



CHAPTER xli.

An Act to extend the powers and to change the name of A.D. 1906.  
the Maryport Harbour Company and for other purposes.  
[20th July 1906.]

**W**HEREAS the Maryport Harbour Company (in this Act called "the Company") were incorporated by the Maryport Harbour Act 1903 (in this Act referred to as "the Act of 1903") and were thereby authorised to acquire the undertaking of the Commissioners for the Harbour of Maryport and to construct a dock railways and works at and near Maryport in the county of Cumberland:

And whereas the period for the compulsory purchase of lands for the purposes of the railways authorised by the Act of 1903 will expire on the 11th day of August 1906 and it is expedient that such period should be extended as in this Act provided:

And whereas it is expedient that the name of the Company should be changed and that the other provisions of this Act should be made:

And whereas the objects aforesaid cannot be attained without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and be it 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. This Act may be cited as the Maryport Railways and Docks Act 1906. Short title.

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Incorporation of parts of general Acts.

2. Part II. (relating to extension of time) of the Railways Clauses Act 1863 and Part IV. (relating to change of name) of the Companies Clauses Act 1863 are incorporated with and form part of this Act.

Interpretation.

3. In this Act unless there be something in the subject or context repugnant to such construction the several words and expressions to which meanings are assigned by the Acts partially incorporated herewith and by the Act of 1903 have the same respective meanings.

Extension of time for compulsory purchase of lands.

4. The powers conferred upon the Company by the Act of 1903 for the compulsory purchase of lands for the purposes of the railways by that Act authorised are hereby extended and shall continue in force and may be exercised until but shall cease after the expiration of three years from the 11th day of August 1906.

Amending section 29 of Maryport Improvement (Harbour) Act 1879.

5. From and after the date of transfer section 29 (Further rates on vessels remaining more than forty-two days) of the Maryport Improvement (Harbour) Act 1879 shall be read and have effect as if the words "twenty-one days" had been inserted therein in lieu of the words "forty-two days."

Additional byelaws.

6. In addition to the powers of making byelaws contained in any other enactment enabling the Company to make byelaws they may from and after the date of transfer and subject to the provisions of this Act make such byelaws as they think fit for all or any or either of the following purposes (that is to say):—

For preventing any part of the port and harbour specially appropriated by the Company for any particular trade business or purpose being used for any other purpose so as to prevent or interfere with its use for the purpose for which it is so appropriated;

For preventing and removing obstructions or impediments at or in the port and harbour and the roads and accesses thereto other than such as are repairable by the inhabitants at large respectively;

For regulating the use of and the moving of carriages wagons and trucks along the quays and the rails sidings and turntables of the Company thereon;

For regulating the conduct of the owners masters and crews of vessels propelled by steam with respect to the rate of

speed at which they may proceed within the port and harbour and for requiring such vessels to stop or slow their engines at such times and places as the Company may require and to keep the advertised times of sailing and for regulating the taking on board landing or putting out of passengers ; A.D. 1906.

For regulating the towing of vessels within the port and harbour the size and number of vessels to be towed in one train or by one or more tugboats the speed at which tugboats or other towing power shall proceed (whether towing or not) the order and manner in which the towage shall be given and the duties and conduct of all persons employed in or upon tugboats or other towing power ;

For regulating the using of the buoys of the Company and the charges to be made therefor ;

For regulating the terms and conditions of the granting of licences for tugboats or other towing power ;

For regulating the terms and conditions of and the payments to be made for the granting of any licences under the powers of this Act ;

For the prevention of cruelty in the shipping unshipping landing and removal of animals ;

For fixing the rents rates tolls duties and charges for and for regulating the use of warehouses sheds depôts quays trucks barges machinery plant and appliances and labour provided by the Company ;

For fixing the rates to be charged for hire and use of tugboats and for the towing of vessels ;

For regulating the times and manner of paying and the places for payment of the dues and rents payable to the Company ;

For berthing and removing vessels lying in any part of the port and harbour ;

For regulating the ballasting of vessels within any dock and the order and manner in which they shall be supplied with ballast and the discharging and removal or disposal of ballast ;

For preventing the exhibiting or placing in or on any of the works of the Company of any goods for sale other



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than such goods as the Company from time to time think fit to be permitted to be sold there and other than perishable articles landed on the quays and sold within forty-eight hours of their being landed ;

For regulating and preventing the smoking lighting or burning of tobacco or any herb or substance whatsoever in or on the docks quays warehouses sheds and depôts of the Company ;

and such byelaws except so far as they relate solely to the Company or their officers or servants shall be subject to the provisions with respect to byelaws of the Harbours Docks and Piers Clauses Act 1847 (except section 85 of that Act) but no such byelaw shall have any force or effect unless and until the same be confirmed by the Board of Trade and no byelaws relating to transit sheds or bonded warehouses shall have any force or effect unless and until they shall have been sanctioned by the Commissioners of Customs and only so long as such sanction shall continue.

Any person who offends against any byelaw shall be liable for every offence to a penalty not exceeding five pounds and to a further penalty not exceeding forty shillings for every day such offence shall continue after conviction therefor and such penalties shall be in addition to any damages which may be recoverable by the Company or by any person or company for any loss or injury to them or him or to their or his property consequent on such offence.

Amending  
section 164  
of Maryport  
Improvement  
and Harbour  
Act 1866.

**7.** As from the date of transfer so much of section 164 (Byelaws relating to the harbour) of the Maryport Improvement and Harbour Act 1866 as relates to byelaws rules and regulations—

For the prevention of trespasses nuisances and offences in the harbour and for the general protection and preservation of the harbour ; and

For regulating the conduct of all persons who shall enter remain or be employed in or about the harbour or in or about any vessel therein

shall be repealed.

Change of  
name of  
Company.

**8.** From and after the passing of this Act the name of the Company instead of being the Maryport Harbour Company shall be the Maryport Railways and Docks Company.

9. Nothing in this Act contained shall exempt the Company or their railways from the provisions of any general Act relating to railways or the better and more impartial audit of the accounts of railway companies passed before or after the commencement of this Act or from any future revision or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels authorised to be taken by the Company.

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Provision as  
to general  
Railway  
Acts.

10. All costs charges and expenses of and incident to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company.

Costs of Act.

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Printed by EYRE and SPOTTISWOODE,

FOR

ROWLAND BAILEY, Esq., M.V.O., I.S.O., the King's Printer of Acts of Parliament.

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