods being exported to Parts beyond the Seas; and in the Case of any Goods which shall have been imported into the Dock from Parts beyond the Seas, and shall afterwards be exported either Coastwise or to Parts beyond the Seas, no further Rate or Charge shall be payable to the Company in respect of the same Goods upon such Exportation.

44. It

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44. It shall be lawful for the Company to demand and take for every Person, Animal, Article, or Thing next herein-after enumerated, embarking or disembarking, or being shipped or unshipped within the Dock, or at or upon any Wharf, Pier, Jetty, Embankment, or other Work constructed under the Provisions of this Act, any Sum or Sums not exceeding the Rates following; (that is to say,)

Rates for
landing, &c.

For every Passenger, inclusive of his personal Luggage, Sixpence :

For every Coach, Chariot, Phaeton, Gig, Waggon, Cart, Van, or other Vehicle, One Shilling and Sixpence :

For every Horse or Mule, Ninepence :

For every Ox, Bull, or Cow, Sixpence :

For every Ass or Calf, Threepence :

For every Dog, Sheep, Lamb, or Pig, One Penny Halfpenny :

Meat and Fish, Fruit and Vegetables *per* Hamper, Basket, or Sack, Threepence.

45. It shall be lawful for the Company to demand for the Use of their Stores, Sheds, Cranes, Weighing and Measuring Machines, of and from the Owner or Person having the Charge of any Goods, Articles, or Things deposited in such Stores or Sheds, or loaded or unloaded, weighed or measured by means of such Cranes, Weighing and Measuring Machines, and also for the Use of their connecting Railway or Tramway, of and from the Owner or Person having the Charge of any Goods, Articles, or Things conveyed thereon, such reasonable Rates as the Company may from Time to Time appoint.

Rates to be
charged for
Use of
Cranes,
Weighing
Machines,
and con-
necting
Tramway or
Railway.

46. The Company shall pay to "the Corporation," unless the Company and the Corporation shall otherwise agree, in respect of Vessels entering the Dock of the Company, or delivering Passengers, Animals, Goods, or Minerals, at or upon or otherwise using as after mentioned, any Wharf, Pier, Jetty, Embankment, or other Work of the Company, and in respect of the Goods mentioned in Schedule (B.) to this Act annexed, which shall be imported into the Dock, or which shall be landed on any Wharf, Pier, Jetty, Embankment, or Work of the Company, the several Sums following; (that is to say,)

Payments to
be made to
Corporation
of Bristol by
Company in
respect of
Vessels, &c.,
using their
Dock and
Works.

For every Ship or Vessel with Cargo coming from any Port not being a Port of the United Kingdom, and entering the Dock of the Company, if a Sailing Vessel not exceeding One thousand two hundred Tons Register Measurement, and if a Steamer not exceeding Eight hundred Tons net Register Measurement, a Sum equal to Fifty *per Centum* of the Tonnage Rates which would for the Time being but for the passing of this Act be payable under the Provisions of "The Bristol Dock Act, 1848," in respect of such Ship or Vessel, to the Corporation on entering the Port of *Bristol*; provided such Sum shall in no Case exceed Sixpence *per* Register Ton:

[Local.]

39 N

For

The Bristol Port and Channel Dock Act, 1864.

For every Ship or Vessel with Cargo coming from any Port of the United Kingdom and entering the Dock of the Company, not exceeding the Tonnage for Sailing Vessels and Steamers respectively herein-before mentioned, (except Vessels carrying Coals for the Use of Steamers entering or using the Dock, Wharves, or Premises of the Company,) a Sum equal to Fifty *per Centum* of the Tonnage Rates which would for the Time being but for the passing of this Act be payable to the Corporation as aforesaid on such Vessel; provided that such Sum shall in no Case exceed Twopence *per Register Ton*:

For every Ship or Vessel not exceeding the Tonnage for Sailing Vessels and Steamers respectively herein-before mentioned entering the Dock or Premises of the Company in Ballast, the Sum of Twopence *per Register Ton*:

For every Ship or Vessel coming with Cargo from Foreign Parts or Coastwise not exceeding the respective Tonnages herein-before mentioned, delivering Passengers, Animals, Goods, or Minerals at or upon or otherwise using any Wharf, Pier, Jetty, Embankment, or other Work of the Company, but not entering the Dock, a Sum equal to Twenty-five *per Centum* of the Tonnage Rates which would for the Time being be payable to the Corporation as aforesaid on such Vessel; provided such Sum shall in no Case exceed Twopence *per registered Ton*:

For and in respect of all Goods now rateable under "The *Bristol Dock Act, 1848*," which shall be discharged in the Dock of the Company or landed on any Wharf, Pier, Jetty, Embankment, or other Work of the Company, from Vessels and Steamers not exceeding the respective Tonnages herein-before mentioned, a Sum equal to Ten *per Centum* upon the Rates levied by the Company upon the Importation of such Goods:

After opening Dock, &c. for Public Use Company not to levy Rates upon Vessels, &c. using the same.

Proviso.

