

**CHAPTER cclxxx.**

An Act to confirm a Provisional Order made by the Board of Trade under the General Pier and Harbour Act 1861 relating to Berehaven. [17th August 1901.]

A.D. 1901.

WHEREAS a Provisional Order made by the Board of Trade under the General Pier and Harbour Act 1861 is not of any validity or force whatever until the confirmation thereof by Act of Parliament:

24 & 25 Vict.
c. 45.

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

Be it therefore enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:—

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

Confirmation
of Order in
schedule.

2. The undertakers mentioned in the said Order shall not under the powers of this Act or of the said Order purchase or acquire ten or more houses which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or except with the consent of the Local Government Board for Ireland ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied. If the undertakers acquire or appropriate any house or houses under the powers of this Act or of the said Order in contravention of the foregoing provision they shall be liable to a penalty of five hundred

Special
provisions as
to houses of
labouring
class.

A.D. 1901. pounds in respect of every such house which penalty shall be recoverable by the Local Government Board for Ireland by action in the High Court and shall be carried to and form part of the Consolidated Fund of the United Kingdom Provided that the court may if it think fit reduce such penalty.

For the purposes of this section the expression "labouring class" includes mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them and the expression "house" means any house or part of a house occupied as a separate dwelling.

Short title.

3. This Act may be cited as the Pier and Harbour Order Confirmation (No. 4) Act 1901.

SCHEDULE.

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BEREHAVEN HARBOUR.

*Provisional Order for the construction of a Harbour and Works
in connection therewith at Berehaven in the County of Cork.*

Berehaven.

Preliminary.

- 1.—(1) This Order may be cited as the Berehaven Harbour Order 1901. Short title and
commence-
ment.
- (2) This Order shall come into force upon the day when the Act confirming this Order is passed and that day is in this Act referred to as the commencement of this Order.
2. The Irish Electric Railways Company Limited (in this Order referred to as "the Company") shall be the Undertakers for carrying this Order into execution. Undertakers.
- 3.—(1) Nothing in this Order shall apply to any ship belonging to or employed in the service of His Majesty or affect the powers of the Admiralty or the King's harbour master under the Dockyard Port Regulation Act 1865 or under any regulations made in pursuance of that Act. Admiralty
rights.
- (2) In time of war or of actual preparation for war or if the Admiralty consider it necessary on any other emergency the Admiralty shall have the absolute control of the harbour and harbour works including any subsidiary works in connexion therewith and the exclusive use thereof for any purpose of His Majesty's Naval or Military service but shall make good to the Company any damage thereby caused to the harbour or harbour works.

Acquisition of Land.

4. The Lands Clauses Acts (except so much thereof as relates to the purchase and taking of lands otherwise than by agreement and to the entry upon lands by the promoters of the undertaking) are incorporated with this Order and for the purpose of that incorporation the expression "special Act" in the Acts so incorporated means this Order. Incorporation
of Lands
Clauses Acts.
5. For the purposes of the works authorised by this Order the Company may by agreement enter upon take and use such of the lands shown on the plans deposited for the purposes of this Order as they think requisite for the purposes of those works. Power to take
lands by
agreement.
6. Persons empowered by the Lands Clauses Acts 1845 to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Order grant to the Company any easement right or privilege (not being an easement right or privilege of water in which persons other than the grantors have an interest) required for the purposes of this Order in over or affecting any such lands and the provisions of the said Acts with respect to Power to take
easements &c.
by agreement.

A.D. 1901. lands and rentcharges so far as these provisions are applicable in this behalf shall extend and apply to any such grants and to any such easements rights and privileges respectively.
Berehaven.

Lands for extraordinary purposes.

Nuisances not authorised.

7. The Company may purchase and hold for extraordinary purposes any land not exceeding in the whole ten acres.

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

Limits Works and Management.

Limits of Order.

9. The limits within which the Company shall have authority and which shall be deemed the limits to which this Order and the power to levy rates extend shall comprise the harbour and works authorised by this Order and the following area below high-water mark namely:—

An area included within an imaginary line commencing from high-water mark at the south-east corner of the townland of Rodeen in the parish of Killaconenagh on the west side of Mill Cove passing thence in a southerly direction for 814 yards or thereabouts thence in a south-westerly direction past the southern side of the Volage Rock for a distance of 1540 yards or thereabouts passing thence in a northerly direction for 660 yards or thereabouts till it intersects high-water mark on the mainland in the townland of Derrymihin West in the parish of Killaconenagh.

Approval of Admiralty to works.

25 & 26 Vict.
c. 19. s. 7.

