



ANNO VICESIMO NONO & TRICESIMO

VICTORIÆ REGINÆ.

Cap. cclxi.

An Act for the Improvement of the Town and District of *Bray* in the Baronies of *Rathdown* and Counties of *Dublin* and *Wicklow*.

[23d July 1866.]

WHEREAS the Township of *Bray* in the Baronies of *Rathdown* in the Counties of *Dublin* and *Wicklow* is a District in which "The Towns Improvement (*Ireland*) Act, 1854," is in force, and under that Act Commissioners for the Improvement of the said Township have been elected and are in Office: And whereas the District of *Bray* is a large, populous, and improving District, and the Population thereof has of late Years greatly increased and is increasing: And whereas the Extension of the Limits of the said Township, and the Formation of the District into One Township, would be of local and public Advantage: And whereas it is expedient that further and better Provision should be made for the lighting, paving, sewerage, draining, cleansing, supplying with Water, controlling Fairs and Markets, and otherwise improving and regulating the Township: And whereas it is desirable that the making and maintaining of Roads, Footways, and Bridges within the Township should be transferred from the Grand Juries of the Counties of *Dublin* and *Wicklow* to the Commissioners appointed under this Act: And whereas Plans and Sections of the Works by this Act authorized,

[*Local.*]

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showing

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showing the Lines and Levels thereof, and also a Book of Reference to the Plans containing the Names of the Owners and Lessees, or reputed Owners and Lessees, and Occupiers of the Lands to be taken for the Purposes thereof, have been deposited with the Clerks of the Peace for the Counties of *Dublin* and *Wicklow*, and such Plans, Sections, and Book of Reference are in this Act referred to as the deposited Plans, Sections, and Book of Reference: And whereas the Objects of this Act cannot be attained 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 for all Purposes be cited as "The *Bray Township Act, 1866.*"

Limits of Act.

2. The following are the Limits of this Act and the Boundaries of the Township; (that is to say,)

The Boundary commences at Low-water Mark on the Sea Shore, at the North-eastern Corner of the present Township of *Bray*, and thence along the Centre of the Boundary of the said Township to its Junction with the County Boundary in the *Bray River*; thence Westward along the Centre of the said River to the Boundary of the detached Portion of the Townland of *Bray Commons*; thence Southward along a Stream through the Townland of *Killarney* to a Road leading to the old Road from *Bray* to *Newtown Mount Kennedy*; thence Southward along the Eastern Side of said Road to its Junction with the *Newtown Mount Kennedy Road* at the Southern Boundary of *Killarney Cottage*; thence in a South-easterly Direction in a straight Line to meet the Stream in the Townland of *Oldcourt*; thence Southward along the said Stream to a Point where it is crossed by the *Boghall Road*; thence Eastward along the Northern Side of the said *Boghall Road* to its Junction with the Eastern Boundary of the Townland of *Kilruddery Demesne*; thence Northward and Eastward along the said Boundary to its Junction with the Road leading from *Bray* to *Greystones*; thence Eastward along the Boundary between the Townlands of *Newcourt* and *Ballynamuddagh* to the Sea; thence by the Sea Shore to the Point first named.

Provision for future Extension of Township.

3. In the event of the said Township being hereafter extended so as to include other Districts adjoining the same within the Operation of the "Towns Improvement (*Ireland*) Act, 1854," and the Acts incorporated therewith, such annexed District shall from and after the Annexation thereof form a Part of the Township, and shall be subject to

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to the like Rates and Obligations, and be entitled to the like Rights, Privileges, and Advantages, as if originally placed under the Operation of this Act.

4. "The Lands Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Acts Amendment Act, 1860," "The *Bray* Commons Inclosure Act, 1859," "The Markets and Fairs Clauses Act, 1847," "The Gasworks Clauses Act, 1847," "The Waterworks Clauses Act, 1847," Sections Fourteen, Fifteen, Twenty-four, and Twenty-eight of "The Harbours, Docks, and Piers Clauses Act, 1847," and "The Towns Improvement (*Ireland*) Act, 1854," are (except where expressly varied by this Act) incorporated with and form Part of this Act, and the last-mentioned Act shall have Effect as if that Act had been duly adopted for the Township within the Limits of this Act, and the Adoption thereof had been duly approved by the Lord Lieutenant, with the Advice of the Privy Council: Provided that the following Sections of that Act are not incorporated with this Act; (that is to say,)

8 & 9 Vict.
c. 18.,
10 & 11 Vict.
cc. 14., 15.,
17., & 27.,
17 & 18 Vict.
c. 103.,
22 & 23 Vict.
c. lxxv., and
23 & 24 Vict.
c. 106. in-
corporated.

Section Four; so much of Section Five as does not relate to the future Extension of Boundaries; Sections Six to Twenty-one, both inclusive; so much of Section Twenty-two as defines the Qualification of Electors at Elections of Commissioners; and Sections Twenty-five, Fifty-two, Seventy, Ninety-four, and Ninety-eight.

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

Interpreta-
tion of
Terms.

The Expression "Town," in the "Towns Improvement (*Ireland*) Act, 1854," shall mean the Lands, Villages, and Hereditaments comprised within the Limits of this Act; the Expression "the Commissioners" shall mean the Commissioners appointed by this Act and their Successors, to be elected as herein-after provided; the Expressions "the Undertakers" and "the Undertaking" in "The Gas Clauses Act, 1847," shall mean respectively the Commissioners and the existing Gasworks, or the Works connected therewith; the Expressions the "Undertakers" and "the Undertaking" in "The Markets and Fairs Act, 1847," shall mean respectively the Commissioners, and any Market or Fair within the Township.

6. The Lands, Villages, and Hereditaments comprised within the Limits of this Act shall, from and after the Commencement of this Act, and for the Purposes thereof, be a separate and distinct Township by the Name of "the *Bray* Township," and this Act shall for all the Purposes thereof be put in force within those Limits.

Bray
Township.

7. The

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Commis-
sioners for
Bray Town-
ship incor-
porated.

7. The Commissioners named in this Act, and their Successors from Time to Time elected under this Act, shall be One Body Corporate by the Name of "the *Bray Township Commissioners*," and by that Name shall have perpetual Succession and a Common Seal, and Power to purchase, take, hold, and dispose of Lands, Goods, Chattels, and other Property for the Purposes but subject to the Restrictions of this Act.

Commence-
ment of Act.

8. This Act shall commence and have Effect on and after the First Day of *September* next after the passing hereof.

Division of
Township
into Wards.

9. The Township shall consist of Three Wards to be called respectively *Little Bray Ward*, *East Ward*, and *West Ward*.

Limits of
Wards.

10. All that Portion of the Township situate in the County of *Dublin* shall constitute *Little Bray Ward*; all that Portion of the Township situate to the Eastward of a Line drawn from the Centre of *Bray Bridge*, Southward through the Centre of the main Street, and along the Centre of the Road leading to *Greystones* shall constitute the *East Ward*; and all that Portion of the Township situate to the Westward of the said Line shall constitute the *West Ward*.

Number of
Commis-
sioners.

11. The Number of the Commissioners shall be Fifteen, that is to say, Three Commissioners for *Little Bray Ward*, Nine Commissioners for *East Ward*, and Three Commissioners for *West Ward*.

Quorum.

12. The Quorum of a Meeting of Commissioners shall be Five.

Qualification
of Commis-
sioners.

13. The Qualification of a Commissioner elected under this Act shall be his being resident within the Township, and being an Occupier rated for the Relief of the Poor therein to the yearly Sum of not less than Thirty Pounds, or, if non-resident, his being seised, or possessed, or in the Enjoyment of Lands, Tenements, or Hereditaments which shall be rated for the Relief of the Poor in the Sum of not less than One hundred Pounds within the Township.

First Com-
missioners.