And from and after the opening of the Dock and Works of the Company for Public Use, it shall not be lawful for the Corporation under or by virtue of any Charter, Act of Parliament, Prescription, Usage, or otherwise to levy or collect any Tolls, Duties, Dues, Rates, or Charges on or in respect of any Goods, Passengers, Animals, Minerals, Articles, Wares, Merchandise, or Commodities which shall be landed at or imported into such Dock or Works, nor for or in respect of any Ship or Vessel which shall enter into or use such Dock or Works, except as herein-after provided: Provided that if any Ship or Vessel shall discharge Part of her Cargo at the Dock or Works of the Company, the Company (subject as herein-before provided) shall be entitled to levy and collect the Rates authorized by this Act in respect of such Vessel, and in respect of so much of her Cargo as shall be discharged at the Dock or Works of the Company, and if such Vessel shall afterwards proceed up the River *Avon* to *Bristol*, and shall discharge other Part of her Cargo at the Docks or Works of

The Bristol Port and Channel Dock Act, 1864.

of the Corporation there, then and in every such last-mentioned Case the Corporation shall be entitled to levy and collect, in respect of all Goods and Commodities which shall be so landed and discharged in *Bristol*, the respective Rates and Dues which would for the Time being but for the passing of this Act be payable, under the Provisions of "The *Bristol Dock Act, 1848*," to the Corporation in respect of such Goods, but in such Case the Corporation shall not be entitled to receive any Payment from the Company in respect of any of the Goods which shall have been discharged from any such last-mentioned Ship or Vessel at the Dock or Works of the Company: Provided also, that no Goods which shall be imported into the Dock or Works of the Corporation at *Bristol*, in any Ship or Vessel coming from any Port not being a Port of the United Kingdom, shall be deemed to be Coastwise Goods by reason of such Ship or Vessel having previously entered into or used the Dock or Works of the Company.

47. The Company shall cause separate Accounts to be kept of all Ships or Vessels in respect of which any Payments are by this Act required to be made by the Company to the Corporation; and such Accounts shall specify the Name of every such Ship or Vessel, and the Name of the Master thereof, the Number of Tons Measurement thereof, the Date of Entry, and the Place from which such Ship or Vessel shall have arrived, and the Sums payable by the Company to the Corporation in respect of such Ship or Vessel, and also an Account of all Rates levied by the Company upon Goods in respect of which any Payments are to be made to the Corporation as aforesaid; and within Seven Days from the Period prescribed for making the Half-yearly Balance Sheet of the Company shall deliver to the Town Clerk of the Corporation a Copy of such Accounts, verified by the Signature of the Chairman or Deputy Chairman and Secretary of the Company; and within One Month from the Delivery of such Accounts the Company shall pay to the Corporation all Monies which shall appear to be due to the Corporation upon such Accounts.

Company to keep Accounts of Sums payable to Corporation.

48. If any Officer of the Company or any other Person under any Pretence whatsoever, and without the Authority or Direction of the Company (save in the Execution of Works properly authorized, and save also so far as is proper for the Execution of such Works) shall cast or unload any Ballast or Rubbish within the Limits of Deviation defined on the deposited Plans, every Person so offending shall for every such Offence forfeit any Sum not exceeding Twenty Pounds: Provided that no such Restriction or Prohibition shall apply to the Deposit of any Material, or to any Work which the Corporation may consider desirable or necessary for the Improvement or upholding any of their Property or Works within the said Limits of Deviation, so that

Penalty for casting Ballast within certain Limits.

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that such Improvement or Work shall not interfere with the Works of the Company.

Power to make Bye-laws as to Ballast.

49. The Company from Time to Time may make, alter, and repeal such Byelaws as they think fit for regulating the Removal and Disposal of all Ballast brought by any Vessel, and for regulating the Supply of Ballast to Vessels.

Ballast to be brought to Sides of Vessels and thrown in immediately.

50. All Ballast supplied to any Vessel, unless such Vessel be lying at any Wharf or Quay, shall be brought in a proper and sufficient Ballast Lighter to the Side of such Vessel, and thence immediately thrown into such Vessel by the Crew or other Persons, and every Person offending against this Enactment shall for every such Offence forfeit any Sum not exceeding Five Pounds.

Lands may be purchased for Deposit of Ballast.

51. The Company may from Time to Time by Agreement purchase or take on Lease for the Deposit of Ballast any Lands and any Easements, Rights, and Interests in, over, or affecting the same.

Limits of the Powers of the Dock-master.

52. The Limits within which the Powers of the Dock-master for the Regulation of the Dock and the Approaches thereto shall be exercised shall be the Dock, Work, and Premises of the Company, and a Distance defined by an imaginary Line running Two hundred Yards from and parallel to the Wharf lying between the Dock and the River *Avon*, and onward by a Line Two hundred Yards from and parallel to the proposed Embankment, Wharf, or Wall to the Northernly End thereof: Provided always, that such Powers shall not be exercised so as to interfere with the free Access and Egress to and from the River *Avon*.

Power to appoint Weighers and Measurers.

53. It shall be lawful for the Company to appoint and license a sufficient Number of Persons to be Meters and Weighers within the Dock.

Power to Company and other Companies and Persons to enter into Contracts.

54. The Company on the one hand and the *Bristol Port* Railway and Pier Company, the *Bristol and Exeter* Railway Company, the *Bristol and South Wales Union* Railway Company, the *Great Western* Railway Company, the *Midland* Railway Company, the *Bristol and North Somerset* Railway Company, and the Corporation, or any of them, on the other hand, from Time to Time may enter into and carry into effect all such Contracts or Agreements with respect to any of the Purposes herein-after specified as they think fit, and all Matters incident and accessory thereto; and all such Contracts and Agreements may be on such Terms and Conditions whatsoever as they think fit.

55. The

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55. The Purposes for which Contracts or Agreements may be entered into, as before mentioned, under this Act between the Company and the other contracting Parties, or any of them, comprise the following ; (that is to say,)

Defining
Subject-
Matter of
such Con-
tracts.

