



## CHAPTER cxviii.

An Act to confirm certain Provisional Orders made by the Board of Trade under the General Pier and Harbour Act, 1861, relating to Buckpool, Findochty, and Portknockie. A.D. 1893.

[29th June 1893.]

**W**HEREAS a Provisional Order made by the Board of Trade under the General Pier and Harbour Act, 1861, is not of any validity or force ~~whatever until the confirmation thereof by Act of Parliament :~~ 24 & 25 Vict. c. 45.

And whereas it is expedient that the several Provisional Orders made by the Board of Trade under the said Act, and set out in the schedule to this Act, be confirmed by Act of Parliament :

Be it therefore 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:—

1. The several Orders as amended and set out in the schedule to this Act shall be and the same are hereby confirmed, and all the provisions thereof in manner and form as they are set out in the said schedule shall, from and after the passing of this Act, have full validity and force. Confirmation of Orders in schedule.

2. The undertakers mentioned in the said Orders shall not, under the powers of this Act or of the said Orders, purchase or acquire in any district within the meaning of the Public Health (Scotland) Act, 1867, ten or more houses which, after the passing of this Act have been, or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers : Special provisions as to houses of labouring class.

For the purposes of this section the expression "labouring class" includes mechanics, artizans, labourers, and others working for

A.D. 1893. wages, hawkers, costermongers, persons not working for wages but working at some trade or handicraft without employing others except members of their own family, and persons, other than domestic servants, whose income does not exceed an average of thirty shillings a week, and the families of any of such persons who may be residing with them.

Short title. **3.** This Act may be cited as the Pier and Harbour Orders Confirmation (No. 4) Act, 1893.

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## THE SCHEDULE OF ORDERS.

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1. BUCKPOOL.—Re-constitution of Harbour Authority, and improvement of Harbour.
2. FINDOCHTY.—Constitution of Harbour Authority.
3. PORTKNOCKLE.—Constitution of Harbour Authority.

## BUCKPOOL.

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*Order for the regulation of the Harbour of Buckpool, in the County of Banff, the appointment of Harbour Commissioners, and the construction of Works, and for other purposes.*

*Buckpool.*

1. At the expiration of fourteen days from the date of the passing of the Act confirming this Order, The Buckpool Harbour Order, 1886, shall be, and the same is hereby repealed. Repeal of the  
Buckpool  
Harbour  
Order, 1886.

2. For the purpose of carrying this Order into effect, there shall be a body of Commissioners not exceeding thirteen in number (in this Order called The Commissioners) nominated or elected as by this Order provided, which Commissioners and their successors are hereby for the purposes of this Order incorporated by the name of The Buckpool Harbour Commissioners, and by that name shall be a body corporate with perpetual succession and a common seal, and shall have power to purchase, take, hold, use, dispose of, lease and other property for the purposes but subject to the restrictions of this Order. Incorporation  
of Commis-  
sioners.

3. The several words and expressions to which by the Acts incorporated with this Order meanings are assigned, have in this Order the same respective meanings unless excluded by the subject or context, and in this Order unless excluded by the subject or context— Interpretation  
of terms.

“The Baronet” means Sir Robert Glendonwyn Gordon, of Letterfourie and Gordonston, Baronet, and also includes his successor in the superiority of the lands of Nether Buckie or Buckpool, in the county of Banff, whether male or female, for the time being, and also the heirs or successors of the Baronet for the time being, and also includes the tutor, curator, guardian, or other party legally acting for the Baronet for the time being in case of the Baronet being under any incapacity by reason of minority, or otherwise, as the case may be or require ;

“The existing harbour” means and includes the present harbour of Buckpool, and all the piers, buildings, works, lands, and conveniences and property rights, including the right to levy harbour rates and dues, powers, and privileges connected therewith ;

“The harbour” means and includes the port and harbour of Buckpool within the limits defined by this Order ;

“Buckpool” means that part of the burgh of Buckie west of the Burn of Buckie, with the lands adjoining thereto, bounded on the east by the stream known as the Burn of Buckie, on the west by the stream known as the Burn of Gollachy, on the south by the road leading from Mill of Buckie, westward towards the Barhill Road, and by a line continuing said road from Mill of Buckie from the point at which it joins the Barhill Road, till it reaches the said Burn of Gollachy, and on the north by the Moray Firth ;

“The town of Buckie” means that part of the burgh of Buckie bounded on the south by West Church Street, on the east by a line raised perpendicularly off the line of West Church Street and extended to the south-east

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corner of the Coastguard station, on the north by the Moray Firth, and on the west by the Burn of Buckie ;

“The Buckpool feuars” or “Buckpool feuar” means persons or a person qualified to be electors or an elector by virtue of their or his entry with the Baronet in his rental books as owners or owner of houses or of a house in Buckpool and in the lands of Nether Buckie, and that whether actually holding a feu charter, long lease, or other title ;

“The Buckie feuars” or “Buckie feuar” means fishermen or a fisherman resident in their or his own feu within the area of Buckie above specified, qualified to be electors or an elector by virtue of their or his entry with the proprietor or proprietors, for the time being, of the superiority of the lands of Buckie, in the county of Banff, in his or their rental books as owners or owner of houses or of a house in the town of Buckie, and in the lands of Buckie, and that whether actually holding a feu charter, long lease, or other title ;

“The feuars” means “the Buckpool feuars” and “the Buckie feuars” indistinctly.

First Commissioners.

4.—(1.) The first Commissioners shall be the following persons, namely :— Alexander Reid, “Mosh,” William Reid, “Mosh,” George Murray, “Farmer,” James Thain, “Thainie,” George Murray, “Curlie,” William Geddes, “Foskie,” Joseph Bowie, Alexander Geddes Thain, Alexander Reid, “Mosh,” junior, William Stewart, “Will,” junior, James Slater, Peter Geddes Boson, and George Thomson, being nominees of the feuars.

(2.) The first Commissioners shall come into office at the expiration of fourteen days from the date of the passing of the Act confirming this Order, and shall go out of office on the third Tuesday in the month of November 1896.

Election of Commissioners.

5. The following provisions with reference to the election of Commissioners shall have effect (that is to say) :—

(1.) On the second Friday in the month of November of the year 1896, and of every third year thereafter, the feuars qualified to vote as by this Order provided, shall elect thirteen persons to be Commissioners, and any Commissioner going out of office shall, unless disqualified, be capable of being again elected.

(2.) The Commissioners so elected shall come into office on the Tuesday next after their election, and on the same day the previous Commissioners shall go out of office.

(3.) A Buckpool feuar or a Buckie feuar, as in this Order defined, shall alone be qualified to vote at the election of Commissioners.

(4.) The election shall take place at a meeting of the feuars to be held in some place in Saint Andrew’s Hall, or other convenient place in the town of Buckpool suitable for holding such meeting.

(5.) The Commissioners shall cause the day and place of such meeting to be published by notice affixed to the door of Saint Andrew’s Hall, or some other conspicuous place in the town of Buckpool, not less than seven clear days before such meeting, and by advertisement in any other convenient manner.

(6.) The election shall be by show of hands at such meeting of the feuars.

Qualification of electors of Commissioners.

Mode of conducting election of Commissioners.

7.) Any two feuars may at such meeting propose any other person, being a Buckpool feuar or a Buckie feuar, as a candidate for the office of Commissioner. A.D. 1893.  
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(8.) The clerk to the Commissioners or one of the Commissioners for the time being shall act as chairman of the meeting of the feuars, and shall declare the number of votes given to each candidate, and in case his decision is challenged, shall cause the number of feuars voting for any candidate to be ascertained by taking a division or in some other convenient manner.

(9.) The decision of the chairman (who, in the case of an equality in the number of votes, shall have a casting vote) as to the result of such division or ascertainment of the number of feuars voting shall be final and unimpeachable.

(10.) The seven candidates being Buckpool feuars, and also the six candidates being Buckie feuars, who respectively have the greatest number of votes shall be the Commissioners.

(11.) If only seven or any less number of Buckpool feuars are proposed as candidates, the chairman shall declare them elected without taking a show of hands.

If only six or any less number of Buckie feuars are proposed as candidates, the chairman shall declare them elected without taking a show of hands ;

If more than seven Buckpool feuars or more than six Buckie feuars, as the case may be, are proposed as candidates, an election shall be made in manner herein-before provided as between the candidates who are Buckpool feuars or the candidates who are Buckie feuars, as the case may be ;

If no Buckie feuar, or less than six Buckie feuars, come forward for election, the deficiency in the numbers required to make up the thirteen Commissioners shall be made up by the election of Buckpool feuars.

(12.) The chairman of the meeting shall report to the Commissioners the names of the persons elected as Commissioners.

(13.) A Buckpool feuar or a Buckie feuar, as in this Order defined, shall alone be qualified to be elected a Commissioner.

6. Any Commissioner may resign office at any time upon giving not less than three weeks' notice in writing of his resignation to the Commissioners or their clerk. Commissioners  
may resign.

7. In case of a vacancy in the office of Commissioner, by reason of failure to make a valid election, or of any Commissioner refusing to accept office, or dying, or resigning, or becoming incapable or incompetent to act, or ceasing to be a Commissioner from any cause other than that of going out of office in the regular course, then in case the vacancy occur before the month of November, one thousand eight hundred and ninety-six, the feuars may elect a duly qualified person, being either a Buckpool feuar or a Buckie feuar, to fill the vacancy, and such election shall take place and be conducted in like manner as the elections in November, one thousand eight hundred and ninety-six, and subsequently ; and in case such vacancy occur in or after the month of November, one thousand eight hundred and ninety-six, the other Commissioners shall, as soon as may be Occasional  
vacancies  
among Com  
missioners.

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thereafter, at a special meeting of the Commissioners elect a Buckpool feuar to a vacancy in the office of a Buckpool feuar Commissioner, or a Buckie feuar to a vacancy in the office of a Buckie feuar Commissioner, as the case may require, and in every case the Commissioner so elected shall continue in office for the same period as the person whose vacancy he fills would in the ordinary course have continued in office, and shall go out of office on the same day, but shall be eligible for re-election. In case of an equality of votes at any such election, the chairman, for the time being, of the Commissioners shall have a second or casting vote. Provided that in case no feuar of the proper class is willing to fill the vacancy, then the Commissioners may, if they think fit, fill the vacancy by electing a feuar of the other class to be a Commissioner.

Acts of the  
Commissioners  
not to be  
invalidated by  
reason of  
vacancy.

8. All acts and proceedings of the Commissioners shall be valid and regular notwithstanding any vacancy in the number of Commissioners or any informality in the election of any Commissioner, and on the expiration of their term of office, the Commissioners for the time being shall be competent to continue to act until their successors are elected.

Incorporation  
of parts of  
10 & 11 Vict.  
c. 16.

9. The Commissioners Clauses Act, 1847 (except sections six and seven, and except the provisions thereof relating 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 except so far as other sections of that Act are inconsistent with this Order), is hereby incorporated with this Order, and that Act shall, so far as the nature and circumstances of the case will admit, apply to the Commissioners collectively and severally, but with reference to section thirty-nine thereof, the prescribed number (constituting a quorum) of the Commissioners shall be three.

Meetings of  
Commissioners.

10. Meetings of the Commissioners shall be held in such place as they shall appoint within Buckpool upon the first Friday of the months of January and July in each year at twelve of the clock noon, or upon such other day at such other hour as the Commissioners may fix.

Special  
meetings.

11. The clerk to the Commissioners, on requisition being made to him stating in writing the object of the intended meeting, and signed by the chairman or two of the Commissioners, shall cause special meetings to be called within forty-eight hours, and to be held within four days after such requisition.

Board of Trade  
to appoint  
auditor.

12. The Board of Trade may from time to time appoint a permanent auditor of the accounts of the Commissioners, and fix the salary to be paid to him, and such salary shall be paid to him accordingly by the Commissioners out of the rates levied under this Order.

Undertakers.

13. The Commissioners shall be the Undertakers for the purposes of this Order, and accordingly may carry this Order into effect.

Incorporation  
of Lands  
Clauses Acts.

14. The Lands Clauses Acts, except so much thereof respectively as relates to the purchase and taking of lands otherwise than by agreement, and to the entry on lands by the promoters of the undertaking, shall be and the same are hereby incorporated with this Order.

Vesting of  
existing  
harbour.

15. At the expiration of fourteen days after the passing of the Act confirming this Order, the existing harbour shall by force of this Order become and be vested in the Commissioners, and thereafter shall be part of their undertaking, and shall be held, maintained, and used by the Commissioners in accordance

with and subject to the provisions of this Order, under condition that the Commissioners fulfil the requirements of this Order.

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16. The Commissioners shall commence the works of enlargement and improvement authorised by this Order within the period of two years from the passing of the Act confirming this Order, and shall be bound to expend a sum of not less than ten thousand pounds in executing such works. Provided that in the event of such a sum not having been expended within the period of five years from the passing of the Act confirming this Order, the Baronet shall be entitled to re-assume his estate and interest in and possession of the harbour on payment to the Commissioners of any moneys (without interest) expended by them on the improvement of the harbour.

Commissioners  
to expend ten  
thousand  
pounds on  
works.

17. The Baronet shall, within five years from the passing of the Act confirming this Order, give over to the Commissioners such additional ground and buildings now belonging to him as the Commissioners may within that period require in writing for harbour purposes, at a price to be settled by the valuation of two arbitrators, one to be chosen by the Baronet, and the other by the Commissioners, or by an oversman to be nominated by the arbitrators before they proceed to arbitration.

The Baronet to  
sell additional  
ground  
required.

18. The limits of the harbour shall, for the purposes of this Order, embrace that part of the Bay of Buckie, in the Moray Firth, within the following limits (that is to say) an imaginary line commencing at a point about four yards from the south end of the east pier of Buckpool Harbour, and proceeding due north in a straight line for a length of two hundred and twenty yards, and thence due west for a further length of three hundred and fifty yards, then proceeding due south along another imaginary line for a length of two hundred yards till it reaches high-water mark of extreme tides at a point near the south-west corner of the parapet wall of the west pier of Buckpool Harbour, and shall include the existing harbour and the existing works and the works constructed under this Order, and all works, accommodations, and conveniences connected therewith, and all additions to and improvements on the harbour works from time to time to be made by the Commissioners.

Limits of  
harbour.

19. For the purposes of the works authorised by this Order, the Commissioners may from time to time by agreement enter on, hold, take, and use all or any part of the lands and foreshore shown on the deposited plans as they may think requisite for the purposes thereof.

Power to  
take specified  
lands by  
agreement.

20. The Commissioners may accept, or may by agreement purchase and hold, for extraordinary purposes any lands not exceeding in the whole five acres. Provided that this Order or anything therein contained shall not exempt the Commissioners from any proceedings on account of any nuisance caused or permitted by them on any land acquired by them under this Order.

Lands for  
extraordinary  
purposes.

21. Subject to the provisions of this Order, and subject also to such alterations (if any) in the deposited plans and sections as the Board of Trade may require from time to time before completion of the works, in order to prevent injury to navigation, the Commissioners may on the lands belonging to them or acquired by them under this Order, and in the lines and according to the levels shown on the deposited plans, and within the limits of deviation shown on those plans, execute and maintain the works authorised by this Order.

Power to  
construct and  
maintain  
works, &c.

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Description  
of works.

22. The works authorised by this Order comprise:—

First. An extension as a breakwater pier of the existing west pier in a northerly and easterly direction, commencing at a point thereon three hundred feet, or thereby from the south-west corner of the parapet wall of the said west pier, and proceeding from thence in a northerly direction for a length of forty lineal yards or thereby, and from thence in an easterly direction for a further length of one hundred and thirty-eight lineal yards or thereby, and terminating in the Bay of Buckie, in the Moray Firth, forty-four lineal yards or thereby north-eastward of the beacon in the present harbour entrance;

Second. An extension of the existing east pier in a north-westerly direction commencing at a point one hundred and ninety feet or thereby from the north-west corner of the dwelling-house and shop presently occupied by William Forbes Baker, Bridge End, and proceeding from thence in a north-westerly direction for a length of ninety lineal yards or thereby, and terminating in the Bay of Buckie, in the Moray Firth, fifty lineal yards or thereby north of the northmost point of the existing east pier;

Third. A jetty or pier commencing in the existing harbour at a point therein ninety-three yards or thereby westward from the north-west corner of the said dwelling-house and shop occupied by the said William Forbes Baker, and proceeding in a northerly direction for a length of ninety lineal yards or thereby, and terminating inside the said harbour at a point therein twenty-six lineal yards or thereby from the south-east corner of the entrance of the present west pier.

Works to  
prevent  
overflow of  
Buckie Burn.

23. The Commissioners shall at any time and from time to time at their own expense, excavate all such works as may be required by the Board of Trade in order to prevent any impediment to the free outflow of water from the Buckie Burn, and shall be liable to a penalty not exceeding five pounds for every calendar month during which they omit so to do.

Improvement  
of harbour, &c.

24. The Commissioners may excavate, deepen, or dredge so much of the existing harbour as is comprised within the existing west pier and the proposed jetty before mentioned, and also the entrance so far as necessary to give sufficient access to the intended harbour from the beacon before mentioned, to and including the entrance at the north end of the said jetty all to a depth of six feet or thereby below the level of low water of spring tides, and may form slipways, spending beaches, and otherwise improve the harbour, and the Commissioners may also from time to time improve the harbour by deepening the accesses thereto, and by deepening the adjoining sea, and may lay down, make, and maintain all buoys, moorings, lights, beacons, landing places, approaches, and other works and conveniences which from time to time they may think necessary for effecting any of the purposes of this Order, and may do any of the works authorised by this Order either by themselves, their servants, or by others, and generally make such arrangements as may appear to them desirable for carrying out the said work.

