



ANNO TERTIO & QUARTO

VICTORIÆ REGINÆ.

Cap. cxix.

An Act for regulating, preserving, improving, and maintaining the River, Port, and Harbour of *Dundalk* in the County of *Louth* in *Ireland*.

[4th August 1840.]

WHEREAS the Trade of the Port of *Dundalk* in the County of *Louth* has of late Years greatly increased: And whereas it is expedient, and it will be of great Advantage to the Merchants, Traders, and Inhabitants of said Town, and of the Counties and Towns adjacent thereto, and to the Public at large, that the Quays, Port, and Harbour of the said Town should be improved, extended, and enlarged for the Reception, Accommodation, and speedy loading and unloading of Vessels resorting thereto; and that a convenient Wet Dock and Basin, with all necessary Quays, Wharfs, Piers, Bridges, Locks, Ways, Walls, Embankments, Sluices, Culverts, Sewers, and other Erections, should be made and constructed; and that the Navigation of the River of *Dundalk* should be improved, so as to admit Vessels of greater Burden to pass thereon, by the Execution of such Works and by such other Operations as may be deemed expedient for that Purpose, and by the Erection of Sheds, Store-houses, Cranes, and Weighing Machines on or adjacent to the said Quays and Dock; and that a Police for the said Harbour and River should be established; and that skilful Pilots should be appointed; and that

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all

Commissioners.

all Vessels navigating the said River and resorting to the said Harbour should be subjected to salutary Regulations; and that reasonable Rates, Tolls, and Duties should be paid for and in respect of all such Vessels so navigating the said River or resorting to the said Harbour: But inasmuch as the several 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 Lord of the Manor of *Dundalk* for the Time being if of full Age, and the Bailiff of the Corporation of *Dundalk* for the Time being (each of which Persons above mentioned shall be deemed to be official Commissioners), together with the Twenty-five other Persons to be appointed and chosen as herein-after provided, shall be and they are hereby constituted and appointed Commissioners for the Purpose of carrying into execution and accomplishing the Powers, Provisions, and Objects herein-after specified and designated by the Name and Style of "The Commissioners for preserving, improving, and maintaining the River, Port, and Harbour of *Dundalk*:" Provided always, that the said Lord of the Manor of *Dundalk* for the Time being, if of full Age and attending, shall always be the President and Chairman of the said Commissioners: Provided always, nevertheless, that the Twenty-five first non-official Commissioners shall be the following Persons; (that is to say,) *Robert Haig, Alexander Shekelton, John Townley, James Knowles, Neal Kelly, Nicholas Martin, James M'Alister, Charles Duffy, Patrick Jennings, John Robinson, John Patrick Kelly, George Lawson, Thomas Coleman, James Carroll, Thomas Dewhurst, Henry Hale, Patrick Wynne, Samuel Jackson Turner, William Godbey, William Henry, John Straton, John James Bigger, Lawrence Martin, John Coleman senior, and Matthew Macann.*

Meaning of certain Words in this Act.

II. And be it further enacted, That where in this Act any Word is used importing the Singular Number or the Masculine Gender only, the same 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 "Lands" is used the same shall be understood to include Tenements and Hereditaments; and where the Word "Vessel" is used the same shall be understood to mean any Ship, Lighter, Keel, Barge, Boat, or Craft, and any other Kind of Vessel whatsoever; and where the Word "Master" (in relation to any Vessel) is 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 the Word or Term "Commissioners" shall be applied to and be deemed to designate the Commissioners or Persons appointed by virtue of this Act, and to be hereafter elected or appointed in pursuance of the Powers in that Behalf herein contained, and acting or authorized to act in the Execution of the Powers hereby given for preserving, improving, and maintaining the River, Port, and Harbour of *Dundalk*; 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.

III. And

III. And whereas Maps or Plans describing the Limits of the Channel, Docks, and other Works in this Act authorized, and the Estates, Lands, and Premises upon which the same are proposed to be made, together with Books of Reference containing Lists of the Names of the Owners or reputed Owners and Occupiers of such Estates, Lands, and Premises, have been deposited in the Office of the Clerk of the Peace for the said County of *Louth*; be it therefore enacted, That the said Maps or Plans and Books of Reference so deposited shall remain with and be kept by the said Clerk of the Peace; and all Persons interested in any Manner in such Lands shall have Liberty at all reasonable Times to inspect and make Extracts from or Copies of the said Maps or Plans and Books of Reference respectively, paying to the said Clerk of the Peace for every Inspection the Sum of One Shilling, and for Copies of or Extracts from the said Books of Reference after the Rate of Sixpence for every One hundred Words; and the said Maps or Plans and Books of Reference, or true Copies thereof, or of so much thereof respectively as shall relate to any Matter which may be in question, shall be and are hereby declared to be good Evidence in all Courts of Law or elsewhere.

Plans and Books of Reference to remain in the Custody of the Clerk of the Peace, and to be open to Inspection.

IV. And be it further enacted, That if any of the Houses, Buildings, Lands, Tenements, and Hereditaments within the Limits described in the Map or Plan and Book of Reference, or mentioned or referred to in the First Schedule to this Act annexed, or any of the Persons in whose Possession or Occupation the same or any Part thereof are or is stated or described to be, or the Owner or Owners, Lessee or Lessees thereof, or any Person interested therein, or in any Part thereof, or any Interest therein, shall happen to be misnamed, mis-spelt, mis-stated, omitted, or incorrectly described in the said Map or Plan, Book of Reference, or Schedule, then and in such Case, if it shall appear to any Two Justices of the Peace for the County of *Louth* and if it shall be certified in Writing under their Hands that such Misnomer, Mis-spelling, Mis-statement, Omission, or incorrect Description proceeded from Mistake, such Misnomer, Mis-spelling, Mis-statement, Omission, or incorrect Description shall not prevent or retard the Execution of this Act, but the said Premises, and every Part thereof, shall and may be purchased, sold, agreed for, valued, and assessed, in manner in this Act mentioned, and conveyed, disposed of, and applied, for the Purposes of this Act, as fully and effectually as if the same were properly named, spelt, stated, inserted, and described in the said Map or Plan, Book of Reference, or Schedule.

Misnomers not to prevent the Execution of the Act.

V. And in order to enable the said Commissioners to carry the said Works, or such of them as they shall think proper, into effect, be it further enacted, That the said Commissioners shall have full Power and Authority to treat and agree, or to employ any Person or Persons to treat and agree, for the Purchase of, and to purchase, all Lands, Slabs, Strands, Houses, Buildings, Tenements, and Hereditaments, of what Nature or Kind soever, situate within the Limits described in the said Map or Plan and Book of Reference, or specified and referred to in the First Schedule hereunto annexed, and of all and any subsisting

Power to treat for Lands.

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sisting Leases, Terms, Estates, and Interests therein, as they shall judge necessary or proper to be purchased for or in respect of the Docks, Basins, Entrances, Quays, Wharfs, Piers, Jetties, Channels, Cuts, Communications, Embankments, Inlets, Warehouses, Vaults, Streets, Sewers, Drains, Dams, or Works hereby authorized to be made, or any of them, or for the Purpose of enlarging or improving the same, or for any of the Purposes of this Act.

Houses and Gardens not to be used, except those specified in the Schedule.

VI. Provided also, and be it further enacted, That nothing herein contained shall authorize or empower the said Commissioners, or any Person acting by or under their Authority, to take, use, injure, or damage, for the Purposes of this Act, any House or other Building on any Ground which on the Thirtieth Day of November One thousand eight hundred and thirty-nine was the Site of any House or other Building, or any Land which was then set apart and used as and for a Garden, Orchard, Yard, Park, Paddock, Plantation, planted Walk or Avenue to a House, without the Consent in Writing of the Owners and Occupiers thereof respectively, other than and except such as are specified in the Schedule annexed to this Act.

Parties to deliver a Statement of their Estates and Claims within Three Calendar Months after Notice.

VII. And be it further enacted, That on or before the Expiration of Three Calendar Months next after Notice from the said Commissioners, or their Agent duly authorized, of their Intention to take or use any Lands or other Hereditaments, or any Part thereof, for the Purposes of this Act, shall have been given to any Person or Corporation seised, possessed of, or interested in, or authorized by this Act to accept and receive Satisfaction and Compensation for the Value of the same, or any Estate, Share, or Interest therein, or Charge thereon, or for any Injury or Damage sustained on account of the Execution of this Act, such Person or Corporation shall deliver or cause to be delivered at the Office of the said Commissioners a Statement in Writing of the Particulars of the Estate, Share, Interest, or Charge which he or they claim to be entitled to, or to be authorized to receive Satisfaction and Compensation for, and of the Injury or Damage sustained by him or them, and of the Amount of the Sum of Money which he or they may expect and be willing to receive in satisfaction and compensation for the Value of such Estate, Share, Interest, or Charge, and for such Injury or Damage respectively.

Commissioners empowered to cleanse and deepen the River and Harbour, and make Docks and other Works.

VIII. And be it further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby authorized and empowered, by themselves, their Deputies, Agents, Officers, Contractors, Workmen, and Servants, to cleanse, widen, deepen, scour out, alter, enlarge, improve, maintain, and repair the River, Port, and Harbour of *Dundalk*, in the Parish of *Dundalk* in the Town of *Dundalk* in the County of *Louth*; and also to construct and maintain a Dock or Docks for the Reception of Ships, Barges, Steam and other Vessels, and for repairing, loading, and unloading the same; and also to erect and maintain a Pier or Piers, Jetty or Jetties, and every necessary Work adjoining thereto or connected therewith, along each Side of the said River, Port, or Harbour, as particularly marked out and described in the Plans herein-before referred to; and also to provide and make proper Docks, Basins, Wharfs, Quays, Inclined Planes, Slips,

Slips, Bridges, Locks, Sluices, Drains, Channels, Archways, Embankments, Approaches, Roads, Warehouses, and other Works, Erections, Buildings, or Conveniences connected therewith or adjoining thereto; and for these Purposes the said Commissioners, their Deputies, Agents, Servants, Surveyors, and Workmen, are hereby authorized, subject to the Provisions contained in this Act, to enter into and upon the Lands and Grounds of any Person or Persons, Bodies Politic, Corporate, or Collegiate whatsoever, which they are by this Act authorized to take, and to survey and take Levels of the same or any Part thereof, and to set out and ascertain such Parts thereof as they shall think necessary and proper for making the intended Channel, Docks, Basins, Sewers, Piers, Jetties, Wharfs, and other Works and Conveniences hereby authorized to be made, and there to bore, dig, cut, trench, and drain, and also to remove, take, and carry away Earth, Clay, Stones, Soil, Rubbish, Trees, Roots of Trees, Beds of Gravel, or any other Matters or Things which may be dug or got in making, or which may hinder, prevent, or obstruct the making, carrying on, maintaining, or repairing the said Channel, Docks, Basins, Sewers, and other Works respectively, according to the true Intent and Meaning of this Act; and also, subject to the several Restrictions and Conditions in this Act mentioned and contained, to make Roads and other Ways, as well for the carrying and conveying of all manner of Materials necessary or intended for the making, erecting, finishing, altering, repairing, widening, enlarging, or improving the Works hereby authorized, and for the carrying and conveying of Goods, Wares, Merchandize, and other Things to and from the said Docks, and to place, lay, work, or manufacture any Materials on the Lands or Grounds adjoining to the Place or Places where the said Works or any of them shall be carrying on; and also, subject to such Restrictions and Provisions as aforesaid, to make, set out, and appoint such Towing Paths, Banks, Roads, and Ways for the towing, landing, or drawing of Vessels, Barges, Boats, Lighters, Rafts, and other Vessels passing upon the said Channel, Docks, and Basins, with Men and Horses or otherwise, and convenient Places for Barges, Boats, and other Vessels, and Rafts, to turn, lie, or pass each other in, as the said Commissioners shall think proper and expedient; and also to dig, take, and carry away any Soil, Clay, Gravel, Sand, or Stone which shall be proper, requisite, and convenient for the making, maintaining, and repairing the several Works aforesaid, or any of them, in or from the Grounds of any Person or Persons, such Lands, Fields, and Grounds not being Demesne Lands, a Garden, walled in Orchard, Yard, Park, or Paddock or Field inclosed with a Wall made of Lime Mortar, Stone or Brick, of the Height of Six Feet at least, Walk or Walks or Avenue to a House, or any Piece of Ground planted or set apart as a Nursery for Trees; and also to construct, erect, set up, make, and do all and every or any other Works, Matters, and Things whatsoever described or mentioned in the said Map or Plan or Books of Reference which they the said Commissioners shall think requisite and necessary or convenient for the making, completing, or repairing, improving, carrying on, maintaining, and using, the said Channel, Docks, Basins, Sewers, Streets, and Works, in pursuance of and within the true Intent and Meaning of this Act; they

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the said Commissioners, their Agents and Workmen, doing as little Damage as may be in the Execution of the several Powers to them hereby granted; and the said Commissioners making full Satisfaction as herein-after mentioned to all Persons and Corporations interested in any Lands which shall be taken, used, or injured for all Damages to be by them sustained in or by the Execution of all or any of the Powers hereby granted; and this Act shall be sufficient to indemnify the said Commissioners and all other Persons for what they or any of them shall do by virtue of the Powers hereby granted, subject nevertheless to such Provisions and Restrictions as are herein-after mentioned or contained.

Power to erect Warehouses, Wharfs, and Cranes.

IX. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, by themselves, their Agents, Officers, Workmen, Servants, and others, to construct, erect, build, and maintain, on the Lands and Grounds to be taken or purchased under the Provisions of this Act, such Quays or Wharfs for the loading or unloading of Goods, and such Sheds, Warehouses, Storehouses, Cranes, Weighing Machines, Buildings, and other Works adjoining or attached to the said Docks, as they shall deem necessary and expedient for the better Accommodation and Security of the Shipping resorting thereto and their Cargoes, and to surround and enclose the said Dock or Docks, Quays, Wharfs, Sheds, Warehouses, and other Buildings, or such of them as they shall think proper, by a strong and durable Wall or Railing, leaving only proper Spaces in such Wall or Railing for the necessary Cuts and proper Entrances and Gateways through the same.

Power to let Storehouses.

X. And be it further enacted, That for defraying the Expence of the said Sheds, Warehouses, Storehouses, Cranes, Weighing Machines, Buildings, and other Works for the Accommodation of the Trade of the said Harbour, the said Commissioners shall be and they are hereby authorized and empowered to demand reasonable Rents and Tolls from the Persons who may use or occupy the same: Provided always, that such Rents, after paying the original Cost and Repairs of the said Works, shall be applied generally towards the Purposes of the present Act.

Power to divert Course of the River of Dundalk.

XI. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, by themselves, their Agents, Workmen, and Servants, to alter, divert, deepen, and improve the Course or Channel of the River of *Dundalk* between the Bridge of *Dundalk* and the Point called the *Old Custom House Quay*, or any Part thereof, and to fill or block up the old Channel where the same may be necessary, and also to embank the said River on the South Side thereof, and to form and construct Quays, and a Depository for Ballast thereon, where the said Commissioners may consider necessary.

Commissioners to build good and substantial Bridges, &c.

XII. And whereas it may be necessary and expedient, for the Convenience and Accommodation of the Public, to make and build Draw, Swing, or other Bridges over the Entrances so to be made as aforesaid into the said Docks, for Carriages, Horses, and Passengers; be

be it therefore enacted, That it shall be lawful for the said Commissioners, and they are hereby directed and required, on making the said Entrances, where the same shall be a public Way or Thoroughfare, to make and build such good and substantial Draw and other Bridges for Carriages and Passengers over the said intended Entrances or any of them, and at such other Places as they shall deem necessary, and to keep the same in good and substantial Repair, and the said Commissioners shall be liable to be indicted for not making and keeping at all Times in substantial Repair the said Draw or other Bridges so to be made and maintained, and shall be further liable to pay the Costs of every such Prosecution, upon Conviction, in case it shall be proved upon Oath that the Commissioners for paving, lighting, watching, and cleansing the Town of *Dundalk* shall have made a Requisition in Writing for such Repairs Twenty-one Days previous to the Commencement of such Prosecution.

XIII. And be it further enacted, That it shall be lawful for the said Commissioners, with the Consent of the Commissioners for paving, lighting, watching, and cleansing the said Town of *Dundalk*, to cause all or any Sewers and Drains which shall be in or near the intended Situation of the said Quays or Docks, or any of the Basins, Cuts, or other Works which shall belong thereto, to be filled or stopped up, arched over, widened, or otherwise altered as they shall think necessary for making and completing the same Quays, Docks, Basins, Cuts, and other Works, so that they the said Commissioners do and shall, and they are hereby required, previous to the Time of stopping up the same, to make and build, in lieu of the said Sewers and Drains so to be filled or stopped up, other good Sewers and Drains of sufficient Depth and Width for carrying off the Water from the Lands and Premises adjoining or near the said Works, and as serviceable and convenient in all respects as the Sewers or Drains so to be filled or stopped up; provided that the said new Sewers, in case the same shall be within the Jurisdiction of the Commissioners for paving, lighting, watching, and cleansing the said Town of *Dundalk*, shall have been first certified and approved by such Commissioners under their Hand, or under the Hand of their Clerk or other Officer duly authorized by them.

Sewers may
be stopped.

XIV. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, Collegiate, or Ecclesiastical, Corporations Aggregate or Sole, Tenants in Tail or for Life, Husbands, Guardians, Trustees, and Feoffees in Trust for charitable or other Purposes, Committees, Executors, and Administrators, and all other Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts or Wards, whether Infants, Issue unborn, Lunatics, Idiots, or Femes Covert, who are or shall be seised or possessed of or interested in their own Right or entitled to Dower or any other Interest in, and to and for all and every other Person or Persons whomsoever who are, is, or shall be seised or possessed of or interested in any Houses, Buildings, Lands, Tenements, and Hereditaments comprised within the Limits described in the said Maps or Plans, and mentioned or referred to in the said Schedule, and of all Quayage, Wharfage, Tolls, Customs,

Incapacitated Persons
empowered
to sell Lands,
&c.

Customs, and other Dues payable thereout; which, or Part of which, shall be thought by the said Commissioners proper to be purchased, ~~to~~ contract for, sell, and convey the same, and every or any Part thereof, to the said Corporation; and all Contracts, Agreements, Bargains, Sales, Conveyances, and Assurances, Acts and Deeds, which shall be made by such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustee or Trustees, or other Person or Persons as aforesaid, shall be valid and effectual in the Law, any Law, Statute, or Custom to the contrary notwithstanding; and all Bodies Politic, Corporate, Collegiate, or Ecclesiastical, Corporation Aggregate or Sole, and all Persons whomsoever, so contracting or conveying as aforesaid, are hereby indemnified for or in respect of any such Sale which he, she, or they, or any of them, shall respectively make by virtue or in pursuance of this Act.

Where small
Parcels of
Lands are
intersected,
Commis-
sioners com-
pellable to
purchase
the Whole.

XV. And be it further enacted, That if, in making the Docks and other Works hereby authorized, any Part or Parts of any House or Building shall be required for the Purposes of this Act, or any Pieces or Parcels of Ground shall be cut through and divided so that what shall be left on each or either Side thereof shall be less than Half an Acre in Quantity, or less than Fifty Yards in average Breadth throughout the whole Length thereof, and if in the Cases of such Pieces or Parcels of Ground the Owner or Owners thereof shall not have any other Land or Ground adjoining to that which shall be so left on each or either Side thereof, then and in every such Case, provided the Owner or Owners or Person or Persons entitled to the Possession or to the Rents and Profits of the Houses, Buildings, and Hereditaments shall so require, but not otherwise, the said Commissioners shall also take and purchase the said Houses or Buildings, or the Piece or Parcel or Pieces or Parcels of Ground so left on each or either Side thereof, being less than Half an Acre in Quantity, or less than Fifty Yards in average Breadth throughout the whole Length thereof as aforesaid, the Value thereof to be ascertained in the same Manner as is directed concerning any Land or Ground to be taken and used for the Purposes of this Act; or in case such Owner as aforesaid shall have any Land adjoining to that which shall be so left, he may require the said Commissioners, at their own Expence, to throw the same into the adjoining Land of such Owner by removing the Fences and levelling the Sites thereof, and soiling the same in a sufficient and workmanlike Manner, and if Meadow or Pasture seeding down the same.

Conveyance
of Lands by
Lords of
Manors.

XVI. And be it further enacted, That in all Cases wherein, in the Execution of the Powers of this Act, there shall be Occasion to cut, take, or use any Common or Waste Land, or any other Lands which shall be charged with or subject or liable to the Exercise of any Right or Privilege of Common thereupon, and whether such Common or Commonable Rights be appendant, appurtenant, or in gross, and whether the same be created or be then subsisting by Grant, Prescription, Custom, or otherwise howsoever, the Conveyance of such Common or Waste Land, or other Lands as aforesaid, by any Corporation or Person having such Estate or Interest in the Manor wherein such Common or Waste Land shall be situate, (or if the same shall not be the Waste
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of any Manor, then having such Estate or Interest in the Soil of the said Lands as the Corporations and Persons who are by this Act enabled to sell other Lands have in such Lands, and which Conveyance may be of the like Form as by this Act is directed to be used in the Case of Conveyance of other Lands,) shall be a good and sufficient Conveyance to the said Commissioners for the Purpose of vesting in them the Fee Simple and Inheritance of such Common or Waste Land or other Lands, as fully and effectually as if every Person having Right of Common or Waste Land or other Lands were seised thereof in Fee Simple in Possession, and had joined in and executed such Conveyance; and the Compensation to be paid for the Extinguishment of any Right of Common upon any such Common or Waste Land shall be ascertained by the Churchwardens for the Time being of the Parish wherein such Commons or Waste Land shall be situate, and shall be by such Churchwardens received and applied for such general or public Purposes within the said Parish as a Vestry thereof, to be convened by such Churchwardens for that Purpose, shall direct; and in Cases where any such Commonable or other Rights shall extend over and be exercised or enjoyed out of or upon any other Lands than such Common or Waste Lands, the Compensation for the Relinquishment thereof shall be paid to the Party or Parties having such Estate or Interest as aforesaid in the said Commonable or other Rights, or in any Lands whereunto the same shall be appendant or appurtenant, or otherwise (as the Case may require) deposited in the Bank of *Ireland* in manner by this Act directed; provided that in all Cases where any such Manor is vested in Freeholders or Inhabitants at large, or in any greater Number of Persons than Four, or where it is not known to what Lord such Manor belongs, or in what Manor such Common or Waste Lands are situate, the Conveyance by Three at least of the Freeholders whose Lands (whether absolute in them, or such as would capacitate them to convey such Lands if wanted for the Purposes of such Act) shall entitle such Freeholders to Common Right in or over such Common or Waste Lands or other Lands, and whose said Lands shall amount in yearly Value to Three Fifth Parts at least of the Whole of the Lands which have such Common Right, shall also in like Manner be good and sufficient Conveyance to the said Commissioners for the Purpose of vesting in them the Fee Simple and Inheritance of so much and such Part of such Common or Waste Lands or other Lands as they may from Time to Time require or take, free from all Rights of Common, and other Rights, Estates, Titles, Charges, and Incumbrances whatsoever.

XVII. And be it further enacted, That where any Lands purchased or intended to be purchased by the said Commissioners shall be subject, solely or jointly with other Land not intended to be purchased, to or with any Quit Rent, Crown Rent, Rent Service, Rent-charge, or Chief Rent, or other Rents, Payments, or Incumbrances, it shall be lawful for the said Commissioners to contract and agree for the Release of the Lands so purchased or intended to be purchased from such Rent, Payment, or Incumbrance, and also (where necessary) for an Apportionment of such Rent, Payment, or Incumbrance, for such Sum as shall be agreed upon between the said Commissioners and the Party

Power to purchase the Release of Lands wanted from the Rents charged thereon.

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who, under the Provisions of this Act, shall agree to sell or apportion the same, and which Agreement may be entered into by all Corporations and other Persons by this Act authorized and empowered to sell and convey Lands; and in case any Difference shall arise respecting the Value of such Rent, Payment, or Incumbrance, or respecting the Apportionment thereof, the same shall be determined by a Jury, if required, in like Manner as the Price of Lands is by this Act directed to be settled in case of Dispute as to the Value thereof, which Jury shall assess and determine the Value of the Rent, Payment, or Incumbrance affecting the Lands intended to be purchased, and shall also (where necessary) apportion the Rent, Payment, or Incumbrance affecting the Lands jointly subject to Rent, Payment, or Incumbrance, as herein-before mentioned, according to the respective Values of the Lands purchased or intended to be purchased, and of the Lands not purchased or intended to be purchased, by the said Commissioners; and all Contracts, Conveyances, and Assurances which shall be made by and between or to the said Commissioners and any such Party as aforesaid respecting such Release (and which may be of the like Forms or to the like Effect, *mutatis mutandis*, respectively, as by this Act is directed to be used in the Case of Conveyances of Lands,) shall be valid and effectual in the Law, and shall extinguish the Whole or a proportionate Part of such Rent, Payment, or Incumbrance, as the Case may be: Provided always, that when any of the Lands purchased by the said Commissioners shall be released from any Rent, Payment, or Incumbrance affecting the same jointly with other Lands not purchased by the said Commissioners, such last-mentioned Lands shall be charged only with the Remainder of such Rent, Payment, or Incumbrance; and such Apportionment shall not prejudice the Title to the remaining Rent, or the Remedies for such Remainder, but the same shall at all Times thereafter remain as effectual as if the Lands not so purchased had been originally charged with that Amount only: Provided also, that when a Part of any Rent, Payment, or Incumbrance shall be released it shall be lawful for the said Commissioners, on Tender for that Purpose of any Deed or Instrument creating or transferring such Rent, Payment, or Incumbrance, to affix a Memorandum endorsed on such Deed or Instrument, under the Hands and Seals of at least Three of the said Commissioners, declaring what Part of the Lands originally subject to such Rent, Payment, or Incumbrance shall have been purchased by virtue of this Act, and what Proportion of the said Rent, Payment, or Incumbrance shall have been released, and also declaring the Amount of the Rent, Payment, or Incumbrance which shall continue payable; and such Memorandum shall be Evidence in all Courts of the Facts therein stated, and shall not exclude any other Evidence of the same Fact: Provided also, that where any Money shall be directed to be paid for the Release from any Rent, Payment, or Incumbrance of any Lands belonging to any Person not being seised in Fee Simple such Money shall always be paid by a Sum in gross.

Mortgages,
on Tender of
Principal and
Interest, to
convey.

XVIII. And be it further enacted, That all and every Mortgagee or Mortgagees of such Houses, Buildings, Lands, Quays, Tenements, and Hereditaments as shall be purchased or taken by virtue of this Act, or any Parts or Shares thereof, (not being in possession thereof

thereof by virtue of such Mortgage or Mortgages,) shall, on Tender of the Principal and Interest due thereon, together with the Amount of Six Calendar Months Interest on the said Principal Money, by the said Commissioners, or by such Person or Persons as the said Commissioners shall appoint, immediately convey, assign, and transfer such Mortgage or Mortgages to the said Commissioners or to such Person or Persons as they shall appoint, or in case such Mortgagee or Mortgagees shall have Notice in Writing from the said Commissioners, or from such other Person or Persons as they shall appoint, that they will pay off and discharge the Principal Money and Interest which shall be due on the Mortgage or Mortgages at the End or Expiration of Six Calendar Months, to be computed from the Day of giving such Notice, then at the End of the said Six Calendar Months, on Payment of the Principal and Interest so due, such Mortgagee or Mortgagees shall convey, assign, and transfer his, her, or their Interest in the Premises to the said Commissioners, or to such Person or Persons as shall be appointed as aforesaid in Trust for them; and in case such Mortgagee or Mortgagees shall refuse to convey or assign as aforesaid, on such Tender or Payment, then, upon Payment of the Principal Money and Interest due on any such Mortgage or Mortgages as aforesaid into the Bank of *Ireland*, all Interest on every such Mortgage shall from thenceforth cease and determine: Provided always, that in case the Sum due upon any such Mortgage or Mortgages, with all Interest thereon, shall amount to more than the real Value of the Houses, Buildings, Lands, Tenements, or Hereditaments, or the Part or Parts thereof which shall be taken for the Purposes of this Act, such Value to be ascertained in manner herein-before directed, then the said Commissioners shall not be liable to pay the Mortgagee or Mortgagees more than the real Value of such Premises, to be determined as herein-after mentioned.

