



*The Great Yarmouth Port and Haven Act, 1866.*

Occupiers within the Parliamentary Borough of *Great Yarmouth*, the Twelve Persons so nominated to be the Old Commissioners, and they were authorized to maintain the Haven of *Great Yarmouth*, and the Piers and Jetties thereof, and to erect and maintain other Works for the Improvement of the Haven, and to erect and maintain a regulating Lock over the River *Yare*, and to clear and deepen Part of the River *Yare* called *Breydon* and *Burch* Flats, and to maintain certain public Quays in *Great Yarmouth*, and to improve, maintain, or take down the Bridge over the Haven, and other Powers were conferred on them; and by the reciting Act the Old Commissioners were authorized to levy Duties for Vessels entering and leaving the Haven, and loading or unloading Goods in *Yarmouth Roads*, and for Goods and Articles of Commerce imported or exported to or from the Haven or *Yarmouth Roads*, and to borrow not exceeding Twenty thousand Pounds, and were required to pay yearly out of the Duties the following Sums, namely, to the *Norwich* Corporation not exceeding Six hundred Pounds for cleansing and deepening Part of the River *Yare*, and to the *Norfolk* Justices not exceeding Two hundred Pounds for cleansing and deepening the River *Bure* and its Branches, and to the *Suffolk* Justices not exceeding Two hundred Pounds for cleansing and deepening the River *Waveney*, and Provision was made with respect to the Right of the *Great Yarmouth* Corporation of Ballastage, and with respect to their Ballast Quay, and with respect to certain Duties or Tolls of the *Great Yarmouth* Corporation called Coal Tonnage, Murage, Cranage, and Tronage: And whereas the Old Commissioners proceeded to put in execution "The Haven Act, 1835," and pulled down the then Bridge over the Haven: And whereas by "The *Great Yarmouth* Haven, Bridge, and Navigation Improvement Act, 1849," (herein-after called "The Haven Act, 1849,") the Old Commissioners were authorized to borrow further Sums not exceeding Forty thousand Pounds, making in the whole Sixty thousand Pounds authorized to be borrowed by them, and were authorized to execute Works for improving the Haven and the Navigation thereof, and to make and maintain a new Bridge across the Haven; and by the reciting Act the Limits of the respective yearly Amounts to be paid to the *Norwich* Corporation and *Norfolk* Justices respectively were increased to Eight hundred Pounds and Three hundred Pounds respectively: And whereas the Old Commissioners proceeded to put in execution "The Haven Act, 1849," and built a new Bridge across the Haven (herein-after called the *Haven Bridge*): And whereas the Old Commissioners borrowed Monies on the Security of the Duties granted by "The Haven Act, 1835," and the Amount owing by them and now secured thereon is Thirty-seven thousand seven hundred and seventy Pounds: And whereas it is expedient that "The Haven Act, 1835," and "The Haven Act, 1849," (herein-after called "the Haven Acts") be repealed, and Parts thereof be re-enacted with Amendments:

12 & 13 Vict.  
c. xlviii.

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ments: And whereas it is expedient that the Commissioners for executing this Act (herein-after called "the Commissioners") be incorporated, and that the Number, Constitution, and Mode of Appointment of Commissioners be altered and amended, and that Provision be made for the Election of some of the Commissioners by Owners of Vessels registered at *Great Yarmouth* and Payers of Rates under this Act: And whereas it is expedient that Powers be conferred on the Commissioners for the Conservancy, Improvement, Maintenance, and Regulation of the Port and Haven of *Great Yarmouth* as by this Act defined, including therein the Rivers *Yare*, *Bure*, and *Waveney* respectively, and the Branches thereof respectively, within the Limits of this Act, and for the levying of the Rates, Tolls, and Duties by this Act authorized to be levied: And whereas Persons navigating certain Parts of the Rivers *Yare*, *Bure*, and *Waveney* respectively do not pay any Tolls or Duties for the Maintenance thereof, and it is expedient that the Commissioners be authorized to levy Tolls and Duties in respect of those Rivers respectively: And whereas it is expedient that the Powers by this Act conferred on the Commissioners for the Maintenance and Regulation of the Rivers *Yare*, *Bure*, and *Waveney* respectively, and for the levying and Application of the Tolls and Duties in respect of those Rivers respectively, should be exercised by separate Committees acting as Committees of the Commissioners, but under the Control and general Superintendence of the Commissioners; the Commissioners to be appointed by the *Norwich* Corporation (herein-after called "the *Norwich* Commissioners") being the Committee for the River *Yare*, the Commissioners to be appointed by the *Norfolk* Justices (herein-after called "the *Norfolk* Commissioners") being the Committee for the River *Bure*, and the Commissioners to be appointed by the *Suffolk* Justices (herein-after called "the *Suffolk* Commissioners") being the Committee for the River *Waveney*; and it is expedient that the Payments to the *Norwich* Corporation, the *Norfolk* Justices, and the *Suffolk* Justices respectively should cease: And whereas under an Act of the Fifth Year of Queen *Anne*, Cap. 7, and an Act of the Twenty-second Year of *George* III., Cap. 22, the *Great Yarmouth* Corporation claim to be entitled to Duties (herein-after called "the *Great Yarmouth* Corporation Coal Duties") payable on Coals, Culm, and Cinders imported into the Port of *Great Yarmouth* by Persons not being Burgesses or Freemen of the Borough of *Great Yarmouth*: And whereas the *Great Yarmouth* Corporation claim to be entitled to certain Duties or Tolls (herein-after called "the *Great Yarmouth* Corporation Port Duties") for Measurage, Murage, and Tronage, Custom, Outgoing, Pilotage, and Keyage, and to the public Crane on the South Quay at *Great Yarmouth*, and Cranage Dues in respect thereof, and to the sole and exclusive Right of Ballastage within the Haven, and to the Right of taking Ballast from or near to the Point at the Haven's Mouth: And whereas it is expedient that the *Great Yarmouth* Corporation Coal Duties and Port Duties be  
extinguished,

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extinguished, and that the public Crane, and the exclusive Right of Ballastage, and the Right of taking Ballast from or near the Point near the Haven's Mouth, be transferred to and vested in the Commissioners, and that the Commissioners be authorized to levy Cranage Rates and Ballast Rates as by this Act provided: And whereas the *Norwich Corporation*, under an Act of the Twelfth Year of *George I.*, Cap. 15, and an Act, Local, of the Second and Third Years of Her present Majesty, Cap. 62, levy Tolls (herein-after called "the *Norwich Tolls*") on Goods brought on the River *Yare* or the River *Wensum* above *Thorpe Hall* in *Thorpe* next *Norwich*, and the *Norwich Corporation* have borrowed Monies on the Security of the *Norwich Tolls*, and the Amount now secured and owing thereon is Four thousand Pounds: And whereas the *Norwich Corporation* out of the *Norwich Tolls* apply yearly Two hundred Pounds in the Maintenance of a River Police on the Part of the River *Yare* or *Wensum* within their Corporate Jurisdiction, and expend and apply a further Amount in the Repair of Wharves on that Part of the River, but a considerable Portion of the *Norwich Tolls* is applied by them to Municipal and other Purposes not relating to the River, and it is expedient that the *Norwich Tolls* should, after making due Provision thereout for the Payment of the Debt, be made applicable for the Purposes defined by this Act: And whereas it is expedient that the Commissioners be authorized to borrow Monies for the Purposes of this Act: And whereas it is expedient that the several other Powers by this Act conferred on the Commissioners be conferred on them: And whereas the Objects aforesaid cannot be obtained without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

Short Title. 1. This Act may be cited for all Purposes as "The *Great Yarmouth Port and Haven Act, 1866.*"

Commence-  
ment of Act. 2. This Act shall commence and have Effect on and after the Fourth *Wednesday* next after the passing thereof.

8 & 9 Vict.  
c. 18.,  
10 & 11 Vict.  
cc. 16. & 27.,  
23 & 24 Vict.  
c. 106. in-  
corporated. 3. "The Lands Clauses Consolidation Act, 1845," except the Provisions thereof with respect to the Purchase and taking of Lands otherwise than by Agreement, "The Lands Clauses Consolidation Acts Amendment Act, 1860," "The Commissioners Clauses Act, 1847," except the Clauses thereof with respect to the Election and Rotation of the Commissioners, where the Commissioners are to be elected by the Ratepayers or other like Class of Electors, and "The Harbours, Docks, and Piers Clauses Act, 1847," except the Clauses thereof with respect to Lifeboats, but only so long as the Board of Trade do not require a Lifeboat to be kept, and except Sections  
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Twenty-five and Twenty-six thereof, are (except where expressly varied by this Act) incorporated with and form Part of this Act: Provided always, that nothing in this Act contained shall authorize the Commissioners to purchase or take any Lands except by Agreement.

4. The Limits of the Port of *Great Yarmouth* shall comprise the Haven of *Great Yarmouth* and the River *Yare*, and the River *Bure* and the River *Waveney* emptying themselves into the Haven of *Great Yarmouth*, and the navigable Branches of those Rivers respectively, so far as those Rivers and Branches respectively are navigable, and the Banks and Shores of those Rivers and Branches respectively, and shall comprise the *Breydon* and *Burgh* Flats, and the Shores and Banks thereof, and shall comprise that Part of the Sea called *Yarmouth Roads* which extends from the Southern Part of the Parish of *Scratby* in the County of *Norfolk* to the Northern Part of the Parish of *Corton* in the County of *Suffolk*, and Three Miles Seaward, but shall not comprise *Oulton Dyke* or *Oulton Broad*, or any of the Banks or Shores of *Oulton Dyke* or *Oulton Broad*; and the said Limits shall not in any way affect or interfere with the Limits and Extent of such Port for Customs Purposes as may have been or hereafter may be appointed by any Warrant of the Commissioners of the Treasury under any Laws relating to the Customs.

Limit of the Port of Great Yarmouth.

5. The Limits of the Haven of *Great Yarmouth* shall comprise all Parts of the River *Yare* from its falling into the Sea at the Mouth thereof, called the Haven's Mouth, to the Eastern Extremity of the *Breydon* and *Burgh* Flats, and shall comprise the *Breydon* and *Burgh* Flats from its Eastern Extremity to its Junction with that Part of the River *Waveney* which is situate Five hundred Yards Southward from the Base of the tidal Jetty at the Mouth of the *Norwich* River, and shall comprise all that Part of the River *Bure* which or the Eastern Bank whereof lies within the Municipal Borough of *Great Yarmouth*, and shall include the Banks and Shores of the same Rivers and Flats respectively.

Limits of the Haven of Great Yarmouth.

6. In this Act the several Words and Expressions to which Meanings are assigned by the Acts wholly or partially incorporated herewith shall have the same respective Meanings, unless there be something in the Subject or Context repugnant to such Construction:

Interpretation of Terms.

The Expression "the Port" shall mean the Port of *Great Yarmouth* as defined by this Act:

The Expression "the Haven" shall mean the Haven of *Great Yarmouth* as defined by this Act:

The Expression "the Point" shall mean the Place called the Point, near to the Haven's Mouth:

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The Expression "the River *Yare*" shall mean and include all such Parts of the Rivers *Yare* and *Wensum*, or *Wenson* otherwise *Yare*, and the navigable Branches thereof, and of the Shores and Banks of the same Rivers and Branches, as are within the Port and are not within the Haven :

The Expression "the River *Bure*" shall mean and include all such Parts of the River *Bure*, and the navigable Branches thereof, and of the Shores and Banks of the same River and Branches, as are within the Port and are not within the Haven :

The Expression "the River *Waveney*" shall mean and include all such Parts of the River *Waveney* and Branches thereof, and of the *Breydon* and *Burgh* Flats, and of the Shores and Banks of the same River, Branches, and Flats, as are within the Port and are not within the Haven, but shall not mean or include *Oulton Dyke* or *Oulton Broad*, or any of the Shores or Banks of *Oulton Dyke* or *Oulton Broad* :

The Expression "the Rivers" shall mean and include the Rivers *Yare*, *Bure*, and *Waveney* by this Act defined :

The Word "Ballast" shall include all Substances used as Ballast :

The Word "Keel" shall mean, with reference to Ballast, any Vessel used for receiving or conveying Ballast :

The Word "Rubbish" shall include Wreck, Ballast, Ashes, Mud, Soil, Filth, and other waste Matters :

The Word "Harbour-master" shall include a Deputy Harbour-master, and shall mean with reference to Wharves and other Places the Wharf-master, and with reference to Ballast the Ballast-master :

The Expression "weighing and measuring" shall include counting and other reckoning of Quantities and Numbers :

The Expression "Weighers and Meters" shall include Tellers :

The Expression "Wharf and Quay" shall include Wharf, Quay, Quay Head, Pier, Jetty, Staith, and Landing Place :

The Expression "Harbour, Dock, or Pier" in "The Harbours, Docks, and Piers Clauses Act, 1847," shall include the Port as defined by this Act, and the Works connected with the Port :

The Expression "Superior Courts" or "Court of competent Jurisdiction," or any other like Expression in this Act, or any Act wholly or partially incorporated herewith, shall be read and have Effect as if the Debt or Demand with respect to which the Expression is used were a common Simple Contract Debt, and not a Debt or Demand created by Statute.

Repeal of Haven Acts, except Sections in First Schedule to this Act.

7. On the Commencement of this Act, but subject to the Provisions thereof, the Haven Acts shall be and are by this Act repealed : Provided always, that, notwithstanding such Repeal, the several Sections of the Haven Acts set forth in the First Schedule to this Act,

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Act, so far as the same shall at the Commencement of this Act be in force, shall remain in full Force; and this Act, and the several Powers and Provisions thereof respectively, shall in all respects be subject and without Prejudice to those Sections respectively; and this Act, or anything therein contained, shall not alter or interpret the Meaning of or otherwise affect those Sections, or any of them, save only that all Words and Expressions in those Sections respectively relating to the Old Commissioners, and their Officers and Servants respectively, shall, on and after the Commencement of this Act, apply to and mean the Commissioners and their Officers and Servants respectively.

8. The Commissioners for executing this Act shall be called "the *Great Yarmouth Port and Haven Commissioners*," and 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 this Act, and to put this Act in all respects in execution.

Incorporation of the *Great Yarmouth Port and Haven Commissioners*.

9. Notwithstanding the Repeal of the Haven Acts, and except only as is by this Act otherwise expressly provided, everything before the Commencement of this Act done, suffered, and confirmed respectively under or by those Acts, or either of them, shall be as valid as if the Repeal thereof had not happened; and the Repeal thereof and the Operation of this Act respectively shall accordingly be subject and without Prejudice to everything so done, suffered, and confirmed respectively, and to all Rights, Liabilities, Claims, and Demands, both present and future, which if the Repeal had not happened would be incident to or consequent on everything so done, suffered, and confirmed respectively; and with respect to everything so done, suffered, and confirmed respectively, and all those Rights, Liabilities, Claims, and Demands, the Commissioners shall to all Intents and Purposes represent the Old Commissioners: Provided that the Generality of this Provision shall not be restricted by any of the other Provisions of this Act.

General saving of Rights under repealed Acts.

10. Notwithstanding the Repeal of the Haven Acts, but subject to the Provisions of this Act, the Commissioners shall, on and from the Commencement of this Act, be seised and possessed of and entitled to all the Undertaking, Lands, Estates, Bridges, Basins, Locks, Piers, Jetties, Quays, Wharves, Staiths, Embankments, Buildings, Erections, Beacons, Lights, Apparatus, Works, Conveniences, Materials, Monies, Credits, Property, Effects, Claims, and Demands whatsoever of or to which the Old Commissioners under or by virtue of the Haven Acts respectively, or otherwise howsoever, were immediately before the Commencement of this Act seised, possessed, or in any way entitled at Law or in Equity, or otherwise howsoever, with their respective

Undertaking, &c. of Old Commissioners vested in Commissioners.

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respective Rights, Members, and Appurtenances, as if the Commissioners were the Old Commissioners, and this Act were not passed; and from and after the Commencement of this Act the Commissioners shall, with respect to the Undertaking, Lands, Estates, Works, Property, and Effects of the Old Commissioners so vested in the Commissioners, and all Matters connected with the same, represent the Old Commissioners as if the Old Commissioners and the Commissioners had originally been and had continued without Intermission to be one and the same Body Corporate.

Provision of  
other Acts  
continued.

