



ANNO PRIMO

VICTORIÆ REGINÆ.

Cap. lxxvii.

An Act for forming a Harbour in the Parish of *Warkworth* in the County of *Northumberland*, by improving the Navigation of the River *Coquet*, and for rendering the same safe and commodious, and easy of Access. [30th June 1837.]

WHEREAS the River *Coquet* in the Parish of *Warkworth* in the County of *Northumberland* would, if the same were deepened, widened, and otherwise improved, form a safe and commodious Harbour for the Purpose of Trade: And whereas if a Harbour were constructed at the *Pan Haven* it would facilitate the Shipment of Coal and Merchandize from several Places near thereto: And whereas it is expedient that proper Regulations should be established for the Government of the said Harbour and of all Persons and Vessels employed in and using the same; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Right Honourable *Francis* Earl of *Newburgh* and the Trustees of his Estate for the Time being, Two Lessees for the Time being of *Radcliffe* Colliery in the Manor of *Amble* in the Parish of *Warkworth* aforesaid, *Isaac Cookson* Esquire, *John Forster* Esquire,

Commis-
sioners
appointed.

[Local.]

30 Y

William

William Fenwick Esquire, Matthew Frost Esquire, John Gage Esquire, Colonel John Grey, Philip Henry Howard Esquire, M.P., Robert Arthur Fitzhardinge Kingscote Esquire, Richard Robson Esquire, Thomas George Smith Esquire, Richard Spoor Esquire, William Watson Esquire, James Wilson Esquire, Hugh Taylor Esquire, John Muers, and John Reed, (which said *Hugh Taylor, John Muers, and John Reed* are Commissioners nominated and appointed by and on behalf of the Most Noble *Hugh Duke of Northumberland*, Owner of the Barony of *Warkworth* aforesaid,) and their Successors, to be elected in manner herein-after mentioned, shall be and they are hereby declared to be Commissioners for executing this Act by the Name of "The Commissioners of *Warkworth Harbour*."

Appointment
of new Com-
missioners on
Vacancies.

II. And be it further enacted, That when and as often as any of the Commissioners herein named, or hereafter to be appointed under or by virtue of this Act, (except the Commissioners appointed by the Duke of *Northumberland*, his Heirs or Assigns, Owners of the Barony of *Warkworth*, and the Trustees of *Anthony James Earl of Newburgh* aforesaid, and the Lessees of *Radcliffe Colliery*,) shall die, resign, or refuse to act, or, by Bankruptcy, Insolvency, or otherwise become incapable of acting in the Execution of this Act, it shall be lawful for the surviving or continuing Commissioners (except as aforesaid) from Time to Time, at any Meeting to be held in pursuance of this Act within Twelve Calendar Months next after the Decease of any such Commissioner, or on Notice of such Incapacity or Refusal, to elect and appoint some Person to be a Commissioner in the Room of every Commissioner so dying, resigning, or refusing to act, or becoming incapable of acting as aforesaid; and when and as often as any of the Commissioners herein named or hereafter to be appointed by and on the Behalf of the said Duke of *Northumberland*, his Heirs or Assigns, Owners of the Barony of *Warkworth* aforesaid, shall die, resign, or refuse or become incapable to act as aforesaid, it shall be lawful for the said Duke of *Northumberland*, his Heirs and Assigns, Owners of the Barony of *Warkworth* aforesaid, from Time to Time to nominate and appoint some other Persons to be Commissioners in the Room of every such last-mentioned Commissioners so dying, resigning, or refusing or becoming incapable to act as aforesaid; and every Person respectively who shall be so elected, nominated, and appointed a Commissioner as aforesaid, being duly qualified, shall and may act with the surviving or continuing Commissioners in the Execution of this Act in the same Manner as if he had been originally named a Commissioner in this Act.

Qualification
of Commis-
sioners.

III. And be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act (except in administering the Declaration herein-after mentioned, and which Declaration may be administered by any of the said Commissioners,) unless he shall be seised or possessed of Real or Personal Estate, or both, to the Value of One thousand Pounds, over and above what will satisfy all his Debts, and until he shall, at some Meeting of Commissioners to be held under the Authority of this Act, have made and subscribed a Declaration in the Words or to the Effect following; (that is to say,)

‘ I A. B.

and at the same Hour, and so *toties quoties* until a sufficient Number of the said Commissioners shall attend at such Meeting, and no Act of the said Commissioners shall be valid unless made or done at some Meeting to be held by virtue of this Act; and all the Powers and Authorities by this Act granted to or vested in the said Commissioners shall and may from Time to Time be executed by the Majority of the said Commissioners present at any Meeting to be held as aforesaid, the Number of Commissioners present at such Meeting not being less than Three; and at every such Meeting the first Business shall be the Election of a Chairman to preside at the same, and in all Cases where the Number of Votes upon any Question shall be equal (including the Chairman's Vote) the Chairman shall have a second or casting Vote: Provided nevertheless, that it shall be lawful for the said Commissioners and they are hereby authorized from Time to Time to hold any Special Meeting, so that such Meeting be required by Three at least of the said Commissioners, and Notice thereof in Writing, stating the Purpose for which such Meeting is required to be called, be given to or left at the House or usual Place of transacting Business of the Clerk to the said Commissioners, who shall thereupon give Ten Days Notice at the least of such Special Meeting, and of the Time, Place, and general Purposes thereof, by Advertisement of the same in some Newspaper circulated in the said County of *Northumberland*.

Orders and Proceedings to be entered.

VI. And be it further enacted, That the Orders and Proceedings of every Meeting of the said Commissioners shall be entered in a Book to be provided and kept for that Purpose, and shall be signed by the Person acting as Chairman at such Meeting, and such Orders and Proceedings when so entered and signed shall be deemed to be original Orders and Proceedings, and shall be allowed to be read in Evidence in all Courts, and before all Judges, Justices, and others.

Commissioners to appoint Officers.

VII. And be it further enacted, That it shall be lawful for the said Commissioners to nominate and appoint a Treasurer, Harbour Master, Collector, and Clerk, and also such Engineer or such other Officers as they shall think proper and expedient for the better carrying the Purposes of this Act into execution, and to give them such Salaries or Allowances as the said Commissioners may think proper, the said Commissioners always taking good and sufficient Security and to such Extent as they shall think requisite from every Treasurer, Collector, or other Officer who shall be appointed to receive Money, or have the Care or Custody thereof, for the due accounting of all such Monies with which he may be intrusted, and for the faithful Discharge of the Trust reposed in him, and also from Time to Time to discharge and dismiss any such Treasurer, Harbour Master, Collector, Clerk, Engineer, or other Officer, and appoint another or others in his Stead, as the said Commissioners shall think fit.

Treasurer and Clerk not to be the same Person.

VIII. Provided always, and be it further enacted, That it shall not be lawful to appoint the Person who may be appointed Clerk to the said Commissioners in the Execution of this Act, or the Partner
of

of any such Clerk, or any Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer to the said Commissioners for the Purposes of this Act, or to appoint any Person who may be appointed Treasurer, or the Partner of any such Treasurer, or any Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, the Clerk to the said Commissioners; and if any Person shall accept both Offices of Clerk and Treasurer to the said Commissioners for the Purposes of this Act, or if any Person being the Partner of any such Clerk to the said Commissioners, or the Clerk or other Person in the Service or Employ of any such Clerk to the said Commissioners or of his Partner, shall accept the Office of Treasurer to the said Commissioners, or shall act as Deputy of such Treasurer, or in any Manner officiate for such Treasurer, or being the Partner of any such Treasurer, or a Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, shall accept the Office of Clerk to the said Commissioners, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, to be recovered, with full Costs of Suit, in any of Her Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information.

IX. And be it further enacted, That every Officer to be appointed under this Act shall, under his Hand, at such Time and Times and in such Manner as the said Commissioners shall direct, deliver to the said Commissioners, or to such Person as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to his Charge, and of all Monies which shall have been received by him by virtue of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the Vouchers for such Payments in his Possession or Power, and shall pay all such Money as shall remain due from him to the said Commissioners, or to such Person as they shall appoint; and if any such Officer shall refuse or wilfully neglect to make and render any such Accounts, or to produce and deliver up the Vouchers relating to the same, or to make Payment as aforesaid, or shall refuse or neglect to deliver up to the said Commissioners, or to such Person as they shall appoint, within Ten Days after being thereunto required by the said Commissioners, all Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, and to give Information and Satisfaction to the said Commissioners respecting the same, then and in every such Case, upon Complaint made by the said Commissioners, or by any Person whom they shall appoint for that Purpose, of any Neglect or Refusal as aforesaid, to any of Her Majesty's Justices of the Peace for the County, City, or Place where such Officer shall have last resided or shall then reside, such Justice may and is hereby authorized and required to summon the Officer so refusing or neglecting before him, and upon his appearing, or having been summoned and not appearing, or not being to be found, to hear and determine the Matter in a summary Way; and if upon Confession of the Party, or by the Testimony of any credible Witness upon Oath or Affirmation (which Oath or Affirmation such Justice is empowered to administer),

Officers to
account.

it shall appear to such Justice that any of the Money which shall have been collected or raised by virtue of this Act shall be in the Hands of such Officer, such Justice may and he is hereby authorized and required, upon Nonpayment thereof, by Warrant under his Hand and Seal to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer; and if no Goods or Chattels of such Officer can be found sufficient to answer said satisfy the said Money and the Charges of levying the same, or if it shall appear to such Justice that such Officer shall have refused or wilfully neglected to render or give such Account or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings relative to the Execution of this Act shall be in the Custody and Power of such Officer, and he shall have refused or wilfully neglected to deliver up or give Satisfaction respecting the same as aforesaid, then and in every of the Cases aforesaid such Justice shall commit such Offender to the Common Gaol or House of Correction for such County, City, or Place, there to remain without Bail or Mainprize until he shall have made and given a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Commissioners for such Money, and shall have paid such Composition in such Manner as they shall appoint (which Composition the said Commissioners are hereby empowered to make and receive), and until he shall have delivered up such Books, Papers, and Writings as aforesaid, or have given Satisfaction in respect thereof to the said Commissioners: Provided always, that no Officer who shall have been committed as before mentioned on account of his not having sufficient Goods or Chattels shall be detained in Prison for any longer Term than Six Calendar Months: Provided also, that the Imprisonment of any Officer shall not be deemed a Discharge for any Money which shall remain due from him, nor exonerate his Sureties or Securities, but such Officer and his Sureties and Securities shall remain liable for the Payment thereof in the same Manner as if such Officer had not been so imprisoned.

Commissioners to cause Accounts to be kept.

X. And be it further enacted, That the said Commissioners shall cause Books to be kept by the Clerk or by the Treasurer, who shall enter or cause to be entered in such Books true and regular Accounts of all Sums of Money received and expended for or on account of the Purposes of this Act, and of the several Articles, Matters, and Things for which such Sums of Money shall have been expended; and such Books shall at all seasonable Times be open to the Inspection of the said Commissioners and of the Creditors on the Duties and other Monies by this Act authorized, without Fee or Reward, and the said Commissioners and Creditors respectively may take Copies of or Extracts from the said Books without paying any thing for the same; and if the said Clerk or Treasurer, or other Person having the Custody of such Books, shall refuse to permit or shall not permit the said Commissioners and Creditors, or any of them, to inspect such Books, or to take such Copies or Extracts as aforesaid, such Clerk or Treasurer or other Person shall forfeit and pay for every such Offence a Sum not exceeding Five Pounds, to be levied and applied in the same Manner as other Penalties are by this Act directed to be levied and applied: Provided always, that once in every Year an Abstract or

Summary of the said Accounts shall be made by the said Clerk or Treasurer, and such Abstract or Summary, being signed by the said Commissioners at some Meeting to be held under the Authority of this Act, shall be published in some Newspaper printed and circulated in the said County of *Northumberland*.

XI. And be it further enacted, That the said Commissioners shall be entitled to be paid and reimbursed their travelling Expences necessarily and properly incurred in attending Meetings of the Commissioners, or any other Meetings relating to the Affairs of the said Harbour, and the further Sum of Two Guineas each as a Recompence for their Time and Trouble in attending any such Meeting, and that such Payments of such travelling Expences and Attendances shall constitute and form Part of the current contingent Expences incurred on account of the Purposes of this Act, and be paid and charged as such accordingly: Provided always, that the Sum or Sums to be paid and charged as last aforesaid shall in no Case exceed the Sum of Five hundred Pounds *per Annum*.

Allowance to Commissioners for travelling and other Expences.