XIX. And be it further enacted, That in case any such Mortgagee or Mortgagees shall refuse or neglect to convey or assign as aforesaid, then, upon Payment of the Principal Money and Interest due on any such Mortgage as aforesaid into the Bank of *Ireland* in the Manner herein-before mentioned, at the End of Six Calendar Months from the Day of giving such Notice as aforesaid, for the Use of the Mortgagee or Mortgagees, the Cashier or Cashiers of the Bank of *Ireland* shall give a Receipt or Receipts for the said Money in like Manner as herein directed in case of other Payments into the Bank, and thereupon all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand whatsoever of the said Mortgagee or Mortgagees, and also of every Mortgagor or Owner of the same Premises, provided that the Estate and Interest of every such Mortgagor or Owner therein shall have also been purchased or taken by virtue of this Act, and of all and every Person or Persons in Trust for him, her, or them, shall vest in the said Commissioners, and they shall be deemed to be in the actual Possession of the Premises comprised in such Mortgage or Mortgages, to all Intents and Purposes whatsoever: Provided also, that if the Money and Interest due in respect of any Mortgage or Mortgages of the said Houses or Buildings, Lands, Tenements, and Hereditaments, or Part or Parts thereof,

Upon Payment of Principal and Interest into the Bank the Premises to vest in the Commissioners.

thereof, which shall be purchased or taken by virtue of this Act, shall amount to more than the real Value of the Premises charged therewith, or such of them or such Part or Parts thereof as shall be purchased or taken by virtue of this Act, such Mortgagee or Mortgagees shall, upon Payment or Tender of the Sum to be ascertained as the Value of the Houses, Buildings, Lands, Tenements, and Hereditaments, or Part or Parts thereof, to be purchased or taken as aforesaid; forthwith convey, assign, or transfer his, her, or their Interest in such Houses, Lands, Tenements, and Hereditaments, or Part or Parts thereof, to the said Commissioners, or to such Person or Persons as shall be appointed as aforesaid; and in default of so doing, and on Payment of such Money into the Bank of *Ireland*, for the Use of the Mortgagee or Mortgagees, the Cashier or Cashiers of the Bank shall give such Receipt or Receipts as aforesaid, and thereupon all the Estate, Right, Title, Interest, Property, Claim, and Demand of the said Mortgagee or Mortgagees, and all and every Person or Persons in Trust for him, her, or them, in the said Houses, Buildings, Lands, Tenements, and Hereditaments, or Part or Parts thereof, the Value whereof shall have been so ascertained and paid into the Bank as aforesaid, shall vest in the said Commissioners; and such Sums of Money shall be deducted from the Amount of the Principal and Interest due to such Mortgagee or Mortgagees.

Mortgagees
to convey.

XX. And be it further enacted, That if the Money and Interest due in respect of any Mortgage or Mortgages of the said Houses, Buildings, Lands, Tenements, and Hereditaments, or Part or Parts thereof, which shall be purchased or taken by virtue of this Act, shall amount to more than the Value of the Premises charged therewith, or of such of them or of such Part or Parts thereof as shall be purchased or taken by virtue of this Act, the Mortgagor or Mortgagors, or other Person or Persons entitled to the Redemption thereof, shall, upon Payment or Tender of the Sum to be awarded or assessed as the Value of the Houses, Buildings, Lands, Tenements, and Hereditaments, or Part or Parts thereof, to be purchased or taken as aforesaid, forthwith, without any Consideration, convey, assign, or release his, her, or their Right, Equity of Redemption, and Interest in such Houses, Buildings, Lands, Tenements, and Hereditaments, or Part or Parts thereof, to the said Corporation, or to such Person or Persons as shall be appointed as aforesaid, and in default of so doing shall be and are hereby barred and foreclosed from all Right or Equity of Redemption of and in the same Premises, and all the Estate, Right, Title, Interest, Property, Claim, and Demand of him, her, or them, and every Person or Persons in Trust for him, her, or them, in the said Premises, shall vest in the said Commissioners.

Directing in
what Manner
Disputes
between the
Commis-
sioners and
certain Mort-

XXI. And be it further enacted, That in all Cases in which any Lands subject to any Mortgage shall be required for the Purposes of this Act, which Lands shall be of less Value than the Principal Monies, Interest, and Costs secured thereon, or in which a Part only of any Lands subject to any Mortgage shall be required for the Purposes of this Act, and the Mortgagee thereof shall not consider
the

the remaining Part of such Lands to be a sufficient Security for the Money charged thereon, or shall not be willing to release the Part required for the Purposes of this Act from the Principal or Mortgage Money, and all Interest due or to become due thereon, and all Costs, the Value of such Lands, or (as the Case may be) of such Parts of the said Lands, as shall be required for the Purposes aforesaid, and also the Compensation (if any) for any Damage done, shall be settled and agreed upon between such Mortgagee and the Person entitled to the Equity of Redemption of such Lands on the one Part, and the said Commissioners on the other Part; and in case of any Difference between them, then such Value and Compensation shall be determined by the Verdict of a Jury, in the same Manner as in other Cases of Difference; and the Amount of such Value and Compensation, being so agreed upon or determined as aforesaid, shall be paid to such Mortgagee in satisfaction of his Claim, so far as the same will extend, and such Mortgagee shall thereupon assign and transfer all his Interest in such mortgaged Lands, or in case of his neglecting or refusing so to do, then the Amount of such Value and Compensation shall be paid into the Bank of *Ireland* to the Credit of such Mortgagee, as by this Act is provided in Cases of a like Nature; and such Payment to the Mortgagee, or into the Bank as last aforesaid, shall be and be accepted in satisfaction of the Claim of such Mortgagee, so far as the same will extend, and also in full Discharge and Exoneration of such Part of the said mortgaged Premises as shall be so taken, from all Principal and Interest and other Money due or secured thereon: Provided nevertheless, that, notwithstanding any thing herein contained, all such Mortgagees shall have the same Powers or Remedies for recovering or compelling Payment of their Mortgage Money, or the Residue thereof (as the Case may be), or the Interest thereof respectively, upon and out of the Residue of the mortgaged Lands not required for the Purposes aforesaid, as they would otherwise have had or been entitled to for recovering or compelling Payment thereof upon or out of the whole of the Lands originally comprised in such Mortgage.

XXII. And be it further enacted, That if any such Body or Bodies Politic, Corporate, Collegiate, or Ecclesiastical, Corporation Aggregate or Sole, Tenant for Life or Years, or in Fee Tail, General or Special, Feoffees in Trust for charitable or other Purposes, Husbands, Guardians, Committees, or Trustees, or any other Owners, Proprietors, or Occupiers, or other Person or Persons seised or possessed of or interested in any such Houses, Buildings, Lands, Tenements, Quays, Tolls, Hereditaments, or Share or Shares, Estate or Estates, Interest or Interests therein as aforesaid, for and on his, her, or their Part or Parts, or for or on the Part or Parts of his, her, or their Cestuique Trusts or Wards, or of any other incapacitated Person or Persons as aforesaid, or any Person or Corporation injured by the Work of the said Commissioners, shall refuse to accept such Purchase Money, Satisfaction, or Recompence, or other Compensation, as shall be offered by the said Commissioners, or any Person or Persons authorized by them in their Behalf, or if any Body or Bodies Politic, Corporate, Collegiate, or Ecclesiastical, Corporation Aggregate or Sole, Trustee or Trustees, or any Person or Persons seised, possessed, or interested as aforesaid, shall (Notice in Writing signifying the Intention of the Commissioners

[Local.]

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to

gagees shall be settled.

If the Parties refuse or are unable to treat, the Ballast Master to issue a Precept for impannelling a Jury.

to contract for the Purchase thereof having been given to the principal Officer or Officers of such Body or Bodies Politic, Corporate, Collegiate, or Ecclesiastical, Corporation Aggregate or Sole, or to such Trustee or Trustees, Person or Persons respectively, or in case of their being absent from the United Kingdom or not to be found, then left at the last or usual Place or Places of his, her, or their Abode, or with the Tenant or Tenants, Occupier or Occupiers of such Houses, Buildings, Lands, Tenements, or Hereditaments, or affixed upon the same Premises,) for the Space of One Calendar Month next after such Notice neglect or refuse to treat or agree, or shall not agree, or by reason of Absence or Disability cannot agree, with the said Commissioners, or with any Person or Persons authorized by them, or make such Agreement as shall be convenient for promoting the Purposes of this Act for the Sale and Conveyance of such Houses, Buildings, Lands, Tenements, Quays, Tolls, or Hereditaments, or their respective Shares, Estates, and Interests therein, or cannot be found or known, or shall not produce and evince a clear Title to the Premises they are in Possession, or to the Interest they shall claim therein, to the Satisfaction of the said Commissioners, or of the Person or Persons so authorized by them, then and in every such Case the Ballast Master of the said Commissioners shall and he is hereby empowered from Time to Time to issue a Warrant or Warrants, Precept or Precepts, directed to the Sheriff of the County of *Louth*, and in case such Sheriff or Under Sheriff shall be one of the said Commissioners, or enjoy any Office of Trust or Profit under them, or shall be in anywise interested in the Matter in question, then to any of the Coroners of said County not interested as aforesaid, or if all the Coroners shall be so interested, then to some Person or Persons then living in the said County, and free from personal Disability, who shall have filled the of Sheriff or Coroner in the said County, and not interested as aforesaid, (a Person having more recently served either Office being always preferred,) and the said Sheriff, Under Sheriff, Coroner, or other Person is hereby authorized, directed, and empowered accordingly to impanel, summon, and return a competent Number of indifferent Persons qualified according to the Laws in force in *Ireland* to serve as Special Jurors on Juries for the Trials of Issues joined in Her Majesty's Courts of Record at *Dublin*, not less than Twenty-one or more than Forty, to come and appear before the said Sheriff at such Time and Place as in such Warrant or Precept shall be appointed; and out of the Persons so to be impanelled, summoned, and returned, or out of such of them as shall appear, a Jury of Twelve Men shall be drawn by the said Sheriff, in such Manner as Jurors for the Trial of joint Issues joined in Her Majesty's Courts of Record in *Dublin* are directed to be drawn; and in default of a sufficient Number of Jurymen the said Sheriff, Under Sheriff, Coroner, or other Person shall return other substantial and indifferent Men of the Bystanders, or of others who can be speedily procured to attend that Service, being so qualified as aforesaid, to make up the said Jury to the Number of Twelve; and all Parties concerned shall and may have their lawful Challenges against any of the said Jurymen, but shall not be at liberty to challenge the Array; and the Sheriff is hereby authorized and empowered, from Time to Time as Occasion shall require, by Precept or Precepts, to summon and call before him

all and every or any Person or Persons who shall be thought necessary and proper to be examined as Witness or Witnesses, on his or their Oath or Oaths, touching or concerning the Premises; and the said Sheriff, Under Sheriff, Coroner, or other Person shall and may, on the Application of either Party, authorize the said Jury, or any Six or more of them, to view the Place or Places and Premises in question, in such Manner as he or they shall direct; and the said Sheriff, Under Sheriff, Coroner, or other Person shall have Power to adjourn from Day to Day, as Occasion shall require, and to command such Jury, Witness, and Parties to attend until all such Affairs for which they were summoned shall be concluded; and the said Jury, upon their Oaths (which Oaths, as well as the Oaths of such Person or Persons as shall be called upon to give Evidence, the said Sheriff is hereby empowered and required to administer), shall inquire of, assess, and ascertain, and give a Verdict for the Sum or Sums of Money to be paid for the Purchase of or a Satisfaction or Recompence for either the Entirety of such Houses, Buildings, Lands, Quays, Quayage, Tenements, or Hereditaments, or for any Share or Shares, Estate or Estates, Interest or Interests therein, and the Compensation which shall be made in respect of any Injury or Damage whatsoever to be lost or sustained by any such Body or Bodies or Person or Persons; and the said Sheriff, Under Sheriff, Coroner, or other Person shall give Judgment for such Purchase Money, Satisfaction, Recompence, or Compensation so to be assessed; which said Verdict or Verdicts, and the said Judgment or Judgments thereupon, shall, as to the Value and Compensation thereby awarded, be binding and conclusive to all Intents and Purposes upon the said Commissioners, and all Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, and upon all other Persons, except in such Cases as are herein-after mentioned: Provided always, that not less than Twenty-one Days Notice in Writing be given to the said Party or Parties with whom such Controversy shall arise, by leaving such Notice at the Dwelling House of such Person or Persons, or of the Clerk or Agent or Head Officer of any such Body Politic, Corporate, Collegiate, or Ecclesiastical, or Corporation Aggregate or Sole, or in case of their being absent from the United Kingdom, or not to be found, then with some Tenant or Occupier of the Premises intended to be valued, or respecting which any Controversy shall arise: Provided also, that in all such Cases the Party claiming such Satisfaction or Compensation shall be the Plaintiff, and shall be entitled to all such Advantages and Privileges as Plaintiffs are, in Actions tried in any of Her Majesty's Courts of Record in *Dublin*, by Law entitled; and provided further, that not less than One Calendar Month's Notice in Writing be given to the said adverse Party of the Quantity of Land and Hereditaments, or of the particular Tenements and Premises, intended to be purchased by the said Commissioners, the same to be distinguished by proper Metes and Bounds.

XXIII. And be it further enacted, That any Justice of the Peace for the said County of *Louth* shall have Power from Time to Time to impose any reasonable Fine, not exceeding the Sum of Ten Pounds, on such Sheriff or his Under Sheriff, Deputy or Deputies, Bailiffs or Agents, Coroner, or other Person as aforesaid respectively making

Fines on Sheriffs, Jury, and Witnesses for Nonattendance.

making default in the Premises, and on any of the Persons who shall be summoned to give Evidence touching any of the Matters aforesaid, and shall not attend, or attending shall refuse to be sworn or to affirm, to be examined or to give Evidence as a Witness.

Juries to be under the same Regulations as in the Courts at Dublin.

Persons giving false Evidence to be punished.

XXIV. And be it further enacted, That every such Jury and Juryman as aforesaid shall be under and subject to the same Regulations, Pains, and Penalties as if such Jury or Juryman had been returned for the Trial of any Issue joined in any of Her Majesty's Courts of Record in *Dublin*; and all and every Person who, on any Examination to be taken by virtue of this Act, shall wilfully give false Evidence upon Oath before the said Sheriff, or before any such Jury as aforesaid, shall and may be prosecuted for the same, and upon Conviction thereof shall be subject to such Punishments and Disqualifications as any Person or Persons can or may be subject to for wilful and corrupt Perjury by any Law or Statute in force in *Ireland*.

Persons requesting Juries to enter into Bonds to prosecute their Complaint.

XXV. And be it further enacted, That all Parties with whom the said Commissioners shall have any Dispute for or in respect of Compensation for any Damage done shall, before the said Commissioners shall be obliged to issue out their Warrant for summoning of such Jury, enter into a Bond to the Treasurers of the said Commissioners, in a Penalty of One hundred Pounds, to prosecute his Complaint, and to bear and pay his Proportion of the Costs and Expences of summoning and returning such Jury, and taking such Verdict, and of the summoning and Attendance of Witnesses, in case any Part of such Costs and Expences shall fall upon them.

Verdicts to be recorded.

XXVI. And be it further enacted, That the said Verdicts and Judgments, being first signed by the said Sheriff, Under Sheriff, Coroner, or other Person, presiding at the taking of such Verdict and pronouncing of such Judgment respectively, shall be kept by the Clerk of the Peace for the County or Place in which the Matter of dispute shall have arisen, among the Records of the Quarter Sessions for such County or Place, and shall be deemed Records to all Intents and Purposes, and the same, or true Copies thereof, shall be allowed to be good Evidence in all Courts whatsoever, and all Persons shall have Liberty to inspect the same, paying such Clerk of the Peace for such Inspection the Sum of One Shilling, and also to take or make Copies thereof, paying to the said Clerk of the Peace for every Copy after the Rate of Sixpence for every One hundred Words.

Verdict of Value of Lands, &c. and Damages to be ascertained separately.

XXVII. And be it further enacted, That the said Sheriff and Juries shall award all Determinations, Judgments, and Verdicts which they shall make and give in the Execution of the Powers hereby vested in them concerning the Value of Houses, Buildings, Lands, Tenements, and Hereditaments, or any Share or Shares, Estate or Estates, Interest or Interests therein, separately and distinctly from the Consideration of any other Loss or Damage sustained or to be sustained by any Person or Persons in consequence of the Execution of any of the Powers of this Act, and shall distinguish the Value set upon the Houses, Buildings, Lands, Quays, Docks, Tenements, and Hereditaments, or Share or Shares, Estate or Estates, Interest or Interests therein,

200*l.* and
upwards.

any Estate or Estates, Interest or Interests therein, purchased by virtue of the Powers of this Act, which shall belong to any Body Politic, Corporate, Collegiate, or Ecclesiastical, Corporation Aggregate or Sole, Tenant for Life or in Tail, Trustee, Feme Covert, Infant, Lunatic, Idiot, Cestuique Trust, or Person or Persons under any other Disability or Incapacity, 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 *Ireland* in the Name and with the Privity of the Accountant General of the said Court of Chancery, to be placed to his Account there, "*Ex parte* the Commissioners for preserving and improving the Port and Harbour of *Dundalk*," 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 or Persons who would have been entitled to the Rents and Profits of the said Houses, Buildings, Lands, Tenements, or Hereditaments, towards the Discharge of any Debt or Debts or other such Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Houses, Buildings, Lands, Tenements, or Hereditaments, or affecting other Houses, Buildings, Lands, Tenements, 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 or Approbation of the said Court, in the Purchase of other Houses, Buildings, Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Houses, Buildings, Lands, Tenements, and Hereditaments which shall be so purchased, taken, or used for the Purposes of this Act 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 Chancery, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Government Stock; and in the meantime, and until the said Stock shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce thereof shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being be entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased in case such Purchase or Settlement were made.

Application
when less
than 200*l.*
and more
than 20*l.*

XXX. And be it further enacted, That if any Money so contracted or agreed or awarded to be paid for any Houses, Buildings, Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes of this Act, and belonging to any Body Corporate, Collegiate, or Ecclesiastical, Corporation Aggregate or Sole, Tenant for Life or in Tail, Trustee, Feme Covert, Infant, Lunatic, Idiot, Cestuique Trust, or other Person or Persons under 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 or Persons for

for the Time being entitled to the Rents and Profits of the Houses, Buildings, Lands, Quays, Tolls, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, or other Person or Persons acting as such, to be signified in Writing under their respective Hands, be paid into the Bank of *Ireland* in the Name and with the Privity of the said Accountant General of the Court of Chancery, 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, of Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by the said Commissioners, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties,) in order that such Principal Money, and the Dividends arising therefrom, may be applied in manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

XXXI. And be it further enacted, That where such Money to be paid as next before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Persons who would for the Time being have been entitled to the Rents and Profits of the Houses, Buildings, Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, as the said Commissioners shall think fit; or, in Cases of Infancy, Lunacy, or Idiocy, then to his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, or other Person or Persons so entitled respectively; and the Receipt or Receipts of the Person or Persons to whom the said Commissioners shall direct the same to be paid shall be sufficient Discharges for the same.

Application
when Money
under 20*l.*

XXXII. And be it further enacted, That in case any Difference shall arise between the said Commissioners and any of the Owners or Occupiers of the Property to be taken for the Purposes of this Act as to the Amount or Value of the Damages done by the said Commissioners, their Agents or Workmen, to such Property, in the Execution of any of the Powers of this Act, and such Difference cannot be adjusted and settled between the said Parties, the same shall be ascertained and determined by some One or more Justice or Justices of the Peace for the County or Place in which such Lands shall be, who, upon Application made to them by both or either of the said Parties, shall examine into the Matter in dispute, and shall determine and settle the Amount of Compensation which shall be payable by the said Commissioners, provided such Compensation do not exceed the Sum of Twenty Pounds; and the said Justices are hereby authorized and required, on Nonpayment of the said Damages for the Space of Ten Days after the same shall become due, to levy such Damages, and all Charges respecting the same, by Distress and Sale of the Goods and Chattels of the said Commissioners, in the same Manner as by this Act is directed with respect to the Recovery of Compensation for other Damages done by the said Commissioners.

Settling
Disputes as
to Damages
to a small
Amount.

XXXIII. And

Compensation to be made for temporary Damages.

XXXIII. And whereas in making and executing the said Works by this Act authorized it may be necessary for the said Commissioners, their Agents and Workmen, to enter upon and take temporary Possession of some Parts of the Lands adjoining the said Works, for the Purpose of laying or depositing thereon the Earth, Clay, and other Materials which shall have been taken out in excavating and deepening the said River of *Dundalk*, and in executing the other Works by this Act authorized to be done; but inasmuch as a Jury summoned as directed by this Act to assess a Compensation for the Damage and Injury done to such adjoining Lands by the Exercise of the Powers and Authorities by this Act granted cannot, either upon View, or from Evidence, form a just Opinion of the permanent Injury which will be sustained by the Owners or Proprietors of such adjoining Lands by the Exercise of the Powers and Authorities aforesaid, until the Works shall have been completed, it is expedient that the said Commissioners, their Agents and Workmen, should be empowered to enter upon such adjoining Lands for the Purposes aforesaid without previously making such Payment, Tender, or Investment of Money as herein-before mentioned; be it therefore enacted, That, notwithstanding any thing in this Act contained, it shall be lawful for the said Commissioners, their Agents and Workmen, and they are hereby empowered, to enter upon the Lands of any Person or Corporation whatsoever adjoining or lying near to the said Works by this Act authorized to be made and maintained, or any of them, or any Part thereof respectively, for the Purpose of depositing upon such Lands or any Part thereof respectively any Soil, Gravel, Clay, Sand, Stone, or other Materials which shall have been excavated in deepening the said River, and executing the other Works by this Act authorized and empowered to be done, and to dig, take, and carry away, out of and from such adjoining Lands or any Part thereof, any Soil, Gravel, Clay, Sand, Stone, or other Materials which can or may be found or got therein, and which may be requisite or convenient for making the said Works, without having previously made such Payment, Tender, or Investment as herein-before mentioned; they the said Commissioners, their Agents and Workmen, doing as little Damage as may be in the Exercise of the several Powers thereby granted to them, and making Compensation for such temporary Occupation of the said Lands, and for any Injury to any Crop or Dressing thereon, to the Owners or Occupiers thereof; such Compensation, in case the Parties differ about the same, to be settled and recovered in manner herein-before provided in Cases of Disputes as to Damages to a small Amount: Provided always, that the said Commissioners shall and they are hereby required, within One Calendar Month after the said Works are completed, to make such Compensation and Satisfaction for the permanent Damage or Injury (if any) which may have been done to the said Lands by the Exercise of any of the Powers and Authorities aforesaid, in the same Manner as in this Act is directed in other Cases of permanent Damage or Loss occasioned by the said Commissioners: Provided always, that it shall not be lawful for the said Commissioners to make such temporary Use of any such Lands as aforesaid lying at a greater Distance than One hundred Yards from the said Works, nor to make Bricks or place a Steam Engine upon any of such Lands at any
Place

Place which shall not be distant at least Five hundred Yards from any Mansion, without the Leave of the Owner or Occupier of such Mansion in Writing first obtained for that Purpose: Provided also, that before it shall be lawful for the said Commissioners to make temporary Use as aforesaid of the Lands adjoining to or lying near the said Works, the said Commissioners shall and they are hereby required to give Fourteen Days Notice of such their Intentions to the Owners or Occupiers of such Lands, and to separate and set apart, by sufficient Railings or Fences, so much of the Lands as shall be required to be so used as aforesaid from the other Lands adjoining thereto: Provided always, that before entering upon any such Lands for such temporary Purpose as aforesaid the said Commissioners shall, if required by the Owner or Occupier thereof, find Two sufficient Persons, who shall enter into a Bond to such Owner or Occupier in a Penalty of the Amount of Fifty Pounds *per* Acre, conditioned for the Payment of such Compensation, such Securities to be approved of by Two Justices of the Peace of the said County of *Louth*, in case the Parties differ about the same.

XXXIV. And be it further enacted, That in any Case where the Person or Persons to whom such Sum and Sums of Money shall be so awarded as aforesaid shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Commissioners, or shall refuse to execute such Conveyance or Conveyances, or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Houses, Buildings, Lands, Tenements, or Hereditaments be not known or cannot be found, then and in every such Case it shall be lawful for the said Commissioners to order the said Sum or Sums of Money so awarded to be paid into the Bank of *Ireland* in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Houses, Buildings, Lands, Tenements, and Hereditaments, (describing them,) subject to the Order, Control, and Disposition of the said Court; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of proceeding, or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, or to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title, or Interest of the Person or Persons making claim thereto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *Ireland* who shall receive such Sum and Sums of Money is and are hereby required to give a Receipt for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any Sum or Sums of Money into the Bank as aforesaid.

In Cases where Titles are deficient, Money to be paid into the Bank.

XXXV. And be it further enacted, That where any Question shall arise touching the Title of any Party or Parties to any Money to be paid into the Bank of *Ireland* in pursuance of this Act, for the

[*Local.*]

32 G

Purchase

In case of not making out Title, Interest of Money paid

into the Bank shall be paid to Person who was in Possession of Premises when bought.

Purchase of any Houses, Buildings, Lands, Tenements, or Hereditaments, or any Part thereof, or of any Estate, Right, or Interest therein to be purchased or taken in pursuance of this Act, or for Compensation for Damages sustained by any Person or Persons in executing the Works contemplated by this Act, or to any Government Stock to be purchased with any such Money, or to the Dividends of any such Stock, the Party or Parties who shall have been in possession of such Houses, Buildings, Lands, Tenements, or Hereditaments at the Time of such Purchase or Injury shall be deemed and taken to have been lawfully entitled to such Houses, Buildings, Lands, Tenements, or Hereditaments, or Part, Estate, Right, or Interest therein, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Chancery; and the Dividends of the said Stock shall be paid, applied, and disposed of accordingly, unless it shall appear to the said Court that such Possession was a wrongful Possession, and that some other Party or Parties was or were lawfully entitled to such Houses, Buildings, Lands, Tenements, or Hereditaments, or to some Part, Estate, or Interest therein.

Court of Chancery may order reasonable Expences of Purchases and Costs to be paid by the Commissioners.

XXXVI. And be it further enacted, That where, by reason of any Disability or Incapacity of any Person or Corporation entitled to any Houses, Buildings, Lands, Tenements, or Hereditaments to be purchased, taken, or used under the Authority of this Act, or from any other Cause, the Purchase Money for any such Lands, Houses, Quays, Tenements, or Hereditaments to be purchased, taken, or used under the Authority of this Act, or from any other Cause, the Purchase Money for any such Lands, Houses, Quays, Tenements, or Hereditaments, or any Money to be paid by way of Recompence or Compensation for any Damage or Injury done to the same, shall be required to be paid into the Bank of Ireland, it shall be lawful for the said Court of Chancery to order the reasonable Costs, Charges, and Expences attending any such Purchase, taking, or using of such Houses, Buildings, Lands, Tenements, or Hereditaments, or which may be incurred in investigating or showing forth the Title thereto, or in any way relating to or in consequence thereof, and also all the Costs, Charges, and Expences of the Investment of such Purchase or Compensation Money in Government or Real Securities purchased therewith, and in the Purchase of other Lands or Hereditaments, together with the necessary Costs, Charges, and Expences of obtaining the proper Orders, and of all other Proceedings for such Purposes, and for the Payment of the Dividends and Interest of the Government or Real Securities upon which such Purchase or Compensation Money may be invested, and for the Payment out of Court of the Principal of such Purchase or Compensation Money, or of the Government or Real Securities aforesaid, to be paid by the said Commissioners; and the said Commissioners shall from Time to Time pay such Sums of Money for the Costs, Charges, and Expences herein-before mentioned as the said Court shall direct.

Costs of making out Titles to be

XXXVII. And be it further enacted, That all the Costs, Charges, and Expences, on the Part as well of the Seller as of the Purchaser, of all Conveyances and Assurances of any Lands which shall be

be purchased or taken by the said Commissioners for the Purposes of this Act, and of any outstanding Terms or Interests therein, and of deducing, evidencing, and verifying such Title as the Commissioners may require to the said Lands, Terms, or Interests, and of making out and furnishing such Abstracts and such attested Copies as the said Commissioners may require, and all Expences whatsoever incident to the Investigation, Deduction, and Verification of such Title, shall be exclusively borne and paid by the said Commissioners; and the said Commissioners, before entering into Possession of the Lands so purchased or taken, shall pay the Amount of such Costs, Charges, and Expences, or, in case there shall be any Dispute about the same, shall obtain such Order as herein-after mentioned for the Taxation thereof, and shall not be at liberty to enter upon or to retain any such Lands while any such Costs, Charges, and Expences ascertained to be due from them shall remain unpaid: Provided always, that the said Commissioners shall not be prevented from entering into Possession of the Land so purchased by reason of the Nonpayment of the said Costs, Charges, and Expences, or by reason of the Order herein-before mentioned not having been obtained, unless the Party or Parties from whom such Lands shall have been purchased shall, within Seven Days after Notice in Writing for that Purpose shall have been given to them by the said Commissioners, deliver a Bill of their said Costs, Charges, and Expences to the said Commissioners.

paid by the
Commis-
sioners.

XXXVIII. And be it further enacted, That if the said Commissioners and the Party aforesaid cannot agree as to the Amount of such Costs, Charges, and Expences, the same shall be ascertained by the said Court of Chancery; and it shall be lawful for the said Court, on Petition to be presented by the said Commissioners or such Party as aforesaid, to order and direct that such Costs, Charges, and Expences shall be referred to One of the Masters of the said Court, to be taxed in the usual Manner; and such Order shall be served on the Party aforesaid or on the said Commissioners, either of whom shall be at liberty to proceed under the same; and after Taxation thereof it shall be lawful for the said Court to order and direct the Amount of such Costs, Charges, and Expences attending the Taxation thereof, or so much of the same as shall be payable by the said Commissioners to the Persons from whom such Houses, Buildings, Lands, Tenements, or Hereditaments shall have been purchased or taken, or who shall have received such Notice that the same would be required to be purchased or taken as aforesaid, to be paid to the Person or Persons aforesaid: Provided always, that the said Commissioners shall not be at liberty to enter into Possession of the Houses, Buildings, Lands, Quays, Tenements, or Hereditaments so purchased or taken until an Order shall have been made for the Taxation of the said Costs, Charges, and Expences, and shall have been served on the Party aforesaid, and the said Commissioners shall have deposited in the Bank of *Ireland*, in the Name and with the Privity of the Accountant General of the said Court of Chancery, to be placed to his Account there, "*Ex parte* the Commissioners for preserving and improving the Port and Harbour of *Dundalk*," the Amount claimed for such Costs, Charges, and Expences; which Sums shall be applied, under the Order of the said Court, in Payment of the said

How such
Costs are to
be ascer-
tained.

said Costs, Charges, and Expences : Provided always, that the Expence of determining such Costs, Charges, and Expences as aforesaid, and of obtaining the Order or Orders referring the same to be taxed, and for drawing the Amount thereof out of Court, shall be borne and paid by the said Commissioners, unless the Sixth of the Costs, Charges, and Expences shall be disallowed, in which Case the Expences shall be paid and borne by the Persons from whom the said Houses, Buildings, Lands, Quays, Tenements, and Hereditaments were purchased or taken, and the Amount thereof may then be paid to the said Commissioners out of the Sum so deposited by them as aforesaid.