**11.** Subject to the Provisions of this Act, all the Provisions of any and every Act of Parliament, other than the Haven Acts, relating to the Old Commissioners and their Officers and Servants, shall from and after the Commencement of this Act apply to the Commissioners and their Officers and Servants, and may be exercised, enforced, and enjoyed by and against them respectively in as full and beneficial a Manner to all Intents and Purposes as the same respectively might have been exercised, enforced, and enjoyed by and against the Old Commissioners and their Officers and Servants respectively if this Act had not been passed.

Convey-  
ances, &c.  
preserved.

**12.** Notwithstanding the Repeal of the Haven Acts, all Purchases, Sales, Conveyances, and Mortgages, Leases, Bonds, Securities, Deeds, Contracts, Agreements, and other Instruments, before the Commencement of this Act made under or with respect to the Purposes of the Haven Acts respectively, shall be as effectual to all Intents and Purposes for, against, and with respect to the Commissioners as if the same had been made or executed by, to, or with respect to the Commissioners instead of the Old Commissioners, and may be proceeded on and enforced by and against the Commissioners in like Manner to all Intents and Purposes as if the Commissioners had been party or privy thereto, or referred to therein instead of the Old Commissioners, or any Persons on their Behalf.

Deposited  
Plans, &c.  
to remain  
with Clerks  
of Peace.

**13.** Notwithstanding the Repeal of the Haven Acts, all Plans and Sections and Books of Reference, and all Corrections and Certificates of Corrections thereof respectively, deposited for the Purposes of those Acts respectively with any Clerk of the Peace or Parish Clerk, shall remain in his respective Custody as if they were deposited for the Purposes of this Act, and according to the Provisions of the Act of the Session of the Seventh Year of *William IV.* and the First Year of Her present Majesty, Chap. 83, and every such Clerk of the Peace and Parish Clerk shall accordingly permit the same to be inspected, and Copies thereof and Extracts therefrom to be taken.

Money paid  
into Bank to  
be applied

**14.** Notwithstanding the Repeal of the Haven Acts, in every Case in which under either of those Acts any Money was before the Com-  
mencement



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mencement of this Act paid into the Bank of *England*, or to any Trustee or Trustees, as Purchase or Compensation Money, or on any Account, the Money, or the Stocks, Funds, or Securities in or upon which the same is from Time to Time by the Order of the Court of Chancery or otherwise invested, and the Interest, Dividends, and annual Produce thereof, shall be applied and disposed of pursuant to the respective Act, but all Liabilities of the Old Commissioners on that Behalf shall attach to and be discharged by the Commissioners. under re-pealed Acts.

**15.** Notwithstanding the Repeal of the Haven Acts, any Action, Suit, Prosecution, or other Proceeding commenced either by or against the Old Commissioners before the Commencement of this Act shall not abate or be discontinued or prejudicially affected by this Act, but shall continue and take effect both in favour of and against the Commissioners in like Manner to all Intents as the same respectively might have continued and taken effect in favour of or against the Old Commissioners if the Repeal had not happened, save only that when necessary the Commissioners shall be substituted therein for the Old Commissioners. Actions not to abate.

**16.** Notwithstanding the Repeal of the Haven Acts, all Rates, Tolls, Dues, or Duties immediately before the Commencement of this Act due or payable or accruing to the Old Commissioners shall be payable and paid to, and may be collected and recovered by, the Commissioners in like Manner as any Rates, Tolls, Dues, or Duties under this Act. Rates, &c. to be paid.

**17.** Notwithstanding the Repeal of the Haven Acts, all Persons who immediately before the Commencement of this Act owed any Money to the Old Commissioners, or to any Persons on their Behalf, shall pay the same, with all Interest (if any) due and payable or accruing for the same to the Commissioners, and all Monies which immediately before the Commencement of this Act were owing by or recoverable from the Old Commissioners, or for the Payment of which they were or but for this Act would be liable, shall be paid, with all Interest (if any) due and payable or accruing for the same, by or be recoverable from the Commissioners. Debts to be paid.

**18.** Notwithstanding the Repeal of the Haven Acts, all Resolutions, Orders, and Proceedings of the Old Commissioners which immediately before the Commencement of this Act were binding on them, or their respective Officers or Servants, shall continue in full Force, and be in like Manner and to the like Extent binding on the Commissioners and their Officers and Servants, but shall be subject to be altered or annulled under this Act by the Commissioners. Resolutions, &c. continued.

**19.** Notwithstanding the Repeal of the Haven Acts, all Byelaws of the Old Commissioners on the Commencement of this Act in force Byelaws continued.

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shall

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shall for the Purposes of this Act, but (unless and until they be sooner repealed or altered under this Act) not for more than Twelve Months after the Commencement of this Act, be of like Force as if the Repeal had not happened, and the Byelaws may be enforced, and all Proceedings thereon may be continued or taken, and all Penalties thereunder, whether incurred before or after the Commencement of this Act, may be recovered under this Act accordingly.

Books, &c.  
continued  
Evidence.

**20.** Notwithstanding the Repeal of the Haven Acts, all Books, Registers, Accounts, Documents, and Writings by those Acts respectively directed or authorized to be kept, and which, if the Repeal had not happened, would be receivable in Evidence, shall be admitted as Evidence in all Courts of Law and Equity and elsewhere accordingly.

Officers  
continued.

**21.** Notwithstanding the Repeal of the Haven Acts, every Officer and Servant of the Old Commissioners appointed by virtue of and acting under those Acts respectively, and immediately before the Commencement of this Act in the Service or Employment of the Old Commissioners, shall hold and enjoy his Office and Employment, with the Salary thereunto annexed, and be deemed an Officer and Servant of the Commissioners until he be removed from the Office or Employment, and he shall have the like Power and Authority for the Purposes of this Act, and be subject to the like Power of Removal, Regulations, Pains, and Penalties, as if he were appointed under this Act.

First Com-  
missioners.

**22.** Until the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven the several Persons who immediately before the Commencement of this Act were the Old Commissioners, and the Survivors of them, shall be the First Commissioners for executing this Act: Provided always, that whenever after the Commencement of this Act, and before the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven, the Office of a First Commissioner shall become vacant, the Person nominated under "The Haven Act, 1835," as a supernumerary Commissioner, and who would, if that Act were not repealed, have become a Commissioner under the Haven Acts in his Stead, shall be a First Commissioner in his Stead.

Commis-  
sioners on  
and after  
March 25,  
1867.

**23.** On and after the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven the Commissioners for executing this Act shall consist of Thirteen Persons, of whom Two shall be elected by the *Great Yarmouth* Corporation, and Three by the *Norwich* Corporation, and Three by the *Norfolk* Justices, and Three by the *Suffolk* Justices, and One by the Persons registered on the Ship-owners and Ratepayers List for the Time being in force, and the remaining One by the Persons registered on the Fishowners and Fish Ratepayers List for the Time being in force.

**24.** The

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24. The general Qualification of a Commissioner, other than a First Commissioner, shall be his being a Male Person of full Age, and his being seised or possessed in his own Right of Real or Personal Estate, or both, to the Value of One thousand Pounds at least, or his appearing by the Shipowners and Ratepayers List, or the Fish-owners and Fish Ratepayers List, for the Time being in force, to be a registered Owner, whether as part Owner or sole Owner, or both, of a Vessel or Vessels to the Amount of Two hundred Tons or upwards, or to be a registered Ratepayer who during the Year for which the List for the Time being in force shall have been made has paid Rates or Dues to the Extent of Fifty Pounds or upwards: Provided always, that as regards the Lists respectively to be made for the broken Year ending the Thirty-first Day of *December* One thousand eight hundred and sixty-six, the Amount of Rates or Dues to confer a Qualification shall be Twenty-five Pounds or upwards.

General  
Qualifica-  
tion of Com-  
missioners.

25. A Person shall not on account of his being a Commissioner be incapable of acting as a Justice for any of the Purposes of this Act.

Capacity of  
Justices  
being Com-  
missioners.

26. The *Great Yarmouth* Corporation shall, on or before the First Day of *March* in the Year One thousand eight hundred and sixty-seven, and in every Third Year thereafter, elect Two Persons respectively qualified as by this Act prescribed to be Two of the Commissioners, and they shall be called "the *Yarmouth* Commissioners."

Election of  
Commis-  
sioners by  
*Great Yar-  
mouth Cor-  
poration.*

27. The *Norwich* Corporation shall, on or before the First Day of *March* One thousand eight hundred and sixty-seven, and in every Third Year thereafter, elect Three Persons respectively qualified as by this Act prescribed (One of them at least being a Merchant Trader actually carrying on Business in the City of *Norwich*) to be Three of the Commissioners, and they shall be called "the *Norwich* Commissioners."

Election of  
Commis-  
sioners by  
*Norwich  
Corporation.*

28. The *Norfolk* Justices shall at the General Quarter Sessions for the County of *Norfolk* on or next after the First Day of *January* in the Year One thousand eight hundred and sixty-seven, and in every Third Year thereafter, elect Three Persons respectively qualified as by this Act prescribed (One of them at least being a Merchant Trader actually carrying on Business in the County of *Norfolk*) to be Three of the Commissioners, and they shall be called "the *Norfolk* Commissioners."

Election of  
Commis-  
sioners by  
*Norfolk  
Justices.*

29. The *Suffolk* Justices shall at the General Quarter Sessions for the County of *Suffolk* on or next after the First Day of *January* in the Year One thousand eight hundred and sixty-seven, and in every Third Year thereafter, elect Three Persons, being respectively qualified as by this Act prescribed (One of them at least being  
resident

Election of  
Commis-  
sioners by  
*Suffolk  
Justices.*

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resident at *Beccles*, and One of them at least being a Merchant Trader actually carrying on Business in the County of *Suffolk*), to be Three of the Commissioners, and they shall be called "the *Suffolk* Commissioners."

Collector of Rates to make List of Fishowners and Fish Ratepayers and List of Shipowners and Ratepayers.

30. The Collector of Rates appointed by or under this Act shall, on or before the First Day of *January* in the Year One thousand eight hundred and sixty-seven, and in every Third Year thereafter, make and deliver to the Clerk to the Commissioners the following Lists, and shall at the Foot of every List sign a Certificate of its Accuracy; (that is to say,)

- (1.) A List wherein shall be entered in alphabetical Order the Names with the Residences and Descriptions of all Persons registered in the Books of the Custom House of *Great Yarmouth* as the Owners or part Owners, on the Thirty-first Day of *December* then last, of any Vessels registered as belonging to the Port, and employed in catching Fish and for no other Purpose, with the Names and registered Tonnage of the Vessels, and also the Names with the Residences and Descriptions of all Persons who respectively during the Year ending the Thirty-first Day of *December* then last shall in respect of such Fishing Vessels, or of Fish fresh or uncured, have paid the Rates or Dues specified in the Second and Third Schedules to this Act annexed, or have paid a Composition in lieu thereof to the Amount in the whole of Ten Pounds or upwards, and containing the Amount of such Rates or Dues paid by every such Person, and which List shall be called "the Fishowners and Fish Ratepayers List:"
- (2.) A List wherein shall be entered in alphabetical Order the Names with the Residences and Descriptions of all Persons registered in the Books of the Custom House at *Great Yarmouth* as the Owners or part Owners, on the Thirty-first Day of *December* then last, of any Vessels (other than such Fishing Vessels as aforesaid) registered as belonging to or trading from the Port, with the Names and registered Tonnage of the Vessels, and also the Names with the Residences and Descriptions of all Persons who during the Year ending the Thirty-first Day of *December* then last shall in respect of Vessels (other than such Fishing Vessels), or of Animals, Fish, or Goods (other than Fish fresh or uncured), have paid the Rates or Dues specified in the said Second and Third Schedules, or have paid a Composition in lieu thereof to the Amount in the whole of Ten Pounds or upwards, and containing the Amount of such Rates or Dues paid by every such Person, and which List shall be called "the Shipowners and Ratepayers List:"

Provided

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Provided always, that as regards the Payment of Rates or Dues, each List, to be made in the Month of *January* One thousand eight hundred and sixty-seven, shall commence with the Day of the Commencement of this Act, and shall end with the Thirty-first Day of *December* One thousand eight hundred and sixty-six, and shall include all Persons paying Rates or Dues, or Composition for Rates or Dues, within that Period to the Amount in the whole of Five Pounds or upwards, and for the Purposes of each of such Lists all Rates and Dues authorized by the Haven Acts, and continued by this Act, shall be deemed Rates and Dues specified in the Second and Third Schedules to this Act annexed: Provided also, that for the Purposes of each List for any Year, in all Cases where there are Bills of Lading, the Persons appearing on the Bills of Lading in the Case of Exports as Consignors, and in the Case of Imports as Consignees paying the Dues, or otherwise the Person or Persons whom the Payer of the Dues at the Time of paying them shall declare to be the Owner of the Goods in respect of which the Dues are paid, shall be deemed the Persons paying the Dues, and in all other Cases the Persons actually paying the Dues to the Commissioners shall be deemed the Persons paying the Rates or Dues.

**31.** The Collector of the Customs of the Port shall, on the Application of the Collector of Rates, and within a reasonable Period thereafter, produce, at the Custom House at *Great Yarmouth*, to such Collector of Rates for his Inspection and Transcription, all such Books as are proper and sufficient to enable him to make the said Lists; and shall afford to him all reasonable and proper Facilities in that Behalf: Provided always, that such Books shall only be required to be produced during the Hours of official Attendance of the Collector of Customs, and upon Payment of the legally authorized Fee.

Collector of Customs to afford Facilities.

**32.** The Commissioners shall print every List so certified, with the Addition to the Name of each Person of the Number of Votes to which he is entitled under this Act, and on every Day during the Seven Days ending with the Fourteenth Day of *February* in the Year One thousand eight hundred and sixty-seven, and in every Third Year thereafter, a printed Copy of each Shipowner's and Ratepayer's List, and Fishowner's and Fish Ratepayer's List respectively, so certified and then last made for the Purposes of this Act, shall be posted by the Commissioners on the outer Door of their principal Office, and printed Copies thereof shall be kept at the principal Office for public Inspection; and on Payment of a reasonable Sum for the same, not exceeding One Shilling, the Commissioners shall deliver a printed Copy of the respective List to every Person requiring it.

Lists to be printed.

*The Great Yarmouth Port and Haven Act, 1866.*

Revisor of  
Lists.

**33.** The Chairman of the Commissioners, or, in the event of his Decease or Failure to act, a Commissioner appointed for the Occasion by the Commissioners, shall be the Revisor of the Lists, and shall during the Seven Days next before the Twenty-first Day of February One thousand eight hundred and sixty-seven, and in every Third Year thereafter, revise at the Commissioners principal Office the Shipowners and Ratepayers List and Fishowners and Fish Ratepayers List respectively then last made and certified, giving not less than Three Days nor more than Seven Days public Notice of the Revision; and the Revisor shall have Power to call for such Books and Accounts of the Commissioners as he may deem necessary or proper for enabling him to revise the Lists.

Lists to be  
revised.

**34.** Any Person claiming to have his Name inserted in either of those Lists, or claiming to have his Number of Votes increased beyond the Number inserted therein, may, by himself or Agent, attend the Revision to enforce his Claim, and any Person named in either of those Lists may object to any other Person as not entitled to be named therein, or as not entitled to the Number of Votes specified therein, and the Revisor shall correct the Lists as he shall find Cause on consideration of the same, and of the Proofs adduced before him, and his Decision thereon shall be final, and he shall sign each List when so revised; and the Production at any Time of the List so signed shall be *prima facie* Proof of its being the Shipowners and Ratepayers List, or the Fishowners and Fish Ratepayers List, as the Case may be, duly revised according to the Provisions of this Act; and every List so revised shall be in force until the then next List of the same Sort is made, revised, and signed, and the Persons respectively named therein shall be entitled to vote in the Election of Commissioners, and to have the Number of Votes mentioned therein.

Revised  
Lists to be  
printed.

**35.** Every revised List after the Revision thereof, and within not less than Five Days next before the Meeting for the Election of Commissioners, at which the same List will be in force, shall be printed by the Commissioners, and printed Copies thereof shall be kept at their principal Office for public Inspection, and every Person whose Name appears thereon shall be entitled to a Copy thereof, on Payment of not exceeding One Shilling for every Copy.

Scale of  
Votes for  
registered  
Shipowners.