XII. And be it further enacted, That no Commissioner or Officer to be appointed under this Act shall be personally liable for any Contracts or Agreements which he may enter into in pursuance of this Act, nor for the Repayment of any Money which shall be borrowed under the Provisions herein-after contained, nor for any Penalties or Damages, Costs or Expences, which may be incurred in relation to any thing done in pursuance of this Act (except such Penalties, Damages, Costs, or Expences as shall be incurred by reason of his having himself acted in violation of any of the Provisions of this Act), nor shall any Commissioner be personally answerable for Mistakes or Omissions, nor for the Sufficiency or Responsibility of any Security or Securities to be taken under the Authority of this Act, nor for the Receipts, Accounts, or Omissions of the Treasurer, Clerk, or other Officer, nor for the Receipts or Accounts of any other Commissioner, but each Commissioner for his own Acts and Deeds, Receipts and Accounts only; but in all Cases where Injury shall be sustained by any Person or Persons in respect of his or their Lands, Tenements, or Hereditaments, corporeal or incorporeal, by reason of any Acts done in pursuance of this Act, an Action shall be maintainable against the said Commissioners by the Party injured, and the Damages and Costs recovered in such Action shall be payable and paid out of the Funds received by the said Commissioners under the Powers of this Act.

Commissioners not to be personally liable.

XIII. And be it further enacted, That the said Commissioners shall and may sue and be sued in the Name of their Clerk or Treasurer for the Time being, or of any of the said Commissioners; and no Action or Proceeding which may be brought or instituted by or against the said Commissioners by virtue of or on account of this Act shall abate or be discontinued by the Death, Suspension, or Removal of such Clerk or Treasurer, or by the Death of such Commissioner, or by any Act or Default of such Clerk, Treasurer, or Commissioner, done or suffered without the Direction or Consent of the said Commissioners; but such Clerk, Treasurer, or Commissioner shall always be deemed Plaintiff or Defendant in all such Actions and

Commissioners may sue and be sued in the Name of their Clerk.

and Proceedings, except in Cases of Actions or Proceedings prosecuted between the said Commissioners and their Clerk or Treasurer for the Time being: Provided always, that in all Cases in which the Clerk or Treasurer for the Time being of the said Commissioners, or any Commissioner as aforesaid, shall be Plaintiff or Defendant on the Record of any Action or Proceeding in which in effect the said Commissioners shall be suing or sued in the Name of such Clerk, Treasurer, or Commissioner as aforesaid, such Clerk, Treasurer, or Commissioner as aforesaid may, if not otherwise interested or objectionable, be a good and competent Witness in such Action or Proceeding either for or against the said Commissioners, and all Affidavits of Debt or Service which may be necessary to be made in reference to any such Action or Proceeding may be lawfully made by such Clerk, Treasurer, or Commissioner (as the Case may be), notwithstanding he shall be nominal Plaintiff or Defendant on the Record as aforesaid: Provided also, that every Clerk, Treasurer, or Commissioner as aforesaid, in whose Name any Action or Proceeding may be instituted or defended as herein-before mentioned, shall always be reimbursed out of the Monies arising by virtue of this Act all such Costs and Expences as he shall incur or become chargeable with by reason of his being so made Plaintiff or Defendant, and shall not be personally answerable or liable for the same unless such Action or Proceeding shall have arisen in consequence of his own wilful Neglect or Default, or have been instituted or defended without the Direction or Consent of the said Commissioners.

Commissioners authorized to make a Harbour.

XIV. And be it further enacted, That it shall be lawful for the said Commissioners and they are hereby authorized and empowered (by and with the Consent in Writing of the Trustees for the Time being of *Anthony James* late Earl of *Newburgh* to be first had and obtained, if such Works should be made or commenced before any Contract shall have been made for the Purchase of the Estate and Interest in any Lands required for the Purposes of this Act devised by the Will of the said *Anthony James* late Earl of *Newburgh*,) to make and maintain a Harbour in the Parish of *Warkworth* in the County of *Northumberland* at a Place called the *Pan Haven*, and also (subject to the Restrictions herein-after contained) to improve the Navigation of the River *Coquet*, and for that Purpose to scour, cleanse, deepen, widen, and otherwise improve such Part or Parts of the said River as are situate within the said Parish of *Warkworth*, and to erect and make Piers, Breakwaters, Jetties, Embankments, Basins, Quays, Wharfs, Staiths, Warehouses, Vaults, Structures, Buildings, Cranes, Sheds, Weighing Machines, Engines, and other Works, Roads, and Approaches, and to make, erect, fix, and maintain such Landing Places, Watering Places, Ways, Slips, Buoys, Moorings, Lamps, Landmarks, and other Works, in, about, and adjacent to the said Harbour and River, as the said Commissioners shall judge necessary or proper in the Formation and for the Preservation and Improvement of the said Harbour and Navigation, and the greater Safety and Accommodation of the Vessels and Persons employed in or using the same, or resorting thereto, and for the Reception, Accommodation, and Convenience, repairing, fitting up, supplying, furnishing, rigging, unrigging, loading, and unloading of
Ships,

Ships, Boats, Barges, and other Vessels, and the Crews resorting to or using the same respectively, and for the keeping and Preservation of all Supplies, Stores, Materials, Articles, and Things for the Use, Supply, Accommodation, and Convenience of such Ships, Boats, Barges, and other Vessels, and for the housing, bonding, Custody, Care, Safety, Preservation, and Deposit of all Goods, Merchandize, Articles, and Things which may be carried in or conveyed by such Ships, Boats, Barges, and other Vessels, or which may be shipped or unshipped, loaded or unloaded, into or from such Ships, Boats, Barges, or other Vessels, and also all such other Conveniences as the said Commissioners shall deem proper, advantageous, or convenient for carrying into execution the Objects and Purposes of this Act.

XV. Provided always, and be it further enacted, That in case the said Improvements in the Navigation of the said River *Coquet* intended to be made under the Authority of this Act shall not have been completed, if not prevented by inevitable Accident or other unavoidable Impediment, so as to answer the Objects of this Act in respect of such Improvement of the said River *Coquet*, within the Space of Five Years from the passing of this Act, then and from thenceforth all the Powers and Authorities given by this Act with respect to such Improvement of the Navigation of the said River *Coquet* shall cease and determine, save only as to such and so much of such Works as shall have been completed within such Time, and save also as to such Matters as shall have been transacted and such Agreements as shall have been made and entered into in pursuance of the Powers hereinbefore contained, and so that the said Commissioners be not discharged from any Liability or Obligation to any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, or other Party or Parties with whom the said Commissioners are by this Act empowered to treat, arising out of the Provisions herein contained.

Powers for Improvement of River *Coquet* to cease if Works not completed within Five Years.

XVI. And be it further enacted, That for effecting the several Objects and Purposes and Provisions of this Act it shall be lawful for the said Commissioners and they are hereby empowered to treat, contract, and agree for the absolute Purchase of any Messuages or Tenements, Lands or Hereditaments, with any Body Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Tenant for Life or in Tail, or with any Person having any other partial or qualified Estate or Interest, Husband, Guardian, Trustee, or Feoffee in Trust for charitable or other Purposes, Committee, Executor, or Administrator, or any other Trustee or Person whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of the Person entitled in Reversion, Remainder, or Expectancy after him if incapacitated, and for and on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femmes Covert, or other Person, or with any Feme Covert who is or shall be seised, possessed of, or interested in her own Right, or entitled to Dower or other Interest therein, or with any other Person whomsoever who shall be willing to sell the same, or his Right and Interest in the same, for the Purposes of this Act; and upon Payment of such gross Sum as shall have been agreed upon as the Purchase Money for any such Messuages or Tenements, Lands or Hereditaments, to the Parties or

Commissioners empowered to purchase Lands.

Persons respectively entitled thereto, or upon Payment thereof into the Bank of *England* in manner by this Act directed (as the Case may be), such Messuages or Tenements, Lands and Hereditaments, may be taken and used for the Purposes of this Act, and from thenceforth all Parties and Persons whomsoever shall be divested of all Right and Title, Claim or Reversion, to such Messuages or Tenements, Lands or Hereditaments, and the same Messuages or Tenements, Lands or Hereditaments, shall vest in the Commissioners of the *Warkworth* Harbour, their Successors and Assigns, and it shall be lawful for the said Commissioners, their Successors and Assigns, to hold any such Messuages or Tenements, Lands and Hereditaments, and any Term, Right, and Interest therein so purchased, without incurring or being subject or liable to any of the Penalties or Forfeitures of the Statutes of Mortmain, or of any other Law or Statute whatsoever.

Bodies Politic
empowered
to sell.

XVII. And be it further enacted, That for the Purposes aforesaid it shall be lawful for all Bodies Politic, Corporate, or Collegiate, and all other Persons whomsoever with whom the said Commissioners are herein-before authorized to treat, contract, and agree for the absolute Purchase of any Messuages or Tenements, Lands or Hereditaments, to contract for, sell, and convey the same and every Part thereof unto the said Commissioners, their Successors and Assigns; and all such Contracts, Agreements, Sales, Conveyances, and Assurances shall be made at the Expence of the said Commissioners, and shall be made according to the following Form, or as near thereto as the Circumstances of the Case will admit; (namely,)

Form of
Conveyance.

‘ I of in consideration of the Sum of to me paid
‘ by the Commissioners of the *Warkworth* Harbour, do hereby, in
‘ pursuance and by virtue of the Power in that Behalf contained
‘ in an Act passed in the Year of the Reign of Her Majesty
‘ Queen *Victoria*, intituled [*here insert the Title of this Act*], grant,
‘ release, assign, and confirm unto the said Commissioners, all [*here*
‘ *insert the proper Description of the Messuages or Tenements, Lands*
‘ *or Hereditaments, intended to be conveyed,*] and all my Estate and
‘ Interest therein, to hold unto and to the Use of the said Commis-
‘ sioners and their Successors and Assigns for ever, according to the
‘ true Intent and Meaning of the said Act. In witness whereof I
‘ have hereunto set my Hand and Seal the Day of in
‘ the Year of our Lord .’

And all such Conveyances and Assurances as aforesaid shall be good, valid, and effectual in the Law to all Intents and Purposes, and shall operate and be as a Merger of all outstanding Terms of Years, and be a complete Bar of all Estates Tail and other Estates, Rights, Titles, Trusts, and Interests whatsoever.

Commission-
ers may enter
into Con-
tracts.

XVIII. And be it further enacted, That for carrying into effect the several Powers and Authorities herein given to the said Commissioners, it shall be lawful for them by Deed or Deeds to make all such Contracts, Grants, and Conveyances as the Circumstances of the Case shall require, and all such Contracts, Grants, and Conveyances shall be valid and effectual, any thing in this Act contained, or any other Law, Statute, or Custom, to the contrary thereof in anywise notwithstanding; and upon Payment of the gross Sum of Money which

which shall arise by any such Sale or Sales it shall be lawful for the Treasurer of the said Commissioners for the Time being to sign and give Receipts for the Money which shall be so paid; and no Purchaser shall be answerable or accountable for any Loss, Misapplication, or Nonapplication of such Money or any Part thereof.

XIX. And be it further enacted, That if any Money shall be agreed to be paid for any Messuages or Tenements, Lands or Hereditaments, or for any other Matter, Right, or Interest, of what Nature or Kind soever, purchased, taken, or used by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Persons under any Disability or Incapacity, as herein-before mentioned, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account, *ex parte* "The Commissioners of the *Warkworth* Harbour," pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, without Fee or Reward; to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person who would have been entitled to the Rents and Profits of the said Messuages or Tenements, Lands or Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Messuages or Tenements, Lands or Hereditaments, or affecting other Messuages or Tenements, Lands or Hereditaments, standing settled therewith to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Hereditaments, which shall be conveyed to, upon, and for such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Messuages or Tenements, Lands or Hereditaments, which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime and until such Purchase shall be made the said Money shall, by Order of the said Court of Exchequer upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person who would for the Time being have been entitled

Application
of Compensation
Money
when
amounting to
200*l*.

1 G. 4. c. 35.

entitled to the Rents and Profits of the said Hereditaments so hereby directed to be purchased in case such Purchase or Settlement were made.

When less than 200*l.* and exceeding 20*l.*

XX. And be it further enacted, That if any Money so agreed to be paid for any Messuages or Tenements, Lands or Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person for the Time being entitled to the Rents and Profits of the Messuages or Tenements, Lands or Hereditaments, so purchased, taken, or used, or of his Guardian or Committee in case of Infancy or Lunacy, to be signified in Writing under their Common Seal or their respective Hands (as the Case may be), be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Party making such Option, and approved of by the said Commissioners, such Nomination and Approbation to be signified in Writing under the Hands or Common Seal of the nominating and approving Parties, in order that such Principal Money and the Dividends arising thereon may be applied in manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Exchequer.

When less than 20*l.*

XXI. And be it further enacted, That when such Money so agreed to be paid as last before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person who would for the Time being have been entitled to the Rents and Profits of the Messuages or Tenements, Lands or Hereditaments, so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Commissioners shall think fit, or in case of Infancy or Lunacy, then to his Guardian or Committee, to and for the Use and Benefit of such Person so entitled respectively.