10. Working drawings of the works authorised by this Order shall be deposited for the approval of the Admiralty in the same manner as they are required to be deposited for the approval of the Board of Trade under section seven of the General Pier and Harbour Act 1861 Amendment Act and that section shall have effect as respects those works as if the approval of the Admiralty were required thereunder as well as the approval of the Board of Trade.

Powers to make works.

11. Subject to the provisions of this Order and subject also to such alterations (if any) in the deposited plans and sections as the Board of Trade and the Admiralty may require before the completion of the works the Company may on the lands and in the lines and according to the levels shown on the deposited plans and sections (so far as the same are shown thereon) and within the limits of deviation shown on the plans make and maintain the harbour and works authorised by this Order.

Description of works.

12. The works authorised by this Order comprise the following:—

- (1) A causeway about 270 yards in length commencing on the bed and foreshore of Berehaven Harbour or estuary at a point situate 260 yards or thereabouts measured in a south-easterly direction from the extreme southmost point of the mainland of the townland of Derrymihin West in the parish of Killaconenagh in the county of Cork and terminating at a point on the pier herein-after described such point

being situate 530 yards or thereabouts measured in a south-easterly direction from the extreme southmost point of the mainland of the townland of Derrymihin West before referred to :

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- (2) A pier commencing on the bed and foreshore of Berehaven Harbour or Estuary at a point situate 1466 yards or thereabouts measured in an easterly direction from the extreme eastmost point of Dinish Island such point being likewise situate 333 yards or thereabouts measured in a south-easterly direction from the extreme southmost point of the mainland of the townland of Derrymihin West in the parish of Killaconenagh and terminating at a point in the bed and foreshore of Berehaven Harbour or Estuary aforesaid distant $533\frac{1}{2}$ yards or thereabouts measured in an easterly direction from the said point of commencement such point of termination being likewise distant 60 yards or thereabouts measured in a southerly direction from the buoy on Hornet Rock and 853 yards or thereabouts measured in a south-westerly direction from the mainland at Reenaroug Point (or Sea Point) in the townland of Felane West in the parish of Killaconenagh Which said causeway and pier will be wholly situate on the bed and foreshore of Berehaven Harbour or Estuary adjoining the townlands of Derrymihin West and Rodeen in the parish of Killaconenagh in the county of Cork (West Riding).

The causeway and pier may be constructed as a solid causeway and pier or as an open causeway and pier or partly in one way and partly in the other.

13. The Company in constructing the works authorised by this Order may with the consent in writing of the Board of Trade and the Admiralty deviate laterally to any extent within the limits of deviation marked on the deposited plans and vertically to any extent approved by the Board of Trade and the Admiralty.

Powers of deviation.

14. If any person wilfully obstructs any person acting under the authority of the Company in setting out the lines of the works authorised by this Order or pulls up or removes any poles or stakes driven into the ground for the purposes of setting out the lines of those works or defaces or destroys those works or any part thereof that person shall for each offence be liable to a penalty not exceeding five pounds.

Penalties for obstructing works.

15. Works authorised by this Order below high-water mark shall not be commenced without the consent in writing of the Board of Trade and the Admiralty and shall be executed only in manner approved by the Board of Trade and the Admiralty.

As to works below high-water mark.

16.—(1) If within two years from the commencement of this Order the works authorised by this Order are not substantially commenced the powers given by this Order for executing those works or otherwise in relation thereto shall cease unless the time for commencement is extended by the special direction of the Board of Trade (given with the consent of the Admiralty).

Powers to cease in certain events.

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(2) If the works authorised by this Order after having been substantially commenced are virtually suspended for twelve consecutive months the powers given by this Order for executing those works or otherwise in relation thereto shall cease except as to so much of those works as is then completed unless those powers are by the special direction of the Board of Trade (given with the consent of the Admiralty) continued and directed to remain in force for any period not exceeding five years from the commencement of this Order.

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

Power to
construct
subsidiary
works.

17.—(1) The Company may in connexion with the works authorised by this Order construct and maintain all necessary breakwaters booms shipping-places landing-places wharves sheds custom-houses slipways jetties dolphins floats stages staiths drops cranes railways sidings tramways and other works machinery and conveniences for the efficient working and use of the harbour.

(2) A railway tramway or siding constructed under this Order shall not be used for the public conveyance of passengers until it has been inspected and certified by the Board of Trade to be fit for that use.

Power to
construct
warehouses &c.