Powers as to  
deviations.

25. In constructing the works by this Order authorised, the Commissioners may, with the consent in writing of the Board of Trade, deviate laterally from the lines of such works delineated on the deposited plans to any extent not



exceeding the limits of deviation marked on the deposited plans, and may deviate vertically from the levels of the said works as defined on the deposited sections to any extent not exceeding ten feet.

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26. Any works authorised by this Order below high-water mark shall not be commenced without the consent thereto of the Board of Trade having been first obtained in writing, and shall be executed in the manner approved by that Board.

Consents to works.

27. When a certificate has been obtained from the Board of Trade that all consents and approvals on the part of the Board of Trade required under this Order, or otherwise necessary to the due construction of the works authorised by this Order, have been given, the Commissioners may, subject and according to the provisions of this Order, for the use of the harbour and the works, demand and take in respect of the vessels, boats, goods, animals, fish, and things described in the schedule to this Order, any sums not exceeding the rates specified in that schedule. Provided that the Commissioners, before commencing to levy rates for beaching boats authorised by this Act, shall provide suitable accommodation for beaching boats to the satisfaction of the Board of Trade, and shall thereafter maintain the same to the like satisfaction.

Power to take rates in schedule.

28. When and so soon as it shall be at any time, or from time to time, certified in writing, under the hand of an officer to be appointed for the purpose by the Board of Trade, and paid by the Commissioners, that works authorised by this Order have been so far completed as to afford increased harbour accommodation by means of such works, the Commissioners may, notwithstanding section twenty-five of the Harbours, Docks, and Piers Clauses Act, 1847, and although the whole of the works authorised by this Order shall not then have been completed, demand, receive, and recover such of the rates, or such proportion of all or any of the rates specified in the schedule to this Order as shall, in the opinion of the Board of Trade, be commensurate to the increased accommodation afforded.

Rates may be levied though works not completed.

29. When and so soon as the Commissioners become entitled to demand and take all or any part of the rates specified in the schedule to this Order, all other rates, tolls, dues, or duties, shall cease to be demanded or received in respect of the harbour or the works or conveniences connected therewith.

Existing rates to cease when new rates leviable.

30. The Commissioners may from time to time build, purchase, contract for or hire, and may maintain, use, and let steam tugs or other power for the use and accommodation of vessels frequenting the harbour, and may also from time to time license such number of steam tugs or other power belonging to any person for such period and on such terms and conditions as they think fit.

Commissioners may provide and license steam tugs.

31. The Commissioners may from time to time, with the approval of the Board of Trade, fix such rates or charges as appear to them reasonable for or in respect of the use of such steam tugs or other power maintained, used, and let or licensed by them, and such rates or charges shall be paid by the owner, agent, master, consignee, or other person having charge of the vessel obtaining the assistance of such steam tug or other power to the Commissioners, or to their lessee, or to the person with whom they may contract, or to the owner of such steam tug or other power, if licensed by the Commissioners, as the case may be, and such rates and charges shall be due and payable whether such steam tug

Charges for steam tugs.

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or other power shall be actually employed or not, provided the assistance thereof shall have been required, and shall, in consequence of a requisition, have been tendered by the master or other person having the command of such steam tug or other power.

Rates for use  
of warehouses,  
&c.

32. The Commissioners may demand and receive such rates or other consideration as they may think reasonable for any services rendered by them, and for the use of any warehouses, buildings, yards, works, and conveniences belonging to them, and for which rates are not specified in the schedule to this Order.

Power to  
compound for  
rates.

33. The Commissioners may from time to time confer, vary, or extinguish exemptions from and enter into compositions with any person or persons or company with respect to the payment of the rates authorised by this Order, but so that no preference be given to any person or company.

Revision of  
rates.

34. The Commissioners shall from time to time revise the rates received by them under this Order, so that the income of the Commissioners under this Order may always be, so far as practicable, sufficient, and not more than sufficient, for the purposes of this Order; and if at any time, and from time to time, the clear annual income derived from the rates on the average of the then three last preceding years, after payment of all expenses and outgoings, shall exceed the amount sufficient to answer the purposes of this Order, the Board of Trade may, if in their discretion they think fit, reduce such rates to such sums as will be sufficient to provide the amount aforesaid, with power to the Board of Trade at any time, and from time to time, to raise them again to not exceeding the sums specified in the schedule to this Order.

Annual  
account to be  
sent to Board  
of Trade.

35. The Commissioners, within one month after sending to the sheriff clerk the copy of their annual account in abstract (which account shall be made up at the end of the day on the twenty-fifth day of March in each year), shall send a copy of the same to the Board of Trade, and section sixteen of the General Pier and Harbour Act, 1861, Amendment Act, shall apply to and include any and every such account. If the Commissioners refuse or neglect to comply with this provision they shall for every such refusal or neglect be liable to a penalty not exceeding twenty pounds.

Certain fishing  
vessels under  
stress of  
weather  
exempt from  
rates.

36. Fishing vessels belonging to countries with which for the time being treaties exist, exempting from duties and port charges such vessels when driven by stress of weather to seek shelter in the ports or on the coasts of the United Kingdom, shall, when forced by stress of weather to make use of the harbour, and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

Certain officers  
exempt from  
rates.

37. The Secretary for Scotland, and any person or persons deputed by him, and Officers of the Board of Trade, and of the Fishery Board for Scotland, being in the execution of their duties, shall at all times have free ingress, passage, and egress to and from the harbour by land, and with their vessels and otherwise, without payment.

Lifeboat crew  
exempt from  
rates.

38. All persons going to or returning from any lifeboat or using any apparatus for saving life, and being persons either belonging to the crew of the lifeboat or to the coastguard, or being persons for the time being actually employed in

saving life, or in exercising or using the lifeboat, or the apparatus for saving life, and also all persons brought ashore from any vessel in distress, shall at all times have free ingress, passage, and egress to and from the harbour without payment.

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39. The officers of the coastguard and all other persons for the time being actually employed in connection with the lifeboat, or the apparatus for saving life, may either permanently or temporarily, and from time to time, without payment, attach or cause to be attached to any part of the harbour, sparz and other apparatus for saving life, and may also, either in course of using or of exercising the apparatus for saving life, fire rockets over the harbour.

Life-saving apparatus may be attached to any part of harbour.

40. The Commissioners may from time to time borrow at interest such money as may be required for the purposes of this Order, not exceeding in the whole the sum of twenty-four thousand pounds, on the security of the rates by this Order authorised to be taken or any part thereof.

Power to borrow money.

41. The Commissioners may accept and take from any bank or banking company credit on a cash account to be opened and kept with such bank or banking company in the name of the Commissioners, according to the usage of bankers in Scotland, to the extent of the sum which the Commissioners are hereby authorised to borrow, or any part thereof, and may assign the rates authorised to be taken by this Order or any part thereof in security of the payment of the amount of such credit or of the sums advanced from time to time on such cash account, with interest thereon. Provided always, that the whole principal sums due and owing by the Commissioners on such cash account and for money otherwise borrowed by them on the security of the said rates, shall not, when taken together, exceed the sum by this Order authorised to be borrowed.

Power to borrow on cash account.

42. Any person lending or paying money to the Commissioners under this Order shall not be bound to inquire as to the observance by them of any provisions of this Order, or be bound to see to the application, or be answerable for any loss, non-application, or misapplication of such money or any part thereof.

Protection of lenders from injury.

43. The Commissioners shall apply all money borrowed by them under this Order in defraying the costs of and incident to the preparing and obtaining of this Order, and of the works, conveniences, and purposes authorised by this Order, and such other purposes in connexion with the harbour to which capital is properly applicable, and not otherwise.

Application of money borrowed.

44. Any money borrowed under this Order and discharged otherwise than by means of a sinking fund or by instalments may be re-borrowed if required for the purposes of this Order, and so from time to time.

Re-borrowing.

45. The Commissioners shall every year appropriate and set apart out of the harbour revenues such a sum as will, with the accumulation thereof by way of compound interest, be sufficient to pay off the whole of the principal moneys borrowed under this Order within sixty years after the same are respectively borrowed.

Sinking fund.

46. The Commissioners may, if they think fit, yearly, for the purpose of forming a contingency fund to meet any unforeseen accident or extraordinary

Contingency fund.

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damage which may happen or be caused to the harbour, set apart the surplus revenue of the harbour (if any) after meeting the ordinary expenditure, and interest, and sinking fund as by this Order provided, and shall deposit the sum set apart in some joint stock bank of issue in Scotland to be increased by accumulation in the way of compound interest or otherwise, or in such investments as trustees are by any statutory enactment authorised to invest trust funds, until required for any of the aforesaid purposes, and the whole accumulated fund shall be applied as required for the maintenance and improvement of the harbour.

Annual return  
to Board of  
Trade with  
respect to  
sinking fund.

47. The clerk to the Commissioners shall within two months after the expiration of each year during which any sum is required to be set apart for a sinking fund under this Order, transmit to the Board of Trade a return in such form as may be prescribed by that Board, and verified by statutory declaration if so required by them, showing the amount which has been invested for the purpose of the sinking fund during the year preceding the making of such return, and the description of the securities upon which the same has been invested, and also showing the purpose to which any portions of the moneys invested for the sinking fund and the interest thereof have been applied during the same period, and the total amount remaining invested at the end of the year, and in the event of any wilful default in making such return, such clerk shall be liable to a penalty not exceeding twenty pounds. If it appear to the Board of Trade by such return or otherwise that the Commissioners have failed to set apart, in accordance with the provisions of this Order, the sum required by this Order for the sinking fund, or have applied any portion of the moneys set apart for that fund or any interest thereof to any purposes other than those authorised by this Order, the Board of Trade may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund, and such order shall be enforceable by decree of either division of the Inner House of the Court of Session in Scotland in a summary application presented for that purpose.

Application  
of revenues.

48. The rates received by the Commissioners under this Order and the other harbour revenues shall be applied for the purposes and in the order following, and not otherwise (that is to say):—

- (1.) In paying the costs, charges, and expenses of and incident to preparing and obtaining this Order, and otherwise in relation thereto ;
- (2.) In paying the expenses of the maintenance, repair, management, and regulation of the harbour and works, and in defraying the other necessary administration expenses of the Commissioners properly incurred in relation to the harbour, including the cost of borrowing money under this Order ;
- (3.) In paying year by year the interest on money borrowed by the Commissioners for the purposes of this Order ;
- (4.) In forming a sinking fund for payment of principal moneys borrowed under this Order ;
- (5.) In forming a contingency fund, if the Commissioners think fit, for providing for accidents to the harbour ;

(6.) In paying off any other debts contracted, or to be contracted, by the Commissioners for the purposes of this Order ; A.D. 1893.

*Buckpool.*

(7.) In executing the works authorised by this Order, and in further improving, deepening, and extending the harbour and works connected therewith, and carrying out the purposes of this Order.

49. Sections sixteen to nineteen, inclusive, of the Harbours, Docks, and Piers Clauses Act, 1847, shall not be incorporated with this Order, but the Commissioners shall, at their own expense, when required by the Board of Trade, provide to the satisfaction of the Board of Trade a site near the harbour, and build on such site a house and other proper accommodation for a lifeboat, rocket apparatus, and other life-saving apparatus, and shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit to provide such accommodation after having been required so to do by the Board of Trade. Portions of  
Harbours  
Clauses Act  
excepted.

50. The Commissioners may make byelaws for the regulation and control of vessels and boats within the harbour, and for the regulation and control of the fishermen and other persons, and goods and traffic in and at the harbour and works, but byelaws so made shall not come into operation until the same have received the allowance and confirmation of the Board of Trade, which shall be sufficient for all purposes. Byelaws.

51. The Commissioners may appoint and license a sufficient number of persons to be meters and weighers at and within the harbour. Meters and  
weighers  
may be  
licensed.

52. For the purposes of this Order the Commissioners shall be deemed a Pilotage Authority and a Local Authority within the meaning of the Merchant Shipping Acts, 1854 to 1880, and all the powers by those Acts conferred on Pilotage Authorities and on Local Authorities shall be vested in the Commissioners for the purposes of this Order. Pilotage and  
local autho-  
rities.

53. Within twelve hours after the arrival within the harbour of any vessel liable to rates, the master of such vessel shall report such arrival to the collector of rates, and if he fails to make such report within the time aforesaid, and after he has been required to do so by the collector, he shall be liable to a penalty not exceeding ten pounds. Master of  
vessel to report  
arrival.

54. The master, or owner, or crew of every boat engaged in the white fishery, and of every boat delivering herrings (except boats engaged at the herring fishing at the harbour for the regular herring fishing season) shall, within twelve hours after arrival in the harbour, forthwith report the same to the harbour-master or collector of rates, and shall furnish to the collector a true and accurate statement of his or their take of fish, and the names of the persons obtaining delivery of the same, and liable for the rates or dues thereon, and in case of refusal or omission so to do, shall be liable to a penalty not exceeding ten pounds for every such refusal or omission. Masters of  
fishing boats  
to report  
arrival and to  
give account of  
take of fish.

55. The harbour master may prevent the removal or sailing out of the harbour of any vessel or boat in respect of which any rate shall have been payable until evidence shall have been produced to him of the payment of such rate to the collector of rates, and in case of a boat engaged in the white fishery or delivering Harbour  
master may  
prevent sailing  
of vessels  
when rates  
have not been  
paid.

A.D. 1893. herrings until the master shall have given in a statement of his take of fish as required by the last preceding section of this Order.

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Temporary  
lights on  
works.

56. Before commencing the works authorised by this Order, the Commissioners shall apply to the Board of Trade for directions as to the lights (if any) to be exhibited, and shall in all respects obey any direction given upon such application, or afterwards from time to time given as to lights by the Board of Trade during the construction of the works; and compliance with the directions so given shall satisfy and be in lieu of every other statutory requirement as to lights during the construction of the works, and the Commissioners shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply, or refuse or neglect to observe any such direction.

As to lights  
after comple-  
tion of works.

57. After completion or permanent discontinuance or abandonment of the works authorised by this Order, the Commissioners shall, at the outer extremity of the pier or the completed portions thereof, or in such other place or places as may be required, exhibit for all or any part of the time from sunset to sunrise, and according to the requirements of the traffic and the season of the year, such light or lights (if any) as shall from time to time be directed by the Commissioners of Northern Lighthouses, and shall apply to those Commissioners for directions as to lighting, and the Commissioners shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply or to observe any such direction.

Provision  
against danger  
to navigation.

58. In case of injury to or destruction or decay of the pier or works, or any part thereof, the Commissioners shall lay down such buoys, exhibit such lights, or take such other means for preventing, as far as may be, danger to navigation, as shall from time to time be directed by the Commissioners of Northern Lighthouses, and shall apply to those Commissioners for directions as to the means to be taken, and the Commissioners shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply, or refuse or neglect to obey any such direction.

Power to  
cease in certain  
events.

59.—(1.) If within two years from the date of the passing of the Act confirming this Order, the works authorised by this Order should not be substantially commenced, the powers by this Order given for executing such works or otherwise in relation thereto shall cease, unless the time for commencement be extended by the Board of Trade.

(2.) If the works authorised by this Order, after having been substantially commenced, should be virtually suspended for twelve consecutive calendar months, the powers by this Order given for executing such works or otherwise in relation thereto shall cease, except as to so much of such works as shall be then completed, unless such powers shall, by the special direction of the Board of Trade, be continued and directed to remain in force for any period not exceeding five years from the date of the Act confirming this Order.

(3.) In either of the above cases a certificate from the Board of Trade to the effect that the works have not been substantially commenced, or that they have been virtually suspended for twelve consecutive calendar months, shall, for the purposes of this Order, be conclusive evidence of the facts stated in such certificate.

60. This Order shall not be taken as a consent to the surrender of any rights interests, powers, authorities, or privileges transferred to the management of the Board of Trade by the Crown Lands Act, 1866, nor shall any works under this Order be commenced within limits affected by any such rights, interests, powers, authorities, or privileges without the consent of the Board of Trade having been first obtained.

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—  
*Buckpool.*  
Saving rights  
under Crown  
Lands Act.

61. Nothing contained in this Order, or to be done under the authority thereof, shall in any manner affect the title to any of the subjects, or any rights, powers, or authorities mentioned in or reserved by sections twenty-one and twenty-two of the Crown Lands Act, 1866, and belonging to or exerciseable on behalf of Her Majesty, her heirs or successors.

Saving rights  
of Crown  
under Crown  
Lands Act.

62. All the costs, charges, and expenses of or incidental to preparing and obtaining this Order or otherwise incurred in reference thereto shall be paid by the Commissioners and the Commissioners may apply any of their funds towards such purposes.

Costs of Order.

63. This Order may be cited as the Buckpool Harbour Order, 1893.

Short title.

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The SCHEDULE to which the foregoing Order refers.

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I.—RATES ON VESSELS, EXCLUSIVE OF THEIR CARGOES.

	£	s.	d.
1. Vessels loading or discharging at the harbour, per register ton -	0	0	6
2. Pleasure yachts not carrying goods or passengers for hire, per register ton -	0	0	3
3. Vessels entering the harbour for safety or windbound, and which shall not unload any goods or cargo, per register ton -	0	0	2

Vessels remaining in the harbour beyond one month shall be liable in repetition of above rates for every month or part of a month they may remain beyond the first month.