14. *Edward Wingfield Verner*, *Matthew O'Reilly Dease*, and *Alfred Sothern*, as Commissioners for *Little Bray Ward*, *John Quin*, *Charles Putland*, *Andrew Kehoe*, *Edward Breslin*, *Peter Warburton Jackson*, *Edmund William O'Kelley*, *John O'Neil*, *Stephen Raverty*, and *James Thornton*, as Commissioners for *East Ward*, and the Right Honourable *William Earl of Meath*, *George Hudson*, and *William Dargan*, as Commissioners for *West Ward*, shall be the First Commissioners under this Act and shall retire from Office by Rotation, in accordance with the Provisions in that Behalf of "The Towns Improvement (*Ireland*) Act, 1854," incorporated with this Act; and
the

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the said Earl of *Meath* shall be the Chairman, and the said *John Quin* shall be the Deputy Chairman of the Commissioners until and at the First Election of the Commissioners under this Act; and the Fifteenth Day of *October*, except when that Day falls on a *Sunday*, and then the Sixteenth Day of *October*, shall be the Day for the yearly Retirement and Election of Commissioners: Provided that the Fifteenth Day of *October* One thousand eight hundred and sixty-seven shall be the Day for the First Retirement and Election of Commissioners.

15. The Commissioners shall hold their First Meeting within the Town of *Bray*, at Eleven o'Clock in the Forenoon on the Day of the Commencement of this Act, and shall then and thenceforth put this Act into execution; and every Annual Meeting of the Commissioners under this Act shall be held on the First *Monday* after the Fifteenth Day of *October* in each Year, and the Commissioners shall fix the Time of Day for the holding of such Annual and of all other Meetings to be held by them.

First Meeting of Commissioners.

16. On and after the Commencement of this Act, the Commissioners appointed under "The Towns Improvement (*Ireland*) Act, 1854," as now in force in the present *Bray* Township (in this Act called "the *Bray* Commissioners"), shall cease to be Commissioners for that Township, and that Act shall be in force in that Township only as Part of this Act, and in accordance with the Powers and Provisions of this Act; and all the Property and Effects to which the *Bray* Commissioners were immediately before the Commencement of this Act in any way entitled are by this Act transferred to and vested in the Commissioners, but subject to all Debts, Liabilities, and Engagements affecting the same, or affecting the *Bray* Commissioners in respect thereof.

Bray Commissioners to cease to be Commissioners, and their Property vested in the Commissioners.

17. Except only as is by this Act otherwise expressly provided, everything before the Commencement of this Act done and suffered by and with respect to the *Bray* Commissioners under or by virtue of "The Towns Improvement (*Ireland*) Act, 1854," shall be as valid as if the *Bray* Commissioners continued to be Commissioners under that Act for the present *Bray* Township and this Act, and the Operation thereof shall accordingly be subject and without Prejudice to everything so done and suffered respectively, and to all Rights, Liabilities, Claims, and Demands, both present and future, which, if the *Bray* Commissioners had continued to be Commissioners, would be incident to and consequent on any and every thing so done and suffered respectively; and the Commissioners shall, with reference thereto, represent the *Bray* Commissioners as if the *Bray* Commissioners and the Commissioners had originally been and continued without Intermission to be one and the same Body of Commissioners:

General saving of Rights in respect of *Bray* Commissioners.

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Provided

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Provided that the Generality of this Provision shall not be restricted by any other of the Sections and Provisions of this Act.

Contracts,
&c. of Bray
Commis-
sioners
preserved.

18. All Purchases, Sales, Conveyances, Mortgages, Bonds, Deeds, Securities, and Contracts made, executed, or entered into before the Commencement of this Act by, to, or with respect to the *Bray* Commissioners, shall be as effectual to all Intents for, against, and with respect to the Commissioners as if the same had been made, executed, or entered into by, to, or with respect to them instead of the *Bray* Commissioners, and may be proceeded on and enforced by and against the Commissioners accordingly.

Actions, &c.
by and
against Bray
Commis-
sioners not
to abate, &c.

19. Any Action, Suit, Prosecution, or other Proceeding commenced either by or against the *Bray* 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 the same Manner to all Intents as if this Act had not been passed the same might continue and take effect in favour of and against the *Bray* Commissioners, and where necessary the Name of the Commissioners shall be substituted therein for the Name of the *Bray* Commissioners.

Debts owing
to and by
Bray Com-
missioners
to be paid.

20. All Persons who immediately before the Commencement of this Act owed any Money to the *Bray* Commissioners, or to any Person 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 *Bray* 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.

Books, &c.
of Bray
Commis-
sioners
continued
Evidence.

21. All Books, Documents, and Writings by "The Towns Improvement (*Ireland*) Act, 1854," directed or authorized to be kept by the *Bray* Commissioners, and which if this Act were not passed would be receivable in Evidence, shall be admitted as Evidence in all Courts of Law and Equity and elsewhere accordingly.

Roads, &c.
in Township
exempted
from Juris-
diction of
Grand Jury
and placed
under Com-
missioners.

22. Except as is by this Act otherwise expressly provided, the Grand Juries of the Counties of *Dublin* and *Wicklow* shall not have any Jurisdiction, Power, or Authority with respect to the making, maintaining, or closing up of any Road, or Bridge, or Footpath within the Township, save as to existing Contracts, as by this Act provided, but all Roads and Bridges and Footpaths within the Township shall be made and maintained, and opened and closed up, by the Commissioners at the Cost of the Township.

23. The

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23. The Commissioners shall have from Time to Time under this Act all and the like Jurisdiction, Power, and Authority with respect to Roads, Bridges, Footpaths, and other public Works within the Township, which the Commissioners are by this Act authorized to make, open, maintain, and close, as by the Acts of the Session of the Sixth and Seventh Years of *William* the Fourth, Chapter One hundred and sixteen, and the Session of the Seventh and Eighth Years of Her present Majesty, Chapter One hundred and six, and by all other Acts which are on the Commencement of this Act vested in the Grand Juries of the Counties of *Dublin* and *Wicklow* respectively.

Commissioners have same Power as Grand Jury for making Roads, &c.

24. With respect to that Portion of the Road leading from the City of *Dublin* to *Kingstown* and *Bray*, and the Maintenance and Repair of which is provided for by Section One hundred and seventeen of the Act of the Session of the Seventh and Eighth Years of Her present Majesty, Chapter One hundred and six, nothing in this Act contained shall affect or interfere with the Control, Rights, Liabilities, and Powers of the respective Grand Juries of the City and County of *Dublin* to contract for the Maintenance and Repair of the Road; and the Township shall pay and contribute to the Grand Jury of the County of *Dublin* towards the Cost of maintaining and repairing the Road so much of the Cost by that Act made chargeable on the Barony of *Rathdown* as the Valuation of the Lands and Premises comprised within the *Little Bray* Ward bears to the gross Valuation of the Barony of *Rathdown*.

Provision as to Road from *Dublin* to *Kingstown* and *Bray*.

25. All Contracts made and entered into by and between any Person and the Grand Jury of the County of *Dublin* or the Grand Jury of the County of *Wicklow*, or any Person on their Behalf, for public Works wholly within the Township, and subsisting at the Time of the Commencement of this Act, shall be and continue in full Force; and the Commissioners, as representing in that Behalf the Grand Jury, and all such Persons respectively, shall be bound by and be liable to execute and perform and be entitled to enforce the same, according to the Terms and Conditions of the respective Contracts; and the Grand Juries of the Counties of *Dublin* and *Wicklow* shall respectively be by this Act freed from all Liability in respect thereof, and all the Powers and Authorities at the Time of the Commencement of this Act vested in the Grand Juries of the Counties of *Dublin* and *Wicklow* respectively, and their respective Officers, for the due Supervision and Execution of the Works according to the respective Contracts, are by this Act transferred to and vested in the Commissioners.

Subsisting Contracts for public Works within the Township vested in Commissioners.

26. After the Commencement of this Act the Grand Juries of the Counties of *Dublin* and *Wicklow* shall not make any Presentment with

Grand Jury not to present for

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repairing
Roads, &c.
within the
Township.

with respect to any Road, or Bridge, or Footpath, or other Work within the Township; and the Township shall not be chargeable with the Cost of making or maintaining any Road, or Bridge, or Footpath, not being within the Township, save as by this Act specially provided for: Provided also, that this Section does not interfere with or in any way prevent the said Grand Juries from presenting, raising, and levying the Expense of any Road, Bridge, or Footpath, or other Work chargeable on the said Counties at large.