Power to enter Lands, &c. on Payment or Tender of Purchase Money.

XXXIX. And be it further enacted, That upon Payment or legal Tender of such Sums of Money as shall have been agreed upon between the Parties, or awarded by a Jury, in manner aforesaid, for the Purchase of any Land, together with such Sum of Money as shall be agreed upon or awarded as a Satisfaction or Compensation for any Loss or Injury as aforesaid to the respective Proprietors of such Lands, or other Persons respectively interested therein, and entitled to receive such Money or Satisfaction or Compensation respectively, within Thirty Days after the same shall have been so agreed upon or awarded, or if the Parties so respectively interested or entitled as aforesaid cannot be found, or shall refuse to receive such Money as aforesaid, or shall refuse or be unable to make a good Title to such Lands, or if any Party entitled unto or to convey such Lands shall not be known, or shall be absent from *Ireland*, or shall refuse to convey the same, then, upon Payment of such Money into the Bank of *Ireland*, as herein-before directed, within Ten Days after the same shall have been so agreed upon or awarded, or after such Tender, Refusal, Neglect, or Disability shall have been made or discovered, for the Use of the Parties entitled thereto, then and in every such Case it shall be lawful for the said Company immediately to enter upon such Lands, and thereupon all the Estate, Use, Trust, and Interest of all Parties therein, paid or compensated for by such Payment under a Deposit, shall thenceforth be vested in and become the sole Property of the said Company to and for the Purposes of this Act, and such Payments or Tender and Conveyance, and such Deposit in the Bank of *Ireland* as aforesaid, shall operate to merge all outstanding or other Terms of Years, and to bar and destroy all Dower, and all Estates Tail and other Estates in Reversion and Remainder, and all Rights, Titles, Limitations, and Trusts whatsoever of and in the said Lands so paid or compensated for; provided nevertheless, that before such Payments, Tender, or Deposit in the Bank of *Ireland* as aforesaid it shall not be lawful for the said Company, or for any Person acting under their Authority, to bore under, dig, or cut into or enter upon such Lands for any of the Purposes of this Act, save for the Purpose of ascertaining and setting out the same for the Purposes of this Act, without the Consent of the Owners and Occupiers thereof respectively.

Tenants at Will or for Years to quit Lands after Notice.

XL. And be it further enacted, That all Tenants from Year to Year, and other Persons in Possession of any Houses, Buildings, Lands, Tenements, or Hereditaments which shall be intended to be taken or used for the Purposes of this Act, and who shall have no greater Interest

Interest in the Premises than as Tenants at Will or Lessees for a Year, or as Tenants from Year to Year, shall respectively deliver the Possession of such Premises to the said Commissioners, or to such Persons as they shall appoint to take possession of the same, after the Expiration of Six Calendar Months next after Notice to that Effect shall have been given by the said Commissioners to such respective Tenants or Lessees or Persons in Possession, or left upon the said Premises, or at such other Time after the Expiration of Six Calendar Months as in such Notice they shall be respectively required, whether such Notice be given with reference to the Time of the Commencement of such Tenant's holding, or not, and whether such Notice be given before or after the said Premises shall be purchased by the said Commissioners; and in case any such Tenant or Lessee, or Person so in Possession as aforesaid, shall refuse to deliver up such Possession as aforesaid, it shall be lawful for the said Commissioners to issue their Precept under the Hands and Seals of any Three or more of them directed to the Sheriff of the said County of *Louth*, to deliver the Possession of the said Premises to such Person as shall in such Precept be nominated to receive the same, and such Sheriff is hereby required to deliver Possession of the said Premises accordingly, and to levy and satisfy such Costs as shall accrue from the issuing and Execution of such Precept, on the Person so refusing to deliver Possession, by Distress and Sale of his Goods and Chattels.

XLI. Provided always, and be it further enacted, That where any such Tenant or Lessee shall be required to deliver up Possession of any Premises so occupied by him before the Expiration of his Term or Interest therein, the said Commissioners shall and they are hereby required, before entering into Possession, to make or tender to such Tenant or Lessee, before they shall issue their Precept as aforesaid, Satisfaction or Compensation for the Value of his unexpired Term or Interest in the said Premises, which Satisfaction or Compensation, in case of Difference, shall be ascertained and determined, and the Expence of such Inquiry shall be defrayed, in the same Manner as any other Satisfaction or Compensation for any Lands taken or used by the said Commissioners is by this Act directed to be made or determined.

Interests of such Tenants may be settled by a Jury.

XLII. Provided always, and be it further enacted, That in all Cases in which any Party shall claim any Satisfaction or Compensation for or in respect of any unexpired Term or Interest which he shall claim to be possessed of or entitled unto in any Lands intended to be taken or used under the Authority of this Act, under or by virtue of any Lease or Agreement for Lease, or Grant thereof, the said Commissioners are hereby authorized to require such Party to produce or show the Lease or Agreement for Lease, or Grant, in respect of which such Claim to Satisfaction or Compensation shall be made, or the best Evidence thereof in his Power; and if such Lease or Agreement for Lease, or Grant, or such best Evidence thereof, shall not be produced or shown within a reasonable Time after Demand made by the Clerk to the said Commissioners, or any Person by them authorized,

Persons holding by virtue of Leases to produce the same.

[*Local.*]

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the Party claiming such Compensation or Satisfaction shall be considered and treated as holding only from Year to Year.

Enabling the Commissioners to sell Lands not wanted.

XLIII. And whereas by means of the Purchases which the said Commissioners are empowered and required to make by virtue of this Act they may happen to be seized and possessed of more Lands than will be necessary for effecting the Purposes of this Act, or of Lands not applicable to the Purposes thereof; be it therefore further enacted; That it shall be lawful for the said Commissioners, and they are hereby required, within Ten Years after the passing of this Act, to contract for, sell, and convey to the Purchaser or Purchasers thereof any Part or Parts of superfluous Lands so purchased under this Act, or any Estate or Interest which they may have therein, either together or in Parcels, as they shall find most convenient and advantageous; and such Conveyances from the said Commissioners shall be valid and effectual, any thing in this Act contained, or in any other Law, Statute, or Custom, to the contrary thereof in anywise notwithstanding; and upon Payment of the Money which shall arise by any such Sale it shall be lawful for the Treasurer for the Time being of the said Commissioners to sign and give Receipts for the same, which Receipts shall be sufficient Discharges to any Person for the Purchase Money for which such Lands or Grounds shall be sold, or for so much thereof as in such Receipt or Receipts shall be acknowledged or expressed to be received, and such Person shall not afterwards be answerable or accountable for any Loss, Misapplication, or Non-application of such Purchase Money, or any Part thereof.

Commissioners to offer such Lands to Owners of adjoining Lands.

XLIV. Provided always, and be it enacted, That the said Commissioners, before they shall dispose of any such superfluous Lands, shall first offer to sell to the Person or several Persons whose Lands or Premises shall immediately adjoin the Lands so proposed to be sold, such Persons being capable of entering into a Contract for the Purchase of such Lands; and such respective Persons, in case they shall be desirous of purchasing the same, shall signify such their Desire and Intention in that Behalf to the said Commissioners within Ninety Days after such Offer of Sale shall have been made; and in case such Persons shall decline to avail themselves of such Offer, or shall neglect to signify their Desire and Intention to purchase such Lands for the Space of Ninety Days, the Right of Pre-emption of every such Person so declining or neglecting in respect of the Lands included in such Offer of Sale shall cease; and a Declaration made in the Manner and Form directed in and by an Act passed in the Sixth Year of the Reign of His late Majesty, for the more effectual Abolition of Oaths, and to substitute Declarations in lieu thereof, before a Master Extraordinary in the High Court of Chancery, or before any Justice of the Peace for the County or Place where such Lands may be situate, by some Person not interested in such Lands, stating that the Person entitled to such Rights of Pre-emption was not found, or was not capable of entering into a Contract for the Purchase of such Lands, or that such Offer was made by or on behalf of the said Commissioners, and that such Offer was refused or was not accepted by the Person to whom the same was made within the Space of Ninety Days

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from

from the Time of making the same, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made and refused, or was not accepted within the Time aforesaid (as the Case may be), by the Person to whom such Offer was made; and the Money produced by the Sale thereof which shall be made by the said Commissioners of such Lands as aforesaid shall be applied to the Purposes of this Act: Provided always, that in case the said Commissioners shall have received an Offer from any such Person so having a Right of Pre-emption as aforesaid, the said Commissioners shall not be at liberty to sell the Premises for which such Offer was made to any other Person or Persons by private Contract for a less Sum than was so offered by such Person or Persons so having such Right as aforesaid.

XLV. And be it further enacted, That if the said Commissioners shall not, within the Time herein-before limited for that Purpose, have sold such Parts of the Lands purchased by them as shall not be in anywise wanted for the Purposes of this Act, then and in such Case such last-mentioned Lands shall vest in the Owners for the Time being of the Land adjoining that which shall not have been then sold, according to the Extent of the Lands of such Owners respectively adjoining the same.

Lands remaining unsold, or not wanted, to be vested equally in Proprietors on both Sides.

XLVI. And be it further enacted, That in all Grants and Conveyances to be made by the said Commissioners, under or by virtue or in pursuance of the several Powers and Authorities to them thereby given, the Words "grant, bargain, and sell" shall amount to and be construed and adjudged in all Courts of Judicature to be express Covenants to the Grantee or other Purchaser, his, her, and their Heirs, Executors, Administrators, and Assigns, from the said Commissioners, that they the said Commissioners, notwithstanding any Act done by them, were at the Time of the Execution of every such Grant, Release, or Conveyance seised of the Hereditaments and Premises thereby granted, conveyed, and sold of an indefeasible Estate of Inheritance in Fee Simple, free from all Incumbrances, and for quiet Enjoyment thereof against the said Commissioners, and all Persons claiming under them; and all such Purchasers shall be indemnified and saved harmless by the said Commissioners.

The Words "grant, bargain, and sell" to operate as covenanting for the Title.

XLVII. And be it further enacted, That all Sums of Money, or other Consideration, Recompence, and Satisfaction, to be paid pursuant to any such Agreement or Verdict as aforesaid, shall be paid or tendered to the Party or Parties entitled, or into the Bank of *Ireland*, as herein-before mentioned, before the Commissioners, or any Person or Persons authorized by them, shall proceed to take possession of or pull down any House or Houses, Quay or Quays, or other Erections or Buildings comprised in or affected by such Agreement or Verdict respectively, or to use the Ground thereof, or any other Land, Tenement, or Hereditament, or Part thereof, for any of the Purposes of this Act, unless Leave shall be given for that Purpose in Writing by the Owners and Occupiers of such Houses, Erections, Buildings, Lands, Quays, Tenements, or Hereditaments.

Purchase Money to be paid by Commissioners before they take possession of the Premises.

XLVIII. And

If Commis-
sioners do not
contract for
Premises in
Three Years,
their Powers
of Purchase
to cease.

XLVIII. And be it further enacted, That if the said Commissioners shall not within the Space of Three Years, to be computed from the passing of this Act, agree for, or cause to be valued and paid for, as herein mentioned, the Houses, Buildings, Lands, Tenements, and Hereditaments which they are hereby empowered to purchase as aforesaid, or so much thereof as they shall deem necessary or proper for the Purposes of this Act, then and from thenceforth those Powers which are hereby granted to them for such Purpose only shall cease, determine, and be utterly void, except with the Consent of the Owners or Proprietors of any such Houses, Buildings, Lands, Tenements, and Hereditaments.

Power to
borrow
Money of
Exchequer
Loan Bill
Commis-
sions, and
give Security.
1 & 2 W. 4.
c. 24.

XLIX. And be it further enacted, That it shall be lawful for the said Commissioners, at any Time, or from Time to Time, by Order of any General or Special Meeting, to borrow of the Commissioners for carrying into execution an Act of Parliament passed in the First and Second Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to amend several Acts, for authorizing the Issue of Exchequer Bills, and the Advance of Money for carrying on Public Works and Fisheries, and Employment of the Poor; and to authorize a further Issue of Exchequer Bills for the Purposes of the said Acts*, any Sum or Sums of Money not exceeding in the whole the Sum of Money hereby authorized to be raised by Mortgage as aforesaid, and by Deed under the Hands and Seals of any Three or more of the said Commissioners, and at the Costs of the said Commissioners, to assign and assure to the Secretary for the Time being of the Commissioners, as they shall direct, free from all Incumbrances, the said Undertaking, and all the Works and Property of the said Commissioners, and all Rates, Tolls, Profits, and Receipts accruing and thereafter to accrue to or for the Use of the said Commissioners, under or by virtue of the Authority of this Act, or otherwise for securing to the said Commissioners the Repayment of the Amount of the Exchequer Bills to be borrowed as aforesaid.

Commission-
ers may ob-
tain Advance
of Money
from Board
of Public
Works under
the Act
1 & 2 W. 4.
c. 33.

L. And be it further enacted, That it shall and may be lawful for the said Commissioners to apply for the Loan of the Whole or any Part of the Sums necessary for the Purposes of this Act to the Commissioners for carrying into execution an Act passed in the First and Second Years of the Reign of His late Majesty, intituled *An Act for the Extension and Promotion of Public Works in Ireland*; and in case the Commissioners for the Execution of the said Act shall think fit to direct any Sum or Sums of Money to be advanced for the Purposes of this Act, it shall be lawful for the said Commissioners to mortgage or assign any Lands or other Property of the said Commissioners, and all or any of the Rates or Duties which shall arise or be payable under this Act, to the said Commissioners, as a Security for the Payment of the Interest and Principal of any Sum or Sums so to be advanced at or within any such Time or Times and by any such Instalments as the said Commissioners shall think proper to direct and appoint, and as shall be specified in such Mortgage or Assignment.

LI. And

LI. And whereas, in case the said Commissioners may think it more advisable or advantageous to raise all or any Part of the Money to be borrowed under this Act by Mortgage, in preference to a Loan from the Exchequer or Board of Works; be it further enacted, That it shall be lawful for the said Commissioners, or any Five or more of them, from Time to Time to borrow and take up at Interest such Sum or Sums of Money, not exceeding in the whole the Sum of One hundred thousand Pounds, for the Purposes of this Act, upon the Security of any Lands or other Property of the said Commissioners, or upon the Credit of the Rates, Tonnage, or other Duties to be levied, collected and raised, and to be payable to the said Commissioners, by virtue of this Act, or to charge or mortgage or otherwise subject such Lands or other Property, or to assign all or any Part of the said Rates and Duties, to such Person or Persons as shall lend and advance any Money thereon, or to his or their Trustee or Trustees, as a Security for the Principal Money to be advanced, and Interest for the same; and the Costs of every such Mortgage, Assignment, or Security shall be defrayed by the said Commissioners out of the Monies so to be borrowed; and in case any Money shall be borrowed on the Credit of the said Rates or Dues, any Assignment to be made thereof shall be by Deed duly stamped, in which the Consideration Money for the same shall be truly stated, and may be in the Words and to the Effect following:

Commis-
sioners may
borrow from
other Per-
sons.

‘ WE, the Commissioners for preserving and improving the River,
‘ Port, and Harbour of *Dundalk*, by virtue of an Act made in the
‘ Year of the Reign of Queen *Victoria*, intituled *An Act*
‘ [*here set forth the Title of this Act*], in consideration of the Sum of
‘ advanced and lent by of upon
‘ the Credit and for the Purposes of the said Act, do hereby grant
‘ and assign to the said or to his Trustee (as the
‘ Case may be), his Executors, Administrators, and Assigns, such
‘ Proportion of the Rates and Duties payable to us by virtue of the
‘ said Act as the said Sum of doth or shall bear to
‘ the whole Sum which may at any Time be borrowed or become
‘ due or owing or be charged upon the Credit of the said Act, to
‘ be holden from this Day of until the Sum
‘ of with Interest at the Rate of per
‘ *Centum per Annum* for the same, shall be repaid and satisfied. In
‘ witness whereof we the said Commissioners have hereunto set our
‘ Hands and Seals the Day of in
‘ the Year .’

Form of
Assignment.

And every such Security shall be good, valid, and effectual, and shall entitle the Person to whom the same shall be made, his, her, or their Executors, Administrators, or Assigns, to the Payment thereof, and to all Profits and Advantages thereon, according to the true Intent and Meaning of this Act, and as so expressed in such Security.

LII. And be it further enacted, That in case the said Commissioners shall think it advisable or advantageous to raise all or any Part of the Money to be borrowed under this Act by granting Annuities for Lives, instead of by Assignment as aforesaid, it shall and may be

Commis-
sioners may
grant Annui-
ties.

[Local.]

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lawful

lawful for the said Commissioners and they are hereby authorized and empowered to grant an Annuity or Annuities to any Person or Persons who shall contribute, advance, and pay into the Hands of the said Commissioners any Sum or Sums of Money, as to the said Commissioners shall seem right and proper, for the absolute Purchase of any Annuity or Annuities to be paid and payable during the natural Life or Lives of such Person or Persons as shall be nominated at the Time of Payment of such Contribution or Purchase Money; and the Expence of every such Grant shall be defrayed by the said Commissioners; and the Grant of every such Annuity shall be by Deed duly stamped, in which the Consideration shall be truly set forth, and may be in the Words or to the Effect following:

Form of
Grant of
Annuity.

‘ WE, the Commissioners for preserving and improving the River,
 ‘ Port, and Harbour of *Dundalk*, by virtue of the Provisions of
 ‘ an Act made in the Year of the Reign of Queen *Victoria*,
 ‘ intituled *An Act* [*here insert the Title of this Act*], in considera-
 ‘ tion of the Sum of paid by of for the
 ‘ Purposes of the said Act, do hereby grant unto the said
 ‘ One Annuity or yearly Sum of out of the Rates and
 ‘ Duties payable to the said Commissioners by virtue of the said Act,
 ‘ which Annuity or yearly Sum of shall be paid to the
 ‘ said his Executors, Administrators, or Assigns,
 ‘ during the natural Life of by equal half-yearly Pay-
 ‘ ments upon the Day of and the
 ‘ Day of in every Year during the natural Life of the
 ‘ said the first Payment to be made on the
 ‘ Day of next ensuing the Date hereof. In witness
 ‘ whereof we the said Commissioners have hereunto set our Hands
 ‘ and Seals this Day of in the
 ‘ Year , ’

For prevent-
ing impro-
vident Grants
of Annuities.

LIII. And for preventing improvident Grants of Annuities, be it further enacted, That the Consideration of every Annuity to be granted by virtue of this Act shall not be less than the Consideration to be given under any Act or Acts from Time to Time in force for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities and Annuities for Terms of Years.

For borrow-
ing Money
on Bonds.

LIV. And be it further enacted, That in case the said Commissioners shall think it advisable or advantageous to raise all or any Part of the Money to be borrowed under this Act by Bonds, either exclusively or in addition to any of the other Means provided by this Act, it shall and may be lawful to and for the said Commissioners, if they shall so think fit, to borrow the same upon the Credit or Security of the Rates and Duties hereby imposed, and of the said contemplated Works, or any or either of them, at the Rate of Interest, not exceeding Five Pounds *per Centum per Annum*, which they may judge right, and to execute Bonds for such Sum or Sums so to be borrowed, which Bonds shall be under the Hands and Seals of at least Five of the said Commissioners, duly stamped, and in which the Consideration Money for the same shall be truly stated, and shall be an actual Charge on the said Lands, and on the said Works
and

and Undertaking, and on the Rates, Duties, and Tolls imposed by this Act.

LV. And be it further enacted, That in case the Money hereby authorized to be raised shall be found insufficient for the making, completing, and maintaining of the said Works hereby authorized to be made, and for defraying all necessary Charges and Expences relating thereto, and in case the said Commissioners shall be desirous of raising a further or additional Sum of Money, it shall be lawful for the said Commissioners to borrow and take up at Interest any such further or additional Sum, not exceeding the Sum of Twenty thousand Pounds, on the Credit of the said Rates, or upon the Security of the said contemplated Works, or any or either of them, as to the said Commissioners shall seem meet and convenient; and the said Commissioners are hereby authorized and empowered to assign and mortgage the Rates and Duties arising or to arise by virtue of this Act, or any Part thereof, as also the said Lands, Works, or other Property, as the Case may be, (the Costs and Charges of assigning and mortgaging the same to be paid out of such Rates,) as a Security for any such further Sum to be borrowed as aforesaid, with Interest, to such Person or Persons, or to his or their Trustee or Trustees, as shall advance the same; all which said Assignments and Mortgages shall be made under the Hands and Seals of Five or more of the said Commissioners; provided always, that all Sum and Sums of Money previously borrowed shall have Priority of Payment; and Copies of all such Mortgages shall be entered in a Book to be kept for that Purpose by the Clerk to the said Commissioners, for which Entry such Clerk shall be paid the Sum of Five Shillings, and no more.

Commissioners may raise an additional Sum, if necessary, by way of Mortgage.

LVI. And be it further enacted, That when any Sum of Money shall be borrowed at Interest, pursuant to the Powers in that Behalf contained in this Act, it shall be lawful for the said Commissioners, in case they shall, in their Discretion, think proper so to do, to fix a Period or Periods for the Repayment of the Principal Sums of Money so to be borrowed, with the Interest thereof, and in such Case the said Commissioners shall cause to be inserted in such Mortgage or Assignment the Time or Times which shall be fixed or agreed upon for the Repayment of the Principal Money thereby to be secured; and such Sum of Money, with all Arrears of Interest thereon, shall accordingly be paid, at the Time or Times so to be fixed, to the Party who shall upon the Expiration of such Period or Periods be the Holder of and entitled to such Mortgage or Assignment, or his Nominee: Provided nevertheless, that the said Commissioners may at all Times pay off and discharge all such Mortgages or Assignments in which no Time shall be fixed for the Payment thereof, or of any Part of the Money thereby secured, on giving Six Calendar Months Notice by Advertisement in the Manner herein directed; and at the Expiration of the said Six Calendar Months all Interest shall cease to be paid on the said Principal Money, unless the said Commissioners shall, on Demand, make default in Payment thereof in pursuance of such Notice.

Commissioners may pay off such Mortgages on giving Six Months Notice.

LVII. And

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

LVII. And be it further enacted, That in case the said Commissioners shall raise the Whole or any Part of the said additional Sum of Money herein-before authorized to be raised by Mortgage, Assignment, or Charge, and shall afterwards pay off all or any Part of the Principal Sums secured by such Mortgages, Assignments, or Charges, or any of them, then and in every such Case it shall be lawful for the said Commissioners, immediately or at any Time thereafter, again to raise, in lieu of the Principal Money so paid off by them, such Sum of Money as they shall have so paid off, or any less Sum, and so from Time to Time as often as the same shall happen, but so nevertheless that the said Commissioners shall not in any Event borrow upon Mortgage, Assignment, or Charge in any Manner to such Extent as that more than One hundred and twenty thousand Pounds in the whole shall be owing at any Time on Mortgage of or as a Charge upon the said Undertaking.

When old Securities are lost new ones may be executed.

LVIII. And be it further enacted, That in Cases where it shall appear, by satisfactory Evidence adduced at any Meeting of the said Commissioners, that any Person is a Creditor on Security of the Tolls or Duties granted by this Act, and that the Mortgage or Assignment of the Duties for securing any such Sum of Money, or the Transfer thereof, has been lost, mislaid, or by Accident destroyed, it shall and may be lawful for the said Commissioners, or any Seven or more of them, under such Restrictions as they shall think fit, to execute, at the Expence of the Person applying for the same, an Assignment of the Duties by this Act granted for the Sum of Money mentioned in such original or former Assignment or Transfer; and every Assignment so to be executed shall be valid and effectual for the Purposes thereby intended.

Securities and Annuities may be transferred.

LIX. And be it further enacted, That it shall and may be lawful to and for the Person and Persons entitled to any of the Securities or Annuities aforesaid, and their respective Executors, Administrators, and Assigns, (as the Case may be,) at any Time, by Deed under their Hands and Seals, to transfer such Securities or Annuities respectively, to any Person or Persons whomsoever; which Transfer shall be by Deed duly stamped, in which the Consideration Money for such Transfer shall be truly stated, and may be in the Words or to the Effect following:

Form of Transfer.

‘ I being entitled to the Sum of _____
 ‘ or to an Annuity of _____ secured to _____ his
 ‘ Executors, Administrators, and Assigns, by virtue of an Assignment,
 ‘ or Grant, or Bond, (as the Case may be,) bearing Date the _____
 ‘ Day of _____ from the Commissioners for preserving and
 ‘ improving the River, Port, and Harbour of *Dundalk*, do hereby
 ‘ transfer all my Right, Title, and Benefit in said Sum or Annuity,
 ‘ and all Interest and other Money now due and owing thereon, unto
 ‘ _____ his Executors, Administrators, and Assigns. In
 ‘ witness whereof I have hereunto set my Hand and Seal this
 ‘ _____ Day of _____.

And every such Assignment shall be good, valid, and effectual in the Law to all Intents and Purposes.

LX. And

LX. And be it further enacted, That all the Money to be raised by the said Commissioners, or which may arise or be received by or from the Rates, Tolls, or Duties hereby granted, and all the Money which may be borrowed on the Credit thereof, to arise or be received under this Act, shall and the same are hereby vested in the said Commissioners, and shall be laid out and applied by the said Commissioners, in the first place, in paying and discharging all Costs and Expences incurred in applying for, obtaining, and passing of this Act, and all other Expences preparatory or relating thereto; in the second place, do and shall pay the Interest or annual or other Payment which may accrue due upon or by virtue of any Mortgage, Annuity, or Bond to be made and granted by virtue of the Powers herein contained; in the third place, do and shall pay the necessary Expences of regulating, preserving, maintaining, and improving the said Port or Harbour, and all other necessary current Expences incidental to the Execution of this Act; in the fourth place, do and shall pay off and discharge the several Monies 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 and shall apply any surplus Monies which may be in their Hands on the Audit of any annual Account in aid of the Rates or Duties that may be received during the Year next ensuing, and to and for no other Use or Purpose whatsoever.

Application
of Money to
be raised.

LXI. And be it further enacted, That Five of the said Commissioners, to be determined by Ballot among themselves, in like Manner as Names of Jurors to serve on Trials at Nisi Prius are drawn, shall go out of Office and cease to be Commissioners on the First *Tuesday* in the Month of *August* One thousand eight hundred and forty-one, and that on the same Day Five Persons, resident and qualified as herein-after mentioned, shall be elected in their Stead, to be Commissioners, at a Meeting of which Twenty-one Days previous Notice shall be given by public Advertisement in manner herein-after provided, by the Persons qualified to vote for the Election of Commissioners under the Provisions herein-after made in that Behalf, and such Persons so elected shall continue in Office until by the Rotation herein-after established the Time of Office of such Persons shall have been completed, and until others shall be elected in their Stead, except in the Case of Death, Resignation, or Disqualification; and on the First *Tuesday* in the Month of *August* One thousand eight hundred and forty-two Five other of the said Commissioners shall in like Manner go out of Office, and their Places shall be in like Manner supplied by a like Number of other Persons duly qualified as aforesaid; and so in rotation for ever, Five of the said Commissioners going out of Office on the First *Tuesday* in the Month of *August* in every succeeding Year, and others being elected in their Stead, and the Commissioners so elected continuing in Office until by Rotation their appointed Term of Office shall have expired, and others shall be elected in their Stead, and so on for ever: Provided always, that the Person or Persons going out of Office or ceasing to be Commissioners as aforesaid shall, if otherwise duly qualified, be at all Times eligible to be immediately re-elected.

Vacating
Office and
Election of
Commission-
ers.

[*Local.*]

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LXII. And

Qualification
of Commis-
sioners.

LXII. And be it further enacted, That all Persons resident in the said Town of *Dundalk*, or within Two Miles from the Market House of the said Town, who shall be and have been the Owner for Six Months previous to any Meeting for the Election of a Commissioner or Commissioners of Two hundred Tons registered Shipping in the Coasting, Channel, or Foreign Trade, and all Persons resident as aforesaid who shall be seised, either in their own Right, or in right of their Wife, of any Real or Freehold Estate of the annual Value of Fifty Pounds, or possessed of Chattel Property of the gross Amount or Value of One thousand Pounds, over and above all his just Debts, shall be eligible to be elected, and none other.

Election of
Members on
Vacancies
other than
by Rotation.

LXIII. And be it further enacted, That in case any of the said Commissioners shall happen to die or resign, or refuse or decline to act, or cease to possess the Qualification which renders them eligible to be elected pursuant to this Act, or shall from any other Cause cease to be a Commissioner otherwise than retiring by Rotation as herein-before mentioned, the remaining Members of the said Corporation, or any Three or more of them, shall by public Advertisement convene a Meeting, of which Twenty-one Days previous Notice shall be given to the said Commissioners, and also to all Persons qualified to vote as herein mentioned, at which Meeting the said remaining Commissioners, and such other Persons qualified as aforesaid as shall be present thereat, shall proceed to the Election by Ballot of and shall nominate and shall appoint a fit and qualified Person, qualified as aforesaid, to be a Commissioner in the Room or Stead of the Commissioner so dying, resigning, refusing, or declining to act, or ceasing to reside, or becoming from any other Cause disqualified to be a Commissioner as aforesaid; provided that no Ballot shall be taken for or Election made of any Candidate whose Name shall not have been given in as such Candidate by himself, or a Person entitled to vote, to the Ballast Master at the Ballast Office in the said Town of *Dundalk*, or to such other Officer, at such other Place, as the said Commissioners may from Time to Time appoint, Forty-eight Hours at least, exclusive of *Sunday*, *Good Friday*, and *Christmas Day*, previous to the Time of such Election, and who shall not immediately before the Time of such Election be proposed and seconded by Electors duly qualified; and every Person so nominated and appointed to fill up any such Vacancy shall continue in Office so long only as the Person in whose Place or Stead he may be elected would have been entitled to continue had he lived or remained in Office for his full Term, and provided also, that if at any such Election or Elections Two or more Candidates shall be proposed to fill such Vacancies as aforesaid, it shall be lawful for the Electors from Time to Time at such Elections, and they are hereby authorized and empowered, to ballot for all such Candidates at one and the same Time, by balloting in separate Boxes for each of such Candidates, and without waiting to elect each Individual separately or by Rotation.