II.—RATES ON BOATS AND OTHER FISHING VESSELS.

1. Boats or vessels employed at the herring fishery at the harbour for the herring fishing season—			
If under 30 tons register (payable on or before the 26th July), each -	1	5	0
If 30 tons register or above (payable on or before the 26th July), each -	1	10	0

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£ s. d.

Buckpool.

2. Boats or vessels prosecuting the white or other fishing other than the herring fishing at the harbour—  
If manned by six hands or more—  
From the 1st October to 1st January, each - - - 0 10 0  
From the 1st January to 1st April, each - - - 0 10 0  
From the 1st April to 1st July, each - - - 0 10 0  
If manned by less than six hands for each of those periods,  
each - - - - - 0 5 0
3. Boats or vessels not employed at the regular fishings at the harbour as above, but which shall load or discharge herrings or other fish, on entering the harbour each time—  
If under 30 tons register, each - - - - - 0 2 0  
If 30 tons register or above, each - - - - - 0 3 0
4. Boats or fishing vessels loading or discharging any cargo other than fish, on entering the harbour each time—  
If under 30 tons register, each - - - - - 0 3 0  
If 30 tons register or above, same as other trading vessels.
5. Boats and fishing vessels coming into the harbour for safety or wind-bound, but which shall not load or unload any fish or other cargo, each time—  
If under 30 tons register, each - - - - - 0 1 0  
If 30 tons or above and under 50 tons, each - - - - - 0 2 6  
If 50 tons or above, same as trading vessels.
6. Boats and fishing vessels fitting out for or returning from other fishing stations not paying dues as above, including dues on furniture, each - - - - - 0 1 6

## III.—RATES ON GOODS SHIPPED, TRANSHIPPED, OR UNSHIPED IN HARBOUR.

Articles of Export or Import.	Weight or Measure.	Rates.
Ale and beer	per gallon	s. d. 0 0 $\frac{1}{4}$
„ „ bottled	per gallon	0 0 $\frac{1}{4}$
Alum	per cwt.	0 1 $\frac{3}{4}$
Anchors	per ton	5 0
Ashes	per ton	2 0
Asphalte and bitumen	per ton	1 3
Aerated water, all kinds	per ton	1 8
Bacon or hams	per ton	3 4
Ballast	per ton	0 2
Barilla	per ton	3 0
Bark, oak	per ton	2 6
Barley, and all other grotts	per ton	2 0
Barrels, empty herring	each	0 1



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Articles of Export or Import.	Weight or Measure.	Rates.
		s. d.
Baskets under 12 inches diameter	per dozen	0 6
„ above „ „	per dozen	1 0
Basket rods	per cwt.	0 2
Beef or pork (fresh or salt)	per ton	3 6
Beer, black or spruce	per 3 gallons	0 2
Billiard table	per cwt.	0 2
Biscuits	per ton	3 0
Blacking	per cwt.	0 6
Bleaching salts	per cwt.	0 2 $\frac{1}{4}$
Blubber	per 252 gallons	3 0
Boats	each	5 0
Bones (crushed or uncrushed)	per ton	1 6
Books and stationery	per cwt.	0 4
Bottles	per gross	0 4
„ broken	per ton	0 6
Boxwood	per cwt.	0 1 $\frac{1}{4}$
Bran	per ton	1 0
Brass	per ton	2 0
Bricks	per 1,000	0 10
Brimstone	per ton	2 0
Bristles	per cwt.	0 9
Brooms (common)	per dozen	0 2
Bulrushes	per cwt.	0 8
Butter	per cwt.	0 9
Boxes (empty)	each	0 1
Candles	per ton	3 6
Canvas	per cwt.	0 2
Carpet rugs and upholstery articles	per ton	2 6
Cane reeds	per cwt.	0 3
Carboys, empty	each	0 1
Carriages, with springs, under 5 cwt.	each	3 0
„ „ 5 cwt. and under 7 $\frac{1}{2}$ cwt.	each	5 6
„ „ 7 $\frac{1}{2}$ cwt. and under 10 cwt.	each	7 6
„ „ 10 cwt. and above	each	10 0
Carrots	per ton	1 0
Casks, boxes, sacks, and kits, empty, except returned empties, as provided for in the notes to this schedule	each	0 1
Cattle	each	1 6
Calves	each	0 6
Horses	each	2 0
Ponies under 12 hands	each	1 0
Asses or mules	each	1 0
Pigs	each	0 3
Sheep and lambs	each	0 3
Small cattle	each.	0 8
Cement	per ton.	1 6
Chalk	per ton	1 6
Cheese	per ton	2 6
Chimney tops	each	0 1
Chocolate	per cwt.	1 0
Cider	per 3 gallons	0 0 $\frac{1}{2}$
Cinders and charcoal	per ton	0 9
Clay, viz. :—china or stone	per ton	1 0
Clay pipes	per ton	1 0
Clocks	each	1 0

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Articles of Export or Import.	Weight or Measure.	Rates.
		s. d.
Clothing, haberdashery, silk mercery, &c., not otherwise enumerated	per ton	3 0
Coals	per ton	0 6
Cocoa	per ton	4 0
Cocoa nuts	per 100	0 4
Coffee	per cwt.	0 3
Coke	per ton	0 10
Confections of all kinds	per cwt.	0 2
Copper	per ton	3 0
" old	per ton	2 0
" ore	per ton	1 0
Copperas	per cwt.	0 1 $\frac{3}{4}$
Colours	per cwt.	0 1 $\frac{3}{4}$
Cordage	per ton	2 6
" old, not in use	per ton	1 0
Cork wood and corks	per ton	3 4
Corn and meal, viz. :—		
Barley and bigg	per ton	1 4
Bere and meal	per ton	1 6
Beans	per ton	1 4
Indian corn	per ton	1 4
Indian meal	per ton	1 6
Malt	per ton	2 8
Oats	per ton	1 4
Oatmeal	per ton	1 6
Peas	per ton	1 6
Rye	per ton	1 4
Wheat	per ton	1 6
Cotton wool, &c.	per ton	5 0
Crystal	per ton	5 0
Cutch	per ton	3 4
Dogs	each	0 6
Drugs	per cwt.	0 4
Dung	per ton	0 4
Earthenware	per ton	2 6
Eggs	per cwt.	0 3
Emery and emery stones	per cwt.	0 3
Feathers	per ton	10 0
Felt	per ton	2 6
Fish, dried	per cwt.	0 3
" pickled or salt	per cwt.	0 2
" fresh haddock, cod, ling, and fish, not enumerated	per cwt.	0 2
" offal	per ton	0 6
Flax	per cwt.	0 2
Flour	per ton	2 8
Flower roots	per cwt.	0 2
Flint stones	per ton	0 6
Fruit, viz. :—		
Apples, pears, and berries	per cwt.	0 3
Plums, cherries, and grapes	per cwt.	0 4
Melons	per cwt.	0 2
Peaches	per 100	0 2
All not enumerated	per 10l. value	0 10
Furniture, household	per 10l. value	1 0
Furriers' waste	per ton	0 4

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Articles of Export or Import.	Weight or Measure.	Rates.
		s. d.
Game, viz. :—		
Hares	each	0 2
Rabbits	each	0 1
All others	each	0 2
Ginger	per cwt.	0 3
Ditto, preserved	per cwt.	0 6
Glass of all descriptions	per cwt.	0 2
Glue	per cwt.	0 4
Grates, stoves, &c.	per ton	3 6
Grease	per ton	2 6
Groceries, all kinds, not enumerated	per cwt.	0 3
Gunpowder	per cwt.	0 3
Guano	per ton	1 6
Hair, all kinds	baken, per cwt.	0 4½
	plasterer's, per ton	2 0
Hardware	per cwt.	0 2
Hats	each	0 0½
Hay	per ton	1 6
Hemp	per ton	3 6
Herrings, imported	per 37½ gallons	0 4
Ditto, exported	per 26⅔ gallons	0 2
Hides, raw	per cwt.	0 2
Honey	per cwt.	0 3
Hoops of wood	per 1,000	0 10
Hops	per cwt.	0 6
Horns, slugs, and tips	per 1,000	1 8
Husbandry implements	per ton	1 4
Iron, viz. :—		
Bar, plate, bolt, and rod	per ton	2 0
Forged made work and hoops	per ton	3 4
Old	per ton	1 3
Old and broken goods	per ton	0 6
Cast-iron goods	per ton	2 6
Wire	per cwt.	0 2
Pig	per ton	1 0
Kelp	per ton	1 0
Kiln pavement	per 30 feet	0 4
Lard	per ton	2 0
Lead	per ton	2 0
Lead, black	per ton	2 0
Lead ore	per ton	2 0
Lead, red and white	per ton	2 0
Lead shot	per ton	3 0
Lead, sugar of	per cwt.	0 2
Leather, tanned and dressed	per cwt.	0 3
Lemons	per cwt.	0 4
Lignum vitæ	per ton	3 0
Lime	per ton	0 6
Loam	per ton	0 4
Machinery	per cwt.	0 2
Manures manufactured and not otherwise enumerated	per ton	1 6
Mats and basses	per dozen	0 1
Mill waste	per ton	2 0
Molasses	per ton	2 0
Mussels	per ton	0 6

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Articles of Export or Import.	Weight or Measure.	Rates.
		<i>s. d.</i>
Nuts, all kinds (except cocoa)	per cwt.	0 3
Oakum	per ton	3 0
Ochre	per cwt.	0 1½
Oil all kinds	per ton	3 4
„ cakes	per ton	2 0
Onions	per cwt.	0 3
Oranges	per cwt.	0 4
Oysters	per cwt.	0 3
Peats	per ton	0 3
Paper	per cwt.	0 2
Passengers entering or leaving harbour, baggage of.	per cwt.	0 2
Pewter	per ton	2 0
„ old	per ton	1 8
Pianoforte	per 10% value	1 0
Pictures under two feet square	each	0 6
„ two feet and under four feet	each	1 0
„ four feet and upwards	each	2 0
Pigs' head	per cwt.	0 0¾
Pipes, drain, under 3 inches diameter	per 1,000	0 6
„ above	per 1,000	0 9
„ collars	per 1,000	0 3
Pipes, spigot, and faucet clay, glazed	per ton	1 0
NOTE.—Drain tiles and mugs one third less.		
Pipes, tobacco	per cwt.	0 4
Pitch	per cwt.	0 2
Plaster of Paris	per ton	2 8
Plants, nursery and garden, all kinds	per cwt.	0 4
Porter	per gallon	0 0¼
„ bottled	per gross	1 0
Potatoes	per ton	1 0
Poultry all kinds	each	0 1
Provisions, preserved, all kinds	per cwt.	0 2
Pumice stones	per cwt.	0 3
Rags	per ton	2 0
Rice	per cwt.	0 2
Rosin	per ton	2 6
Saddlery, all kinds	per cwt.	0 3
Salt, in bulk	per ton	1 0
„ rock	per ton	0 9
„ saltpetre and Glauber salt	per ton	3 4
„ in barrel, including dues of barrel	per ton	1 4
Salmon	per cwt.	0 6
Seed, viz. :—		
Rape and flax	per cwt.	0 1
Clover	per cwt.	0 3
Rye grass	per ton	3 4
Shoes, of all kinds	per ton	3 0
Sheepskins, with wool	per cwt.	0 3
„ pelts	per cwt.	0 2
Slates, large	per 1,000	1 4
„ sizeable	per 1,000	0 10
„ small	per 1,000	0 6
Snuff	per cwt.	0 6
Soap	per ton	2 0

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Articles of Export or Import.	Weight or Measure.	Rates.
		s. d.
Soda - - - - -	per ton - - -	0 6
Spades or shovels - - - - -	per dozen - - -	0 1
Spirit of all kinds - - - - -	per gallon - - -	0 0 $\frac{1}{4}$
Starch - - - - -	per cwt. - - -	0 3 $\frac{1}{4}$
Steel - - - - -	per ton - - -	3 0
Straw - - - - -	per ton - - -	1 0
Stones, viz.:--		
Freestone, building - - - - -	per ton - - -	0 5
Polished granite - - - - -	per ton - - -	2 6
Causeway granite - - - - -	per ton - - -	0 3
Kerb pavement and building - - - - -	per ton - - -	0 5
Rubble and chips - - - - -	per ton - - -	0 2
Rigging stones - - - - -	per 100 running feet - - -	1 6
Flagstones - - - - -	per ton - - -	0 9
Gravestones - - - - -	each - - -	3 0
Marble - - - - -	per ton - - -	3 0
Scythe stones - - - - -	per cwt. - - -	0 2
Grindstones - - - - -	each - - -	0 4
Millstones - - - - -	each - - -	0 6
All other descriptions, except flint - - - - -	per ton - - -	1 0
Stucco - - - - -	per ton - - -	1 8
Sugar, all kinds - - - - -	per ton - - -	1 8
Stoneware, all kinds - - - - -	per cwt. - - -	0 2
Tallow - - - - -	per ton - - -	2 0
Tanners' waste - - - - -	per ton - - -	1 1
Tar, coal - - - - -	per 39 gallons - - -	0 1
„ Archangel - - - - -	per 26 $\frac{1}{2}$ gallons - - -	0 2
Tea - - - - -	per cwt. - - -	0 6
Tiles, roofing - - - - -	per 1,000 - - -	1 0
Tin of all kinds - - - - -	per ton - - -	2 0
„ plates - - - - -	per ton - - -	2 0
Tobacco, in leaf - - - - -	per cwt. - - -	0 2 $\frac{1}{4}$
„ manufactured - - - - -	per 100 lb. - - -	0 4 $\frac{1}{2}$
„ stalks - - - - -	per cwt. - - -	0 3
Tongues, smoked - - - - -	per dozen - - -	0 1 $\frac{1}{2}$
„ pickled - - - - -	per cwt. - - -	0 4
Toys - - - - -	per cwt. - - -	0 3
Tree nails - - - - -	per 1,000 - - -	1 6
Turnery - - - - -	per 10 <i>l.</i> value - - -	0 10
Turnips - - - - -	per ton - - -	0 6
Twine - - - - -	per cwt. - - -	0 3
Tow, all kinds - - - - -	per ton - - -	1 6
Vases or sculptured marbles - - - - -	per cwt. - - -	0 3
Vinegar - - - - -	per gallon - - -	0 0 $\frac{1}{4}$
Vitriol - - - - -	per gallon - - -	0 0 $\frac{1}{2}$
Varnish - - - - -	per cwt. - - -	0 2
Veneers, all kinds - - - - -	per cwt. - - -	0 4
Vegetables - - - - -	per ton - - -	0 6
Whalebone or whale fins - - - - -	per ton - - -	3 4
Wheels, coach, carriage, or cart - - - - -	per pair - - -	0 9
Whitening - - - - -	per ton - - -	0 10
Willow reeds - - - - -	per cwt. - - -	0 2
Wine - - - - -	per gallon - - -	0 0 $\frac{1}{4}$
„ bottled - - - - -	per gallon - - -	0 1

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Articles of Export or Import,	Weight or Measure.	Rates.
		<i>s. d.</i>
Wood :—		
Herring barrel billets - - - -	per ton - - -	1 0
"      "      staves - - - -	per 1,000 superficial feet. - - -	1 4
All other kinds not enumerated - -	per 1% value - -	0 4
Wool - - - - -	per ton - - -	3 4
Yarn, viz. :—		
Lint and cotton - - - - -	per ton - - -	4 6
Hemp - - - - -	per ton - - -	3 6
Worsted - - - - -	per ton - - -	4 6
Zinc - - - - -	per ton - - -	2 0

*s. d.*

All goods or articles not enumerated in the foregoing Schedule - per cwt. 0 2

## NOTES WITH REFERENCE TO THE FOREGOING SCHEDULE.

1. All empty boxes, barrels, sacks, and packages returned to the original shipper within three months from date of import are exempted from duties.
2. All goods landed from any vessel and reshipped in the same or another vessel in the original packages, and without being transferred from the lander, or if the said goods have been put into other packages from the original packages having been destroyed or damaged, shall only pay duties on landing, and may be reshipped in the same or another vessel upon her departure outwards without paying duties again.
3. The personal luggage of each passenger landing from any vessel within the harbour not exceeding two hundredweight in weight shall be exempted from duties.
4. If any goods for which rates shall have been paid when loaded shall from any accident or otherwise be unloaded, no rates shall be charged a second time for such goods on being reloaded.
5. Goods of all descriptions rated by weight shall be charged according to gross weight, fractional parts of any weight, measure, number, or value shall be charged proportionally and the minimum charge for a single package shall be one penny.

IV. RATES FOR THE USE OF SHEDS, CRANES, WEIGHING MACHINES,  
WARPS, &c.

A.D. 1893.

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These to be paid by persons using the same.

1. *Sheds.*

For each ton of goods which shall remain in any shed or on any quay or pier for a longer time than 24 hours the sum of 3*d.*, and the sum of 1½*d.* per ton for each day during which such goods shall remain after the first 24 hours.