Warrants in
force at Com-
mencement
of Act to
continue.

27. Provided, that all Warrants issued by the Finance Committee of the County of *Dublin* and by the Grand Jury of the County of *Wicklow*, before the Commencement of this Act, for the Collection of Public Monies off the Township, shall remain in full Force and Effect until the several Collections thereunder be fully completed.

No Part of
the Salary
of County
Surveyors to
be levied on
the Town-
ship.

28. After the Commencement of this Act the Grand Juries of the Counties of *Dublin* and *Wicklow* respectively shall not present the whole or any Part of the Salary of any County Surveyor appointed by them to be raised or levied on the Township, but all such Salaries shall be borne and paid by such Part of the County at large, exclusive of the Township, as is from Time to Time liable thereto, and shall be apportioned thereon accordingly.

Payment of
Grand Jury
Cess charge-
able on the
Township.

29. The Finance Committee of the County of *Dublin* and the Treasurer of the County of *Wicklow*, in estimating and apportioning the Amount to be levied off the Township, whether on account of Baronial Charges or Charges on the County at large, shall exclude all Charges presented by the Grand Jury from which the Township is by this Act exempted, and each of them shall make out a separate Warrant or separate Warrants for the Sum properly assessable upon the Township, after allowing the Exemptions; and within Ten Days after the making thereof shall deliver at the Office of the Commissioners a Copy of the Warrant or Warrants, and the Amounts set forth in the Warrant shall be the First Charge on the *Bray* Township Rate under this Act, and the Commissioners shall pay the same in Two equal Payments, one within Two Months after the Delivery of the Copy of the Warrants, and the other within Eight Months after the Delivery thereof.

Manner of
enforcing
Payment.

30. In case either Payment be not made to the Finance Committee of the County of *Dublin* and the Treasurer of the County of *Wicklow*, or either of them, within the prescribed Period, they may transmit a Copy of the Warrant to the Collector of the Barony, adding thereto a Sum not exceeding Two Shillings in the Pound for the Expenses of applotting and collecting the Amount therein expressed; and the Collector shall thereupon proceed to have the same applotted upon the

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the Ratepayers of the Township, and may and shall levy and recover the same in like Manner as is provided by the Acts Sixth and Seventh *William* the Fourth, Chapter One hundred and sixteen, and Seventh and Eighth *Victoria*, Chapter One hundred and six, and shall have the like Power of applotting, levying, and recovering the same as are given by those Acts, or any other Acts now in force and applicable in that Behalf, as fully to all Intents and Purposes as if this Act had not been passed.

31. The Commissioners to be elected under this Act shall be elected by all Male Persons of full Age who are immediate Lessors of Lands, Tenements, or Hereditaments within the Township of the yearly Value of not less than Fifty Pounds, according to the last Poor Law Valuation, and whose Names have been on the Township Rate Book as immediate Lessors for Three Months at least before the Day of Election, and who shall reside within Five Miles of the Boundary of the Township, and by all Male Persons of full Age, respectively rated to the Relief of the Poor for any Lands, Tenements, or Hereditaments within the Township to the yearly Value of not less than Seven Pounds, who, on or before Fifteenth Day of *July* next before the Day of Election, have occupied the Lands, Tenements, or Hereditaments in respect whereof they respectively claim to vote for not less than Three Months: Provided that no Person shall be qualified to vote unless he before voting have paid up all Rates for the Relief of the Poor, and under this Act payable by him within the Township, except those which are assessed within Three Months next before the Day for the Election: Provided also, that an immediate Lessor who is also an Occupier shall have only One Vote.

Electors
Qualifica-
tion.

32. Every Person intending to become a Candidate, and every Person intending to propose a Candidate at any Election of Commissioners, shall, by Writing under his Hand left at the Office of the Commissioners Five Days at least before the Day for the Election, signify his Intention to become a Candidate, or, as the Case may be, his Intention to propose a Candidate, and the Name and Place of Abode of the Candidate intended to be proposed by him.

Notice of
Nomination
of Candidate
for Election
as Commis-
sioner.

33. A Person shall not be incapable of acting as a Justice in the Execution of this Act by reason of his being a Commissioner, or liable to Assessment under this Act.

Commis-
sioner not
disqualified
to act as
Justice.

34. The Commissioners may appoint a Clerk, Surveyor, and Collector of Rates for the Township, and subordinate Officers to superintend, manage, and conduct the Business of the Township, and may dismiss any of the Officers and appoint others in their Stead, or

Appointment
of Officers.

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may

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may discontinue any of the Officers, and may pay them such Salaries or Fees as the Commissioners from Time to Time deem fit out of the Township Rate to be levied under this Act.

Power to
erect Market
House.

35. The Commissioners may erect and maintain a Market House on the *Fair Green* allotted and enclosed under the Provisions of "The *Bray Commons Enclosure Act, 1859*," for the Sale of such marketable Commodities as they shall think fit, and shall provide such Rooms for public and other Purposes therein, and such Buildings, Erections, and Conveniences for the Purposes of the Markets as they may think fit, and may from Time to Time alter, enlarge, and improve the said Market House and other Buildings; and the Commissioners may also, if they think fit, erect a Pound House and provide a public Coal Yard; and the Commissioners may let on Lease the Market House, or all or any of the Markets and Fairs, and the Tolls arising therefrom respectively, for any Term not exceeding Three Years, upon such Terms and Conditions as may be agreed upon, with a Clause against subletting, and may if they think fit let the said Market House for other Purposes.

Special Pro-
vision for
Fairs and
Markets.

36. The Commissioners may from Time to Time establish in *Little Bray Ward* such Fairs and Markets as they think fit, and may maintain and regulate such Fairs and Markets, and may close and discontinue any Fairs now held within the Township.

Power to
Commis-
sioners to
license
Porters.

37. The Commissioners may from Time to Time license, for any Period not exceeding One Year, any Number of Porters, Basket Men, and Basket Women they think proper, to ply for Hire and to be employed in and about such Market Houses and Market Places; and no Person shall ply for Hire there as Porter, Basket Man, or Basket Woman without such Licence, under a Penalty not exceeding Twenty Shillings for every such Offence; and the said Porters, Basket Men, and Basket Women shall be subject to all Byelaws for their Regulation and Government from Time to Time made by the Commissioners; which Byelaws the Commissioners are hereby authorized to make.

Fee for
Licence.

38. For every such Licence there shall be paid to the Clerk or Person appointed by the Commissioners any Sum they direct, not exceeding Two Shillings.

General
Market
Tolls as in
Schedule
(A.)

39. The Commissioners may from Time to Time demand and take from every Person being the Occupier of any Shop, Stall, Stand, Bench, or Place in any such Market House or Market Place, Tolls not exceeding the general Market Tolls specified in the Schedule (A.) to this Act annexed.