**36.** The registered Shipowners, and the registered Owners of such Fishing Vessels, shall respectively be entitled to Votes according to the following Scale; (that is to say,)

Every Person appearing by the respective List in force to be a registered Shipowner, or a registered Fishing Vessel Owner, whether as part Owner or sole Owner, or both,—

To the Amount or aggregate Amount of Twenty-five Tons or upwards, but less than Seventy-five Tons, One Vote:

To

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To the Amount or aggregate Amount of Seventy-five Tons or upwards, but less than One hundred and twenty-five Tons, Two Votes :

To the Amount or aggregate Amount of One hundred and twenty-five Tons or upwards, Three Votes :

And no registered Shipowner, or registered Fishing Vessel Owner, shall as such be entitled to more than Three Votes.

**37.** The registered Ratepayers shall be entitled to Votes according to the following Scale; (that is to say,)

Scale of  
Votes for  
registered  
Ratepayers.

Every Person who in the broken Year ending with the Thirty-first Day of *December* One thousand eight hundred and sixty-six paid any of the Rates or Dues authorized by the Haven Acts, and continued by this Act,—

To the Amount of Five Pounds or upwards, but less than Seventeen Pounds Ten Shillings, One Vote :

To the Amount of Seventeen Pounds Ten Shillings or upwards, but less than Thirty Pounds, Two Votes :

To the Amount of Thirty Pounds or upwards, Three Votes :  
Every Person who in the Year ending with the Thirty-first Day of *December* in the Year One thousand eight hundred and sixty-nine, or in any Third Year thereafter, paid any of the Rates or Dues specified in the Second or Third Schedules to this Act annexed,—

To the Amount of Ten Pounds or upwards, but less than Thirty Pounds, One Vote :

To the Amount of Thirty Pounds or upwards, but less than Sixty Pounds, Two Votes :

To the Amount of Sixty Pounds or upwards, Three Votes :

And no registered Ratepayer shall as such be entitled to more than Three Votes.

**38.** In every Case of several Persons being registered as Ratepayers in Partnership, they shall with respect to the Scale of Votes be deemed One Person, and any One of the Members of the Firm authorized in Writing by the other Members of the Firm, or by a Majority of them, or if no Member be so authorized, then the Member whose Name stands first in the Firm, shall alone be entitled to exercise on behalf of the Firm their Right of voting at the Election of Commissioners.

Votes of  
registered  
Ratepayers  
being Part-  
ners.

**39.** For the Election of a Commissioner by Shipowners and Ratepayers, or, as the Case may be, by Fishowners and Fish Ratepayers, a Meeting of the Shipowners and Ratepayers, or, as the Case may be, the Fishowners and Fish Ratepayers entitled to vote thereat, shall be held in *Great Yarmouth* within Fourteen Days after the First Day of

Meetings for  
Election of  
Commis-  
sioners.

*March*

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*March* in the Year One thousand eight hundred and sixty-seven, and in every Third Year thereafter, and the Chairman of the Commissioners, or in his Absence One of the Commissioners appointed in that Behalf by the Commissioners, or if no Appointment be made, or the Commissioners appointed be not present, then the Clerk of the Commissioners, shall be the Chairman of the Meeting, and, if a Poll be demanded or necessary, shall be the Returning Officer at the Election, and the Election (if an Election be necessary) shall be made by the Majority of the Electors present at the Meeting or at the Poll (if a Poll be taken), and the Chairman of the Meeting shall fix the Place and Day for holding the Poll, but the Poll shall be held either on the Day of the Meeting or within Two Days thereafter, and in case of an Equality of Votes at the Meeting or at the Poll the Chairman shall be entitled to give a Casting Vote in addition to the Vote or Votes (if any) to which he may be otherwise entitled under this Act.

Nomination  
and Election  
of Commis-  
sioners.

40. Any Person entitled to vote in the Election of a Commissioner to be elected by Shipowners and Ratepayers, or, as the Case may be, by Fishowners and Fish Ratepayers, may, by Writing signed by him, nominate for the Office of Commissioner himself, if qualified, or any other Persons, if qualified, and every such Nomination shall be sent to the Clerk of the Commissioners at least Two whole Days (*Sunday* excluded) before the Day of Election, and the Clerk shall at least One whole Day (*Sunday* excluded) before the Day of Election post on the outer Door of the principal Office of the Commissioners a List of the Persons so nominated, and of the Names of the Persons nominating them, and if more than One Person be so nominated the Commissioner to be elected shall be elected from the Persons nominated, and from them only, and every Person entitled to vote at the Election shall be entitled to vote for any One of the Persons so nominated, and if only One Person be so nominated the Chairman of the Meeting shall declare such Person duly elected, and if no Person be so nominated the retiring Commissioner shall be deemed to be re-elected, or if there be no retiring Commissioner the Vacancy shall be filled up in like Manner as a Vacancy occasioned by any Cause, other than retiring in rotation, is by this Act directed to be filled up.

Time of  
holding  
Poll.

41. Whenever it may be necessary to take a Poll for the Election of Commissioners by Shipowners and Ratepayers, or by Fishowners and Fish Ratepayers, the Poll shall be open at Eleven o'Clock in the Forenoon of the appointed Day, and shall close at Four o'Clock in the Afternoon of the same Day, but if an Half Hour elapse during which no Vote is tendered the Returning Officer may close the Poll at any Time before Four o'Clock.

42. The



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42. The Commissioners shall, within the Limits prescribed by this Act, determine the Time and Place of every Meeting of Shipowners and Ratepayers, or of Fishowners and Fish Ratepayers, for the Election of Commissioners, and shall give, by Advertisements and by public Placards in *Great Yarmouth*, not less than Seven clear Days Notice of the Day and Place of Meeting.

Notice of Meetings for Election of Commissioners.

43. The Commissioners shall hold their Yearly Meeting on the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven at Eleven o'Clock in the Forenoon, and on the like Day and Hour in every Year thereafter, save only when that Day is a *Sunday* or *Good Friday*, or a Day appointed for a Public Fast or Thanksgiving, the Yearly Meeting shall be held on the then next Working Day.

Yearly Meeting of the Commissioners.

44. At the Close of the Yearly Meeting of the Commissioners in the Year One thousand eight hundred and sixty-seven the First Commissioners shall go out of Office, and at the Close of the Yearly Meeting of the Commissioners in the Year One thousand eight hundred and seventy, and in every Third Year thereafter, the Commissioners then in Office shall go out of Office, and in every Case the Place of the retiring Commissioners shall be supplied by the Commissioners then last elected under this Act, but every Person so retiring from the Office of Commissioner shall, if qualified, be eligible to be re-elected: Provided always, that if from any Cause an Election of a Commissioner in place of a Commissioner retiring in rotation do not take place at the Time for making it, the retiring Commissioner, if qualified, may continue in Office so long as the Commissioner whose Election is not made might continue in Office if he were elected.

Retirement from Office of Commissioners.

45. Whenever a Vacancy in the Office of a Commissioner is occasioned by any Cause other than retiring from Office in rotation, the Body by whom he was elected shall with all convenient Speed elect, according to the Provisions of this Act, another qualified Person to be a Commissioner in his Place; and every Person so elected may, if he so long live and continue qualified, continue in Office so long as his Predecessor in Office would, if he had not ceased to be a Commissioner, have continued in Office.

Occasional Vacancies in Commission to be supplied by Body entitled to elect.

46. In every Case of a Vacancy in the Office of a Commissioner elected by Shipowners and Ratepayers, or by Fishowners and Fish Ratepayers, occasioned by any Cause other than retiring from Office in rotation, the Commissioners for the Purpose of supplying the Vacancy shall convene a Meeting, to be held within One Month after they have Notice of the Vacancy, of the Electors entitled to vote in the Election of a Commissioner whose Office shall become vacant, and the Meeting shall elect a qualified Person to supply the Vacancy;

Supplying occasional Vacancies in certain Commissioners.

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and the Provisions of this Act with reference to Meetings and Nominations for the Election of Commissioners by Shipowners and Ratepayers, or, as the Case may be, by Fishowners and Fish Ratepayers, shall apply to Meetings for the supplying of such Vacancies.

Supplying occasional Vacancies in other Commissioners.

47. In every Case of a Vacancy in the Office of Commissioner, not being a Commissioner elected by Shipowners and Ratepayers, or by Fishowners and Fish Ratepayers, occasioned by any Cause other than retiring from Office in rotation, the Commissioners shall, within One Month after they have Notice of the Vacancy, give Notice in Writing thereof to the Town Clerk of *Great Yarmouth*, or, as the Case may be, of *Norwich*, or, as the Case may be, to the Clerk of the Peace for the County of *Norfolk*, or, as the Case may be, for the County of *Suffolk*, and the *Great Yarmouth* Corporation, or, as the Case may be, the *Norwich* Corporation, at the then next Meeting of their Council, or, as the Case may be, the *Norfolk* Justices, or, as the Case may be, the *Suffolk* Justices, at the then next Quarter Session for the respective County, shall elect a qualified Person to supply the Vacancy.

Provision where Commissioner is elected by more than One Body.

48. If any Person be elected a Commissioner by more than One Body, he shall, within Three Days after Notice in Writing from the Commissioners to him thereof, choose which Body he will represent, or in default thereof the Commissioners at their next Meeting shall declare the Body which he shall represent, and he shall thereupon be held to be elected by the Body only which he shall so choose, or which the Commissioners shall so declare, and he shall cease to be a Commissioner for any other Body.

Meetings and Quorum of Commissioners.

49. The Commissioners shall hold their Meetings, other than their Yearly Meetings, at such Times as they from Time to Time think fit, and shall hold all their Meetings at such Place at *Great Yarmouth* as they from Time to Time think fit, and may from Time to Time allow to individual Commissioners their reasonable Travelling Expenses incurred in attending Meetings of the Commissioners, or otherwise in the Execution of their Duties; and the Quorum of Commissioners for Yearly Meetings, and for Meetings for transacting extraordinary Business, and for Special Meetings, shall be Seven, and for any other Meetings shall be Three: Provided always, that, except for any Cause deemed by the Commissioners urgent, the Time appointed for the Commencement of any Meeting shall not be earlier than Eleven o'Clock in the Forenoon, or later than Three o'Clock in the Afternoon.

Extraordinary Business of Commissioners.

50. All Business to be transacted at Meetings of the Commissioners relating to new Works, or to the borrowing of Monies, or to the fixing or Alteration of Rates or Dues, or to the Revocation, Suspension,

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Suspension, or Alteration of Byelaws, Orders, Rules, or Regulations, or to the Appointment or Removal of Officers, or to the Audit of Accounts, shall be deemed to be extraordinary Business, and, if transacted at Monthly Meetings, Notice thereof shall be given and sent in manner prescribed by Section 43 of "The Commissioners Clauses Act, 1847."

51. The principal Office of the Commissioners shall be at such convenient Place at *Great Yarmouth* as they from Time to Time think fit.

Com-  
missioners  
Office to be  
at Great  
Yarmouth,  
&c.

52. The Accounts of the Commissioners shall be made up and balanced to the Twenty-fifth Day of *March* inclusive, and the Twenty-ninth Day of *September* inclusive, respectively in every Year, and shall be finally examined and settled by the Commissioners at the Monthly Meeting of the Commissioners holden next after the Accounts shall have been so made up and balanced, and the Commissioners from Time to Time may appoint an Auditor to audit their Accounts under and in accordance with "The Commissioners Clauses Act, 1847."

Accounts to  
be balanced  
half-yearly.

53. From and after the Twenty-fifth Day of *March* One thousand Eight hundred and sixty-seven the *Norwich* Commissioners with respect to the River *Yare*, and the *Norfolk* Commissioners with respect to the River *Bure*, and the *Suffolk* Commissioners with respect to the River *Waveney*, shall be separate Committees respectively of the Commissioners for executing this Act with respect to those Rivers respectively, but under the Control and general Superintendence of the Commissioners, and may and shall with respect to those Rivers respectively, but subject to the Provisions of this Act, exercise and perform all the Powers, Duties, and Obligations by this Act conferred and imposed on the Commissioners of maintaining, repairing, and improving those Rivers respectively, and of levying, receiving, applying, and accounting for the Tolls and other Income of those Rivers respectively, and of the Appointment and Removal of Officers; and the Provisions of "The Commissioners Clauses Act, 1847," relating to Committees appointed by the Commissioners, shall apply to each of those Three Committees, and the Quorum of each Committee shall be Two: Provided always, that in the Execution of this Act by the whole Body of Commissioners the Members of each of those Three Committees may and shall act in their individual Capacity of Commissioners, and not in their collective Capacity of a Committee.

Norwich  
Commis-  
sioners,  
Norfolk  
Commis-  
sioners, and  
Suffolk Com-  
missioners to  
be separate  
Committees  
for Execu-  
tion of Act  
with respect  
to their  
respective  
Rivers.

54. The Limits of the Authority of the Harbour-master shall be the Port and all Places within the Port, but the Commissioners from Time to Time, if they think fit, may appoint One or more Deputy  
Harbour-

Harbour-  
masters.

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Harbour-masters, or Two or more Persons to be Harbour-masters, and may define the Limits in the Port within which each Person appointed Harbour-master or Deputy Harbour-master shall act as the Harbour-master, and each Person so appointed may exercise all the Powers and Authorities of Harbour-master within the Limits assigned to him.

Properties and Rights of Corporation vested in Commissioners.

**55.** On and after the Twenty-fourth Day of *June* One thousand eight hundred and sixty-seven the following Properties and Rights of the *Great Yarmouth Corporation*, to wit, the public Crane on the South Quay at *Great Yarmouth*, with the Right of maintaining and using the same where it now stands, and the Right of Measurage, and the Right of supplying Ballast in the Haven or Port, and the Right of regulating the Supply and Discharge of Ballast, and all other Rights of the *Great Yarmouth Corporation* with respect to Ballast, including therein the Right of taking Ballast from the Waste of the Corporation at the Point near the Haven's Mouth, and thence Seaward to and from the Seashore to the Extent of One thousand five hundred Yards on the South Side of the Haven's Mouth, and of Five hundred Yards on the North Side thereof; and of Thirty Yards above High-water Mark, shall be and are by this Act vested in the Commissioners as Part of their Undertaking and Property.

Purchase of Lands by Commissioners by Agreement.

**56.** The Commissioners from Time to Time, but only by Agreement, may purchase and otherwise acquire any Lands, and any Interest, Right of User, Power, or Privilege in, over, or affecting any Lands, which they think expedient for any of the Purposes of this Act, and may purchase and acquire the same on such Terms and Conditions as they think fit.

Sale, Lease, &c. of superfluous Lands.

**57.** The Commissioners, at such Times after the Commencement of this Act as they think fit, may sell and lease or otherwise dispose of any Lands from Time to Time vested in them by or under this Act, and not required for the Purposes thereof, and the Monies thereby produced shall be applied by the Commissioners for the Purposes of this Act as if the same were Monies borrowed by them under this Act.

Undertaking and Powers of Commissioners.