2. *Cranes.*

	<i>s.</i>	<i>d.</i>
All goods or packages not exceeding 1 ton	0	3
Exceeding 1 ton and not exceeding 2 tons	0	4
Exceeding 2 tons and not exceeding 3 tons	0	6
"    3    "    "    4    "	0	8
"    4    "    "    5    "	0	10
"    5    "    "    6    "	1	0
"    6    "    "    7    "	1	2
"    7    "    "    8    "	1	4
"    8    "    "    9    "	1	8
"    9    "    "    10   "	2	0
Exceeding 10 tons	3	0

3. *Weighing Machines.*

For potatoes, salt, and coals, each ton or part of a ton	0	4
Goods in quantities of 20 tons and upwards of same cargo, per ton	0	3
Other goods, per ton or part of a ton	0	6

4. *Warps or Planks.*

Harbour warps, all vessels, per registered ton	0	0½
"    planks, long, per pair	3	0
"    "    short,    "	1	0

The long planks to be paid for by vessel and short planks by merchant.

5. *Pilotage.*

1. For every ship or vessel piloted into or out of harbour with a boat and four men, per registered ton	0	3½
Laying out a kedge	5	0
Hawlers on board, each	1	0
"    quays or piers, each	0	6

To be paid only by vessels requiring these services.

2. *Tides work—*

For every tides work within the harbour, per man employed, each	2	6
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3. *Berthing masters or captain pilots' fees—*

For all vessels under 40 tons register, each	0	6
40 tons and under 80 tons register, each	1	0
80 tons and under 120 tons register, each	1	6
120 tons and under 160 tons register, each	2	0
160 tons and upwards register, each	2	6

To be paid only by vessels requiring berthing or masters or captain pilots' services.

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6. *Water Money.**Buckpool.*

		s.	d.
For each 100 gallons or part thereof supplied	- - -	1	0

7. *Harbour Lights.*

For every fishing boat under 30 tons, payable in advance	- per season	2	6
"    "    30 tons or above, payable in advance	per season	5	0
For all other boats	- - - - - each	0	6
For ships under 100 tons register	- - - - - each	2	0
"    100 tons register or above	- - - - - each	2	6

But rates for lights shall only be demanded and received so long as a light or lights are duly exhibited during proper hours.

8. *Beaching Ground.*

For every boat beached or laid up on ground provided for the purpose by the Commissioners, payable in advance, per season	- - - each	10	0
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*Findochty.*

## FINDOCHTY.

*Order for constituting Harbour Commissioners and vesting in them the Harbour of Findochty, in the County of Banff; and for other purposes.*

Incorporation  
of Commis-  
sioners.

1. For the purposes of carrying this Order into execution, there shall be a body of Commissioners not exceeding nine in number (in this Order referred to as the Commissioners), to be elected or appointed as in this Order provided, and the Commissioners and their successors shall be, and they are hereby for the purposes of this Order, incorporated by the name of The Findochty Harbour Commissioners, and by that name shall be a 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 Order.

Commissioners  
to be the  
Undertakers.

2. The Commissioners shall be the Undertakers for the purposes of this Order, and may accordingly carry this Order into effect in all respects.



3. The Lands Clauses Acts, except so much thereof as relates to the purchase and taking of lands otherwise than by agreement, and to the entry upon lands by the promoters of the undertaking, and except where expressly varied by or inconsistent with the provisions of this Order are incorporated with this Order.

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Incorporation  
of Acts.

4.—(1.) The first Commissioners shall be the following nine persons, namely, Alexander Campbell, John Flett, Alexander Anderson, John Smith, junior, Adam Herd, Alexander Flett, Robert Herd, John Thain, and William Smith.

First Commis-  
sioners.

(2.) The first Commissioners shall come into office at the expiration of fourteen days from the date of the passing of the Act confirming this Order, and shall go out of office on the third Tuesday in the month of November following.

5. The subsequent Commissioners after the first Commissioners shall be elected by the persons paying parochial and other rates within the Findochty special water supply district as appearing on the valuation roll for the county of Banff, which persons are in this Order called the ratepayers.

Election by  
ratepayers.

6. The following provisions with reference to the election of such subsequent Commissioners shall have effect, that is to say:—

Election of  
future Com-  
missioners.

(1.) On the second Tuesday of November next following the passing of the Act confirming this Order, the ratepayers shall elect nine persons to be Commissioners.

(2.) The Commissioners so elected shall come into office on the Tuesday next after their election, and thereafter one third of the Commissioners shall go out of office on the third Tuesday in the month of November in each year, and on the second Tuesday in the month of November in each year the ratepayers shall elect three persons to be Commissioners to supply the places of the Commissioners so going out of office, and the Commissioners going out of office shall be eligible for re-election.

(3.) The Commissioners to go out of office at the expiration of the first year after the first election shall be those three who at the first election had the smallest number of votes, and the Commissioners to go out of office at the expiration of the second year shall be those three who had the next smallest number of votes at the first election, and thereafter the Commissioners to go out of office shall be those who have been longest in office. Where there has been an equality of votes the Commissioners shall themselves decide at a special meeting convened for the purpose, who is to go out of office.

(4.) The election shall take place at a meeting of the ratepayers to be convened and held in the town hall of Findochty or other convenient place suitable for holding such meeting.

(5.) The Commissioners shall cause the day and place of such meeting to be published by notice affixed to the door of the town hall or some other conspicuous place on the outside thereof, and not less than seven clear days before such meeting, and by advertisement in any other convenient manner.

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*Findochty.*

- (6.) The election shall be by show of hands at a meeting of the ratepayers to be convened as aforesaid.
- (7.) Any two ratepayers may at such meeting propose any other person as a candidate for the office of Commissioner.
- (8.) The clerk to the Commissioners or one of the Commissioners for the time being shall act as chairman of the meeting of the ratepayers, and shall declare the number of votes given to each candidate, and in the case of equality of votes the chairman shall have a casting vote, and in case his decision as to the votes is challenged he shall cause the number of ratepayers voting for any candidate to be ascertained by taking a division or in some other convenient manner.
- (9.) The nine candidates having the greatest number of votes shall be the Commissioners.
- (10.) The decision of the chairman as to the result of such division or the ascertainment of the number of ratepayers voting, and as to the persons elected shall be final and unimpeachable.
- (11.) The chairman of the meeting shall report to the Commissioners the names of the persons elected as Commissioners.

Commissioners  
may resign.

7. Any Commissioner may resign office at any time upon giving not less than three weeks' notice in writing of his resignation to the Commissioners or their clerk.

Occasional  
vacancies  
among Com-  
missioners.

8. In case of a vacancy in the office of Commissioner by reason of failure to make a valid election, or of any Commissioner refusing to accept office, or dying, or resigning, or becoming incapable or incompetent to act, or ceasing to be a Commissioner from any cause other than going out of office in the regular course, the other Commissioners shall as soon as may be thereafter at a special meeting of the Commissioners elect a person to fill any such vacancy, and the Commissioner so elected shall continue in office for the same period as the person whose vacancy he fills would in ordinary course have continued in office, and shall go out of office at the same time, but shall be eligible for re-election. In case of an equality of votes at any such election the chairman for the time being of the Commissioners shall have a second or casting vote.

Acts of the  
Commissioners  
not to be  
invalidated  
by reason of  
vacancies.As to validity  
of elections.

9. Notwithstanding any vacancy or vacancies in the office of Commissioner, the Commissioners for the time being shall be competent to act, and all their proceedings shall be as legal and valid as if no vacancy existed, and on the expiration of the term of office of any Commissioners they shall continue to be competent to act until their successors are elected and come into office; but no Commissioner shall vote in favour of himself at an election by the Commissioners, and every election or appointment of a Commissioner shall be deemed valid unless and until the contrary is declared by a competent court.

Incorporation  
of parts of  
Commissioners  
Clauses Act,  
1847.

10. The Commissioners Clauses Act, 1847 (except so much thereof as relates to the election and rotation of the Commissioners, where the Commissioners are to be elected by the ratepayers or other like class of electors) shall be incorporated with this Order, and shall so far as the nature and circumstances

of the case will admit, apply to the Commissioners collectively and severally subject to the following provisions :—

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With reference to section thirty-nine of the last-mentioned Act the prescribed number (constituting a quorum) of the Commissioners shall be three.

11. Meetings of the Commissioners shall be held in such places as they shall appoint upon the first Friday of the months of January and July of each year, at twelve of the clock noon, and at such places and times as the Commissioners may fix.

Meetings of  
Commis-  
sioners.

12. The clerk to the Commissioners on requisition being made to him stating, in writing, the object of the intended meeting and signed by the chairman or two of the Commissioners, shall cause special meetings to be called within forty-eight hours, and to be held within four days after such requisition.

Special  
meetings.

13. At the expiration of fourteen days after the passing of the Act confirming this Order, the existing harbour of Findochty within the limits thereof as defined by this Order, and all piers, quays, buildings, works, and rights therein (in this Order called The Harbour) shall by force of this Order become and be the property of and be absolutely vested in the Commissioners free from any claim or demand for any moneys heretofore expended thereon by the Dowager Countess of Seafield, or by The Fishery Board for Scotland, and thereafter the Harbour shall be held, maintained, and used by the Commissioners for the purposes of and subject to the provisions of this Order.

Vesting of  
harbour in  
Commis-  
sioners.

14. The limits of the Harbour for the purposes of this Order, and within which the Commissioners shall have authority, and which shall be deemed the limits to which this Order, and the power to levy rates extend, shall comprise the Harbour, and the area below high-water mark of the Bay of Findochty, in the Moray Firth, within the space defined by an imaginary line commencing at a point on the Edin Doon Rock on the seashore, two hundred and sixty-six yards or thereby west of north-east point of West Pier of Findochty Harbour, and proceeding due north from high-water mark in a straight line, for the length of five hundred and sixty-three yards, and thence due east for a further length of six hundred and thirty yards, and thence proceeding due south along another imaginary line through the Worries Rocks for a length of about two hundred and ten yards till it reaches high-water mark.

Limits of  
harbour.

15. For the purposes of the harbour and in addition to the same as vested in them by this Order, the Commissioners may from time to time by agreement purchase, or may accept and hold any lands and hereditaments adjoining the harbour, which they may think necessary for the purposes thereof not exceeding in the whole five acres.

Power to take  
lands by agree-  
ment.

16. This Order, or anything therein contained, shall not exempt the Commissioners from any proceedings on account of any nuisance caused or permitted by them on any land acquired by them under this Order.

Nuisance not  
authorised.

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*Findochty.*  
Improvement  
of harbour, &c.

17. The Commissioners may from time to time improve the harbour by deepening the accesses thereto, and by deepening and dredging the same and the adjoining sea, and may make and maintain all buoys, moorings, lights, beacons, landing places, roads, approaches, and other conveniences which from time to time they may think necessary for maintaining and for improving the harbour.

Consents to  
works.

18. Works authorised by this Order below high-water mark shall not be commenced without the consent of the Board of Trade having been first obtained in writing, and shall be executed in manner approved by the Board of Trade.

Power to levy  
rates.

19. The Commissioners may after fourteen days from the passing of the Act confirming this Order, levy, demand, receive, and recover in respect of vessels, boats, goods, animals, fish, and things described in the schedule to this Order any sums not exceeding the rates in that schedule specified. Provided that the Commissioners before commencing to levy the rates for beaching boats authorised by this Order, shall provide suitable accommodation for beaching boats to the satisfaction of the Board of Trade, and shall thereafter maintain the same to the like satisfaction.

Commissioners  
may provide  
and license  
steam tugs.

20. The Commissioners may from time to time build, purchase, contract for or hire, and may maintain, use, and let steam tugs or other power for the use and accommodation of vessels frequenting the harbour, and may also from time to time license such number of steam tugs or other power belonging to any person for such period and on such terms and conditions as they think fit.

Charges for  
steam tugs.

21. The Commissioners may from time to time, with the approval of the Board of Trade, fix such rates or charges as appear to them reasonable for or in respect of the use of such steam tugs or other power, maintained, used, and let or licensed by them, and such rates or charges shall be paid by the owner, agent, master, consignee, or other person having charge of the vessel obtaining the assistance of such steam tug or other power, to the Commissioners or to their lessee, or to the person with whom they may contract, or to the owner of such steam tug or other power if licensed by the Commissioners, as the case may be, and such rates and charges shall be due and payable whether such steam tug or other power shall be actually employed or not, provided the assistance thereof shall have been required and shall in consequence of a requisition have been tendered by the master or other person having the command of such steam tug or other power.

Rates for use  
of warehouses,  
&c.

22. The Commissioners may demand and receive such rates or other consideration as they may think reasonable for any special services rendered by them, and for the use of any warehouses, sheds, buildings, yards, works, and conveniences belonging to them in respect of which rates are not specially fixed in the schedule to this Order.

Power to  
compound  
for rates.

23. The Commissioners may from time to time confer, vary, or extinguish exemptions from and enter into composition with any person or persons or company with respect to the payment of the rates authorised by this Order, in

respect of vessels or boats regularly plying to and from the harbour, but so that no preference be given to any person or company, and that anything done under this section shall not prejudice the other provisions of this Order.

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*Findochty.*

24. The Commissioners shall, from time to time, revise the rates authorised under this Order, so that the income of the Commissioners under this Order may always be, so far as practicable, sufficient and not more than sufficient for the purposes of this Order, and if at any time and from time to time the clear annual income of the Commissioners, on the average of the then preceding three years after payment of all expenses and outgoings, shall exceed the amount sufficient to answer the purposes of this Order, the Board of Trade may, if in their discretion they think fit, reduce such rates to such sums as will be sufficient to provide the amount aforesaid, with power to the Board of Trade at any time to raise them again to not exceeding the sums specified in the schedule to this Order.

Rates to be revised.

25. The Commissioners, within one month after sending to the sheriff clerk the copy of their annual account in abstract (which account shall be made up at the end of the day on the twenty-fifth day of March in each year), shall send a copy of the same to the Board of Trade, and section sixteen of The General Pier and Harbour Act, 1861, Amendment Act, shall apply to and include any and every such account. If the Commissioners refuse or neglect to comply with this provision, they shall, for every such refusal or neglect, be liable to a penalty not exceeding twenty pounds.

Annual account to be sent to Board of Trade.

26. Fishing vessels belonging to countries with which for the time being treaties exist exempting from duties and port charges such vessels when driven by stress of weather to seek shelter in the ports or on the coasts of the United Kingdom, shall, when forced by stress of weather to make use of the harbour and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

Certain fishing vessels under stress of weather exempt from rates.

27. The Secretary for Scotland and any person or persons deputed by him and officers of the Board of Trade, being in the execution of their duty, shall at all times have free ingress, passage, and egress to and from the harbour by land and with their vessels and otherwise without payment.

Certain officers exempt from rates.

28. All persons going to or returning from any lifeboat or using any apparatus for saving life, and being persons either belonging to the crew of the lifeboat or to the coastguard, or being persons for the time being actually employed in saving life or in exercising or using the lifeboat or the apparatus for saving life, and also all persons brought ashore from any vessel in distress, shall at all times have free ingress, passage, and egress to and from the harbour without payment.

Lifeboat crew exempt from rates.

29. The officers of the coastguard and all other persons for the time being actually employed in connexion with the lifeboat or the apparatus for saving life, may either permanently or temporarily and from time to time without payment, attach or cause to be attached to any part of the harbour spars and other apparatus for saving life, and may also, either in course of using or of exercising the apparatus for saving life, fire rockets over the harbour.

Life-saving apparatus may be attached to any part of harbour.

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*Findochty.*Power to  
borrow.

30. The Commissioners may from time to time borrow and re-borrow at interest such sums as may be required for the purposes of this Order, not exceeding in the whole the sum of three thousand pounds on security of the rates authorised by this Order, or they may accept and take from any bank or banking company, credit for any amount not exceeding the said sum of three thousand pounds on a cash account to be opened and kept in the name of the Commissioners according to the usage of bankers in Scotland, and the Commissioners may grant bonds and assignations of the said rates in security of the repayment of the moneys so borrowed or of the amount of such credit or of the sums advanced from time to time on such cash account with interest thereon respectively.

Reborrowing.

31. Any money borrowed under this Order and discharged otherwise than by means of a sinking fund or by instalments may be re-borrowed if required for the purposes of this Order, and so from time to time.

Application  
of money  
borrowed.

32. All money borrowed under this Order shall be applied only for the purposes of the harbour to which capital is properly applicable, and not otherwise.

Sinking fund.

33. The Commissioners shall every year appropriate and set apart out of the harbour revenues such a sum as will with the accumulations thereof by way of compound interest be sufficient to pay off the whole of the principal moneys borrowed under this Order within fifty years after the same are respectively borrowed.

Annual return  
to Board of  
Trade with  
respect to  
sinking fund.

34. The clerk to the Commissioners shall within two months after the expiration of each year during which any sum is required to be set apart for a sinking fund under this Order, transmit to the Board of Trade a return, in such form as may be prescribed by that Board, and verified by statutory declaration, if so required by them, showing the amount which has been invested for the purpose of such sinking fund during the year preceding the making of such return, and the description of the securities upon which the same has been invested, and also showing the purpose to which any portions of the moneys invested for the sinking fund and the interest thereof have been applied during the same period, and the total amount remaining invested at the end of the year, and in the event of any wilful default in making such return such clerk shall be liable to a penalty not exceeding twenty pounds. If it appear to the Board of Trade by such return, or otherwise, that the Commissioners have failed to set apart, in accordance with the provisions of this Order, the sum required by this Order for the sinking fund, or have applied any portion of the moneys set apart for that fund, or any interest thereof, to any purposes other than those authorised by this Order, the Board of Trade may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund, and such order shall be enforceable by decree of either Division of the Inner House of the Court of Session in Scotland in a summary application presented for that purpose.