Mode of sup-
plying Va-
cancies if
Commis-
sioners

LXIV. And be it enacted, That in case the remaining Commissioners shall neglect or omit to convene such Meeting as aforesaid for the Space of Twenty-one Days next after any Vacancy or Vacancies shall happen in the said Commissioners by Death, Resignation, Refusal,

Refusal, or Disqualification as aforesaid, or next after the Completion of the Period for which any Commissioner shall have been elected as aforesaid, it shall and may be lawful to and for any Twenty-one Persons qualified to vote as herein-after mentioned, by such public Advertisement as herein mentioned, to convene such Meeting of the said Commissioners, and of all Persons qualified to vote as aforesaid; and it shall and may be lawful to and for the Persons present at such Meeting to proceed to and make such Election as aforesaid, which Election shall be as valid and effectual to all Intents and Purposes as if the said Meeting had been convened by the said Commissioners, or any Three or more of the Members thereof, as aforesaid.

neglect to
call a Meet-
ing.

LXV. And be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act until he shall have made and subscribed before a Justice of the Peace for the said County of *Louth* a Declaration, which the said Justice is hereby empowered and required to administer, to the Effect following; (that is to say,)

Declaration
of Persons
acting as
Commis-
sioners.

‘ I do solemnly and sincerely declare, That, according to the best of my Skill and Knowledge, I will faithfully, impartially, and truly execute the several Powers and Authorities vested in me by an Act passed in the Year of the Reign of Her Majesty Queen *Victoria*, intituled *An Act [here set forth the Title of this Act]*, according to the Tenor and Purport of the said Act; and I do hereby declare that I am seised or possessed of Two hundred Tons registered Shipping [or of a Real or Freehold Estate of the annual Value of Fifty Pounds, or of Chattel Property of the gross Amount or Value of One thousand Pounds, over and above all my just Debts, as the Case may be].

‘ So help me GOD.’

LXVI. And be it further enacted, That if any Person, not being qualified as in this Act mentioned, or not having made the said Declaration, shall presume to act, every such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of Her Majesty’s Courts of Record in *Dublin*; and any Person so prosecuted shall prove that he is qualified, or has made the said Declaration as aforesaid, or otherwise shall pay the said Penalty, on Proof given of his having acted as a Member of the Corporation in the Execution of this Act: Provided always, that all Acts and Proceedings of every such Member previous to his being convicted of any such Offence shall, notwithstanding such Conviction, be as good, valid, and effectual as if such Person had been duly qualified, or had made the Declaration as aforesaid.

Penalty on
Persons
not qualified,
or being dis-
qualified,
acting as
Commis-
sioners.

LXVII. And be it enacted, That if any Person now nominated or who shall hereafter be elected a Member of the said Corporation pursuant to the Powers of this Act (except the said *ex officio* Members) shall continue to absent himself from the Meetings of the said Corporation for the Space of Six Calendar Months, without Leave from the said Corporation previously given, and entered in the Minutes of the said

Commis-
sioners
absenting
themselves
for Six
Months
without
Leave shall

cease to be such.

said Corporation, or shall cease to reside within the said Town, or within Two Miles of the Market House therein, such Person shall, from and after the Expiration of the said Six Calendar Months, or of such ceasing to reside, be deemed and considered as having declined to act, and shall to all Intents and Purposes cease to be a Member of the said Corporation, and another Person shall be elected, pursuant to the Directions of this Act, in the Room of the Person so absenting himself or ceasing to reside: Provided always, that if it shall fully appear to the said Corporation that such Person so absenting himself was prevented from attending the Meetings of the said Corporation by Sickness or other unavoidable Necessity, no Vacancy shall be deemed to have arisen.

No Contract to be taken nor Office to be held by a Commissioner.

LXVIII. And be it further enacted, That no Person hereby or at any Time hereafter appointed a Member of the said Corporation shall be capable of taking any Contract under this Act while he shall be a Member thereof, nor of holding or enjoying any Office or Place of Profit under the said Corporation, nor of being in any way concerned in any Contract made by virtue of this Act, nor of acting as a Member of such Corporation, in any Case where he shall be personally interested, except as a Creditor, upon pain of forfeiting Fifty Pounds to any Person who shall sue for the same, for any Breach of the Provisions hereby made.

Qualification of Electors.

LXIX. And be it further enacted, That at all Meetings for the Election of new Commissioners all the surviving or remaining Commissioners, and also all Persons resident in the said Town of *Dundalk*, and within Two Miles from the Market House in the said Town, who shall be or have been the Owners, for Six Months previous to such Meeting, of One hundred Tons registered Shipping engaged in the Coasting, Channel, or Foreign Trade, (save and except Boats and Lighters,) and all Persons resident as aforesaid who shall have been assessed for Twelve Months previous to such Meeting, and who shall have paid to the Commissioners of Paving, Lighting, Watching, and Cleansing in the said Town of *Dundalk*, (or the Corporation of *Dundalk*, as the Case may be,) Tax to the Amount of One Pound *per Annum*, shall be admitted and entitled to vote, and none other.

When Members of a Copartnership shall vote singly or by their senior Partner, and have but One Vote.

LXX. And be it further enacted, That in Cases where Two or more Persons shall be jointly assessed to the said Paving, Lighting, Watching, and Cleansing Tax as Members of a Copartnership, each and every such Person whose Shares of such Assessment shall in respect of his Interest in such Copartnership amount to the said Sum of One Pound shall be entitled, if otherwise duly qualified, to vote at Elections for the said Commissioners; and if the whole joint Assessment on any Copartnership shall amount to the said Sum of One Pound, and that the Shares of no One Member of such Corporation shall amount to the said Sum of One Pound, but not otherwise, the Members of such Copartnership shall have One Vote, to be given for and in behalf of them all by the senior or head Partner in such Copartnership,

LXXI. And

LXXI. And be it further enacted, That all and every Person or Persons voting at any such Meeting for the Election of a Commissioner or Commissioners, and not being duly qualified as aforesaid, shall for every such Offence forfeit the Sum of Twenty Pounds, to be recovered and applied in manner herein-after mentioned.

Penalty of 20*l.* for voting without being qualified.

LXXII. And be it further enacted, That the Commissioners of the said River, Port, or Harbour shall and may from Time to Time meet at such Time and Place in or near to the said Town of *Dundalk* as to them shall seem convenient, and may adjourn themselves to meet at such Time or Times as the said Commissioners, or the major Part of them present at any Meeting, shall appoint; provided, however, that no such Adjournment shall exceed the Term of One Calendar Month from the Day on which such Adjournment shall take place; and the First Meeting of the said Commissioners shall be held at the Court House or at some other convenient House within the said Town of *Dundalk* on the *Tuesday* next after the *Sixth Monday* after the passing of this Act, at Twelve of the Clock at Noon; and at all of their several Meetings the said Commissioners shall pay and defray their own Expences, except any Sum not exceeding Ten Shillings *per Diem* for the Use of the Room wherein they shall meet; and that all Orders and Determinations of the Commissioners in the Execution of this Act shall be made at Meetings to be held in pursuance thereof (except in the Cases otherwise particularly provided); and no Order or Determination shall be made unless the major Part of the Commissioners present shall concur therein; and all Acts, Orders, and Proceedings directed to be had, made, done, and exercised by the major Part of the said Commissioners who shall be present at the respective Meetings to be held by virtue of this Act, the whole Number present not being less than Five (except in such Cases where any other Number is named for any particular or special Purposes); and all Acts, Orders, and Proceedings had, made, or done by or before such Five Members of the said Commissioners shall be binding and conclusive on all Persons, and to all Intents and Purposes whatsoever, as fully and effectually as if the same were had, made, done, or executed by or before all the said Commissioners; and the Chairman (who shall be elected in manner herein mentioned) shall, in case of an equal Number of Votes (including the Chairman's Vote), have the casting or decisive Vote; and no Order or Determination at any Meeting of the said Corporation, once made, agreed upon, or entered into, shall be revoked or altered at any subsequent Meeting, unless Notice of the Intention to make such Revocation or Alteration, signed by Eight or more of the said Commissioners, shall be entered in the Book of Proceedings of the Meeting immediately preceding, and unless Copies of such Notice shall be transmitted to all the said Commissioners by their Clerk Twenty-one Days at least before the Meeting at which such Revocation or Alteration shall be agreed to be made by an equal or greater Number of the Commissioners than concurred in the making of any such original Order or Determination: Provided always, that at the first Meeting of the said Commissioners which shall be held after the passing of this Act, and at the first Meeting of the said Commissioners which shall be held

Regulations as to Meetings of Commissioners.

[*Local.*]

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next

next after the General Meeting in the Month of *December* in each and every Year, the Commissioners present at such Meeting, and so elected as aforesaid, shall choose out of their own Body a Chairman and Deputy Chairman in addition to the *ex-officio* Chairman herein-before appointed: Provided always, that when and so often as the Chairman and Deputy Chairman to be chosen by virtue of this Act shall die or resign, or become disqualified to act, or otherwise cease to be a Commissioner, it shall be lawful for the remaining Commissioners so elected as aforesaid, in like Manner as aforesaid, at a Meeting to be held next after such Vacancy, to choose some other Commissioner from among their own Body to be a Chairman or Deputy Chairman, and so in like Manner on the Death, Resignation, or Disqualification from Time to Time of such new Chairman or Deputy Chairman; and every such Chairman or Deputy Chairman so to be chosen as last aforesaid to fill such Vacancy shall continue in his Office so long only as the Person or Persons in whose Place or Stead he may be so elected would have been entitled under the Provisions of this Act to continue if such Death, Resignation, Disqualification, or Cesser had not happened.

Power to
appoint Com-
mittees.

LXXII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners at any of their Meetings to nominate and appoint One or more Committee or Committees of the said Commissioners; and such Committee shall have full Power and Authority to do and execute and perform all Matters and Things whatsoever in and about the said Harbour and otherwise which the said Commissioners shall from Time to Time intrust to the Management of such Committees, and such Committees shall meet at such Times and Places as they shall think proper; and all Powers hereby vested in or which shall be vested in such Committees by the said Commissioners shall be exercised by the major Part present at their respective Meetings; and such Committees shall from Time to Time make Reports of their Proceedings to the said Commissioners, if required, and shall at all Times be subject to the Control of the said Commissioners.

Minutes of
Proceedings
to be entered
in a Book,
which may
be made
Evidence.

LXXIV. And be it further enacted, That the Minutes of the Proceedings of the said Commissioners, together with the Names of the Commissioners present at every Meeting, shall be drawn up and fairly entered in a Book to be kept by the Clerk for that Purpose, and be signed by the Chairman of the Meeting at which such Proceedings shall be from Time to Time had; and such Book shall be open at all seasonable Times to the Inspection of any of the said Commissioners, and of the Master of any Vessel trading to the said Port, and liable to the Payment of the Dues herein-after imposed, without Fee or Reward; and the said Book, as well as the Book in which the Declaration directed to be made and subscribed by the said Commissioners shall be entered, and also the Book directed to be kept for registering Mortgages and Assignments, and the Book in which shall be entered the Statement of the annual Accounts of the Commissioners, and all Entries in such Books respectively, shall and may be read in Evidence in all Courts whatsoever.

LXXV. And

LXXV. And be it further enacted, That the said Commissioners shall and they are hereby required to hold a General Yearly Meeting on such Day in the Month of *December* in each Year as they or any Eight of them shall from Time to Time appoint, of which Meeting Twenty-one Days Notice shall be given in some Newspaper published within the County of *Louth*, or in some County next adjoining thereto, and to adjourn such Meeting from Time to Time as may be expedient.

General Yearly Meetings to be held.

LXXVI. And be it further enacted, That if at any Time it shall be thought necessary, for the better Execution of this Act, that a Special Meeting of the said Commissioners should be holden, it shall be lawful for any Eight or more of such Commissioners (or for the Clerk to the said Commissioners, being authorized thereto by an Order in Writing signed by any Eight or more of them,) to convene a Special Meeting by Notice to be transmitted by the Clerk to each of the said Commissioners, in which Notice shall be expressed the Time, Place, and Purpose of such Special Meeting (such Time not being less than Fourteen Days after the Transmission of the said Notice); and the Orders and Determinations of the Commissioners at all such Meetings shall be valid and effectual: Provided always, that no other Business than shall be specified in such Notice shall be transacted at any such Special Meeting.

Special Meetings may be convened.

LXXVII. And be it further enacted, That when a sufficient Number of the said Commissioners shall not meet on the Day appointed for their First or any other Meeting, it shall be lawful for so many of the said Commissioners as shall meet, or the major Part of them, or, in case no Member shall be present, for their Clerk, to adjourn the said Meeting to such Time and Place as shall be thought fit; and the said Clerk shall cause Notice in Writing of such adjourned Meeting, and of the Time and Place of holding the same, to be transmitted to each of the said Commissioners at least Fourteen Days before the next intended Meeting; and the Orders and Determination of the said Commissioners at all such adjourned Meetings shall be as valid and effectual as if done at the Meeting of which the same shall be an Adjournment.

Power to adjourn in case a sufficient Number of the Commissioners shall not attend.

LXXVIII. And be it further enacted, That the said Commissioners may and they are hereby empowered, from Time to Time as Occasion shall require, to contract with any Person or Persons, Workmen or others, for the making or doing all or any Work or Business which the said Commissioners may think necessary, in and about the making and forming the said Docks, Cuts, Channels, Basins, Quays, Embankments, Drains, and Locks, and about the improving, repairing, maintaining, opening, and cleansing the said Harbour of *Dundalk*, or otherwise in the Execution of this Act; which Contract or Contracts shall contain the Mode and Time in which the Business is to be done and completed, and the Penalties to be suffered in case of Nonperformance, and shall be signed by the Chairman of the said Commissioners at any Meeting of the said Commissioners, and by the Person or Persons contracting to perform such Work or Business; and all such Contracts which shall be so signed as aforesaid shall be binding

Commissioners may make Contracts.

binding on the said Commissioners and all other Parties thereto, their respective Heirs, Successors, Executors, and Administrators; and Actions and Suits may be maintained thereon, and Damages and Costs recovered by or against the said Commissioners or any of the other Parties failing in the Execution thereof.

Commis-
sioners not
to be per-
sonally liable.

LXXIX. And be it further enacted, That no Contract which shall be made by the said Commissioners for any of the Purposes of this Act shall be binding upon any of the said Commissioners as Individuals or in their private Capacity, nor shall such Commissioners or any of their Officers personally, or his or their respective Estates, be answerable for Payment of any of the Debts, Securities, Mortgages, or Transfers granted or to be granted in pursuance of this Act, and all Monies which shall be expended by or recovered against the said Commissioners or any of them, or any Person or Persons employed by them, by means of any Action or Suit, Prosecution, Information, Conviction, or Appeal to be brought by or against them or any of them, touching the Execution of this Act, and all the travelling and other Expences of the said Commissioners necessarily incurred in and about the Business of the said Commissioners, shall be borne and defrayed by and out of the Money which shall come to the Hands of the Treasurer of the said Commissioners by virtue of this Act.

Power to ap-
point Officers.

LXXX. And be it further enacted, That the said Commissioners may and they are hereby empowered, by Writings under their Hands, to appoint such Water Bailiffs or Harbour Masters of the said Port, Ballast Masters, Collectors of the Rates or Duties hereby authorized to be taken, Clerks, Treasurers, and other Officers, as the said Commissioners shall think necessary, and such Water Bailiffs or Harbour Masters, Ballast Masters, Collectors, Clerks, Treasurers, and other Officers, or any of them, from Time to Time to remove, and on Removal, Death, or Resignation of any such Water Bailiffs or Harbour Masters, Collectors, Clerks, Treasurers, or other Officers, to appoint others in their Stead, and shall and may, out of any of the Monies arising by virtue of this Act, allow and pay to the several Water Bailiffs or Harbour Masters, Ballast Masters, Collectors, Clerks, Treasurers, and other Officers, and to such other Persons as shall be assisting them or any of them in or about the Execution of this Act, such Salaries, Rewards, and Allowances for their Attendance, Labour, Care, and Services as such Commissioners shall deem reasonable.

Officers to be
appointed at
General
Meetings
convened by
Special
Notice.

LXXXI. Provided always, and be it further enacted, That it shall not be lawful to appoint any new or future Water Bailiffs or Harbour Masters, Ballast Masters, Collectors, Clerks, Treasurers, or other Officers to be appointed under the Provisions herein-before made in that Behalf, save and except at a Meeting of the said Commissioners convened pursuant to a Notice expressing that such Officer or Officers is or are to be appointed at such Meeting, and which Notice shall be delivered in manner herein appointed for the Delivery of Notices; nor shall it be lawful to make such Appointment at such Meeting convened as aforesaid unless at least Nine of the said Commissioners shall be present and attend thereat.

LXXXII. And be it enacted, That the said Commissioners shall and they are hereby required to take good and sufficient Security from the Treasurer, and may and they are hereby empowered to take Security from their respective Officers, for the due Execution of their respective Offices, and of the Trust reposed in them; and all such Officers and Persons shall, under their Hands, at such Time and Times and in such Manner as the said Commissioners shall direct, deliver up to the said Commissioners, or to such Person or Persons as they shall appoint, a true and perfect Account in Writing of all Matters and Things committed to their Charge by virtue of this Act, and also of all Monies which shall have been by them respectively received by virtue of or for the Purposes of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with proper Vouchers for such Payments, and shall pay all such Monies, and deliver all such Goods, Matters, and Things as shall remain in their respective Hands or Custody, to the said Commissioners, or to such Person or Persons as they shall appoint; and if any such Officer or Person shall not make and render such Account, or produce or deliver up the Vouchers relating to the same in his Possession or Power, or make Payment as aforesaid, or shall not deliver to the said Commissioners, or to such Person or Persons as they shall appoint, within Ten Days next after being thereunto required by Notice in Writing signed by the Clerk or Solicitor, or given to and left at the last or usual Place of Abode of such Officer or Person, all Books, Papers, and Writings, Goods, Matters, and Things, in his or their Custody, Power, or Procurement, belonging to the said Commissioners, or relating to the Execution of this Act, or give Satisfaction to the said Commissioners respecting the same, the said Commissioners are hereby authorized and empowered to cause an Action to be brought against the Officer or Person so neglecting or refusing, for the Recovery of the Monies which shall be in his Hands, with Costs of Suit; or if Complaint shall be made by the said Commissioners, or by such Person or Persons as they shall appoint for that Purpose, of any such Refusal or Neglect, to any Justice of the Peace for the County, City, Town, Borough, or Place wherein such Person authorized and required, by Warrant under his Hand and Seal, to cause such Officer or Person to be brought before him, and on his appearing, or not being found, to hear and determine the Matter in a summary Way; and if upon the Confession of the Party, or by the Testimony of any credible Witness or Witnesses upon Oath, it shall appear to such Justice that any of the Monies which shall have been collected or raised by virtue of the said recited Act or of this Act shall be in the Hands of such Officer or Person, such Justice 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 or Person; and if the Goods and Chattels of such Officer or Person cannot be found sufficient to answer and satisfy the said Money, and the Charges of such Distress and Sale, or if it shall in manner aforesaid appear to such Justice that any such Officer or Person shall refuse or neglect to render and give such Account, or to produce the Vouchers relating thereto in his Possession or Power, or that any Books, Papers, or Writings, Goods, Matters, or Things,

[Locpl.]

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belonging

Security to
be taken;
and Officers
to account.

belonging to the said Commissioners, relating to the Execution of this Act, shall be in the Custody, Control, or Power of any such Officer or Person, and he shall have refused or neglected to deliver or give Satisfaction respecting the same, then such Justice may commit every such Offender to the Common Gaol or House of Correction of or for the County, City, Town, or Place where such Offender shall be or reside, there to remain, without Bail or Mainprize, until he or they shall give a true and perfect Account, and make Payment as aforesaid, or until he or they shall compound with the said Commissioners touching the same, or shall have paid such Composition in such Manner as the said Commissioners shall appoint, which Composition the said Commissioners are hereby empowered to make and receive, and until he or they shall deliver up all such Books, Papers, and Writings, Goods, Matters, and Things as aforesaid, or give Satisfaction in respect thereof to the said Commissioners as aforesaid: Provided always, that no such Officer or Person shall be committed for Want of sufficient Distress for any longer Space of Time than Three Calendar Months.

Clerk not to act as Treasurer, and vice versâ.

LXXXIII. And be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint any Person who has been or may be appointed their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or any other Person in the Service or Employ of any such Clerk or of such Clerk, to be the Treasurer for the Purposes of this Act, or to continue or appoint any Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or any other Person in the Service or Employ of any such Treasurer, or of the Partner of any such Treasurer, to be the Clerk for the Purposes of this Act; and if any Person shall act in both the Capacities of the Clerk and Treasurer for the Purposes of this Act, or if any Person, being the Partner of any such Clerk, or the Clerk or any other Person in the Service or Employ of any such Clerk or of the Partner of any such Clerk, shall act as Treasurer, or as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or any other Person in the Service or Employ of any such Treasurer or of his Partner, shall accept the Office of Clerk, or shall act as Deputy of the Clerk, or in any Manner officiate for the Clerk in the Execution of this Act, every such Person for every such Offence shall forfeit and pay the Sum of One hundred Pounds, to be recovered, with full Costs of Suit, in any of Her Majesty's Courts of Record in *Dublin*, by Action of Debt or on the Case.

Officers taking Fees to forfeit 50*l.* and to be rendered incapable of again serving.

LXXXIV. And be it further enacted, That if any Person who shall be employed by the said Commissioners as Treasurer, Clerk, Collector, Surveyor, or otherwise, in the Execution of this Act, shall exact, take, or accept, by any Ways or Means, any Fee or Reward whatsoever, other than such Salary, Payment, or Allowance as is granted by this Act, or shall be appointed by the said Commissioners, every such Person so offending shall forfeit and pay the Sum of Fifty Pounds, and shall moreover be incapable of ever again serving or being employed under this Act.

LXXXV. And

LXXXV. And be it further enacted, That the said Commissioners shall and they are hereby required, from Time to Time and at all Times, to order and direct a Book or Books to be provided and kept by the Ballast Master, Treasurer, or other Officer, who shall enter or cause to be entered therein true and regular Accounts of all Sums of Money received, paid, laid out, and expended for or on account of this Act, and of the several Articles, Matters, and Things, together with the Quantities and Prices thereof, respectively, for which such Sum or Sums of Money shall have been disbursed, laid out, and paid, and such Book or Books shall, between the Hours of Nine and Twelve in the Forenoon, be open to the Inspection of the said Commissioners, and of any Creditor or Creditors of the Rates or Dues granted by this Act, without Fee or Reward, and also to any Person or Persons in anywise interested therein, upon Payment of One Shilling for such Inspection to the Officer so ordered and directed to keep such Book or Books; and the said Commissioners and such Creditors shall or may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof, without paying any thing for the same; and such Officer so ordered and directed as aforesaid to keep such Book or Books shall, upon Demand, forthwith give a Copy or Copies of the same or any Part or Parts thereof to any such Person or Persons in anywise interested therein, the Person or Persons requiring such Copy or Copies paying at the Rate of Sixpence for every One hundred Words, and so in proportion for any greater or less Number of Words; and in case the said Officer so ordered and directed to keep such Book shall refuse to permit or shall not permit such Commissioners or Creditors, or any of them, to inspect the same, or to take such Copies or Extracts as aforesaid, or shall refuse to grant or shall not grant to any such Person or Persons in anywise interested therein, upon Demand, such Inspection or Inspections as aforesaid, or shall refuse to give or shall not give, upon Demand, such Copy or Copies as aforesaid, such Officer shall for every such Refusal forfeit and pay any Sum not exceeding Five Pounds.

Accounts to
be kept.

LXXXVI. And be it enacted, That the said Commissioners shall, within Fourteen Days after the Fifteenth Day of *October* in each and every Year, make out or cause to be made out, and rendered to the Auditor to be appointed as herein-after mentioned, a clear and distinct Account of their Receipts, Payments, and Expenditure, under the Authority of this Act for the preceding Year, which Account the said Auditor shall and he is hereby authorized and empowered to examine, with the Documents or Vouchers relating to the same (which Documents and Vouchers, and all Books and Papers in the Custody or Control of the said Commissioners relative to the Business of the said Harbour, the said Commissioners shall, upon the Request of the said Auditor to that Effect, produce to the said Auditor, and permit and suffer him to examine); and the said Auditor shall audit the said Account, and report the same, with any Remarks he may have to make thereon, to the next Annual Meeting of the said Trustees to be held in the Month of *December* thereafter; and on or before the First Day of *January* in each and every Year the said Commissioners shall and they are hereby required

Accounts to
be audited
annually.

required to prepare or cause to be prepared an Abstract of the said Account, showing, under distinct and separate Heads, the total Receipts and Expenditure of all Funds levied under this Act during the Year ending on the said Fifteenth Day of *October* immediately preceding such First Day of *January*, with a Statement of the Balance of the same, which Abstract shall be duly audited and certified by the Auditor to be appointed in manner after mentioned; and on or before the said First Day of *January* the said Commissioners shall transmit or cause to be transmitted, free of Charge, a Copy of the said Abstract to the Clerk of the Peace for the said County of *Louth*, which shall be open at all seasonable Hours to the Inspection of the Public, on Payment by each Person to the said Clerk of the Peace of a Fee of One Shilling for each such Person for every Inspection, and the further Fee of One Shilling for every Hour during which such Inspection shall continue after the first Hour; and if the said Commissioners shall fail to prepare or transmit, in manner herein-before provided, a Copy of the said Abstract, such Commissioners shall forfeit a Sum not exceeding Five Pounds for each Day after the said First Day of *January* during which they shall so fail, to be recovered by summary Process before any Justice of the Peace of the said County, and paid to any Person who shall sue for the same, to be levied by virtue of a Warrant under the Hand and Seal of any such Justice by Distress and Sale of the Goods and Chattels of the said Commissioners or of their Treasurer (unless the Treasurer of the said Commissioners shall pay the same out of any Monies received by him by virtue of this Act, and which he is hereby authorized to do); and the said Commissioners shall cause the said Account, or the Abstract thereof, to be printed and published for the Information of all Persons concerned.

An Auditor
to be ap-
pointed.

LXXXVII. And be it enacted, That the said Commissioners shall and they are hereby authorized and required, some Time during the Month of *October* in the Year One thousand eight hundred and forty, and some Time during the Month of *October* in each and every Year thereafter, to appoint a fit and proper Person, well skilled in Accounts, (and not being a Member of the said Corporation) to audit and docket the Accounts of the said Corporation as before mentioned; and the said Commissioners shall pay to the Person so appointed such a Sum for his Trouble in making such Audit as they shall fix and determine, not exceeding the Sum of Ten Guineas for each Audit.

Power to
establish a
Harbour
Police.

LXXXVIII. And be it further enacted, That the said Commissioners shall be and they are hereby empowered and authorized to establish, support, and maintain an efficient and effective System of Harbour Police, for the better and more effectually securing the Ships and Vessels in the said Harbour and Docks, and the Goods, Wares, and Merchandizes exported from and imported into the said Town and Harbour; and for such Purpose to take on Lease, or build and erect on the Ground belonging to the said Commissioners, such Watch-house or Watch-houses, Police Station or Stations, with other Apartments, as they shall deem necessary, for the Accommodation of the said Police, and for the Reception and temporary Detention of Delinquents, Vagrants, and idle and disorderly Persons, and to hire, employ,
and

and appoint as many Watchmen or Constables, to be stationed on the said Quays, as they shall think fit, and to provide such other Means for the Security and Protection of the Trade of the said Port and Harbour as to the said Commissioners may seem proper and necessary; and it shall be lawful for Two or more Justices of the Peace for the said County of *Louth* from Time to Time to appoint such Persons as shall be employed or appointed by the said Commissioners as aforesaid for that Purpose to be Special Constables within the said Harbour and Docks and other Works, and every or any Part thereof; and every Person so appointed shall make a Declaration before any of the Justices of the Peace for the same County duly to execute the Office of Constable for the said Premises; and every Person so appointed, and making such Declaration as aforesaid, shall have Power to act as a Constable for the Preservation of the Peace, and for the Security of Persons and Property against Felonies and other unlawful Acts committed within the Limits of the said Harbour, Docks, and other Works, and shall have, use, exercise, and enjoy all such Powers, Authorities, Protections, and Privileges, for apprehending Offenders, as well by Night as by Day, and for doing all Acts, Matters, and Things for the Prevention, Discovery, and Prosecution of Felonies and other Offences, and for the Preservation of the Peace, as Constables duly appointed now have by the Laws and Statutes in force in *Ireland*; and it shall be lawful for the said Justices or Commissioners to dismiss or remove any such Constable from his Office of Constable, and upon every such Dismissal or Removal all Powers, Authorities, Protections, and Privileges by virtue of such Appointment as aforesaid vested in any Person so dismissed or removed shall wholly cease.

