

**ELIZABETH II**



**1965 CHAPTER xlv**

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act 1936, relating to the Clyde Port Authority. [22nd December 1965]

**W**HEREAS the Provisional Order set forth in the schedule hereunto annexed has after inquiry held before Commissioners been made by the Secretary of State under the provisions of the Private Legislation Procedure (Scotland) Act 1936, and it is requisite that the said order should be confirmed by Parliament: 1936 c. 52.

Be it therefore 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, as follows:—

1. The Provisional Order contained in the schedule hereunto annexed is hereby confirmed. Confirmation of Order in schedule.

2. This Act may be cited as the Clyde Port Authority Order Confirmation Act 1965. Short title.

## SCHEDULE

### CLYDE PORT AUTHORITY

*Provisional Order to incorporate the Clyde Port Authority; to transfer to that Authority the undertakings of the Trustees of the Clyde Navigation, the Trustees of the Port and Harbours of Greenock and the Trustees of the Clyde Lighthouses, to confer powers on that Authority and for other purposes.*

1858 c. cxlix.      Whereas the Trustees of the Clyde Navigation (hereinafter called "the Clyde Navigation Trustees") were incorporated by the Clyde Navigation Consolidation Act, 1858, and by the Clyde Navigation Acts, 1858 to 1965, certain powers in relation to the harbour of Glasgow and the river Clyde as defined in the Clyde Navigation Act, 1929, were conferred upon them:

1913 c. xlii.      And whereas by the Greenock Port and Harbours Consolidation Act, 1913, the Acts relating to the port and harbours of Greenock were consolidated with amendments and the said port and harbours were vested in the Trustees of the Port and Harbours of Greenock (hereinafter called "the Greenock Harbour Trustees") who by the Greenock Port and Harbours Acts, 1913 to 1957, were given certain powers relating to the said port and harbours:

And whereas the Trustees of the Clyde Lighthouses (hereinafter called "the Clyde Lighthouses Trustees") were incorporated by the Clyde Lighthouses Consolidation Order, 1940, and were by that order and by the Clyde Lighthouses Order, 1957, given the management of the undertaking vested in them by the Order of 1940 and responsibility for the lighting and buoying of the river and firth of Clyde within the limits prescribed by the Order of 1940:

And whereas it is expedient that there should be incorporated a new body to be known as the Clyde Port Authority and that the undertakings of the Clyde Navigation Trustees, the Greenock Harbour Trustees and the Clyde Lighthouses Trustees should be transferred to the said authority which should have the powers conferred upon them by this Order for the regulation and administration of the port as defined in this Order:

And whereas it is expedient that the further provisions of this Order should be enacted:

1936 c. 52.      And whereas the purposes aforesaid cannot be effected without an Order confirmed by Parliament under the provisions of the Private Legislation Procedure (Scotland) Act, 1936:

Now therefore, in pursuance of the powers contained in the said Act, the Secretary of State orders as follows:—

#### PART I

##### PRELIMINARY

Short title.      1. This Order may be cited as the Clyde Port Authority Order, 1965.

2. This Order shall, except as otherwise expressly provided, come into operation on the date of the passing of the Act confirming the same (which date is hereinafter referred to as "the commencement of this Order").

PART I  
—cont.  
Commencement  
of Order.

3. This Order is divided into Parts as follows:—

Division of  
Order into  
Parts.

Part I.—Preliminary.

Part II.—Establishment of Clyde Port Authority.

Part III.—Duties and powers of Port Authority.

Part IV.—Transfer of undertakings.

Part V.—Officers and servants and superannuation scheme.

Part VI.—Financial.

Part VII.—Charges.

Part VIII.—Handling and warehousing of goods.

Part IX.—Byelaws and regulations.

Part X.—Miscellaneous and general.

4.—(1) The provisions of the Harbours, Docks and Piers Clauses Act, 1847 (except sections 6 to 13, 25 and 26, 28, 50, 83 to 90, 97 and 98), are so far as they are applicable for the purposes of, and are not inconsistent with or varied by this Order, hereby incorporated with and form part of this Order.

Incorporation  
of general Acts.  
1847 c. 27.