**58.** The Commissioners shall be the Conservators of the Port, and, subject to the Provisions of this Act, the Commissioners from Time to Time, when and as they think fit, may do all or any of the following Works and Things, and exercise all or any of the following Powers :

They may deepen, dredge, cleanse, and scour the Haven and Rivers, and preserve the same, including the Shores and Banks thereof, from Encroachments and Obstructions :

They

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They may improve, repair, and maintain the Piers at the Haven's Mouth and the public Quays within the Borough of *Great Yarmouth*, and the *Haven Bridge*; and the public Crane on the South Quay, and all other the Buildings, Erections, Piers, Quays, Wharfs, Jetties, Cranes, Apparatus, Works, and Conveniences from Time to Time vested in them by or under this Act, or under their Control or Regulation :

They may erect, maintain, and repair all such other Piers, Jetties, Basins, Locks, Beacons, Lights, and other Works and Conveniences as they think expedient for the Improvement of the Haven, and for rendering the same more safe and commodious :

They may sheet, pile, or support by Stones and Iron the Sides of the Haven and Rivers respectively, or any Parts thereof respectively :

They may deepen *Breydon* and *Burgh Flats*, or any Parts thereof :

They may appropriate as and for public Landing Places any Part of the public Quays or any of the Lands from Time to Time vested in them, and may make the Landing Places fit for public Use :

They may preserve as public Ways or Passages the several present and future Ways or Passages along the Banks of the Haven and Rivers respectively :

They may regulate the opening and closing of the *Haven Bridge* :

They may provide and place in the Haven and Rivers respectively, and at or near to the Haven's Mouth, Dolphins, Moorings, Buoys, and like Apparatus and Conveniences for Shipping :

They may provide and place in and at the Sides of the Haven and Rivers respectively Piles, Posts, and other like Works and Conveniences :

They may provide Steam and other Cranes, Shears and other Machinery, Apparatus, and Conveniences for Shipping :

They may provide, man, and use Dredging Vessels, Dredging Engines, and other Machinery and Apparatus for dredging, deepening, and improving the Haven and Rivers respectively :

They may provide, man, and use Steam Tugs for towing Vessels into and out of the Haven, and in the Haven and Rivers respectively :

They may erect or hire any Buildings as Branch Offices or Toll Houses adjoining or near to the Haven and Rivers respectively :

They may execute all other Works and do all other Things which from Time to Time they think expedient for deepening, repairing, straightening, improving, and maintaining the Haven and Rivers, and the Piers, Bridges, Works, and Conveniences connected therewith, and for making the same more safe, commodious, navigable, and convenient, and for the better Accommodation of the Shipping or Vessels resorting to or using the Port :

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Provided always; that from and after the Commencement of this Act the Commissioners shall not expend any Monies received by them under this Act in or towards the repairing or maintaining of any of the Roads or Approaches to the *Haven Bridge*.

Opening  
Haven  
Bridge.

59. Except as herein-after mentioned, no Seaborne Vessel navigating the Haven, and for the Passage of which it is requisite that the Bridge be opened, shall at any Time between Sunrise and Sunset, if all Rates payable under the Act in respect of the Vessel and her Cargo have been duly paid, be detained at the Bridge longer than is sufficient for the opening of the Bridge for the Passage of the Vessel, and no Charge shall be made in respect of the opening of the Bridge; and if any Person offend against this Enactment every Person so offending shall for every such Offence forfeit not exceeding Forty Shillings: Provided always, that the *Haven Bridge* shall not be opened within Ten Minutes next before the Time fixed for the Departure of any Passenger Train from either Station of the *Great Eastern Railway Company*.

Light to be  
provided on  
Haven  
Bridge.

60. From and after the Commencement of this Act the Commissioners shall exhibit upon or near to the Centre of the *Haven Bridge* a Light, to be kept burning from Sunset to Sunrise, sufficient for the Navigation and safe Guidance of Vessels in the Haven near the *Haven Bridge*, such Light to be of such Description, and to be from Time to Time used and altered by the Commissioners in such Manner, as the Lords of the Admiralty shall by Writing under the Hands of their Secretary approve and determine, and if the Commissioners neglect or fail to exhibit or keep such Light burning as aforesaid they shall for every such Neglect forfeit not exceeding Forty Shillings.

Inspection of  
public Rights  
of Way.

61. The Commissioners shall twice at least in every Year inspect or cause to be inspected all public Rights of Way in or along the Shores and Banks of the Haven and Rivers respectively, and shall report to the Lords of the Admiralty every Encroachment on such Rights of Way, and shall take all necessary Proceedings to abate and remove every such Encroachment.

Power to  
make Foot-  
way, &c. by  
side of  
Haven.

62. The Commissioners, by Agreement with the Owners, Lessees, and Occupiers of any Lands or Works affected thereby, and on the Terms and Conditions agreed on, may make in front of any Docks and Works adjoining to the Haven any Roadway, Footway, or other Way: Provided that the Commissioners shall reserve and at all Times maintain a suitable Place to be approved of by the Commissioners of Her Majesty's Customs on the East Side of the Haven for the mooring of the Customs Boat, and shall keep such Mooring Place free from Occupation by any other Vessel or Boat of any Description.

63. If

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63. If the Owner or Occupier of any Quay, Wharf, or Ground next adjoining the Haven, except the Banks and Shores of the *Breydon* and *Burgh* Flats, and the Eastern Banks of the River *Bure* North of the *Garrison Walk*, place or permit to be placed on any such Wharf or Ground within Ten Feet of the Quay Head or of High-water Mark, or if any Person place on any Quay, Wharf, or Ground next adjoining the Haven within Ten Feet of the Quay Head or of High-water Mark, any Timber, Goods, Materials, or Articles whatever so as to obstruct the free and commodious Passage over the same Quay, Wharf, or Ground along the Sides of the Haven, every Owner, Occupier, or Person so offending shall for every such Offence forfeit not exceeding Five Pounds, and an additional One Pound for every Day during which the Offence continues; and the Commissioners may, if they think fit, remove the Timber, Goods, Materials, and Articles so placed, and may recover the Expense of the Removal from the Offender in any Court of competent Jurisdiction, or as a Penalty is recoverable under this Act.

Penalty on obstructing Traffic along Sides of Haven.

64. If the Owner or Occupier of any Land, Quay, or Wharf adjoining or near to the Haven, except the Banks and Shores of the *Breydon* and *Burgh* Flats, and the Eastern Banks of the River *Bure* North of the *Garrison Walk*, break down, cut through, or remove any such Land, Quay, or Wharf, or the adjoining Bank of the Haven, for the Purpose of forming any Dock, or of hauling up or launching any Vessel, or any Timber, Goods, or Materials, or permit the same to be so broken down, cut through, or removed, or suffer the same to remain so broken down, cut through, or removed, without in every Case making and maintaining in good Repair a Footway, Bridge, or Passage over the same, to consist of Planks together not less than Six Feet in Width, and guarded by a proper and sufficient Rail on each Side thereof so as to be a safe and convenient Passage for Foot Passengers along and by the Side of the Bank of the Haven, every such Person, Owner, or Occupier so offending shall for every such Offence forfeit not exceeding Five Pounds, and an additional One Pound for every Day during which the Offence continues; and the Commissioners may, if they think fit, make and maintain in good Repair such Footway, Bridge, or Passage, and may recover the Expense thereof from such Owner or Occupier in any Court of competent Jurisdiction, or as a Penalty is recoverable under this Act.

Penalty for not providing Footways where Haven Bank is cut through.

65. Whenever any Vessel is sunk or stranded in the Port, and the Owner or Master thereof, within Twenty-four Hours next after the Vessel is sunk or stranded, do not weigh and remove the same, or within that Period do not, to the Satisfaction of the Clerk to the Commissioners, give sufficient Security for so doing to such Clerk or to the Harbour-master, and within Seven Days after giving such Security

Power to weigh or destroy sunken Vessels.

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Security do not weigh up and remove the Vessel, the Harbour-master or any other duly authorized Officer of the Commissioners may weigh and remove the Vessel, or if in the Judgment of the Harbour-master or other Officer it be impracticable, or practicable only at a disproportionate Expense, to weigh and remove the same, the Harbour-master or other Officer may blow up the Vessel, or otherwise remove the Remains thereof, and the Expenses incurred by the Harbour-master or other Officer, or by the Commissioners, in weighing or removing the Vessel, or in destroying the Vessel and removing the Remains thereof, shall be repaid to the Commissioners by the Owner or Master of the Vessel, and if not paid within Three Days after Demand the Commissioners may sell all or any Part of the Vessel and its Furniture and Cargo, or the Remains thereof, and apply the net Proceeds of the Sale in or towards the Repayment to them of the Expenses incurred by the Commissioners or the Harbour-master or other Officer in that Behalf, returning the Overplus (if any) of the Proceeds of the Sale, and the unsold Matter (if any), on Demand, to the Owner thereof.

Power to  
order Re-  
moval of  
Nuisances,  
Obstruc-  
tions, &c.

**66.** Wherever any Nuisance, Impediment, or Obstruction exists in, adjoining, or near to the Haven or Rivers which in the Judgment of the Commissioners is injurious or is likely to be injurious to the Haven or Rivers, or to the Navigation thereof, or the free flowing of Water in the same, the Commissioners may require the Person committing or permitting the Nuisance, Impediment, or Obstruction, by Notice in Writing served on him personally, or left for him at his then last known Place of Abode or Business, to remedy, discontinue, or remove the same within a reasonable Time to be specified in the Notice; and if any such Person do not within the Time specified remedy, discontinue, or remove the Nuisance, Abuse, Impediment, or Obstruction, he shall for every such Offence forfeit not exceeding Five Pounds, and an additional Sum not exceeding Five Pounds for every Week during which the Offence continues.

Power to  
order Repair  
of Wharves,  
&c.

**67.** Whenever any Wharf, Bridge, Footway, Bank, Dock, or Work in, adjoining, or near to or connected with the Port is in the Judgment of the Commissioners out of repair, or insecure or injurious, or likely to occasion Damage to any Part of the Port, or to the Navigation thereof, or to the free flowing of Water in the same, or to the free Passage of the Public over the Bridge or Footway, the Commissioners may require the Owner or Occupier of the Wharf, Bridge, Way, Bank, Dock, or Work, by Notice in Writing served on him personally, or left for him at his then last known Place of Abode or Business, to repair or amend the same to the Satisfaction of the Commissioners within a reasonable Time to be specified in the Notice; and if any such Owner or Occupier do not within the Time specified, and in the Manner directed by the Commissioners, repair or amend the

the



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the Wharf, Bridge, Way, Dock, or Work, he shall for every such Offence forfeit not exceeding Ten Pounds, and an additional Sum not exceeding Five Pounds for every Day during which the Offence continues.

**68.** In every Case of Failure, after such Notice as aforesaid, to comply with the Requirement of the Commissioners respecting the Discontinuance or Removal of any Nuisance, Impediment, or Obstruction, or respecting the Repair or Amendment of any Wharf, Bridge, Way, Bank, Dock, or Work, the Commissioners, if they think fit, at any Time after the Expiration of the Time specified by the Notice, may remedy, discontinue, or remove the Nuisance, Impediment, or Obstruction, or, as the Case may be, may repair or amend the Wharf, Bridge, Way, Bank, Dock, or Work; and the Expenses incurred by them in so doing shall be repaid to the Commissioners by the Person, or, as the Case may be, the Owner or Occupier, required by the Notice to do the Work, and shall be recoverable in any Court of competent Jurisdiction, or as a Penalty is recoverable under this Act.

In case of Failure the necessary Works may be done by Commissioners.

**69.** Provided always, That nothing in this Act contained shall extend to authorize the Removal or Alteration of any Quay, Wharf, or Staith lawfully erected before the passing of this Act.

Existing Quays, &c. not to be removed.

**70.** The Commissioners from Time to Time shall remove any broken, dangerous, or useless Piles or Mooring Chains, and may remove or shorten or order the Removal or shortening of any Wharf, Causeway, Stairs, Trees, Branches of Trees, or Projection in, upon, or overhanging, or any Obstruction or Impediment in or to any Parts of the Haven and Rivers, or the Shores or Banks thereof, and which respectively are, in the Judgment of the Commissioners, injurious or likely to be injurious to the Haven or Rivers, or the free Navigation thereof, or the free flowing of Water in the same, or to the Sails or Tackle of Vessels.

Power to remove Mooring Posts, &c.

**71.** If any Person place on any Pier or public Wharf adjoining to the Haven or Rivers, or on any of the Roads, Ways, or Approaches thereto, any Rubbish (except Ballast placed in accordance with this Act on a Ballast Wharf or Place appropriated for the Deposit of Ballast), or any Goods or Articles, and suffer the Rubbish, Goods, or Articles to remain thereon for more than Forty-eight Hours, every Person so offending shall for every such Offence forfeit not exceeding Five Pounds, and the Commissioners may remove the Rubbish or Goods or Articles to any Place they think fit.

Power to remove Rubbish, &c.

**72.** Except only as regards any Crane or like Work or Convenience provided by the Commissioners, no Person after the Commencement

Buildings not to be made near

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Head of  
Wharves,  
&c.

of this Act shall make any Building or Erection on any Wharf on the Haven within Ten Feet of the Head of the Wharf, or on any Land adjoining to the Haven within Ten Feet of High-water Mark, or on any Wharf or Land adjoining the Haven, except the Banks and Shores of the *Breydon* and *Burgh* Flats, and the Eastern Banks of the River *Bure* North of the *Garrison Walk*, so as to break down or damage any Wharf or Bank on the Sides of the Haven, and every Person so offending shall for every such Offence forfeit not exceeding Five Pounds, and an additional Sum not exceeding Ten Shillings for every Day after the First Day while the Offence continues; and the Commissioners may, if they think fit, remove the Building or Erection, and restore the Wharves and Banks so damaged, and may recover the Expenses thereof from the Offender in any Court of competent Jurisdiction, or as a Penalty is recoverable under this Act.

But Agree-  
ments may  
be made  
with Com-  
missioners  
as to Land-  
ing Places,  
Counting-  
houses on  
Quays, &c.

73. Provided always, That the Commissioners from Time to Time may, with the Consent of the *Yarmouth* Corporation, make and carry into effect Agreements with any Persons with respect to the Appropriation and User of Landing Places in the Haven and Approaches thereto, and the placing, using, and removing of moveable Counting-houses and other moveable Conveniences for Trade and Business on or near to any public Quay adjoining to the Haven, and every such Agreement may be for such Period, and on such Terms, and subject to such Conditions, as the Commissioners think fit.

No Jetties,  
&c. to be  
built except  
with Con-  
sent of  
Commis-  
sioners.

74. After the Commencement of this Act no Person shall, without giving at least Twenty-one Days Notice in Writing to the Commissioners, erect any Groin, Pier, Jetty, or Work in or adjoining the Haven or Rivers, or the free flowing of Water in the same, and every Person offending against this Enactment shall for every such Offence forfeit not exceeding Five Pounds; and the Commissioners, if they think fit, may remove or alter any Groin, Pier, Jetty, or Work, or any Part thereof, erected in contravention of this Enactment, and the Expenses incurred by them in so doing shall be repaid to them by the Person so offending, and be recoverable from him in any Court of competent Jurisdiction, or as a Penalty is recoverable under this Act; and any such Notice as in this Section mentioned shall be deemed to have been duly given to the Commissioners if left for them at their Office or Place of Business, or at the Office of the Harbour-master.

Inspection  
by Commis-  
sioners  
of Works.

75. Where any Work is making on any Land adjoining to any Part of the Haven or Rivers, the Commissioners (first giving at least Twenty-four Hours Notice in Writing to the Occupier of the Land, or, if he cannot be found, leaving the same for him on the Land) may enter upon the Land and inspect the Work in order to ascertain if the Requirements of this Act relating thereto are complied with.

76. If

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76. If any Person wilfully destroy, break down, remove, or damage any of the Works of the Commissioners, or any Materials of such Works, or do any Damage to any Vessel, Goods, or Articles within the Port, or remove or displace any Anchor, Buoy, Beacon, or Sea Mark within the Port, or extinguish or put out any Light used in the Port for the Protection or Assistance of Vessels resorting thereto, every Person so offending shall for every such Offence forfeit not exceeding Five Pounds, or, at the Discretion of the Justice before whom he is convicted, be imprisoned in the Common Gaol for not exceeding Three Months, with or without Hard Labour.

Penalty on  
damaging  
Works, &c.

77. The Commissioners shall at all Times after the Commencement of this Act provide and appropriate, at such Places as they from Time to Time find convenient, sufficient Space for the Deposit of Ballast discharged from Vessels resorting to the Haven, and may from Time to Time take and procure Ballast from the Point near the Haven's Mouth, and thence from all Places seaward to the Haven's Mouth, and from the Sea-shore to the Extent of One thousand five hundred Yards on the South Side of the Haven's Mouth, and of Five hundred Yards on the North Side thereof, and Thirty Yards above High-water Mark.

Places for  
depositing  
and procur-  
ing Ballast.

78. The Commissioners may from Time to Time, with the Consent of the *Great Yarmouth* Corporation, make on any of the Lands of the same Corporation such Works and Conveniences for the depositing of Ballast, and facilitating the carrying of Ballast, and may from Time to Time provide such Keels, Ballast Lifts, Shoots, Engines, Apparatus, and Labour for raising, carrying, and delivering Ballast as the Commissioners think fit.

Works, &c.  
for Ballast.

79. The Commissioners, so far as reasonably can be, shall always keep on a Ballast Wharf provided by them under this Act sufficient Ballast for the Supply of all Vessels requiring Ballast therefrom, and, after Payment of the Ballast Rates, shall furnish Ballast to all Vessels in the Haven requiring a Supply of Ballast within the Periods following; (that is to say,)

Supply of  
Ballast by  
Commis-  
sioners.