18. The Company may construct and maintain or take on lease all houses warehouses offices sheds weighing-machines cranes and other works buildings and conveniences which may be found necessary or desirable in connexion with the harbour for the accommodation of vessels and traffic landed at or embarked from the harbour.

Powers to pur-
chase or hire
dredgers and
apparatus.

19. The Company may for the purposes of the works authorised by this Order provide purchase lease or hire such steam or other dredgers engines tugs lighters or other vessels diving-bells ballast lighters rubbish lighters tools plant or other materials as they think fit and may demand and receive such sums for the use of the same as they may think fit or may sell or dispose of the same and the money thereby realised shall be applied towards carrying into effect any of the purposes of this Order to which capital is properly applicable.

Maintenance
of harbour.

20. Subject to the provisions of this Order the Company may maintain and with the consent of the Board of Trade and the Admiralty alter and improve the harbour and in connexion with the works authorised by this Order may within the limits to which this Order extends (but only with the approval of the Admiralty) dredge scour deepen alter and improve the entrance channels and waterways of the harbour.

Meters and
weighers.

21. The Company shall have the appointment of meters and weighers on or in connexion with the harbour.

Vessels not
to anchor.

22. No vessel or boat shall anchor within the limits to which this Order extends without the consent of the harbour master.

- 23.—(1) The Company may make byelaws—
- For the supply of ballast to vessels and boats and for the removal or deposit of ballast;
 - For the regulation and control of vessels and boats using the harbour and of vessels using mooring buoys;
 - For the regulation and control of the fishermen and others frequenting or resorting to or employed within the limits to which this Order extends;
 - For the regulation and control of goods and traffic embarked disembarked loaded or unloaded within the limits to which this Order extends;
 - For setting apart portions of the harbour and works for particular purposes and traffic and for the use of promenaders.

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*Berehaven.*Power to make
byelaws.

(2) The byelaws may provide for imposing a penalty not exceeding forty shillings in the event of the breach or non-observance of any of the byelaws.

(3) A byelaw under this section shall not come into operation until it has received the allowance and confirmation of the Board of Trade and of the Admiralty and that allowance and confirmation shall be sufficient for all purposes.

Rates.

24. When in addition to the certificate to be granted under section 26 of the Harbours Docks and Piers Clauses Act 1847 a certificate has been obtained from the Board of Trade that all consents and approvals on the part of the Board of Trade required under this Order or otherwise necessary to the due construction of the works authorised by this Order have been given the Company may subject and according to the provisions of this Order demand receive and recover for the use of the harbour and in respect of the persons and things described in the schedule to this Order any sums not exceeding the rates specified in that schedule.

Power to
levy rates.

25. If it is at any time certified in writing under the hand of an officer to be appointed for the purpose by the Board of Trade but to be paid by the Company that the works authorised by this Order have been so far completed as to afford increased accommodation thereat the Company may notwithstanding the twenty-fifth section of the Harbours Docks and Piers Clauses Act 1847 and although the whole of the works authorised by this Order have not then been completed demand receive and recover in respect of the harbour such of the rates or such proportion of all or any of the rates specified in the schedule to this Order as are in the opinion of the Board of Trade commensurate with the increased accommodation afforded.

Rates may be
levied although
works not
completed.

26. The Company may (so far as the rates specified in the schedule to this Order do not extend) demand and receive such rates or other consideration as they think reasonable for the use of any warehouses buildings works and conveniences belonging to or provided by the Company or in respect of any services rendered by them in connexion with the harbour.

Rates for use of
warehouses &c.

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Ballast for
vessels.

27. The Company may supply and remove ballast for the accommodation of vessels within the limits to which this Order extends or permit the master or owner of any vessel within the limits to which this Order extends to lift or convey ballast from or to any place where it may be lawfully obtained or deposited for the purpose of supplying or removing the ballast of that vessel on payment to the Company in each case of such rates as they think reasonable.

Power to vary
exemptions
from rates and
to enter into
compositions
&c.

28. The Company may confer vary or extinguish exemptions from and enter into compositions with any persons with respect to the payment of any rates and charges authorised by this Order and may confer vary or extinguish by agreement all other rights and privileges but so that no preference be in any case given to any person and that anything done under this section shall not prejudice the other provisions of this Order.

Facilities to be
afforded to
Admiralty.

29. The Company shall afford to the Admiralty all reasonable facilities for the use by the Admiralty of the harbour and all works or conveniences in connection therewith and if the Company are in a position to supply water for the supply of water and shall subject to any rights or privileges of the Admiralty under section twenty-eight of the Harbours Docks and Piers Clauses Act 1847 be entitled to charge for such use and supply such sums as may be agreed upon or in default of agreement determined by an arbitrator appointed at the request of the Admiralty or the Company by the Board of Trade.