(2) In construing the provisions as so incorporated—

(i) the expression "the special Act" shall mean this Order, the expressions "the Promoters of the undertaking" and "the undertakers" shall mean the Port Authority and the expression "the harbour dock or pier" shall mean the docks and works; and

(ii) section 23 shall be read and have effect as if the words "provided that no such lease be granted for a longer term than three years" were omitted.

5.—(1) In this Order, unless the subject or context otherwise requires—

Interpretation.

"the appointed day" means the 1st January, 1966;

"charges" includes fares, rates, tolls and dues of every description for the time being payable to the Port Authority under any enactment;

"city" means the city and royal burgh of Glasgow;

"the collector" means the collector of charges and includes his duly authorised deputies and assistants;

"Corporation" means the Corporation of the city;

"daily fine" means a fine for each day on which an offence is continued after conviction;

"docks and works" means and includes the docks, piers, wharves, quays, bridges, sheds and other works and conveniences and the lands, buildings and heritages and property of every description and of whatever nature of or at any time vested in or belonging to the Port Authority;

PART I  
—cont.

1947 c. 53.

- “enactment” means any Act, whether public general or local and any order made thereunder and any provisions in any Act or in any such order;
- “financial year” means a period of twelve months ending on the 31st December;
- “fish” includes molluscs and crustaceans;
- “goods” includes fish, livestock and animals of all descriptions;
- “the harbourmaster” means the harbourmaster appointed by the Port Authority and includes his authorised deputies and assistants;
- “hover vehicle” means a vehicle, however propelled, designed to be supported on a cushion of air;
- “hydrofoil vessel” means a vessel, however propelled, designed to be supported on foils;
- “land” includes land covered with water;
- “level of high water” means the level of mean high-water springs;
- “the lump sum fund” means the lump sum fund referred to in paragraph (b) of section 41 (Superannuation scheme to be established) of this Order and all moneys belonging thereto;
- “the Minister” means the Minister of Transport;
- “operational land” has the meaning assigned to that expression by section 113 of the Town and Country Planning (Scotland) Act, 1947;
- “owner” when used with reference to any vessel includes the owner, agent, master, consignee or other person in charge of the vessel, and when used with reference to goods includes the owner, agent, consignor, shipper, consignee or other person in charge of the goods and their respective agents in relation thereto;
- “the pension fund” means the pension fund referred to in paragraph (a) of section 41 (Superannuation scheme to be established) of this Order and all moneys belonging thereto;
- “pleasure craft” means any vessel not used solely as a tug, dredger, pontoon or craft engaged in maintaining waterways or docks or wholly or mainly for the carriage of goods and includes any vessel of not more than 100 tons gross used wholly or mainly for the carriage of passengers for reward;
- “the Port Authority” means the Clyde Port Authority incorporated under section 6 (Incorporation of Clyde Port Authority) of this Order;
- “the port” means the port within the limits defined in section 14 (Jurisdiction of Port Authority) of this Order and includes the docks and works;
- “the secretary” means the secretary of the Port Authority and includes a secretary ad interim;
- “statutory securities” means any securities in which trustees are for the time being authorised by the law of Scotland to invest trust moneys and any bond or stock granted or issued by the Port Authority;

“tidal work” means so much of any work authorised by the Clyde Lighthouses Consolidation Order, 1940, as is on, under or over tidal waters or tidal lands below the level of high water;

“transferring undertakers” means the Clyde Navigation Trustees, the Greenock Harbour Trustees and the Clyde Lighthouses Trustees;

“transferred undertaking” means in relation to each of the transferring undertakers the undertaking of that undertaker which is by this Order transferred to the Port Authority and “the transferred undertakings” means all those undertakings;

“the undertaking” means the undertaking of the Port Authority as for the time being authorised;

“works” means works of every description, other than moorings laid down for pleasure craft.

(2) In this Order and in the provisions of the Harbours, Docks and Piers Clauses Act, 1847, as incorporated with this Order “vessel” 1847 c. 27. means every description of vessel, however propelled or moved, and includes any thing (whether in, on, under or supported by a cushion of air over, water) constructed or used to carry persons or goods by water and a seaplane on or in the water.

(3) References in this Order to any enactment shall be construed as references to that enactment as amended by any other enactment including this Order.

## PART II

### ESTABLISHMENT OF CLYDE PORT AUTHORITY

6. There shall be and is hereby incorporated a body to be known as the Clyde Port Authority which shall be a body corporate with perpetual succession and a common seal and with power to purchase, acquire, hold and dispose of land and other property heritable and movable and to sue and be sued and with all other rights, powers and privileges of a body corporate. Incorporation of Clyde Port Authority.