The letting by the Company to the other contracting Parties, on Lease or otherwise, of any of the Wharfs, Piers, Jetties, Embankments, Works, Lands, Wharfage Ground, Staiths, Tramways, Sidings, Approaches, Cranes, and other Conveniences of the Company, and the Consideration for the same, whether by a Sum in gross, or by a yearly Payment or otherwise, and the other Terms and Conditions of such Letting :

The User, Management, and Enjoyment by the other contracting Parties of the Premises so let, and the Terms and Conditions of the User, Management, and Enjoyment thereof :

The erecting, forming, and providing by the other contracting Parties of Wharves, Piers, Landing Places, Stairs, Tramways, Sidings, Accommodation Works, Buildings, and Conveniences, in connexion with such Premises and the Dock and Works of the Company :

The Maintenance, User, and Repair of such Premises, and the Appropriation thereof :

The Use by the Company of the Railways, Stations, Piers, or Jetties, Wharfs, Quays, Warehouses, and Works of any of the other contracting Parties :

The Collection, Regulation, Management, Interchange, Protection, Transmission, and Delivery by the contracting Parties, or any of them, of the whole or any Part of the Traffic destined for or coming from the Dock or Works of the Company :

The Division and Apportionment of such Traffic between the contracting Parties or any of them :

The Supply, Maintenance, and Use of any Working Stock and Plant, and the Employment, Payment, and Dismissal of Officers and Servants :

The fixing and Collection of the Tolls, Rates, and Charges to be levied or taken in respect of the Traffic to or from the said Dock, Piers, Jetties, Quays, and Wharfs, conveyed over or intending to pass along the Railways, Piers, Jetties, or Works of the contracting Parties or any of them, or any Part thereof respectively :

The Division, Appropriation, and Distribution of the Tolls and other Receipts arising from such Traffic :

The Rent, Payments, Drawbacks, Contributions, Compensations, and Allowances, periodical or otherwise, to be paid or allowed by or to any or either of the contracting Parties to or by the other or others of them, and the Appropriation thereof.

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Bristol and North Somerset Railway Company not to enter into Contract or Agreement until Meeting of Proprietors held as herein-after provided.

56. Provided, That the *Bristol and North Somerset Railway Company* shall not enter into any such Contract or Agreement unless and until the Terms thereof shall have been approved by such Majority as herein-after mentioned, at a Meeting of the Proprietors of that Company to be convened and held as herein-after provided; (that is to say,)

- (A.) The Meeting shall be held specially for the Purpose of considering such Terms:
- (B.) The Meeting shall be convened by Advertisement inserted once in each of Two consecutive Weeks in a Morning Newspaper published in *London*, and in a Newspaper of the County in which the Principal Office of the *Bristol and North Somerset Railway Company* is situate:
- (C.) A Circular convening the Meeting shall also be addressed to each Proprietor in the *Bristol and North Somerset Railway Company* at his last known or usual Address, and sent by Post to or delivered at such Address not less than Ten Days before the holding of such Meeting:
- (D.) A blank Form of Proxy, with proper Instructions for the Use of the same, shall be enclosed in each such Circular, and the same Form of Proxy and the same Instructions, and none other shall be sent to every such Proprietor; and no such Form of Proxy shall be stamped when issued by the Company, nor shall the Funds of the Company be used for the stamping of any Proxies unless the Company at a General Meeting determine otherwise, in which Case a stamped Form of Proxy shall be sent to each Proprietor with such Instructions as aforesaid:
- (E.) The Meeting shall be held on a Period not earlier than Seven Days after the last Insertion of such Advertisement:
- (F.) At such Meeting the Terms of the Contract or Agreement proposed to be entered into shall be submitted to the Proprietors then present, and the *Bristol and North Somerset Railway Company* shall not enter into the Contract or Agreement unless the Terms thereof be approved of by the Proprietors present, in person or by proxy, holding at least Three Fourths of the paid-up Capital of the Company represented at such Meeting, such Proprietors being qualified to vote at the Meeting in right of such Capital.

Power for Bristol Port Railway and Pier Company to subscribe.

57. The *Bristol Port Railway and Pier Company* (herein-after called the "*Port Railway Company*") with the Sanction of Three Fifths at least of the Votes of the Shareholders present, personally or by proxy, at some General Meeting of that Company specially convened with Notice of the Object of the Meeting, may subscribe for, take,

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take, and hold Shares or Stock in the Capital of the Company to any Extent not exceeding in the whole Fifty thousand Pounds, and such Sum so to be subscribed, or any Part thereof, shall be applied for or towards the Undertaking of the Company, or for or towards such specified Portion thereof as the *Port* Railway Company shall direct and appoint.

58. The *Port* Railway Company may with the Sanction of not less than Three Fifths of the Votes of their Shareholders present, personally or by proxy, at any Meeting convened as aforesaid, from Time to Time raise such Sums as may be required for the Purposes of their Subscription under this Act by the Creation and Issue (upon such Terms and Conditions as the *Port* Railway Company at such Meeting shall approve) of new Ordinary Shares or new Ordinary Stock, or by the Creation and Issue of Preference Shares or Preference Stock in their Undertaking, or at the Option of such Company by all or any of the Modes above mentioned, and such Shares or Stock shall, in all respects not in this Act otherwise provided for, be subject to the same Provisions as and be deemed Part of the general Capital of the *Port* Railway Company, and the Provisions Part II. (relating to additional Capital) of "The Companies Clauses Act, 1863," shall extend and apply to the new Shares and Stock hereby authorized to be created by the *Port* Railway Company, and for such Purpose shall be incorporated with this Act.

Power for the *Port* Railway Company to raise Money by Shares or Stock.

59. The *Port* Railway Company may apply in or towards such Subscription any Monies which the *Port* Railway Company have raised, or for the Time being are authorized to raise, by Shares or by borrowing under the Provisions of any Acts relating to that Company and which may not be required for the Purposes of those Acts respectively.