Master or
owner to report
take of fish.

30.—(1) The master or owner of every vessel with a take or cargo of fish shall on the arrival of the vessel in the harbour forthwith furnish to the collector of rates a true and accurate statement of his take or cargo of fish and the name of any person obtaining delivery thereof.

(2) If the master or owner of a vessel fails to comply with this section he shall be liable for each offence to a penalty not exceeding ten pounds.

Harbour master
may prevent
sailing of
vessels.

31. The harbour master may prevent the removal or sailing out of the harbour of any vessel in respect of which or the goods imported or exported therein any rates are payable until evidence has been produced to him of the payment of those rates to the collector of rates and in the case of a vessel with a take or cargo of fish until the master or owner of the vessel has given in a statement of his take or cargo of fish in accordance with this Order.

Power to
lease rates.

32.—(1) The Company may lease for any term not exceeding seven years the rates and other charges authorised to be taken by this Order to any person upon such terms (pecuniary or otherwise) and under such restrictions and conditions as they think fit.

(2) Where the rates or other charges are leased under this section the lessee (during the continuance of and to the extent provided in his lease) shall have and may exercise all or any of the powers (including powers of levying and recovering rates and other charges) which the Company have or might exercise under the Harbours Docks and Piers Clauses Act 1847 or this Order

and shall be subject to all provisions as to accounts and otherwise to which the Company are subject under this Order. A.D. 1901.

33. Fishing vessels belonging to countries with which for the time being treaties exist exempting from dues and port charges those vessels when forced by stress of weather to seek shelter in the ports or on the coast of the United Kingdom shall when forced by stress of weather to make use of the works authorised by this Order and not breaking bulk while making use thereof be exempt from rates leviable under this Order. *Berehaven.*
Certain fishing vessels under stress of weather exempt from rates.

34. All persons going to or returning from any lifeboat or using any apparatus for saving life and being persons either belonging to the crew of the lifeboat or to the coastguard or being persons for the time being actually employed in saving life or in exercising or using the lifeboat or the apparatus for saving life and also all persons brought ashore from any vessel in distress shall at all times have free ingress passage and egress to or along and on and from the works authorised by this Order without payment. Lifeboat crews exempt from rates.

35. If at any time the clear annual income derived from the harbour on the average of the then three last preceding years after payment of all expenses and outgoings other than payments for interest or principal in respect of money borrowed exceeds interest at the rate of ten per centum per annum on the entire sum appearing to the Board of Trade to have been expended by the Company in executing the works authorised by this Order the Board of Trade may if in their discretion they think fit reduce the rates leviable under this Order or any of them to such amount as will be sufficient to provide the last-mentioned interest at the rate of ten per centum per annum and the rates shall thereupon be reduced accordingly with power to the Board of Trade at any time to raise them again to sums not exceeding the amounts specified in the schedule to this Order. Board of Trade may reduce rates.

36. The revenue received from rates or otherwise under this Order shall be applicable for the purposes and in the order following (that is to say):— Application of revenue.

- (1) In paying the costs charges and expenses of and connected with the applying for obtaining and making this Order so far as those costs are not paid out of money borrowed under this Order :
- (2) In paying any rentcharge in respect of any lands belonging to or leased by the Company in connexion with the harbour and in paying the expenses chargeable to revenue for the expenses of the maintenance management and regulation of the harbour and of carrying into effect any powers given by this Order :
- (3) In paying year by year the interest on any money borrowed under this Order :
- (4) The surplus (if any) after providing for the purposes aforesaid shall belong to the Company for their own use.

37.—(1) The Company within one month after sending to the clerk of the peace a copy of their annual account in abstract shall send a copy thereof to the Board of Trade and section sixteen of the General Pier and Harbour Act 1861 Amendment Act shall apply to and include any such account. Annual account to be sent to Board of Trade.

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(2) If the Company refuse or neglect to comply with this provision they shall for each refusal or neglect be liable to a penalty not exceeding ten pounds.

(3) The annual account shall be made up to the twenty-fifth day of March in each year.

*Finance.*Power to
borrow.

38.—(1) The Company may borrow and re-borrow on mortgage or otherwise at interest on the security of the rates and charges authorised by this Order such sum as may be required for the purposes of this Order not exceeding in the whole the sum of one hundred thousand pounds and may assign those rates and charges in security for the repayment of any sums so borrowed with interest thereon.