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- 40.** The Commissioners may from Time to Time demand and take from every Person bringing into any such Market Place any Waggon or Cart, or pitching in the Market Place any marketable Commodities, Tolls not exceeding the Wholesale Market Tolls specified in the Schedule (B.) to this Act annexed. Wholesale Market Tolls as in Schedule (B.)
- 41.** The Commissioners may from Time to Time demand and take Fair Tolls not exceeding the Fair Tolls specified in the Schedule (C.) to this Act annexed. Fair Tolls as in Schedule (C.)
- 42.** The Commissioners may from Time to Time demand and take, in respect of the Weighing House or Weighing Place for weighing or measuring Articles sold by Weight or Measure, Tolls not exceeding the Weighing and Measuring Tolls specified in the Schedule (D.) to this Act annexed, and such Tolls shall be paid before the Article is weighed or measured. Tolls for weighing or measuring as in Schedule (D.)
- 43.** The Commissioners may from Time to Time demand and take in respect of the weighing of Carts, Tolls not exceeding the Cart Weighing Tolls specified in the Schedule (E.) to this Act annexed, and such Tolls shall be paid before any Cart is weighed. Tolls for weighing Carts as in Schedule (E.)
- 44.** The Commissioners may from Time to Time provide Slaughter-houses in the Township, and may demand and take for and in respect of the Use thereof Tolls not exceeding the Slaughter-house Tolls specified in the Schedule (F.) to this Act annexed. Power to provide Slaughter-houses, &c.
- 45.** The Commissioners may contract with any Person or Persons, or Body Corporate, or with the Corporation of *Dublin*, for the Supply of Water within the Township for all such public and private Purposes as they from Time to Time think fit. Commissioners may contract for Supply of Water.
- 46.** Subject to the Provisions of this Act, and of the Acts and Parts of Acts incorporated herewith, the Commissioners shall make and maintain the following Works, together with all proper Sluices, Openings, Bridges, Dams, Gates, Drains, Fences, and other Works and Conveniences connected therewith ; (that is to say,)
- First, an Embankment in the Townland of *Ravenswell* in the Parish of *Old Connaught* in the County of *Dublin*, at a Point on the Northern Shore of the River *Bray*, Fifteen Yards, or thereabouts, measured in a North-easterly Direction from the Centre of the *Dublin, Wicklow, and Wexford* Railway, at the North End of the Bridge carrying the said Railway over the said River, and terminating on the Sea Shore at a Point One hundred and eighty Yards, or thereabouts, measured in a North-easterly Direction from the said Point of Commencement :
- Secondly,

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Secondly, an Embankment wholly in the Townland of *Bray* in the Parish of *Bray* in the County of *Wicklow*, commencing on the Southern Shore of the River *Bray* at the North-eastern Corner of the Dock at *Bray*, and terminating on the Sea Shore at a Point One hundred Yards, or thereabouts, measured in a North-easterly Direction from the said Point of Commencement.

Power to
divert River.

47. The Commissioners may alter or divert the Channel of the River *Bray*, and all other Inlets, Creeks, or Waters upon the Site of the proposed Embankment and Works, so far as may be necessary or as the Commissioners may think expedient in connexion with, or as may be incidental to, the said Embankments and Works.

Undertaking
confirmed.

48. The Undertaking, dated the Twenty-third Day of *January* One thousand eight hundred and sixty-six, to subscribe towards the Cost of the said Embankments and Works, contained in the Schedule (G.) annexed to this Act, shall be and the same is hereby made binding upon the Parties to the Extent of the respective Amounts in the said Undertaking set opposite to their respective Names, and if the said Parties, or any of them, fail for a Period of One Calendar Month to pay to the Commissioners or their Treasurer such respective Amounts, after being required by the Commissioners in Writing under the Hand of their Clerk so to do, the Commissioners may recover, in any Court of competent Jurisdiction, from each Person so failing the Amount in the said Undertaking set opposite his or her Name, together with full Costs of Suit.

Power to
Commis-
sioners to
contract
with Corpo-
ration of
Dublin for
Water.

49. Whereas by "The *Dublin* Corporation Waterworks Act, 1861," the Lord Mayor, Aldermen, and Burgesses of the Borough of *Dublin* (in this Act called the Corporation), are authorized to bring Water from the River *Vartry* for the Supply of the Inhabitants of *Dublin*, and of certain extra Municipal Districts therein named, and to lay down Mains for the Purpose; therefore, after the Corporation have commenced to supply to and distribute the Waters of the *Vartry* in the City of *Dublin*, the Commissioners may give Notice to the Corporation requiring them to supply Water to the Commissioners, to be distributed by the Commissioners in the Township, and thereupon the Corporation shall, within Six Months after the Service of the Notice, supply and thenceforth continue to supply a Quantity of Water equivalent to Twenty Gallons *per Head per Day* for the Population from Time to Time of the Township, and the Commissioners shall pay and thenceforth continue to pay to the Corporation for such Supply out of the Rates levied under this Act a yearly Rent equivalent in Amount to the Sum which would be produced by Fourpence in the Pound on the Government Valuation from Time to Time made of the rateable Property in the Township, as rated under the Pro-
visions

The Bray Township Act, 1866.

visions of this Act, the Water to be delivered by the Corporation to the Commissioners at high Pressure, at a Point within the Limits of the Township as fixed by this Act, through a Pipe or Pipes connected with their Mains, at a Point where the said Main Pipes cross the public Road, at about Two hundred and fifty Yards to the East of *Ballyman House*, or such other Point as may be mutually agreed upon by the Corporation and the Commissioners, such Point to be so situate as to be capable of delivering the Water of the Corporation under a Head of not less than Two hundred and fifty Feet above the Level of the Sea at Low Water, said Pipe or Pipes to be laid by and maintained in good Order by the Corporation at their Expense, the Commissioners to supply at the Point of Delivery within the Limits of the Township, or at any other Point or Points from Time to Time mutually agreed on, at their own Expense, a Valve or Valves, a Branch or Branches, properly constructed: Provided always, that nothing in this Act contained shall give to the Corporation any Right to give such Supply or require such Payment until such Notice shall have been served by the Commissioners: Provided also, that the Commissioners shall not procure or contract with any other Person or Persons, or Company, or Body Corporate, for any Supply of Water to the Township, unless or until the Corporation make default in supplying, according to the Provisions aforesaid, to the Commissioners such Water and in such Quantity and Manner as in this Section is in that Behalf mentioned.

50. The Rent for the Water Supply shall be paid by the Commissioners to the Collector-General of Rates for the City of *Dublin* for the Time being, who is hereby authorized and empowered to collect the same, if called on to do so by the Corporation, and may be collected by him from the Commissioners at the same Time, and in the Manner and by the same Means (in addition to any other legal Remedies) as the "Contract Water Rate" under the Provisions of "The *Dublin* Corporation Waterworks Act, 1861," and the Rent may be included either originally, or by Addition and Alteration in the Account or Rental from Time to Time of the "Contract Water Rate," and the Commissioners may and shall from Time to Time levy and assess on the Township such Rate or Rates as shall be required for the Payment of the Rent.

Payment of
Water Rent
to Dublin
Corporation.

51. Whereas by Deed bearing Date the Twenty-first Day of *October* One thousand eight hundred and sixty-one the Right Honourable *William* Earl of *Meath* did demise unto the several Persons therein named, being Five of the *Bray* Commissioners, acting by the Direction and on behalf of the said Commissioners and their Successors, all that Part of the Sea Beach at *Bray*, then and now called the Promenade or Esplanade, and in said Deed more particularly described, for and

Transfer of
Lessee's
Interest in
Esplanade.

[*Local.*]

41 R .

during

The Bray Township Act, 1866.

during the Term of Ninety-nine Years; and by the said Deed the said *William Dargan* did covenant with the said *William* Earl of *Meath*, his Heirs and Assigns, to keep the said demised Premises in good Order for the Recreation and Exercise on Foot for the Inhabitants of *Bray* and its Vicinity, and of other Persons resorting thereto, in the Manner and according to the Provisions of the said Deed, during the Lifetime of him the said *William Dargan*; and by the said Deed the said Five Commissioners did covenant with the said Earl of *Meath*, his Heirs and Assigns, after the Decease of the said *William Dargan*, to keep the said demised Premises in like Order and Condition for the like Interests and Purposes: Be it enacted, That from and after the passing of this Act the Commissioners shall have all the Interest in the said demised Premises, and all Powers and Authorities over the same, as are on the Commencement of this Act vested in the said Five Commissioners, and shall be subject to all the Liabilities of the said Five Commissioners to keep the same in repair under and by virtue of any of the Provisions of the aforesaid Deed, and shall have all such Powers for the Preservation of the same, for the Abatement of Nuisances, and for the general Management and Control over the said Sea Beach or Esplanade as are on the Commencement of this Act vested in the Five Commissioners, but no greater or other Powers: Provided always, that nothing in this Act contained shall be deemed to affect the Rights and Privileges of the said *William* Earl of *Meath*, his Heirs or Assigns, under the said Deed, or otherwise howsoever, and that nothing herein contained shall be held to recognize or confirm any Right, Title, or Claims of the said Earl of *Meath* or the Five Commissioners to the Land comprised in the said Lease, it being the Intention of this Act that the Right and Title to such Land shall remain in the same State as if this Act had not passed: Provided also, that during the Lifetime of the said *William Dargan* the Commissioners may, out of the Rates or Monies authorized by this Act to be levied or borrowed respectively, contribute any Sum not exceeding Fifty Pounds in any One Year towards the Maintenance and keeping in order of the said demised Premises.