Port Railway Company may apply any existing Funds towards their Subscription.

60. The *Port* Railway Company, whilst they continue Shareholders of the Company, may from Time to Time, by Writing under their Corporate Seal, appoint a Person, whether a Shareholder of the Company or not, to attend and vote at any Meeting of the Company and at all Ballots; and such Person shall have and exercise all the Privileges and Powers attaching to other Shareholders of the Company, and may vote in respect of the Capital held by the Body by whom he is appointed upon all Questions excepting the Election of Directors of the Company.

Subscribing Company may appoint a Person to vote.

61. The *Port* Railway Company in respect of their Subscription may also appoint One Person, being a Director of the *Port* Railway Company, to be a Director of the Company, such Director being in addition to the Number of Directors of the Company nominated by

Port Railway Company may appoint a Director.

this

The Bristol Port and Channel Dock Act, 1864.

this Act, or authorized to be elected by the Shareholders; and every such Person so appointed a Director by the *Port Railway Company* may act as a Director of the Company whether himself a Shareholder in the Company or not, and shall be entitled to and may exercise in all respects all the Rights, Privileges, and Powers of a Director of the Company.

Mode of such Appointment.

62. Every such Appointment of Director shall be in Writing under the Corporate Seal of the *Port Railway Company*, and shall be deposited with the Secretary of the Company, and may in like Manner be revoked and renewed, and every Person so appointed a Director shall enter on Office immediately on his Appointment and shall remain in Office during the Pleasure of the *Port Railway Company*.

Corporation may accept Mortgages for their Land.

63. The Purchase Money or Compensation payable to the Corporation for or in respect of their Interest in any Lands, Houses, or Hereditaments, or of any Part thereof which the Company may require for the Purposes of the Undertaking may (if the Corporation consent thereto) be satisfied and discharged by the Delivery to the Corporation of Mortgages of the Company; and the Corporation are hereby authorized to accept and hold such Mortgages in full Satisfaction or Discharge of such Purchase Money or Compensation.

Power to Corporation of Bristol to sell Land on a Rent-charge.

64. It shall be lawful for the Corporation to dispose of absolutely their Interest in any Lands, Houses, or Hereditaments which the Company may require for the Purposes of the Undertaking, and to sell and convey their Interest in such Lands, Houses, and Hereditaments or any Part thereof, in consideration of an annual Rent-charge or annual Rentcharges, payable by the Company; and the Powers of the Company for borrowing shall not be reduced by reason of such Rentcharge or Rentcharges notwithstanding the Fifth Section of "The Lands Clauses Consolidation Acts Amendment Act, 1860."

Corporation of Bristol, if hereafter authorized by Parliament, may purchase the Undertaking.

65. If hereafter authorized by Parliament so to do, the Corporation shall be at liberty to purchase the Undertaking hereby authorized upon the following Terms; *videlicet*,

Such Purchase shall not be made, unless with the Consent of the Company, after the Expiration of Ten Years from the passing of this Act:

The Corporation shall give to the Company not less than Six Months Notice of their Intention to purchase, and at the Expiration of such Notice shall pay to the Company by way of Purchase Money the actual Amount which shall then have been expended by them, or for or in respect of which the Company shall be liable for the Purposes of their Undertaking, under the

Powers

The Bristol Port and Channel Dock Act, 1864.

Powers of the Acts relating to the Docks, together with an Addition of Ten *per Centum* upon such actual Amount, and a further Payment in the Nature of Interest upon the same actual Amount at the Rate of Five Pounds *per Centum per Annum* from the respective Times at which the Monies so expended shall respectively have been paid by the Company; but from such last-mentioned Payment shall be deducted the Amount of any net Earnings of the Undertaking which shall have become available for the Payment of Interest and Dividends upon borrowed and subscribed Capital respectively :

After such Purchase Money shall have been fully paid the Undertaking shall be conveyed by the Company to and at the Expense of the Corporation, and all the Powers and Privileges, Rights, Liabilities, and Engagements of the Company in relation thereto shall be thereby and thenceforth transferred to the Corporation, in like Manner as if the Corporation had been originally authorized to carry the Undertaking into effect, and the Company shall be discharged from subsequent Liability in respect thereof :

The Purchase Money so to be paid shall be applied by the Company in satisfaction of the Debts and Liabilities thereof, and of the Costs and Expenses incidental on their Part to the Sale and Transfer of the Undertaking and the winding up the Affairs of the Company, and the net Surplus thereof shall be divisible between the Shareholders of the Company in proportion to their respective Shares; and in the event of any Persons interested in that Behalf being unknown or absent from the United Kingdom, or under Disabilities, or otherwise incapable of giving an effectual Discharge, or of there being any contested Rights in relation to any such Shares, the respective Amounts payable in respect of the Shares of the same Persons, or as to which there shall be any such Dispute, may be paid by the Company into the Bank of *England* to be administered by the High Court of Chancery, pursuant to the Statute for the Time being in force for the Relief of Trustees; and the Company shall thenceforth be discharged from all Liability in respect of the Monies so paid; and after the Affairs of the Company shall have been so wound up the Company shall be dissolved :

Provided always, that the Powers in this Section given to the Company and the Corporation shall not be exercised until the Corporation shall have equalized the Rates and Dues upon like Matters receivable from the *Portishead* Pier and Railway Company with those from Time to Time receivable from the Company.

Proviso for Protection of Portishead Pier and Railway Company.