(2) The Company shall apply all money borrowed by them under this Order in defraying the cost of the works authorised to be made by this Order or for other purposes authorised by this Order to which capital is properly applicable and not otherwise.

Appointment
of a receiver.

39.—(1) The mortgagees of the Company in respect of money borrowed under this Order may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver.

(2) In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than one tenth of the sum for the time being due on account of money borrowed under this Order.

(3) Sections fifty-three and fifty-four of the Companies Clauses Consolidation Act 1845 are incorporated with this Order and in those sections as so incorporated any reference to the special Act shall be construed as a reference to this Order.

*Life-Saving Apparatus.*Portions of
Harbours &c.
Act excepted.

40.—(1) Sections sixteen to nineteen of the Harbours Docks and Piers Clauses Act 1847 shall not be incorporated with this Order but the Company shall whenever required by the Board of Trade provide at their own expense and to the satisfaction of the Board of Trade a site near the harbour and build on that site a house and other proper accommodation for a lifeboat rocket apparatus and other life-saving apparatus.

(2) If the Company fail to comply with this section they shall be liable to a penalty not exceeding ten pounds for every month during which the failure continues.

Life-saving
apparatus may
be attached to
pier.

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

Life-buoys to
be kept.

42. The Company shall at all times keep at convenient places in the harbour lifebuoys and lifelines in good order and fit and ready for use.

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Lights.

43.—(1) Before commencing the works authorised by this Order the Company shall apply to the Admiralty for directions as to the lights to be exhibited and other means to be taken for preventing danger to navigation and shall in all respects obey any directions given upon that application or afterwards given as to the like matters by the Admiralty during the construction of the works and compliance with the directions so given shall satisfy and be in place of every other statutory requirement as to those matters during the construction of the works.

(2) The Company shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to observe any such direction.

44.—(1) After completion or permanent discontinuance or abandonment of the works authorised by this Order the Company shall exhibit at the outer extremity of the harbour or the completed portions thereof or in such other places as may be required for all or any part of the time from sunset to sunrise and according to the requirements of the traffic and the season of the year such lights (if any) and take such other steps for the prevention of danger to navigation as may be directed by the Admiralty and the Company shall apply to the Admiralty for such directions.

(2) The Company shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to obey any such directions.

45.—(1) In case of injury to or destruction or decay of the works authorised by this Order or any part thereof the Company shall lay down such buoys exhibit such lights or take such other means for preventing (as far as may be) danger to navigation as are directed by the Admiralty and shall apply to the Admiralty for such directions.

(2) The Company shall be liable to a penalty not exceeding ten pounds for every day during which they omit so to apply or refuse or neglect to obey any such directions.

Miscellaneous.

46. All penalties shall be recovered and applied as penalties are recoverable and applicable under the Harbours Docks and Piers Clauses Act 1847 and for all the purposes of that Act this Order shall be deemed the special Act.

47. Sections 28 and 99 of the Harbours Docks and Piers Clauses Act 1847 as incorporated with this Order shall apply to and for the benefit of any Government Department in the same manner as they apply to and for the benefit of the Government Departments specially named in those sections.

48. Nothing in this Order shall authorise the Company to take use or in any manner interfere with any portion of the shore or bed of the sea or of

Berehaven.

As to lights during construction of works.

As to lights after completion of works.

Provision against danger to navigation.

Recovery of penalties.

Extension of 10 & 11 Vict. c. 27. (ss. 28 99) to all Government Departments.

Saving rights of the Crown.

A.D. 1901. any river channel creek or estuary or any lands or hereditaments or subjects
Berehaven. or rights of whatever description belonging to the King's most Excellent Majesty in right of His Crown and under the management of the Commissioners of Woods or of the Board of Trade respectively without the consent in writing of the Commissioners of Woods or the Board of Trade as the case may be on behalf of His Majesty (which consent those Commissioners and that Board are hereby respectively authorised to give) neither shall anything in this Order extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exerciseable by the King's Majesty.

Costs of Order. 49. All the costs charges and expenses of or incidental to preparing and obtaining this Order or otherwise incurred in reference thereto shall be paid by the Company.

SCHEDULE to which the foregoing Order refers.

I.—RATES ON VESSELS ENTERING WITHIN THE LIMITS TO WHICH THIS ORDER EXTENDS EXCLUSIVE OF THEIR CARGOES.

	£	s.	d.
For each steam or other vessel to or from any port or place coastwise to load or unload or to land or embark passengers or to make small repairs per register ton	0	0	6
For each such vessel not loading or unloading nor landing or embarking passengers per register ton	0	0	3
For each vessel to load or unload or to land or embark passengers to or from any oversea port or place or to make small repairs per register ton	0	0	8
For each such vessel not loading or unloading nor landing or embarking passengers per register ton	0	0	4

II.—RATES FOR LIGHTS.