Power to
extend
Esplanade.

52. The Commissioners may, subject to the Provisions of this Act, and after acquiring Title to the Land necessary for the Purpose, extend the said Promenade or Esplanade, and may level, drain, and otherwise repair and keep in good Order the Sea Beach and Lands, in the Lines and according to the Levels and within the Limits of Deviation shown on the deposited Plans and Sections, and may for this Purpose take, enter upon, or use all or any of the Lands defined on the deposited Plans, and described in the deposited Book of Reference, and construct the Works necessary for the Maintenance and Protection from Encroachment of the Sea of the said Sea Beach: Provided always, that nothing in this Act contained shall affect the

Rights,

The Bray Township Act, 1866.

Rights, Privileges, and Easements of Her Majesty, Her Heirs or Successors, or of the Right Honourable the Earl of *Meath*, in, to, or over the said Sea Beach or Lands: Provided always, that it shall not be lawful for the Commissioners to enter upon, take, or use any of the Lands in the Parish of *Bray* in the Barony of *Rathdown* in the County of *Wicklow*, numbered 13, 14, and 15 respectively on the Plans deposited for the Purposes of this Act, without the previous Consent in Writing of *William Henry Brownrigg* Esquire, his Heirs or Assigns, first had and obtained.

53. The Commissioners may make a Road or Embankment in the Lines and according to the Levels and within the Limits of Deviation shown on the deposited Plans and Sections, commencing from and out of the Approach to *Bray Bridge* from *Castle Street*, and proceeding in a Westerly Direction for a Distance of Seven hundred and eighty Feet, or thereabouts, and terminating on the East Side of the Road bounding the Eastern End of the said Park, and for this Purpose may take, enter upon, or use all or any of the Lands defined on the deposited Plan, and described in the deposited Book of Reference, and may apply a sufficient Part of the Monies to be raised or levied under this Act to defray the Expenses of the same.

Power to
make Bray
Bridge Road.

54. The Powers of the Commissioners for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing of this Act.

Period for
compulsory
Purchase of
Lands.

55. The Works by this Act authorized shall be completed within Six Years from the passing of this Act, and on the Expiration of that Period the Powers by this Act granted to the Commissioners for executing such Works shall cease to be exercised, except as to so much thereof as shall then be completed.

Period for
Completion
of Works.

56. When and so soon as it shall be certified under the Hand of an Officer, to be appointed by the Board of Trade, that the Commissioners have completed the said Embankments, the Right Honourable the Earl of *Meath*, the Lord of the Manor of *Bray*, may grant to the Commissioners, and the Commissioners shall accept of a Conveyance of the Harbour or Dock at *Bray*, for such Estate and Interest as is vested in the Lord of the said Manor; and from and after the Execution of such Conveyance the Commissioners shall maintain and for ever after keep the said Harbour or Dock in good and efficient Order and Repair.

Authorizing
Conveyance
of Dock to
Commis-
sioners.

57. From the Date of the Execution of the said Conveyance, the Commissioners may demand and receive, in respect of the Vessels, Goods,

Tolls for the
Use of Dock.

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Goods, and Things described in Schedule (H.) to this Act annexed, any Sums not exceeding the Rates in that Schedule specified.

As to Land
belonging to
Secretary of
State for
War.

58. And whereas it is necessary that the Fortifications and Works belonging to Her Majesty, and under the Charge of Her Majesty's Principal Secretary of State for the War Department, should be preserved intact and free from all Obstruction: Be it therefore enacted, That, nothing in this Act contained shall authorize the Commissioners to enter upon, use, or interfere with any Land, Soil, or Water, or any Right in respect thereof, or to take away, lessen, prejudice, or alter any of the Rights, Privileges, or Powers vested in or exercised by the said Principal Secretary for the Time being, without his previous Consent signified in Writing under his Hand, and which Consent the said Principal Secretary for the Time being is hereby authorized to give, subject to such special or other Conditions as he shall see fit to impose on the said Commissioners.

Power to
maintain a
public Park.

59. The Commissioners may make into and maintain as a public Park the Piece of Land which, pursuant to "The *Bray Commons Inclosure Act, 1859*," has been allotted and awarded to the Lord of the Manor of *Bray* and the *Bray Commissioners*, and may for that Purpose level, drain, plant, and lay out the same in such Manner as to them shall seem fit; and the Lord of the said Manor and the Commissioners may, for the Purpose of making the Road by this Act authorized, sell, exchange, demise, let, or otherwise dispose of the Residue of the said Commons, which under the Thirty-eighth Section of the said Act may be allotted and awarded to them, and apply the Proceeds of the Sale of any Part thereof or the annual Income to arise therefrom towards defraying the Costs of making and maintaining the Road by this Act authorized.

Power to
Commis-
sioners to
order Works
to be exe-
cuted.

60. The Commissioners may from Time to Time at any Special or General Meeting make any Order for doing or performing any Work or Business to be done by virtue of this Act, or for the Purchase of Materials necessary therefor, and may enter into Contracts for the performing of the Works or the Supply of the Materials.

Byelaws.

61. The Commissioners may from Time to Time, when and as they think fit, make Byelaws for all or any of the following Purposes; that is to say,

- (A.) For regulating the Proceedings of the Commissioners:
- (B.) For regulating the Duties and Conduct of the Officers and Servants of the Commissioners:
- (C.) For regulating the Traffic upon and preserving the Condition of the Esplanade and Sea Beach, and for the Prevention of Trespass on the Esplanade:
- (D.) For regulating Fairs, Markets, and Market Houses.

62. Every

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62. Every Person having Charge or Care of any Waggon, Cart, Spring Cart, or Dray, or other Carriages used for the Conveyance of heavy Merchandise, such as Coals, Corn, or Timber, who rides on the Shaft of such Conveyances, or sits on the Top of his Loading, or who shall drive his Horse or other Animal when laden at a more rapid Pace than a Walk, or who with or without loading drives furiously when passing through the Township, shall be subject to a Fine not exceeding Twenty Shillings, or to Imprisonment for any Period not exceeding Fourteen Days with or without Hard Labour, at the Discretion of the Justice or Justices before whom he may be convicted.

Regulating the Conveyance of heavy Merchandise through the Township.

63. For the Purpose of carrying this Act into execution, the Commissioners once in every Year, computed from the Third *Wednesday* after the Commencement of this Act, or oftener if they think it necessary, may make One or more Assessment or Assessments under the Name of the "*Bray Township Rate*," to be levied by Two equal half-yearly Instalments, the Warrant to be signed by any Three or more of the Commissioners, upon all the Occupiers, or in case the same shall be unoccupied upon the Owners of all Lands, Dwelling Houses, Shops, Warehouses, Vaults, Cellars, Stables, Breweries, Manufactories, Mills, Houses, Buildings, Yards, Places, Tenements, and Hereditaments within or partly within the Township (except any Houses, Buildings, or Premises now by Law exempt from County Rate), according to the yearly Value of the same respectively, so that the Assessments shall not in any Case exceed Two Shillings and Sixpence in the Pound in the whole in any One Year: Provided also, that the *Bray Township Rate* shall be instead of the General Yearly Assessment provided for by Section Sixty of "*The Towns Improvement (Ireland) Act, 1854*:" Provided always, that every Person rated to the *Bray Township Rate* under the First Assessment under this Act shall be entitled to a Rebate equal to Seven Twelfths of the Amount of the Grand Jury Cess payable by such Person on account of Premises within the Township, in the County of *Dublin*, and Seven Eighths of the Amount of Grand Jury Cess payable by such Person on account of Premises within the Township, in the County of *Wicklow*.