Justices to
appoint
Special Con-
stables.

LXXXIX. And be it enacted, That if any Person employed as One of the said Constables, Officers, or Watchmen shall retire from his Duty during the Time he ought to have been on Duty, or if any Person shall knowingly entertain, or permit or suffer to be entertained, in his or her House, any such Person, during his Hour of Duty, or shall knowingly furnish or supply any such Person employed as aforesaid, or any Person for his Use, with spirituous Liquors during his Hour of Duty, every such Person shall, upon being convicted before any Justice of the Peace of the County of *Louth* or Town of *Dundalk*, forfeit and pay a Sum not exceeding Five Pounds Sterling for each Offence, to be recovered in manner herein-after directed.

Penalty on
Watchman
retiring from
his Duty,
and on Per-
sons enter-
taining him
during the
Hours of
Duty.

XC. And be it further enacted, That the said Commissioners shall have full Power and Authority from Time to Time to make such Bye Laws, Rules, Orders, and Regulations as to the said Commissioners shall seem right and proper for regulating all Officers, Servants, Agents, and Workmen to be employed in or about the Affairs or Business of the said River, Port, and Harbour, Docks, Quays, Jetties, and other Works by this Act authorized, and for the Convenience of Persons walking upon or landing or embarking therefrom, or shipping or landing Goods, Merchandize, or other Commodities at or from the same, and the Nature of the Goods, Merchandize, or other Commodities, Articles, Matters, or Things, which may or may not be shipped or landed, and the Mode and Time of shipping and landing the same, and for the Regulation, stationing, removing, distributing,

Commis-
sioners may
make Bye
Laws.

[*Local.*]

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and

and arranging all and every the Ships, Packets, Boats, and other Vessels resorting thereto for the Purpose of landing or embarking, or which may come to anchor or remain within the Distance of Two hundred Yards from the said River, Port, and Harbour, Docks, Piers, or Quays, and Piers or Jetties, or either of them, and for the effectually preserving the Works to be done in pursuance of this Act, and for the governing and regulating Porters, Carters, Carmen, and others carrying Goods, or using or driving Horses, Waggon, Carts, Drays, Trucks, or other Carriages for conveying Passengers, Goods, Merchandize, or other Commodities, Articles, Matters, or Things, to and from the said River, Port, and Harbour, Docks, Piers, or Quays, and Piers or Jetties, and other Works, for the Convenience of Persons using or resorting to the same, or otherwise, in regard to the said River, Port, and Harbour, Docks, Piers, or Quays, Piers or Jetties, and other Works to be made under or by virtue of this Act; and the said Commissioners may, from Time to Time as they shall think fit, repeal, alter, add to, or amend such Bye Laws, Rules, Orders, and Regulations, or any of them, and may impose and inflict such reasonable Fines and Forfeitures on all Persons offending against such Bye Laws, Rules, Orders, and Regulations, or any of them, not exceeding the Sum of Five Pounds for any One Offence, to be recovered as any Penalty or Forfeiture may by this Act be recovered; and all such Bye Laws, Rules, Orders, and Regulations shall be reduced into Writing under the Hands and Seals of at least Three of the said Commissioners, and shall be binding upon and be observed by all Persons using or in anywise concerned in the said Works, and shall be sufficient, in any Court of Law or Equity, to justify all Persons who shall act under the same; provided that such Bye Laws, Rules, Orders, and Regulations be not inconsistent with any of the Laws of this Kingdom, or the Provisions and Directions in this Act contained, or any of them.

Bye Laws to
be confirmed.

XCI. Provided always, and be it further enacted, That no Bye Law to be made under the Authority of this Act shall be valid or binding unless the same shall be allowed by some Judge of One of Her Majesty's Courts of Record at *Dublin*, or by the Justices assembled at some General or Quarter Sessions of the Peace for the County of *Louth*, which said Justices are hereby authorized and required, on the Request of the said Commissioners, to examine into the Bye Laws which may be tendered to them for that Purpose, and to allow or disallow the same as to them may seem meet, and the said Bye Laws shall be so framed as to authorize the Justice or Justices before whom any Penalty to be imposed thereby may be sought to be recovered to order the Whole or any Part of such Penalty to be paid; provided also, that Six Weeks Notice at the least shall be given by the said Commissioners, in some One Newspaper usually circulated in the County of *Louth*, of their Intention to submit the said Bye Laws to such Judge or Justices, as the Case may be, in order that any Parties interested therein may attend and object thereto.

Power to levy
Tonnage
Rates on
Ships enter-

XCII. And be it further enacted, That the said Commissioners, or such Officer or Officers, Person or Persons as they shall appoint or authorize, shall have Power, and they are hereby authorized and empowered,

powered, to ask, demand, take, receive, collect, levy, and recover, to and for the Purposes of this Act, from all and every the Owner or Consignee, or Commander or Master, of any Ships, Vessels, Boats, Steam Vessels or Steam Boats, (Her Majesty's Ships and Vessels, and others employed in the Public Service, as after specified, being always excepted,) which shall anchor, load, or unload within the said Harbour, or which shall be made fast to the said Piers and other Works and Premises, or any Part thereof, according to the Tonnage Burden thereof, any Sum *per* Ton, not exceeding Sixpence *per* Ton, of the Register Tonnage of such Ship or Vessel; but 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 within the Limits or Boundaries, but which shall not anchor, load, or unload therein, or be made fast to any Part of the said Piers and other Works and Premises.

ing the Har-
bour.

XCIH. And be it further enacted, That the Tonnage or Admeasurement of all Ships and Vessels which shall be liable to the Payment of any Tonnage Rates under this Act shall be ascertained according to the certified Tonnage in the Ship's Register; and the Master or other Person having the Command of each and every Ship or Vessel is hereby required to produce such Certificate of Registry, at the Time of Payment of the said Rates, to the Person or Persons who shall be duly authorized to collect and receive such Rates; and in case of any Dispute in or about the same then and in such Case the Tonnage of such Ship or Vessel shall be ascertained in the Manner and according to the Directions of any Act passed for registering *British Vessels*.

Mode of as-
certaining
the Tonnage
Rates.

XCIV. And be it further enacted, That all Ships, Vessels, Boats, Steam Vessels or Steam Boats, arriving in Ballast at and departing in Ballast from the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, shall pay One Moiety of the Rates and Dues hereby made payable on Trading Vessels and Ships of any Kind; and that for One Arrival together with One Departure of each Ship or Vessel of any Kind at the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, only One Tonnage Rate shall be due and payable, whether she shall have traded Inwards or Outwards, or arrived and departed in Ballast, and that without regard to any intermediate Port between which she may have traded whilst absent: Provided always, that all Vessels arriving in Ballast, and trading Outwards, shall afterwards, on so trading Outwards, pay the Rates and Dues fixed on Vessels and Ships and others trading Inwards; and no Ship, Vessel, Boat, Steam Vessel or Steam Boat, arriving at the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, shall be allowed to proceed on her Voyage until such Rates and Dues are paid.

Rules for
levying Ton-
nage Rates.

XCV. And be it further enacted, That all Ships, Vessels, Boats, Steam Vessels or Steam Boats, as aforesaid, going into the said Harbour,

Further Ton-
nage Rates
upon Vessels
remaining in

Docks
beyond Two
Months.

Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, may be and remain there, on paying the said Rates and Dues by this Act granted as aforesaid, for the Space of Two Months, to be computed from the Time of going into the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof; and that from and after the Expiration of the said Two Months there shall be paid and payable to the said Commissioners, or such Officer or Officers, or Person or Persons as they shall appoint or authorize, in addition to the said Rates and Dues as aforesaid, for every Ship, Vessel, Boat, Steam Vessel or Steam Boat, (Her Majesty's Ships and Vessels, and others employed in the Public Service, as after specified, being always excepted,) lying, being, and remaining in the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, for a longer Space of Time than Two Months aforesaid, by the Owner or Consignee, or Commander or Master of every such Ship, Vessel, Boat, Steam Vessel or Steam Boat, according to the Tonnage Burden thereof, for every Month which the same shall remain in the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, a Rate of Duty of Tonnage not exceeding Three-pence *per Ton per Month*.

Vessels of
less than
15 Tons not
liable to
Rates.

XCVI. Provided always, and be it enacted, That nothing herein contained shall be construed to extend to make any Lighter, Boat, or other Vessel of less than Fifteen Tons Burden subject or liable to the Payment of the said Tonnage Dues by this Act imposed.

Tonnage,
being once
paid, not to
be exigible
again during
the Voyage
for which it
is paid.

XCVII. Provided always, and be it further enacted, That no Ship, Vessel, Boat, Steam Vessel or Steam Boat, for which the Tonnage Rates and Dues exigible by this Act shall have been once paid, shall be liable or obliged to pay the same in case such Vessel shall from Stress of Weather or Damage be obliged to put back or return to the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, during the Voyage for which the Tonnage Rates and Dues were so paid.

Dock Dues.

XCVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, from Time to Time and at all Times hereafter, in addition to all other Duties and Rates whatsoever, to ask, demand, levy, take, and recover, as and for Dock Dues, of and from the Master or Masters, Owner or Owners, Broker or Consignee, for every Ship or Vessel which shall or may enter the said Port or Harbour, and in any Manner use the Docks of the said Commissioners, such reasonable Sum, not exceeding Eight-pence for each Ton of the registered Burden of such Ship or Vessel, as the said Commissioners shall fix for that Purpose.

Quayage
Rates.

XCIX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, from Time to Time and at all Times hereafter, in addition to all other Duties and Rates whatsoever, to ask, demand, levy, take, and recover, as and for Quayage, of and from the Master or Masters, Owner or Owners, Broker or Consignee of the Goods conveyed by every Ship or Vessel which shall or may

from Time to Time enter the said Port or Harbour, and in any Manner use the Quays of the said Commissioners, such reasonable Sum, not exceeding Sixpence for each Ton Burden of such Ship or Vessel discharged or loaded on the said Quays, as the said Commissioners shall fix for that Purpose.

C. And be it further enacted, That over and above the Tonnage, Dock, and Quay Duties herein-before authorized to be taken on Ships and Vessels entering and using the said Harbour, it shall and may be lawful for the said Commissioners to demand, take, receive, and levy, on all Ships, Vessels, or Craft entering, using, or departing from the said Port and Harbour of *Dundalk*, for and on all Horses, Carriages, Live Stock, and upon all Goods, Wares, Merchandize, and Commodities whatsoever, which shall be landed, embarked, shipped, or unshipped, imported or exported, at or from the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, or within the Boundaries of the same, the several Rates, Tolls, and Duties rated, specified, and set forth in the Second Schedule hereunto annexed, of and from the Owner or Owners, Consignee or Consignees of such Goods, Wares, Merchandize, or other Commodities imported or exported in any Ship or Vessel entering and using the said Harbour: Provided always, that all Goods, Wares, Merchandize, and Commodities which are not particularized and set forth in the said Schedule of Rates shall be charged and chargeable with and shall pay a Rate or Duty equal to a Rate or Duty rated and affixed on Goods, Wares, and Merchandize of a similar Nature, Package, and Quality in and by the said Schedule of Rates.

Rates on Goods.

CI. And be it further enacted, That if any Goods, Wares, Merchandize, Commodities, or others shall remain upon any Wharf or Pier, or other Place belonging to the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, for a longer Period than Forty-eight Hours from the Time such Goods, Wares, or Merchandize, Commodities, or others shall have been placed upon the said Quays, Wharfs, Piers, or other Places, then and in every such Case it shall be lawful for the said Commissioners, or the Officer or Officers, Person or Persons appointed by them, to levy a Sum not exceeding the Amount of the Rates and Duties by this Act imposed upon the said Commodities, and that over and above the said Rates and Duties; and it shall be lawful to exact the said additional Rates and Dues for each and every successive Period of Twenty-four Hours after the said first Forty-eight Hours during which the said Goods, Wares, Merchandize, Commodities, or others shall remain on the Quays, Wharfs, Piers, or other Places, as the said Commissioners, or the Officer or Officers, Person or Persons appointed by them, may exact, and they are hereby authorized and empowered to exact such other Rent or Wharfage Dues, less than what is before mentioned, as they shall see fit.

Further Allowance for remaining upon Wharfs above a certain Time over and above the Rates and Duties.

CII. Provided always, and be it enacted, That the said Commissioners shall have Power and they are hereby authorized, if they shall see Cause, either by themselves or the Officers and Servants employed

Goods, &c. may be removed from the Quays by the Officers.

[*Local.*]

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under

under them in virtue of this Act, to remove or cause to be removed all such Goods, Wares, Merchandize, Commodities, or others, and Carriages, as shall be allowed to remain upon the said Quays, Wharfs, Piers, and other Places beyond the Space of Forty-eight Hours as aforesaid, but all Horses and Live Stock shall be immediately removed and carried to any Warehouse, Yard, or other Place of Safety to be provided by the said Commissioners for the Time being in manner before mentioned, and there to detain and keep the same till Payment of the Charges incurred by such Removal, Keeping, and Detention, and of such Considerations besides to the said Officer or Officers and Servants authorized as aforesaid, for the Trouble in or about the same; as any Justice of the Peace for the County of *Louth* shall think reasonable, together with the Sum authorized to be levied on such Goods, Wares, Merchandize, Commodities, or others, Carriages, Horses, and Live Stock, as have been allowed to remain on the Quays, Piers, Wharfs, and other Places as aforesaid, for such and every additional and successive Period of Twenty-four Hours during which such Commodities shall remain in the said Warehouse, Yard, or other Place of Safety provided for them as aforesaid.

Duties may be varied.

CIII. 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 Rates Tolls, Sums, and Duties imposed by this Act, and again, as often as they shall think proper, to raise the same to any Sum or Sums of Money not exceeding the respective Rates and Charges by this Act imposed; and such advanced or lowered Rates, Tolls, Sums, and Duties shall be collected, recovered, and applied in such and the same Manner as the Rates, Tolls, Sums, and Duties herein mentioned are directed to be recovered, collected, and applied.

Rates to be charged equally.

CIV. Provided always, and be it further enacted, That the said Rates shall at all Times be charged equally in respect of the same Description of Articles, Matters, and Things, and that no Reduction or Advance in the said Rates shall, either directly or indirectly, be made partially or in favour of or against any particular Person or Company, or be confined to any particular Part of the said Harbour, Docks, or Works connected therewith, save as herein provided, but that every Reduction or Advance of the said Rates shall extend to and take place throughout the Whole and every Part of such Docks and Works connected therewith, in respect of Goods, Matters, and Things of a like Nature to those upon which such Reduction or Advance shall have taken place: Provided nevertheless, that nothing in this Act contained shall make it compulsory on the said Commissioners to levy any Duty or Dues upon Goods, Wares, or Merchandize landed at or exported from the said Harbour, in case they shall consider it expedient that such Goods, Wares, or Merchandize should be wholly exempt from the same.

Foreign Vessels to be measured.

CV. And be it further enacted, 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 into the said Port or 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 the Time be in force for the registering of *British* Vessels.

CVI. And be it further enacted, That in case the Master of any Vessel liable to any of the Duties imposed by this Act, or any other Person whatsoever, shall obstruct or hinder the said Commissioners, or the Person appointed to collect the Rates or Duties, or employed or appointed to admeasure Vessels, in pursuance of this Act, from going on board such Vessels, or taking Admeasurement thereof, such Master or other Person shall for any such Offence forfeit and pay a Sum not exceeding Five Pounds.

Penalty on Persons obstructing the Admeasurement of Vessels.

CVII. And be it further enacted, That it shall and may be lawful to and for Her Majesty in and by an Order of Council, and to and for the Commissioners of Her Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, or any Three or more of them, or the Lord High Treasurer, for the Time being, in and by any Order in Writing, from Time to Time and at all Times to reduce all Duties, Rates, and Charges whatsoever hereby made payable on all or on such or on so many of the Foreign Ships or Vessels as shall be deemed expedient to the same and the like Duties and Rates and Charges as are hereby and hereafter shall, in pursuance of the Powers herein contained, be made payable in respect of *British* Ships or Vessels.

Power to reduce Dues on Foreign Ships and Goods.

CVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, from Time to Time, as often as they shall see Occasion, to summon and call before them at the Ballast or Harbour Office, by Summons under the Hand and Seal of the Ballast Master, or under the Hand of any Justice of the Peace for the said County of *Louth*, any Person or Persons then within the said Town or within the said Port and Harbour, being the Owners, Part Owners, or Masters, or having the Command or Direction, or Consignee or Consignees of any Ship or Vessel liable to pay any of the Rates or Duties hereby imposed, and to examine and inquire of and concerning all or any Goods, Wares, and Merchandize, or other Matters or Things, liable to the Payment of Duties and Rates as aforesaid, or otherwise concerning the Execution of this Act, and whether all or any and what Part or Parts of such Rates, Duties, and Sum hath or have been paid or not paid, and when, and by whom, and to whom; and in case such Person or Persons, or any of them, so summoned as aforesaid, shall not appear at the Time and Place in such Summons mentioned, or appearing shall refuse or shall not answer and discover, or shall fraudulently or wilfully mis-state what he, she, or they respectively know and believe concerning the Matters examined or inquired into, he, she, or they, and every of them, shall forfeit for every such Non-appearance, Refusal, or not answering and discovering, or wilfully or fraudulently mis-stating, as aforesaid, any Sum not exceeding Ten Pounds, together with Double Costs of Suit, to be recovered by Bill, Plaint, or Information, or, in case the Party be absent from *Ireland*, by Action of

Commissioners may examine Persons liable to the Duties.

of Debt, in any Court of Record, wherein no Essoign, Protection, Wager of Law, nor more than One Imparlanee, shall be allowed, or upon Conviction in a summary Way before a Justice of the Peace.

Articles not specified in Schedule to be rated.

CIX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to ascertain and fix such reasonable Duties to be paid upon the lading or unlading, importing or exporting, of any Commodity or Article not specified or enumerated in the Tables or Schedules hereto annexed, in proportion to the several Duties therein specified, as they shall think fit, so as no such Duty shall exceed One Twelfth of the Freight payable thereon respectively on being imported or exported into or from the said Ports; which Duties, when so ascertained and fixed by the said Commissioners, shall be considered to all Intents and Purposes as if the same had been specially enumerated in this Act, or in the said Schedule or Table hereto annexed.

Ships to be reported on arriving in the Harbour, and an Account given of the Cargo.

CX. And be it further enacted, That every Master or Owner, or other Person having the Charge or Command at the Time of any Ship or Vessel which shall arrive in the said Harbour, and liable to pay any of the Rates or Duties hereby imposed, shall in every Case make his Report of such Ship or Vessel, and of her Cargo, to the Harbour Master for the Time being of the said Harbour, or to such other Person as the said Commissioners shall appoint for that Purpose, within Six Hours next after he shall be required by the said Harbour Master or such other Person as aforesaid so to do; and in all Cases where the Cargo of any such Ship or Vessel as aforesaid, or any Part thereof, shall consist of any Goods, Wares, or Merchandize, every such Master, Owner, or other Person on board having such Charge or Command as aforesaid, shall and he is hereby required, within Six Hours after such Ship, Vessel, or Cargo shall be so reported, deliver or cause to be delivered in Writing to the Ballast Master, Receiver, or Collector, or to such other Person as the Commissioners shall appoint for the Receipt thereof, a true, full, and particular Account, to the best of his Knowledge, of the several Goods, Wares, and Merchandize, of which such Cargo shall be composed or consist, and of all separate and small Parcels thereof, and the Name or Names of the respective Persons to whom they are consigned, and shall also (if required thereto) give due Notice in Writing of the Time appointed for the Delivery of such Cargo; and in case any such Master, Owner, or other Person as aforesaid shall refuse or neglect to make such Report, or to deliver such Account, within the respective Times and in the Manner herein-before directed, or to give such Notice, when required thereto, or shall wilfully and knowingly give a false Statement, or do any other Act whereby the Payment of the said Duties shall be avoided, he shall for every such Neglect or Refusal or false Statement forfeit and pay Ten Pounds, over and above the Duties payable for such Goods, Wares, and Merchandize.

Receiver may enter Ships, and

CXI. And to the end that Rates and Duties by this Act imposed may be effectually levied and collected, be it further enacted, That it shall and may be lawful to and for the Receiver or Collector of the Duties

Duties by this Act imposed, or any of them, or his or their Deputy, to enter, either alone or with any other Person or Persons for his or their Assistance, into or on board of any Ship or Vessel within the said Harbour or Port, and to demand, take account of, and inspect what Duty or Duties, whether as Harbour, Tonnage, or other Duties, or for Pilotage, Quayage, or Ballast, is, are, or may be payable by virtue of this Act, for or in respect of any such Ship or Vessel, or of any Goods, Wares, or Merchandizes on board such Ship or Vessel, and to demand, collect, and receive all and every such Duty or Duties; or in case any Duty by this Act imposed shall not be paid by the Master, Owner, or Part Owner, or by the Person having the Charge or Command of such Ship or Vessel, or the Consignee or Consignees thereof, upon Demand thereof made by the said Receiver or Collector, then it shall and may be lawful to and for such Receiver to seize and distrain such Ship or Vessel, for the Duties payable upon such Ship or Vessel, and the Goods, Wares, or Merchandize on board thereof, and all and every or any other Goods, Wares, or Merchandize of or belonging to the same Owner or Owners, Merchant or Merchants, Consignee or Consignees, which shall then or at any Time afterwards come to or be found at or within the said Harbour, or upon any Wharf adjoining or belonging to the same respectively, and also all the Guns, Tackle, Furniture, and Apparel of or belonging to any Ship or Vessel within such Harbour, for or in respect of the Duties payable upon such Goods, Wares, or Merchandize as may have been conveyed by such Ship or Vessel; and in case of any such Neglect or Delay of or in the Payment of the said Duties, or any Part thereof, so payable, and neglected or delayed to be paid, and for which such Distress or Distresses shall be taken as aforesaid, for the Space of Five Days next after such Distress or Distresses so taken, then and in every such Case it shall and may be lawful to and for such Receiver or Collector to sell the said Ship or Vessel, or such Goods, Wares, or Merchandize, Guns, Tackle, and Furniture, (as the Case may be,) so distrained, or so much thereof as he or they shall deem necessary, and therewith to satisfy him or themselves, as well for the said Duties as for his and their reasonable Charges in taking, keeping, and selling such Distress or Distresses, rendering the Overplus (if any) to the Owner or Owners of the same, or his or their Agent, for the Use of such Owner or Owners, when he or they shall demand the same; and if any Master, Owner, Merchant, Consignee, Agent, or other Person shall not permit, or shall obstruct or hinder, any Receiver or Collector, or other Person or Persons employed by the said Commissioners, to enter or from entering on board any Ship, Vessel, Boat, or other Craft, to take an Account of and inspect what Duty may be payable by virtue of this Act, or for any Purposes authorized by this Act, every Person so offending shall for every such Offence forfeit any Sum not exceeding Ten Pounds, over and above the said Duties.

take an Account of Duties.

CXII. And be it further enacted, That every Master or Owner, or other Person having the Charge or Command at the Time of any Ship or Vessel, liable to pay any of the Rates hereby imposed, shall, whenever required by the Ballast Master or other Receiver or Collector of the said Rates, produce and show, or cause to be produced

Every Master, &c. of any Vessel to produce Registers, Manifests, &c. to Col-

lector when
required.

duced and shown, to such Ballast Master, Receiver, or Collector, or other Deputy, the Register of such Vessels, and other Documents relating to the Appointment of such Master or other Person, or to the Ownership of such Ship or Vessel; and in case such Master, Owner, or other Person shall, upon such Requisition, refuse to produce or show to such Ballast Master, Receiver, or Collector such Registers and other Documents as aforesaid, he or they shall for every such Refusal forfeit and pay any Sum not exceeding Five Pounds.

Masters and
Agents of
Vessels load-
ing to de-
liver an
Account of
the Cargo.

CXIII. And be it further enacted, That every Master, Owner, or other Person having the Charge or Command of any Ship or Vessel in the said Harbour shall give to the Ballast Master, Receiver, or Collector, or any other Person appointed to receive the said Duties, a just Account in Writing, signed by the Person or Persons sending or consigning such Goods and other Things that shall be embarked in each such Ship or Vessel, or by his or their Clerk or Agent, which Account shall contain a Statement of the Quantities and Weight of such Goods and other Things, and of their Nature, Sort, or Kind, as shall be embarked in each such Ship or Vessel, and if the Goods or other Things contained in any Ship or Vessel shall be liable to the Payment of different Duties, then such Account shall specify the Quantities liable to the Payment of each of said Duties; and in case the Master, Owner, or other Person having the Charge or Command of such Ship or Vessel, shall neglect or refuse to give such Account, or shall wilfully or knowingly give a false Account, or do any other Act whereby the Payment of the said Duties or any Part thereof shall be avoided, or shall charge in respect of the said Duties more than shall actually have been paid for the same, or if the Person or Persons sending or consigning such Goods or other Things, or his or their Clerk or Agent, shall sign a false Account thereof, or shall refuse to give such Receiver or Collector, when required thereto, an Account of the Charge made in respect of the said Duties by the Master or Owner of the Ship or Vessel containing the same, every Person so offending shall forfeit and pay any Sum not exceeding Ten Pounds, over and above the said Duties.

Goods enu-
merated to
be gauged or
weighed at
landing.

CXIV. And be it further enacted, That all Goods, Wares, Merchandize, and Commodities as shall be imported or exported to or from the said Harbour, and shall be chargeable with Duties according to the Weight or Measure thereof, shall be respectively weighed or gauged, as the Case shall require, immediately, or as soon as may be after the same shall be landed or unshipped or shipped, and before any Samples from the same shall be taken for Sale.

Custom
House Officer
not to dis-
charge any
Vessel before
Duties paid.

CXV. And be it further enacted, That it shall be lawful for the Collector of Her Majesty's Customs or other Officer of Revenue, with the Consent of the Commissioners of Her Majesty's Customs, to refuse to permit any Ship, Boat, or Barge, or other Vessel, chargeable with Rates or Duties under this Act, to be entered Inwards, Outwards, or Coastwise, or any Commodities to be landed from or put on board of such Ship, Boat, Barge, or other Vessel, until he shall have received from the Collector or Collectors of the Rates and Duties aforesaid a Certificate of all such Rates and Duties having

having been paid in full, which Certificate such Collector or Collectors is and are hereby required to give, without Fee or Reward, upon Payment of such Rates and Duties.

CXVI. And be it further enacted, That it shall not be lawful for any Ship or Vessel to leave the said Dock or Harbour until Payment and Satisfaction shall have been made for the Rates and Duties hereby imposed; and if any Master, Commander, or Owner or Part Owner, or other Person having the Command of any Ship or other Vessel, shall depart from the said Harbour without having first paid the Rates or Duties hereby imposed, and without having first obtained from the Ballast Master, Harbour Master, or other Collector of the same a Certificate certifying that such Rates have been paid, or if any Master or Owner shall elude or endeavour to elude or avoid the Payment thereof by any Method whatsoever, every such Master, Commander, Owner, or Part Owner of such Ship or Vessel shall pay and forfeit for every such Offence to the said Commissioners the Sum of Ten Pounds, over and above the Rates and Duties imposed by this Act.

Persons eluding Payment of Duties to continue chargeable with them.

Penalty.

CXVII. And be it further enacted, That if any Ship or Vessel entering into the said Harbour shall attempt to depart therefrom without having first paid the Rates and Duties to which such Ship or Vessel shall be liable by this Act, it shall be lawful for the Collector or Collectors, or his Deputy, or the Ballast Master or other Officer, to demand and require Payment thereof from the Master or other Person in charge of such Ship or Vessel; and in default of Payment of the same, or Want of Satisfaction given to such Collector or Collectors, or his Deputy, or the Ballast Master or other Officer, it shall be lawful for the said Collector or Collectors, or his Deputy, or the Ballast Master or other Officer, and all others in their Employ, or whom they may call in to their Assistance, to stop and detain, and prevent the said Ship or Vessel from proceeding out of the said Harbour or Dock, with the same and the like Powers of Entry and Distress and Sale, and the like Penalty, as herein-before mentioned; and any Pilot or Salvage Man piloting or assisting any Vessel out of the said Harbour, after being required to desist therefrom by the Collector or Ballast Master, shall forfeit and pay any Sum not exceeding Five Pounds.

Master, &c. to pay Duties before Departure of Vessels.

CXVIII. And be it further enacted, That if any Master or other Person having the Command of any Ship, Vessel, Boat, Steam Vessel or Steam Boat, entering or intending to enter the said Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, shall give false Information of the Draught of Water of any such Ship, Vessel, Boat, Steam Vessel or Steam Boat, to the Harbour Master or Dock Master, or other Officer or Officers, Person or Persons, appointed as aforesaid, every Person so offending shall for every such Offence forfeit a Sum not exceeding Five Pounds Sterling.

Penalty on giving a false Draught of Water of Ship, &c.

CXIX. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to any of Her Majesty's Ships of War, or any Ship, Transport, or Vessel employed in or upon Her Majesty's Service, in the Conveyance of any Officers

Not to extend to Vessels in Her Majesty's Service.

or

or Soldiers, or any Horses, Arms, Ammunition, or Baggage to them or any of them belonging, or of any Ordnance, Barracks, or Commissariat Stores, or to any Vessel in the Service or Employ of the Ordnance, Customs, or Excise, or of Her Majesty's Postmaster General; Provided always, that if any Person or Persons shall claim or take the Benefit of any such Exemption as aforesaid without being entitled thereto every such Person for every such Offence shall forfeit and pay any Sum not exceeding Ten Pounds.

Steam Vessels to be charged with lesser Rates than other Vessels.