For each vessel entering the limits to which this Order extends per register ton	0	0	0 $\frac{1}{4}$
For each boat engaged in the herring or mackerel fishery using the harbour for the usual period of the fishery season at Berehaven	0	5	0

But rates for lights are to be demanded or received only so long as a light or lights are exhibited in accordance with the provisions of this Order.

As to Rates in Parts I. and II.

If any steam or other vessel engaged in a regular trade with the harbour shall collectively make in any one year from January to December inclusive

fifty or more voyages to or from the harbour one-half of the rates in Parts I. and II. shall be leviable on such vessel in respect of such year.

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For vessels sailing from the harbour and put back by stress of weather without having accomplished the voyage no additional rates shall be charged on such return.

III.—RATES FOR WATER.

	£	s.	d.
Water per 25 gallons... ..	0	0	1½
Each boat engaged in the herring or mackerel fishery at Berehaven and requiring water may pay as a composition for the period of the fishery season	0	5	0

IV.—RATES FOR BOATS LOADING OR UNLOADING WITHIN THE LIMITS TO WHICH THIS ORDER EXTENDS EXCLUSIVE OF THEIR CARGOES.

	£	s.	d.
Each boat engaged in the herring or mackerel fishery as a composition in full of the tonnage duty for the period of the fishery season payable in advance	1	0	0
Each boat loading or discharging herrings or mackerel not paying the aforesaid composition shall on each occasion pay	0	2	6
And when not loading or unloading	0	1	6
Other boats loading or discharging each time each	0	3	6
Other boats not loading or unloading each time each	0	2	0
Other boats when above fifteen tons register to be charged according to tonnage due for vessels as above.			
Each white fishing boat for season commencing 1st October and payable annually in advance—			
If manned by four or more hands	1	0	0
If manned by less than four hands	0	10	0

V.—RATES ON GOODS SHIPPED TRANSHIPPED OR UNSHIPED AT THE HARBOUR WORKS.

	£	s.	d.
Ale or beer per 56 gallons	0	1	0
" " bottled per cwt.... ..	0	0	2
Bacon per ton	0	2	6
Bark per ton	0	1	6
Beef or pork per ton... ..	0	2	6
" " per 244 lbs.	0	0	4
Biscuits per ton	0	2	6
Blocks under 10 inches per dozen	0	0	3
" 10 inches and above per dozen	0	0	6
Blubber per 252 gallons	0	3	0

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	£	s.	d.
Boats each	0	1	0
Bone dust per ton	0	2	0
Bones per ton	0	1	0
Bottles per gross	0	0	2
Bricks of all sorts per 1000	0	1	0
Brooms per dozen	0	0	1
Butter per cwt.	0	0	2
Carriages four wheels each	0	5	0
" two wheels each	0	2	6
Carts each	0	1	0
Casks empty not being returned packages each	0	0	1
Cattle viz. :—			
Bulls each	0	1	0
Calves each	0	0	3
Cows and oxen each	0	0	6
Horses each	0	1	0
Pigs each	0	0	3
Sheep each	0	0	3
Lambs each	0	0	1
Chalk per ton	0	1	0
Cinders per ton	0	1	0
Clay (fire) manufactured per ton	0	1	6
Clay common per ton	0	0	2
Cloth haberdashery &c. per cwt.	0	0	2
Clover seeds per ton	0	2	0
Coals per ton	0	1	0
Copper per ton	0	2	6
Corks per cwt.	0	0	2
Corn viz. :—			
Wheat and malt per 100 lbs.	0	0	2
Barley bere beans peas tares oats rye buckwheat and Indian corn per 100 lbs.	0	0	2
Crystal per 100 lbs.	0	0	6
Dissolved bones and other artificial manures per ton	0	2	6
Dogs each	0	0	6
Drugs per cwt.	0	0	6
Earthenware per cwt.	0	0	2
Eggs per cwt.	0	0	3
Empty barrels not being returned each	0	0	0½
Feathers per cwt.	0	1	0
Fish dried or salted per cwt.	0	0	2
" in pickle and undried per cwt.	0	0	2
" fresh brought for sale for every shilling in value	0	0	0¼
Flax and tow per ton	0	2	6
Flour per 280 lbs.	0	0	4
" per 100 lbs.	0	0	1½