Bray Township Rate.

64. Once or oftener in every Year the Commissioners shall make a special Assessment, to be called the "*Bray Township Water Rate*," on the Occupiers of all the Property in the Township rateable to the *Bray Township Rate*: Provided that the total Amount to be raised in any One Year by the Water Rate shall not exceed the Amount required in the Year for the Purposes of this Act with respect to the Water Supply, including laying Mains and all other Works incidental

Bray Township Water Rate.

The Bray Township Act, 1866.

to obtaining and maintaining such Supply: Provided also, that the Water Rate shall not exceed in any One Year the Rate of One Shilling in the Pound.

Provisions
of Act
applicable to
Water Rate.

65. The several Provisions of this Act with respect to the making, assessing, levying, recovering, and collecting of the Bray Township Rate, and all incidental Matters, extend and apply *mutatis mutandis* to the making, assessing, levying, recovering, and collecting of the Water Rate and all incidental Matters.

Application
of Water
Rates.

66. All Monies raised by the Water Rate shall be applied only to the Purposes of this Act with respect to Water Supply.

Remedy
against
Persons
quitting
before Pay-
ment of
Rates.

67. If any Person quit or be about to quit any rateable Property before he has paid the Rates then payable by him in respect thereof, and do not pay the same to the Collector, on Demand, any Justice having Jurisdiction where such Person resides, or his Goods are found, may summon such Person to appear before him at a Time mentioned in the Summons, to show Cause why the Rates should not be paid, and if no sufficient Cause for the Nonpayment of such Rates be shown accordingly the same shall be levied by Distress, and such Justice shall issue his Warrant accordingly.

Rates due
from Owner
may be re-
covered from
Occupier.

68. When the Owner of any rateable Property is rated in respect thereof under the Authority of this Act, and the Rate remains unpaid for Three Months, the Collector may demand the Amount of such Rate from the Occupier for the Time being of such rateable Property, and on Nonpayment thereof may recover the same by Distress and Sale of his Goods and Chattels, in like Manner as Rates may be recovered from the Occupier of any Property liable to be rated; and every such Occupier shall be entitled to deduct from the Rent payable by him to such Owner so much as was so paid by or recovered from him.

Power to
borrow or
mortgage
Township
Rate.

69. For any of the Purposes of this Act the Commissioners from Time to Time may, under the Authority of this Act, borrow and re-borrow on Mortgage of the Bray Township Rate, and Water Rate, or either of such Rates, any Sums of Money not exceeding in the whole Ten thousand Pounds, and the Monies so borrowed shall be applied to the Purposes for which they are so borrowed: Provided, that when any Portion of the Monies so borrowed is paid off by means of the Sinking Fund by this Act authorized, the Commissioners shall not re-borrow on Mortgage of the Bray Township Rate any Money so paid off.

70. No

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70. No Money shall be borrowed on Mortgage by the Commissioners under the Provisions of the preceding Section at any Rate of Interest greater than Six Pounds *per Centum per Annum*.

Restrictions on borrowing.

71. The Mortgagees of the Rates may enforce the Payment of the Arrears of Interest, or of Principal and Interest, due on their Mortgages, by the Appointment of a Receiver, and in order to authorize the Appointment of a Receiver the Amount owing to the Mortgagees by whom the Application for a Receiver is made shall not be less than One Tenth of the Sum secured by all the Mortgages.

Arrears may be enforced by Appointment of a Receiver.

72. The Amount to be set apart in every Year by the Commissioners for discharging the Principal Money borrowed on Mortgage shall not be less than One Thirtieth of the Money so borrowed.

Sinking Fund.

73. Once or oftener in every Year the Commissioners shall make a special Assessment, to be called the "Sinking Fund Special Rate," on all the Persons who as Occupiers or Owners of all Property in the Township rateable to the *Bray Township Rate* are liable to be rated thereto: Provided, the total Amount to be raised in any One Year shall not exceed the Amount required for the Year for paying the Interest on Money borrowed and from Time to Time remaining due on Mortgage under this Act, and for providing the Sinking Fund for discharging the Principal Money borrowed on Mortgage.

Sinking Fund Special Rate.

74. No Mortgage under this Act shall be granted, unless at a Meeting of the Commissioners specially called for that Purpose, and at which at least Ten Commissioners are present.

Restriction on borrowing.

75. With respect to all Assessments, Rates, and Accounts under this Act, the Year shall begin with the First Day of *January*.

Computation of Year.

76. If any Person or Persons shall find himself or themselves aggrieved by any Rate made under this Act, or shall have any material Objection to any Person or Persons being put in or left out of such Rate, or to the Sum charged on any Person therein, it shall be lawful for such Person or Persons to appeal to any Sessions of the Peace to be held in the Presence of the Assistant Barrister in and for the County of *Wicklow*, at *Bray*, within Six Calendar Months next after the Cause of such Complaint shall have arisen; or if such Sessions shall be held before the Expiration of One Calendar Month next after such Cause of Complaint, then such Appeal shall be made to the next following Sessions.

Power of Appeal against Rates, &c.

77. The Assistant Barrister in and for the County of *Wicklow* for the Time being shall have Power to hear and finally determine the Matter

Power to determine Appeal or amend Rate,

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or quash the same and order a new Rate.

Matter of any Appeal brought before him under this Act, and shall make such Order therein as to him shall seem meet, which Order shall be final and conclusive upon all Parties; and he shall have Power to order the Name of any Person interested or concerned in the event of such Appeal, and having had Notice thereof, as herein is provided, to be inserted in such Rate, and to be rated at such Sum or Sums of Money, or to order the Name of any such Person to be struck out of such Rate, or the Sum or Sums at which any such Person is rated therein to be altered, as the said Assistant Barrister shall think right: Provided always, that the Assistant Barrister, to whom such Appeal shall be made, shall not examine or inquire into any other Cause or Ground of Appeal than such as is stated and specified in the Notice of Appeal, nor alter any such Rate with respect to other Persons or Matter than are mentioned and specified in the Notice of Appeal; but if upon an Appeal from the whole of any Rate it shall be found necessary to quash or set aside the same, the Assistant Barrister shall quash the same, and shall in that Case order the Commissioners to make a new Rate, and they are hereby required to make the same accordingly.

If Rate decreased Amount thereof to be returned.

78. If upon the Hearing of any Appeal from any Rate made under this Act, the Assistant Barrister shall order the Name of any Person to be struck out of such Rate, or the Sum or Sums rated on any Person to be decreased or lowered, and if it shall be made to appear to the Assistant Barrister that such Person hath previously to the Hearing of such Appeal paid any Sum or Sums of Money in consequence of such Rate which he ought not to have been charged with, then and in every such Case the Assistant Barrister shall order all and every such Sum and Sums of Money to be repaid by the said Commissioners, together with all reasonable Costs, Charges, and Expenses occasioned by such Person having been required to pay the same, to be recovered as Penalties and Forfeitures under this Act.

Fourteen Days Notice in Writing to be given of Appeal and Grounds thereof.

79. The Person or Persons so appealing shall give or cause to be given at least Fourteen Days Notice in Writing of his or their Intention of appealing as aforesaid, and of the Matter or Cause thereof, to the Clerk of the Commissioners, and the Assistant Barrister upon the Hearing of such Appeal shall not examine or inquire into any other Cause or Ground of Appeal than such as is stated and specified in the Notice of Appeal; and if any Person or Persons shall appeal against a Rate because any other Person is rated therein at any greater or less Sum than the net annual Value of the Hereditaments in respect of which such other Person shall be rated, or for any Cause that shall require any Alteration to be made in such Rates with respect to any other Person, then and in every such Case the Person or Persons so appealing shall give such Notice of Appeal as aforesaid not only to
the

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the Clerk of the Commissioners, but also to every other Person so interested or concerned in the event of such Appeal, and every such other Person shall if he so desire be heard upon such Appeal.