35. The Commissioners may yearly, if they think fit, for the purpose of forming a contingency fund to meet any unforeseen accident or extraordinary damage which may happen or be caused to the harbour, appropriate and set apart the surplus revenue of the harbour (if any) after meeting the ordinary expenditure and interest and sinking fund as herein-after provided for, and shall deposit the same in some joint stock bank of issue in Scotland, to be increased by accumulation in the way of compound interest, or otherwise, until required for the aforesaid purposes, and the whole fund must be applied as required for the maintenance of the harbour.

A.D. 1893.  
*Findochty.*  
Contingency  
fund.

36. The rates received by the Commissioners under this Order and the other harbour revenues shall be applied for the purposes and in the order following, and not otherwise; that is to say,—

Application  
of revenues.

- (1.) In paying the costs, charges, and expenses of or incident to preparing and obtaining this Order, or otherwise incurred in relation thereto:
- (2.) In paying any feu duties or rents payable in respect of any lands or property (if any) belonging to or leased by the Commissioners in connexion with the harbour, and in paying the expenses of the maintenance, repair, management, and regulation of the harbour, and in defraying the other expenses of the Commissioners properly incurred in relation to the harbour, including the cost of borrowing money under this Order:
- (3.) In paying year by year the interest on money borrowed by the Commissioners for the purposes of this Order:
- (4.) In forming a sinking fund for payment of principal moneys borrowed under this Order:
- (5.) In forming a contingency fund, if the Commissioners think fit, for providing for accidents to the harbour:
- (6.) In paying off any other debts contracted or to be contracted by the Commissioners:
- (7.) In further improving, deepening, and extending the harbour and carrying into effect the purposes of this Order.

37. Sections 16 to 19 inclusive, and 25 and 26 of the Harbours, Docks, and Piers Clauses Act, 1847, shall not be incorporated with this Order, but the Commissioners shall, whenever required by the Board of Trade, provide at their own expense, and to the satisfaction of the Board of Trade, a site near the harbour, and build on such site a house and other accommodation for a lifeboat, rocket apparatus, and other life-saving apparatus, and shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit to provide such accommodation after having been required so to do by the Board of Trade.

Parts of  
Harbours  
Clauses  
Act excepted.

38. The Commissioners may make byelaws for the regulation and control of vessels and boats within the harbour, and for the regulation and control of the fishermen and other persons and goods and traffic in and at the harbour, and

Byelaws.

A.D. 1893. the works, ground, or property belonging to the Commissioners and used for  
*Findochty.* harbour purposes, but byelaws so made shall not come into operation until the  
same have received the allowance and confirmation of the Board of Trade  
which shall be sufficient for all purposes.

Meters and  
weighers may  
be licensed.

39. The Commissioners may appoint and license a sufficient number of  
persons to be meters and weighers at and within the harbour.

Powers of local  
authorities  
conferred.

40. For the purposes of this Order the Commissioners shall be deemed a  
local authority within the meaning of the Merchant Shipping Act, 1854, and  
Acts amending the same, and all the powers by those Acts conferred on local  
authorities shall be vested in the Commissioners for the purposes of this  
Order.

Master of  
vessel to re-  
port arrival.

41. Within twelve hours after the arrival within the harbour of any vessel  
liable to rates, the master of such vessel shall report such arrival to the  
collector of rates, and if he fails to make such report within the time aforesaid,  
and after he has been required to do so by the collector, he shall be liable to a  
penalty not exceeding ten pounds.

Master to give  
an account of  
cargo.

42. The master of every vessel shall on his arrival in the harbour, and before  
unloading any part of his cargo, and immediately after being loaded, be obliged  
to give in to the collector of rates, or to such person as the Commissioners shall  
appoint, an exact and full account of his cargo by producing his bills of lading,  
or his manifest or intake account, or a true copy thereof, and such other  
documents as the collector shall deem necessary and demand for ascertaining  
the true contents thereof, and every person failing so to do, or not delivering  
a just and true account of his cargo both outwards and inwards as aforesaid,  
shall for every such offence forfeit and pay any sum not exceeding ten pounds  
over and above the whole rates and dues payable in respect of such loading and  
unloading.

Masters of  
fishing boats  
to report  
arrival, and  
give account  
of take of  
fish.

43. The master, or owner, or crew of every boat engaged in the white  
fishery, and of every boat delivering herrings (except boats engaged in the  
herring fishing at the harbour for the regular herring fishing season) shall on  
arrival in the harbour forthwith report the same to the harbour master or  
collector of rates, and shall furnish to the collector a true and accurate  
statement of his or their take of fish, and the names of the persons obtaining  
delivery of the same, and liable for the rates thereon, and in case of refusal or  
omission so to do shall be liable to a penalty not exceeding ten pounds for every  
such refusal or omission.

Harbour  
master may  
prevent sailing  
of vessels when  
rates have not  
been paid.

44. The harbour master may prevent the removal or sailing out of the  
harbour of any vessel or boat in respect of which any rate shall have been  
payable until evidence shall have been produced to him of the payment of such  
rate to the collector of rates, and until an account of the cargo shall have  
been given in as required by the two immediately preceding sections of this  
Order.



45. The Commissioners shall exhibit during all or any part of the time from sunset to sunrise, and according to the season of the year, and the requirements of the traffic, such light or lights (if any) and in such place or places (if any) as shall from time to time be directed by the Commissioners of Northern Lighthouses, and shall apply to those Commissioners for directions as to lighting, and the Commissioners shall be liable to a penalty not exceeding ten pounds for every month during which they omit so to apply, or refuse or neglect to obey any direction given as to lights.

A.D. 1893.

*Findochty.*As to lights  
after comple-  
tion of works.

46. In case of injury to, or destruction or decay of, the harbour works, or any part thereof, the Commissioners shall lay down such buoys, exhibit such lights, or take such other means for preventing, so far as may be, danger to navigation as shall from time to time be directed by the Commissioners of Northern Lighthouses, and shall apply to those Commissioners for directions as to the means to be taken, and the Commissioners shall be liable to a penalty not exceeding ten pounds for every month during which they omit so to apply, or refuse or neglect to obey any direction given in reference to the means to be taken.

Provision  
against danger  
to navigation.

47. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by the Crown Lands Act, 1866, nor shall any works under this Order be commenced within limits affected by any such rights, interests, powers, authorities, or privileges without the consent of the Board of Trade having been first obtained.

Saving rights  
under Crown  
Lands Act,  
1866.

48. Nothing contained in this Order, or to be done under the authority thereof, shall in any manner affect the title to any of the subjects, or any rights, powers, or authorities mentioned in or reserved by sections twenty-one and twenty-two of the Crown Lands Act, 1866, and belonging to or exerciseable on behalf of Her Majesty, her heirs or successors.

Saving rights  
of Crown  
under Crown  
Lands Act.

49. All the costs, charges, and expenses of or incident to the preparing and obtaining this Order, and otherwise incurred in relation thereto, shall be paid by the Commissioners out of their revenues.

Costs of  
Order.

50. This Order may be cited as the Findochty Harbour Order, 1893.

Short title.

A.D. 1893.

*Findochty.*

The SCHEDULE to which the foregoing Order refers.

## I.—RATES ON VESSELS EXCLUSIVE OF THEIR CARGOES.

	£	s.	d.
1. Vessels loading or discharging at the harbour, per register ton	0	0	4
2. Pleasure yachts not carrying goods or passengers for hire, per register ton	0	0	3
3. Vessels entering the harbour for safety or windbound, and which shall not load or unload any goods or cargo, per register ton	0	0	2

Vessels remaining in the harbour beyond one month shall be liable in repetition of above rates for every month or part of a month they may remain beyond the first month.

## II.—RATES ON BOATS AND OTHER FISHING VESSELS.

1. Boats or vessels employed at the herring fishery at the harbour for the herring fishing season, payable on or before the 26th July :—			
If under 30 tons register, each	1	0	0
If 30 tons register or above, each	1	5	0
2. Boats or vessels prosecuting the white or other fishing other than the herring fishing at the harbour :—			
If manned by six hands or more :—			
From the 1st October to 1st January, each	0	10	0
From the 1st January to 1st April, each	0	10	0
From the 1st April to 1st July, each	0	10	0
If manned by less than six hands, for each of those periods, each	0	5	0
3. Boats or vessels not employed at the regular fishings at the harbour as above, but which shall load or discharge herrings or other fish, on entering the harbour each time, each	0	2	0
4. Boats or fishing vessels loading or discharging any other cargo than fish, on entering the harbour each time :—			
If under 30 tons register, each	0	3	0
If 30 tons register or above, same as other trading vessels.			

	£	s.	d.	A.D. 1893.
5. Boats and fishing vessels coming into the harbour for safety or wind-bound, but which shall not load or unload any fish or other cargo, each time:—				<i>Findochty.</i>
If under 30 tons register, each	0	1	0	
If 30 tons or above and under 50 tons, each	0	2	6	
If 50 tons or above, same as trading vessels.				
6. Boats and fishing vessels fitting out for or returning from other fishing stations not paying dues as above, including dues on furniture, each	0	2	6	

III.—RATES ON GOODS SHIPPED, TRANSHIPPED, OR UNSHIPED  
IN THE HARBOUR.

Articles of Export or Import.	Weight or Measure.	Rates.	
		s.	d.
Ale and beer	per 3 gallons	0	0½
Ditto ditto bottled	per gross	1	0
Alum	per cwt.	0	1¾
Anchors	per ton	5	0
Ashes	per ton	2	0
Asphalte and bitumen	per ton	1	3
Aerated water, all kinds	per ton	1	8
Bacon or hams	per ton	3	4
Ballast	per ton	0	2
Barilla	per ton	3	0
Bark, oak	per ton	2	6
Barley and all other groatts	per ton	2	0
Barrels, empty herring	each	0	1
Baskets, under 12 inches diameter	per dozen	0	6
Ditto, above ditto	per dozen	1	0
Basket rods	per cwt.	0	2
Beef or pork (fresh or salt)	per ton	3	6
Beer, black or spruce	per 3 galls.	0	2
Billiard table	per cwt.	0	2
Biscuits	per ton	3	0
Blacking	per cwt.	0	6
Bleaching salts	per cwt.	0	2¼
Blubber	per 252 galls.	3	0
Bones (crushed or uncrushed)	per ton	1	6
Books and stationery	per cwt.	0	4
Bottles	per gross	0	4
Ditto, broken	per ton	0	6
Boxwood	per cwt.	0	1¾
Bran	per ton	1	0
Brass	per ton	2	0
Bricks	per 1,000	0	10
Brimstone	per ton	2	0
Bristles	per cwt.	0	9
Brooms (common)	per dozen	0	2
Bulrushes	per cwt.	0	8

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Articles of Export or Import.	Weight or Measure.	Rates.
		s. d.
Butter - - - - -	per cwt. - - - - -	0 9
Boxes (empty) - - - - -	each - - - - -	0 1
Candles - - - - -	per ton - - - - -	3 6
Canvas - - - - -	per cwt. - - - - -	0 2
Carpet, rugs, and upholstery articles - - - - -	per ton - - - - -	2 6
Cane reeds - - - - -	per cwt. - - - - -	0 3
Carboys, empty - - - - -	each - - - - -	0 1
Carriages, with springs, under 5 cwt. - - - - -	each - - - - -	3 0
Ditto, 5 cwt. and under 7½ cwt. - - - - -	each - - - - -	5 6
Ditto, 7½ cwt. and under 10 cwt. - - - - -	each - - - - -	7 6
Ditto, 10 cwt. and above - - - - -	each - - - - -	10 0
Carrots - - - - -	per ton - - - - -	1 0
Casks, boxes, sacks, and kits, empty, except returned empties, as provided for in the notes to this schedule - - - - -	each - - - - -	0 1
Cattle - - - - -	each - - - - -	1 6
Calves - - - - -	each - - - - -	0 6
Horses - - - - -	each - - - - -	2 0
Ponies under 12 hands - - - - -	each - - - - -	1 0
Asses or mules - - - - -	each - - - - -	1 0
Pigs - - - - -	each - - - - -	0 3
Sheep and lambs - - - - -	each - - - - -	0 3
Small cattle and ponies from Orkney and Shetland - - - - -	each - - - - -	0 8
Cement - - - - -	per ton - - - - -	1 6
Chalk - - - - -	per ton - - - - -	1 6
Cheese - - - - -	per ton - - - - -	2 6
Chimney tops - - - - -	each - - - - -	0 1
Chocolate - - - - -	per cwt. - - - - -	1 0
Cider - - - - -	per 3 gallons - - - - -	0 0½
Cinders and charcoal - - - - -	per ton - - - - -	0 9
Clay, viz., China or stone - - - - -	per ton - - - - -	1 0
Clay pipes - - - - -	per ton - - - - -	1 0
Clocks - - - - -	each - - - - -	1 0
Clothing, haberdashery, silk mercery, &c., not otherwise enumerated - - - - -	per ton - - - - -	3 0
Coals - - - - -	per ton - - - - -	0 6
Cocoa - - - - -	per cwt. - - - - -	4 0
Cocoa nuts - - - - -	per 100 - - - - -	0 4
Coffee - - - - -	per cwt. - - - - -	0 3
Coke - - - - -	per ton - - - - -	0 10
Confections of all kinds - - - - -	per cwt. - - - - -	0 2
Copper - - - - -	per ton - - - - -	3 0
Copper, old - - - - -	per ton - - - - -	2 0
Copper ore - - - - -	per ton - - - - -	0 1
Copperas - - - - -	per cwt. - - - - -	0 1¾
Colours - - - - -	per cwt. - - - - -	0 1¾
Cordage - - - - -	per ton - - - - -	2 6
Cordage, old, not in use - - - - -	per ton - - - - -	1 0
Cork wood and corks - - - - -	per ton - - - - -	3 4
Corn and meal, viz. :—		
Barley and bigg - - - - -	per ton - - - - -	1 4
Bere and meal - - - - -	per ton - - - - -	1 6
Beans - - - - -	per ton - - - - -	1 4
Indian corn - - - - -	per ton - - - - -	1 4
Indian meal - - - - -	per ton - - - - -	1 6

Articles of Export or Import.	Weight or Measure.	Rates.
Corn and meal— <i>cont.</i>		<i>s. d.</i>
Malt - - - - -	per ton	2 8
Oats - - - - -	per ton	1 4
Oat meal - - - - -	per ton	1 6
Peas - - - - -	per ton	1 6
Rye - - - - -	per ton	1 4
Wheat - - - - -	per ton	1 6
Cotton wool, &c. - - - - -	per ton	5 0
Crystal - - - - -	per ton	5 0
Cutch - - - - -	per ton	3 4
Dogs - - - - -	each - - - - -	0 6
Drugs - - - - -	per cwt. - - - - -	0 4
Dung - - - - -	per ton	0 4
Earthenware - - - - -	per ton	2 6
Eggs - - - - -	per cwt. - - - - -	0 3
Emery and emery stones - - - - -	per cwt. - - - - -	0 3
Feathers - - - - -	per ton	10 0
Felt - - - - -	per ton	2 6
Fish, dried - - - - -	per cwt. - - - - -	0 3
Ditto, pickled or salted - - - - -	per cwt. - - - - -	0 2
Ditto, fresh haddock, cod, ling, and fish not enumerated - - - - -	per cwt. - - - - -	0 2
Ditto, large fresh cod, ling, and skate - - - - -	per 20 - - - - -	0 4
Ditto, offal - - - - -	per ton	0 6
Flax - - - - -	per cwt. - - - - -	0 2
Flour - - - - -	per ton	2 8
Flower roots - - - - -	per cwt. - - - - -	0 2
Flint stones - - - - -	per ton	0 6
Fruit, viz. :		
Apples, pears, and berries - - - - -	per cwt. - - - - -	0 3
Plums, cherries, and grapes - - - - -	per cwt. - - - - -	0 4
Melons - - - - -	per cwt. - - - - -	0 2
Peaches - - - - -	per 100 - - - - -	0 2
All not enumerated - - - - -	per 10% value - - - - -	0 10
Furniture, household - - - - -	per 10% value - - - - -	1 0
Furriers' waste - - - - -	per ton	0 4
Game, viz. :—		
Hares - - - - -	each - - - - -	0 2
Rabbits - - - - -	each - - - - -	0 1
All others - - - - -	each - - - - -	0 2
Ginger - - - - -	per cwt. - - - - -	0 3
Ditto, preserved - - - - -	per cwt. - - - - -	0 6
Glass of all descriptions - - - - -	per cwt. - - - - -	0 2
Glue - - - - -	per cwt. - - - - -	0 4
Grates, stoves, &c. - - - - -	per ton	3 6
Grease - - - - -	per ton	2 6
Groceries, all kinds, not enumerated - - - - -	per cwt. - - - - -	0 3
Gunpowder - - - - -	per cwt. - - - - -	0 3
Guano - - - - -	per ton	1 6
Hair, all kinds - - - - -	{ baken, per cwt. - - - - - plasterers', per ton - - - - -	0 4½ 2 0
Hardware - - - - -	per cwt. - - - - -	0 2
Hats - - - - -	per dozen - - - - -	0 6
Hay - - - - -	per ton - - - - -	1 6
Hemp - - - - -	per ton	3 6
Herrings, fresh, imported or exported - - - - -	per 37½ gallons - - - - -	0 4
Ditto, cured, imported or exported - - - - -	per 26½ gallons - - - - -	0 2