In case of doubtful Titles the Money to be paid into the Bank.

XXII. And be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, in pursuance of this Act, for the Purchase of, or in satisfaction for, or for any Damage to be done to any Messuages or Tenements, Lands or Hereditaments, or of, for, or to any Estate, Right, Title, or Interest in any Messuages or Tenements, Lands or Hereditaments, to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person who shall have been in Possession of such Messuages or Tenements, Lands or Hereditaments, at the Time of such Purchase by the said Commissioners, and all Persons claiming under such Person or under the Possession of such Person, shall be deemed and taken to have been lawfully entitled to such Messuages or Tenements,

ments, Lands or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Exchequer; and the Dividends of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person was lawfully entitled to such Messuages or Tenements, Lands or Hereditaments, or to some Estate or Interest therein.

XXIII. And be it further enacted, That the Harbour Masters for the Time being shall have full Power and Authority to direct the anchoring, mooring, unmooring, placing, or removing of Vessels coming into, lying, or being in the said Harbour, and to appoint and regulate the Times and Manner of their Entrance into, lying in, or going out of the said Harbour, and to regulate and determine the Position of such Vessels, and their Manner of laying up, and of loading and discharging their Cargoes, or taking in, heaving out, or delivering Ballast therein respectively; and such Harbour Master shall have full Power and Authority from Time to Time to cause to be removed all Wreck of Vessels, Timber, or any other Articles or Things whatsoever obstructing or tending to obstruct the free Navigation and Use of the said Harbour, and shall give such other Orders and Directions for the Government and Regulation of the Vessels within the said Harbour as to him shall seem expedient: Provided always, that such Harbour Master shall not anchor any Vessel in or otherwise interfere with that Part of the River where the Lessees of the Salmon Fishery herein-after mentioned are now or shall then be lawfully in the habit of sweeping or drawing their Nets: Provided nevertheless, that such Harbour Master shall in all respects obey the Orders and Directions of the said Commissioners; and in case the said Harbour Master shall neglect or wilfully omit to execute the Duties by this Act imposed on him, or which shall be required of him by the said Commissioners, consistently with the true Intent and Meaning of this Act, or shall show any undue Preference in the Execution of his Office, he shall forfeit and pay any Sum not exceeding Ten Pounds for every such Offence.

Harbour
Masters to
regulate
Ships in the
Harbour.

XXIV. And be it further enacted, That it shall be lawful for the said Commissioners and they are hereby empowered to provide One or more Steam Vessels, commonly called Steam Tugs, for the Purpose of towing and assisting Ships and Vessels entering into, leaving, or using the said Port and Harbour or other Works, and of conveying Persons on board such Ships or Vessels, and to receive, demand, and recover such Sums of Money for the Use of such Steam Vessels as shall from Time to Time be fixed by the said Commissioners, in addition to the other Rates or Duties by this Act authorized to be taken, and to be recovered in the same Manner as the said Rates and Tolls by this Act authorized or imposed.

Power of
providing
Steam Tugs.

XXV. And be it further enacted, That in case the Master of any Vessel moored or fastened in the said Harbour, or at or near the Entrance or Mouth thereof, shall refuse or neglect, on the Demand

Harbour
Master, &c.
may cut
Mooring
of
Ropes.

[*Local.*]

31 B

of the said Harbour Master, to unloose or slacken the Rope or Chain by which such Vessel shall be so moored or fastened, or shall refuse or neglect to remove his Vessel from any one Place to any other Place within the said Harbour which in the Judgment of the said Harbour Master shall be considered as more proper and commodious, or in case there shall be no Person on board of any such Vessel so moored or fastened, or not answering to the Call of the said Harbour Master, then and in every such Case it shall be lawful for the said Harbour Master to cut the Rope, or to break or slacken the Chain, by which such Vessel shall be so moored or fastened as aforesaid: Provided always, that before the Harbour Master shall cut any Rope, or break or slacken any Chain, by which any Vessel shall be moored or fastened, having no Person on board, or not answering to the Call for the Purpose aforesaid of the said Harbour Master, the said Harbour Master shall and he is hereby authorized to put on board such Vessel such Person as he may think proper for the Protection and Security from Injury of such Vessel, and all reasonable Charges and Expences which shall be thereby incurred (to be ascertained by any Justice of the Peace for the said County of *Northumberland* in case of Dispute) shall be forthwith paid by the Master of such Vessel.

Penalty for not obeying the Orders of the Harbour Master.

XXVI. And be it further enacted, That in case the Master or other Person having the Charge of any Vessel within the said Harbour shall refuse or neglect to remove the same after being required so to do by the said Harbour Master, and to moor, anchor, and place the same, or to load, ship, or discharge the Goods or Articles on board the same, or to take, heave out, or deliver Ballast into or from the same, in such Manner as the said Harbour Master shall direct, he shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds; and it shall be lawful for the said Harbour Master and such other Persons as they respectively shall call to their Aid to remove such Vessel in such Manner as they respectively shall deem necessary; and all reasonable Charges and Expences attending the removing such Vessel, after such Direction and Refusal or Neglect as aforesaid (to be ascertained by any Justice of the Peace for the County of *Northumberland* in case of Dispute), shall be forthwith paid by the Master or such other Person as aforesaid.

Pitch, &c. not to be heated or boiled on board Vessels.

XXVII. And be it further enacted, That if any Person having the Command of any Vessel lying or being within the said Harbour shall heat or boil, or shall permit to be heated or boiled, any Pitch, Tar, or Rosin, or any Composition of a combustible Nature, on board of his Vessel, otherwise than with an Iron Instrument commonly called a Loggerhead, he shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

For weighing and raising Vessels sunk.

XXVIII. And be it further enacted, That if any Vessel shall sink within the Harbour aforesaid, or at the Mouth or Entrance into the said Harbour, and the Master thereof shall not, within the Space of Twenty-four Hours next after such Vessel shall so sink, weigh or draw up and remove the same out of the Way of other Vessels navigating or using the said Harbour, or within the Period aforesaid give sufficient Security to the said Commissioners or to the Harbour Master for so doing,

doing, and shall not remove the same within Seven Days after such Security, it shall be lawful for the Harbour Master, or for any other Agent or Servant of the said Commissioners, to weigh, draw up, and remove such Vessel out of the Way of other Vessels navigating or using the said Harbour, and to free the said Harbour from such Vessel, and to detain and keep such Vessel, with her Tackle, Furniture, and Lading, until Payment of all Damages and Expences occasioned by the sinking of such Vessel, and attending the weighing, drawing up, and removing the same; and if the Amount of such Damages and Expences shall not be paid within Fourteen Days after Demand thereof made by or on behalf of the said Commissioners, it shall be lawful for the said Harbour Master, or other Agent or Servant of the said Commissioners, to sell, either by public Auction or by private Contract, such Vessel, her Guns, Tackle, Apparel, Furniture, and Lading, or so much thereof as shall be necessary for reimbursing the Amount of such Damages and Expences, and the Costs and Expences attending the keeping and selling the same, returning the Overplus (if any), on Demand, to the Master of such Vessel.

XXIX. And be it further enacted, That if the Master of any Vessel shall at any Time after the Hour of Eight in the Evening and before the Hour of Six in the Morning make or use, or shall permit or suffer any Fire, Lamp, or lighted Candle to be in such Vessel lying in the said Harbour on any Pretence whatsoever, without the Permission of the said Harbour Master, (Vessels having on board Officers of the Customs or Excise, and Vessels navigated by Steam, as far as regards the Furnace on board to generate Steam, when arriving from or about to proceed on a Voyage, only excepted,) such Master shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; and it shall be lawful for any Persons appointed under the Authority of this Act to keep watch at any Time to go on board any Vessel lying within the said Harbour, to view, remove, or extinguish any lighted Candle, Lamp, or Fire which shall be on board any such Vessel; and if such Persons appointed to keep watch shall be obstructed in going on board any Vessel for the Purposes aforesaid, every Party so obstructing any such Persons aforesaid shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence.

To prevent
Accidents by
Fire.

XXX. And be it further enacted, That if any Person not legally authorized so to do shall wilfully cut, break, or in any other Manner destroy or injure, or cast loose or slacken, any Rope or Chain or other Thing by which any Vessel within the said Harbour shall be moored or fastened, or shall deface or take away, or cast loose or cut away, any floating Buoy, such Person shall forfeit and pay any Sum not exceeding Ten Pounds for every such Offence: Provided always, that the enforcing such Penalty shall not in any Manner lessen or affect the Remedy which any Person may have by Action or otherwise against such Offender for any Damage or Injury done or occasioned by such Act.

Penalty on
Persons cut-
ting Mooring
Ropes or
Buoys.

XXXI. And be it further enacted, That if any Person shall cast, empty, or lay any Ballast, Stone, Dust, Ashes, Earth, or other Rub-

Penalty on
throwing
Rubbish, &c.
into Harbour.

bish into the said Harbour, or on any of the said Wharfs or Quays belonging to the same, or in or about any Part thereof, or shall, without the Permission or contrary to the Direction of the said Harbour Master, take from the Piers, Wharfs, or Quays, or dig for or take away, any Sand, Brack, or Gravel, for Ballast or for any other Purpose, within or about the said Harbour, or moor any Vessel or fasten or tie any Rope for any Purpose whatsoever to any Post, Pillar, or any other Part thereof, or do any other Act or Thing prejudicial to the said Harbour or the Works thereof, or shall neglect or refuse, after Notice given by the said Master, to remove any Wreck, Timber, or other Article or Thing whatsoever lying on the Piers, Wharfs, or Quays, or tending to interrupt the free Navigation and Use of the said Harbour, then and in every such Case such Person shall forfeit and pay a Sum not exceeding Twenty Pounds; and the said Harbour Master is hereby respectively authorized, upon any Neglect or Refusal to remove any Obstruction as aforesaid, or to cause the same to be removed, and the Expence of such Removal shall be borne and paid by the Owners thereof in the Manner herein-before directed in Cases of removing Vessels by the said Harbour Master.

Penalty on
Persons cast-
ing Ballast
without a
Portsail.

XXXII. And be it further enacted, That if the Master of any Vessel shall cast or unload out of such Vessel any Gravel, Sand, Stone, Rubbish, Ballast, Filth, or other Substances within the said Harbour, and shall not during the casting thereof have a Wooden Stage or Portsail sufficiently large and fastened from such Vessel in such a Manner as to prevent any of such Gravel, Sand, Stone, Rubbish, Ballast, Filth, or other Substance from falling into the said Harbour, such Master shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Penalty for
destroying
Works.

XXXIII. And be it further enacted, That if any Person shall wilfully destroy, break down, or damage any of the Works vested in the Commissioners for executing this Act, or any Part of the Materials of such Works, or shall wilfully do any Damage to any Vessel or Goods or Articles within the Limits of this Act, or shall remove or displace any Anchor, Buoy, Beacon, or Sea-mark, or extinguish or put out any Light used in or about the said Harbour for the Protection or Assistance of Vessels resorting thereto, such Person, being lawfully convicted of such Offence, shall be subject and liable to the Pains and Penalties to which Persons are or may be liable in Cases of Simple Larceny.

Commission-
ers may make
Bye Laws.

XXXIV. And be it further enacted, That it shall be lawful for the said Commissioners and they are hereby fully authorized to make from Time to Time such Bye Laws, Rules, and Orders as to them shall seem expedient for the good Government of the Officers and Servants of the said Commissioners connected with the said Harbour, and also in respect of the Use and Management of such Harbour, in all respects whatsoever, and from Time to Time to repeal or alter such Bye Laws, Rules, and Orders, or any of them, and to make others, and to impose and inflict such reasonable Penalties or Forfeitures upon all Persons offending against the same as to the said Commissioners shall seem meet, not exceeding the Sum of Five Pounds

Pounds for any Offence; and all such Bye Laws, Rules, and Orders, being reduced to Writing, and signed by any Five or more of the said Commissioners, and published, printed, or painted on Boards, shall be hung up and fixed and continued on some conspicuous Part of the said Harbour and at all other Places at which any Duties shall be collected or paid under the Authority of this Act, and shall be renewed as often as the same or any Part thereof shall become obliterated or destroyed; and all such Bye Laws, Rules, and Orders shall be binding upon and be observed by all Parties, and shall be sufficient in all Courts of Law or Equity to justify all Persons who shall act under the same; provided that all such Bye Laws, Rules, and Orders be not repugnant to the Laws of that Part of the United Kingdom of *Great Britain and Ireland* called *England*, or to any Directions in this Act contained; and all such Bye Laws, Rules, and Orders shall be subject to Appeal in manner herein-after mentioned.