80. Notwithstanding any such Appeal or Notice thereof, every Rate shall be payable and shall be levied as if no Appeal had been made until such Rate shall be quashed, granted, or amended.

Pending Appeal Rate to be payable as if no Appeal made.

81. The Assistant Barrister, upon hearing and finally determining the Matter of any Appeal, shall and may, according to his Discretion, award such Costs to the Party appealing or appealed against as he shall think proper; and his Determination in or concerning the Premises shall be conclusive and binding on all Parties to all Intents and Purposes whatsoever.

Costs may be awarded.

82. Where any Owner shall be rated in respect of any rateable Property which shall be in the Occupation of a Tenant, under any Lease or Agreement made prior to the passing of this Act, such Tenant shall repay to the Owner all Sums which shall be paid by the Owner on account of any Rates made under this Act during the Continuance of such Lease, unless it shall have been agreed that the Owner shall pay all Rates in respect of such Property.

Tenants under existing Leases to repay the Owner.

83. Where any Owner shall be rated in respect of unoccupied Premises, and shall prove to the Satisfaction of the Commissioners that the Premises in respect of which he shall have been so rated were at the Time of the making of the said Rate unoccupied, then and in every such Case the Commissioners shall amend the said Rate and describe the said Property in the Column appropriated to the Name of the Occupier as being "empty," and thereupon the said Owner shall be entitled to a Rebate from such Rate of One Half of such Rate: Provided always, that if any Person afterwards occupy such Property during any Part of the Period for which such Rate was made, the Commissioners shall insert in such Column the Name of such Occupier, and collect from such Occupier, or from the Owner, if he be liable to pay the same, a Portion of the said Rate proportioned to the Time during which such Person occupies such Property, and every such Person shall thereupon be deemed to all Intents and Purposes to be properly rated; and all such Rates may be collected and recovered from the Person liable to pay the same, under the Provisions of this Act, and in the same Manner as other Rates payable thereunder: Provided always, that any Person whose Name is so inserted in such Rate, and such Owner as last aforesaid, may appeal against such Rate in the same Manner in every respect as is hereinbefore provided for Appeals against Rates under this Act; and for the

Rebate to Owner of unoccupied Premises.

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Purposes of Appeal the Date of the Alteration of the Rate Book shall be deemed the Day of the making of such Rate.

Rates vested
in Commis-
sioners.

84. The several Assessments or Rates from Time to Time made under this Act by the Commissioners are by this Act vested in the Commissioners, and shall be payable when and as they appoint, and to the Collectors or other Persons whom they appoint to receive the same.

Application
of Township
Rate and
Tolls.

85. Except as is by this Act otherwise expressly provided, all Monies raised by the *Bray* Township Rate, and all Tolls, Payments for Water, and Penalties, from Time to Time received under this Act by the Commissioners, shall, subject to the Payment of the Expenses of obtaining this Act, be applied in Payment of the Costs, Charges, and Expenses of and in any way incident to the Exercise of the Powers and Authorities by this Act vested in the Commissioners, and the carrying of this Act in all other respects into execution.

Application
of Penalties.

86. The Justice by whom any Penalty recovered under this Act is imposed shall award it to the Commissioners, to be by them carried to the Credit of the Township Rate, and to be applied accordingly.

Saving
Right of
the Bray
Pier and
Harbour
Company.

87. Nothing contained in this Act shall divest, take away, prejudice, diminish, or alter any Estate, Right, Privilege, Power, or Authority of whatsoever Nature vested in or exerciseable by the *Bray* Pier and Harbour Company without the previous Consent in Writing of the said Company under their Common Seal.

Saving
Rights of
the Crown.

88. Nothing contained in this Act, or in any of the Acts herein referred to, shall authorize the said Commissioners to take, use, or in any Manner interfere with any Lands or Hereditaments, or any Rights of whatsoever Description belonging to the Queen's most Excellent Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, on behalf of Her Majesty, first had and obtained for that Purpose (which Consent such Commissioners are hereby respectively authorized to give), neither shall anything in the said Act or Acts contained extend to take away, prejudice, diminish, or alter any of the Estates, Rights, Privileges, Powers, or Authorities vested in or enjoyed or exerciseable by the Queen's Majesty, Her Heirs or Successors.

Expenses of
Act to be
paid out of
Rate, and to
be stated in
Assessment.

89. All the Costs, Charges, and Expenses of and incident to the preparing for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Commissioners, and shall be so paid

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paid out of Monies raised by or on the Credit of the *Bray* Township Rate: Provided that so much of the said Rate as is made for defraying the Expenses of preparing for, obtaining, and passing this Act, or otherwise in relation thereto, shall be distinctly set forth in the Assessment of the Rate, and the same shall be paid, deducted, and retained by the same Persons and in the same Proportions as if the same were a Rate levied for the Relief of the Poor in the Township: Provided also, that the Rates to be levied under this Act, including the Water Rate or any other special Rate, shall not exceed in the whole in any One Year the Sum of Three Shillings and Sixpence in the Pound for any Purpose whatsoever, including the Costs and Expenses of obtaining this Act.

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The SCHEDULES referred to in the foregoing Act.

SCHEDULE (A.)

GENERAL MARKET TOLLS.

Shops.

To be paid by the Occupier of every inclosed Shop for the Sale of Butchers Meat, Game, Poultry, Fish, Vegetable, Fruit, China, Glass, Earthenware, Baskets, Hardware, or other marketable Commodities, according to the Size and Dimensions of the Shop; namely, for every Lineal Foot of the Frontage thereof, and so in proportion for less than a Foot:

	£	s.	d.
If let by the Year, any yearly Sum not exceeding -	1	10	0
If let by the Half Year, any half-yearly Sum not exceeding -	1	0	0
If let by the Quarter, any quarterly Sum not exceeding	0	10	0
If let by the Week, any weekly Sum not exceeding -	0	1	0

Butchers Stalls.

To be paid by the Occupier of every Butcher's Stall, according to Size and Dimensions of the Stall; namely, for every Lineal Foot of the Frontage thereof, and so in proportion for less than a Foot:

	£	s.	d.
If let by the Year, any yearly Sum not exceeding -	1	0	0
If let by the Half Year, any half-yearly Sum not exceeding -	0	10	0
If let by the Quarter, any quarterly Sum not exceeding	0	5	0
If let by the Week, any weekly Sum not exceeding -	0	1	0
If otherwise let or occupied, for every Market Day or other lawful Day, any daily Sum not exceeding -	0	0	6

Vegetable and other Stalls.

To be paid by the Occupier of every Stall raised above the Ground for the Sale of Vegetables, Fruit, Fish, Game, Poultry, China, Glass, Earthenware, Baskets, Hardware, or other marketable Commodities, according to the Size and Dimensions of the Stall; namely, for

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for every Lineal Foot of Frontage thereof, and so in proportion for less than a Foot:

	£	s.	d.
If let by the Year, any yearly Sum not exceeding -	0	10	0
If let by the Half Year, any half-yearly Sum not exceeding -	0	5	0
If let by the Quarter, any quarterly Sum not exceeding -	0	3	6
If let by the Week, any weekly Sum not exceeding -	0	0	6
If otherwise let or occupied, for every Market Day or other lawful Day, any daily Sum not exceeding -	0	0	3

Stands or Benches.

To be paid by the Occupier of every Stand or Bench according to the Size or Dimensions of the same; namely, for every Superficial Square Foot or Fraction of a Superficial Square Foot thereof:

	£	s.	d.
If let by the Year, any yearly Sum not exceeding -	0	2	0
If let by the Half Year, any half-yearly Sum not exceeding -	0	1	0
If let by the Quarter, any quarterly Sum not exceeding -	0	0	6
If let by the Week, any weekly Sum not exceeding -	0	0	4
If otherwise let or occupied, for every Market Day or other lawful Day, any daily Sum not exceeding -	0	0	2

Ground Space.