CXX. And be it further enacted, That until the said River of *Dundalk* is sufficiently navigable to admit of Steam Vessels stopping or anchoring nearer the said Town than the Point, it shall not be lawful for the said Commissioners to demand or take, for or in respect of any such Steam Vessel frequenting the said Harbour, or for or in respect of any Articles, Goods, Wares, Merchandize, and Cattle conveyed by the same, from any Owner or Owners, Consignees, Agents, or other Persons having the Charge or Management of such Steam Vessels using and resorting to the said Harbour, more than One Quarter of the Rates, Tolls, and Duties hereby made payable on other Ships and Vessels (not being Foreign Vessels) using or resorting to the said Harbour, and the Articles, Goods, Merchandize, and Cattle conveyed by the same; and when and so soon as the said River is sufficiently navigable as aforesaid, the said Steam Vessels shall be chargeable with Half the Rates, Tolls, and Duties payable on other Vessels (not being Foreign Vessels), and the Articles, Goods, Wares, Merchandize, and Cattle conveyed by them shall be subject and liable to the Payment of the like Rates, Tolls, and Duties as are payable upon the Articles, Goods, Wares, Merchandize, Cattle, and Things conveyed by other Vessels (not being Foreign Vessels) using or resorting to the said Harbour, the same to be payable and recoverable in like Manner as the Rates, Tolls, and Duties payable on other Vessels, and the Articles, Goods, Wares, Merchandize, and Cattle conveyed by the same, are hereby made payable and recoverable, any thing herein contained to the contrary notwithstanding; provided, however, that nothing herein contained shall extend or be construed to alter or determine the Rates hereby made payable for or in respect of Quayage; and in case any Dispute shall arise as to whether the said River shall be sufficiently navigable for the Purposes aforesaid, it shall be lawful for the said Commissioners to issue a Warrant, under the Hands and Seals of any Three or more of them, directed to a Magistrate of the said County of *Louth*, requiring him to investigate the same, who, upon Receipt of such Warrant, is hereby required to examine into the said Matter upon Oath, and the Decision of such Magistrate shall be binding and conclusive upon all Parties whomsoever.

Disputes about the Amount of Rates to be settled by Justices.

CXXI. And be it further enacted, That if any Dispute shall arise concerning the Amount of Rates or Duties due or Charges occasioned by any Distress to be taken by virtue of this Act, it shall be lawful for the Collector or Person distraining to detain such Distress until the Amount of the Rates or Duties due, and the Charges of seizing, distraining, keeping, and selling such Distress, (as the Case may be,) shall be ascertained by some Justice of the Peace for the said County

of *Louth*, who, upon Application made to him for that Purpose, is hereby required to examine the said Matter upon Oath of the Parties or other Witness or Witnesses, and determine the Amount of the Rates or Duties due; and it shall be lawful for such Justice to assess and award such Costs to be paid by either of the Parties to the other of them as he shall think fit, just, and reasonable; and in case of Nonpayment thereof, on Demand, such Costs shall be levied by Distress and Sale of the Goods and Chattels of the Party directed to pay the same, by Warrant under the Hand and Seal of such Justice.

CXXII. Provided always, and be it further enacted, That all Notices in this Act directed to be given of any General or Special Meetings of the said Commissioners, or of any other Matters respecting which Notice is herein directed to be given, and not herein otherwise provided for, shall be signed by the Clerk to the said Commissioners, or in case such Special General Meeting shall be called by any of the said Commissioners as aforesaid, then by at least Twelve of such Members, and shall be given by Advertisement in a Newspaper published or circulated in the County of *Louth*; and such Notices, when so published and given, shall be deemed and considered the same as personal Notice.

Notice of Meetings how to be given.

CXXIII. And be it further enacted, That it shall be lawful for the said Commissioners to let to farm the Tolls or Duties by this Act made payable, or any Part thereof, unto any Person, for any Term or Time which they shall think proper, not exceeding Seven Years; and the Lessee thereof, and also such Person as such Lessee shall appoint to collect and receive the Tolls and Duties so let, shall during the Continuance of any such Lease be deemed Collectors thereof, 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 always, that public Notice of the Intention to let the said Tolls and Duties, or any Part thereof, be given by the Clerk to the said Commissioners by Advertisement published in some Newspaper usually circulated in the said County of *Louth* at least Fourteen Days prior to any Meeting at which the said Tolls or Duties, or any Part thereof, are proposed to be let.

Commissioners empowered to lease the Tolls.

CXXIV. And be it further enacted, That during such Time as the said Tolls or any Part thereof shall be leased, demised, or let to any Person whomsoever, it shall and may be lawful to and for the Lessee or Farmer thereof, or such other Person as he shall authorize or appoint, to occupy and enjoy the Toll House or Toll Houses at which the said Tolls so let are to be collected and to arise, with all the Appurtenances and Conveniences to the same Toll House belonging, for the Purpose of collecting such Tolls, during so long Time only as any such Lessee or Farmer shall regularly and duly pay his Rent, and perform the Covenants, Agreements, and Conditions of such Lease, Demise, or Letting, but no further or otherwise; and such Lessee or Farmer, and the Person so to be by him appointed, (such Rents and Covenants being duly paid and performed,) shall and may demand and take the Tolls so leased, demised, farmed, or let, with the like Powers for the Recovery thereof, to all Intents and

Lessees or Persons may collect Tolls.

Purposes whatsoever, as any Collector of the said Tolls appointed by the said Commissioners is by virtue of this Act authorized and empowered to demand, take, and recover the same; and such Lessee, Farmer, Collector, or other Person as aforesaid shall be subject to the Regulations of this Act, and to the like Pains, Penalties, and Forfeitures, and shall be liable to the like Actions and Prosecutions, as any Collector of the said Tolls appointed in pursuance of this Act is subject or liable to.

Power of
Re-entry.

CXXV. And be it further enacted, That in case all or any of the Tolls or Duties arising by virtue of this Act shall be demised or let to farm to any Person in any Manner whatsoever, and the Lessee or Farmer thereof shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let, or in case the Rent agreed to be paid by such Lessee or Farmer, or any Part thereof, shall be in arrear or unpaid for the Space of Seven Days next after any of the Days on which the same ought to be paid, pursuant to the Lease, Agreement, or Contract for demising or letting such Tolls or Duties, or in case any such Lease, Agreement, or Contract shall in any other Manner become void, then and in any of the said Cases it shall be lawful for any Two or more Justices of the Peace for the said County of *Louth*, upon Application made by Three or more of the said Commissioners, or by the Clerk or Treasurer for the Time being of the said Commissioners, by Warrant under their respective Hands and Seals, to order any Constable or Peace Officer, with such Assistance as shall be necessary, to remove such Lessee, Farmer, or other Person from the Collection of such Tolls or Duties, and to put the said Commissioners, or any of them, or their new Lessee, Farmer, or Collector, into Possession; and thereupon it shall be lawful for the said Commissioners, if they shall think fit, to vacate and determine the said Lease, Contract, or Agreement (if any) which was previously subsisting, and the same shall accordingly be utterly void to all Intents and Purposes (save as to the Covenants and Agreements for Payment of the Rent thereby reserved, or other unperformed or broken Obligations, Covenants, or Agreements on the Lessee's Part,) as if such Lease, Contract, or Agreement had never been made; and it shall be lawful for the said Commissioners in every such Case again to demise or let to farm the said Tolls or Duties to any other Person, or cause them to be collected, in such and the same Manner as if no former Demise, Contract, or Agreement had been made relative thereto.

Commis-
sioners may
appoint
Pilots.

CXXVI. And in order that a sufficient Number of skilful Pilots may be appointed to take charge of Ships or Vessels trading to the said Port and Harbour, and that proper Persons may be appointed to regulate the placing of such Ships or Vessels as shall be therein, and to prevent the Frauds and Abuses committed by Persons employed in Lighters within the said Port, and that the Conduct of such Pilots and other Persons so to be appointed may be properly regulated; be it enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby required, from Time to Time to license and appoint, during their Will and Pleasure, such Number of skilful Pilots for the Purpose aforesaid as may be necessary, at and under such

such yearly Wages and Salaries as shall be by the said Commissioners agreed on; and the said Commissioners may and they are hereby required to appoint and authorize a proper Person to be Pilot Master within the said Port or Harbour; which said Pilot Master shall continue in his Office during the Will and Pleasure of the said Commissioners, at and under the yearly Wages and Salaries to be ascertained by the said Commissioners to be paid to such Pilot Master; and the said Pilot Master shall, as the Duty and Business for which such his Salary is to be paid to him, superintend the Conduct of the several Pilots to be appointed as aforesaid, and from Time to Time report the same to the said Commissioners, when required.

CXXVII. And be it further enacted, That the Master, Commander, Owner or Owners, Consignee or Consignees of every Ship or Vessel coming into the Port, Harbour, or River of *Dundalk* from the Sea, or going out of the same to the Sea, shall for every such Ship or Vessel, not being in Her Majesty's Service nor in Ballast only, pay or cause to be paid, as and for Pilotage, to the aforesaid Ballast Master, at the Ballast Office of the said Port of *Dundalk*, on the said Vessel entering the said Port, a Rate or Sum proportioned to the Tonnage of such Vessel, not exceeding the several Sums of Money set down in the Figures in the Column opposite the Tonnage thereof in the Third Schedule hereunto annexed, and shall likewise pay on going out of the said Port a like Rate or Sum: Provided always, that Vessels coming into the said Harbour from Stress of Weather or contrary Winds, and Vessels not coming nearer the Quays than *Cooley Point*, shall pay One Half only of the respective Rates in the said Schedule mentioned; and provided also, that Steam Vessels, if they do not choose to employ a Pilot, shall not be liable to pay any of the said Rates.

Rates of Pilotage.

Exemption.

Steam Vessels.

CXXVIII. And be it further enacted, That every Person offering himself as Pilot to any Ship or Vessel off or in the said Harbour shall declare whether he be duly appointed and licensed by the said Commissioners to act as Pilot, pursuant to the Directions of this Act; and if any Person so offering himself, and not licensed, shall, at the Time or Times he shall so offer himself as Pilot, declare himself to be so authorized and appointed as aforesaid, every such Person shall for such Offence forfeit any Sum not exceeding Ten Pounds.

Persons offering to pilot any Vessel, if not licensed, to pay a Penalty.

CXXIX. And be it enacted, That if it shall happen that a Pilot, licensed as aforesaid, shall not appear alongside of and offer himself to any Ship or Vessel coming from Sea into the said Port, before such Ship or Vessel shall arrive in that Part of the Bay of *Dundalk* between *Cooley Point* and *Clogher Head*, or during such Time as such Ship or Vessel shall be in the said Part of the said Bay, such Ship or Vessel having the usual Signal or Flag for a Pilot flying, then and in such Case it shall and may be lawful to and for any Person whom the Master or Commander of the said Ship or Vessel shall think proper to appoint, though not a licensed Pilot, to take charge and care of the said Ship or Vessel as Pilot thereof; and no Pilotage shall be paid by the Master or Commander of such Ship or Vessel to the said Corporation.

If no licensed Pilot offers, Master may take another Person.

CXXX. And

Master re-
fusing Pilot.

CXXX. And be it further enacted, That in case the Master, Owner, or other Commander of any Ship or Vessel, (save and except Steam Vessels,) Inward or Outward bound, who is required by this Act to employ a Pilot, shall refuse to take on board and employ a Pilot so to be licensed as aforesaid, who shall offer his Services, such Master, Owner, or Commander shall pay or cause to be paid the usual Pilotage to the said Commissioners for the Services of such Pilot who first offered his Services, and was refused as aforesaid, according to the different Rates and Prices herein-after directed to be paid, over and above any other Penalty to which such Master or Commander may be liable.

Licensed
Pilot neglect-
ing his Duty
to pay a
Penalty.

CXXXI. And be it enacted, That if any such licensed Pilot as aforesaid who shall go on board any Ship or Vessel going into or coming out of the said Harbour, for the Purpose of piloting the same, shall wilfully or in any Manner neglect or refuse to perform his Duty in piloting such Vessel, so as to cause any unnecessary Delay or Injury to such Ship or Vessel, and shall be thereof convicted on the Oaths of Two or more credible Witnesses before the Chief Magistrate of the said Town of *Dundalk* or any Justice of the Peace for the said County of *Louth*, such Pilot shall for every such Offence forfeit such Sum as such Chief Magistrate or Justice of the Peace shall think fit, not exceeding Twenty Pounds.

Yearly Sum
to be allowed
to super-
annuated
Pilots, &c.

CXXXII. And in order to enable the said Commissioners to give due and sufficient Encouragement to Persons acting as Pilots to be active and diligent in their Duties as such, be it enacted, That it may and shall be lawful to and for the said Commissioners to appoint any yearly Sum or Sums Money to be paid to such superannuated or sickly Pilots as they shall think proper, and to the Widow or Widows of any Pilots who shall have been drowned or lost in the Discharge of his or their Duty as such, provided all such Sums together shall not exceed in the whole One hundred Pounds in any One Year; and also from Time to Time to grant and pay any Pilot or Pilots any Sum or Sums of Money they shall think such Pilot or Pilots may deserve, for any extraordinary Service performed by them; all which Sums shall be paid out of the Payments, Rates, Duties, and Revenues which shall arise by this Act.

Commis-
sioners
may contract
for Ballast
Materials,
&c.

CXXXIII. And be it further enacted, That it shall be lawful to and for the said Corporation from Time to Time to contract for with or purchase from any Person or Persons willing to supply the same, all such Stone, Sand, Gravel, or other Materials as shall or may be necessary or useful for the ballasting of Vessels coming into the said Port or Harbour, although the same shall not be raised in the said Harbour.

Lighters, &c.
to be kept
for raising
Ballast.

CXXXIV. And be it further enacted, That the said Commissioners shall and they are hereby required to provide and keep from Time to Time a sufficient Number of Lighters, together with proper and sufficient Workmen, Tools, and Engines, for the raising Ballast in such Part or Parts of the said Harbour or River as shall be by them judged expedient, and shall furnish all Ships and Vessels wanting or requiring
Ballast

Ballast within the said Port with Ballast at the Rate herein-after mentioned, Twenty-four Hours after Notice in Writing shall have been given so to do by the Commander or Master of any such Ship or other Vessel to the Person who shall from Time to Time act as Ballast Master under the said Commissioners, so as Wind and Weather shall permit the same to be done, and in case Wind and Weather shall not within such Twenty-four Hours permit the same to be done, then the said Commissioners, or the proper Officer or Officers who shall act under the said Commissioners for that Purpose, shall furnish or cause to be furnished such Ballast to such Ships or Vessels respectively within Twelve Hours after Wind and Weather shall permit them to do so.

CXXXV. And be it enacted, That the Master or Commander of any Ship or Vessel belonging to *Great Britain* or *Ireland* or the *British Plantations*, that shall take in Ballast from the said Office, shall pay to the Officer who shall be appointed by the said Commissioners to receive the same any Sum not exceeding the Sum of Two Shillings for every Ton of Ballast delivered to such Ship or Vessel; and the Master or Commander of any Ship or Vessel belonging to *Great Britain* or *Ireland*, or to the *British Plantations*, who shall put out Ballast within the said Port or Harbour, shall pay to the Officer who shall be appointed as aforesaid any Sum not exceeding One Shilling for every Ton of such Ballast which shall be so put out; and the Master or Commander of every Foreign Ship that shall take in or put out Ballast as aforesaid shall pay One Third Part more than the Sum herein-before directed to be paid by Ships belonging to *Great Britain* or *Ireland* or the *British Plantations*.

Charge for Ballast.

CXXXVI. And be it further enacted, That the said Ballast so to be furnished as aforesaid shall be brought to the Sides of the Ship or Vessel which shall have Occasion for the same in the Lighters to be provided and kept as aforesaid, and thence immediately thrown into such Ship or Vessel by the Crew of such Ship or Vessel.

Ballast to be brought to the Side of the Vessel, and thrown in by the Crew.

CXXXVII. And be it enacted, That when and so soon as One or more Wharf or Wharfs shall be erected for the saving and stowing of Ballast as herein-after mentioned, and there shall be a sufficient Quantity of Ballast in and upon such Wharf or Wharfs for the supplying of any Ship or Vessel wanting the same, it shall be lawful for the said Commissioners, or the Officer or Officers to be appointed by them for that Purpose, to order and direct, at their Discretion, any Ship or Vessel requiring Ballast as aforesaid (save only and except such Ships or Vessels as shall have discharged their Cargoes below such of the said Wharfs as shall be situated the farthest down in the said Harbour,) to go alongside of such Wharf or Wharfs, and take in such Ballast from the Side or Sides thereof, in which Case the said Commissioners, or their Officer or Officers, shall not be obliged to furnish such Ship or Vessel with Ballast in a Lighter or Lighters.

Vessels may take in Ballast at Wharf.

CXXXVIII. And be it further enacted, That the said Commissioners shall furnish or cause to be furnished, at the Rate herein-after mentioned, to the Commander or Master of any Ship or Vessel which

Lighters to be furnished for taking Ballast out of Vessels

[Local.]

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shall

arriving
therewith.

shall from Time to Time arrive within the said Port laden with Ballast, good and sufficient Lighters, with proper and sufficient Workmen and Tools, for the taking and carrying such Ballast from such Ship or Vessel within Twenty-four Hours after Notice for that Purpose shall be given in Writing by such Commanders or Masters respectively at the aforesaid Office, if Wind and Weather shall permit, and in case Wind and Weather shall not then permit the same then within Twelve Hours after Wind and Weather shall permit them so to do.

Ballast may
be unladen at
the Wharf.

CXXXIX. And be it further enacted, That when and so soon as such Wharf or Wharfs shall be so built and erected it shall and may be lawful to and for the said Commissioners, or the Officer to be appointed by them for that Purpose, to order and direct, at their Discretion, any Ship or Vessel requiring to discharge and unlade Ballast to discharge and unlade such Ballast at and upon such Wharf or Wharfs, in which case the said Commissioners, or the said Officer or Officers, shall not be obliged to furnish to the Commander or Master of any such Ship or Vessel any Lighter for the taking such Ballast from such Ship or Vessel.

If the Crew
of any Vessel
occasion any
unreasonable
Delay to the
Lighters, &c.,
Master shall
forfeit such
Sum as the
Commission-
ers shall
adjudge.

CXL. And to the end that such Lighters as shall or may be employed in bringing Ballast to and taking Ballast from such Ships or Vessels as aforesaid shall not be longer detained in so doing than shall be necessary, and be it enacted, That in case the Crew of any Ship or Vessel shall neglect or refuse to take in or cast out their Ballast, so as to occasion any unreasonable or unnecessary Delay therein to any Lighter which may be employed under the said Commissioners to bring Ballast or to take Ballast from such Ship or Vessel, then and in such Case the Commander or Master of every Ship respectively so delaying shall forfeit and pay to the Ballast Master for the Time being any Sum not exceeding Five Shillings for every Hour such Lighter shall be so unnecessarily detained by the Neglect or Default of the Crew of such Ship or Vessel.

Penalty on
Masters tak-
ing Ballast
from other
Persons.

CXLI. And be it further enacted, That if the Master or Commander of any Ship or Vessel which shall be in the said River, Port, or Harbour, shall take, or permit or suffer to be taken, into such Ship or Vessel, any Ballast whatsoever, from any Person or Persons, save only from such Person or Persons as shall be appointed by the said Commissioners for that Purpose, or shall permit or suffer any Ballast whatsoever to be taken from such Ship or Vessel, save only by such Person or Persons as shall be appointed as aforesaid, then, not only the said Master or Commander, but also the Person who shall deliver to or take from such Ship or Vessel such Ballast as aforesaid, shall for every such Offence forfeit any Sum not exceeding Five Pounds: Provided always, that nothing in this Act contained shall prevent any Person or Persons from supplying Limestone or any other Stone to any Ship or Vessel in the said River, Port, or Harbour, without any Charge to be paid to the said Commissioners, or to any Officer to be appointed by them for the delivering of Ballast.

Penalty for
purchasing

CXLII. And be it enacted, That if the Master or Commander of any Ship or Vessel which shall be in the said River, Port, or Harbour shall

shall buy or purchase, or cause or procure to be bought or purchased, from any Person or Persons, any Ballast whatsoever, for the Use of such Ship or Vessel, or shall permit or suffer any Ballast which shall be so bought or purchased (save only as such Master or Commander shall pay for to the said Commissioners as aforesaid) to be put on board such Ship or Vessel, such Master or Commander, and also such Person or Persons as shall sell such Ballast, shall respectively forfeit and pay any Sum not exceeding Ten Pounds each, one Half thereof to be paid to such Person or Persons as shall give such Information of such Offence to the said Commissioners, and the other Half of the said Penalty to be paid to the said Commissioners, to be applied for the Purposes of this Act.

Ballast, except from Commissioners.

CXLIII. And be it enacted, That if any Master or Commander of any Ship or Vessel which shall be in the said River, Port, or Harbour, or in Dock, shall in any Manner, or by any Means or Contrivance whatsoever, take on board, or permit or suffer to be taken on board, such Ship or Vessel, any Ballast whatsoever, save only such and so much Ballast as he shall give Notice to and inform the Person who shall act as Ballast Master as aforesaid shall be necessary for such Ship or Vessel as aforesaid, and as shall have been purchased from the said Commissioners as aforesaid, such Master or Commander, and all and every Person and Persons who shall be aiding and assisting in putting such Ballast on board such Ship or Vessel, shall respectively forfeit and pay any Sum not exceeding Ten Pounds each, one Half thereof to be paid to such Person or Persons as shall give Information of such Offence to the said Commissioners, and the other Half of the said Penalty to be paid to the said Commissioners, to be applied for the Purposes of this Act.

Penalty on Masters taking Ballast on board.

CXLIV. And for the more effectual cleaning of the said Harbour, be it enacted, That all Ballast that shall from henceforth be put on board any Ship or Vessel within the said River shall, if raised in the said River, Port, or Harbour, be taken out of such Part or Parts only as shall from Time to Time be directed by the Officer or Officers to be appointed by the said Commissioners for that Purpose; and that no Ballast shall be carried from one Ship to supply another; and no Ballast shall be thrown out of any Ship into the said Port, Harbour, Docks, or River, without the Consent of the Commissioners, upon pain of forfeiting for every such Offence any Sum not exceeding Ten Pounds.

Ballast to be taken out of such Part of the Harbour as directed by any Officer appointed for that Purpose.

CXLV. And be it enacted, That if the Master or Owner of any Lighter who shall be employed by the said Commissioners to take up or dredge for Ballast in the said River or Harbour shall dredge for or take up any Ballast in or from any other Part of the said River or Harbour than such Parts thereof as the said Commissioners, or the Officer or Officers to be by them authorized for that Purpose, shall from Time to Time direct, such Master or Owner shall forfeit, over and besides any other Penalty hereby imposed for such Offence, any Sum not exceeding Ten Pounds, to be deducted out of such Money as may be from Time to Time payable by the

Penalty on the Master of a Lighter who shall take up Ballast except where directed.

the said Commissioners to such Master or Owner for any Services done by him or them for the said Commissioners.

In case of Neglect of Ballast Master or his Servants in taking Ballast from any Vessel, or furnishing her therewith, &c.

CXLVI. And be it further enacted, That in case the Master or any of the Officers of the said Ballast Office, or his or their Servants, shall refuse or neglect to take off from or bring in Ballast to any Ship or Vessel within the said River, Port, or Harbour, or in Dock, at the respective Times for doing thereof as aforesaid, the Master or Commander of such Ship or Vessel not having been ordered or directed as aforesaid to take in or put out such Ballast at such Wharf or Wharfs when erected as aforesaid, or if wanting Ballast, and he shall be so ordered and directed, and shall not be able to obtain such Ballast at such Wharf or Wharfs, then and in any of the said Cases it shall and may be lawful to and for the Commander and Master of such Ship or Vessel, at any Time subsequent to Twelve Hours after Notice in Writing of such Neglect having been given at the said Office, to employ any other Lighter for the doing thereof, which said Lighter so as aforesaid employed is hereby authorized to take up as much Ballast in the said Docks, or in the Channel of the said Port or River, as shall be requisite for ballasting such Ship or Vessel so neglected to be supplied, or to carry off such Ballast as shall be in such Ship or Vessel, as the Case shall happen to be.

Masters or Owners liable for Damage done by Vessels or Crews.

CXLVII. And be it further enacted, That the Owner or Master or other Person having the Command or Charge of any Ship or Vessel, Lighter or Boat, using the said Harbour, shall be and is hereby made answerable or accountable to the said Commissioners for the Amount of any Damage or Mischief done by any such Ship, Vessel, Lighter, or Boat, or by any of the Mariners, Boatmen, Bargemen, Watermen, or Servants, or other Persons on board of and belonging to the same, to the said Harbour, or to any of the Jetties, Piers, Quays, Walls, Docks, Wharfs, Works, Machinery, or Tackle within or about or belonging or appertaining to any Part of the same, or to other Vessels lying therein, or to any of the Anchors, Buoys, Perches, Beacons, Moorings, Chains, or any other of the Works already made, erected, or placed, or which shall hereafter be made, erected, or placed, in or about the said Harbour; and if the Amount of such Mischief or Damage be not forthwith paid, in case the same shall not exceed the Sum of Twenty Pounds, the same shall and may be recovered as any other Penalties and Forfeitures under this Act may be recovered; and it shall be lawful for the Ballast Master or other Officer to detain such Vessel by which, or by any of the Persons belonging to which, any Damage or Mischief shall have been done, until sufficient Security shall have been granted for Payment of the Amount of repairing such Damage or Mischief, and of the Cost of recovering the same.

Masters may recover from Crews.

CXLVIII. And be it further enacted, That in case the Owner or Master of any Ship, Vessel, Lighter, or Boat as aforesaid shall be compelled to pay any Penalty, or to make Satisfaction for any Damage or Mischief, by reason of any such Damage or Mischief done or committed by his Mariners, Boatmen, Bargemen, Servants,
or

or other Persons on board of or belonging to the same employed by him, such Mariners, Boatmen, Bargemen, Servants, or other Persons, and each and every of them, shall be liable to repay such Penalty or Damage, with the Costs thereof, to such Owner or Master; and in case of Nonpayment thereof, upon Demand, and Oath made by such Owner or Master of the Payment made by him of such Penalty or Satisfaction for Damages, and that the same or the Costs thereof have or hath not been repaid to him by such Mariners, Boatmen, Bargemen, Watermen, Servants, or other Persons, or any of them, although demanded, such Oath to be made before any One Justice of the Peace for the County where such Penalty and Satisfaction shall have been incurred or paid, or where such Mariner, Boatman, Bargeman, Waterman, Servant, or other Person can be found, the Amount thereof shall be recovered as any other Penalty is by this Act directed to be recovered.

CXLIX. And be it enacted, That the Proprietors and Owners of all Lighters, Wherries, Boats, and Hookers which shall be usually employed in the said River, Port, or Harbour of *Dundalk* shall pay to the said Commissioners the respective Sums of Money herein-after mentioned; (that is to say,) for every Lighter other than the Lighters belonging to the said Ballast Office any Sum not exceeding the Sum of Twenty Shillings *per Annum* for and during such Time as every such Lighter shall be kept in the said River, Port, or Harbour; and for every Wherry, Boat, or Hooker plying for Hire in the said Harbour any Sum not exceeding the Sum of Ten Shillings *per Annum*.

Proprietors
of Lighters,
&c. to pay an
annual Sum.

CL. And be it enacted, That the said Commissioners shall be and they are hereby empowered and required to grant Licences to such Lightermen or Owners of Lighters or Vessels above the Burden of Ten Tons as shall be employed to carry Goods or Merchandize to or from any Ships or Vessels in the said River, Port, or Harbour of *Dundalk*: Provided always, that the Owner or Owners of any such Lighter or Vessel shall, previous to the granting of such Licence, enter into Security by himself and themselves, and Two other good and sufficient Persons as their Sureties, to be approved of by the said Commissioners, by Bond, in the Penalty or Sum of One hundred Pounds conditioned to keep up such Lighter or Vessel in good Order and Condition, and to have the same at all Times properly manned, and to abide and be determined by such reasonable and accustomed Rates for Freight or Carriage of Goods within the said Harbour as the said Commissioners shall by any Rule, Order, or Bye Law to be made or ordained as aforesaid agree upon, and also to abide by, perform, and fulfil all and every such Rules, Orders, Bye Laws, and Regulations as the said Commissioners shall, pursuant to the Powers in them vested by this Act, make and ordain relative to the Conduct of such Lightermen or the Owners of such Lighters or Vessels.

Licences to
Owners of
Lighters, &c.

CLI. And be it enacted, That if any such Lighter or Vessel above the Burden of Ten Tons as aforesaid, which shall not be licensed as aforesaid, and the Owner or Owners of which shall not have given such Security as aforesaid, shall be found laden with any Goods,

Penalty for
employing
Lighter above
Ten Tons
not being
licensed,

[*Local.*]

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Merchandize,

Merchandize, Matter, or Thing whatsoever within the said River, Port, or Harbour, or if any such Owner or Owners of any such Lighter or Vessel shall refuse or neglect to enter into such Security, and perform the Requisites enjoined by this Act, then and for every of the said Offences, and for every Time any of the said Offences shall be committed, the Owner or Master of such Lighter or Vessel shall forfeit the Sum of Five Pounds, to be recovered as hereinafter directed, one Half thereof to be paid to the Person who shall give Information to the said Commissioners of such Offence, and the other Half thereof to be paid to the said Commissioners for the Purposes of this Act.

Punishing
Persons
obstructing
the Execu-
tion of this
Act.