66. In case of Stress of Weather or by reason of Accident, and if necessary for Preservation and Safety, any Ship or Vessel trading to
[Local.] 39 P or

Vessels may in Stress of Weather

The Bristol Port and Channel Dock Act, 1864.

make fast to
Works of
Company.

or from the Harbour of *Bristol* may make fast to any Wharf, Pier, Jetty, Embankment, or other Work of the Company, and may remain fast thereto for any Time not exceeding Twelve Hours, if such Necessity shall so long continue, without making any Payment to the Company; and any Dispute or Question as to the Existence or Continuance of such Necessity shall be determined by the Harbourmaster of the Port of *Bristol* for the Time being, who shall have the Authority of a sole Arbitrator appointed by all Parties interested.

Not to take
certain
Lands of
Corporation
without
Consent.

67. Nothing in this Act contained shall empower the Company, without the Consent of the Corporation under their Common Seal, to purchase or take, either permanently or otherwise, the Lands of the Corporation described in the Plans and Book of Reference as the *Dumball Island*, nor to take or use for the Purposes of the Embankment, Wall, Wharf, Pier, or Slip, authorized by this Act, any Part of the Close of Land numbered 8, in the Parish of *Westbury-upon-Trym*, in the Parliamentary Plans, exceeding Three hundred Feet in Width from the Outer or River Face of such Embankment or other Work, nor to take or use any Land of the Corporation for the Deposit of Spoil, or for any other Purpose than the Construction of the Works hereby authorized.

Company not
to deposit
Mud, &c. in
Rivers Avon
and Severn.

68. Nothing in this Act contained shall empower the Company to deposit any Mud or other Materials which, in the Execution, Alteration, or Maintenance of the Works hereby authorized, they may dredge out of any Portion of the Rivers *Avon* and *Severn*, within any other Part of the said Rivers or the Bank thereof, or in the Roadstead of *Kingroad*; nor shall the Company permit any such Mud and Materials to be so disposed of as to be again conveyed by the Action of the Tides or otherwise into the said Rivers or Roadstead.

Company not
to interfere
with present
Pier of the
Corporation.

69. Nothing in this Act contained shall authorize the Company to take or interfere with the present Landing Slip or Pier of the Corporation, nor the Approach thereto, nor to impede the free Access of Vessels and Passengers to and from the said Landing Slip or Pier, nor to take or use any Part of the Bank of the River between High and Low Water Marks for a Width of Twenty-two Yards on the South-western Side of the said Landing Slip.

Saving of
Rights of the
Corporation
of Bristol.

70. Nothing in this Act contained shall invalidate or prejudicially affect any Rights, Powers, Duties, or Privileges of the Corporation, either as Conservators of the Rivers *Avon*, *Froome*, and *Severn*, within the Port of *Bristol*, or in their corporate Character of the Mayor, Aldermen, and Burgesses of *Bristol*, or as the Local Board of Health, or as the Docks Committee for the said City, excepting in so far as those Rights, Powers, Duties, or Privileges are expressly varied by
this

The Bristol Port and Channel Docks Act, 1864.

this Act; nor shall anything in this Act contained invalidate or prejudicially affect any of the Powers now vested in or exercised by the Corporation as Owners of the Port and Docks of *Bristol* and Conservators of the River *Avon*, to cleanse, dredge, and scour the Floating Harbour and Docks there, or the River *Avon*.

71. Nothing in this Act contained shall exempt the Dock and the Works connected therewith by this Act authorized, or the Company, from the Provisions of "The Merchant Shipping Law Amendment Act, 1853," "The Merchant Shipping Act, 1854," or any General Act relating to Docks or Dues on Shipping, or on Goods carried in Ships, now in force or which shall be passed during the present or any future Session of Parliament, or from any future Revision or Alteration, under the Authority of Parliament, of the Dock Rates or Duties by this Act authorized.

Reservation
of Merchant
Shipping
Acts and
General
Acts.]

72. Nothing in this Act contained shall alter, diminish, divest, take away, or in any way whatsoever prejudice any of the Rights, Privileges, Estates, Powers, or Authorities which now are, or hereafter may be, or but for the Provisions of this Act might have been enjoyed by or vested in the most Noble *Henry Charles Fitzroy*, Duke of *Beaufort*, his Heirs or Assigns, as Lord of the Manor of *Strygoll* otherwise *Chepstow*.

Saving
Rights of
the Duke of
Beaufort as
Lord of the
Manor of
Strygoll.

73. All Costs, Charges, and Expenses of and preparatory and incident to the applying for, obtaining, and passing of this Act shall be paid by the Company.

Expenses of
Act.

The Bristol Port and Channel Dock Act, 1864.

SCHEDULES referred to in the foregoing Act.

SCHEDULE A.

RATES ON VESSELS.

	s.	d.
For every Steam Vessel entering the Dock or Basin from Foreign Parts, including Guernsey and Jersey - - - - per Ton	2	0
For every Sailing Vessel entering the Dock or Basin from Foreign Parts, including Guernsey and Jersey - - - - per Ton	1	6
For every Vessel entering the Dock or Basin, whether Sailing or Steam, if trading from any Part of the United Kingdom of Great Britain and Ireland, other than Ports Eastward of Lundy Island, and whether with or without Cargo - - - - per Ton	0	9
For every such Vessel as last aforesaid, if trading from Ports to the Eastward of Lundy Island - - - - per Ton	0	6
For every Sailing Vessel entering the Dock or Basin in Ballast, other than Vessels passing down the Avon from Bristol - per Ton	0	9
For every Sailing Vessel passing down the Avon and entering the Dock or Basin - - - - per Ton	0	6
And if any Steam Vessel or Sailing Vessel, being of less than Two hundred Tons Measurement, shall remain within the said Dock or Basin for a longer Period than Fourteen Days, or being of Two hundred Tons and less than Four hundred Tons Measurement for a longer Period than Twenty-one Days, or being of Four hundred Tons Measurement or upwards for a longer Period than Twenty-eight Days, then for the Period during which such Vessel shall remain beyond the Periods aforesaid respectively, the further Rate following; viz.,		
For every Week or Part of a Week - - - - per Ton	0	2

The Bristol Port and Channel Dock Act, 1864.