XXXV. And be it further enacted, That all Vessels coming within the said Harbour or River *Coquet* (except as herein-after provided) shall be subject to the Provisions of this Act, and to all such Bye Laws, Rules, and Orders as shall be made by virtue of this Act: Provided always, that nothing in this Act contained shall extend or be construed to extend to granting any Power or Authority to levy any Tolls or Dues on any Ships or Vessels passing the said Harbour or River *Coquet*.

Vessels coming within the Harbour or River to be subject to the Act.

XXXVI. And be it further enacted, That it shall be lawful for the said Commissioners from Time to Time and at all Times (subject to the Restrictions herein-after contained) to demand, recover, and receive, to and for the Purposes of this Act, from all and every the Owner or Consignee or Commander of any Ships, Vessels, Boats, Steam Vessels, or Steam Boats (except as herein-after specified) which shall anchor, load, or unload within the said new or improved Harbour, or which shall be made fast to the Piers or other Works and Premises, or any Part thereof, the several Rates or Duties specified in Schedule (A.) to this Act annexed, all which said Rates and Duties on Tonnage shall be and they are hereby vested in the said Commissioners for the Purposes of this Act, and shall, at the Option of the said Commissioners, be paid at the Time of such Ships or Vessels entering or leaving the said new and improved Port, Harbour, or Navigable Cut: Provided always, that nothing herein contained shall extend or be construed to extend to authorize the said Commissioners to levy any Rates, Tolls, and Dues, or to exercise any Powers or Jurisdiction, on or over such Ships, Vessels, Boats, Steam Vessels or Steam Boats, as may come into the River *Coquet*, under the Burthen of One hundred Tons, but which shall not anchor, load or unload, at or be made fast to any Part of the said new or improved Harbour, Piers, and other Works and Premises therein: Provided also, that nothing in this Act contained shall be construed to exempt any other Vessel entering the said River above the Burthen of One hundred Tons.

Tolls to be taken.

XXXVII. And be it further enacted, That, over and above the Rates and Dues of Tonnage herein authorized to be taken on Ships

Dues on Merchandize, &c.

[Local.]

31 C

OR

or Vessels, there shall be payable and paid to the said Commissioners, or to such Officer or Officers, Person or Persons as they shall appoint or authorize, by all Passengers or Persons, and upon Horses, Carriages, Live Stock, and upon all Goods, Wares, Merchandize, Commodities, or other Things which shall be landed, embarked, shipped or unshipped, imported or exported, at, to, or from the said Harbour, or the improved Parts of the said River *Coquet*, in Vessels liable to Duties as herein-before provided, and other Works and Premises, or any Part thereof, the several Rates, Tolls, and Dues rated, specified, and set forth in Schedule (B.) to this Act annexed.

Power reserved to Her Majesty and Lords of the Treasury to reduce Duties on Foreign Ships.

XXXVIII. Provided always, and be it further enacted, That it shall and may be lawful for Her Majesty, in and by an Order in Council, or for the Lords Commissioners of Her Majesty's Treasury, or any Three or more of them, from Time to Time and all Times when She and they shall deem fit so to do, in and by Her or their Order in Writing, to reduce the Duties hereby made payable on all or on so many of the Foreign Ships or Vessels as She or they in their Judgment shall deem expedient to the same and like Duties as are hereby made payable in respect of the *British* Ships or Vessels.

Regulations for charging Rates on Goods.

XXXIX. And be it further enacted, That an Entry of all Goods, Wares, Merchandize, or Commodities imported into or exported from the said Harbour, Piers, and other Works and Premises, or any Part thereof, shall be exhibited to the Officer or Officers, Person or Persons, authorized or appointed to collect or check the said Rates and Dues; which Rates and Dues shall be paid, as specified in such Entry, according to the Quantity, Description, or Measurement thereof; and the Officer or Officers, or Person or Persons, authorized or appointed to collect the said Rates and Dues, shall attend at the Collecting Office to receive such Entries at all Times during the Hours of public Business; and that no Goods, Wares, Merchandize, or Commodities, either imported or exported, shall be allowed to pass the Gates of the said Harbour, Piers, and other Works and Premises, or any Part thereof, or the Ships or Vessels containing the same to depart from the said Harbour, Piers, and other Works and Premises, or any Part thereof, until the full Rates and Dues hereby payable shall be paid.

Masters and others to produce Manifest of the Cargo on board.

XL. And be it further enacted, That the Owner or Consignee, or Commander or Master, of any Ship or Vessel which may enter the said Harbour, Piers, and other Works and Premises, or any Part thereof, and be liable to the Payment of any of the Rates and Duties on Goods, Wares, Merchandize, or Commodities imposed by this Act, shall give a just and true Account of the Lading and Cargo of such Ship or Vessel, and shall produce the Manifest, Bills of Lading, or other satisfactory Evidence of the Nature and Extent of such Lading or Cargo to the said Officer or Officers, Person or Persons, appointed or authorized by the Commissioners; and every Master or other Person as aforesaid who shall refuse to give an Account or to produce such an Account as aforesaid, or shall give a false Account
of

of the Lading or Cargo of the Ship or Vessel under his Command or Charge, when thereunto required, shall for every such Offence forfeit and pay a Sum not exceeding Ten Pounds.

XLI. And be it further enacted, That if any Difference shall arise between the Collector of the Rates and Dues payable on Goods, Wares, Merchandize, or Commodities, or other Officer or Officers, Person or Persons, appointed or authorized as aforesaid, and the Commander or Master of any Ship or Vessel having the Care or Charge, or the Owner or Consignee of any Goods, Wares, Merchandize, or Commodities therein embarked or contained, concerning the Weight, Quantities, or Measurement of the Goods, Wares, Merchandize, or other Things loaded or embarked therein, it shall be lawful for any such Collector, Officer or Officers, Person or Persons, authorized or appointed as aforesaid, to weigh, gauge, or measure, or cause to be weighed, gauged, or measured, all such Goods, Wares, Merchandize, or Commodities; and in case the same shall, upon any such weighing, gauging, or measuring, appear to be of greater Weight or Quantity than the Account given thereof by such Owner or Consignee, or Commander or Master, having the Care or Charge of such Ships, Vessels, Goods, Merchandize, or Commodities, then it shall and may be lawful to and for the said Collector or Officer, or Person authorized or appointed as aforesaid, and he is hereby authorized and empowered, to charge for such Goods and other Things according to the Weight or Measurement thereof found upon such weighing, gauging, or measuring; and the Owner or Consignee, or Commander or Master, giving such Account, shall pay the Costs and Charges of such weighing, gauging, or measuring; all which Costs and Charges, upon Refusal of Payment on Demand, shall and may be recovered and levied in the same Manner as the said Rates, Tolls, and Dues are hereby appointed to be recovered and levied; but if such Goods, Wares, Merchandizes, or Commodities shall appear to be of the same or of a less Weight, Quantity, or Measurement than the Account given thereof by the said Owner or Consignee, or Master or Commander, and the said Collector, or Officer or Officers, Person or Persons authorized and appointed as aforesaid, as the Case may be, shall pay the Costs and Charges of such weighing, gauging, or measuring, and shall also pay to such Owner or Consignee, Commander or Master of the Ship or Vessel containing such Goods, Wares, Merchandize, or Commodities, such Damage as shall have arisen from such Detention.

In case of Difference concerning the Weight or Measurement, Collector may weigh or measure the Goods.

XLII. And be it further enacted, That the several Rates, Tolls, and Dues mentioned and enumerated in the Schedule (B.) hereunto annexed, in regard to the Pier or Piers, shall be demanded and taken at the Toll Gate or Toll Gates of the said Pier or Piers by such Collector, or Officer or Officers, Person or Persons, as the said Commissioners shall authorize and appoint, before any Passenger or Persons, Horses, Carriages, Live Stock, Goods, Wares, Merchandize, or Commodities, in the said Schedule mentioned, shall be allowed to go or be landed on, or to go or be removed from, the said Pier or Piers, as the Case may require; and it shall be lawful for the said Commissioners from Time to Time to lower and reduce or exempt, and again

Directing the Tolls to be taken at Piers.

again to raise and advance or relevy, all or any of the said Rates, Tolls, and Dues, but which shall in no Case exceed the respective Sums herein limited in the said Schedule.

List of Tolls
to be put up.

XLIII. And be it further enacted, That previously to the opening of the said Pier or Piers for the Use of the Public the said Commissioners shall and they are hereby required to put up or cause to be put up, and afterwards from Time to Time to keep up, in some conspicuous Place on the Toll Gate or Toll House or Toll Gates or Toll Houses to be erected on or at the said Pier or Piers, a Board on which shall be painted, in distinct Black Letters on a White Ground or White Letters on a Black Ground, a List of all the Rates, Tolls, and Dues payable by Passengers or Persons, or for Horses, Carriages, Live Stock, and others, by virtue of this Act, or of the Orders or Resolutions of the Commissioners made in pursuance of this Act; and that for all other Dues and Charges the Collector, or Officer or Officers, Person or Persons authorized and appointed, shall always have in his Possession a Copy of this Act; and that if any Person shall wilfully or maliciously or negligently pull down, deface, or destroy any Board whereon any such Rates, Tolls, and Dues shall be painted, he, she, or they shall forfeit and pay any Sum not exceeding Ten Pounds: Provided always, that it shall be lawful for the said Commissioners to demand or take any Rates, Tolls, or Dues for or in respect of any Passengers or Persons, or for Horses, Carriages, or Live Stock, for and during such Time only as the Board so painted as aforesaid shall remain affixed at such Toll Gate or Toll House, unless the same shall be pulled down or removed without their Privity or Consent, in which Case the same shall be restored without Delay.

Names of
Collectors to
be put up.

XLIV. And be it further enacted, That every Collector, or Officer or Officers, appointed to collect the Rates, Tolls, and Dues payable at the said Pier or Piers, shall and he is hereby required to place his Christian Name and Surname, painted on a Board in legible Characters, in the Front or some other conspicuous Part of the Toll House or Toll Gate immediately on his coming on Duty, each of the Letters of such Names to be at least Two Inches in Length and of a Breadth in proportion, and to be painted either in White Letters on a Black Ground or in Black Letters on a White Ground, and shall continue the same so placed during the whole Time he shall be on Duty; and every such Collector or Officer, or Persons authorized and appointed as aforesaid, shall, on Demand by any Person or Persons from whom any Rates, Tolls, and Dues shall be demanded, produce to such Person or Persons a printed Copy of this Act; and if any such Collector and others as aforesaid shall not place such Board as aforesaid, or if any such Collector or other Officer or Officers, Person or Persons authorized and appointed as aforesaid, shall demand or take greater or less Rates, Tolls, and Dues from any Person or Persons than he shall be authorized to do by virtue of the Powers of this Act, or of the Orders and Resolutions of the said Commissioners made in pursuance of this Act, or shall refuse to permit or suffer or shall in anywise hinder any Person or Persons from reading the Inscription on the Boards to be affixed and placed as aforesaid, or either of them, or shall in answer to such Demand give a false Name or Names, or upon the legal Rates,
Tolls,

Tolls, and Dues having being paid or tendered shall unnecessarily detain, or wilfully obstruct, hinder, or prevent any Person or Persons, Horses, Carriages, Live Stock, Goods, Wares, Merchandize, or Commodities, from passing or being placed, or passing or being removed, from the said Pier or Piers, or shall make use of any scurrilous or abusive Language to any Person or Persons, or shall, on any such Demand as aforesaid, refuse or neglect to produce a printed Copy of this Act, then and in every such Case every such Collector, Officer or Officers, Person or Persons, shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

XLV. And be it further enacted, That it shall be lawful for the said Commissioners to fix such reasonable Rates, Tolls, and Dues on Ships, Vessels, or Goods, Wares, Merchandize, or Commodities, not specified in the Schedules hereunto annexed, as they shall think fit; provided such Rates, Tolls, and Dues shall not exceed One Tenth Part of the Freightage of such Ships or Vessels, or Goods, Wares, Merchandize, or Commodities, and to ask, demand, take, receive, collect, levy, and recover the same as so fixed for the Purposes of this Act.

Company may fix Rates on Articles not enumerated in the Schedules.

XLVI. Provided always, and be it further enacted, That no Rate, Toll, or Duty shall be demanded, received, or collected, under the Provisions herein-before contained, until the Sum of Three thousand five hundred Pounds shall have been laid out on the said Harbour and other Works at the *Pan Haven*; and that no Toll shall be demanded of any Ship or Vessel or Steam Boat entering the River *Coquet*, before the Expenditure of the Sum of One thousand Pounds in improving the Navigation thereof; and that such Toll to be levied on the said Vessels entering the River *Coquet* shall cease on Repayment of the said Sum of One thousand Pounds, or any other Sum raised and expended, under the Provisions of this Act, on the Improvement of the said Navigation of the River *Coquet*, with legal Interest for the same: Provided also, that before such Rates, Tolls, or Duties shall be collected it shall be declared and certified by the Justices of the Peace assembled at any General or Quarter Sessions of the Peace to be held for the said County of *Northumberland*, that the said Sums of Three thousand five hundred Pounds and One thousand Pounds have been expended as aforesaid.