CLII. And be it further enacted, That if any Person or Persons shall at any Time or Times obstruct, hinder, or molest any of the said Commissioners, or any of their Officers or Servants, or other Persons whomsoever, who is, are, or shall be employed by virtue of this Act, in the Performance or Execution of their Duty, any such Person so offending shall forfeit a Sum not exceeding Twenty Pounds for every such Offence.

Power to let
Warehouses,
Wharfs,
Cranes, &c.

CLIII. And be it further enacted, That it shall and may be lawful for the said Commissioners from Time to Time, by Deed or Lease, to demise to such Person or Persons as may be willing to take the same all or any of the Warehouses, Wharfs, Cranes, Engines, or other Erections or Buildings which shall be erected, constructed, or set up by the said Commissioners, and to lease or demise all or any Part of their Land or Ground to any Person or Corporations who may be willing to erect, construct, or set up thereon, or any Part thereof, at their own Expence, such Warehouses, Wharfs, Cranes, Engines, or other Erections or Buildings; and it shall also be lawful for the said Commissioners to levy and receive, in respect of such Warehouses, Wharfs, Cranes, Engines, or other Erections or Buildings, or in respect of any Land or Ground to be demised or leased for the Erection thereof as aforesaid, such Rents or other Sums of Money as shall be fixed and agreed upon between the said Commissioners and such Persons as aforesaid, and to make such Regulations regarding the Use of the said Warehouses, Wharfs, Cranes, Engines, or other Erections or Buildings as the said Commissioners shall deem expedient; and every such Lease or Demise shall be good, valid, and effectual to all Intents and Purposes whatsoever.

Power to
place Buoys,
&c.

CLIV. And be it further enacted, That the said Commissioners shall and may lay or place, or cause to be laid, made, or placed, such Buoy or Buoys, Mooring Craft, Dolphin or Dolphins, in the said River, Port, and Harbour of *Dundalk*, and make or cause to be made such Sluices, Locks, Floodgates, Engines, Machines, Pipes, Bridges, Roads, and other Works, Requisites, Matters, and Things, in or upon or leading to or communicating with the said intended Docks, Locks, Basins, Cuts, or other Works, or any of them, in or near the said River, Port, or Harbour, as they shall from Time to Time deem necessary, for the more convenient Use thereof, or any of them, and erect such Dams, Coffer Dams, and other Devices and Things as may be found necessary or proper during such Time or Times as

any of the said Works respectively shall be making, altering, or repairing; and from Time to Time and at all Times hereafter shall also well and sufficiently amend, repair, maintain, support, and cleanse such Docks, Basins, Sluices, Locks, Floodgates, Engines, Machines, Pipes, Bridges, and other Works, Matters, and Things respectively.

CLV. And be it further enacted, That it shall be lawful for the Harbour or Dock Master, or other Officer or Officers appointed by the said Commissioners, to remove or take away any Wrecks of Ships, Vessels, Boats, Steam Vessels or Steam Boats, that shall be sunk in any Part of the said River, Port, or Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, or which may in any way obstruct the Entrance thereto, or any Stone, Timber, Anchors, or other Obstructions or Impediments that may be found or otherwise therein; and in case the Owner, Consignee, Commander, or Master of any such Ship, Vessel, or Boat, Steam Vessel or Steam Boat, or other Obstructions so to be removed, shall refuse or neglect to pay the Charge of removing the same for the Space of Three Days after Demand thereof made by the Harbour Master, Dock Master, or other Officer or Officers, or Person or Persons appointed by the said Commissioners, or in case the Owners or others of such Ships, Vessels, Boats, Steam Vessels or Steam Boats, or other Things, so removed, cannot be found, then it shall be lawful for the Harbour Master or Dock Master, or other Officer or Officers, Person or Persons, appointed as aforesaid, or any of them, to sell the same, and out of the Monies thence arising to retain all the Expences incurred in removing such Obstructions, and the Charges of Detention and Sale, rendering the Overplus to the Person entitled to the same; and if from such Sale Monies sufficient to pay all the aforesaid Charges shall not be made, then the Deficiency shall be recoverable from the Owner or Owners, and others, of such Ships, Vessels, Boats, Steam Vessels or Steam Boats, or other Things, so removed by and in the Name of the Harbour Master or Dock Master, or other Officer or Officers, Person or Persons, appointed by the said Commissioners, in like Manner as the Rates, Tolls, and Dues are by this Act recoverable.

Power to re-
move Wrecks,
&c.

CLVI. And be it enacted, That the said Commissioners shall fix and place, or caused to be fixed and placed, at proper Distances, on both Sides of the Channel of the said Port, River, or Harbour, good, substantial, and conspicuous Perches, for the Direction of Shipping, and shall keep up and maintain the said Perches, under the Penalty of forfeiting for every Neglect therein any Sum not exceeding Five Pounds.

Perches to
be fixed at
each Side of
the Channel.

CLVII. And be it further enacted, That the Master, Pilot, Owner, or Commander of every Ship, Vessel, Boat, or other Craft within the said Docks, River, Port, or Harbour shall, after Notice or Directions given to him, either verbally or in Writing, by the said Harbour Master or his Deputy, for that Purpose, moor, anchor, unmoor, place, move, or remove his Ship, Vessel, Boat, or other Craft, or take, heave out, or deliver Ballast into or from any Ship, Vessel, Boat, or other Craft,
in

Owners of
Vessels to
obey Orders
of Harbour
Masters.

in such Manner, and at such Time and Place, as the said Harbour Master or his Deputy shall direct; and in default thereof it shall and may be lawful for the said Harbour Master or his Deputy to cause such Ship, Vessel, Boat, or Craft to be moored, anchored, unmoored, placed, moved, or removed to or at such Place in the said River, Port, or Harbour as may be deemed most convenient for any of the said Purposes; and every such Master, Owner, Pilot, or other Person having the Command, Care, or Charge of any such Ship, Vessel, Boat, or other Craft, so refusing or neglecting to moor, anchor, unmoor, place, move, or remove such Ship, Vessel, Boat, or other Craft, when directed so to do as aforesaid, or obstructing or hindering the Harbour Master, or his Deputy or Deputies, in the mooring, unmooring, placing, moving, or removing any such Ship, Vessel, Boat, or other Craft, when directed so to do as aforesaid, or obstructing or hindering the said Harbour Master, or his Deputy or Deputies, in the mooring, unmooring, anchoring, placing, moving, or removing any such Ship, Vessel, Boat, or other Craft as aforesaid, shall in every such Case forfeit a Sum not exceeding Ten Pounds, together with the Costs and Charges which may be incurred by such Harbour Master, or his Deputy or Deputies, in the mooring, anchoring, unmooring, placing, moving, or removing such Ship or Vessel as aforesaid.

Harbour
Master may
cut or slacken
Ropes if
Masters of
Vessels neg-
lect to do so
upon De-
mand.

CLVIII. And be it further enacted, That in case any Master, Pilot, Owner, or Commander, or other Person on board of any Ship or Vessel which shall be moored or fastened within the said River, Port, or Harbour, or Docks, shall at any Time refuse or neglect, upon Demand of the Harbour Master or his Deputy, to unloose or slacken the Rope or Chain by which such Ship or Vessel shall be so moored or fastened, or shall refuse or neglect to remove his Ship or Vessel from any One Part, Place, or Berth within the said River, Port, Harbour, or Dock, or any Part thereof, which in the Judgment of the said Harbour Master or his Deputy shall be considered as proper and commodious, or in case there shall be no Person on board of any such Ship or Vessel so moored or fastened, or who shall answer to the Call of the said Harbour Master or his Deputy for the Purpose aforesaid, in every such Case it shall and may be lawful for the said Harbour Master or his Deputy to cut the Rope or slacken the Chain by which such Ship or Vessel shall be moored or fastened as aforesaid: Provided always, that before the Harbour Master or his Deputy shall cut any Rope or slacken any Chain by which any Ship or Vessel shall be moored or fastened, having no Person on board, or who shall not answer to the Call for the Purpose aforesaid of the said Harbour Master or his Deputy, the said Harbour Master or his Deputy shall and they are hereby authorized to put on board such Ship or Vessel such Persons as he may think proper for the Protection and Security from Injury of such Ship or Vessel; and that all reasonable Charges and Expences thereby incurred, to be ascertained by any Justice of the Peace for the said County of *Louth*, shall be forthwith paid by the Master or Owner of such Ship or Vessel; and in default of Payment of such Charges and Expences the same shall and may be levied, together with the Costs of levying the same, by Distress and Sale of the Goods and Chattels of such Master or Owner, or by

Distress and Sale of the Tackle, Apparel, and Furniture of such Ship or Vessel, as in case of Distress for Duties.

CLIX. And be it enacted, That every Dock Master and his Deputy shall have full Power to order all Ships and Vessels entering the said Docks, Loughs, Cuts, and Basins, or any of them, to be dismantled, in such Manner as he may think proper and safe for the Vessels entering the said Docks, Loughs, Cuts, and Basins, and for the Prevention of Accidents and other Mischiefs to other Ships, Lighters, Crafts, or other Vessels, or to the said Docks, Loughs, Cuts, and Basins, and during the Time of every Ship's Delivery, or when discharged of her Cargo, to have such Quantity of Ballast on board or dead Weight in her Hold as he may judge requisite for such Ship or Vessel; and if the said Commissioners shall think fit so to declare, no Ship or Vessel shall be allowed to enter the said Docks, Loughs, Channels, Cuts, and Basins, or any of them, unless she shall be so dismantled; and such Ship or Vessel shall not be unladen, so far as to render her insecure through the Want of Weight in her Hold, or such Quantity of Ballast on board as the said Dock Master or Dock Masters, or his or their Deputy, may think expedient; and every such Dock Master or his Deputy shall also have full Power and Authority to give Directions for topping, bracing, or striking Yards and Masts, taking in running Bowsprits, and for having substantial Hawsers and Towlines and Fasts to the Dolphin, Mooring Craft, Buoys, or Mooring Posts; and also to regulate the Equipment, rigging, and lading of all Ships and Vessels in the said Docks, Loughs, Basins, or Cuts, or any of them, as he shall think necessary; and in case he shall judge the rigging, lading, or Equipment of any Ship or Vessel injurious to the Safety of such Ship or Vessel in or entering or departing from the said Docks, or to the said Docks or Works, to give Notice to the Master or other Person having the Charge or Command of such Ship or Vessel to discontinue and alter the same; and in case such Master or other Person shall not act according to such Direction as aforesaid, immediately after Notice given to him or them, or some Person or Persons on board the said Ship or Vessel, for that Purpose, or if any Ship, Lighter, Craft, or Vessel shall be left in the said Dock or Docks, Basin or Basins, Lough or Loughs, Channels or Cuts, without any Person or Persons on board, any such Master or Person having the Command of such Ship or Vessel, or the Owner or Owners thereof, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, and the Owner or Owners of such Ship or Vessel shall also be answerable for all the Injury that may be sustained by any other Ships or Vessels, or by the said Commissioners; provided, however, that the said Dock Master, or his Deputy, shall not be invested with any of the Powers or Authorities aforesaid, nor shall the same be valid or binding, until such Powers and Authorities shall have been submitted to and approved by some Judge of one of Her Majesty's Courts of Record in *Dublin*, or by the Justices of the Peace for the County of *Louth* assembled at some General or Quarter Sessions, in like Manner as is herein-before directed and provided with respect to the Bye Laws which the said Commissioners are hereby empowered

Dock Master
may dis-
mantle Ves-
sels, &c.

to make, any thing herein contained to the contrary notwithstanding.

Penalty on bringing Vessels into Dock contrary to the Directions of Dock Master.

CLX. And be it further enacted, That if any Master or other Person having the Command of any Ship, Vessel, Boat, Steam Vessel or Steam Boat, shall bring any such Ship, Vessel, Boat, Steam Vessel or Steam Boat, in any Part of the said Harbour, Dock or Docks, Piers, and other Works and Premises, contrary to the Directions of the Harbour Master, Dock Master, or other Officer or Officers, Person or Persons, appointed as aforesaid, every Person so offending shall for every such Offence forfeit a Sum not exceeding Twenty Pounds.

Penalty on Harbour Master misbehaving.

CLXI. And be it further enacted, That in case the said Harbour Master, Dock Master, or Ballast Master, or either of them, shall maliciously or without reasonable Cause exercise any of the Powers or Authorities vested in him or them by this Act, or shall otherwise wilfully misbehave himself in the Execution thereof, he and they shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty for not having a Buoy to the Anchor of a Vessel.

CLXII. And be it enacted, That if the Master or Commander of any Ship or Vessel which shall cast Anchor within the said River, Port, or Harbour shall not immediately on so doing tie or fasten, or cause to be tied or fastened, a Buoy to such Anchor, in such Manner as the said Buoy shall float, and in a conspicuous Manner, so that it may be plainly and easily seen in what Place such Anchor has been cast, such Master or Commander shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, and shall, for every Hour such Anchor shall remain after Notice shall have been given without such Buoy being tied or fastened thereto as aforesaid, forfeit and pay a further Sum of Five Pounds: Provided always, that the enforcing of the said Penalties shall not in any Manner affect any Remedy which any Person or Persons shall or may have, by Action or otherwise, against such Master or Commander, for any Damage or Injury which may be done to such Person or Persons by means of such Neglect as aforesaid.

Penalty on discharging Timber into the Harbour.

CLXIII. And be it further enacted, That no Person shall at any Time discharge or lay any Timber in or on the said River, Port, Harbour, Dock or Docks, Piers, and other Works and Premises, or any Part thereof, without having previously obtained a Consent in Writing from the said Dock or Harbour Master, or other Officer or Officers, Person or Persons, appointed by the said Commissioners, upon pain of forfeiting a Sum not exceeding Five Pounds Sterling, and also a further Sum not exceeding Five Shillings for each and every Hour that such Timber shall be suffered to remain in or on the said River, Port, Harbour, Dock or Docks, Piers, and other Works and Premises, from the Expiration of Twelve Months after the said Timber shall be discharged or laid therein.

Punishing Persons who cast Ashes

CLXIV. And be it enacted, That if any Person or Persons shall cast any Ashes, Ballast, Stones, Dirt, Filth, or Rubbish into the said Docks,

Docks, Basin, Channel, River, Port, or Harbour, or into any Sewer or Stream that empties itself therein, or on any of the Quays, Jetties, or Landing Places in the said River, Port, or Harbour, without the Consent of the said Harbour Master or his Deputy, every such Person shall forfeit for every such Offence any Sum not exceeding Ten Pounds; and the said Commissioners are hereby required to proceed against every such Person so offending.

or Dirt into
the Harbour.

CLXV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, if they shall deem it necessary or expedient, to build, purchase, hire, or otherwise employ One or more Vessel or Vessels, to be propelled by Steam or otherwise, at their Discretion, for the Purpose of scouring, cleansing, deepening, and dredging the said Docks, Basin, River, Channel, Harbour, or other Works of the said Port and Harbour, or of towing or hauling Ships, Barks, or other Vessels, or Rafts of Timber, into or out of the said Harbour, Docks, Channel, or Basin, or for either of such Purposes; and any Person or Persons requiring the Assistance of such Towing Vessel or Vessels shall pay to the said Commissioners such reasonable Rates or Compensation for the Use thereof as shall from Time to Time be established by the said Commissioners, and which shall be due and payable whether the said Towing Vessel or Vessels shall be actually employed or not, provided the Assistance thereof shall have been required, and shall in consequence of such Requisition have been tendered to the Person or Persons requiring the same.

Vessels for
cleansing the
Harbour and
towing Ships,
&c. may be
kept.

CLXVI. And be it further enacted, That the Quays and Wharfs which shall be built and improved or purchased under the Authority of this Act shall, as soon as the same shall have been approved of by the Lords Commissioners of Her Majesty's Treasury, or any Three or more of them, or the Lord High Treasurer for the Time being, at all Times hereafter be deemed and taken, and are hereby declared to be, to all Intents and Purposes whatsoever, Legal Quays and Wharfs for the landing and relanding, discharging, lading, and shipping of any Goods, Merchandize, and Things whatsoever; any Law or Statute, or any Usage or Custom, to the contrary thereof notwithstanding.

Quays and
Wharfs to be
Legal Quays.

CLXVII. And be it further enacted, That if the Owner or Owners of, or the Person or Persons in or to whose Custody or Charge any Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Brandy or other spirituous Liquors, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood, or any other combustible Matter or Thing whatsoever, shall be intrusted, shall permit or suffer the same or any of them, or any Part thereof respectively, to be and remain on the Quays and Wharfs aforesaid, or any Part thereof, or upon the Deck of any Ship, Lighter, Barge, Boat, or other Vessel in the said Basins, Docks, Cuts, or other Works, or any of them, above the Space of Twelve Hours after he or they shall have been required by the Dock Master or Dock Masters to take away or remove the same therefrom, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Shillings for every Hour such Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Brandy

Combustibles
not to remain
on Quays,
&c.

Brandy or other spirituous Liquors, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood, or any other combustible Matter or Thing, or any of them, or any Part thereof, shall be or remain in the Place or Situation aforesaid after the said Twelve Hours, such Twelve Hours to be computed from the Time of such Requisition; and in every Case the Owner or Owners of, or other Person or Persons in or to whose Custody or Charge any such Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Brandy or other spirituous Liquors, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood, or other combustible Matter or Thing, shall be or be intrusted, if the same respectively shall be or be lying on the said Quays or Wharfs, or any of them, or the Master or other Person having the Charge or Command of the Ship, Lighter, Barge, Boat, or other Vessel on the Deck of which the same shall respectively be shall, at their own Costs and Charges respectively, maintain a sufficient Number of careful and sober Persons, to be in that Behalf appointed by the said Dock Master or Dock Masters, to guard and watch such several Articles or other combustible Matters or Things as aforesaid, from and after the making of such Requisition until the same respectively shall be removed; and in case any such Owner, Master, or other Person or Persons as aforesaid, shall refuse or neglect to pay such Costs and Charges, on Demand, then and in such Case such Costs and Charges shall and may be ascertained by any Justice or Justices for the County of *Louth*, and be raised, levied, and recovered in like Manner as any Penalty is recoverable by this Act.

Pitch, Tar, &c. not to be heated, except in Places appointed.

CLXVIII. And be it further enacted, That no Pitch, Tar, Rosin, Turpentine, Oil, or other combustible Matter shall at any Time hereafter be boiled or heated, by any Device or Means whatsoever, on board any Ship or other Vessel, Lighter, Craft, or Boat, lying at the said Quays, or in the said Dock or Docks, Basin or Basins, Channels, Cuts, or other Works, or any of them, or in any Place or Places within the said Docks, Basins, Channel, Works, and Premises, except such Place or Places and in such Manner as shall be specially appointed by the said Commissioners for that Purpose; nor shall any Gunpowder whatever be brought into the said Docks, Basins, or Cuts, or be suffered to remain on board any Ship or other Vessel, on pain that every Master, Commander, or Owner of every Ship or Vessel so offending shall forfeit for every such Offence any Sum not exceeding Five Pounds.

Fires, &c. not to be lighted in Docks.

CLXIX. And for more effectually preventing Accidents by Fire in the said Quays, Docks, Works, and Premises, be it further enacted, That if any Person or Persons shall have or keep, or cause to be had or kept, any Fire, Candle, or Lamp lighted within any of the said Docks, or of the Basins or other Works which shall belong thereto, or on board any Ship or Vessel in such Docks or Basins respectively, at any Time or Times whatsoever, save and except such Fires or lighted Candles or Lamps as shall be necessary to be used in the making, building, finishing, repairing, altering, or improving of the said Docks, Basins, and other Works, or any of them, and except Candles in Lanterns, and Fire for the Machinery of Steam Vessels, and at such Times as shall be permitted by the special Orders and Regulations

Regulations of the said Commissioners, given in Writing in that Behalf, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

CLXX. And be it further enacted, That if any Person or Persons shall wilfully and maliciously cut, break, or in any Manner destroy any Rope or other Thing by which any Ship or other Vessel lying in any of the said Docks or Basins, or River, Port, and Harbour, shall be moored or fastened, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds: Provided always, that nothing herein contained shall hinder or restrain the said Dock Master or Dock Masters, Harbour Master or Harbour Masters, to be appointed in pursuance of this Act, or any of them, or his or their Assistant or Assistants, from exercising, in a due and reasonable Manner, any of the Authorities hereby vested in him or them respectively.

Penalty
against de-
stroying
Ropes.

CLXXI. And be it further enacted, That the said Commissioners, at a public Meeting, may and they are hereby empowered, if they think fit, to direct Prosecutions, by Indictment or otherwise, against the Offender or Offenders, for any Nuisance or other Offence done, committed, or continued in or upon the public Rivers, Waters, or Streams within the Limits of the said River, Port, or Harbour, or the Quays, Wharfs, or Piers adjoining thereto, or for any Injury or Damage occasioned to the Navigation of the said public River, Waters, or Streams, and that whether such Injury shall be attributable to any Act done within the Limits of the said River, Port, or Harbour or not, and to recover any Penalty or Forfeiture incurred under the Provisions of this Act, and to defray the Costs of any such Proceedings out of the Premises belonging to the said Commissioners.

Commis-
sioners
may direct
Prosecutions
for Nui-
sances.

CLXXII. And be it further enacted, That if any Person or Persons shall wilfully and maliciously destroy, damage, demolish, break down, cut, or injure any of the Works to be made by virtue of this Act, or any Ship or Vessel lying in or at any of the Quays, Docks, Basins, or other Works, then and in every such Case every such Person, being convicted thereof, shall be deemed guilty of and suffer the like Pains and Penalties as in case of Misdemeanor.

Penalty for
injuring
Works.

CLXXIII. And be it further enacted, That where by this Act any Damages or Charges are directed or authorized to be paid or recovered for any Offence or Offences, the Amount of such Damages or Charges, in Cases of Dispute respecting the same, shall be settled, ascertained, and determined by the Justice or Justices of the Peace by or before whom any Offence or Offences shall be tried; and such Justice or Justices is or are hereby authorized and required, on Nonpayment thereof, to levy such Damages or Charges in the Manner directed by this Act for levying of any Penalties or Forfeitures.

Damages and
Charges, in
case of Dis-
pute, to be
settled by
a Justice.

CLXXIV. And be it further enacted, That when and as often as any Sum or Sums of Money shall be directed or ordered to be paid by any Justice or Justices of the Peace or other Magistrate, in pursuance or

In case of
Nonpayment
of Damages,
&c. by the
Commis-

[Local.]

32 U

satisfaction

sioners,
the same to
be levied by
Distress of
the Goods
vested in
them or their
Treasurer.

satisfaction for any Costs, Damages, Spoil, or Injury, of any Nature or Kind whatsoever, done or committed by said Commissioners, or any Person or Persons acting by or under their Authority, and such Sum or Sums of Money shall not be paid by the said Commissioners to the Party or Parties entitled to receive the same within Five Days after Demand in Writing shall have been made from the Clerk to the said Commissioners or their Treasurer, in pursuance of the Direction of Order made by such Justice or Justices or other Magistrate, and in which Demand the Order of such Justice or Justices or other Magistrate shall be stated, then and in such Case the Amount of such Compensation or Satisfaction shall and may be levied and recovered by Distress and Sale of the Goods and Chattels vested in such Commissioners by virtue of this Act, or of the Goods and Chattels of their Treasurer for the Time being, under a Warrant to be issued for that Purpose by such Justice or Justices or other Magistrate, which Warrant any such Justice or Justices or other Magistrate is and are hereby authorized and required to grant, under his Hand and Seal or their Hands and Seals, on Application made to him or them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money as or by way of Compensation or Satisfaction for any such Costs, Damages, Spoil, or Injury as aforesaid; and if in such Case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs or Expences of hearing and determining the Matter in dispute, and also all the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned (on Demand) to the said Commissioners, or to their Treasurer for the Time being, as the Case may be.

Mode of Re-
covery and
Application
of Penalties.

CLXXV. And be it further enacted, That all Offences whatsoever which by virtue or under the Authority of this Act are or shall be subject to or punishable with any pecuniary Penalties, Fines, or Forfeitures, and any Offence against any Rule, Order, or Bye Law made in pursuance hereof, for the Recovery of which no express Provision is herein-before made, shall and may in every Case be heard, adjudged, and determined by or before any of the Justice or Justices of the Peace acting in and for the said County of *Louth*, in a summary Way; and the said Justice or Justices shall summon the Party accused, and examine into the Matters thereof; and if, upon the Confession of the Party or Parties accused, or on the Oath of any One or more credible Witness or Witnesses, which Oath the said Justice or Justices is or are hereby empowered and required to administer, the Party or Parties accused shall have been convicted of having committed such Offence or Offences, then and in every such Case the Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, hereby made payable in respect of such Offence or Offences, together with the Costs of Conviction, to be ascertained by such Justice or Justices, shall be forthwith paid by the Parties so convicted as aforesaid; and in case such Party or Parties so convicted shall refuse or neglect to pay the same forthwith, then the same shall and may, by Warrant or Warrants under the Hand and Seal or Hands and Seals of any such Justice or Justices, which he and they is and are hereby authorized, empowered, and required to grant, be levied and recovered, together with the Costs of Conviction and Recovery, to be ascertained as aforesaid,

aforesaid, by Distress and Sale of the Goods and Chattels of such Offender or Offenders, wherever such Goods and Chattels can be found, rendering the Overplus of the Money arising by such Sale (if any), after deducting the reasonable Charges of taking, keeping, and selling such Goods and Chattels, to the Party or Parties whose Goods and Chattels shall be so distrained; and one Half of such Penalty shall be paid to the Informer, and the other Half to the Commissioners for the Time being, or to such Person or Persons as shall by them be in that Behalf authorized to receive the same, and shall go and be applied for the same Purposes as the Duties imposed by this Act are directed to be applied; and it shall and may be lawful to and for such Justice or Justices to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant or Warrants of Distress, unless the said Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice or Justices, for his or their Appearance before such Justice or Justices on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justice or Justices is and are 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 Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and such Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to such Justice or Justices, either by Confession of the Offender or Offenders or otherwise, that the Offender or Offenders hath or have not sufficient Goods and Chattels whereon such Penalties, Fines, or Forfeitures, and Costs, may be levied, were a Warrant of Distress issued, such Justice or Justices shall not be required to issue a Warrant of Distress; and thereupon it shall be lawful for such Justice or Justices, and he and they is and are hereby required and empowered, by Warrant or Warrants under his Hand and Seal or their Hands and Seals, to commit such Offender or Offenders to the Common Gaol or House of Correction of the County, Borough, Town, or Place respectively within the Jurisdiction of which the Place may be situated where the Offence was committed, there to remain, without Bail or Mainprize, for any Time not exceeding Three Calendar Months, or until such Offender or Offenders shall have paid such Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and all Costs and Charges attending such Proceedings as aforesaid, to be ascertained by such Justice or Justices, or shall otherwise be discharged by due Course of Law.

CLXXVI. And be it further enacted, That it shall and may be lawful to and for any Collector, Harbour Master, or other Officer of the said Commissioners, and such Person or Persons as he shall call to his Assistance, to seize and detain any Person or Persons, being unknown to such Collector, Harbour Master, or other Officer, who shall commit any Offence or Offences against this Act, and to convey him, her, or them forthwith before any One or more Justice or Justices of the Peace or other Magistrate, without any other Warrant or Authority than this Act for so doing; and such Justice or Justices of the Peace

For securing
transient
Offenders

or

or other Magistrate is and are hereby empowered and directed to proceed immediately to the Conviction or Acquittal of such Offender or Offenders.

Justices may proceed by Summons in the Recovery of Penalties.

CLXXVII. 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 the Justice of the Peace, acting within his Jurisdiction, before whom Complaint shall be made for any Offence committed against the Provisions of this Act, or against any Bye Law, Order, or Rule made in pursuance hereof, to summon before him the Party complained against, and on 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 immediately in the Recovery of the same, although no Information in Writing or in Print shall have been exhibited before such Justice; and all such Proceedings by Summons, without Information in Writing or in Print, shall be as valid and effectual to all Intents and Purposes as if an Information in Writing or in Print had been exhibited.

Proceedings for Breach of the Rules of Police.

CLXXVIII. And whereas it is expedient that in all Cases of Breach of the Rules and Regulations made or to be made by the said Commissioners, and of other petty Offences, the Proceedings under the Authority of this Act shall be attended with as little Delay as possible; be it enacted, That the resident Stipendiary Magistrate of *Dundalk*, or any Justice of the Peace of the County of *Louth*, shall be and he is hereby required from Time to Time to adapt the Forms of Proceedings so as to dispatch the Business that may come before him in the easiest and most expeditious Manner: Provided always, that a Record shall be kept of the Charge, and of the Judgment or Sentence pronounced by either of them respectively; and in all Cases a Copy of the Charge, and Judgment or Sentence pronounced by either of them respectively, certified by the said resident Stipendiary Magistrate of *Dundalk*, or Justice of the Peace for the said County of *Louth*, shall be a sufficient Warrant to all and every Person for carrying such Sentence into execution.

Commissioners may reward Informers.

CLXXIX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, from Time to Time, if they shall see Cause, to pay and apply such Part of the said Penalties and Forfeitures, or any of them, as they shall think proper, (not exceeding One Half of them,) to and for the Use of the Informer or Informers, or any of them; any thing herein contained to the contrary notwithstanding.

For compelling Witnesses to attend.

CLXXX. And be it further enacted, That if any Person who shall be summoned as a Witness to attend to give Evidence before such Justice or Justices of the Peace, touching any Matter contained in any Information or Complaint for any Offence committed against this Act, or any Bye Law or Order made in pursuance thereof, shall, without reasonable Excuse, refuse or neglect to appear at the Time and Place to be for that Purpose appointed, a reasonable Sum having been

been paid or tendered to such Person for his Charges, or when appearing shall refuse to be examined upon Oath, (or in case of a Quaker on solemn Affirmation,) and to give Evidence before such Justice or Justices of the Peace, then and in any of the said Cases every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, to be recovered in like Manner as any Penalty by this Act imposed may be recovered.

