



Harbours and Passing Tolls, &c. Act 1861

1861 CHAPTER 47 24 and 25 Vict

PRELIMINARY

1 Short title.

This Act may be cited for all purposes as “The Harbours and Passing Tolls, &c. Act 1861.”

2 Interpretation of terms: “Harbour”: “Harbour authority”: “Limited estate”: “Settlement”: “Shipping purposes”.

In the construction of this Act the following expressions shall have the meanings hereby assigned to them, unless such meanings are inconsistent with the context; that is to say,

F1

.....
The word “harbour” shall include harbours properly so called, whether natural or artificial, estuaries, navigable rivers, piers, jetties, and other works in or at which ships can obtain shelter, or ship and unship goods or passengers:

“Harbour authority” shall include all persons, or bodies of persons, corporate or unincorporate, being proprietors of or intrusted with the duty of constructing, improving, managing, maintaining, or lighting any harbour:

The expression “limited estate” shall mean the estate of any person entitled under any settlement at law or in equity for his own benefit to the possession or receipt of the rents and profits of land of any tenure for the term of his own life or of the life of any other person; whether such land is or is not subject to incumbrances:

The word “settlement” shall include any Act of Parliament, will, deed, or other assurance whereby particular estates or particular interests in land are created with remainders or interests expectant thereon, and any deed of entail; and every estate and interest created by appointment made in the exercise of any power contained in any settlement or derived from any settlement shall be considered as having been created by the same settlement; and an estate or interest by way of resulting use or trust to or for the settlor, or his heirs, executors, or administrators, shall be deemed to be an estate or interest under the same settlement:

Changes to legislation: There are currently no known outstanding effects for the Harbours and Passing Tolls, &c. Act 1861, Preliminary. (See end of Document for details)

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.....

The expression “shipping purposes” shall include the constructing or doing any work or thing that conduces to the safety or convenience of ships, or that facilitates the shipping or unshipping of goods, and the management and superintending the same, and shall also include the maintenance of any lifeboat or other means of preserving life in case of shipwreck:

..... F3

Textual Amendments

- F1** Definition “Board of Trade” repealed by [Statute Law Revision Act 1892 \(c. 19\)](#)
- F2** In s. 2 definition of "pilotage authority" repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1, Pt.XV.**
- F3** Definition of “differential dues” repealed by [Harbours Act 1964 \(c. 40\)](#), **Sch. 6**

Changes to legislation:

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