Tolls not to be taken until a certain Sum expended on the Harbour.

XLVII. Provided also, and be it further enacted, That nothing in this Act contained shall extend to any of His Majesty's Vessels of War, or to any Vessels employed in or on His Majesty's Service for the Conveyance of Officers or Soldiers, or of Horses, Arms, Ammunition, or Baggage to them belonging, or of Ordnance, Barrack, or Commissariat Stores, or to any Vessel in the Service or Employ of the Ordnance, Customs, or Excise, or of His Majesty's Postmaster General.

Duties not to extend to Vessels in His Majesty's Service.

XLVIII. And be it further enacted, That it shall be lawful for the said Commissioners from Time to Time to reduce all or any of the Duties by this Act granted, and again to raise the same to any Amount not exceeding the respective Duties by this Act granted; and such reduced and also such advanced Duties shall be paid, collected, recovered,

Duties may be varied.

vered, and applied in the same Manner as the Duties in this Act specified and made payable to the said Commissioners are directed to be paid, collected, recovered, and applied: Provided always, that the said Duties shall at all Times be charged equally and after the same Rate in respect of the same Description of Vessels, Articles, Matters, or Things, and that no Reduction or Advance in the said Duties shall either directly or indirectly be made partially or in favour of or against any particular Person or Persons.

Table of Duties to be put up,

XLIX. And be it further enacted, That the said Commissioners shall cause to be printed on Boards in legible Black Letters on a White Ground, and to be affixed and continued, and also to be renewed as often as the same shall be obliterated or defaced, in some conspicuous Place in or near the said Harbour, an Account or List of the several Duties which shall from Time to Time be payable under and by virtue of this Act.

Tonnage of British Ships to be ascertained by Certificate of Registry. Foreign Vessels to be measured.

L. And be it further enacted, That in all Cases where it shall be necessary to ascertain for the Purposes of this Act the Tonnage of any *British*-built Vessel having a Certificate of Registry, the Production of such Certificate shall be deemed sufficient for that Purpose, without an actual Admeasurement of such Vessel: Provided always, that the said Commissioners shall be and they are hereby authorized to appoint a proper Person for the Purpose of ascertaining the Tonnage of any Foreign Vessel and of all other Vessels having no Certificate of Registry which shall enter the said Harbour, in order to a due Collection of the Duties payable by such Vessels, and such Person is hereby empowered and required to admeasure the same accordingly, pursuant to the Directions of such Act or Acts as may at that Time be in force for the registering of *British* Vessels; and in case the Master of any Vessel liable to any of the Duties imposed by this Act, or any other Person whatsoever, shall refuse to produce and show his Certificate of Registry, or shall obstruct or hinder the said Commissioners, or the Person appointed to collect the Duties, or employed or appointed to admeasure Vessels, in pursuance of this Act, from going on board such Vessel or taking the Admeasurement thereof, such Master or other Person shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

Penalty on Persons obstructing the Admeasurement of Vessels.

Power to erect Lighthouses.

LI. And whereas it would tend greatly to the Benefit of the Trade and Navigation of the said River and Harbour, and to the Security and Safety, not only of Ships and Vessels trading thereto, but also of Ships and Vessels passing along the Coast, to have Lights and Beacons so constructed as to show the proper Course into the said River or Harbour; be it therefore further enacted, That it shall and may be lawful for the said Commissioners, if they shall think proper, to erect or cause to be erected the requisite Lighthouses and Beacons for directing the Course of Vessels into the said Harbour, and to keep the said Lighthouses lighted during the Periods of the Tide in which Vessels may safely enter the same, and to discontinue such Lighthouses and Beacons at their Will and Pleasure.

LII. Pro-

LII. Provided always, and be it further enacted, That nothing in this Act contained shall extend to authorize or empower the said Commissioners to erect or cause to be erected any such Lighthouse or Beacon upon *Coquet Island*, or upon any other Lands or Property of the said Duke of *Northumberland*, his Heirs or Assigns, without his or their Consent in Writing in manner herein-after specified.

Lighthouses not to be erected on Coquet Island.

LIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to authorize or empower the said Commissioners to exhibit or alter any Light or Beacon for directing the Course of Vessels into the said Harbour or Roads, or to place or lay down any Buoy for the Guidance of such Vessels, without having from Time to Time first obtained the Sanction in Writing of the Corporation of *Trinity House of Deptford Strond* as to the Description and Power of any such Light, and the Character of any such Beacon, and the Mode of exhibiting the same respectively, and the Description and Situation of any such Buoy.

Lights not to be exhibited or altered, nor Buoys laid down, without the Sanction of the Trinity House of Deptford Strond.

LIV. And be it further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby authorized and empowered, at any Time or Times to let to farm all or any of the Rates and Duties hereby granted unto any Person or Persons for any Term or Terms as they shall think proper, not exceeding Three Years from the Commencement of any Lease; and every such Lease shall be valid and effectual, and the Lessee or Lessees thereof, and all such Person or Persons as such Lessee or Lessees shall appoint to collect and receive the Rates and Duties so let, shall during the Continuance of every such Lease be deemed Collectors of the Rates and Duties so let, and shall have the same Power and Authority for collecting and recovering the same as if they had been appointed for that Purpose by the said Commissioners; provided public Notice of the Intention to let the said Rates and Duties, or any of them, or any Part thereof respectively, be given in Writing under the Hands of the said Commissioners, by Advertisement published in any Two or more Newspapers usually circulating in the County of *Northumberland*, at least Thirty-one Days previous to the Time when the said Rates and Duties, or any of them, or any Part thereof respectively, are proposed to be let as aforesaid.

Power to farm Duties.

LV. And be it further enacted, That the Master of every Vessel, or other Person liable to the Payment of any of the Rates or Duties by this Act granted, shall, immediately after the unloading or the shipping or Delivery of any Goods or Articles on board such Vessel, pay and discharge all such Sums of Money as shall be owing for such Rates or Duties, and shall also, if required by the Collector of the said Rates or Duties, or other Person appointed to receive the same, give a true Note in Writing of the Names and Places of Abode of the Merchants or others who shall load or unload such Goods or Articles within the said Harbour, or who shall be the Owners of such Goods or Articles; and in case any such Master shall refuse to give such Note, or shall neglect to pay such Rates or Duties, within Three Days from the shipping or Delivery of such Goods, he shall forfeit and pay any Sum not exceeding Ten Pounds, over and above the Amount

Masters to pay Duties before the Departure of Vessels.

Amount of the said Duties: Provided nevertheless, that if any Vessel entering into the said Harbour shall attempt to depart therefrom without having first paid the Rates or Duties to which such Vessel shall be liable by virtue of this Act, it shall be lawful for the Collector or other Person appointed by the said Commissioners to require Payment thereof from the Master of such Vessel, and in default of Payment of the same it shall be lawful for such Collector or other Person, and all others whom they may call to their Assistance, to detain and prevent the said Vessel from proceeding out of the said Harbour, with the same Powers of Entry, Distress, and Sale by the said Collector or other Person, and the same Penalty, as hereafter mentioned in other Cases of Nonpayment of the Duties by this Act granted; and any Pilot or Salvage Man, or other Person piloting or assisting any Vessel out of the said Harbour, after being desired to desist therefrom by the Collector or other Person employed by the said Commissioners, shall forfeit and pay any Sum not exceeding Ten Pounds for every such Offence.

Power of
Distress for
Duties.

LVI. And be it further enacted, That it shall be lawful for the said Commissioners, or for any Collector by them appointed, or any other of their Officers by them appointed, to go on board any Vessel that shall come into the said Harbour to demand, collect, and receive the said Rates or Duties which by this Act are granted, and upon Nonpayment thereof to take and distrain every such Vessel, her Tackle, Apparel, and Furniture, or any Part thereof, and also all or any Part of the Goods, Wares, and Merchandize then being therein, and the same to retain and keep until he shall be satisfied and paid the said Rates or Duties and every of them; and in case of any Neglect, Refusal, or Delay in payment of the said Rates or Duties by the Space of Four Days next after any Distress so to be taken as aforesaid, together with the reasonable Costs and Charges of taking such Distress, it shall be lawful for the said Commissioners, or for the said Collector, or any other Officer of the said Commissioners, to sell the Distress so to be taken, and therewith to satisfy, as well the Duties so neglected or refused or delayed to be paid, as also the reasonable Charges of taking, keeping, and selling such Distress, rendering, on Demand, to the Master of such Vessel, the Overplus (if any there shall be) of the Money to arise by such Sale, and such Part (if any) of the Goods taken as shall remain unsold.

Appropriation of
Duties.

LVII. And be it further enacted, That out of the Monies which may be from Time to Time received for the said Rates and Duties or otherwise by virtue of this Act, the said Commissioners, in the first place, shall pay the Interest which may accrue due upon or by virtue of any Mortgage to be made and granted by virtue of the Powers herein-after contained; in the second place, shall pay the necessary Expences of repairing, regulating, preserving, maintaining, and improving the said Harbour, and all other necessary current Expences incidental to the Execution of this Act; in the third place, shall pay off and discharge the several Monies, or such Proportion thereof as the said Commissioners in their Discretion think proper, which may be borrowed by the said Commissioners under the Provisions of this Act; and from and after Payment of all such Monies as aforesaid do

or otherwise ; which Transfer shall and may be made by a Deed in Writing duly stamped, in which the Consideration shall be truly stated, in the Form or to the Effect following ; that is to say,

Form of
Transfer.

‘ I in consideration of the Sum of
 ‘ to me paid by of do hereby transfer the
 ‘ within Mortgage [or a certain Mortgage] made to me by the Com-
 ‘ missioners of the *Warkworth* Harbour, bearing Date the
 ‘ Day of and the Principal Sum of
 ‘ thereby secured, and the Interest now due and hereafter to become
 ‘ due for the same, and all my Right and Property therein, unto the
 ‘ said his Executors, Administrators, and Assigns.
 ‘ In witness whereof I have hereunto set my Hand and Seal this
 ‘ Day of in the Year .’

Or in any other Form or to any other Effect which may be better adapted to the Circumstances under which any such Transfer may be made ; and every such Transfer shall, within Thirty Days next after the Date thereof, be produced and notified to the Clerk of the said Commissioners, who shall cause an Entry or Memorial to be made thereof in the before-mentioned Book or Books, such Memorial to contain the Dates, the Names of the Parties, and the Sums of Money therein transferred, for which Entry the said Clerk shall receive the Sum of Two Shillings and Sixpence, and no more ; and after such Entry shall be made, but not before, such Transfer shall entitle the Assignee therein named, his Executors, Administrators, and Assigns, to the full Benefit of the original Mortgage, and the Principal and Interest Money thereby secured ; and such Assignee may in like Manner assign or transfer the same again, and so *toties quoties* ; and it shall not be in the Power of any Person, except the Person to whom the same shall be last transferred, his Executors or Administrators, to make void, release, or discharge the original Mortgage, or the Monies due thereon, or any Part thereof.

For compel-
ling Payment
of Subscrip-
tions.

LX. And be it further enacted, That every Person who has already subscribed or agreed, or who has signed his Name or signified his Consent in Writing to advance any Money, or who shall or may hereafter subscribe or agree to advance any Money for any of the Purposes of this Act, or for or towards the Expences, Costs, and Charges of obtaining this Act, and his Executors and Administrators, shall and he and they is and are hereby required to pay the Amount of such Money by such Person subscribed or agreed to be advanced, or such Part or Proportion of the Amount of such Money as shall remain unpaid, or as shall from Time to Time be called for by the said Commissioners, at such Times and Places and in such Manner as shall be directed by the said Commissioners by Notice in Writing under the Hand of their Clerk ; and in case any such Subscriber, his Executors or Administrators, shall refuse or neglect to pay the Amount of such Money so called for at the Time and Place and in manner required for that Purpose within Twenty-one Days next following, the said Commissioners are hereby empowered to sue for and recover the same in an Action of Debt or on the Case, or by Bill, Complaint, or Information, against the Person so neglecting or refusing as aforesaid, his Executors or Administrators, in any of His Majesty's Courts of Record

at *Westminster*; and after Proof of such Person having subscribed or agreed to subscribe, and that such Notice was given as aforesaid, a Verdict shall pass and be given for the Plaintiff, with full Costs of Suit, and Execution shall issue thereupon, as the Case may require.

LXI. And be it further enacted, That in case the said Commissioners shall raise the Whole or any Part of the Money hereby authorized to be raised by Mortgage, and shall afterwards pay off all or any Part of the Money so raised by them, then and in any such Case it shall be lawful for the said Commissioners at any Time thereafter again to raise by way of Mortgage, in lieu of the Money so paid off, so much Money as they shall so pay, or any Part thereof, and so from Time to Time as often as the same shall happen, but so nevertheless that the said Commissioners shall not owe at any one Time upon Mortgage more than the said Sum of One hundred thousand Pounds.