	£	s.	d.	A.D. 1901.
Geese alive each	0	0	0½	Berehaven.
Glass per cwt.	0	0	2	
Grass seeds per 100 lbs.	0	0	2	
Groceries viz:—				
Almonds figs cinnamon currants pepper pimento plums				
prunes raisins and the like per cwt.	0	0	2	
Guano per ton	0	2	6	
Gunpowder and other explosives per 100 lbs.	0	1	0	
Hardware per cwt.	0	0	2	
Hares and rabbits per dozen	0	0	3	
Any less quantity	0	0	1½	
Harrows per pair	0	1	0	
Hay per ton	0	1	6	
Hemp per ton	0	2	6	
Herrings and mackerel fresh per 37½ gallons	0	0	3	
" cured per 26½ gallons	0	0	4	
Hides:—				
Ox cow or horse salted or dried per dozen	0	1	6	
Sheep lamb or calves' skins per dozen	0	0	9	
Hooks reaping per dozen	0	0	3	
Hoops of wood (bent per 24 straight per 120)	0	0	2	
Household furniture new per cwt.	0	0	2	
Husbandry utensils not enumerated per cwt.	0	0	2	
Iron:—				
Bolt bar rod or hoop per ton	0	1	6	
Manufactured per ton	0	2	6	
Old or pig per ton	0	1	0	
Kelp per ton	0	1	0	
Lead all kinds per ton	0	2	6	
Leather per ton	0	5	0	
Lime per ton	0	1	6	
Limestone per ton	0	0	6	
Lobsters per dozen	0	0	3	
Machinery in pieces under one ton per cwt.	0	0	1	
" " exceeding one ton per cwt.	0	0	2	
Manures artificial per ton	0	2	6	
" common per ton	0	0	6	
Meal per 280 lbs.	0	0	4	
Musical instruments per cwt.	0	0	6	
Oakum per ton	0	2	6	
Oilcake per ton	0	2	6	
Oils per 252 gallons	0	2	6	
" per 36 gallons	0	0	6	

A.D. 1901.	Ores:—	£	s.	d.
<i>Berehaven.</i>	Copper iron lead and other ores per ton	0	1	0
	Paints per ton	0	3	4
	Peats per ton...	0	0	6
	Pitch per 36 gallons	0	0	6
	Ploughs each...	0	1	0
	Porter per 56 gallons	0	1	0
	„ bottled per cwt.	0	0	2
	Potatoes per 2½ cwt. ...	0	0	3
	„ per ton	0	1	6
	Pot barley per 280 lbs.	0	0	4
	Pots pans kettles per cwt.	0	0	6
	Poultry including pigeons game &c. each	0	0	0½
	Rags per ton...	0	2	6
	Rape cakes per ton	0	2	6
	Ropes and cordage old per ton	0	2	6
	„ „ new per cwt.	0	0	3
	Salt per ton	0	0	9
	Scythes per dozen	0	1	0
	Seed flax and rape in bulk per 100 lbs.	0	0	2
	„ garden per cwt.	0	0	2
	Shell fish per bushel	0	0	3
	Slates under size per 1000	0	0	6
	„ sizeable per 1000	0	1	0
	„ over size per 1000	0	1	6
	Soap per cwt.	0	0	2
	Snuff per cwt.	0	0	6
	Spades and shovels per dozen	0	1	0
	Spirits per 56 gallons	0	1	0
	Stones viz. :—			
	Rubble per 16 cubic feet	0	0	2
	Hewn ashlar freestone or limestone per 16 cubic feet	0	0	4
	Rough ashlar freestone per 16 cubic feet	0	0	2
	Pavement not exceeding 3 inches thick per 70 superficial feet	0	0	2
	Pavement above 3 inches per 16 cubic feet	0	0	4
	Kerb pavement and building per ton	0	0	6
	Paving setts per ton	0	0	6
	Scythe stones per score	0	0	3
	Flagstones per ton	0	0	6
	Millstones each	0	2	6
	Steel rails and fishplates per ton	0	2	6
	„ bars per ton	0	5	0
	Stucco per ton	0	1	0
	Sugar per cwt.	0	0	2
	Tar per 36 gallons	0	0	6
	Tea per 80 lbs.	0	1	0