If the Ballast is to be supplied from a Ballast Wharf, then within Twelve Hours after Demand thereof; and

If the Supply is to be from Keels, then within Forty-eight Hours after Demand thereof:

But in each Case those Times shall be reckoned exclusive of any Time during which the Commissioners by Cause not within their Control are prevented furnishing the Supply.

80. The Commissioners from Time to Time, on the Request in Writing of the Master of any Vessel in the Haven desirous of discharging

Commis-  
sioners to  
supply Keels

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for Dis-  
charge of  
Ballast.

discharging any Ballast, and after Payment of the Ballast Rates, shall provide proper and sufficient Keels with proper and sufficient Labour, and, within Forty-eight Hours after the Request and Payment, shall discharge and convey away the Ballast from the Vessel accordingly: Provided that any Time during which, from any Cause not within the Control of the Commissioners, they are prevented from so doing shall not be reckoned in the Forty-eight Hours.

Provision  
for Sunday,  
&c.

81. Provided always, That no Part of *Sunday, Christmas Day, Good Friday*, or any Day appointed for a public Fast or Thanksgiving shall be reckoned as Part of the Time within which Ballast is to be delivered or discharged.

Commis-  
sioners may  
direct Ves-  
sels to take  
in Ballast  
from  
Wharves.

82. Provided also, That the Commissioners, when they think fit, may direct that any Vessel requiring a Supply of Ballast from Keels shall go alongside any Ballast Wharf and take in Ballast therefrom, and in every such Case the Commissioners shall not be bound to afford the Supply except from the Ballast Wharf, and shall not charge more than the Rate for the Supply of Ballast from Keels.

Commis-  
sioners not  
bound to  
supply Keels  
where Bal-  
last can be  
discharged  
at Wharf.

83. If the Commissioners require that any Vessel shall discharge Ballast at any Ballast Wharf or other Place from Time to Time provided by the Commissioners where the Vessel can conveniently lay her Side to the Wharf or Place, the Commissioners shall not be obliged to furnish any Keel or Labour for discharging or taking in the Ballast.

Where the  
Commis-  
sioners fail  
to supply  
Ballast.

84. If the Commissioners fail to, supply any Ballast to or to discharge any Ballast from, any Vessel as required by this Act, then the Master of the Vessel may employ any Keel for the Purpose, and may at his Option take the Ballast from any Ballast Wharf or from the Point, paying to the Commissioners a Rate of Threepence *per* Ton for the Ballast so taken.

Penalty for  
casting Bal-  
last within  
Port.

85. Whenever any Person, under any Pretence whatsoever and without the Authority or Direction of the Commissioners (save in the Execution of Works properly authorized, and as far only as is proper for the Execution thereof), casts or unloads any Ballast or Rubbish into the Sea or Water within the Port, every Person so offending shall for every such Offence forfeit not exceeding Twenty Pounds.

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

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

87. If

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**87.** If any Person cast or unload into or out of any Vessel in the Port, or if any Person having the Command of any Vessel in the Port knowingly permit to be cast or unloaded into or out of the Vessel, any Ballast or Rubbish, and have not a Wooden Stage or Port Sail sufficiently large and properly fastened during the whole Time of the casting or unloading from the Vessel into or out of which the Ballast or Rubbish is to be cast or unloaded to the upper Edge or the highest Part of the Wharf, or to the other Vessel into, from, or upon which the Ballast or Rubbish is to be cast or unloaded, and so as to prevent any Ballast or Rubbish from falling into the Port, every Person so offending shall for every such Offence forfeit not exceeding Forty Shillings for the First Offence, and not exceeding Five Pounds for every subsequent Offence.

Penalty for casting Ballast or Rubbish without a Port Sail.

**88.** If the Master of any Keel employed to receive or take Ballast from any Vessel, or to remove or discharge any Ballast, or to take up or dredge for Ballast within the Port, discharge or deposit the Ballast at or take any Ballast in or from any Part of the Port other than the Part thereof which the Commissioners from Time to Time direct, every Person so offending shall for every such Offence forfeit not exceeding Five Pounds.

Penalty on Masters of Keels improperly discharging or taking up Ballast.

**89.** If the Master or Crew of any Vessel neglect to take any Ballast into any Vessel in the Port from any Keel employed for the Purpose, the Master of the Vessel shall for every such Offence forfeit not exceeding Five Shillings for every Hour during which the Keel is by or in consequence of the Neglect delayed.

Penalty for delaying Ballast Keels.

**90.** If any Owner, Lessee, or Occupier of any Wharf within the Port permit any Ballast or Rubbish cast or placed thereon after the same is cast or placed thereon, and the Apparatus used in casting or placing the same is removed, to be or to remain on the Wharf and within Seven Yards from the Edge thereof, every such Person so offending shall for every such Offence forfeit not exceeding Forty Shillings.

Occupiers of Wharves not to allow Ballast to remain near Edge of Wharf.

**91.** If any Owner, Lessee, or Occupier of any Wharf or other Land within the Port adjoining to any Part of the Haven or Rivers, without the previous Licence of the Commissioners, place or permit to be placed any Ballast or Rubbish on the Wharf or Land within Seven Yards from High-water Mark, or cast or place, or permit to be cast or placed, any Ballast or Rubbish in any Watercourse or so near to the Watercourse as that the Ballast or Rubbish or any Part thereof is or may be washed into the Haven or any of the Rivers, every Person so offending shall for every such Offence forfeit not exceeding Forty Shillings.

Penalty on placing Ballast too near the Haven, &c.

**92.** If any Owner, Lessee, or Occupier of any Wharf or Land adjoining to any Part of the Haven or Rivers whereon any Ballast, Rubbish, or any other Matter is deposited, the Commissioners may remove the same.

Commissioners may remove Ballast at

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Expense of  
Owners,  
&c.

Rubbish, Goods, or other Thing is cast or placed contrary to the Provisions of this Act fail to remove the same from the Wharf or Land within Twenty-four Hours after Notice in Writing from the Commissioners to remove the same, the Commissioners may remove all or any Part of the Ballast, Rubbish, Goods, or other Things to such Places as they think fit, and the Charges of removing the same shall, in addition to any Penalty by this Act imposed on the Offender, be paid by him, and shall be recoverable in any Court of competent Jurisdiction, or as a Penalty is recoverable under this Act.

Byelaws of  
the Commis-  
sioners as to  
Ballast.

**93.** The Commissioners from Time to Time may make, alter, or repeal such Byelaws as they think fit for all or any of the following Purposes :

For fixing and regulating the Places from which Ballast may be taken, and on which Ballast may be deposited :

For fixing the Rates to be paid for the Discharge and Supply of Ballast :

For regulating the Removal and Disposal of Ballast brought by Vessels into the Port :

For regulating the Time and Turn in which Vessels are to receive or discharge Ballast :

For ascertaining the Quantities of Ballast supplied to and discharged from Vessels :

For regulating the Mode of Supply and discharging Ballast :

For regulating the Quantity of Ballast to be kept on any Ballast Wharf :

For ascertaining the Quantity of Ballast placed upon and removed from and kept on any Ballast Wharf :

For regulating the Duties, and Conduct of the Ballast-master, and the Time and Place of his Attendance.

Penalty for  
Offence as to  
Ballast.

**94.** Except only as is by this Act otherwise provided, if the Master of any Vessel in the Haven or other Person commit or incite, or permit to be committed, any of the following Offences, every Person so offending shall for every such Offence forfeit not exceeding Ten Pounds ; (that is to say,)

If he take into the Vessel any Ballast from any Person not acting in that Behalf under the Authority of the Commissioners :

If he discharge any Ballast from the Vessel other than by or under the Direction of an Officer appointed in that Behalf by the Commissioners :

If he take any Ballast from any Place other than a Place appointed by the Commissioners :

If he take any Ballast from any Place without having Authority from the Commissioners to take Ballast therefrom :

If he do any Act to prevent the Supply to or the Discharge from any Vessel of any Ballast.

**95.** The

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95. The Commissioners from Time to Time may make, alter, and repeal such Byelaws for any of the following Purposes as they think fit; (that is to say,) Other Bye-laws of the Commissioners.

For regulating the Speed of Steam Vessels in the Haven and on the Rivers, and the Navigation, and the mooring and unmooring of Wherries and other Vessels:

For preventing the Waters of the Haven and Rivers from being diverted:

For regulating the User of any Tramway or Works of the Commissioners:

For regulating the opening and closing and User of the *Haven Bridge*:

Provided always, that no Byelaw of the Commissioners for any of the Purposes mentioned in this Enactment shall take effect until the Expiration of One Month next after the Commissioners, by Advertisement and Placards, give public Notice thereof.

96. On and after the Twenty-fourth Day of *June* One thousand eight hundred and sixty-seven the several Duties on Coals, Culm, and Cinders payable under the Coal Duties Acts to the *Great Yarmouth* Corporation, and all other Tolls and Duties payable to the *Great Yarmouth* Corporation in respect of Vessels entering and leaving the Haven, and on Coals and Goods imported into or exported from the Haven, and all Dues, Duties, or Tolls for Measurement, Murage, and Tronage, Custom, Outgoing, Pilotage, and Keyage, and for Cranage payable to the *Great Yarmouth* Corporation, shall cease, but without Prejudice to the Receipt and Recovery by the same Corporation, as if this Act were not passed, of such of those Duties, Tolls, and Dues as became due or payable before the Commencement of this Act, and to the Repayment, as if this Act were not passed, of any Drawbacks in respect of any of those Duties, Tolls, or Dues. Cesser of Coal and other Duties payable to *Great Yarmouth* Corporation.

97. By way of Compensation to the *Great Yarmouth* Corporation for the Duties, Tolls, and Dues payable to them, and for the Property of the public Crane on the South Quay, and the Right of maintaining and using the same where it now stands, and which are to cease, or by this Act to be vested in the Commissioners, the Commissioners shall pay to the *Great Yarmouth* Corporation during the Seven Years after the Cesser and vesting thereof the following yearly Sums; (that is to say,) for the Year ending *Midsummer Day* One thousand eight hundred and sixty-eight, Seven hundred Pounds; for the Year ending *Midsummer Day* One thousand eight hundred and sixty-nine, Six hundred Pounds; and so on decreasing One hundred Pounds yearly until the Payment for the Year ending *Midsummer Day* One thousand eight hundred and seventy-four is One hundred Pounds; Compensation to *Great Yarmouth* Corporation for Coal, &c. Dues. and

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and after those Payments are made no further Payment in that Behalf by the Commissioners to the Corporation shall be made.

Payment of  
Compensa-  
tion.

**98.** Those yearly Sums shall fall due by equal quarterly Payments at *Midsummer Day, Michaelmas Day, Christmas Day, and Lady Day* in every Year, and every quarterly Payment shall be made within Twenty-one Days after the respective Day on which it falls due; and if and whenever any quarterly Payment is in whole or in part in arrear after Twenty-one Days, the Amount in arrear shall bear Five Pounds *per Centum per Annum* Interest while in arrear; and the First quarterly Payment shall fall due on *Michaelmas Day* One thousand eight hundred and sixty-seven, and be made within Twenty-one Days thereafter.

Compensa-  
tion for  
Ballast  
Rights.

**99.** By way of Compensation to the *Great Yarmouth* Corporation for the Right of supplying and regulating the Supply of Ballast in the Haven, and all other Rights with respect to Ballast and taking Ballast by this Act vested in the Commissioners, the Commissioners shall pay to the Corporation for every Ton of Ballast which the Commissioners supply or allow to be taken, and in respect of which any Ballast Rate is payable for the Term of Five Years commencing on the Twenty-fourth Day of *June* One thousand eight hundred and sixty-seven, the Sum of Threepence *per Ton*, and for the further Term of Five Years commencing on the Twenty-fourth Day of *June* One thousand eight hundred and seventy-two the Sum of Twopence *per Ton*, and for the further Term of Five Years commencing on the Twenty-fourth Day of *June* One thousand eight hundred and seventy-seven the Sum of One Penny *per Ton*, and shall pay the same Sums half-yearly, and every half-yearly Payment thereof shall fall due on the Twenty-fifth Day of *December* and the Twenty-fourth Day of *June*, and shall be paid within Twenty-one Days thereafter; and if and whenever the same Sums are in whole or in part in arrear after the respective Twenty-one Days, the Amount so in arrear shall while so in arrear bear Five Pounds *per Centum per Annum* Interest, and the First Payment thereof shall fall due on the Twenty-fifth Day of *December* One thousand eight hundred and sixty-seven; and after those Payments are made no further Payment in that Behalf by the Commissioners to the Corporation shall be made.

Accounts  
with respect  
to Ballast to  
be kept.

**100.** The Commissioners shall at all Times until the Twenty-fourth Day of *June* One thousand eight hundred and eighty-two keep, and within Seven Days next after the Twenty-fourth Day of *June* and the Twenty-fifth Day of *December* in every Year deliver to the *Great Yarmouth* Corporation, a correct Account for the then last Half Year of all Ballast supplied, and Licences to take Ballast granted, by the Commissioners or their Lessees, with the Names of the Vessels,  
the



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the Dates of the Supply, the Dates of the Licences, the Quantities supplied, the Quantities taken under the Licences, and all Monies received by or for the Commissioners with respect to Ballast and Ballast Licences, and the Accounts so kept shall at all Times be open to the Inspection and Transcription of the Corporation or their Agents.

**101.** The Commissioners shall on the Twenty-fourth Day of *June* One thousand eight hundred and sixty-seven take and pay to the *Great Yarmouth* Corporation or their Lessee of the Ballast for the Wherries, Keels, and Craft, with their Appurtenances, required and used for ballasting; and in case of Disagreement as to the Value thereof, the Value shall be ascertained by an Arbitrator under the Provisions relating to Arbitration in "The Lands Clauses Consolidation Act, 1845," incorporated with this Act.

Commissioners to take and pay for Ballast Wherries, &c.

**102.** The several Rates and Dues immediately before the Commencement of this Act payable to the Old Commissioners by virtue of the Haven Acts respectively shall, notwithstanding the Repeal of the Haven Acts, continue payable and shall be paid to and recoverable by the Commissioners until the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven, and on and after that Day shall cease, and those Rates and Dues shall be deemed Rates and Dues continued by this Act, and shall be leviable and recoverable under this Act.

Rates under Haven Acts to continue until 25th March 1867, and to be levied under this Act.

**103.** On and after the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven the Commissioners from Time to Time may demand and take in respect of Vessels entering into or departing from the Haven any Sums not exceeding the several Rates on Vessels respectively specified in the Second Schedule to this Act.

Rates on Vessels in Second Schedule.

**104.** On and after the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven the Commissioners from Time to Time may demand and take in respect of all Animals, Fish, and Goods imported into or exported from the Haven, and loaded or unloaded in or carried through the Haven, and in respect of all Animals, Fish, and Goods (except Fish green or partially cured landed on the Beach) loaded or unloaded in *Yarmouth Roads* within the Port, any Sums not exceeding the several Dues on Animals, Fish, and Goods respectively specified in the Third Schedule to this Act.

Dues on Animals, Fish, and Goods in Third Schedule.

**105.** The Commissioners from Time to Time may agree with the Owners or Masters of any Steam Vessels to and from the Port for the Payment of a fixed Composition by the Year, or by the Voyage to and from the Port, for the several Dues which would be otherwise payable

Power to compound for Rates on Goods in Steam Vessels.

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payable under this Act in respect of the Animals, Fish, and Goods loaded into, or unloaded from, or carried by such Steam Vessels during the Year or for the Voyage: Provided always, that every such Composition shall be made impartially, and not in favour of any particular Person or Party.

Power to examine Salesman's Books to ascertain Quantity of Fish liable to Dues.

**106.** In order to enable the Collector of Rates to ascertain the Quantity of Fish liable to Dues under this Act, the Collector of Rates from Time to Time may at any reasonable Time in the Day examine the Books of any Salesman by whom such Fish shall have been taken account of or sold; and every Salesman who shall withhold his Book when required by the Collector of Rates to produce the same, or shall obstruct the Collector from properly examining the same for the Purposes aforesaid, or shall make false Entries in his Book, or give false Particulars of the Quantity of Fish taken account of or sold by him, shall for every such Offence forfeit any Sum not exceeding Five Pounds.

