

[3 EDW. 7.] *Lerwick Harbour Improvements* [Ch. ccxxvii.]  
*Act, 1877, Amendment Order Confirmation Act, 1903.*



### CHAPTER ccxxvii.

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act 1899 relating to Lerwick Harbour. A.D. 1903.  
[14th August 1903].

**W**HEREAS His Majesty's Secretary for Scotland has made the Provisional Order set forth in the schedule hereunto annexed under the provisions of the Private Legislation Procedure (Scotland) Act 1899 and it is requisite that the said Order should be confirmed by Parliament: 62 & 63 Vict.  
c. 47.

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 Provisional Order contained in the schedule hereunto annexed shall be and the same is hereby confirmed. Confirmation  
of Order in  
schedule.

2. This Act may be cited as the Lerwick Harbour Improvements Act 1877 Amendment Order Confirmation Act 1903. Short title.

A.D. 1903.

SCHEDULE.

LERWICK HARBOUR IMPROVEMENTS ACT 1877  
AMENDMENT.

*Provisional Order to amend the Lerwick Harbour Improvements Act 1877 to authorise the Trustees of the Port and Harbour of Lerwick to levy Tonnage and other Rates in place of the Tonnage and other Rates authorised by the said Act to repeal certain Provisions of that Act and for other purposes.*

40 & 41 Vict.  
c. cxciv. WHEREAS the harbour of Lerwick is at present administered by the Trustees of the Port and Harbour of Lerwick incorporated under the Lerwick Harbour Improvements Act 1877 and whereas under the said Act the Trustees are empowered to levy tonnage and other rates on vessels entering or using Lerwick Harbour in accordance with the provisions of the forty-second section of the said Act and the table of rates contained in Schedule B to the said Act annexed :

And whereas it is expedient that the said forty-second section of the said Act and the table of rates specified in Schedule B to the said Act should be repealed and that the Trustees should be authorised to levy tonnage and other rates on vessels entering or using Lerwick Harbour in accordance with the schedule of rates annexed to this Order :

And whereas the purposes aforesaid cannot be effected without an Order of the Secretary for Scotland confirmed by Parliament under the provisions of the Private Legislation Procedure (Scotland) Act 1899 :

Now therefore in pursuance of the powers contained in the last-mentioned Act the Secretary for Scotland orders as follows :—

Short title. 1. This Order may be cited for all purposes as the Lerwick Harbour Order 1903 and the Lerwick Harbour Improvements Act 1877 (herein-after referred to as "the Act of 1877") and this Order may be cited together as the Lerwick Harbour Acts 1877 to 1903.

Interpretation. 2. In this Order unless there be something in the subject or context repugnant to such construction the several words and

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expressions to which meanings are assigned by the Act of 1877 or the Acts wholly or partially incorporated therewith have the same respective meanings. A.D. 1903.  
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3. Section 42 (As to tonnage rates) of the Act of 1877 and Schedule B to the said Act annexed are hereby repealed and in lieu thereof it is enacted as follows:— Substitution  
of new ton-  
nage rates  
&c. for those  
enacted by  
Act of 1877.

Subject to the provisions of the Act of 1877 and this Order the Trustees may demand and take for every vessel other than boats entirely open entering or using the harbour as the same is defined for rating purposes by the Act of 1877 any sum not exceeding the several tonnage rates specified in the schedule hereto annexed. The Trustees may also demand and take from every boat entirely open entering or using the harbour as above defined any sum not exceeding the rate for such boats specified in the said schedule and every such rate shall be payable by the master or owner or owners of such vessels or boats. Provided that if any vessel or boat using the harbour shall remain at the harbour for a longer space of time than eight days to be computed from the time of such vessel or boat first occupying a berth at or in the harbour the Trustees may demand for any such vessel or boat a rate of one penny per ton for every week and so on in proportion for any less period than a week during which such vessel or boat shall remain at the harbour beyond the said period of eight days in addition to any tonnage rates payable under this Order but such additional rates shall not be payable for any vessel or boat which shall have been prevented from leaving the harbour by an embargo or by stress of weather.

4. The powers of the Trustees to compound for rates conferred by the Act of 1877 shall extend to the rates authorised by this Order. Power to  
compound  
rates.

5. The Trustees shall subject to the provisions of this Order apply all money received by them from the rates authorised to be levied by this Order for the purposes specified in the Act of 1877 with respect to the application of rates. Application  
of rates.

6. The costs charges and expenses of and incident to the preparing for obtaining and confirming of this Order or otherwise in relation thereto shall be paid by the Trustees out of the rates levied in virtue of the Act of 1877 or of this Order. Costs of  
Order.

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SCHEDULE.

TONNAGE RATES.

	£	s.	d.
For every vessel under fifteen tons per registered ton -	0	0	2
For every vessel of fifteen tons and upwards per registered ton -	0	0	4
For every vessel including pleasure yachts coaling but not loading or discharging any cargo per registered ton -	0	0	0½
In all the above cases the Trustees to have the option of charging rates either on the net registered tonnage or on one-third of the gross tonnage.			
For every boat entirely open landing or taking on board goods or live stock or dried or salted fish per trip -	0	0	6

Printed by EYRE and SPOTTISWOODE,

FOR

T. DIGBY PIGOTT, Esq., C.B., the King's Printer of Acts of Parliament.

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