	£	s.	d.
Tiles roofing per 1000	0	2	0
Tiles or pipes for draining per 1000	0	2	0
Tin of all kinds per cwt.	0	0	3
Tobacco per cwt.	0	0	6
Treenails not exceeding 2 feet in length per 1000...	0	0	6
Treenails exceeding 2 feet in length per 1000	0	1	0
Turnips per ton	0	1	0
Turpentine per 36 gallons	0	1	0
Vegetables per 14 lbs.	0	0	0 $\frac{1}{4}$
Vinegar per 56 gallons	0	1	0
Vitriol per carboy	0	1	0
Whalebone per cwt.	0	0	6
Wheels per pair	0	1	0
Whitening per ton	0	1	6
Wine per 56 gallons	0	1	0
„ bottled per cwt.	0	0	3
Woods of all kinds for every pound sterling value (including invoice freight and duty when landed)	0	0	4
Or in the option of the Undertakers the rates following:—			
Fir pine and other descriptions not enumerated per 50 cubic feet	0	1	0
Oak or wainscot per 50 cubic feet	0	1	6
Firewood per 216 cubic feet	0	0	6
Lath and lathwood per 216 cubic feet	0	2	6
Handspikes per 120	0	1	6
Oars per 120	0	2	6
Spars under 22 feet in length above 2 $\frac{1}{2}$ and under 4 inches in diameter per 120	0	2	6
Spars 2 $\frac{1}{2}$ inches in diameter and under per 120	0	1	4
„ 22 feet in length and upwards and not exceeding 4 inches in diameter per 120	0	6	6
Spars all lengths above 4 inches and under 6 inches in diameter per 120	0	12	0
Spokes of wheels not exceeding 2 feet in length per 120	0	0	4
„ „ exceeding 2 feet in length per 120	0	0	6
Wedges per 1000	0	1	0
Pipe staves and others in proportion per 100	0	1	0
Lignum vitæ fustic logwood mahogany and rosewood per ton	0	2	6
Wool per cwt.	0	0	6
Yarn per cwt.	0	1	0
Zinc per ton	0	2	6
All other goods not particularly enumerated in the above table:			
Light goods per cwt.	0	0	2
Heavy goods per ton	0	2	0

In charging the rates on the goods the gross weight or measurement of all goods to be taken and for any less weights measures or quantities than those above specified a proportion of the respective rates shall be charged.

A.D. 1901.

Berehaven.

VI.—PASSENGERS.

For every passenger or other person who shall land from or embark on any vessel except persons employed on any vessel or on business connected with the harbour on or from the harbour works within the limits to which this Order extends for each and every time any sum not exceeding twopence.

VII.—PROMENADERS.

For every person who shall use the causeway or pier for the purpose of walking for exercise pleasure or other purpose except for embarking or disembarking or on official business connected with the harbour for each and every time any sum not exceeding twopence.

VIII.—RATES FOR USE OF CRANES WEIGHING MACHINES SHEDS WARPS
PLANKS &C.

Rates of Cranage :—	£	s.	d.
All goods or packages not exceeding 1 ton each	0	0	3
Pieces exceeding 1 ton and not exceeding 2 tons each per ton	0	0	4
Pieces exceeding 2 tons and not exceeding 3 tons each per ton	0	0	6
Pieces exceeding 3 tons and not exceeding 4 tons each per ton	0	0	8
Pieces exceeding 4 tons and not exceeding 5 tons each per ton	0	0	10
Pieces exceeding 5 tons and not exceeding 10 tons each per ton	0	2	0
Pieces exceeding 10 tons each per ton	0	3	0

Weighing machines :—

For goods weighed for each ton or part of a ton 0 0 4

Shed dues :—

For each 40 cubic feet of goods or for each ton of goods which shall remain in the sheds or on the pier or other works for a less time than 48 hours the sum of 3*d.* and the sum of 1½*d.* per 40 cubic feet or per ton for each day during which such goods shall remain after the first 48 hours.

	£	s.	d.
For any portmanteau trunk or other article of passengers' luggage for each day or part of a day after the first 24 hours	0	0	2
All vessels using warps per registered ton... ..	0	0	0½
Planks :—			
Long per pair	0	3	0
Short per pair	0	1	0

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

IX.—PASSENGERS' LUGGAGE.

For each trunk portmanteau box parcel or package within the description of luggage not exceeding 84 lbs. any sum not exceeding threepence.

And in addition for every 20 lbs. weight exceeding 84 lbs. any sum not exceeding one penny.

[1 EDW. 7.]

Pier and Harbour Order
Confirmation (No. 4) Act, 1901.

[Ch. cclxxx.]

X.—EXEMPTIONS.

A.D. 1901.

Berehaven.

No rates shall be charged for the following goods namely :—

Returned empty bottles casks bags and packsheets and goods returned to the original shippers in the original state.

In weighing and measuring goods for ascertaining the rates payable the weight or measurement of the packages is to be included.

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