7.—(1) The Port Authority shall consist of not less than fifteen and not more than sixteen members of whom fifteen shall be appointed as provided in subsection (2) of this section and one may be co-opted by the appointed members of the Port Authority to serve as a member of the Port Authority during the period specified by those members at the time of his co-option: Constitution of Port Authority.

Provided that if a co-opted member is an officer of the Port Authority he shall, notwithstanding the terms of his co-option, cease to be a member when he ceases to be an officer of the Port Authority.

(2) The appointed members of the Port Authority shall be appointed as follows:—

(a) one by the Minister after consultation with such persons appearing to him to be representative of organised labour in Scotland as the Minister considers appropriate;

(b) one by the Secretary of State for Scotland;

PART II  
—cont.

- (c) four by the Glasgow and Clyde Ship Owners' Association of whom one shall have a special knowledge of, and experience in, stevedoring and master portering;
- (d) three by the Glasgow Chamber of Commerce of whom one shall be concerned with the export of goods through the port;
- (e) one by the Greenock Chamber of Commerce;
- (f) one by the Clyde Shipbuilders' Association;
- (g) three by the Corporation;
- (h) one by the Corporation of Greenock.

(3) Any appointments made pursuant to paragraphs (c), (d), (e) and (f) of subsection (2) of this section shall be subject to the approval of the Minister.

(4) A member appointed pursuant to paragraph (g) or (h) of subsection (2) of this section need not be a member of the corporation by whom he is appointed.

(5) Each of the persons referred to in paragraphs (a) to (h) of subsection (2) of this section is hereinafter in this Part of this Order referred to as an "appointing authority".

Appointment  
of members of  
Port Authority.

8.—(1) Each appointing authority shall, not later than the 23rd December, 1965, in the case of the first appointments and not later than the 1st November in every third year following the year 1965 in the case of subsequent appointments make the respective appointments to the Port Authority specified in subsection (2) of section 7 (Constitution of Port Authority) of this Order and, subject to the provisions of subsection (2) of this section, each member so appointed shall (unless he shall previously die or resign) hold office—

- (a) in the case of the first appointments from the date of appointment until the 31st December, 1968; and
- (b) in the case of subsequent appointments (other than appointments to fill a casual vacancy) from the 1st January next following his appointment for a term of three years;

and upon ceasing to hold office shall be eligible for reappointment.

(2) A member shall retire from the Port Authority on the 31st December being or next following his seventieth birthday and, unless the member would otherwise have retired on that date, a vacancy so arising shall be deemed to be a casual vacancy.

(3) The first appointments made under this section shall be notified in writing to the Secretary of the Clyde Navigation Trustees and other appointments shall be notified in writing to the secretary.

Qualifications  
of members.

9. A person shall not be qualified to be a member of the Port Authority unless he is a British subject resident in the British Isles and, at the time of first taking office, has not yet attained his sixty-fourth birthday.

Resignation of  
members of  
Port Authority.

10. A member of the Port Authority may at any time while he is in office resign his membership by notice in writing to the Port Authority and to the appointing authority by whom he was appointed.

11.—(1) A casual vacancy arising in the office of a member of the Port Authority shall be filled by the appointing authority by whom that member was appointed by the appointment of another person to fill the vacancy.

PART II  
—cont.  
Casual  
vacancies.

(2) Subject to the provisions of subsection (2) of section 8 (Appointment of members of Port Authority) of this Order, a person appointed to fill a casual vacancy shall (unless he shall previously die or resign) hold office during the remainder of the term for which the person in whose place he has been appointed was appointed.

12. The provisions set out in Schedule 1 to this Order shall have effect with respect to the Port Authority.

Provisions  
applying to  
Port Authority.

### PART III

#### DUTIES AND POWERS OF PORT AUTHORITY

13. It shall be the duty of the Port Authority, subject to the provisions of this Order, to take such steps from time to time as they may consider necessary for the maintenance or improvement of the port and the accommodation and facilities (including navigational facilities) afforded therein or in connection therewith and for these purposes and without prejudice to the generality of the foregoing, the Port Authority may do all or any of the following things:—

General duties  
of Port  
Authority.