SCHEDULE B.

DOCK RATES ON GOODS.

ARTICLES.	RATES.							
	Inwards.		Outwards.					
	From Parts beyond the Seas.	Coastwise.	To Parts beyond the Seas.	Coastwise.				
	s.	d.	s.	d.	s.	d.	s.	d.
Ale, Porter, and Vinegar - - - per Hogshead	0	6	0	3	0	3	0	1½
Alum - - - - - per Ton	1	3	0	8	0	8	0	4
Annatto - - - - - per Cwt.	0	2	0	1	0	1	0	0½
Argols - - - - - per Ton	2	0	1	0	1	0	0	6
Arrow-root - - - - - per Cwt.	0	3	0	1½	0	1½	0	1
Apothecaries Wares and Drugs - - - per Cwt.	0	3	0	1½	0	1½	0	1
Bacon and Hams - - - - - per Ton	2	0	1	0	1	0	0	6
Bales, Cases, and other Packages of Cotton, Linen, and Woollens - per Ton of 40 Cubic Feet	1	0	0	6	0	6	0	3
Bark - - - - - per Ton	1	3	0	8	0	8	0	4
Beef and Pork - - - - - per Tierce or Barrel	0	2	0	1	0	1	0	0½
Blacklead - - - - - per Ton	2	0	1	0	1	0	0	6
Bran - - - - - per Ton	1	0	0	6	0	6	0	3
Brass and Copper - - - - - per Ton	2	0	1	0	1	0	0	6
Bricks of all Kinds - - - - - per 1,000	1	6	0	9	0	9	0	4½
Bones, Bone Ashes, and Dust - - - per Ton	0	9	0	5	0	5	0	2½
Brimstone - - - - - per Ton	1	3	0	8	0	8	0	4
Bullion, Plate, Coin, Clocks, Watches, and Jewellery - - - - - per Package	0	6	0	3	0	3	0	1½
Butter - - - - - per Ton	2	0	1	0	1	0	0	6
Cabinet Manufactures and Musical Instru- ments - - - - - per Ton of 40 Cubic Feet	1	0	0	6	0	6	0	3
Caoutchouc - - - - - per Cwt.	0	3	0	1½	0	1½	0	1
Carriages, Carts, Agricultural and other Machines not exceeding - 1 Ton each	2	0	1	0	1	0	0	6
„ „ „ exceeding that Weight - per Ton	2	0	1	0	1	0	0	6
Cases, Cases, and other Packages of Goods not enumerated - - - - - per Ton of 40 Cubic Feet	1	0	0	6	0	6	0	3
Charcoal - - - - - per Ton	1	3	0	8	0	8	0	4
Chemicals, dry, not enumerated - - - per Ton	0	8	0	4	0	4	0	2
„ liquid „ - - - per Jar or Carboy	0	4	0	2	0	2	0	1
„ „ „ - - - per Cask	0	8	0	4	0	4	0	2
Cheese - - - - - per Ton	1	6	0	9	0	9	0	4½
Chicory - - - - - per Ton	2	0	1	0	1	0	0	6
Cider - - - - - per Tun	1	6	0	9	0	9	0	4½
Clay, and Clay Manufactures - - - per Ton	0	6	0	3	0	3	0	1½
Coal and Coke - - - - - per Ton	0	4	0	2	0	2	0	1
Cocoa, Coffee, and Chocolate - - - per Ton	2	6	1	3	1	3	0	8
Cocoa Nuts - - - - - per 100	0	2	0	1	0	1	0	0½
Codfish - - - - - per Ton	1	3	0	8	0	8	0	4
Copper - - - - - per Ton	2	0	1	0	1	0	0	6
Copper Ore - - - - - per Ton	0	9	0	5	0	5	0	2½
Cork - - - - - per Ton	2	6	1	3	1	3	0	8
Corn, Barley, Beans, Indian Corn, Peas, and Oats - - - - - per Quarter	0	2	0	1	0	1	0	0½

[local.]