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Articles of Export or Import.	Weight or Measure.	Rates.
		<i>s. d.</i>
Hides, raw	per cwt.	0 2
Honey	per cwt.	0 3
Hoops of wood	per 1,000	0 10
Hops	per cwt.	0 6
Horns, slugs and tips	per 1,000	1 8
Husbandry implements	per ton	1 4
Iron, viz. :—		
Bar, plate, bolt, and rod	per ton	2 0
Forged made work and hoops	per ton	3 4
Old	per ton	1 3
Old and broken goods	per ton	0 6
Cast-iron goods	per ton	2 6
Wire	per cwt.	0 2
Pig	per ton	1 0
Kelp	per ton	1 0
Kiln pavement	per 30 feet	0 4
Lard	per ton	2 0
Lead	per ton	2 0
Lead, black	per ton	2 0
Lead ore	per ton	2 0
Lead, red and white	per ton	2 0
Lead shot	per ton	3 0
Lead, sugar of	per cwt.	0 2
Leather, tanned and dressed	per cwt.	0 3
Lemons	per cwt.	0 4
Lignum vitæ	per ton	3 0
Lime	per ton	0 6
Loam	per ton	0 4
Machinery	per cwt.	0 2
Manures, manufactured, and not otherwise enumerated	per ton	1 6
Mats and basses	per dozen	0 1
Mill waste	per ton	2 0
Molasses	per ton	2 0
Mussels	per ton	0 6
Nuts, all kinds (except cocoa)	per cwt.	0 3
Oakum	per ton	3 0
Ochre	per cwt.	0 1½
Oil, all kinds	per ton	3 4
Ditto, cakes	per ton	2 0
Onions	per cwt.	0 3
Oranges	per box	0 4
Oysters	per cwt.	0 3
Peats	per ton	0 3
Paper	per cwt.	0 2
Pewter	per ton	2 0
Ditto, old	per ton	1 8
Pianoforte	per 10% value	1 0
Pictures under 2 feet square	each	0 6
Ditto, 2 feet and under 4 feet	each	1 0
Ditto, 4 feet and upwards	each	2 0
Pigs' head	per cwt.	0 0¾
Pipes, drain, under 3 inches diameter	per 1,000	0 6
Ditto, above	per 1,000	0 9
Ditto, collars	per 1,000	0 3

Articles of Export or Import.	Weight or Measure.	Rates.	A.D. 1893. Findochty.
Pipes, spigot and faucet clay glazed	per ton	1 0	
NOTE.—Drain tiles and mugs one third less.			
Pipes, tobacco	per cwt.	0 4	
Pitch	per cwt.	0 2	
Plaster of Paris	per ton	2 8	
Plants, nursery and garden, all kinds	per cwt.	0 4	
Porter	per 3 gallons	0 0½	
Ditto, bottled	per gross	1 0	
Potatoes	per ton	1 0	
Poultry, all kinds	each	0 1	
Provisions, preserved, all kinds	per cwt.	0 2	
Pumice stones	per cwt.	0 3	
Rags	per ton	2 0	
Rice	per cwt.	0 2	
Rosin	per ton	2 6	
Saddlery, all kinds	per cwt.	0 3	
Salt, in bulk	per ton	1 0	
Ditto, rock	per ton	0 9	
Ditto, saltpetre and Glauber salt	per ton	3 4	
Ditto, in barrel, including dues of barrel	per ton	1 4	
Salmon	per cwt.	0 6	
Seed, viz. :—			
Rape and flax	per cwt.	0 1	
Clover	per cwt.	0 3	
Rye grass	per ton	3 4	
Shoes of all kinds	per ton	3 0	
Sheep skins with wool	per cwt.	0 3	
Ditto, pelts	per cwt.	0 2	
Slates, large	per 1,000	1 4	
Ditto, sizeable	per 1,000	0 10	
Ditto, small	per 1,000	0 6	
Snuff	per cwt.	0 6	
Soap	per ton	2 0	
Soda	per ton	1 6	
Spades or shovels	per dozen	0 1	
Spirits of all kinds	per gallon	0 0¼	
Starch	per cwt.	0 3	
Steel	per ton	3 0	
Straw	per ton	1 0	
Stones, viz. :—			
Freestone, building	per ton	0 5	
Polished granite	per ton	2 6	
Causeway granite	per ton	0 3	
Kerb, pavement, and building	per ton	0 5	
Rubble and chips	per ton	0 2	
Rigging stones	per 100 running feet	1 6	
Flagstones	per ton	0 9	
Gravestones	each	3 0	
Marble	per ton	3 0	
Scythe stones	per cwt.	0 2	
Grindstones	each	0 4	
Millstones	each	0 6	
All other descriptions except flint	per ton	1 0	
Stucco	per ton	1 8	
Sugar, all kinds	per ton	1 8	
Stoneware, all kinds	per cwt.	0 2	

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Articles of Export or Import.	Weight or Measure.	Rates.
Tallow	per ton	s. 2 d. 0
Tanners' waste	per ton	1 0
Tar, coal	per 39 gallons	0 1
Ditto, Archangel	per 26½ gallons	0 2
Tea	per cwt.	0 6
Tiles, roofing	per 1,000	1 0
Tin of all kinds	per ton	2 0
Ditto, plates	per ton	2 0
Tobacco, in leaf	per cwt.	0 2¼
Ditto, manufactured	per 100 lb.	0 4½
Ditto, stalks	per cwt.	0 3
Tongues, smoked	per dozen	0 1½
Ditto, pickled	per cwt.	0 4
Toys	per cwt.	0 3
Tree nails	per 1,000	1 6
Turnery	per 10% value	0 10
Turnips	per ton	0 6
Twine	per cwt.	0 3
Tow, all kinds	per ton	1 6
Vases or sculptured marble	per cwt.	0 3
Vinegar	per 3 gallons	0 0½
Vitriol	per gallon	0 0½
Varnish	per cwt.	0 2
Vencers, all kinds	per cwt.	0 4
Vegetables	per ton	0 6
Whalebone or whale fins	per ton	3 4
Wheels, coach, carriage, or cart	per pair	0 9
Whitening	per ton	0 10
Willow reeds	per cwt.	0 2
Wine	per gallon	0 0¼
Ditto, bottled	per gross	1 0
Wood:—		
Herring barrel billets	per ton	1 0
Herring barrel staves	per 1,000 superficial feet.	1 4
All other kinds not enumerated	per 1% value	0 4
Wool	per ton	3 4
Yarn, viz.:—		
Lint and cotton	per ton	4 6
Hemp	per ton	3 6
Worsted	per ton	4 6
Zinc	per ton	2 0

All goods or articles not enumerated in the foregoing schedule - per cwt. 0 2

## NOTES WITH REFERENCE TO THE FOREGOING SCHEDULE.

1. All empty boxes, barrels, sacks, and packages returned to the original shipper within three months from date of import are exempted from rates.



2. All goods landed from any vessel and reshipped in the same or another vessel in the original packages, and without being transferred from the lander, or if the said goods have been put into other packages from the original packages having been destroyed or damaged, shall only pay rates on landing, and may be reshipped in the same or another vessel upon her departure outwards without paying rates again.
3. The personal luggage of each passenger landing from any vessel within the harbour not exceeding two hundredweight in weight shall be exempted from rates.
4. If any goods for which rates shall have been paid when loaded shall from any accident or otherwise be unloaded, no rates shall be charged a second time for such goods on being reloaded.
5. Goods of all descriptions rated by weight shall be charged according to gross weight, fractional parts of any weight, measure, number, or value shall be charged proportionally, and the minimum charge for a single package shall be one penny.

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*Findochty.*


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#### IV. RATES FOR THE USE OF SHEDS, CRANES, WEIGHING MACHINES, WARPS, &c.

##### 1. Sheds.

For each ton of goods which shall remain in any shed, or on any quay or pier for a longer time than twenty-four hours, the sum of 3*d.*, and the sum of 1½*d.* per ton for each day during which such goods shall remain after the first twenty-four hours.

##### 2. Cranes.

	<i>s.</i>	<i>d.</i>
All goods or packages not exceeding one ton - - -	0	3
Exceeding one ton and not exceeding two tons - - -	0	4
Exceeding two tons and not exceeding three tons - - -	0	6
Exceeding three tons and not exceeding four tons - - -	0	8
Exceeding four tons and not exceeding five tons - - -	0	10
Exceeding five tons and not exceeding six tons - - -	1	0
Exceeding six tons and not exceeding seven tons - - -	1	2
Exceeding seven tons and not exceeding eight tons - - -	1	4
Exceeding eight tons and not exceeding nine tons - - -	1	8
Exceeding nine tons and not exceeding ten tons - - -	2	0
Exceeding ten tons - - -	3	0

##### 3. Weighing Machines.

For potatoes, salt, and coals, each ton or part of a ton - - -	0	4
Goods in quantities of twenty tons and upwards of same cargo, per ton	0	3
Other goods, per ton or part of a ton - - -	0	6

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4. *Warps or Planks.**Findochty.*

	s.	d.
Harbour warps, all vessels, per register ton	0	0 $\frac{1}{4}$
Harbour planks, long, per pair	3	0
Harbour planks, short, per pair	1	0

The long planks to be paid for by vessel, and short planks by merchant.

5. *Water Money.*

For each one hundred gallons or part thereof supplied	0	6
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6. *Harbour Lights.*

For every fishing boat under thirty tons, payable in advance, per season	2	6
For every fishing boat, thirty tons or above, payable in advance, per season	5	0
For all other boats, each	0	6
For every ship under one hundred tons register, each	2	0
For every ship one hundred tons register or above, each	2	6

But rates for lights shall only be demanded and received so long as a light or lights are duly exhibited during the proper hours.

7. *Beaching Ground.*

For every boat beached or laid up on ground provided for the purpose by the Commissioners, payable in advance, per season, each	10	0
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## PORTKNOCKIE.

*Portknockie.* Order for constituting Harbour Commissioners and vesting in them the Harbour of Portknockie, in the County of Banff; and for other purposes.

Incorporation  
of Commis-  
sioners.

1. For the purposes of carrying this Order into execution there shall be a body of Commissioners not exceeding nine in number (in this Order referred to as "the Commissioners"), to be elected or appointed as in this Order provided, and the Commissioners and their successors shall be, and they are hereby, for the purposes of this Order, incorporated by the name of the Portknockie Harbour Commissioners, and by that name shall be a 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 Order.

2. The Commissioners shall be the Undertakers for the purposes of this Order and may accordingly carry this Order into effect in all respects.

*Portknockie.*  
Commissioners  
to be the  
Undertakers.

3. The Lands Clauses Acts, except so much thereof as relates to the purchase and taking of lands otherwise than by agreement, and to the entry upon lands by the promoters of the undertaking, and except where expressly varied by or inconsistent with the provisions of this Order, are incorporated with this Order.

Incorporation  
of Acts.

4.—(1.) The first Commissioners shall be the following nine persons, namely, the Reverend James McIntyre, Joseph Addison, James John Henderson, John Innes, James Wood, John Wood, William Mair, Alexander Slater, and Alexander Goodband.

First Com-  
missioners.

(2.) The first Commissioners shall come into office at the expiration of fourteen days from the date of the passing of the Act confirming this Order, and shall go out of office on the second Tuesday in the month of December following.

5. The subsequent Commissioners, after the first Commissioners, shall be elected by the persons paying parochial and other rates within the Portknockie special water supply district as appearing on the valuation roll for the county of Banff, which persons are in this Order called "the ratepayers."

Election by  
ratepayers.

6. The following provisions with reference to the election of such subsequent Commissioners shall have effect; that is to say,—

Election of  
future Com-  
missioners.

(1.) On the first Tuesday in the month of December next following the passing of the Act confirming this Order, the ratepayers shall elect nine persons to be Commissioners.

(2.) The Commissioners so elected shall come into office on the Tuesday next after their election, and thereafter one third of the Commissioners shall go out of office on the second Tuesday in the month of December in each year, and on the first Tuesday in the month of December in each year the ratepayers shall elect three persons to be Commissioners to supply the places of the Commissioners so going out of office, and the Commissioners going out of office shall be eligible for re-election.

(3.) The Commissioners to go out of office at the expiration of the first year after the first election shall be those three who at the first election had the smallest number of votes, and the Commissioners to go out of office at the expiration of the second year shall be those three who had the next smallest number of votes at the first election, and thereafter the Commissioners to go out of office shall be those who have been longest in office. Where there has been an equality of votes the Commissioners shall themselves decide, at a special meeting convened for the purpose, who is to go out of office.

(4.) The election shall take place at a meeting of the ratepayers to be convened and held in the town hall of Portknockie or other convenient place suitable for holding such meeting.

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*Portknockie.*

- (5.) The Commissioners shall cause the day and place of such meeting to be published by notice affixed to the door of the town hall or some other conspicuous place on the outside thereof, and not less than seven clear days before such meeting, and by advertisement in any other convenient manner.
- (6.) The election shall be by show of hands at a meeting of the ratepayers to be convened as aforesaid.
- (7.) Any two ratepayers may at such meeting propose any other person as a candidate for the office of Commissioner.
- (8.) The clerk to the Commissioners, or one of the Commissioners for the time being, shall act as chairman of the meeting of the ratepayers, and shall declare the number of votes given to each candidate, and in the case of equality of votes the chairman shall have a casting vote; and in case his decision as to the votes is challenged, he shall cause the number of ratepayers voting for any candidate to be ascertained by taking a division, or in some other convenient manner.
- (9.) The candidates having the greatest number of votes shall be the Commissioners.
- (10.) The decision of the chairman as to the result of such division or the ascertainment of the number of ratepayers voting, and as to the persons elected, shall be final and unimpeachable.
- (11.) The chairman of the meeting shall report to the Commissioners the names of the persons elected as Commissioners.

Commissioners  
may resign.

7. Any Commissioner may resign office at any time upon giving not less than three weeks' notice in writing of his resignation to the Commissioners or their clerk.

Occasional  
vacancies  
among Com-  
missioners.

8. In case of a vacancy in the office of Commissioner by reason of failure to make a valid election, or of any Commissioner refusing to accept office, or dying, or resigning, or becoming incapable or incompetent to act, or ceasing to be a Commissioner from any cause other than going out of office in the regular course, the other Commissioners shall, as soon as may be thereafter, at a special meeting of the Commissioners elect a person to fill any such vacancy, and the Commissioner so elected shall continue in office for the same period as the person whose vacancy he fills would in ordinary course have continued in office, and shall go out of office at the same time, but shall be eligible for re-election. In case of an equality of votes at any such election, the chairman for the time being of the Commissioners shall have a second or casting vote.

Acts of the  
Commissioners  
not to be  
invalidated by  
reason of  
vacancies.

9. Notwithstanding any vacancy or vacancies in the office of Commissioner the Commissioners for the time being shall be competent to act, and all their proceedings shall be as legal and valid as if no vacancy existed, and on the expiration of the term of office of any Commissioners they shall continue competent to act until their successors are elected and come into office, but no Commissioner shall vote in favour of himself at an election by the Commissioners, and every election or appointment of a Commissioner shall be deemed valid unless and until the contrary is declared by a competent court.

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*Portknockie.*  
Incorporation  
of parts of  
Commissioners  
Clauses Act,  
1847.

10. The Commissioners Clauses Act, 1847 (except so much thereof as relates to the election and rotation of the Commissioners where the Commissioners are to be elected by the ratepayers or other like class of electors), shall be incorporated with this Order and shall, so far as the nature and circumstances of the case will admit, apply to the Commissioners collectively and severally subject to the following provisions :—

With reference to section thirty-nine of the last-mentioned Act, the prescribed number (constituting a quorum) of the Commissioners shall be three.

11. Meetings of the Commissioners shall be held in such places as they shall appoint upon the third Friday of the months of December and June of each year at twelve of the clock noon, and at such places and times as the Commissioners may fix.

Meetings of  
Commis-  
sioners.

12. The clerk to the Commissioners, on requisition being made to him stating in writing the object of the intended meeting, and signed by the chairman or two of the Commissioners, shall cause special meetings to be called within forty-eight hours, and to be held within four days after such requisition.

Special  
meetings.

13. At the expiration of fourteen days after the passing of the Act confirming this Order the existing harbour of Portknockie, within the limits thereof as defined by this Order, and all piers, quays, buildings, works, and rights therein (in this Order called the harbour) shall by force of this Order become and be the property of, and be absolutely vested in, the Commissioners free from any claim or demand for any moneys heretofore expended thereon by the Dowager Countess of Seafield or by the Fishery Board for Scotland, and thereafter the harbour shall be held, maintained, and used by the Commissioners for the purposes of and subject to the provisions of this Order.

Vesting of  
harbour in  
Commissioners.

14. The limits of the harbour for the purposes of this Order, and within which the Commissioners shall have authority, and which shall be deemed the limits to which this Order and the power to levy rates extend, shall comprise the harbour and the area below the high-water mark of the Bay of Portknockie, in the Moray Firth, within the space defined by an imaginary line commencing at a point on the seashore near the Long Man rock four hundred and thirteen yards or thereby westward from the north-west point of the Lady's Jetty, in Portknockie Harbour, and proceeding due north from the high-water mark in a straight line five hundred yards, and thence due east for a further length of six hundred yards, thence proceeding due south along another imaginary line for a length of one hundred and thirty-three yards till it reaches high-water mark.

Limits of  
harbour.

15. For the purposes of the harbour, and in addition to the same as vested in them by this Order, the Commissioners may from time to time, by agreement, purchase, or may accept and hold any lands and hereditaments adjoining the harbour which they may think necessary for the purposes thereof not exceeding in the whole five acres.

Power to take  
lands by  
agreement.