- (a) acquire, carry on and improve any undertaking (whether within or outwith the port) affording or intended to afford accommodation or facilities for the loading, unloading or warehousing of goods;
- (b) turn their resources to account so far as not required for the purposes of the undertaking; and
- (c) do all other things which in their opinion are expedient to facilitate the proper carrying on or development of the undertaking.

14. The Port Authority and the harbourmaster shall exercise jurisdiction within the river and firth of Clyde from Albert Bridge in the city of Glasgow to a line drawn due east and west true across the river or firth of Clyde at the southernmost point of the island of Little Cumbrae from the coast of Ayrshire to the coast of Kintyre including the sea lochs and channels within those limits.

Jurisdiction of  
Port Authority.

15.—(1) The Port Authority may for the purposes of the undertaking acquire land by agreement, whether by way of purchase, exchange, feu, lease or otherwise.

Power to  
acquire and  
dispose of land.

(2) The Minister may authorise the Port Authority to purchase compulsorily any land which they require for the purposes of the undertaking and the Acquisition of Land (Authorisation Procedure) (Scotland) Act, 1947, shall apply as if the Port Authority were a local authority within the meaning of that Act and as if this Order had been in force immediately before that Act.

1947 c. 42.

PART III  
—cont.

(3) The Port Authority may dispose of land belonging to them in such manner whether by way of sale, exchange, feu, lease, the creation of any servitude, right or privilege or otherwise, for such period, upon such conditions and for such consideration as they think fit.

(4) The Port Authority—

(a) may for the purposes of the undertaking, manage, use or develop land belonging to them as they think fit; and

(b) in addition may with a view to selling or otherwise disposing of any right or interest in the land after the development is carried out—

(i) retain any part of land belonging to them which is not required for the purposes of the undertaking and develop it or procure its development for use by other persons; or

(ii) where the use of land belonging to them for the purposes of the undertaking can be combined with its use for other purposes, develop the land or procure its development for use wholly or partly by other persons.

(5) Where the Port Authority intend to develop or procure the development of land belonging to them for purposes other than the purposes of the undertaking, and are of opinion that the land cannot by itself be developed satisfactorily, they may acquire adjoining land by agreement, whether by way of purchase, exchange, feu, lease or otherwise for the purpose of developing it or of procuring its development together with the other land.

(6) Nothing in subsection (2) of this section shall authorise the compulsory acquisition of any land belonging to any local authority within the meaning of the Acquisition of Land (Authorisation Procedure) (Scotland) Act, 1947, or of any operational land of any electricity or gas undertakers or of the British Railways Board.

1947 c. 42.

Power to  
dredge.

16.—(1) The Port Authority may from time to time deepen, dredge, scour and improve the bed and foreshore of the river and firth of Clyde within the port or in or near any approach to the port, and blast any rock in the river or firth of Clyde within the port or in or near any approach to the port and any material taken up or collected in the course of such operations shall be the property of the Port Authority and may be used, sold, removed, deposited or otherwise disposed of as the Port Authority may think fit:

Provided that no such material shall be laid down or deposited in any place below the level of high water, except in such position as the Board of Trade may approve and subject to such conditions or restrictions as they may impose.

(2) (a) In the exercise of the powers conferred by this section the Port Authority shall not interfere with, damage or injuriously affect any submarine cable placed or maintained by the Postmaster General without the consent of the Postmaster General.

(b) Before operations for deepening, dredging, scouring or improving the bed and foreshore of the river or firth of Clyde (or any part or parts thereof) or blasting any rock are carried out under the powers of this



section within 150 yards of any such submarine cable where blasting operations are involved, or in any other case within 50 yards of any such cable, the Port Authority shall give in writing to the Postmaster General as long notice as is practicable, and in any case not less than twenty-eight days' notice of their intention so to do.

(c) No materials taken up or collected shall be laid down or deposited in such a place or manner as to cover any such submarine cable or in any way obstruct or impede any work of or connected with the inspection or repair of such a cable.

17. The Port Authority may from time to time purchase, contract for or hire and may maintain and use tugs for the use and accommodation of vessels and may sell or dispose of any such tugs. Power to undertake towage services.

18.—(1) (a) The Port Authority may from time to time license such number of tugs belonging to any person for such period and on such terms and conditions including conditions as to charges as they think fit. Power to license tugs, etc.