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ARTICLES.	RATES.				
	Inwards.		Outwards.		
	From Parts beyond the Seas.	Coastwise.	To Parts beyond the Seas.	Coastwise.	
Cotton - - - - -	per Bale	s. d.	s. d.	s. d.	s. d.
Cream of Tartar - - - - -	per Ton	0 6	0 3	0 3	0 1½
Divi divi - - - - -	per Ton	1 6	0 9	0 9	0 4½
Earths—Red, Purple, and Fuller's - - - - -	per Ton	1 0	0 6	0 6	0 3
Earthenware - - - - -	per Crate or other Package	0 4	0 2	0 2	0 1
" loose - - - - -	per Ton	1 0	0 6	0 6	0 3
Eggs - - - - -	per Package	0 2	0 1	0 1	0 0½
Elephants Teeth - - - - -	per Cwt.	0 8	0 4	0 4	0 2
Farina - - - - -	per Ton	1 6	0 9	0 9	0 4½
Flax - - - - -	per Ton	2 6	1 3	1 3	0 8
Flour, and Meal of all Sorts of Grain - - - - -	per Barrel	0 1½	0 1	0 1	0 0½
Fruit—Almonds, Plums, Prunes, Currants, Figs, and Raisins - - - - -	per Cwt.	0 2	0 1	0 1	0 0½
" Nuts - - - - -	per Bushel	0 1½	0 1	0 1	0 0½
" Oranges and Lemons - - - - -	per Chest	0 3	0 1½	0 1½	0 1
" " " - - - - -	per Box	0 2	0 1	0 1	0 0½
Gambier - - - - -	per Ton	1 6	0 9	0 9	0 4½
Glass Manufactures - - - - -	per Package	0 4	0 2	0 2	0 1
Grease (not Lard or Tallow) - - - - -	per Ton	1 6	0 9	0 9	0 4½
Guano - - - - -	per Ton	1 0	0 6	0 6	0 3
Guinea Grains - - - - -	per Cwt.	0 6	0 3	0 3	0 1½
Gums - - - - -	per Cwt.	0 3	0 1½	0 1½	0 1
Gunpowder - - - - -	per Cwt.	0 4	0 2	0 2	0 1
Gypsum - - - - -	per Ton	1 0	0 6	0 6	0 3
Hair - - - - -	per Cwt.	0 2	0 1	0 1	0 0½
Hardware and Machinery - - - - -	per Ton	2 0	1 0	1 0	0 6
Hemp - - - - -	per Ton	2 6	1 3	1 3	0 8
Hides, dry - - - - -	per Cwt.	0 2½	0 1½	0 1½	0 1
" wet - - - - -	per Cwt.	0 1½	0 1	0 1	0 0½
" Glue Pieces - - - - -	per Cwt.	0 1½	0 1	0 1	0 0½
Hoofs of Cattle - - - - -	per Ton	1 0	0 6	0 6	0 3
Horns - - - - -	per Cwt.	0 2	0 1	0 1	0 0½
Ice - - - - -	per Ton	0 7	0 4	0 4	0 2
Indigo - - - - -	per Cwt.	0 8	0 4	0 4	0 2
Iron - - - - -	per Ton	1 3	0 8	0 8	0 4
" old - - - - -	per Ton	0 9	0 5	0 5	0 2½
Jute - - - - -	per Ton	1 6	0 9	0 9	0 4½
Lard - - - - -	per Ton	2 6	1 3	1 3	0 8
Leather Manufactures - - - - -	per Cwt.	0 2	0 1	0 1	0 0½
Lemon and Lime Juice - - - - -	per Pipe	1 6	0 9	0 9	0 4½
Lead - - - - -	per Ton	1 6	0 9	0 9	0 4½
" Ore - - - - -	per Ton	0 9	0 5	0 5	0 2½
Lime - - - - -	per Ton	0 8	0 4	0 4	0 2
Litharge - - - - -	per Ton	1 6	0 9	0 9	0 4½
Madder - - - - -	per Ton	2 0	1 0	1 0	0 6
Manganese - - - - -	per Ton	1 3	0 8	0 8	0 4

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ARTICLES.	RATES.								
	Inwards.		Outwards.						
	From Parts beyond the Seas.	Coastwise.	To Parts beyond the Seas.	Coastwise.					
	s.	d.	s.	d.	s.	d.	s.	d.	
Marble - - - - -	per Ton	1	3	0	8	0	8	0	4
Mats - - - - -	per 120	0	4	0	2	0	2	0	1
Metal, old - - - - -	per Ton	1	6	0	9	0	9	0	4½
Molasses - - - - -	per Ton	1	3	0	8	0	8	0	4
Myrabollums - - - - -	per Ton	1	6	0	9	0	9	0	4½
Ochre - - - - -	per Ton	1	0	0	6	0	6	0	3
Orange, Lemon, and Citron Peel - - - - -	per Cwt.	0	3	0	1½	0	1½	0	1
Oil—Fish - - - - -	per Tun	2	6	1	3	1	3	0	8
" Blubber - - - - -	per Tun	2	0	1	0	1	0	0	6
" Nut - - - - -	per Tun	2	8	1	4	1	4	0	8
" Olive - - - - -	per Tun	3	6	1	9	1	9	0	11
" Palm - - - - -	per Tun	2	6	1	3	1	3	0	8
" Rape and all other Seed Oil - - - - -	per Tun	2	8	1	4	1	4	0	8
" Salad - - - - -	per Chest	0	3	0	1½	0	1½	0	1
" " - - - - -	per Half Chest	0	2	0	1	0	1	0	0½
Oil Cake - - - - -	per Ton	1	0	0	6	0	6	0	3
Oil Nuts - - - - -	per Ton	2	0	1	0	1	0	0	6
Onions - - - - -	per Bushel	0	1	0	0½	0	0½	0	0½
Orchilla - - - - -	per Ton	2	6	1	3	1	3	0	8
Ores, unenumerated - - - - -	per Ton	0	5	0	3	0	3	0	1½
Paints, Painters Colours, and Materials - - - - -	per Ton	1	8	0	10	0	10	0	5
Paper - - - - -	per Ton	1	8	0	10	0	10	0	5
Plaster of Paris and all Cements - - - - -	per Ton	1	0	0	6	0	6	0	3
Pepper and Pimento - - - - -	per Cwt.	0	2	0	1	0	1	0	0½
Piassava - - - - -	per Ton	1	6	0	9	0	9	0	4½
Pitch, Rosin, Tar, and Turpentine - - - - -	per Barrel	0	2	0	1	0	1	0	0½
Petroline - - - - -	per Tun	2	0	1	0	1	0	0	6
Petroleum - - - - -	per Ton	2	0	1	0	1	0	0	6
Potatoes - - - - -	per Ton	0	6	0	3	0	3	0	1½
Pot and pearl Ashes - - - - -	per Ton	2	0	1	0	1	0	0	6
Pumice Stone - - - - -	per Ton	1	3	0	8	0	8	0	4
Rice - - - - -	per Ton	2	0	1	0	1	0	0	6
Rags and Junk - - - - -	per Ton	0	9	0	5	0	5	0	2½
Rope and Twine - - - - -	per Ton	2	0	1	0	1	0	0	6
Sago - - - - -	per Ton	2	0	1	0	1	0	0	6
Salt - - - - -	per Ton	0	4	0	2	0	2	0	1
Saltpetre - - - - -	per Ton	2	0	1	0	1	0	0	6
Sand - - - - -	per Ton	0	3	0	1½	0	1½	0	1
Stone - - - - -	per Ton	0	9	0	5	0	5	0	2½
Slates - - - - -	per Ton	0	6	0	3	0	3	0	1½
Soap and Candles - - - - -	per Ton	1	8	0	10	0	10	0	5
Starch - - - - -	per Ton	2	0	1	0	1	0	0	6
Seeds—Canary, Flax, and Hemp - - - - -	per Quarter	0	2	0	1	0	1	0	0½
" Linseed, Rape Seed, and all other Oil - - - - -	per Quarter	0	2	0	1	0	1	0	0½
" Seed - - - - -	per Quarter	0	2	0	1	0	1	0	0½
" Carraway, Clover, Grass, Garden, Millet Seed, and all Seed sold by Weight - - - - -	per Cwt.	0	2	0	1	0	1	0	0½
Shellac - - - - -	per Ton	2	0	1	0	1	0	0	6
Spelter - - - - -	per Ton	1	6	0	9	0	9	0	4½