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*Portknockie.*  
Nuisance not  
authorised.Improvement  
of harbour, &c.Consents to  
works.Power to levy  
rates.Commissioners  
may provide  
and license  
steam tugs.Charges for  
steam tugs.Rates for use  
of ware-  
houses, &c.

16. This Order, or anything therein contained, shall not exempt the Commissioners from any proceedings on account of any nuisance caused or permitted by them on any land acquired by them under this Order.

17. The Commissioners may from time to time improve the harbour by deepening the accesses thereto, and by deepening and dredging the same and the adjoining sea, and may make and maintain all buoys, moorings, lights, beacons, landing-places, roads, approaches, and other conveniences which from time to time they may think necessary for maintaining and for improving the harbour.

18. Works authorised by this Order below high-water mark shall not be commenced without the consent of the Board of Trade having been first obtained in writing, and shall be executed in manner approved by the Board of Trade.

19. The Commissioners may, on and from the passing of the Act confirming this Order, levy, demand, receive, and recover in respect of vessels, boats, goods, animals, fish, and things described in the schedule to this Order, any sums not exceeding the rates in that schedule specified: Provided that the Commissioners before commencing to levy the rates for beaching boats authorised by this Order shall provide suitable accommodation for beaching boats to the satisfaction of the Board of Trade, and shall thereafter maintain the same to the like satisfaction.

20. The Commissioners may from time to time build, purchase, contract for, or hire, and may maintain, use, and let steam tugs or other power for the use and accommodation of vessels frequenting the harbour, and may also from time to time license such number of steam tugs or other power belonging to any person for such period and on such terms and conditions as they think fit.

21. The Commissioners may from time to time, with the approval of the Board of Trade, fix such rates or charges as appear to them reasonable for or in respect of the use of such steam tugs or other power maintained, used, and let or licensed by them, and such rates or charges shall be paid by the owner, agent, master, consignee, or other person having charge of the vessel obtaining the assistance of such steam tug or other power to the Commissioners, or to their lessee, or to the person with whom they may contract, or to the owner of such steam tug or other power if licensed by the Commissioners, as the case may be, and such rates and charges shall be due and payable whether such steam tug or other power shall be actually employed or not, provided the assistance thereof shall have been required, and shall, in consequence of a requisition, have been tendered by the master or other person having the command of such steam tug or other power.

22. The Commissioners may demand and receive such rates or other consideration as they may think reasonable for any special services rendered by them, and for the use of any warehouses, sheds, buildings, yards, works, and conveniences belonging to them in respect of which rates are not specially fixed in the schedule to this Order.

23. The Commissioners may from time to time confer, vary, or extinguish exemptions from and enter into composition with any person or persons or company with respect to the payment of the rates authorised by this Order in respect of vessels or boats regularly plying to and from the harbour, but so that no preference be given to any person or company, and that anything done under this section shall not prejudice the other provisions of this Order.

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*Portknockie.*  
Power to  
compound  
for rates.

24. The Commissioners shall from time to time revise the rates authorised under this Order, so that the income of the Commissioners under this Order may always be, so far as practicable, sufficient and not more than sufficient for the purposes of this Order; and if at any time and from time to time the clear annual income of the Commissioners on the average of the then preceding three years, after payment of all expenses and outgoings, shall exceed the amount sufficient to answer the purposes of this Order, the Board of Trade may, if in their discretion they think fit, reduce such rates to such sums as will be sufficient to provide the amount aforesaid, with power to the Board of Trade at any time to raise them again to not exceeding the sums specified in the schedule to this Order.

Rates to be  
revised.

25. The Commissioners within one month after sending to the sheriff clerk a copy of their annual account in abstract (which account shall be made up at the end of the day on the twenty-fifth day of March in each year), shall send a copy of the same to the Board of Trade, and section sixteen of the General Pier and Harbour Act, 1861, Amendment Act, shall apply to and include any and every such account. If the Commissioners refuse or neglect to comply with this provision, they shall for every such refusal or neglect be liable to a penalty not exceeding twenty pounds.

Annual account  
to be sent to  
Board of  
Trade.

26. Fishing vessels belonging to countries with which for the time being treaties exist, exempting from duties and port charges such vessels when driven by stress of weather to seek shelter in the ports or on the coasts of the United Kingdom, shall, when forced by stress of weather to make use of the harbour, and not breaking bulk while making use thereof, be exempt from rates leviable under this Order.

Certain fishing  
vessels under  
stress of  
weather  
exempt from  
rates.

27. The Secretary for Scotland, and any person or persons deputed by him, and officers of the Board of Trade, being in the execution of their duty, shall at all times have free ingress, passage, and egress to and from the harbour by land and with their vessels and otherwise without payment.

Certain officers  
exempt from  
rates.

28. All persons going to or returning from any lifeboat, or using any apparatus for saving life, and being persons either belonging to the crew of the lifeboat or to the coastguard, or being persons for the time being actually employed in saving life, or in exercising or using the lifeboat, or the apparatus for saving life, and also all persons brought ashore from any vessel in distress, shall at all times have free ingress, passage, and egress to and from the harbour without payment.

Lifeboat  
crew exempt  
from rates.

29. The officers of the coastguard and all other persons for the time being actually employed in connexion with the lifeboat or the apparatus for saving life, may, either permanently or temporarily, and from time to time, without payment,

Life-saving  
apparatus may  
be attached to  
any part of  
harbour.

A.D. 1893. attach or cause to be attached to any part of the harbour spars and other apparatus for saving life, and may also, either in course of using or of exercising the apparatus for saving life, fire rockets over the harbour.

*Porthnockie.*

Power to borrow.

30. The Commissioners may from time to time borrow and re-borrow at interest such sums as may be required for the purposes of this Order, not exceeding in the whole the sum of three thousand pounds, on security of the rates authorised by this Order, or they may accept and take from any bank or banking company credit for any amount not exceeding the said sum of three thousand pounds on a cash account to be opened and kept in the name of the Commissioners according to the usage of bankers in Scotland, and the Commissioners may grant bonds and assignations of the said rates in security of the repayment of the moneys so borrowed, or of the amount of such credit, or of the sums advanced from time to time on such cash account, with interest thereon respectively.

Reborrowing.

31. Any money borrowed under this Order and discharged otherwise than by means of a sinking fund or by instalments, may be re-borrowed if required for the purposes of this Order, and so from time to time.

Application of money borrowed.

32. All money borrowed under this Order shall be applied only for the purposes of the harbour to which capital is properly applicable, and not otherwise.

Sinking fund.

33. The Commissioners shall every year appropriate and set apart out of the harbour revenues such a sum as will, with the accumulations thereof by way of compound interest, be sufficient to pay off the whole of the principal moneys borrowed under this Order within fifty years after the same are respectively borrowed.

Annual return to Board of Trade with respect to sinking fund.

34. The clerk to the Commissioners shall, within two months after the expiration of each year during which any sum is required to be set apart for a sinking fund under this Order, transmit to the Board of Trade a return in such form as may be prescribed by that Board, and verified by statutory declaration if so required by them, showing the amount which has been invested for the purpose of such sinking fund during the year preceding the making of such return, and the description of the securities upon which the same has been invested, and also showing the purpose to which any portions of the moneys invested for the sinking fund and the interest thereof have been applied during the same period, and the total amount remaining invested at the end of the year; and, in the event of any wilful default in making such return, such clerk shall be liable to a penalty not exceeding twenty pounds. If it appear to the Board of Trade by such return, or otherwise, that the Commissioners have failed to set apart in accordance with the provisions of this Order the sum required by this Order for the sinking fund, or have applied any portion of the moneys set apart for that fund or any interest thereof, to any purposes other than those authorised by this Order, the Board of Trade may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made, shall be set apart and invested as part of the sinking fund, and such order



shall be enforceable by decree of either Division of the Inner House of the Court of Session in Scotland in a summary application presented for that purpose. A.D. 1893.  
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35. The Commissioners may yearly, if they think fit, for the purpose of forming a contingency fund to meet any unforeseen accident or extraordinary damage which may happen or be caused to the harbour, appropriate and set apart the surplus revenue of the harbour (if any) after meeting the ordinary expenditure and interest and sinking fund as herein-after provided for, and shall deposit the same in some joint-stock bank of issue in Scotland to be increased by accumulation in the way of compound interest or otherwise until required for the aforesaid purposes, and the whole fund must be applied as required for the maintenance of the harbour. Contingency  
fund.

36. The rates received by the Commissioners under this Order, and the other harbour revenue shall be applied for the purposes and in the order following, and not otherwise; that is to say,— Application  
of revenues.

- (1.) In paying the costs, charges, and expenses of or incident to preparing and obtaining this Order, or otherwise incurred in relation thereto ;
- (2.) In paying any feu duties or rents payable in respect of any lands or property (if any) belonging to or leased by the Commissioners in connexion with the harbour, and in paying the expenses of the maintenance, repair, management, and regulation of the harbour, and in defraying the other expenses of the Commissioners properly incurred in relation to the harbour, including the cost of borrowing money under this Order ;
- (3.) In paying year by year the interest on money borrowed by the Commissioners for the purposes of this Order ;
- (4.) In forming a sinking fund for payment of principal moneys borrowed under this Order ;
- (5.) In forming a contingency fund if the Commissioners think fit for providing for accidents to the harbour ;
- (6.) In paying off any other debts contracted or to be contracted by the Commissioners ;
- (7.) In further improving, deepening, and extending the harbour, and carrying into effect the purposes of this Order.

37. Sections sixteen to nineteen, inclusive, and twenty-five and twenty-six of the Harbours, Docks, and Piers Clauses Act, 1847, shall not be incorporated with this Order, but the Commissioners shall, whenever required by the Board of Trade, provide at their own expense and to the satisfaction of the Board of Trade a site near the harbour, and build on such site a house and other accommodation for a lifeboat, rocket apparatus, and other life-saving apparatus, and shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit to provide such accommodation after having been required so to do by the Board of Trade. Parts of  
Harbours  
Clauses Act  
excepted.

38. The Commissioners may make byelaws for the regulation and control of vessels and boats within the harbour, and for the regulation and control of fishermen and other persons, and goods and traffic in and at the harbour and Byelaws.

A.D. 1893. the works, ground, or property belonging to the Commissioners and used for  
 ——— harbour purposes, but byelaws so made shall not come into operation until the  
*Portknockie.* same have received the allowance and confirmation of the Board of Trade, which  
 shall be sufficient for all purposes.

Meters and  
weighers.  
may be  
licensed.

39. The Commissioners may appoint and license a sufficient number of persons to be meters and weighers at and within the harbour.

Powers of  
local autho-  
rities conferred.

40. For the purposes of this Order the Commissioners shall be a local authority within the meaning of the Merchant Shipping Act, 1854, and Acts amending the same, and all the powers by those Acts conferred on local authorities shall be vested in the Commissioners for the purposes of this Order.

Master of  
vessel to report  
arrival.

41. Within twelve hours after the arrival within the harbour of any vessel liable to rates, the master of such vessel shall report such arrival to the collector of rates, and if he fails to make such report within the time aforesaid and after he has been required to do so by the collector, he shall be liable to a penalty not exceeding ten pounds.

Master to give  
an account  
of cargo.

42. The master of every vessel shall, on his arrival in the harbour, and before unloading any part of his cargo, and immediately after being loaded, be obliged to give in to the collector of rates or to such person as the Commissioners shall appoint, an exact and full account of his cargo by producing his bills of lading or his manifest or intake account, or a true copy thereof, and such other documents as the collector shall deem necessary and demand for ascertaining the true contents thereof, and every person failing so to do or not delivering a just and true account of his cargo both outwards and inwards as aforesaid, shall for every such offence forfeit and pay any sum not exceeding ten pounds over and above the whole rates and dues payable in respect of such loading and unloading.

Masters of  
fishing boats  
to report  
arrival and  
give account of  
take of fish.

43. The master or owner or crew of every boat engaged in the white fishery and of every boat delivering herrings (except boats engaged in the herring fishing at the harbour for the regular herring fishing season) shall, on arrival in the harbour, forthwith report the same to the harbour master or collector of rates, and shall furnish to the collector a true and accurate statement of his or their take of fish, and the names of the persons obtaining delivery of the same and liable for the rates thereon, and in case of refusal or omission so to do shall be liable to a penalty not exceeding ten pounds for every such refusal or omission.

Harbour  
master may  
prevent sailing  
of vessels  
when rates  
have not been  
paid.

44. The harbour master may prevent the removal or sailing out of the harbour of any vessel or boat in respect of which any rate shall have been payable until evidence shall have been produced to him of the payment of such rate to the collector of rates, and until an account of the cargo shall have been given in as required by the two immediately preceding sections of this Order.

As to lights.

45. The Commissioners shall exhibit during all or any part of the time from sunset to sunrise, and according to the season of the year and the requirements of the traffic, such light or lights (if any), and in such place or places (if any), as shall from time to time be directed by the Commissioners of Northern Light-houses, and shall apply to those Commissioners for directions as to lighting, and the Commissioners shall be liable to a penalty not exceeding ten pounds for

every month during which they omit so to apply or refuse or neglect to obey any direction given as to lights. A.D. 1893.

46. In case of injury to or destruction or decay of the harbour works or any part thereof, the Commissioners shall lay down such buoys, exhibit such lights, or take such other means for preventing, so far as may be, danger to navigation, as shall from time to time be directed by the Commissioners of Northern Lighthouses, and shall apply to those Commissioners as to the means to be taken, and the Commissioners shall be liable to a penalty not exceeding ten pounds for every month during which they omit so to apply or refuse or neglect to obey any direction given in reference to the means to be taken. *Portknockie.*  
Provision  
against danger  
to navigation.

47. This Order shall not be taken as a consent to the surrender of any rights, interests, powers, authorities, or privileges transferred to the management of the Board of Trade by the Crown Lands Act, 1866, nor shall any works under this Order be commenced within limits affected by any such rights, interests, powers, authorities, or privileges without the consent of the Board of Trade having been first obtained. Saving  
rights under  
Crown Lands  
Act, 1866.

48. Nothing contained in this Order, or to be done under the authority thereof, shall in any manner affect the title to any of the subjects, or any rights, powers, or authorities mentioned in or reserved by sections twenty-one and twenty-two of the Crown Lands Act, 1866, and belonging to or exerciseable on behalf of Her Majesty, Her heirs or successors. Saving rights  
of Crown  
under Crown  
Lands Act.

49. All the costs, charges, and expenses of or incident to the preparing and obtaining of this Order, and otherwise incurred in relation thereto, shall be paid by the Commissioners out of their revenues. Costs of Order.

50. This Order may be cited as the Portknockie Harbour Order, 1893. Short title.

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The SCHEDULE to which the foregoing Order refers.

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I.—RATES ON VESSELS EXCLUSIVE OF THEIR CARGOES.

	£	s.	d.
1. Vessels loading or discharging at the harbour, per register ton -	0	0	4
2. Pleasure yachts not carrying goods or passengers for hire, per register ton - - - - -	0	0	3
3. Vessels entering the harbour for safety or wind-bound, which shall not load or unload any goods or cargo, per register ton -	0	0	2

Vessels remaining in the harbour beyond one month shall be liable in repetition of above rates for every month or part of a month they may remain beyond the first month.

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II.—RATES ON BOATS AND OTHER FISHING VESSELS.

Portknockie.

	£	s.	d.
1. Boats or vessels employed at the herring fishery at the harbour for the herring fishing season, payable on or before the twenty-sixth July—			
If under thirty tons register, each	1	0	0
If thirty tons register or above, each	1	5	0
2. Boats or vessels prosecuting the white or other fishing other than the herring fishing at the harbour—			
If manned by six hands or more—			
From the first October to first January, each	0	10	0
From the first January to first April, each	0	10	0
From the first April to first July, each	0	10	0
If manned by less than six hands, for each of those periods, each	0	5	0
3. Boats or vessels not employed at the regular fishings at the harbour as above, but which shall load or discharge herrings or other fish on entering the harbour, each time, each	0	2	0
4. Boats or fishing vessels loading or discharging any other cargo than fish on entering the harbour, each time—			
If under thirty tons register, each	0	3	0
If thirty tons register or above, the same as other trading vessels.			
5. Boats and fishing vessels coming into the harbour for safety or wind-bound, but which shall not load or unload any fish or other cargo, each time—			
If under thirty tons register, each	0	1	0
If thirty tons or above and under fifty tons, each	0	2	6
If fifty tons or above, same as trading vessels.			
6. Boats and fishing vessels fitting out for or returning from other fishing stations not paying dues as above, including dues on furniture, each	0	2	6

III.—RATES ON GOODS SHIPPED, TRANSHIPPED, OR UNSHIPED IN THE HARBOUR.

Articles of Export or Import.	Weight or Measure.	Rates.
Ale and beer	per 3 gallons	s. 0 d. 0½
"    "    bottled	per gross	1 0
Alum	per cwt.	0 1¾
Anchors	per ton	5 0
Ashes	per ton	2 0
Asphalte and bitumen	per ton	1 3
Aerated water, all kinds	per ton	1 8

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Portknockie.