(b) The Port Authority may charge a fee not exceeding five pounds for the granting of a licence under paragraph (a) of this subsection.

(2) (a) It shall not be lawful for any person to use or employ any tug or other vessel for towing vessels within the port unless there is in force in relation thereto a licence granted under paragraph (a) of subsection (1) of this section.

(b) Any person who contravenes the provisions of this section shall be guilty of an offence and liable to a fine not exceeding fifty pounds and to a daily fine not exceeding five pounds.

19.—(1) Subject to obtaining any licence necessary under the Road Traffic Act, 1960, the Port Authority may operate road transport vehicles for the purpose of conveying goods to and from any part of the docks and works. Port Authority may operate road transport. 1960 c. 16.

(2) For this purpose the Port Authority may from time to time purchase, contract for or hire and may maintain road transport vehicles and may sell or dispose of such vehicles.

20. The Port Authority may let upon hire (with or without the services of their employees) to such persons, at such places and on such terms as they think fit any vessel, plant, equipment or other property belonging to them. Power to hire out plant.

21. The Port Authority may, on any land for the time being belonging to or held by them, provide and maintain parking places at which vehicles may be left, and may make reasonable charges in respect of any vehicle left at any such parking place or elsewhere within the docks and works. Power to provide parking places and to make charges.

22. The Port Authority may supply or contract with local water authorities for the supply of water to vessels entering and using the docks and works, and for extinguishing fires on board such vessels or at the docks and works. Power to contract for supply of water.

## PART III

—cont.

Provision of  
electric energy.

23. The Port Authority may provide and maintain all works and appliances necessary for the generation of electric energy and may contract with any person lawfully entitled to provide the same for a supply of electric energy and may apply electric energy for any purpose for which it may be necessary in connection with the undertaking, including the supply to vessels:

Provided that—

(a) all works constructed and all acts and things done by the Port Authority for supplying electric energy pursuant to this section shall be so supplied, maintained, worked and used as to prevent interference with any telegraphic line (as defined by the Telegraph Act, 1878) belonging to or used by the Postmaster General or with telegraphic communication by means of any such line;

(b) all such works and acts and things done shall be subject to the provisions of Part I and section 26 of the Public Utilities Street Works Act, 1950.

1878 c. 76.

1950 c. 39.

Licensing of  
works.

24.—(1) The Port Authority may upon such terms and conditions as they think fit grant to any person a licence (in this section and in section 27 (Appeals to Board of Trade and Minister in respect of works licence or dredging licence) and section 28 (Restriction on construction of works and dredging) of this Order referred to as a “works licence”) to construct, alter, renew or extend any works on, under or over tidal waters or tidal lands below the level of high water in the port notwithstanding interference with public rights of navigation and other public rights by such works as constructed, altered, renewed or extended.

(2) Application for a works licence shall be made in writing to the Port Authority and shall be accompanied by plans, sections and particulars of the works to which the application relates, and in granting any such licence the Port Authority may require modifications in the plans, sections and particulars so submitted.

(3) If within three months from the date of the making of an application under subsection (2) of this section the Port Authority do not grant a works licence in accordance with the application, they shall be deemed to have refused the application.

(4) Nothing in this section shall alter, prejudice or affect any of the rights and powers of the Postmaster General under the provisions of the Telegraph Acts, 1863 to 1962.

(5) For the purposes of section 7 of the Telegraph Act, 1878, any work proposed to be done under a licence granted in accordance with subsection (1) of this section shall be deemed to be work proposed to be done in the execution of an undertaking authorised by an Act of Parliament.

Licence to  
dredge.

25.—(1) The Port Authority may upon such terms and conditions as they think fit grant to any person a licence (in this section and in section 27 (Appeals to Board of Trade and Minister in respect of works licence or dredging licence) and section 28 (Restriction on construction of works and dredging) of this Order referred to as a “dredging licence”) to dredge in any part of the port.

(2) Application for a dredging licence shall be made in writing to the Port Authority and shall be accompanied by plans, sections and

particulars defining the nature and extent and manner of the operations to be carried out in the exercise of the powers granted by the licence and in granting any such licence the Port Authority may require modifications in the plans, sections and particulars so submitted.

PART III  
—cont.