If Mortgages are paid off, Commissioners may raise the Amount again.

LXII. And be it further enacted, That the Money to be raised by the said Commissioners by virtue of this Act shall be laid out and applied, in the first place, in paying and discharging all Costs and Expences incurred in applying for, obtaining, and passing this Act, and all other Expences preparatory or relating thereto; and the Remainder of such Money shall be applied in and towards purchasing Lands, and making and maintaining the said Harbour and other Works, and in otherwise carrying this Act into execution.

Application of Money to be raised by Mortgage.

LXIII. And be it further enacted, That all Penalties and Forfeitures inflicted or imposed by this Act, or by any Bye Law, Rule, or Order made in pursuance thereof, (the Manner of levying and recovering whereof is not herein otherwise particularly directed,) may, in case of Nonpayment thereof, be recovered in a summary Way by the Order and Adjudication of any Justice of the Peace for the County, Riding, City, Borough, Town, or Place within which the Offender or Person liable to pay the same be or reside, or wherein the Offence shall be committed, on Complaint to him for that Purpose made upon the Oath of any Person or on the Confession of the Party offending; and in default of the Payment of such Penalties and Forfeitures the same shall be levied by Distress and Sale of the Goods and Chattels of the Offender by Warrant under the Hand and Seal of such Justice, rendering the Overplus (if any) after discharging such Penalty or Forfeiture, and the reasonable Costs and Charges of such Distress and Sale, on Demand, to the Party whose Goods and Chattels shall be so distrained; all which Penalties and Forfeitures (not herein directed to be otherwise applied) shall be paid, One Moiety to the Informer, and the Remainder to the Treasurer of the said Commissioners, for the Use and Benefit of the said Commissioners, to be applied by such Commissioners to the Purposes of this Act; and in case such Penalties and Forfeitures shall not be forthwith paid it shall be lawful for such Justice and he is hereby required to order the Offender so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress, unless such Offender shall give sufficient Security to the Satisfaction of such Justice for his Appearance before such Justice, or before some other Justice of the Peace having Jurisdiction in the Premises, at such Time as shall be appointed for the

Recovery and Application of Penalties.

Return

Return of such Warrant of Distress (such Time not being more than Seven Days from the taking of such Security), and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had whereupon to levy the said Penalties or Forfeitures and such Costs and Expences as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to such Justice, upon the Confession of the Offender or otherwise, that he hath not sufficient Goods and Chattels whereupon such Penalties, Forfeitures, Costs, and Expences could be levied if a Warrant of Distress were issued, such Justice shall not be required to issue such Warrants of Distress, but be hereby required by Warrant under his Hand and Seal to commit the Offender to some Common Gaol or House of Correction for the County, Riding, City, Borough, Town, or Place within his Jurisdiction, there to remain for any Time not exceeding Three Calendar Months, unless such Penalty or Forfeiture, together with all Costs and Charges attending such Proceedings as aforesaid (to be ascertained by such Justice), shall be sooner paid and satisfied.

Justices may proceed by Summons in the Recovery of Penalties.

LXIV. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is made recoverable by Information before any Justice of the Peace, it shall be lawful for any Justice before whom Complaint shall be made of any Offence committed against this Act to summon before him the Party complained against, and on the Return of such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited before such Justice; and all such Proceedings by Summons without Information in Writing shall be as good, valid, and effectual to all Intents and Purposes as if an Information in Writing had been exhibited.

Damages and Charges, in case of Dispute, to be settled by Justices.

LXV. And be it further enacted, That in all Cases wherein Damages or Charges are by this Act directed or authorized to be paid to the said Commissioners, in addition to any Penalty for any Offence, the Amount of such Damage or Charge, in case of Dispute respecting the same, where the Manner of recovering the same is not herein otherwise particularly directed, shall be settled and determined by the Justice of the Peace by or before whom any Offender shall be convicted of such Offence, and such Justice is hereby authorized and required, on Nonpayment thereof, to levy such Damages or Charges by Distress and Sale of the Offender's Goods and Chattels, in manner directed by this Act for levying Penalties or Forfeitures.

Compelling Witness to attend.

LXVI. And be it further enacted, That if any Person who shall be summoned as a Witness to attend and give Evidence before any Justice of the Peace touching any Matter or Fact affecting any Information or Complaint for any Offence committed against this Act, either on the Part of the Prosecutor or on the Part of the Party summoned or accused, shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed (having been paid or tendered a reasonable

able Sum for his Costs and Expences), without a reasonable Excuse for his Refusal or Neglect, or appearing shall refuse to be examined upon Oath and to give Evidence before such Justice, such Person shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

LXVII. And be it further enacted, That no Person shall be disqualified from being a competent Witness, or from being admitted to give Evidence in any Action, Information, Prosecution, Appeal, Cause, or Proceeding whatsoever authorized by or relating to the Execution of this Act, or any Rule, Regulation, Order, or Bye Law made or to be made in pursuance thereof, by reason of paying or being charged with or being liable to pay any of the Rates or Duties by this Act granted, or by reason of his being one of the Commissioners for putting this Act into execution, or of holding any Office or Employment under the said Commissioners.

Commission-
ers, &c. may
be Witnesses.

LXVIII. And be it further enacted, That a Conviction in the Form or to the Effect following shall be good, without alleging more than the Substance of the Offence; (that is to say,)

Form of Con-
viction.

‘ to wit. } **BE** it remembered, That on the Day
‘ of in the Year of our Lord
‘ *A. B.* is convicted before me *C. D.*, one of Her Majesty’s Justices
‘ of the Peace for the County of [*or Riding, City, Borough, Town,*
‘ *or Place, as the Case may be,*] of having [*specifying the Offence, and*
‘ *the Time and Place when and where committed,*] contrary to an Act
‘ passed [*or contrary to a Bye Law duly made in pursuance of an*
‘ Act passed] in the Year of the Reign of Her Majesty
‘ Queen *Victoria*, intituled [*here set forth the Title of this Act*], for
‘ which Offence I do adjudge the said *A. B.* to have forfeited [*if the*
‘ *Offence is to be subjected to a Fine*] the Sum of [*insert the*
‘ *Penalty,*] together with the Sum of for Costs
‘ [*if any given*], or [*if to be imprisoned then*] do adjudge the said
‘ *A. B.* to be committed to the [*naming the Gaol*] for the Space of
‘ [*insert the Time, and if the Commitment be for the Nonpayment of*
‘ *a Penalty, then add*] unless the said Sum of be
‘ sooner paid. Given under my Hand and Seal the Day and Year
‘ first above written.’

LXIX. And be it further enacted, That in all Cases in which any Justice of the Peace is authorized by this Act to examine any Person, or to take cognizance of or to hear or determine any Matter or Complaint, it shall be lawful for such Justice and he is hereby required to administer an Oath to any Person before he shall be examined by or before such Justice; and any Witness who, upon his Examination on Oath by or before such Justice or otherwise under this Act, shall wilfully and corruptly give false Evidence, and shall be thereof convicted, shall be subject to the same Punishment as Persons convicted of Perjury are by Law subject to.

General
Power to
Justices to
administer
Oaths.

Persons
giving false
Evidence to
be punished.

LXX. And be it further enacted, That all Persons who may think themselves aggrieved by any Order or Judgment of the said Commissioners, and also the said Commissioners and all other Persons who
[Local.] 31 F may

Power of
Appeal.

may think themselves aggrieved by any Order, Judgment, or Determination of any Justice of the Peace relating to any Matter or Thing in this Act mentioned or contained, may, within Six Calendar Months next after such Order, Judgment, or Determination shall have been made or given, appeal to the Justices of the Peace at any General or Quarter Sessions of the Peace to be held for the County, Riding, City, Borough, Town, or Place within which the alleged Cause of Appeal shall arise, first giving Fourteen Days Notice in Writing of such Intention to appeal, and of the Grounds and Nature thereof, to the Party against whom such Appeal is intended to be made, or to the said Commissioners (as the Case may be), and forthwith after such Notice entering into a Recognizance before some Justice of the Peace in such Amount as such Justice may determine, with Two sufficient Sureties, conditional to try such Appeal, and to abide the Order or Determination of the said Court therein; and the Justices present at such Sessions, upon due Proof of such Notice being given and Recognizance entered into as aforesaid, shall in a summary Way either hear and determine the Complaint at such General or Quarter Sessions, or if they think proper may adjourn the Hearing thereof to the following General or Quarter Sessions of the Peace to be held for the said County, Riding, City, Borough, Town, or Place; and the said Justices may order any Money to be returned which may have been levied in pursuance of such Order or Determination, and may also order such further Satisfaction to be made to the Party injured as they shall judge reasonable, and may also award such Costs to be paid to the Party aggrieved by the Party aggressing as they shall think reasonable.

Declaring
what shall be
good Service
of Notice on
the Commis-
sioners.

LXXI. And be it further enacted, That in all Cases in which it may be necessary for any Person to serve any Summons or Demand, or any Notice, or any Writ or other Proceeding at Law or in Equity, upon the said Commissioners, personal Service thereof upon any one of the said Commissioners, or upon the Clerk or Treasurer of the said Commissioners, or leaving the same at the Office of such Clerk or Treasurer, or delivering the same to some Inmate of the last or usual Place of Abode of such Commissioner or Clerk or Treasurer; shall be deemed good and sufficient Service of the same respectively on the said Commissioners.

Declaring
what shall be
good Service
by the Com-
missioners.

LXXII. And be it further enacted, That in all Cases in which it may be necessary for the said Commissioners to serve any Summons, Demand, or any Notice, or any Writ or other Proceeding at Law or in Equity, upon any Person, Corporation, or Commissioners under the Provisions of this Act, personal Service thereof upon such Person, or upon some Member of the Body Corporate, or upon a Commissioner, or upon the Clerk or other Officer of such Corporation or Commissioners, or delivering the same to some Inmate of the last or usual Place of Abode or Business of such Person, or of such Member, Clerk, or other Officer of such Corporation or Commissioners, or at the Office of such Clerk or other Officer, shall be deemed good and sufficient Service of the same respectively upon such Person, Corporation, or Commissioners (as the Case may be), except in Cases in which any other Mode of Service is by this Act particularly directed:

Provided always, that every Summons, Demand, or Notice, or other Document requiring Authentication by the said Commissioners, may be signed by the Clerk or Treasurer for the Time being on behalf of the said Commissioners, and may be in Writing or in Print, or partly in Writing and partly in Print.

LXXIII. And be it further enacted, That where any Distress shall be made for any Money, Rates, or Duties to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall any Party making the same be deemed a Trespasser, on account of any Defect or Want of Form in the Information, Summons, Conviction, Warrant of Distress, or in the Appointment of any Collector or Receiver, or of any Agent of the said Commissioners, or in any other Proceeding relating thereto, nor shall the Party distraining be deemed a Trespasser *ab initio* on account of any Irregularity which shall be afterwards committed by him, but all Persons aggrieved by such Defect or Irregularity may recover full Satisfaction for the special Damage by an Action on the Case.

Distress not to be deemed unlawful for Want of Form.

LXXIV. And be it further enacted, That no Proceeding to be had or taken in pursuance of this Act shall be quashed or vacated for Want of Form only, or be removed into any of Her Majesty's Courts of Record at *Westminster* by Certiorari, or any other Writ or Process whatsoever; any Law, Statute, or Usage to the contrary notwithstanding.

Proceedings not to be quashed for Want of Form, nor removeable by Certiorari.

LXXV. And be it further enacted, That no Plaintiff shall recover in any Action for any Irregularity, Trespass, or other wrongful Proceeding committed in the Execution of this Act, if Tender of sufficient Amends shall have been made by or on behalf of the Defendant before such Action brought, or if such Tender of Amends shall be made at any Time after such Action brought before the Trial thereof, with Costs of Suit, at the Time of such last-mentioned Tender; but on Proof of such Tender on any Trial to be had in such Action the Plaintiff shall be nonsuited, and shall pay full Costs, to be recovered in the same Manner as any Defendant may recover Costs in any other Case by Law; and in case no such Tender shall have been made it shall be lawful for the Defendant in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as to him shall seem fit, whereupon such Proceeding, Order, and Adjudication shall be had and made in and by such Court as in other Cases in which Defendants are allowed to pay Money into Court.

Plaintiff not to recover after Tender of Amends.