Articles of Export or Import.	Weight or Measure.	Rates.
		s. d.
Bacon or hams	per ton	3 4
Ballast	per ton	0 2
Barilla	per ton	3 0
Bark, oak	per ton	2 6
Barley, and all other grotts	per ton	2 0
Barrels, empty herring	each	0 1
Baskets, under twelve inches diameter	per dozen	0 6
„ above	per dozen	1 0
Basket rods	per cwt.	0 2
Beef or pork (fresh or salt)	per ton	3 6
Beer, black or spruce	per keg of 3 galls.	0 2
Billiard table	per cwt.	0 2
Biscuits	per ton	3 0
Blacking	per cwt.	0 6
Bleaching salts	per cwt.	0 2 $\frac{1}{4}$
Blubber	per 252 galls.	3 0
Bones (crushed or uncrushed)	per ton	1 6
Books and stationery	per cwt.	0 4
Bottles	per gross	0 4
„ broken	per ton	0 6
Boxwood	per cwt.	0 1 $\frac{3}{4}$
Bran	per ton	1 0
Brass	per ton	2 0
Bricks	per 1,000	0 10
Brimstone	per ton	2 0
Bristles	per cwt.	0 9
Brooms (common)	per dozen	0 2
Bulrushes	per cwt.	0 8
Butter	per cwt.	0 9
Boxes (empty)	each	0 1
Candles	per ton	3 6
Canvas	per cwt.	0 2
Carpets, rugs, and upholstery articles	per ton	2 6
Cane reeds	per cwt.	0 3
Carboys, empty	each	0 1
Carriages with springs, under 5 cwt.	each	3 0
„ „ 5 cwt. and under 7 $\frac{1}{2}$ cwt.	each	5 6
„ „ 7 $\frac{1}{2}$ cwt. and under 10 cwt.	each	7 6
„ „ 10 cwt. and above	each	10 0
Carrots	per ton	1 0
Casks, boxes, sacks, and kits, empty, except returned empties, as provided for in the notes to this schedule	each	0 1
Cattle	each	1 6
Calves	each	0 6
Horses	each	2 0
Ponies under 12 hands	each	1 0
Asses or mules	each	1 0
Pigs	each	0 3
Sheep and lambs	each	0 6
Small cattle and ponies from Orkney and Shetland	each	0 8
Cement	per ton	1 6
Chalk	per ton	1 6
Cheese	per ton	2 6
Chimney tops	each	0 1

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Articles of Export or Import.	Weight or Measure.	Rates.
		s. d.
Chocolate	per cwt.	1 0
Cider	per 3 gallons	0 0½
Cinders and charcoal	per ton	0 9
Clay, viz. :—china or stone	per ton	1 0
Clay pipes	per ton	1 0
Clocks	each	1 0
Clothing, haberdashery, silk mercery, &c., not otherwise enumerated	per ton	3 0
Coals	per ton	0 6
Cocca	per cwt.	4 0
Cocoa nuts	per 100	0 4
Coffee	per cwt.	0 3
Coke	per ton	0 10
Confections of all kinds	per cwt.	0 2
Copper	per ton	3 0
" old	per ton	2 0
" ore	per ton	0 1
Copperas	per cwt.	0 1¾
Colours	per cwt.	0 1¾
Cordage	per ton	2 6
" old, not in use	per ton	1 0
Cork wood and corks	per ton	3 4
Corn and meal, viz. :—		
Barley and bigg	per ton	1 4
Bere and meal	per ton	1 6
Beans	per ton	1 4
Indian corn	per ton	1 4
Indian meal	per ton	1 6
Malt	per ton	2 8
Oats	per ton	1 4
Oatmeal	per ton	1 6
Peas	per ton	1 6
Rye	per ton	1 4
Wheat	per ton	1 6
Cotton wool, &c.	per ton	5 0
Crystal	per ton	5 0
Cutch	per ton	3 4
Dogs	each	0 6
Drugs	per cwt.	0 4
Dung	per ton	0 4
Earthenware	per ton	2 6
Eggs	per cwt.	0 3
Emery and emery stones	per cwt.	0 3
Feathers	per ton	10 0
Felt	per ton	2 6
Fish, dried	per cwt.	0 3
" pickled or salted	per cwt.	0 2
" fresh haddock, cod, ling, and fish not enumerated	per cwt.	0 2
" large fresh cod, ling, and skate	per twenty	0 4
" offal	per ton	0 6
Flax	per cwt.	0 2
Flour	per ton	2 8
Flower roots	per cwt.	0 2
Flint stones	per ton	0 6

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Portknockie.

Articles of Export or Import.	Weight or Measure.	Rates.
Fruit, viz. :--		s. d.
Apples, pears, and berries - - -	per cwt. - - -	0 3
Plums, cherries, and grapes - - -	per cwt. - - -	0 4
Melons - - - - -	per cwt. - - -	0 2
Peaches - - - - -	per 100 - - -	0 2
All not enumerated - - - - -	per 10l. value - - -	0 10
Furniture, household - - - - -	per 10l. value - - -	1 0
Furriers' waste - - - - -	per ton - - -	0 4
Game, viz. :—		
Hares - - - - -	each - - -	0 2
Rabbits - - - - -	each - - -	0 1
All others - - - - -	each - - -	0 2
Ginger - - - - -	per cwt. - - -	0 3
„ preserved - - - - -	per cwt. - - -	0 6
Glass of all descriptions - - - - -	per cwt. - - -	0 2
Glue - - - - -	per cwt. - - -	0 4
Grates, stoves, &c. - - - - -	per ton - - -	3 6
Grease - - - - -	per ton - - -	2 6
Groceries, all kinds not enumerated - - -	per cwt. - - -	0 3
Gunpowder - - - - -	per cwt. - - -	0 3
Guano - - - - -	per ton - - -	1 6
Hair, all kinds - - - - -	baken, per cwt. - - -	0 4½
	plasterers', per ton - - -	2 0
Hardware - - - - -	per cwt. - - -	0 2
Hats - - - - -	per dozen - - -	0 6
Hay - - - - -	per ton - - -	1 6
Hemp - - - - -	per ton - - -	3 6
Herrings, imported - - - - -	per 37½ gallons - - -	0 4
„ exported - - - - -	per 26⅔ gallons - - -	0 2
Hides, raw - - - - -	per cwt. - - -	0 2
Honey - - - - -	per cwt. - - -	0 3
Hoops of wood - - - - -	per 1,000 - - -	0 10
Hops - - - - -	per cwt. - - -	0 6
Horns, slugs, and tips - - - - -	per 1,000 - - -	1 8
Husbandry implements - - - - -	per ton - - -	1 4
Iron, viz. :—		
Bar, plate, bolt, and rod - - - - -	per ton - - -	2 0
Forged made work and hoops - - - - -	per ton - - -	3 4
Old - - - - -	per ton - - -	1 3
Old and broken goods - - - - -	per ton - - -	0 6
Cast-iron goods - - - - -	per ton - - -	2 6
Wire - - - - -	per cwt. - - -	0 2
Pig - - - - -	per ton - - -	1 0
Kelp - - - - -	per ton - - -	1 0
Kiln pavement - - - - -	per 30 feet - - -	0 4
Lard - - - - -	per ton - - -	2 0
Lead - - - - -	per ton - - -	2 0
„ black - - - - -	per ton - - -	2 0
„ ore - - - - -	per ton - - -	2 0
„ red and white - - - - -	per ton - - -	2 0
„ shot - - - - -	per ton - - -	3 0
„ sugar of - - - - -	per cwt. - - -	0 2
Leather, tanned and dressed - - - - -	per cwt. - - -	0 3
Lemons - - - - -	per cwt. - - -	0 4
Lignum vitæ - - - - -	per ton - - -	3 0
Lime - - - - -	per ton - - -	0 6
Loam - - - - -	per ton - - -	0 4

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Portknockie.

Articles of Export or Import.	Weight or Measure.	Rates.
		s. d.
Machinery - - - - -	per cwt. - - -	0 2
Manures, manufactured and not otherwise enumerated - - - - -	per ton - - -	1 6
Mats and basses - - - - -	per dozen - - -	0 1
Mill waste - - - - -	per ton - - -	2 0
Molasses - - - - -	per ton - - -	2 0
Mussels - - - - -	per ton - - -	0 6
Nuts, all kinds (except cocoa) - - - - -	per cwt. - - -	0 3
Oakum - - - - -	per ton - - -	3 0
Ochre - - - - -	per cwt. - - -	0 1½
Oil, all kinds - - - - -	per ton - - -	3 4
Oilcake - - - - -	per ton - - -	2 0
Onions - - - - -	per cwt. - - -	0 3
Oranges - - - - -	per box - - -	0 4
Oysters - - - - -	per cwt. - - -	0 3
Peats - - - - -	per ton - - -	0 3
Paper - - - - -	per cwt. - - -	0 2
Pewter - - - - -	per ton - - -	2 0
„ old - - - - -	per ton - - -	1 8
Pianoforte - - - - -	per 10% value - - -	1 0
Pictures under two feet square - - - - -	each - - -	0 6
„ two feet and under four feet - - - - -	each - - -	1 0
„ four feet and upwards - - - - -	each - - -	2 0
Pigs' head - - - - -	per cwt. - - -	0 0¼
Pipes, drain, under three inches diameter - - - - -	per 1,000 - - -	0 6
„ „ above „ „ - - - - -	per 1,000 - - -	0 9
„ collars - - - - -	per 1,000 - - -	0 3
„ spigot and faucet clay glazed - - - - -	per ton - - -	1 0
NOTE.—Drain tiles and mugs, one-third less.		
Pipes, tobacco - - - - -	per cwt. - - -	0 4
Pitch - - - - -	per cwt. - - -	0 2
Plaster of Paris - - - - -	per ton - - -	2 8
Plants, nursery and garden, all kinds - - - - -	per cwt. - - -	0 4
Porter - - - - -	per 3 gallons - - -	0 0½
„ bottled - - - - -	per gross - - -	1 0
Potatoes - - - - -	per ton - - -	1 0
Poultry, all kinds - - - - -	each - - -	0 1
Provisions, preserved, all kinds - - - - -	per cwt. - - -	0 2
Pumice stones - - - - -	per cwt. - - -	0 3
Rags - - - - -	per ton - - -	2 0
Rice - - - - -	per cwt. - - -	0 2
Rosin - - - - -	per ton - - -	2 6
Saddlery, all kinds - - - - -	per cwt. - - -	0 3
Salt, in bulk - - - - -	per ton - - -	1 0
„ rock - - - - -	per ton - - -	0 9
„ saltpetre and Glauber salt - - - - -	per ton - - -	3 4
„ in barrel, including dues of barrel - - - - -	per ton - - -	1 4
Salmon - - - - -	per cwt. - - -	0 6
Seed, viz. :—		
Rape and flax - - - - -	per cwt. - - -	0 1
Clover - - - - -	per cwt. - - -	0 3
Rye grass - - - - -	per ton - - -	3 4
Shoes of all kinds - - - - -	per ton - - -	3 0
Sheep skins with wool - - - - -	per cwt. - - -	0 3
„ pelts - - - - -	per cwt. - - -	0 2



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Articles of Export or Import.	Weight or Measure.	Rates.
		s. d.
Slates, large	per 1,000	1 4
„ sizeable	per 1,000	0 10
„ small	per 1,000	0 6
Snuff	per cwt.	0 6
Soap	per ton	2 0
Soda	per ton	1 6
Spades or shovels	per dozen	0 1
Spirits of all kinds	per gallon	0 0 $\frac{1}{4}$
Starch	per cwt.	0 3
Steel	per ton	3 0
Straw	per ton	1 0
Stones, viz. :—		
Freestone, building	per ton	0 5
Polished granite	per ton	2 6
Causeway granite	per ton	0 3
Kerb, pavement, and building	per ton	0 5
Rubble and chips	per ton	0 2
Rigging stones	per 100 running feet	1 6
Flagstones	per ton	0 9
Gravestones	each	3 0
Marble	per ton	3 0
Scythe stones	per cwt.	0 2
Grindstones	each	0 4
Millstones	each	0 6
All other descriptions except flint	per ton	1 0
Stucco	per ton	1 8
Sugar, all kinds	per ton	1 8
Stoneware, all kinds	per cwt.	0 2
Tallow	per ton	2 0
Tanners' waste	per ton	1 0
Tar, coal	per 39 gallons	0 1
„ Archangel	per 26 $\frac{1}{2}$ gallons	0 2
Tea	per cwt.	0 6
Tiles, roofing	per 1,000	1 0
Tin of all kinds	per ton	2 0
„ plates	per ton	2 0
Tobacco, in leaf	per cwt.	0 2 $\frac{1}{4}$
„ manufactured	per 100 lb.	0 4 $\frac{1}{2}$
„ stalks	per cwt.	0 3
Tongues, smoked	per dozen	0 1 $\frac{1}{2}$
„ pickled	per cwt.	0 4
Toys	per cwt.	0 3
Tree-nails	per 1,000	1 6
Turnery	per 10% value	0 10
Turnips	per ton	0 6
Twine	per cwt.	0 3
Tow, all kinds	per ton	1 6
Vases or sculptured marble	per cwt.	0 3
Vinegar	per 3 gallons	0 0 $\frac{1}{2}$
Vitriol	per gallon	0 0 $\frac{1}{2}$
Varnish	per cwt.	0 2
Veneers, all kinds	per cwt.	0 4
Vegetables	per ton	0 6
Whalebone or whalefins	per ton	3 4
Wheels, coach, carriage, or cart	per pair	0 9
Whitening	per ton	0 10

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Articles of Export or Import.	Weight or Measure.	Rates.
		<i>s. d.</i>
Willow reeds - - - - -	per cwt. - - - - -	0 2
Wine - - - - -	per gallon - - - - -	0 0 $\frac{1}{4}$
„ bottled - - - - -	per gross - - - - -	1 0
Wood :—		
Herring barrel billets - - - - -	per ton - - - - -	1 0
„ staves - - - - -	per 1,000 superficial feet - - - - -	1 4
All other kinds not enumerated - - - - -	per <i>l.</i> value - - - - -	0 4
Wool - - - - -	per ton - - - - -	3 4
Yarn, viz. :—		
Lint and cotton - - - - -	per ton - - - - -	4 6
Hemp - - - - -	per ton - - - - -	3 6
Worsted - - - - -	per ton - - - - -	4 6
Zinc - - - - -	per ton - - - - -	2 0

*s. d.*

All goods or articles not enumerated in the foregoing Schedule - per cwt. 0 2

## NOTES WITH REFERENCE TO THE FOREGOING SCHEDULE.

1. All empty boxes, barrels, sacks, and packages returned to the original shipper within three months from date of import are exempted from rates.
2. All goods landed from any vessel and re-shipped in the same or another vessel in the original packages, and without being transferred from the lander, or if the said goods have been put into other packages from the original packages having been destroyed or damaged, shall only pay rates on landing, and may be re-shipped in the same or another vessel upon her departure outwards without paying rates again.
3. The personal luggage of each passenger landing from any vessel within the harbour not exceeding two hundredweight in weight shall be exempted from rates.
4. If any goods for which rates shall have been paid when loaded shall from any accident or otherwise be unloaded, no rates shall be charged a second time for such goods on being re-loaded.
5. Goods of all descriptions rated by weight shall be charged according to gross weight, fractional parts of any weight, measure, number or value shall be charged proportionally, and the minimum charge for a single package shall be one penny.

## IV. RATES FOR THE USE OF SHEDS, CRANES, WEIGHING MACHINES, WARPS, &amp;c.

## 1. Sheds.

For each ton of goods which shall remain in any shed or on any quay or pier for a longer time than 24 hours, the sum of 3*d.*, and the sum of 1 $\frac{1}{2}$ *d.* per ton for each day during which such goods shall remain after the first 24 hours.

2. *Cranes.*

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	s.	d.	
All goods or packages not exceeding 1 ton - - - - -	0	3	<i>Portknockie.</i>
Exceeding 1 ton and not exceeding 2 tons - - - - -	0	4	
Exceeding 2 tons and not exceeding 3 tons - - - - -	0	6	
Exceeding 3 tons and not exceeding 4 tons - - - - -	0	8	
Exceeding 4 tons and not exceeding 5 tons - - - - -	0	10	
Exceeding 5 tons and not exceeding 6 tons - - - - -	1	0	
Exceeding 6 tons and not exceeding 7 tons - - - - -	1	2	
Exceeding 7 tons and not exceeding 8 tons - - - - -	1	4	
Exceeding 8 tons and not exceeding 9 tons - - - - -	1	8	
Exceeding 9 tons and not exceeding 10 tons - - - - -	2	0	
Exceeding 10 tons - - - - -	3	0	

3. *Weighing Machines.*

For potatoes, salt, and coals, each ton or part of a ton - - - - -	0	4
Goods in quantities of 20 tons and upwards of same cargo, per ton - - - - -	0	3
Other goods, per ton or part of a ton - - - - -	0	6

4. *Warps or Planks.*

Harbour warps, all vessels, per register ton - - - - -	0	0 $\frac{1}{4}$
Harbour planks, long, per pair - - - - -	3	0
Harbour planks, short, per pair - - - - -	1	0

The long planks to be paid for by vessel, and short planks by merchant.

5. *Water Money.*

For each 100 gallons or part thereof supplied - - - - -	0	6
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6. *Harbour Lights.*

For every fishing boat under 30 tons, payable in advance, per season - - - - -	2	6
For every fishing boat, 30 tons or above, payable in advance, per season - - - - -	5	0
For all other boats, each - - - - -	0	6
For every ship under 100 tons register, each - - - - -	2	0
For every ship 100 tons register or above, each - - - - -	2	6

But rates for lights shall only be demanded and received so long as a light or lights are duly exhibited during the proper hours.

7. *Beaching Ground.*

For every boat beached or laid up on ground provided for the purpose by the Commissioners, payable in advance, per season, each - - - - -	10	0
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