Commissioners to compound with Herring Vessels for Herring according to a Scale.

**107.** The Commissioners from Time to Time may and shall, on the Requisition of the Owner or Master of any Vessel prosecuting the Herring Fishing during the Herring Season in the Months of *August, September, October, November, and December*, or any of them, compound with such Owner or Master for the Season, and according to the Scale herein-after mentioned; and the Amount of Dues on the Quantity of Herrings so compounded for shall be accepted by the Commissioners as and in lieu of the Dues which would be otherwise payable under this Act in respect of the Herrings unloaded from or carried by such Vessel during the Season; and the Commissioners shall at their Monthly Meeting, in the Month of *July* or *August* in every Year, make and publish a Scale of Composition according to which they are willing to compound for the Dues on Herrings during the Season in that Year, and every such Scale shall, within Seven Days after the making thereof, be printed by the Commissioners, and printed Copies thereof shall be kept at their principal Office for public Inspection, and be posted by the Clerk on the outer Door of the principal Office.

Scale of Composition for Herring Vessels.

**108.** The yearly Scale for the Composition of Dues on Herrings unloaded from or carried in such Herring Vessels shall be determined as follows; (to wit,) the Commissioners shall first fix the Quantity of Lasts of Herrings for which the Owner or Master of each Herring Vessel of Thirty-five Tons registered or measured Tonnage may compound, and for every Vessel of less registered or measured Tonnage than Thirty-five Tons a Reduction shall be made in the Scale of One Last and Two-Fifths of a Last in respect of every Ton by which the Vessel shall be of less registered or measured Tonnage than Thirty-

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Thirty-five Tons, and for every Vessel of more registered or measured Tonnage than Thirty-five Tons an Increase shall be made in the Scale of One Last in respect of every Ton above Thirty-five Tons.

**109.** The Owner or Master of any such Herring Vessel shall, within Ten Days after the Publication of the Scale for any Season, accept in Writing the Composition for the Season according to the Scale so published; and if he fail to accept the same within the Time aforesaid, then the Dues on Herrings specified in the said Third Schedule shall be payable on all Herrings unloaded from or carried by such Herring Vessel.

If Owner, &c. of Herring Vessel fail to accept Composition, Dues to be payable.

**110.** For the Term of Five Years from the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven, and for any Year or Years (computed from the Twenty-fifth Day of *March*) during that Term, the Commissioners shall, on the Requisition of the Owner or Master of any Fishing Vessel of any Description belonging to or registered at the Port, and entering into or departing from the Haven for catching Fish, and for no other trading Purpose, compound with such Owner or Master for a fixed yearly Payment, after the Rate of One Shilling and Ninepence *per Ton per Annum*, of such Vessel as a Composition in lieu of the several Rates and Dues which would be otherwise payable under this Act during the Year in respect of such Vessel and the Fish unloaded from or carried by such Vessel, and for the Term of Five Years from the Twenty-fifth Day of *March* One thousand eight hundred and seventy-two, and for any Year or Years (computed from the Twenty-fifth Day of *March*) during that Term, the Commissioners may agree with the Owner or Master of any such Fishing Vessel for the Payment of a fixed yearly Rate *per Ton* as a Composition for the several Rates and Dues which would be otherwise payable under this Act during the Year in respect of such Vessel and the Fish unloaded from or carried by such Vessel, such Composition to be calculated having regard to the Scale of Rates and Dues in the Second and Third Schedules to this Act: Provided always, that in order to obtain the Benefit of the compulsory Composition in respect of any Fishing Vessel, the Owner or Master thereof shall make and leave at the Office of the Commissioners a Requisition in Writing not less than Fourteen Days previous to the Commencement of the Year or Years in respect to which the compulsory Composition is required, and stating therein the Name and Tonnage of the Vessel, and the Name and Residence of the Owner or Master thereof, and the Number of Years for which the Composition is required: Provided also, that every such Composition by Agreement shall be made impartially, and not in favour of any particular Person or Party.

Yearly Composition for Fishing Vessels of any Description.

**111.** No

*The Great Yarmouth Port and Haven Act, 1866.*

Payment of  
yearly Com-  
position.

**111.** No yearly Composition under the preceding Enactment shall be required or agreed to be made for any fractional Part of a Year; and the Composition shall be payable in advance on the Commencement of each Year, and shall be payable to and recoverable by the Commissioners in like Manner as Rates by this Act authorized on Vessels.

Exemption  
of Fishing  
Vessels  
under Two  
Tons.

**112.** Provided always, That as regards Fishing Vessels under the Tonnage of Two Tons, the Commissioners shall not under this Act demand or take any Rate or Due in respect of their entering into or departing from the Haven, or in respect of Fish brought into the Haven by them.

River Tolls  
for Vessels  
and for  
Animals,  
Fish, and  
Goods in  
Fourth  
Schedule.

**113.** On and after the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven the Commissioners from Time to Time may levy in respect of all Vessels navigating or using the Rivers, or any of them, or any Part thereof, and in respect of Animals, Fish, and Goods carried in any Vessels or conveyed on the Rivers, or any of them, or any Part thereof, any Sums not exceeding the several River Tolls respectively specified in the Fourth Schedule to this Act: Provided always, that no River Tolls shall be levied in respect of any Yachts or Boats used only for Purposes of Pleasure, or in respect of any Animals, Hay, Straw, Fodder, or Farm Produce, Chalk, or Manure carried on the Rivers, or any of them, by the Occupier of Lands abutting thereon for depasturing, Consumption, or Use upon other Lands abutting upon the same River in his Occupation: Provided also, that no River Tolls shall be levied in respect of Animals, Fish, or Goods carried in River Craft on the River *Waveney* only for a less Distance than Four Miles and a Half.

Ballast  
Rates.

**114.** On and after the Twenty-fourth Day of *June* One thousand eight hundred and sixty-seven, but subject to the Provisions of this Act, the Commissioners from Time to Time may demand and take in respect of Ballast taken in by any Vessel, and in respect of Ballast discharged by the Commissioners from any Vessel, any Sum not exceeding the Rate of One Shilling and Sixpence *per* Ton of Ballast taken in or discharged: Provided always, that the Commissioners may charge different Rates, not exceeding One Shilling and Sixpence *per* Ton, in respect of different Kinds of Ballast, and in respect of Vessels of different Classes or Tonnage, and in respect of Vessels with and without Ballast Ports, and in respect of the Place, Mode, or Time of taking in or discharging Ballast, and in respect of any other Circumstances which the Commissioners from Time to Time deem just, but the Ballast Rates shall at all Times be charged equally and after the same respective Rate in respect of Ballast of the like Sorts or Tonnage: Provided always, that nothing in this Act contained shall prevent any  
Person

*The Great Yarmouth Port and Haven Act, 1866.*

Person or Persons registered in the Books of the Custom House of *Great Yarmouth* as the Owners or Part Owners of any Vessel belonging to the Port of *Great Yarmouth*, and employed in catching Fish, and for no other Purpose, or of any Master of any such Vessel, from taking, with the Consent of the *Great Yarmouth* Corporation, for the Purpose of ballasting such Fishing Vessels, Shingle from the Waste now belonging to the said Corporation free from the Payment of any Dues, Rates, Tolls, or Charges for or in respect of the taking of such Ballast.

115. The *Norwich* Commissioners with respect to the River *Yare*, and the *Norfolk* Commissioners with respect to the River *Bure*, and the *Suffolk* Commissioners with respect to the River *Waveney*, from Time to Time may agree with the Owners or Masters of any Vessel navigating or using the respective River for the Payment of a fixed Composition by the Year for the several River Tolls which would be otherwise payable under this Act in respect of Animals, Fish, and Goods carried by such Vessel on the respective River during the Year: Provided always, that every such Composition shall be made impartially, and not in favour of any particular Person or Party; provided also, that no such Composition shall be made or be valid without the previous Consent of the Commissioners.

Power to compound for River Tolls on Goods.

116. The Commissioners shall have the Appointment of Meters and Weighers within or in connexion with the Port, or any Works and Lands vested in the Commissioners adjoining or near to the Port.

Meters and Weighers.

117. On and after the Commencement of this Act, but subject to the Provisions thereof, the Commissioners from Time to Time may demand and take with respect to the Use of Cranes belonging to the Commissioners, and with respect to weighing and measuring, and with respect to any other Conveniences or Materials supplied or Services performed by them with respect to any Vessels, Animals, Fish, or Goods, such reasonable Charges as they from Time to Time appoint, and the Charges shall be paid by the Owner or Master of the Vessel, or Owner or Person in charge of the Animals, Fish, or Goods, on whose Request or for whom the Conveniences or Materials are supplied or the Services are performed, and the Amount thereof may be recovered as Rates are recoverable under this Act.

Charges for Crannage, weighing, measuring, and other Services.

118. Provided always, That the Commissioners shall not derive any Profit from Rates or Charges in respect of Ballast, Crannage, or weighing and measuring, but those Rates and Charges respectively shall only be charged or levied to an Amount sufficient to defray the Costs and Expenses from Time to Time actually incurred by the

But no Profit to be derived from Ballast, Crannage, weighing, and measuring Rates.

[Local.]

39 C

Commis-

*The Great Yarmouth Port and Haven Act, 1866.*

Commissioners for Ballastage, Materials, and Conveniences supplied or Services performed by them in respect of those Rates and Charges respectively, and those Rates and Charges respectively shall be from Time to Time varied by the Commissioners accordingly; and the Commissioners shall keep Accounts proper and sufficient for the Purposes of this Enactment, which Accounts shall at all Times be open to the Inspection and Transcription of all Persons interested.

Time of  
Payment of  
River Tolls  
on Goods.

**119.** As regards the River Tolls on Animals, Fish, and Goods, the Commissioners may demand and take the Tolls at the Time of the Animals, Fish, or Goods being loaded, or before they are unloaded, or at such other Time and such Places on the Haven or Rivers at which the River Tolls are payable, as the Commissioners from Time to Time appoint.

Masters of  
Vessels on  
Rivers to  
give Ac-  
count of  
Goods.

**120.** The Master of every Vessel using any of the Rivers, when thereunto required by the Collector of Rates, shall deliver to him at the Place appointed by the Commissioners on the Haven or Rivers, or any of them, an Account in Writing stating his own Name, and the Kinds, Weights, and Quantities of the Animals, Fish, and Goods on board his Vessel, and the Names of the Owners thereof; and shall, if required, then and there pay to the Collector the River Tolls payable in respect of the Animals, Fish, and Goods on board the Vessel; and if the Master fail to deliver the Account, or give any false Particular, he shall for every such Offence forfeit not exceeding Ten Pounds.

Receipt for  
River Tolls.

**121.** The Collector of Rates, on Payment of any River Tolls in respect of any Animals, Fish, or Goods carried on the Rivers, shall give to the Person paying the Tolls, and after receiving from him a Statement of the Particulars, a Receipt specifying therein such Particulars as the Commissioners from Time to Time think necessary for the Purposes of this Act.

River Tolls  
for Goods,  
&c. to be  
payable  
only once on  
Rivers.

**122.** When any River Toll is once paid or secured to the Satisfaction of the Collector in respect of any Animals, Fish, or Goods carried on any Part of the Rivers, the same Animals, Fish, or Goods shall not be liable to the Payment of any further River Toll by reason of their being carried on any other Part of the Rivers without Transshipment; and on Production to the Collector of Rates of the Collector's Receipt for the River Toll so paid, or the Collector's Order to allow them to pass Toll-free, the Animals, Fish, or Goods in respect of which the Tolls were so paid, or the Order given, shall be free from the Payment of any further River Toll: Provided that if the River Tolls so paid or secured on One of the Rivers shall be less in Amount than the River Tolls payable in respect of the same Animals, Fish,

*The Great Yarmouth Port and Haven Act, 1866.*

Fish, or Goods carried on another River, then such Animals, Fish, or Goods shall, if carried on another River, be liable to the Payment of so much of the River Tolls on such other River as shall be in excess of the River Tolls already paid or secured: Provided also, that when the River Tolls are compounded for they shall, for the Purposes of this Enactment, be deemed to have been paid or secured on that River in respect of which the Composition has been made.

**123.** The Commissioners from Time to Time may lease, either together or separately, all or any Part of the Rates, Duties, Tolls, Dues, and Charges payable to them under this Act, and any Wharves, Warehouses, Cranes, Machines, and other Conveniences connected with the same respectively; and any such Lease may be for not exceeding Three Years, and on such Terms and Conditions as the Commissioners think fit.

Power to  
lease Rates,  
&c.

**124.** The Lessees of any of the Rates, Duties, Tolls, Dues, and Charges by this Act authorized, and their Collectors and other Officers and Servants, shall have the like Authority, and be subject to the Obligations with respect to the collecting and recovering of the demised Premises and all Expenses relating thereto, as by this Act are conferred or imposed on the Commissioners and their respective Collectors, Officers, and Servants with respect to the same; and the Expression "the Collector of Rates" in this Act accordingly includes the Collectors of Rates from Time to Time appointed by the Lessees.

Authority of  
Lessees for  
Recovery of  
Rates.

**125.** If any Lease become void or voidable under any Power of Re-entry thereon, or if the Rent thereby reserved be in arrear for Fourteen Days, then upon Application by the Commissioners any Justice may order any Constable with proper Assistance to enter upon any Warehouse or other Property of the Commissioners thereby demised, and remove therefrom the Lessee and all other Persons found therein, with their Goods, and take possession thereof, and of all Property found there belonging to the Commissioners, and deliver the same to them or to any Person by them authorized for the Purpose, and on Possession being so given the Lease shall be absolutely determined, but without Prejudice to any Right of Action theretofore accrued thereunder, and the Commissioners may relet the demised Premises as if the Lease had not been made.

Lessees  
making  
Default to  
be removed.

**126.** All Rates on Vessels by this Act authorized shall be paid by the Master or Owner of the Vessel, and all other Dues, Tolls, and Charges by this Act authorized shall be paid by the Owner or Person in charge of the Animals, Fish, Goods, or Things in respect of which they are payable, or the Master or Owner of the Vessel from or in which the same are loaded or unloaded or carried, or in respect of which the same are payable.

Rates, &c.  
payable by  
Owner.

**127.** The

*The Great Yarmouth Port and Haven Act, 1866.*

Separate  
General  
Account.

**138.** The Commissioners shall keep a separate and distinct Account, to be called "the General Account," of all their Receipts, Credits, Payments, and Liabilities with respect to the several Purposes of this Act other than the Purposes thereof with respect to the Rivers; and the Commissioners may apportion as they think just between their General Account and all or any of the Accounts relating to the Rivers respectively any Items appearing to them to relate to more than One of the Accounts.

Application  
of River  
Yare Ac-  
count.

**139.** All Monies from Time to Time carried to the Credit of the *Yare* River Account (not being Monies borrowed on Mortgage) shall be applied by the Commissioners as follows; (that is to say,)

First, in Payment of the Interest on the Money borrowed and from Time to Time secured on the *Yare* River Tolls; and after and subject to that Payment,

Secondly, in keeping in repair from and after the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven the Wharves mentioned in the recited Act of the Twelfth Year of *George* the First, and thereby required to be repaired by the *Norwich* Corporation out of Monies raised under that Act, and also in Payment from and after the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven of the yearly Sum of Thirty Pounds to the Treasurer for the County of *Norfolk* for Bridge Money pursuant to that Act; and after and subject to those Payments,

Thirdly, in Payment from and after the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven of not exceeding Two hundred Pounds in any One Year for the Maintenance of a River Police in that Part of the River *Yare* which lies within the Jurisdiction of the *Norwich* Corporation; and after and subject to those Payments,

Fourthly, in Payment of the Expenses of the Commissioners in and about the dredging, maintaining, improving, and repairing of the River *Yare* and the Works connected therewith; and after and subject to those Payments,

Fifthly, in providing the Sinking Fund by this Act required with respect to the Mortgage Debt on the River *Yare* Tolls; and after and subject to those Payments,

Sixthly, in carrying into execution the several Purposes of this Act with respect to the River *Yare*:

And the Payments to be made to the Treasurer of the County of *Norfolk* or to the *Norwich* Corporation under this Enactment shall be made yearly on the Twenty-fifth Day of *March* in every Year, the First Payment to be made on the Twenty-fifth Day of *March* One thousand eight hundred and sixty-eight; but in the event of any Deficiency in Monies applicable to make the Payment, the Amount in arrear shall not bear Interest.