LXXVI. And be it further enacted, That no Action, Suit, or Information, nor any other Proceeding, shall be commenced or prosecuted against any Person for any thing done or omitted to be done in pursuance of this Act, or in the Execution of the Powers or Authorities or of any of the Orders made or directed in, by, or under this Act, unless Twenty-one Days previous Notice in Writing shall be given by the Party intending to commence and prosecute such Action, Suit, Information, or other Proceeding to the intended Defendant, nor unless the same shall be brought or commenced within Six Calendar

Limitation of Actions.

dar Months next after the Fact committed, or in case there shall be a Continuation of Damage, then within Six Calendar Months next after the doing and committing such Damage shall have ceased, nor unless such Action, Suit, Information, or other Proceeding shall be brought and laid in the County, Riding, or Place where the Matter in dispute or Cause of Action shall arise; and the Defendant in such Action, Suit, Information, or other Proceeding may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the Acts were done or omitted to be done (as the Case may be) in pursuance and by the Authority of this Act; and if they shall appear to have been so done or to have been so omitted to be done (as the Case may be), or if it shall appear that such Action, Suit, Information, or other Proceeding shall have been brought otherwise than as herein-before directed, then the Jury shall find for the Defendant; and upon such Verdict, or if the Plaintiff shall become nonsuited, or shall suffer a Discontinuance of his Action, Suit, Information, or other Proceeding, after the Defendant shall have appeared thereto, or if a Verdict shall pass against the Plaintiff therein, or if, upon Demurrer or otherwise, Judgment shall be given against the Plaintiff, the Defendant shall have his Costs, and shall have such Remedy for recovering the same as Defendants have for recovering Costs by Law in other Cases.

Construction
of certain
Terms.

LXXVII. And be it further enacted, That where in this Act any Word shall be used importing the Singular Number or the Masculine Gender only, such Word shall be understood to include several Matters as well as one Matter, several Persons as well as one Person, and Females as well as Males; and where the Word "Harbour" shall be used, the same shall be understood to mean the Harbour and other Works by this Act authorized to be made; and where the Word "Vessel" shall be used, the same shall be understood to mean any Ship, Lighter, Keel, Barge, Boat, Raft, or Craft, and any other Kind of Vessel whatsoever; and where the Word "Master" (in relation to any Vessel) shall be used, the same shall be understood to mean any Person, whether the Owner or Master, or other Person lawfully or wrongfully having or taking the Command, Charge, or Management of the Vessel at the Time; and when the Word "Owners" (in relation to any Goods or Articles on board any Vessel) shall be used, the same shall be understood to include any Consignee or Shipper of such Goods or Articles (as well as the Owner thereof), unless in any of the Cases aforesaid it be otherwise specially provided, or there be something in the Subject or Context repugnant to such Construction.

Saving the
Rights of the
Admiralty.

LXXVIII. And whereas the Conservation of the several Ports, Harbours, Creeks, Estuaries, and navigable Rivers of this United Kingdom is by Law vested in the said Lord High Admiral and the Commissioners for executing the Office of Lord High Admiral of the said Kingdom for the Time being; be it enacted and provided, That nothing in this Act contained shall extend or be construed to extend to authorize the making, constructing, or erecting any Work below the ordinary High-water Mark at Spring Tides, without the Assent of the said Lord High Admiral, or of the Commissioners for the Time being for executing the Office of Lord High Admiral aforesaid, having
been

been first obtained for that Purpose, such Assent to be signified in Writing under the Hand of the Secretary of the Admiralty.

LXXIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from any of the Rights or Privileges, or from the Jurisdiction or Authority of the said Corporation of *Trinity House of Deptford Strond*. Saving Rights of the Trinity House of Deptford Strond.

LXXX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend or prejudice or derogate from any of the Rights or Privileges of the Master, Pilot, or Seaman of the Corporation of the *Trinity House of Newcastle-upon-Tyne*. Saving the Rights of the Trinity House of Newcastle-upon-Tyne.

LXXXI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to take away, impeach, abridge, restrain, alter, prejudice, or affect any Rights, Powers, Jurisdictions, Privileges, or Advantages whatsoever of or belonging to the Most Noble *Hugh Duke of Northumberland*, his Heirs or Assigns, or any Person or Persons claiming under him, them, or any of them, otherwise and except inasmuch as the same are by this Act expressly taken away, restrained, altered, or affected. Saving the Rights of the Duke of Northumberland.

LXXXII. And whereas the said *Hugh Duke of Northumberland* is in Possession by his Lessees of a sole, several, and exclusive Fishery, or Right of Fishing for Salmon and Fish of the Salmon Kind in the River *Coquet*, being an ancient Salmon Fishery called the *Warkworth* Fishery: And whereas the said Duke is also in Possession by his Lessees of a sole, several, and exclusive Fishery or Right of Fishing near unto the *Warkworth* Fishery, called *Amble Stell* Fishery, with the Appurtenances to the same respective Fisheries or Rights of fishing belonging: And whereas the making of such new Port or Harbour and other Works as are by this Act authorized to be made and erected cannot be so made and erected without interfering with the Fishing Grounds of the said Duke, and such Fisheries or Rights of Fishing (which are of great Value) might be injured by the said proposed Works if Provision were not made for preventing such Injury; be it therefore further enacted, That any Breakwater, Bank, or other Work to be made, constructed, or erected under the Authority of this Act shall not be made, constructed, or erected on any Part of the Sands or Grounds on which the Nets used in the aforesaid *Stell* Fishery by the Lessees or Servants of the said Duke, or any other Persons by his or their Authority, have at any Time within the Space of Twenty Years last past before the passing of this Act been lawfully used to be drawn or landed, or in any Place or Position in which the same may prevent or interfere with the said *Stell* Fishery, or the drawing and landing of the Nets used therein, as hath been heretofore accustomed, save and except at the *Pan Haven*, and Cut and Rocks immediately adjoining thereto, between the Sea and certain Grounds or Links numbered 3. upon the Plan deposited with the Clerk of the Peace for the County of *Northumberland*; and further, For protecting the Interests of the Duke of Northumberland.

[Local.]

31 G

that

that it shall not be lawful for the said Commissioners hereby appointed or to be appointed as herein-before is provided, or any Person or Persons by their Direction or Authority, to make or construct the said Breakwater, or the said proposed Navigable Cut, or any other of the Works hereby authorized to be made or constructed, so or in such Manner as either immediately or by Degrees to divert or cause to be diverted the Stream of the said River *Coquet* or any Part thereof from its ancient Course, from its Source to the Sea, or to continue the said Harbour or Cut at the *Pan Haven* further Westward or Northward than the said Grounds or Links numbered 3. on the Plan lodged in the Office of the Clerk of the Peace for the County of *Northumberland*, without the Consent of the said *Hugh Duke of Northumberland* or his Heirs, or the Person or Persons for the Time being entitled to such free and several or exclusive Fisheries as aforesaid, for that Purpose had and obtained in Writing under his or their Hand and Seal or Hands and Seals respectively.

Act not to prejudice any Right of the Duke to take Anchorage Dues.

LXXXIII. And be it further enacted, That nothing herein contained, nor any thing to be done in pursuance or under the Authority of this Act, shall in anywise destroy or alter the Right of the said Duke of *Northumberland* or his Heirs, or any Person or Persons claiming or to claim by, through, or under him or any of his Ancestors, from receiving any Anchorage Dues which the said *Hugh Duke of Northumberland* now is entitled to receive or claim from or in respect of Ships, Vessels, or large Boats anchoring in the said River, but every such Ship, Vessel, or large Boat anchoring in the said River, either in its present Course or in any other Course to which it may be diverted in pursuance of the Authority of this Act, and by the Consent of the said Duke, as herein provided, or any Part thereof, shall be liable to the Right or Claim of the said Duke and his Heirs, and all Persons claiming or to claim as aforesaid, for Anchorage Dues, in the same Manner and to the same Extent as if such Ships, Vessels, and Boats had entered and anchored in the present Port or Harbour of *Coquet*.

Saving the Rights of Lady Newburgh and her Lessees as to working Mines, and exporting and importing Goods.

LXXXIV. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to take away, lessen, prejudice, alter or in anywise affect the Rights, Powers, Liberties, Privileges, and Authorities of the said *Anne Countess Dowager of Newburgh*, or of the Person or Persons for the Time being entitled to the Manor, Lands, and Grounds of her the said *Anne Countess Dowager of Newburgh* at *Amble* aforesaid, her, his, or their Lessees, Tenants, or Assigns, for winning, working, and carrying on the Coal and other Mines and Minerals in and within the said Manor, or belonging or appurtenant thereto, and of exporting the Produce of such Coals and other Mines and Minerals, and of importing Goods, Materials, and Merchandize from and at any Place or Places within or Parcel of the said Manor; and nothing herein contained shall extend to or be deemed or construed to extend to take away, lessen, abridge, or in anywise affect the Rights, Powers, Liberties, Privileges, and Authorities of her the said *Anne Countess Dowager of Newburgh*, or the Person or Persons for the Time being entitled to the said Manor, Lands, and Grounds of her the said

Countess Dowager of *Newburgh* at *Amble* aforesaid, his, her, or their Lessees, Tenants, or Assigns, of widening, deepening, and improving the Navigation of the River *Coquet* by the Erection of River and Sea Walls, and by making and maintaining any Navigable Cut or Cuts, Jetties, Docks, Basins, Piers, Embankments, Quays, Wharfs, or other Works and Erections: Provided nevertheless, that nothing herein contained shall exempt or operate as an Exemption of the said *Anne* Countess Dowager of *Newburgh*, or the Person or Persons entitled as aforesaid, his, her, or their Lessees, Tenants, or Assigns, using the said Harbour and Works, from the Payment of all Rates, Tolls, and Duties made payable to the Commissioners under the Authorities of this Act.

LXXXV. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to take away, impeach, abridge, restrain, alter, prejudice, or affect or interfere with any Right, Powers, Jurisdictions, Privileges, or Advantages whatsoever of or belonging to *Anne* Countess Dowager of *Newburgh*, her Heirs or Assigns, or any Person or Persons claiming under *Anthony James* Earl of *Newburgh*, him, her, them, or any of them, otherwise and except inasmuch as the same are by this Act expressly taken away, restrained, altered, or affected.

Saving the Rights of the Countess of Newburgh.

LXXXVI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to authorize or empower the said Commissioners to commence and make the said Harbour and Works on the Lands of *Thomas George Smith* Esquire, his Heirs or Assigns, without first obtaining his or their Consent in Writing, or to take away, impeach, abridge, restrain, alter, prejudice, or affect any Estate, Rights, Powers, Privileges, or Advantages whatsoever of or belonging to the said *Thomas George Smith*, his Heirs or Assigns, or any Person or Persons claiming under him or them.

Saving the Rights of Thomas George Smith, Esq.

LXXXVII. And be it further enacted, That this Act shall be deemed a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

Public Act.

SCHEDULE (A.) to which the foregoing Act refers.

	<i>£</i>	<i>s.</i>	<i>d.</i>
For every Ship or Vessel trading to or from or using the said Harbour from or to any Port or Place in Great Britain, for every Ton the Sum of - - - - -	0	0	6
For every British Ship or Vessel trading to or using the said Harbour from any Foreign Port or Place, and laden with Norway Timber, and no other Goods, Wares, or Merchandize whatever, for every Ton the Sum of - - - - -	0	0	9
For every British Ship or Vessel trading to or using the said Harbour from any Foreign Port or Place, and laden with Norway Timber only, and no other Goods, Wares, and Merchandize, whatever, for every Ton the Sum of - - - - -	0	0	6
For every Foreign Ship or Vessel trading to or from or using the said Harbour from or to any Foreign Port or Place, except Foreign Ships or Vessels laden with Norway Timber only, and no other Goods, Wares, or Merchandize whatever, for every Ton the Sum of - - - - -	0	1	0
For every Foreign Ship or Vessel trading to the said Harbour from any Foreign Port or Place, and laden with Norway Timber only, and no other Goods, Wares, or Merchandize whatever, for every Ton the Sum of - - - - -	0	1	0
And for every Ship or Vessel using the same Harbour as a Harbour of Refuge, for every Ton the Sum of - - - - -	0	1	0

SCHEDULE (B.) to which the foregoing Act refers,

OF

RATES, TOLLS, and DUES payable and to be paid by all Passengers or Persons, and upon Horses, Carriages, Live Stock, and upon all Goods, Wares, Merchandize, Commodities, or others, which shall be landed, embarked, shipped, or unshipped, imported or exported, at, to, or from the said Harbour, River, Piers, and other Works and Premises, and any Part thereof, or within the Limits of the said Harbour.

The Tolls, Rates, and Dues payable and to be paid by all Passengers or Persons, and upon Horses, Carriages, and Live Stock, shall be rated as under; viz. :—

Passengers and Persons (including Luggage to the Extent of One Barrel Bulk for each Person), any Sum not exceeding 4*d.* each.

Baggage of ditto, all above One Barrel Bulk, any Sum not exceeding 2*d.* per Barrel Bulk.

Shearers and Persons carrying Provisions to Market for Sale, any Sum not exceeding 2*d.* each.