CLXXXI. And be it further enacted, That the Conviction for any Offence against this Act shall be drawn up in the following Form of Words, or in any other Form of Words to the same Effect :

Form of Conviction.

‘ County of } **BE** it remembered, That on the Day of
 ‘ in the Year of our Lord A.B. of
 ‘ is this Day convicted before me [or us] C. D., Her Majesty’s
 ‘ Justices of the Peace of the County of of having
 ‘ [specifying the Offence, and Time and Place when and where the
 ‘ same was committed, as the Case may be], contrary to the Form of
 ‘ the Statute passed in the Year of the Reign of Her
 ‘ Majesty Queen *Victoria*, intituled [here set forth the Title of this
 ‘ Act]; and I [or we] do adjudge him [her or them] to pay and
 ‘ forfeit for the same the Sum of or be committed to
 ‘ [Place of Imprisonment] for the Term of [Time of Imprisonment].
 ‘ Given under my Hand and Seal [or our Hands and Seals] the Day
 ‘ and Year aforesaid.’

CLXXXII. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in any Proceeding relating thereto, nor shall the Party or Parties be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards done by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity may recover full Satisfaction for the special Damages only in an Action on the Case.

Distress not unlawful for Want of Form.

CLXXXIII. And be it further enacted, That no Proceeding touching any Order made, or any other Matter or Thing to be done or transacted, in or relating to any Complaint or Appeal, or any Order or Determination thereon, shall be quashed or vacated for Want of Form only, or be removed into any of Her Majesty’s Courts of Record in *Dublin* by Certiorari or any other Writ or Process whatsoever; any Law, Usage, or Statute to the contrary notwithstanding.

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

CLXXXIV. Provided always, and be it further enacted, That it shall be lawful for any Person who shall think himself or herself aggrieved by any Rule, Bye Law, or Order of the said Commissioners, or by the Conviction or Determination of any Justice or Justices of the Peace, in pursuance of this Act, within Four Days next after such Order, Judgment, Conviction, or Determination shall be made or
 [Local.] 32 X given,

Power of Appeal.

given, to appeal to the Justices of the Peace of the next General Quarter Sessions of the Peace to be held in the said Town of *Dunq dalk* in and for the said County of *Louth*, the Person or Persons appealing giving first at least Ten Days clear Notice of such, and of the Nature and Matter thereof, to the Person or Persons appealed against, or to the said Commissioners, (as the Case may be,) and within Two Days next after such Adjudication entering into Recognizance before the said Chief Magistrate of the said Town, or some Justice of the Peace of the County of *Louth*, with Two sufficient Securities, conditioned to prosecute such Appeal, and to abide the Order and Award of the said Court thereupon; and it shall be lawful for the Justices, upon due Proof of such Notice and Recognizance having been given and entered into, to hear and determine such Complaint, either at such General Quarter Sessions, or, if the said Justices shall think proper so to do, to adjourn the Hearing thereof until the next General Quarter Sessions; and it shall be lawful for the said Justices at such Sessions, if they see Cause to do so, to mitigate any Forfeiture or Fine, and to order any Money to be returned which may have been levied, and to award such further Satisfaction to be made to the Party injured, or such Costs to either of the Parties, as they shall judge reasonable and proper; and all such Determinations of the said Justices shall be final, binding, and conclusive to all Intents and Purposes.

Directing what shall be good Service of Notice on the Commissioners.

CLXXXV. And be it further enacted, That in all Cases wherein it may be necessary or requisite for any Person or Party to serve any Summons, or any Notice, or any Writ, or any Proceedings, at Law or in Equity, upon the said Commissioners, Service thereof respectively upon any Two of the said Commissioners, or left at the last or usual Places of Abode, or upon the Clerk or Treasurer of the said Commissioners, or left at the Office of such Clerk or Treasurer, or his last or usual Place of Abode, or at the Office of the said Commissioners, or, in case the same respectively shall not be found or known, then Service upon any other Agent of or Officer employed by the said Commissioners, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Commissioners.

Declaring what shall be good Service of Notice by the Commissioners.

CLXXXVI. And be it further enacted, That in all Cases in which it may be necessary for the said Commissioners to serve any Summons or Demand, or any Notice, or Writ, or other Proceeding, at Law or in Equity, upon any Corporation or any Person whomsoever, under the Provisions or Directions contained in this Act, the same shall be in Writing or in Print, or partly in Writing and partly in Print, and be signed by the Clerk or Treasurer for the Time being of the said Commissioners.

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

CLXXXVII. And be it further enacted, That the said Commissioners may sue and be sued in the Name of their Clerk for the Time being, or of any One of the said Commissioners; and all Actions or Suits that may be necessary or expedient to be brought for the Recovery of any Sum of Money due or payable by virtue of this Act, or for or in respect of any other Matter or Thing relating to this Act, may be brought in the Name of the said Clerk, or of any of the said

Commis-

Commissioners; and no Action or Suit which may be commenced or prosecuted by or against the said Commissioners, or any of them, by virtue or on account of this Act, in their own Names, or of any One of them, or in the Name of their Clerk, shall abate or be discontinued by the Death, Suspension, or Removal of such Commissioner or Commissioners, or Clerk, or by any Act or Default of such Commissioner or Commissioners, or Clerk, done or suffered without the Order or Direction of the said Commissioners.

CLXXXVIII. Provided always, and be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action for such Irregularity, Trespass, or other Proceedings, if Tender of sufficient Amends shall be made, by or on behalf of the Party or Parties who shall have committed or caused to be committed every or any such Irregularity, Trespass, or wrongful Proceedings, before such Action brought; and in case no such Tender shall have been made it shall and may be lawful for the Defendant or Defendants in any 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 he or they shall deem fit, whereupon such Proceedings or Order and Judgment shall be had, made, or given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Tender of Amends.

CLXXXIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Right Honourable *Robert Earl of Roden*, his Heirs and Assigns, except so far as respects the Ground and Works hereby authorized to be purchased and made; or to prevent or hinder any Person or Persons who, but for this Act, would be at liberty to do so, from making or erecting any Embankment or other Works, for the Purpose of draining or reclaiming the Strands or Slabs in or about or within the said River, Port, and Harbour, in such and the like Manner as if this Act had not been passed, provided such Embankment or other Work shall not interfere with, damage, or impede the Works by this Act authorized to be made, or the Navigation of the said River, Port, and Harbour.

Saving the Rights of the Earl of Roden.

CXC. Provided nevertheless, and it is hereby declared and enacted, That nothing herein contained shall extend or be construed to extend to authorize or permit the said Commissioners to erect or make any new Quay or Quays, Dock or Docks, or to take or purchase any Land for the Purpose, or to prejudice or affect the existing Quays, or any One or more of them, until the said Commissioners shall have first purchased and paid for the existing Quays; provided, however, and the true Intent and Meaning of this Act is, that, for and notwithstanding any thing herein contained, the Owner and Owners of the existing Quays, and every of them, shall continue in full and undisturbed Enjoyment and Possession thereof, and of all the Rights and Privileges attached thereto, up to and until the Time when the same shall be purchased by the said Commissioners, by private Contract or otherwise, under the Powers of this Act.

Saving the Rights of the Dock and Quay Owners.

CXCI. Pro-

Not to affect the Rights of the Crown to Land lying between High and Low Water Marks.

CXCI. Provided always, and be it further enacted, That nothing in this Act contained shall in anywise affect any Claim, Right, Title, or Interest of Her Majesty, Her Heirs and Successors, in, to, or relating to any of the Mud Land or other Land or Ground lying between High and Low Water Mark within the Limits of the said Port or Harbour, but that the same shall be and remain as if this Act had not passed.

Not to affect the Rights of any other Person to such Land.

CXCII. Provided also, and be it further enacted, That nothing in this Act contained shall in anywise affect any Estate, Claim, Right, Title, or Interest of any Person or Persons in or to or relating to any of the Strand, Mud Land or other Land or Ground lying between High and Low Water Mark within the Limits of the said River, Port, or Harbour, but that the same shall be and remain as if this Act had not been passed, save and except as to such Right, Title, or Interest as the said Commissioners may acquire therein, by Purchase or otherwise, under the Powers herein contained, and provided no Embankment or other Work or Works be made or erected thereon, or on the Side or Sides thereof, which would interfere with, damage, or impede the Works by this Act authorized to be made, or the Navigation of the said River, Port, or Harbour.

Saving the Rights of the Trinity House.

CXCIII. 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 the Rights or Privileges, Jurisdiction or Authority, of the said Corporation of *Trinity House of Deptford Strond*.

Expences of this Act how to be defrayed.

CXCIV. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing this Act, and incurred preparatory thereto and in the Execution thereof, shall be paid, discharged, and defrayed out of the first and readiest of the Monies to arise by virtue of this Act.

Public Act.

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

The First SCHEDULE referred to by the foregoing Act.

No. on Plan.	Description of Property.	Parish.	Occupiers.	Lessees or reputed Lessees.	Owners or reputed Owners.
1	Slob Land - -	Dundalk -	None - -	None - -	Earl of Roden.
2	Reclaimed Slob - -	Do. -	None - -	None - -	Same.
3	Pasture Field - -	Do. -	J. P. Kelly - -	None - -	Same.
4	Ditto - -	Do. -	Matthew Keilly - -	Ditto - -	Same.
5	House, Offices, and Garden.	Do. -	None - -	Pat. Boyle, Dundalk.	Same.
6	Tilled Fields - -	Do. -	John Carr - -	None - -	Same.
7	Ditto - -	Do. -	William Rourke - -	Ditto - -	Same.
8	Ditto - -	Do. -	William Woods - -	Ditto - -	Same.
9	Ditto - -	Do. -	Moore Woods - -	Ditto - -	Same.
10	Ditto - -	Do. -	Thomas Dewhurst - -	Ditto - -	Same.
11	Quay - -	Do. -	William Godbey - -	William Godbey - -	Same.
12	Houses and Yards - -	Do. -	Thomas Dewhurst - -	Thomas Dewhurst - -	Same.
13	Custom House - -	Do. -	Custom House Officers.	Government - -	Same.
14	Quays - -	Do. -	Nicholas Martin - -	Nicholas Martin - -	Same.
15	Ditto - -	Do. -	Hales, Brothers - -	Henry Skelton - -	Same.
16	Ditto - -	Do. -	Charles Duffy - -	None - -	Same.
17	Ditto - -	Do. -	Matthew Fortescue - -	Z. Maxwell - -	Same.
18	Ditto - -	Do. -	Patrick Jennings - -	John Straton - -	Same.
19	Unfinished Quay - -	Do. -	J. P. Kelly - -	Ditto - -	Same.
20	Waste Land - -	Do. -	None - -	None - -	Same.
21	House and Field - -	Do. -	B. Toales - -	Ditto - -	Same.
22	Ditto - -	Do. -	Mrs. Malone - -	Ditto - -	Same.
23	Pasture Field - -	Do. -	Captain Phillips - -	Ditto - -	Same.
24	Tilled Field - -	Do. -	Anthony Hearty - -	Anthony Hearty - -	Same.
24A	Ditto - -	Do. -	Widow Hearty - -	Widow Hearty - -	Same.
25	Tilled Field - -	Do. -	Felix Lennan - -	None - -	Same.
26	Houses and Garden - -	Do. -	Captain Bisset and Coast Guard.	Peter Duffy - -	Same.
27	Tilled Fields - -	Do. -	Ditto - -	Ditto - -	Same.
28	House and Offices - -	Do. -	Ditto - -	Ditto - -	Same.
29	Cottage and Yard - -	Do. -	Roger M'Creegan - -	Ditto - -	Same.
30	Ditto - -	Do. -	Mrs. Hearty - -	Ditto - -	Same.
31	Ditto - -	Do. -	Patrick Dowling - -	Ditto - -	Same.
32	Jetty and Office - -	Do. -	Dundalk Steam Packet Company.	Ditto - -	Same.
33	Tilled Field - -	Do. -	Peter Duffy - -	Ditto - -	Same.
34	Commons - -	Do. -	None - -	None - -	Same.
35	Ditto - -	Do. -	Ditto - -	Ditto - -	Representatives of Colonel Ogle.
35A	Slob Land - -	Do. -	Ditto - -	Ditto - -	Same.
36	Commons - -	Do. -	Matthew Fortescue - -	Matthew Fortescue - -	Mrs. Brown.
36A	Slob Land - -	Do. -	None - -	None - -	Same.
37	Pasture Fields - -	Do. -	Mrs. Dunne - -	Ditto - -	Earl Roden.
38	Marsh - -	Do. -	Ditto - -	Ditto - -	Same.
39	Tilled Field - -	Do. -	Matthew M'Elroy - -	Matthew M'Elroy - -	Same.
40	Marshes - -	Do. -	P. Boyle - -	None - -	Same.
41	Pasture Field - -	Do. -	H. M'Culla - -	Ditto - -	Same.
42	Ditto - -	Do. -	Mrs. Jane Coulter - -	Ditto - -	Same.
43	Ditto - -	Do. -	William Godbey - -	Ditto - -	Same.
44	Ditto - -	Do. -	Mrs. B. Roddy - -	Ditto - -	Same.

[Local.]

No. on Plan.	Description of Property.	Parish.	Occupiers.	Lessees or reputed Lessees.	Owners or reputed Owners.
45	Pasture Field	Dundalk	Michael M'Evoy	None	Earl Roden.
46	Ditto	Do.	Daniel Boyle	Ditto	Same.
47	Ditto	Do.	James O'Neale	Ditto	Same.
48	Ditto	Do.	Thomas Bradford	Ditto	Same.
49	Ditto	Do.	Daniel Boyle	Ditto	Same.
50	Tilled Field	Do.	John Morgan	Ditto	Same.
51	Ditto	Do.	Thomas Morgan	Ditto	Same.
52	Ditto	Do.	Richard Morgan	Ditto	Same.
53	Ditto	Do.	Richard Brady	Edward Tipping	Same.
54	Pasture Field	Do.	John Matthews	Ditto	Same.
55	Ditto	Do.	Peter M'Shane	Ditto	Same.
56	Ditto	Do.	Daniel Boyle	Ditto	Same.
57	Ditto	Do.	Mrs. Hanlon	Ditto	Same.
58	Ditto	Do.	Edward M'Attee	Ditto	Same.
59	Ditto	Do.	William Godbey	Ditto	Same.
60	Ditto	Do.	Michael Goss	Ditto	Same.
61	Ditto	Do.	Edward M'Attee	Ditto	Same.
62	Ditto	Do.	John Townley	Ditto	Same.
63	Ditto	Do.	Michael Kalliday	Ditto	Same.
64	Tilled Field	Do.	H. O'Hare	Ditto	Same.
65	Marsh	Do.	None	Ditto	Same.
1	Waste Land	Haggards- town.	Mrs. Kelly	None	Sir Augustus Fos- ter.
2	Slob Land	Do.	None	Ditto	Same.
3	Tilled Fields	Do.	Mrs. Kelly	Ditto	Same.
1	House and Field	Ballyboys	Silvester Braen	Ditto	Edward Tipping, Esquire.
2	Quay	Do.	Owen Boyle	Ditto	Same.
3	Tilled Field	Do.	Lawrence James and Owen Cunningham.	Ditto	Same.
4	Slob Land	Do.	None	Ditto	Same.
5	Tilled Field	Do.	Peter Cunningham	Ditto	Same.
6	Tilled Fields	Do.	Owen Toner	Ditto	Same.
7	Ditto	Do.	Mrs. Finegan	Ditto	Same.
8	Ditto	Do.	Thomas M'Gone	Ditto	Same.
9	Ditto	Do.	Lawrence Toner	Ditto	Same.
10	House	Do.	John Toner	Ditto	Same.
11	Cottage and Field	Do.	Mrs. Byrne	Ditto	Same.
12	Waste Land	Do.	Bryan Cairns	Ditto	Same.
1	Ditto	Ballyma- scanlon.	Simon Hughes	Ditto	Thomas Fortescue, Esquire.
2	Ditto	Do.	Andrew M'Donald	Ditto	Same.
3	Tilled Fields	Do.	Ditto	Ditto	Same.
3A	Slob Land	Do.	None	Ditto	Same.
4	Hay Yard	Do.	Andrew M'Donald	Ditto	Same.
5	Cottage	Do.	James M'Donald	Ditto	Same.
6	Part of Cottage	Do.	Daniel M'Donald	Ditto	Same.
7	Ditto	Do.	Mrs. M'Donald	Ditto	Same.
8	Tilled Field	Do.	Samuel Moore	Ditto	Same.
9	Waste Land	Do.	None	Ditto	Same.
10	Ballymascanlon River	Do.	Ditto	Ditto	Same, and Edward Tipping, Esquire.
66	Dundalk Bridge	Dundalk	Ditto	Ditto	Grand Jury, County Louth.

The Second SCHEDULE referred to by the foregoing Act;

CONTAINING

A LIST of TOLLS or DUTIES to be levied upon the under-mentioned Goods and Articles imported into or exported from the Harbour of DUNDALK and the Limits thereof.

	s.	d.		s.	d.
Acid, per Pipe - - -	0	6	Candlewick, per Bale - - -	0	4
Ditto, per Carboy - - -	0	0 $\frac{1}{2}$	Candles, per Box - - -	0	0 $\frac{1}{4}$
Anchors, each - - -	1	0	Coaches or Chariots, each - - -	5	0
Apples, per Hogshead - - -	0	2	Coffee, per Ton - - -	1	0
Ditto, per Barrel or Hamper - - -	0	1	Carts, each - - -	0	6
Alum, per Ton - - -	0	4	Cement, per Ton - - -	0	4
Alabaster, per Ton - - -	0	3	Canvas, per Bale - - -	0	4
Ashes, Pot or Pearl, per Barrel - - -	0	2	Cyder, per Pipe - - -	0	4
Ditto, Dantzic, per Barrel - - -	0	1 $\frac{1}{2}$	Ditto, per Hogshead - - -	0	2
Barilla, per Ton - - -	0	6	Cork Wood, per Ton - - -	2	6
Bark, per Ton - - -	0	6	Cables (Chain), per Ton - - -	1	0
Bacon, per Bale or Tierce - - -	0	1	Ditto (Hemp), per Ton - - -	1	0
Beef, per Tierce - - -	0	1	Cordage, per Ton - - -	1	0
Ditto, per Barrel - - -	0	0 $\frac{1}{2}$	Colours, per Ton - - -	1	0
Ditto, per Half Barrel - - -	0	0 $\frac{1}{4}$	Clover Seed, per Sack - - -	0	3
Butter, per Firkin - - -	0	0 $\frac{1}{4}$	Cream of Tartar, per Ton - - -	1	0
Ditto, per Half ditto or Crocks - - -	0	0 $\frac{1}{8}$	Calf Skins, per Bundle - - -	0	0 $\frac{1}{2}$
Barley, per Ton - - -	0	4	Cattle (Black), Bulls, Oxen, or Cows, each - - -	0	3
Beer or Ale, per Hogshead - - -	0	3	Drugs, per Hogshead - - -	1	0
Ditto, per Barrel - - -	0	2	Ditto, per Tierce - - -	0	9
Brimstone, per Ton - - -	0	4	Ditto, per Barrel - - -	0	6
Blacking, per Hogshead - - -	0	6	Ditto, per Firkin - - -	0	2
Brick (Fire), per Thousand - - -	0	9	Dye Stuffs, per Hogshead - - -	0	4
Ditto, Building - - -	0	6	Ditto, per Tierce - - -	0	3
Bearers or Blocks, each - - -	0	0 $\frac{1}{8}$	Ditto, per Barrel - - -	0	2
Blue, in Boxes, each - - -	0	0 $\frac{1}{4}$	Dye Woods, per Ton - - -	0	6
Boilers, each - - -	1	0	Dust (Founders), per Hogshead - - -	0	3
Ditto, Steam - - -	5	0	Eggs, per Package - - -	0	2
Barm, per Puncheon - - -	0	4	Earthenware, per Load - - -	2	6
Bran, per Ton - - -	0	4	Ditto, per Crate and Hogshead - - -	0	4
Books and Stationery, per Package - - -	0	3	Ditto, per Tierce - - -	0	3
Coals, per Ton - - -	0	3	Fruit (Dry), per Ton - - -	2	0
Cotton in Packages, each - - -	0	4	Flour, per Ton - - -	0	6
Cotton Wool and Waste, per Bale - - -	0	3	Fish (Dry), per Ton - - -	0	8
Copper Dross, per Ton - - -	0	4	Ditto, per Hogshead - - -	0	4
Copper in Ingots, Tile, or Sheet, per Ton - - -	1	0	Ditto, per Barrel - - -	0	2
Cheese, per Ton - - -	1	0	Furniture, per Package - - -	0	6
Copperas, per Ton - - -	0	4	Freestone, per Ton - - -	0	3
Clay, per Ton - - -	0	3			

	s.	d.		s.	d.
Flax, Hemp, and Tow, per Ton -	1	0	Lemons or Oranges, per Chest -	0	3
Flax Seed, per Hogshead and Bag	0	2	Ditto, per Box -	0	2
Flax Seed, per Barrel -	0	1	Liquor, per Pipe or Puncheon -	0	4
Flags, per Ton -	0	3	Lamp Black, per Cask -	0	4
Feathers, per Bale -	0	9	Liquorice, per Case -	0	2
Fowls, per Crate or Skip -	0	2	Liquorice Juice, per Box -	0	3
			Lard, per Firkin -	0	0½
Ginger, per Ton -	1	6	Ditto, per Hogshead -	0	4
Guns, in Cases, each -	0	6	Ditto, per Tierce -	0	3
Gum (British), per Ton -	0	6	Linens, per Package -	0	4
Gum (Foreign), per Ton -	1	0	Lime, per Hogshead -	0	3
Gunpowder, per Cask -	0	2	Limestone, per Ton -	0	3
Glass, per Hogshead -	0	6			
Ditto, per Crate or Tierce -	0	4	Mahogany, per Ton -	1	0
Glass Bottles (Wine), per Gross -	0	1	Machinery, per Case -	0	6
Ditto Carboys, each -	0	0½	Molasses, per Puncheon -	0	4
Grindstones, each -	0	6	Ditto, per Hogshead -	0	3
Greaves, per Ton -	0	4	Malt, per Ton -	0	4
Gigs and Cars, each -	2	6	Manganese, per Ton -	0	4
Garden Seeds, per Sack -	0	3	Marble, per Case -	0	8
Ditto, per Bag -	0	2	Ditto, per Ton -	0	6
			Mats, per Bundle -	0	0½
Hardware, per Hogshead -	0	8	Millstones, each -	1	0
Ditto, per Tierce -	0	6	Mustard, per Keg -	0	0½
Ditto, per Barrel -	0	4	Mules and Asses, each -	0	6
Hosiery, per Bale or Package -	0	6	Madder, per Hogshead -	0	9
Hair, per Bale -	0	4			
Hats, per Package -	0	6	Nuts, per Bag or Barrel -	0	2
Hatters Stuff, per Hogshead -	0	3			
Herrings, per Barrel -	0	0½	Oil, per Hogshead or Pipe -	0	6
Hops, per Pocket or Bag -	0	4	Ditto, per Barrel -	0	3
Hoops, Hogshead, per Thousand	1	0	Ditto, per Chest -	0	1
Ditto, Tierce, per Thousand -	0	8	Ditto, per Jar -	0	1
Ditto, Barrel, per Thousand -	0	6	Oats, per Ton -	0	3
Ditto, Half Barrel, per Thousand	0	4	Oatmeal, per Ton -	0	4
Ditto, Firkin, per Thousand -	0	3	Onions, per Basket -	0	0½
Hides (Cow or Ox), each -	0	0¼	Oakum, per Ton -	0	4
Ditto, Kips, each -	0	0⅛	Oranges and Lemons, per Chest -	0	3
Haberdashery, per Package -	0	6	Ditto, per Box -	0	1
Hams, per Hogshead -	0	3			
Ditto, per Tierce -	0	2	Paper, per Package -	0	3
Horses, Mares, or Geldings, each	0	6	Paints, per Ton -	1	0
Hay, per Truss -	0	1	Peas, per Bag -	0	2
Hemp, Flax, or Tow, per Ton -	1	0	Pepper, per Bag -	0	3
			Pork, per Tierce -	0	1
Iron (Pigs), per Ton -	0	3	Ditto, per Barrel -	0	0½
Ditto (Bars), per Ton -	0	4	Ditto, per Half Barrel -	0	0¼
Ditto (Castings), per Ton -	0	6	Porter, per Hogshead -	0	3
Ditto, per Bundle -	0	2	Ditto, per Barrel -	0	2
Indigo, per Chest -	0	6	Potatoes, per Ton -	0	3
			Pitch, per Barrel -	0	1
Jewellery, per Case -	1	0	Pianofortes, each -	1	0
			Pigs, each -	0	1
Kelp, per Ton -	0	4	Planks, per Load of 50 Cubic		
			Feet -	0	8
Leather, per Package -	0	3			
Lead, per Ton -	0	9	Quicksilver, per Bottle -	0	1

	s.	d.		s.	d.
Rags, per Bale	0	3	Tea, per Quarter Chest	0	2
Reeds (Cane), per Bundle	0	0 $\frac{1}{4}$	Turpentine (Spirits of), per Puncheon	0	6
Rice, per Ton	1	0	Ditto (Raw), per Barrel	0	1
Rum and other Spirits, per Puncheon	0	4	Tiles, per Thousand	0	6
Rum and other Spirits, per Hogshead	0	3	Tin Plates, per Box	0	0 $\frac{1}{2}$
Rosin, per Barrel	0	1	Tin Blocks, each	0	1
Skins, per Bundle	0	1	Tar, per Barrel	0	1
Saddlery, per Package	0	6	Tallow, per Cask	0	3
Shot (Lead), per Ton	1	0	Tobacco, per Hogshead	0	8
Salt, per Ton	0	3	Thread, per Box	0	3
Salts (Bleachers), per Cask	0	2	Timber per Load of 50 Feet Deals, per 120	1	6
Saltpetre, per Ton	1	0	Ditto Ends, per 120	0	6
Sheep and Lambs	0	0 $\frac{1}{2}$	Ditto Battens, per 120	1	0
Soap, per Box	0	0 $\frac{1}{2}$	Ditto Batten Ends, per 120	0	4
Ditto (Black), per Firkin	0	0 $\frac{1}{2}$	Vitriol (Oil of), per Bottle	0	0 $\frac{1}{2}$
Smalts, per Casks	0	3	Vinegar, per Pipe	0	4
Staves (Pipe), per 120 above 50 Inches long	0	5	Ditto, per Hogshead	0	3
Staves (Pipe), per 120 under 50 Inches	0	4	Woollens, per Package	0	6
Staves (Hogshead), per 120	0	2	Whiskey, per Puncheon	0	4
Ditto (Barrel), per 120	0	1	Ditto, per Hogshead	0	3
Slates, per Ton	0	3	Wine, per Pipe	0	6
Sugar, per Hogshead	0	8	Ditto, per Hogshead	0	4
Ditto, per Tierce	0	6	Ditto, per Case or Quarter Cask	0	3
Ditto, per Barrel or Bag	0	2	Wheat, per Ton	0	4
Sugar Candy, per Box	0	2	Whiting, per Barrel	0	0 $\frac{1}{2}$
Starch, per Hogshead	0	4	Wool, per Bale	0	3
Ditto, per Tierce	0	3	Yarn, per Bale	0	4
Ditto, per Box	0	2	Ditto, per Skip	0	3
Shooks, Puncheon or Barrel, per Bundle	0	1	Ditto, per Beam	0	2
			Yeast, per Puncheon	0	4

The Third SCHEDULE referred to by the foregoing Act;

CONTAINING

The RATES of PILOTAGE at the Harbour of DUNDALK.

Registered Tonnage.	No. 1.			No. 2.			No. 3.		
	Vessels not having British Registers arriving from or sailing on a Foreign Voyage.			Vessels with British Registers arriving from or sailing on a Foreign Voyage.			Vessels not Steamers trading to or from a Port in the United Kingdom.		
	£	s.	d.	£	s.	d.	£	s.	d.
30 and under 40	0	12	0	0	9	0	0	6	0
40 - - 50	0	15	0	0	11	3	0	7	6
50 - - 60	0	18	0	0	13	6	0	9	0
60 - - 70	1	1	0	0	15	9	0	10	6
70 - - 80	1	4	0	0	18	0	0	12	0
80 - - 90	1	7	0	1	0	3	0	13	6
90 - - 100	1	10	0	1	2	6	0	15	0
100 - - 110	1	13	0	1	4	9	0	16	6
110 - - 120	1	16	0	1	7	0	0	18	0
120 - - 130	1	19	0	1	9	3	0	19	6
130 - - 140	2	2	0	1	11	6	1	1	0
140 - - 150	2	5	0	1	13	9	1	2	6
150 - - 160	2	8	0	1	16	0	1	4	0
160 - - 175	2	11	0	1	18	3	1	5	6
175 - - 200	2	14	0	2	0	6	1	7	0
200 - - 225	2	17	0	2	2	9	1	8	6
225 - - 250	3	0	0	2	5	0	1	10	0
250 - - 275	3	3	0	2	7	3	1	11	6
275 - - 300	3	6	0	2	9	6	1	13	0
300 - - 325	3	9	0	2	11	9	1	14	6
325 - - 350	3	12	0	2	14	0	1	16	0
350 - - 375	3	15	0	2	16	3	1	17	6
375 - - 400	3	18	0	2	18	6	1	19	0
400 and upwards -	4	1	0	3	0	9	2	0	6

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