To be paid by the Occupier of every Compartment or Space on the Surface of the Ground according to the Size and Dimensions of the same; namely, for every Superficial Square Foot or Fraction of a Superficial Square Foot thereof:

	£	s.	d.
If let by the Year, any yearly Sum not exceeding -	0	2	0
If let by the Half Year, any half-yearly Sum not exceeding -	0	1	0
If let by the Quarter, any quarterly Sum not exceeding -	0	0	6
If let by the Week, any weekly Sum not exceeding -	0	0	3
If otherwise let or occupied, for every other Market Day or other lawful Day, any daily Sum not exceeding -	0	0	1

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SCHEDULE (B.)

WHOLESALE MARKET TOLLS.

	£	s.	d.
For every Waggon used by any Person for exposing, or in which shall be exposed to Sale, any marketable Commodity, for every Market Day or other lawful Day, any Sum not exceeding - - - - -	0	2	6
For every Cart used by any Person for the like Purpose, for every Market Day or other lawful Day:			
If drawn by One Horse or other Animal, any Sum not exceeding - - - - -	0	1	0
If drawn by Two or more Horses or other Animals, any Sum not exceeding - - - - -	0	2	0
For every Compartment or Space on the Surface of the Ground used by any Person for the like Purpose, according to the Size or Dimension of the same, namely, for every Superficial Square Foot thereof or Fraction of a Superficial Square Foot thereof, any daily Sum not exceeding - - - - -	0	0	2

SCHEDULE (C.)

FAIR TOLLS.

	£	s.	d.
For every Bull, Ox, Cow, or Heifer, sold in Fair Green, any Sum not exceeding - - - - -	0	0	3
For every Horse, Mare, or Gelding, ditto - - - - -	0	0	6
For every Mule or Ass, ditto - - - - -	0	0	3
For every Sheep, Lamb, or Goat, ditto - - - - -	0	0	1
For every Hog or Pig, ditto - - - - -	0	0	1
For the Use of a Pen for Sheep, whether sold or not, each Sheep, ditto - - - - -	0	0	0½
For Space for Stands, Cars, Drays, Show Boxes for Sale of Articles, Space not exceeding Six Feet, ditto - - - - -	0	0	4
Any extra Space, per Foot, ditto - - - - -	0	0	1
For every Booth, if not above Thirty Feet Square, ditto - - - - -	0	2	0
For every Cart or Dray in which any Thing is sold or offered for Sale, per Day, ditto - - - - -	0	1	0

For

The Bray Township Act, 1866.

	£	s.	d.
For every Truck, Barrow, or other small Vehicle, per Day, ditto - - - - -	0	0	3
For the Use of any Booth or Stall that may be erected in the Fair Green, not exceeding Six Feet Frontage, per Day, or Part of a Day, ditto - - - - -	0	1	0
For every Hawker or Pedlar, or other Person selling, or offering or exposing for Sale, any Article whatever, within the Fair Green, by Hand or otherwise, per Day or Fraction of a Day, ditto - - - - -	0	1	0

SCHEDULE (D.)

WEIGHING AND MEASURING TOLLS.

For weighing everything.

	£	s.	d.
If weighing not more than 28 lbs. Avoirdupois - - - - -	0	0	0½
If weighing more than 28 lbs. and not more than Two Hundredweight - - - - -	0	0	1
And for every entire Hundredweight or Fraction of a Hundredweight, not less than a Half Hundredweight beyond Two Hundredweight - - - - -	0	0	0½

For measuring every Quantity of Things sold by Measure.

If not exceeding One Bushel - - - - -	0	0	0½
If exceeding One Bushel and not exceeding Two Bushels	0	0	1
And for every Bushel beyond Two Bushels - - - - -	0	0	0½

SCHEDULE (E.)

CART WEIGHING TOLLS.

For weighing every Waggon, whether loaded or unloaded -	0	0	4
For weighing every Cart, whether loaded or unloaded -	0	0	2

The Bray Township Act, 1866.

SCHEDULE (F.)

SLAUGHTER-HOUSE TOLLS.

	£	s.	d.
For every Ox, Cow, or Bullock, any Sum not exceeding	0	2	0
For every Calf, any Sum not exceeding	0	1	0
For every Sheep or Lamb, any Sum not exceeding	0	0	6
For every Hog or Pig, any Sum not exceeding	0	0	8
For every other Beast, any Sum not exceeding	0	2	0

SCHEDULE (G.)

Undertaking referred to in the foregoing Act.

We, the undersigned, hereby agree to subscribe and pay the Sums set opposite to our respective Names as at Foot, in and towards the Expenses of the proposed Improvement of the Mouth of the Bray River; and in case it becomes necessary to sign any more formal Agreement or Deed to carry out the above Improvement through the Means of Clauses for that Purpose intended to be introduced into the Bray Improvement Bill, we further agree to bind ourselves respectively to sign such formal Instrument as may be required, binding ourselves to the Payment of the several Sums so set opposite to our respective Names as at Foot.

Dated this 23d Day of January 1866.

(Signed)	HARRIETT VERNER	-	-	100
	ANNA MARIA O'REILLY DEASE	-	-	100
	CHARLES PUTLAND	-	-	100
	PETER WARBURTON JACKSON	-	-	50
	JOHN BRENNAN	-	-	50
	EDWARD BRESLIN	-	-	50
	JOSEPH KELLY	-	-	50
	JOHN NORTON	-	-	50

The Bray Township Act, 1866.

SCHEDULE (H.)

I.—Rates on Vessels using or entering the Harbour or Dock.

	s.	d.
For every Vessel - - - - - per register Ton	0	6
All Yachts, Pleasure Boats, Boats entirely open, and Fishing Boats free, except when using the Dock, and then for each such Boat - - - - -	1	0

II.—Rates on Goods, shipped or unshipped, received or delivered, within the Harbour or Dock.

	s.	d.
Bricks - - - - - per Ton	0	2
Cattle: Bulls, Cows, Oxen, and Horses - each	0	2
Cattle: Calves, Pigs, Sheep, and Lambs - per Score	0	6
Clover Seed - - - - - per Sack	0	2
Coals - - - - - per Ton	0	2
Deals - - - - - per 120	1	0
Flour - - - - - per Ton	0	2
Iron - - - - - per Ton	0	2
Lead - - - - - per Ton	0	2
Meal - - - - - per Ton	0	2
Salt Rock - - - - - per Ton	0	1
Slates - - - - - per Ton	0	2
Stones - - - - - per Ton	0	2
Timber of all Kinds, except Deals - per Load of 50 Feet	0	4
Lime Stones - - - - - per Ton	0	2

All other Goods not particularly enumerated above:

Light Goods - - - - - per Barrel, Bulk	0	1
Heavy Goods - - - - - per Ton	0	2

In charging the Rates on Goods the gross Weight or Measurement of all Goods to be taken, and for any less Weights, Measures, and Quantities than those above specified, a Proportion of the respective Rate shall be charged.

Five Cubic Feet, not exceeding $2\frac{1}{2}$ Cwt., to be rated as a Barrel Bulk; but when the Weight of 5 Cubic Feet is greater than $2\frac{1}{2}$ Cwt., then $2\frac{1}{2}$ Cwt. to be rated as a Barrel Bulk.

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III.—Rates for the Use of Cranes, Weighing Machines, and Sheds provided at the Harbour or Dock.

1st. Rates of Craneage:

			<i>d.</i>
All Goods or Packages not exceeding 1 Ton			2
Exceeding 1 Ton and	2	3	3
„ 2 „	3	4	4
„ 3 „	4	5	5
„ 4 „	5	6	6
„ 5 „	6	7	7
„ 6 Tons - - - -			8

2nd. Weighing Machines:

For Goods weighed, 1*d.* for each Ton or Part of a Ton.

3rd. Shed Dues:

For each Ton of Goods of 8 Barrels Bulk, or for each Ton of Goods of 20 Cwt., which shall remain in the Sheds or on the Quays of the Harbour for a longer Time than 48 Hours, the Sum of 3*d.*; and the Sum of 2*d.* per Ton for each Day during which such Goods shall remain after the first 48 Hours.

LONDON:.

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