All Persons, not Passengers, going in or landing from any Vessel, and using the Pier or Piers, any Sum not exceeding 2*d.* each.

For every Ass, any Sum not exceeding 1*s.* 6*d.*

For every Carriage, Saddle, or led Horse or Mare, any Sum not exceeding 3*s.*

For every Cart or Waggon ditto, any Sum not exceeding 2*s.* 6*d.*

For every Mule, any Sum not exceeding 2*s.*

For every Pony, any Sum not exceeding 1*s.* 6*d.*

For every Stallion, any Sum not exceeding 1*l.*

For every Boar, any Sum not exceeding 3*d.*

For every Bull, any Sum not exceeding 2*s.* 6*d.*

For every Calf, any Sum not exceeding 1*s.*

For every Cow, Ox, or Heifer, any Sum not exceeding 2*s.*

For every Hog or Sow, any Sum not exceeding 2*d.*

For every Kid or Sheep, any Sum not exceeding 1½*d.*

For every Lamb, any Sum not exceeding 1*d.*

[*Local.*]

31 H

For

1° VICTORIÆ, *Cap.* lxxvii.

For every Head of Deer, any Sum not exceeding 6*d.*

For every Sporting Dog, any Sum not exceeding 2*d.*

For all other Kinds, any Sum not exceeding 1*d.*

For all Turkeys and Geese, any Sum not exceeding $\frac{1}{2}$ *d.* per Pair.

For all Fowls and Ducks, any Sum not exceeding 3*d.* per Dozen.

For all Partridges, any Sum not exceeding 4*d.* per Dozen.

For all Pheasants, any Sum not exceeding 1*s.* per Dozen.

For all other Kinds of Birds not herein enumerated, any Sum not exceeding 6*d.* per Dozen.

For every Barouche with Four Wheels, any Sum not exceeding 7*s.*

For every Coach with Four Wheels, any Sum not exceeding 7*s.* 6*d.*

For every Chaise, any Sum not exceeding 7*s.*

For every Curricule, any Sum not exceeding 7*s.*

For all Carriages of every other Description with Four Wheels, drawn by Two Horses, any Sum not exceeding 7*s.* each.

For all ditto drawn by One Horse, any Sum not exceeding 7*s.* each.

For all Gigs or any other Carriage with Two Wheels, drawn by One Horse, any Sum not exceeding 5*s.* each.

Any of the above not intended to be embarked or disembarked, using the Piers for Pleasure or otherwise, not to exceed One Moiety of the above.

For every Hearse, any Sum not exceeding 1*l.*

For every Mourning Coach, any Sum not exceeding 7*s.* 6*d.*

For every Cart, Waggon, Wain, or other of the Description, and loading One Ton, any Sum not exceeding 9*d.*

For ditto not exceeding Thirty Hundred Weight, any Sum not exceeding 1*s.*

For ditto not exceeding Forty Hundred Weight, any Sum not exceeding 1*s.* 3*d.*

For ditto exceeding Forty Hundred Weight, any Sum not exceeding 1*s.* 6*d.*

For ditto empty, any Sum not exceeding 6*d.*

For every Hand Cart or Barrow, any Sum not exceeding 3*d.*

For every Pair of Coach or Cart Wheels, any Sum not exceeding 1 $\frac{1}{2}$ *d.*

All other Goods, Wares, Merchandize, Commodities, and others, imported Coastwise or from Foreign Countries, to be charged at a Sum not exceeding 1*s.* 6*d.* for each Ton of Twenty Hundred Weight or Ton of Eight Barrel Bulk, in the Option of the Commissioners; and the following Articles, and all Foreign, British, or Irish Goods, Wares, Merchandize, Commodities, and others exported, to be charged at a Sum not exceeding 1*s.* 6*d.* for each Ton or Barrel Bulk, in the Option of the Commissioners; and the following Articles may also be charged, weighed, and measured in like Manner by the Ton or the Barrel, or at the Rates, Weight, and Measurement hereinafter specified, in the Option of the Commissioners; viz.

Articles.	Rates, Tolls, and Dues.											
	Inwards.				-Outwards.							
	Foreign.			Coastwise.	Foreign Goods.			British or Irish Goods.				
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
Ale, Beer, and Porter, bottled - - Dozen	0	0	1	0	0	1	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{2}$
Bags, empty - - - - - Score	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Ballast - - - - - Ton	0	1	4	0	1	4	0	0	6	0	0	6
Ballast of Paving or other Stones that may be used in making or repair- ing Roads } - - - - - Ton	0	1	4	0	1	4	0	0	6	0	0	6
Basket Rods - - - - - Bundle or 1,000	0	0	1 $\frac{1}{2}$	0	0	1 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Baskets under Twelve Inches Diameter Dozen	0	0	2 $\frac{1}{4}$	0	0	2 $\frac{1}{4}$	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Ditto above Twelve Inches Diameter - Dozen	0	0	2 $\frac{1}{4}$	0	0	2 $\frac{1}{4}$	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Bass Mats - - - - - Score	0	0	2	0	0	2	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Barrels, empty Herring - - - - - Dozen	0	0	3	0	0	3	0	0	1	0	0	1
Bee Hives - - - - - Dozen	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Bellows, Smiths - - - - - each	0	0	3	-	-	-	-	-	-	0	0	4
Biscuit - - - - - Ton	0	0	8	0	0	8	0	0	6	0	0	6
Blocks, Heel - - - - - Gross	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
— Last - - - - - 1,000	0	0	6	0	0	6	0	0	2	0	0	2
— Ship - - - - - 100	0	1	0	0	0	6	0	0	2	0	0	2
Boats - - - - - each	0	1	0	0	1	0	0	0	2	0	0	2
Borax or Tincal - - - - - Cwt.	0	0	3	0	0	3	0	0	1	0	0	1
Bottles of Green or common Glass } not less than Pints - - - - - Gross	0	0	4	0	0	4	0	0	1	0	0	1
— broken - - - - - Ton	0	0	2	0	0	2	0	0	1	0	0	1
— Earthen or Stone - - - - - Ton	0	1	6	0	1	6	0	0	6	0	0	6
— not enumerated - - - - - Ton	0	1	6	0	1	6	0	0	6	0	0	6
Boulder Stones - - - - - Ton	0	0	6	0	0	6	0	0	6	0	0	6
Bowls of Wood - - - - - Dozen	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Bowls of Cattle - - - - - Dozen	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Bran - - - - - Quarter	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Bricks, Beams, and Tiles - - - - - 1,000	0	0	8	0	0	8	0	0	2	0	0	2
Broom and Brush Handles - - - - - 1,000	0	0	9	0	0	9	0	0	3	0	0	3
Brooms - - - - - Dozen	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{4}$
Brush Heads and Stocks - - - - - 1,000	0	0	6	0	0	6	0	0	2	0	0	2
Buckets of Wood - - - - - Dozen	0	0	2	0	0	2	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Bugles - - - - - Cwt.	0	2	0	0	1	0	0	0	8	0	0	8
Bullion - - - - - Cwt. or 20l. Value	0	0	6	0	0	3	0	0	2	0	0	2
Bulrushes - - - - - Load of 63 Bundles	0	1	0	0	0	6	0	0	1	0	0	1
Burr Stones - - - - - Pair	0	0	6	0	0	6	0	0	2	0	0	2
Calves Velves - - - - - Cwt.	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Camphor - - - - - Cwt.	0	0	2	0	0	2	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Cannella Alba - - - - - Cwt.	0	0	2	0	0	2	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Candles - - - - - Cwt.	0	0	2	0	0	2	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Cane and Cane Reeds - - - - - 1000	0	0	6	0	0	6	0	0	2	0	0	2
Capillaire - - - - - 100 Gallons	0	0	9	0	0	9	0	0	3	0	0	3
Carboys, full - - - - - each	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Card Tables - - - - - each	0	0	4	0	0	4	0	0	1 $\frac{1}{2}$	0	0	1 $\frac{1}{2}$
Carrots - - - - - Ton	0	0	6	0	0	6	0	0	2	0	0	2
Casks, Thirty-six Gallons or above, empty each	0	0	6	0	0	6	0	0	2	0	0	2
Chalk - - - - - Ton	0	0	4 $\frac{1}{2}$	0	0	4 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Cheese Boards - - - - - Dozen	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Chesnuts - - - - - Bushel	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Chilies, dry - - - - - Cwt.	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
— in Bottles - - - - - Dozen	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Chimney Tops and Cans - - - - - each	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{4}$
Chirt Stones - - - - - Ton	0	0	8	0	0	8	0	0	2 $\frac{1}{2}$	0	0	2 $\frac{1}{2}$
Churns of Wood - - - - - each	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Clay - - - - - Ton	0	0	4	0	0	4	0	0	1 $\frac{1}{2}$	0	0	1 $\frac{1}{2}$
Clogsoles - - - - - 1,000	0	0	6	0	0	6	0	0	2	0	0	2

Articles.	Rates, Tolls, and Dues.											
	Inwards.						Outwards.					
	Foreign.			Coastwise.			Foreign Goods.			British or Irish Goods.		
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
Grates, Iron - - - - - each	0	0	2	0	0	3	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Grinding Stones - - - - - each	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Grummets or Wood Hunks - - - Gross	0	0	6	0	0	6	0	0	2	0	0	2
Guinea Grains - - - - - Cwt.	0	0	6	0	0	3	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Guns, Carronades, &c. - - - - - each	0	0	6	0	0	6	0	0	2	0	0	2
Hammocks - - - - - each	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Handscopes - - - - - 100	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{4}$
Harrows - - - - - each	0	0	6	0	0	3	0	0	1	0	0	1
Hay Rakes - - - - - Dozen	0	0	3	0	0	3	0	0	1	0	0	1
Hoops, Mast, and Truss - - - 100	0	0	9	0	0	9	0	0	3	0	0	3
Hoops, Mast, and Trust, Set - - 100	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Hoops of Wood, all of the Size of } Puncheon Hoops and under - - } Bundle	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
— all above the Size of Puncheon } Hoops - - - - - } Bundle	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Horns and Horn Tips - - - - - 1,000	0	1	0	0	1	0	0	0	4	0	0	4
Jackscrews - - - - - Pair	0	0	6	0	0	6	0	0	2	0	0	2
Jars and Jugs containing Barley, Oat- meal, Groats, Peas, or other Articles of British or Irish Growth, Produce, or Manufacture, not otherwise rated } each	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Jumbo Canes - - - - - 1,000	0	0	10	0	0	10	0	0	3	0	0	3
Kiln Pavement - - - - - Piece	0	0	2 $\frac{1}{4}$	0	0	2 $\frac{1}{4}$	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Laths - - - - - Bundle	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Limes - - - - - Jar	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Limestones - - - - - Ton	0	0	6	0	0	6	0	0	2	0	0	2
Machines - - - - - each	0	0	6	0	0	6	0	0	2	0	0	2
Marmalade - - - - - Jar	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Melting Pots - - - - - each	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Mill Boards - - - - - 100	0	0	6	0	0	8	0	0	2	0	0	2
Minerals (Specimens) - - - - - Case or Cwt.	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Muskets - - - - - Score	0	0	10	0	0	10	0	0	3 $\frac{1}{2}$	0	0	3 $\frac{1}{2}$
Oranges - - - - - Chest	0	0	3	0	0	3	0	0	1 $\frac{1}{2}$	0	0	1 $\frac{1}{2}$
Quern Stones - - - - - each	0	0	6	0	0	6	0	0	2	0	0	2
Rattans, common - - - - - 1,000	0	0	10	0	0	10	0	0	3	0	0	3
Riddles, common - - - - - Dozen	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Rye Grass and Flax or Linseed - - - Quarter	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Scythes - - - - - Dozen	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Shaddocks - - - - - Dozen	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Shovels or Spades - - - - - Dozen	0	0	2	0	0	2	0	0	0 $\frac{3}{4}$	0	0	0 $\frac{3}{4}$
Sieves - - - - - Dozen	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Skins - - - - - Score	0	0	6	0	0	6	0	0	2	0	0	2
— Kid, Kip, and Calf, dry - - - Cwt.	0	0	3	0	0	3	0	0	1	0	0	1
— Ditto Ditto wet - - - Cwt.	0	0	1 $\frac{1}{2}$	0	0	1 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Slates - - - - - 1,000	0	1	6	0	1	6	0	0	6	0	0	6
Slate Slabs - - - - - each	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{4}$
Smart Sticks - - - - - 1,000	0	1	6	0	1	6	0	0	6	0	0	6
Sprats - - - - - 1,000	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$
Stones, viz. :—												
Rubble Freestone - - - - - Ton	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{4}$	0	0	0 $\frac{1}{4}$
Hewn Ashlar Ditto - - - - - Ton	0	0	1	0	0	1	0	0	0 $\frac{1}{2}$	0	0	0 $\frac{1}{2}$

[Local.]