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ARTICLES.	RATES.										
	Inwards.				Outwards.						
	From Parts beyond the Seas.		Coastwise.		To Parts beyond the Seas.		Coastwise.				
	s.	d.	s.	d.	s.	d.	s.	d.			
Skins—Calf Skins and Kips, dry	-	-	per Cwt.	0	3	0	1½	0	1½	0	1
" " " " wet	-	-	per Cwt.	0	2	0	1	0	1	0	0½
" Kid, Lamb, and Seal	-	-	per 100	0	3	0	1½	0	1½	0	1
Spirits—Brandy and Gin	-	-	per Puncheon	2	9	1	5	1	5	0	9
" " " Cases	-	-	per Dozen	0	2	0	1	0	1	0	0½
Spirits—Rum	-	-	per Puncheon	2	0	1	0	1	0	0	6
Spirits of Turpentine	-	-	per Ton	2	0	1	0	1	0	0	6
Soda and Nitrate of Soda	-	-	per Ton	1	6	0	9	0	9	0	4½
Shumac	-	-	per Ton	1	6	0	9	0	9	0	4½
Sugar	-	-	per Ton	2	6	1	3	1	3	0	8
Tallow	-	-	per Ton	2	9	1	5	1	5	0	9
Tea	-	-	per 100 lbs.	0	4	0	2	0	2	0	1
Tin	-	-	per Ton	2	0	1	0	1	0	0	6
Tobacco, unmanufactured	-	-	per Ton	2	6	1	3	1	3	0	8
" " manufactured	-	-	per Cwt.	0	3	0	1½	0	1½	0	1
Tow	-	-	per Ton	1	6	0	9	0	9	0	4½
Toys, Bugles, and Beads	-	-	per Ton of 40 Cubic Feet	1	6	0	9	0	9	0	4½
Turmeric	-	-	per Ton	2	0	1	0	1	0	0	6
Valonia	-	-	per Ton	2	6	1	3	1	3	0	8
Vetches and Tares	-	-	per Quarter	0	2	0	1	0	1	0	0½
Wax	-	-	per Ton	2	6	1	3	1	3	0	8
Wheat	-	-	per Quarter	0	3	0	1½	0	1½	0	1
Wine	-	-	per Pipe or Butt	2	9	1	5½	1	5	0	9
" in Cases	-	-	per Dozen	0	2	0	1	0	1	0	0½
Wood—Cedar, Mahogany, and all other Furniture Wood	-	-	per Ton	2	0	1	0	1	0	0	6
" Dye Woods	-	-	per Ton	1	6	0	9	0	9	0	4½
" Battens, Boards, and Ends	-	-	per 120	2	0	1	0	1	0	0	6
" Deals and Deck Planks	-	-	per 120	3	0	1	6	1	6	0	9
" Lathwood and Firewood	-	-	per Fathom	0	6	0	3	0	3	0	1½
" Oars, and Oar Rafters	-	-	per 120	1	10	0	11	0	11	0	6
" Spars, 22 Feet long and above	-	-	per 120	2	6	1	3	1	3	0	8
" " under 22 Feet long	-	-	per 120	1	8	0	10	0	10	0	5
" Staves, 1½ Inch thick and above	-	-	per 120	0	6	0	3	0	3	0	1½
" " under 1½ Inch thick, exceeding 50 Inches	-	-	per 120	0	3	0	1½	0	1½	0	1
" " not exceeding 50 Inches	-	-	per 120	0	2	0	1	0	1	0	0½
" Timber, Fir, Birch, Elm, and Ash, including Masts, Oak, Teak, Wainscot Logs, and all Timber not before enumerated	-	-	per Load	1	4	0	8	0	8	0	4
" Hoops	-	-	per 1,000	1	0	0	6	0	6	0	3
Wool	-	-	per Ton	3	0	1	6	1	6	0	9
Zinc	-	-	per Ton	1	6	0	9	0	9	0	4½

And so in proportion for any greater or less Quantity.