



# Harbours and Passing Tolls, &c. Act 1861

## CHAPTER 47

### HARBOURS AND PASSING TOLLS, &C. ACT 1861

#### *Preliminary*

- 1 Short Title.
- 2 Interpretation of Terms.

#### **PART I**

##### LOANS TO HARBOURS

- 3 Advances of Money to Harbour Authorities.

#### **PART II**

##### ABOLITION OF PASSING TOLLS

- 4 Abolition of Passing Tolls.
- 5 Indemnify to Creditors on Passing Tolls.

#### **PART III**

##### ABOLITION OF DUES LEVIED BY CHARITABLE CORPORATIONS

- 6 Abolition of Dues leviable by Charitable Authorities.
- 7 Dues levied for Shipping Purposes on Ships or Goods which derive no Benefit.
- 8 Provision for Payment of Pensions granted before 15th March 1861, and for Application of Surplus.
- 9 List of Pensions to be made out and sent to Board of Trade.

**PART IV**

## ABOLITION OF DIFFERENTIAL DUES, AND COMPENSATION THEREFOR

- 10 Abolition of Differential Dues.
- 11 Compensation for Differential Dues, when to cease.
- 12 Compensation, whilst continued, to be limited.
- 13 Commutation of Compensation.
- 14 Indemnity to Public Authorities.
- 15 Power to recover increased Dues.
- 16 Saving of Rights of Creditors.

**PART V**POWER TO TOWN CORPORATIONS, &C. TO TRANSFER  
SHIPPING DUES TO HARBOUR AUTHORITIES

- 17 Power to transfer Dues.
- 18 Notice of intended Transfer to be given.
- 19 Evidence of Transfer.
- 20 Power to borrow Money in order to effect such Transfer.

**PART VI**

## ABOLITION OF SPECIAL TAXES AT DUBLIN

- 21 Abolition of Special Taxes at Dublin.

**PART VII**

## MAINTENANCE OF RAMSGATE, DOVER, WHITBY, AND BRIDLINGTON HARBOURS

*Ramsgate Harbour*

- 22 Transfer of Ramsgate Harbour to Board of Trade.
- 23 Transfer of Powers to Board of Trade.
- 24 Debts, &c. of Trustees enforceable against Board of Trade.
- 25 Accounts of Trustees of Ramsgate Harbour to be made up.
- 26 Indemnification of Trustees of Ramsgate Harbour.
- 27 Rates to be taken in Ramsgate Harbour.
- 28 Board of Trade to receive Percentage on Salvage.
- 29 Gross Sum of 2,000l. to be paid to Mayor, &c. of Sandwich in lieu of annual Payment of 200l.
- 30 Application of the said Sum of 2,000l.
- 31 Income of Ramsgate Harbour to be carried to Ramsgate Harbour Account.
- 32 Ramsgate Harbour Accounts to be rendered to the Treasury and signed by Accountant of Board of Trade.
- 33 Such Accounts to be laid before Parliament.
- 34 Board of Trade may continue Ramsgate Harbour Superannuation Fund or wind up the same.
- 35 Board of Trade may allow Compensation to Persons deprived of Offices.
- 36 Deficiency of Income to be supplied by Monies voted by Parliament.
- 37 Harbour to be free from Rates.
- 38 Town Dues on Coal not to be levied in certain Cases.
- 39 Provisions of 10 & 11 Vict. c. 17. incorporated with this Act.

- 40 Certain Parts of Property of Trust to be within Ramsgate Police Jurisdiction.

*Dover Harbour*

- 41 Harbour of Dover to be vested in a Board of Trustees to be called " The Dover Harbour Board."  
42 Rights of imposing Rates transferred to Dover Harbour Board.  
43 Existing Debts, &c. enforceable by or against Board.  
44 After 1st *January* 1862 Board may impose Rates for Harbour Purposes.  
45 Debts incurred prior to 15th March 1861, and secured on Passing Tolls, shall be paid by Board out of Rates.  
46 Compensation to Officers not re-appointed by Board to Offices of equal Value.  
47 Constitution of Dover Harbour Board.  
48 Members of Board not to hold Places of Profit or be concerned in Contracts.  
49 If the Debts are paid out of Public Monies, they may be recovered as Debts due to the Crown.  
50 No new Debts to be incurred till existing Debts are discharged, without Treasury consent.  
51 Power to Corporation of Dover to transfer Dues to Harbour.  
52 Corporation and Harbour Board may apportion Debts as between themselves.  
53 Reservation of Rights of Creditors.

*Whitby and Bridlington Harbours*

- 54 Debts on Harbours to be paid out of Consolidated Fund.  
55 Compensation to Servants of Whitby Trustees.  
56 Trustees and Commissioners not to charge Passing Tolls with further Debts.  
57 Power to Trustees of Whitby Harbour to levy Rates.  
58 Power to Town Commissioners of Whitby to transfer Dues to Harbour.  
59 Reservation of Rights of Creditors.  
60 Trustees and Commissioners may apportion Debt as between themselves.  
61 Vessels using Whitby Harbour to pay Toll for support of Tide Lights.  
62 Power to Commissioners of Bridlington Harbour to levy Rates.  
63 Incorporation of Harbours, Docks, and Piers Clauses Act.

**PART VIII**

MISCELLANEOUS

- 64 Nothing in 22 & 23 Vict. c. 29. deemed to revive Taxes, &c. which, but for 9 & 10 Vict. c. cccxvi., would have been payable to Marine Society.  
65 Title of Board of Trade.  
66 Vesting of Property in Board of Trade.  
67 Execution of Instruments.  
68 Disposition of Monies arising from Sale.  
69 Power of Board of Trade to purchase Lands.

FIRST SCHEDULE — Name of Authority

SECOND — Statutes referring to Differential Dues  
SCHEDULE

THIRD SCHEDULE — Special Taxes at Dublin