**140.** All



*The Great Yarmouth Port and Haven Act, 1866.*

**140.** All Monies from Time to Time carried to the Credit of the separate Account of the respective River other than the River *Yare* (not being Monies borrowed on Mortgage of River Tolls) shall be applied by the Commissioners as follows; (that is to say,) Application of Income from Rivers.

First, in Payment of the Interest on the Money borrowed and from Time to Time secured on the River Tolls of the respective River; and after and subject to that Payment,

Secondly, in Payment of the Expenses of the Commissioners in and about the dredging, maintaining, improving, and repairing of the respective River, and the Works connected therewith; and after and subject to those Payments,

Thirdly, in providing the Sinking Fund by this Act required with respect to the Mortgage Debt on the River Tolls of the respective River; and after and subject to those Payments,

Fourthly, in carrying into execution the several Purposes of this Act with respect to the respective River.

**141.** Except as is by this Act otherwise provided, all Monies from Time to Time borrowed by the Commissioners on Mortgage of the River Tolls of any River after Payment thereof of the Expenses of the borrowing, and all Monies from Time to Time received by the Commissioners as Tolls, Income, or otherwise in respect of any River, shall be applied only for the Purposes of the respective River for or in respect of which the same are borrowed or received. Monies borrowed or received in respect of Rivers not to be applied to other Purposes.

**142.** All Rates, Dues, Tolls, and other Income and Receipts of the Commissioners, not being Monies borrowed by them on Mortgage, and not being Monies by this Act directed to be carried to the Credit of the Accounts relating to the Rivers, shall be applied as follows: Application of general Income of Commissioners.

First, in Payment of the Costs, Charges, and Expenses of and incident to the preparing for, obtaining, and passing of this Act; and after and subject to that Payment,

Secondly, in Payment of the Interest of the Mortgage Debts for the Time being of the Commissioners, other than Mortgage Debts on the River Tolls; and after and subject to those Payments,

Thirdly, in Payment of the necessary Expenses of maintaining the Haven and the Works connected therewith:

Fourthly, in providing the Sinking Fund by this Act required with respect to the Mortgage Debts of the Commissioners, other than the Mortgage Debts on the River Tolls; and after and subject to those Payments,

Fifthly, in carrying into execution the several Purposes of this Act, except the Purposes thereof with respect to the Rivers.

**143.** All Monies from Time to Time borrowed by the Commissioners on Mortgage (other than Monies borrowed on Mortgage of the Monies raised for general Pur-

*The Great Yarmouth Port and Haven Act, 1866.*

pose of Act  
not to be  
applied to  
Rivers,  
except in  
certain  
Cases.

the River Tolls), after Payment thereof of the Expenses of the borrowing, and all Monies from Time to Time received by the Commissioners as Tolls, Income, or otherwise (other than Tolls or Income in respect to the Rivers), shall be applied for any of the Purposes of this Act (other than the Purposes thereof with respect to the Rivers): Provided always, that if and whenever the Monies applicable for the Purposes of this Act with respect to any River be insufficient to carry this Act into execution with respect to that River, the Commissioners may, if they think fit, out of the Monies by this Act authorized to be carried to the Credit of the general Account, pay and apply for the Purposes of that River, and carry to the Credit of the separate Account of that River, such Sums as they may deem necessary for supplying the Deficiency, but not exceeding the Sum of Three hundred Pounds in any One Year ending with the Thirty-first Day of *December*, and such Payment or Application may be made on such Terms and subject to such Conditions as the Commissioners deem reasonable: Provided also, that no such Payment or Application shall be made unless it be authorized by a Resolution which shall be passed at a Meeting specially convened for that Purpose, and be approved by not less than Three Fourths of the Commissioners present at the Meeting.

Application  
of Income  
from Nor-  
wich Tolls.

144. From and after the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven all Monies from Time to Time received by the *Norwich* Corporation in respect of the *Norwich* Tolls shall (subject and without Prejudice to the Payment of the Four thousand Pounds secured thereon, and the Interest thereof, and to the Rights and Remedies of the Persons entitled thereto, and subject also to the Satisfaction of all Claims to which the *Norwich* Tolls are or before that Day shall be liable,) be applicable and be applied by the *Norwich* Corporation as follows, and not otherwise; (that is to say,)

First, in Payment of Interest on the Four thousand Pounds so secured on the *Norwich* Tolls, or so much thereof as from Time to Time remains secured thereon; and after and subject to that Payment,

Secondly, in Payment of a Compensation to the *Norwich* Corporation for the Abandonment and Cesser of the *Norwich* Tolls, as herein-after mentioned, during the Term of Seven Years commencing on the Twenty-fifth Day of *March* One thousand eight hundred and sixty-seven; (that is to say,) for the Year ending *Lady Day* One thousand eight hundred and sixty-eight, Seven hundred Pounds; for the Year ending *Lady Day* One thousand eight hundred and sixty-nine, Six hundred Pounds; and so on decreasing One hundred Pounds yearly until the Payment for the Year ending *Lady Day* One thousand eight hundred and seventy-four is One hundred Pounds; and after and subject to those Payments,

Thirdly,

*The Great Yarmouth Port and Haven Act, 1866.*

Thirdly, in Payment of the Principal of the said Mortgage Debt of Four thousand Pounds, or of so much thereof as from Time to Time remains secured on the *Norwich Tolls*:

The yearly Sums payable to the *Norwich Corporation* under this Enactment shall fall due by equal quarterly Payments at *Lady Day*, *Midsummer Day*, *Michaelmas Day*, and *Christmas Day* in every Year, and every quarterly Payment shall be made within Twenty-one Days after the respective Day on which it falls due; and if and whenever any quarterly Payment is in whole or in part in arrear after the Twenty-one Days, the Amount in arrear shall bear Five Pounds *per Centum per Annum* Interest while in arrear; and the First quarterly Payment shall fall due on *Midsummer Day* One thousand eight hundred and sixty-seven.

145. When and so soon as the said Mortgage Debt and Interest secured on the *Norwich Tolls* has been fully paid and discharged, and the said annual Sums payable as Compensation to the *Norwich Corporation* have either been fully paid and discharged, or a sufficient Amount for Payment thereof has been provided out of the *Norwich Tolls*, the Powers of levying the *Norwich Tolls* shall cease and be for ever extinguished.

Cesser of  
*Norwich*  
Tolls.

146. If any Person assaults, obstructs, or hinders any Person in the Execution of this Act, or aids or incites any Person so to do, every Person so offending shall for every such Offence forfeit not exceeding Five Pounds, or, at the Discretion of the Justice before whom he is convicted, be imprisoned in the Common Gaol for not exceeding Fourteen Days, with or without Hard Labour.

Penalty for  
assaulting  
Officers, &c.

147. Nothing in this Act contained shall authorize the Commissioners to take, use, or in any Manner interfere with any Land, Soil, Tenement, or Hereditament, or any Right of whatsoever Nature, belonging to or enjoyed or exerciseable by Her Majesty in right of Her Crown, without the previous Consent in Writing of the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, or One of them (and which Consent they or he may give), or shall divest, take away, lessen, prejudice, or alter any Estate, Right, Privilege, Power, or Authority vested in or enjoyed or exerciseable by Her Majesty, Her Heirs or Successors.

Saving  
Rights of the  
Crown.

148. If in the course or by means of the Execution of any Works by this Act authorized any Part of the Shore or Bed of the Sea now belonging to Her Majesty is inned, gained, or reclaimed from the Water, the Commissioners shall not have or exercise any Right upon or in respect of the same, and shall not enter upon, take, use, or interfere with the Lands so inned, gained, or reclaimed for any

Crown Land  
reclaimed  
from Sea by  
Commis-  
sioners not  
to be taken  
without  
Consent of  
Commis-

[*Local.*]

39 E

Purpose

*The Great Yarmouth Port and Haven Act, 1866.*

Commissioners of Woods and Forests.

Purpose whatsoever, without the previous Consent in Writing of the Commissioners of Her Majesty's Woods, Forests, and Land Revenues, or One of them (and which Consent they or he may give), but the inning, gaining, or reclaiming shall enure absolutely for the Benefit of Her Majesty, Her Heirs and Successors.

Saving Rights of Great Yarmouth Corporation and Norwich Corporation.

**149.** Except only as is by this Act expressly provided, nothing in this Act shall take away, lessen, prejudice, or alter any of the Estates, Rights, Interests, Jurisdictions, Franchises, Powers, Authorities, Customs, Immunities, Rights, or Privileges of the *Great Yarmouth Corporation*, or of the *Norwich Corporation*.

Port, &c. not exempt from Provisions of General Acts relating to Harbours, &c.

**150.** Nothing in this Act shall exempt the Port or any of the Works by this Act authorized, or the Commissioners in respect thereof, from the Provisions of any present or future General Act relating to Harbours, Docks, or Piers, or Dues on Shipping, or from any future Revision or Alteration, under the Authority of Parliament, of any of the Rates, Dues, Tolls, Duties, and Charges by this Act authorized.

Expenses of Act.

**151.** All the Costs, Charges, and Expenses of and incident to the preparing for, obtaining, and passing of this Act shall be paid by the Commissioners out of the First Monies at their Disposal after the Commencement of this Act, and shall be debited to the general Account.

## SCHEDULES to which the foregoing Act refers.

## THE FIRST SCHEDULE.

## PROVISIONS OF REPEALED ACTS SAVED.

*5 & 6 William IV. Cap. 49. Local.*

## THE HAVEN ACT, 1835.

## SECTION 3.

Provided also, and be it further enacted, That all Bonds, Mortgages, Assignments, Grants, and other Securities, and all Conveyances and Leases made or granted to or by any Person or Corporation by virtue or under the Authority of the said recited Acts hereby repealed, shall be as valid and effectual to all Intents and Purposes whatsoever as if such Acts had not been repealed.

Securities  
under former  
Acts declared  
valid.

## SECTION 35.

If the Commissioners shall determine to deepen those Parts of the said River Yare called Braydon and Burgh Flats, with the view of making the same generally navigable for Seaborne Vessels to Norwich or elsewhere, then, before such Works shall be commenced, an Engineer or Engineers shall be employed on the Part of the Commissioners to examine the State of the Marsh Walls adjoining the Rivers through which such intended Ship Navigation is to pass, and to report on the Efficiency of the same for the Protection of the Marshes from the then Rise of the tidal Waters, and whether any additional Embankments will be required to protect the Marshes from the expected Increase in such tidal Waters to arise by the proposed Alterations, and how far the same will benefit or injure the Owners of such Marsh Lands; and if the Benefit to the Marsh Lands shall not be equal or commensurate to the Expense of making such additional Embankments, the Owners thereof shall be entitled to require a Compensation from the Commissioners out of the Duties hereby granted for the Expense of making such Embankments, after taking into consideration the Benefits (if any) accruing to the Marsh Lands, such Compensation to be settled by Reference to Arbitrators to be appointed in the usual Way, or to be recovered by Action of Debt to be brought in any of His Majesty's Courts of Record at Westminster.

Commissioners  
empowered  
to improve the  
Haven, &c.

SECTION

*The Great Yarmouth Port and Haven Act, 1866.*

## SECTION 37.

Commissioners  
constructing  
the Lock over  
the River  
Wenson not to  
injure certain  
Mills.

Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners at any Time to erect, place, or set up a regulating or other Lock over the said River Wenson, commonly called the River Yare, so as in any Way or Manner by means or in consequence of such Lock, or any Weir, Embankment, or other Works connected therewith, or otherwise, to raise, heighten, dam, or keep up the Waters of the same River to such a Level, Height, or Extent as prejudicially or injuriously to affect the existing Rights and Interests of the Lessees for the Time being of the Mills and Waterworks called the New Mills, situated upon the said River Wenson, otherwise Yare, in respect of the same Mills and Waterworks.

## SECTION 41.

Claim of  
Postage and  
Liability to  
repair Quays  
discontinued.

And be it further enacted, That from and after the passing of this Act no Sum of Money shall be demanded, collected, or received by any Person as or by way of Postage, or under any Pretence whatsoever, for the mooring of any Vessel at the public Quay on the East Side of the Haven of Great Yarmouth, nor shall any Person other than the said Commissioners (upon whom the Charge of repairing and maintaining the same is imposed by this Act) be liable to any future Repairs of such public Quays, but all Vessels shall be at liberty to moor at such public Quays in the usual and accustomed Manner without any Charge being made for the same.

## SECTION 67.

Ferry not to be  
obstructed.

And be it further enacted, That in case the Master or other Person having the Rule or Command of any Vessel shall at any Time lay or moor such Vessel, or shall suffer such Vessel to lie in such a Situation within the said Haven as to impede or obstruct the Ferry lately established by the Reverend George Anguish across the said Haven from the Quay at Great Yarmouth aforesaid to the Hamlet of South Town, or in any Manner to prevent the direct Passage of the Ferry Boats over the said Haven between the Stations set apart for the landing of Passengers in Great Yarmouth and South Town respectively, such Master or other Person so offending shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

## SECTION 132.

Saving Rights  
of the City of  
Norwich and  
Borough of  
Great Yar-  
mouth.

Provided always, and be it further enacted, That nothing in this Act contained shall extend to suspend, lessen, take away, prejudice, or extinguish the Payment of any Port Dues or Tolls, or any Power, Right, Privilege, Immunity, Jurisdiction, or Authority, granted or belonging to, or enjoyed or legally claimed or received by immemorial Custom or Usage by, the Mayor, Sheriffs, Citizens, and Commonalty of the City of Norwich, or by the Mayor, Aldermen, Burgesses, and Commonalty of the Borough of Great Yarmouth in the County of Norfolk, or any Officer belonging to those Corporate Bodies respectively, all and every them for the Time being, except only in such Cases as are especially mentioned and contained in this Act.

SECTION

*The Great Yarmouth Port and Haven Act, 1866.*

## SECTION 133.

Provided always, and be it further enacted, That nothing in this Act contained shall take away, lessen, or abate any Power, Right, Privilege, or Authority granted to or belonging to or enjoyed by the Company of Proprietors of the Norwich and Lowestoft Navigation, or any Officer or Officers belonging to them respectively, or which may now or hereafter become vested in the Commissioners for carrying into execution an Act passed in the First and Second Years of the Reign of His present Majesty King William the Fourth, intituled An Act to amend several Acts passed for authorizing the Issue of Exchequer Bills and the Advance of Money for carrying on Public Works and Fisheries, and Employment of the Poor, and to authorize a further Issue of Exchequer Bills for the Purposes of the said Acts, and the several Acts therein recited, mentioned, and referred to, and an Act subsequently passed for amending the same, and authorizing a further Issue of Exchequer Bills for the Purposes of the said Acts, by virtue of any Proceedings already commenced, or which may hereafter be commenced by the said Commissioners against the said Company in respect of a certain Mortgage Security possessed by the said Commissioners from the said Company, and bearing Date on or about the Twenty-sixth Day of March One thousand eight hundred and thirty-two, or otherwise in relation thereto.

Saving the Rights of the Exchequer Loan Commissioners.

## SECTION 134.

Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to authorize or empower the said Commissioners to exhibit or alter any Light or Beacon without having from Time to Time first obtained the Sanction in Writing of the Master, Wardens, and Assistants of the Guild, Fraternity, or Brotherhood of the Most Glorious and Undivided Trinity and of Saint Clement in the Parish of Deptford Strond in the County of Kent, as to the Description and Power of such Light, and as to the Character of such Beacon, and as to the Mode of exhibiting the same respectively: Provided also, that nothing in this Act contained shall prejudice, take away, diminish, or alter any Grants, Liberties, Franchises, Powers, Authorities, or Immunities granted, given, or allowed to the said Master, Wardens, and Assistants by any Act of Parliament or Charter.

Saving Rights of Trinity House of Deptford Strond.

## SECTION 135.

Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to give the said Commissioners acting under the Authority of this Act any Power, Control, or Jurisdiction in or over any Cuts, Canals, Bridges, Locks, Gates, or other Works made or erected or to be made or erected by the Commissioners appointed under the Authority of an Act passed in the First Year of the Reign of His present Majesty King William the Fourth, intituled "An Act for making the River Waveney navigable for Ships and other Seaborne Vessels from Rosehall Fleet to the Mouth of Oulton Dyke, and for making and maintaining a navigable Cut from the said River at Carlton Shares Mill into the said Dyke leading to Oulton Broad in the County of Suffolk," nor over any Streams or Rivers which, not having been previously

Saving the Rights of the Beccles Navigation Company.

[Local.]

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navigable,

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navigable, have been made so by the said last-named Commissioners, nor to take away, lessen, or abate the Powers of the said last-named Commissioners to carry into effect the Powers vested in them for rendering so much of the said River Waveney as in the said Act in that Behalf is mentioned navigable for larger Seaborne Vessels than at present navigate the same, nor to hinder or prevent the said last-named Commissioners from levying the Rates, Tolls, and Dues as in the said Act in that Behalf are mentioned and made payable, nor to take away, lessen, or abate any other Powers, Right, Privilege, or Authority granted to or belonging to or enjoyed by the said last-named Commissioners.

*12 & 13 Vict. Cap. 48. Local.*

## THE HAVEN ACT, 1849.

## SECTION 9.

Works abandoned may be removed by Admiralty at Expense of Commissioners.

And be it enacted, That if the Bridge or any Work to be constructed by the Commissioners of this Act, or any Portion of such Bridge or Work, shall be abandoned, or suffered to fall into Disuse or Decay by the Commissioners, it shall be lawful for the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, to abate and remove the same or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Commissioners executing this Act, and the Amount thereof shall be a Debt due from the same Commissioners to the Crown, and be recoverable accordingly, with Costs of Suit.

## SECTION 12.

Hollows in the Channel of the River Yare to be filled up only as approved by the Admiralty.

And be it enacted, That the Hollows or deep Parts of the Channel of the River Yare, if required to be filled up, shall be so filled up as that a sufficient Margin be left for the improved Scour of the Tides deepening the Channel above and below; and that the Materials used to fill in such Hollows or deep Parts of the said River shall be of such a Nature as to be easily removed at a future Time, if required, and as shall be approved of by the said Lord High Admiral, or the said Commissioners for executing the Office of Lord High Admiral; and that previously to any such Hollows or deep Parts of the said River being filled up, the Details of the proposed Works shall be submitted to the said Lord High Admiral, or to the said Commissioners for executing the Office of Lord High Admiral, for Approval, and the same Works shall not be commenced until after such Approval shall be signified in Writing, under the Hand of the Secretary to the Admiralty.

## SECTION 17.

New Quays built under this Act to be public Quays.

And be it enacted, That the new Quays which shall be built under the Authority of this Act shall be public Quays, and all Vessels shall be at liberty to moor and to load and unload thereat in the usual and accustomed Manner; and the said new Quays shall be subject to all such Rights of Way and Passage, and other Rights, Ways, and Privileges in all respects as the present Quays

are



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are now subject to; and that it shall and may be lawful for the said Commissioners of this Act to purchase a sufficient Quantity of Land to enable them and they are hereby empowered to extend the Quays on both Sides of the Haven, in order to relieve the present crowded State of the Harbour, and permit Vessels to lie broadside instead of end on to the Quays; and all the Powers, Provisions, and Penalties in the said "Great Yarmouth Haven, Bridge, and Navigation Act, 1835," contained with reference to the said Quays shall apply and extend to the new Quays to be built or acquired under the Authority of this Act.

## SECTION 19.

And be it enacted, That when and so soon as such Part of the said Road in the said Hamlet of South Town as the said Commissioners are hereby empowered to alter and re-make upon the Lines and Levels aforesaid shall have been so altered and re-made in pursuance thereof, and shall have become sound and fit for the public Use, that then the same shall become and be taken to be for and to all Intents and Purposes a Part of the said Turnpike Road leading from Yarmouth Bridge to Gorleston, and subject to all the Provisions of the said herein-before recited Act relating to the said Road as amended by this Act as fully and effectually as any other Part of the said Road; and nothing herein contained shall extend or be construed to extend to charge the said Commissioners, or the Monies to be applied for the Purposes of this Act, with repairing or maintaining in future such Part of the said Road, but the same shall be kept in repair thereafter according to the Provisions of the said recited Act.

Commissioners not to be liable for the future Repairs of the Approaches to the Bridge.

## SECTION 20.

Provided always, and be it enacted, That, notwithstanding anything in the said Act for more effectually amending, widening, and repairing the said Turnpike Road contained, it shall be lawful for the Trustees acting in execution of the said Act, if they shall so think fit, to light with Gas the said Part of the said Road in the said Hamlet of South Town, which the said Commissioners are hereby empowered to alter and re-make, and also the other Portions of the Road under the Care and Management of the said Trustees, and to make and enter into Contracts and Agreements, and to do all necessary Acts for that Purpose.

Certain Road may be lighted by Trustees.

## SECTION 21.

And be it enacted, That when and so soon as such Part of the said Tramway as the said Commissioners are hereby empowered to alter and relaid shall have been so altered and relaid, and shall be fit for the public Use, that then the same shall become and be taken for, and to all Intents and Purposes, a Part of the Tramway authorized to be made by the Norfolk Railway Company under the Provisions of "The Norfolk Railway Yarmouth Extension Act, 1847," and subject to all the Provisions of the said Act, as fully and effectually as any other Part of the said Tramway; and nothing herein contained shall extend or be construed to extend to charge the said Commissioners or the Monies to be applied for the Purposes of this Act with repairing or maintaining in future such Part of the said Tramway, but the same shall be kept in repair thereafter according to the Provisions of the said Act.

Commissioners not to be liable to the future Repair of the Tramway.

SECTION

*The Great Yarmouth Port and Haven Act, 1866.*

## SECTION 22.

Present Level  
of Tramways  
not to be  
altered.

Provided, always, and be it enacted, That nothing herein contained shall extend to authorize the said Commissioners without the Consent of the Norfolk Railway Company to alter the Level of the said Tramway, but the Surface of the Rails of the new or substituted Tramway shall be kept on the same Level with the Tramway for which such new or substituted Tramway is intended to be a Substitution; and further, that it shall not be lawful for the said Commissioners to take up, alter, remove, or interfere with the said Tramway as at present laid down, or any Portion thereof, until the said new or substituted Tramway shall be completed for the Transmission of Carriages and Waggons thereon, and so that no Impediment may arise to the Traffic passing along the same, and also that the said Commissioners shall for the Period of Twelve Months after such new or substituted Tramway shall have been completed and opened for public Use keep and maintain the same in good and substantial Repair.

## SECTION 23.

Commissioners  
not to take  
or interfere  
with Property  
of Norfolk  
Railway  
Company.

And be it further enacted, That, notwithstanding anything in this Act contained, it shall not be lawful for the said Commissioners, or for any other Persons acting under or in execution of this Act, or for any other Purpose, either permanently or temporarily, to enter upon, take, or use any of the Land or Property of the Norfolk Railway Company, or which they have Power to take under their respective Acts of Parliament, or in any Manner to alter, vary, or interfere with the said Norfolk Railway Company, or any of the Works appertaining thereto, save only for the Purpose of diverting the said Tramway to the Extent herein-before referred to.

## SECTION 24.

Saving Rights  
of the Norfolk  
Railway  
Company.

And be it enacted, That nothing in this Act contained shall prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, Franchises, or Authorities of or vested in or belonging to the said Norfolk Railway Company, but all the Rights, Powers, Privileges, Franchises, and Authorities under their several Acts of Parliament, and otherwise, are hereby expressly saved and reserved.

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THE SECOND SCHEDULE.

RATES ON VESSELS.

For every Vessel entering into or departing from the Haven (and not being a Vessel otherwise charged in this Schedule for such entering or departing), the following Sums; to wit:—

	s.	d.
For every such Vessel, per Ton - - - - -	0	4
(But this Rate shall not be payable on any such Vessel departing from the Haven, and having paid the Rate on entering into the Haven.)		
For every Vessel entering into the Haven for Refuge only, per Ton	0	4
(This Rate is to be charged but once in respect of the same Voyage.)		
For every Steam Vessel belonging to or registered at the Port, and used for the Purpose of towing Vessels into or from the Port or Haven, per Ton per Annum - - - - -	2	6
(This Rate is to be payable for each Year, commencing on the Twenty-fifth Day of March, and to be due and payable on the Day in each respective Year on which the Steam Vessel shall for the First Time in that Year enter into or depart from the Haven.)		
For every Lighter departing from or entering into the Haven, and conveying Goods to or from any Vessel in the Yarmouth Roads within the Port, if the Vessel do not enter into or depart from the Haven, for each Trip from and to, or, as the Case may be, to and from, the Haven, per Ton - - - - -	0	4
For Vessels prosecuting the Herring Fishery, and entering into or departing from the Haven at any Time during the Herring Season, in the Months of August, September, October, November, and December, or any of them—		
For every such Vessel, if decked, for each Herring Season	20	0
If not decked - - - - -	10	0
For every Vessel prosecuting the Mackerel Fishery and entering into or departing from the Haven at any Time during the Mackerel Season in the Months of April, May, June, and July, or any of them, for each Mackerel Season - - - - -	10	0
(These Rates are to be due and payable on the Day in each respective Fishing Season on which the Vessel shall for the First Time in that Season enter into or depart from the Haven.)		
For every Vessel remaining in the Haven beyond One Month, whether for Trade or for Refuge, for every additional Month after the First Month, a Fraction of a Month being considered as One Month, per Ton - - - - -	0	2

THE THIRD SCHEDULE.

RATES OF DUES.

DUES ON ANIMALS AND GOODS, NOT INCLUDING UNCURED FISH.

Corn and Seeds—

	s.	d.
For every Quarter (containing Eight Bushels) of Wheat, Barley, Malt, Beans, Peas, Tares, Canary, Mustard, Flax, Rape, and other Seeds	0	2
For every Quarter of Oats	0	2
For every Sack (containing Five Bushels) of Flour	0	1
For every Quarter of Meal, Middlings, and Sharps	0	1
For every Quarter of Pollard and Bran	0	1
For every sack of Clover, Trefoil, and other heavy Seeds	0	2
For every Sack of Potatoes, Onions, &c.	0	0
For every Bushel of Apples, Pears, &c.	0	0
For every Pocket or Bag of Hops	0	3
For every Ton of Oilcake	0	10
For every Pack of Wool, Cotton, &c., containing 240 lbs.	0	8

Leather:—

For every Hundredweight of tanned Hides, Leather, and Calf Skins	0	1
For every raw Hide	0	1
For every Hundred of Pelts	0	5
For every Ton of Tan or Bark	1	0

Groceries:—

For every Ton of Sugar, Fruits, Bacon, Cheese, Butter, Pork, Hams, Tongues, Salt, Salted Fish, Tallow, Soap, and Candles, and all heavy Grocery Goods not here specified	1	0
For every Ton of Rice	0	10
For every Hundredweight of Tea, Coffee, and Spices	0	1½
For every Chest of Oranges, Lemons, &c.	0	1
Punchon of Molasses	0	6

Ale, Porter, Beer, Cider, Perry, Vinegar, and Oil:—

For every Butt	0	6
For every Punchon	0	4½
For every Hogshead	0	3
For every Barrél	0	2
For every Kilderkin or Runlet	0	1
Per Dozen, in Hampers	0	1

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Manures :—		s.	d.
Guano and artificial Manures, per Ton	- - - - -	0	10
Street and Stable Manures, and Nightsoil	- - - - -	Free.	
Machinery :—			
Per Ton of Forty Cubic Feet	- - - - -	1	8
Madder :—			
At per Cask, per Cwt.	- - - - -	0	1
Pipeclay, at per Ton	- - - - -	0	5
Spirits and Wines :—			
For every Pipe or Butt	- - - - -	0	6
For every Hogshead	- - - - -	0	3
For every Half ditto	- - - - -	0	1½
For every Quarter ditto	- - - - -	0	1
Under Twenty Gallons, at per Gallon	- - - - -	0	0½
Per Dozen, in Hampers	- - - - -	0	1
Carriages, &c. :—			
Four-wheeled Carriage	- - - - -	2	6
Two-wheeled Carriage	- - - - -	1	9
For every Horse, Mare, or Gelding	- - - - -	0	6
Oxen, per Head	- - - - -	0	4
Cows, per Head	- - - - -	0	4
Sheep, per Score	- - - - -	1	0
Lambs, per Score	- - - - -	0	6
Calves, per Head	- - - - -	0	2
Pigs, per Head	- - - - -	0	0½
Coal, &c. :—			
For every Ton of Coal	- - - - -	0	6
For every Ton of Coke, Culm, Cinders, or Breeze	- - - - -	0	6
Hay and Straw :—			
For every Ton of Hay, Cinquefoil, Clover, or Straw	- - - - -	1	0
Timber and Deals :—			
For every Custom-house Load of Oak, Elm, Pine, Beech, and Fir			
Timber	- - - - -	0	8
For every Load of Deals and Battens	- - - - -	0	8
Lath Wood, per Load	- - - - -	0	6
Pipe Staves, per Load	- - - - -	0	6
For every Load of Firewood	- - - - -	0	6

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	s.	d.
<b>Mahogany, &amp;c. :—</b>		
For every Load of Mahogany, Teak Wood, or other Woods	0	8
For every Ton of Hemp, Cordage, and Yarn	1	0
For every Barrel of Pitch, Tar, Grease, Resin, &c.	0	1½
<b>Stone, Slate, &amp;c. :—</b>		
For every Ton of Stone	0	8
For every Ton of Slate	0	8
For every Ton of Plaster of Paris	0	8
For every Ton of Alum	1	0
For every Ton of unwrought Iron	0	8
For every Ton of Bar Iron, Lead, &c.	0	10
For every Ton of Cement Stone	0	8
For every Cubic Foot of Marble	0	1½
<b>Bricks and Tiles :—</b>		
For every 1,000 of Gutter, Pan, Mathematical, and Plain Tiles	1	0
For every 1,000 of Bricks and Paving Tiles	1	0
For every Crate of Glass or Earthenware	0	4
For every Carboy of Vitriol	0	1
For every Corpse	2	6
For every Organ	5	0
For every Pianoforte, Harpsichord, Harp, or Bass Viol	1	6
<b>Metals :—</b>		
For every Ton of Copper, Pewter, Brass, or Metals	0	10
<b>Old Iron, &amp;c. :—</b>		
For every Ton of old Iron, Rope, Rags, &c.	0	8
<b>Herrings :—</b>		
For every Barrel of cured Herrings	0	1
<b>Empties :—</b>		
For every empty Cask, &c.	0	0½
All other Goods not particularly enumerated in this Schedule, such reasonable Rates as the Commissioners shall from Time to Time direct, being as nearly as possible similar to the Dues on Articles of like Bulk, Quantities, and Value.		

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DUES ON FISH FRESH OR UNCURED.

	<i>s.</i>	<i>d.</i>
Herrings, per Thousand - - - - -	0	1
Mackerel, per Hundred - - - - -	0	1
Cod Fish, per Score - - - - -	0	1
Fish in Packages not exceeding 56 lbs. in Weight, per Package -	0	2
All other Fish in Packages exceeding 56 lbs. in Weight, or not in Packages, per Ton - - - - -	1	8

In charging the Rates on Fish or Goods, the gross Weight or Measurement to be taken, and for any less Weights, Measures, and Quantities than those specified in this Schedule a Proportion of the respective Dues shall be charged.

Animals, Fish, or Goods imported and shifted to another Vessel for Exportation to its original Port of Destination to pay only single Duty.

## THE FOURTH SCHEDULE.

## RIVER TOLLS ON VESSELS.

For every Vessel navigating or using the Rivers, or any of them, or any Part thereof, other than registered Vessels trading by Sea from Port to Port, per Ton, per Annum 1 0  
 (This Rate to be payable for each Year commencing on the Twenty-fifth Day of March, and to be due and payable on the Day in each respective Year on which the Vessel shall for the First Time in that Year navigate or use the Rivers, or any of them, or any Part thereof.)

## RIVER TOLLS ON ANIMALS, FISH, AND GOODS.

The like Tolls as the Duties on Animals, Fish, and Goods respectively specified in the Third Schedule, but never to exceed One Fourth Part of those Duties respectively which shall for the Time being be respectively actually levied by the Commissioners under this Act.

LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,  
 Printers to the Queen's most Excellent Majesty. 1866.