(3) If within three months from the date of the making of an application under subsection (2) of this section the Port Authority do not grant a dredging licence in accordance with the application, they shall be deemed to have refused the application.

(4) Any materials taken up or collected by means of dredging in pursuance of a dredging licence shall be the property of the holder of the licence and he may use, sell or otherwise dispose of or remove or deposit the same as he thinks fit:

Provided that—

(a) no such materials shall be laid down or deposited in any place below the level of high water except in such position as may be approved by the Port Authority and under such restrictions and regulations as may be imposed by the Port Authority;

(b) if it appears to the holder of a dredging licence that the Port Authority have unreasonably withheld their approval under paragraph (a) of this proviso or that any restriction or regulation imposed by the Port Authority under that paragraph is unreasonable, he may appeal to the Board of Trade, whose decision shall be binding upon the parties.

(5) In the exercise of the powers conferred by a dredging licence the holder of the licence shall not interfere with, damage or injuriously affect any submarine cable placed or maintained by the Postmaster General without the consent of the Postmaster General.

26.—(1) Before granting a licence to any person for the construction, alteration or renewal of any works under section 24 (Licensing of works) or for dredging under section 25 (Licence to dredge) of this Order, the Port Authority shall, in any case where the proposed works or dredging would be at, over, under or near to any tunnel, bridge, quay, river wall or embankment, or other work of the Corporation (each of which is in this section referred to as a “protected work”) and in such a position as to be likely to affect or endanger any protected work, submit to the Corporation detailed particulars of the proposed works or dredging, as the case may be, and furnish them with such further particulars with respect thereto as the Corporation may reasonably require and, in any case in which the Corporation so require, such licence shall only be granted subject to such conditions as may be reasonably necessary to safeguard the protected work including, without prejudice to the foregoing generality, conditions empowering the Corporation from time to time to inspect the works or dredging to which the licence relates and to take any steps necessary to prevent damage to the protected work and to recover from the holder of the licence the reasonable cost of any works carried out by the Corporation for that purpose.

Protection for  
Corporation  
in respect of  
sections 24  
and 25.

(2) If in any case any difference arises between the Corporation and the Port Authority with respect to the particulars required to be furnished to the Corporation by the Port Authority or with respect to the conditions which the Corporation require to be attached to any licence granted under the said sections 24 or 25, such difference shall

PART III  
—cont.

be determined by an arbiter to be mutually agreed upon between the Corporation and the Port Authority or, failing agreement, to be appointed on the application of either party by the President of the Institution of Civil Engineers.

(3) If within six weeks of the receipt by the Corporation from the Port Authority of the particulars of any proposed works or dredging as aforesaid the Corporation do not require any further particulars to be furnished by them or, in any case where further particulars are required, within four weeks of the receipt thereof by the Corporation they do not intimate that they require conditions to be attached to the licence for such works or dredging, the Corporation shall be deemed to have acquiesced in the granting thereof.

Appeals to  
Board of Trade  
and Minister in  
respect of  
works licence  
or dredging  
licence.

27.—(1) Any applicant for a works licence or a dredging licence who is aggrieved by—

- (a) the refusal of the Port Authority to grant the licence;
- (b) any terms or conditions upon which the licence is granted;
- (c) any modifications required by the Port Authority in the plans, sections and particulars submitted by the applicant;

may, within twenty-eight days from the date on which the Port Authority notify the applicant of their decision or the date on which the Port Authority are under subsection (3) of section 24 (Licensing of works) of this Order or subsection (3) of section 25 (Licence to dredge) of this Order deemed to have refused the application, appeal—

- (i) in the case of a works licence, to the Board of Trade; or
- (ii) in the case of a dredging licence, to the Minister;

whose decision shall be binding upon the parties.

(2) A person who appeals to the Board of Trade or the Minister under this section shall give to the Port Authority notice of his appeal accompanied by a copy of his statement of appeal and the Port Authority shall within twenty-eight days from the receipt of such notice be entitled to furnish the Board of Trade or the Minister with their observations on the appeal.

(3) (a) On an appeal under this section the Board of Trade or the Minister, as the case may be, may—

- (i) dismiss the appeal; or
- (ii) require the Port Authority to grant the licence upon such terms and conditions as the Board of Trade or the Minister, as the case may be, may determine; or
- (iii) require the Port Authority to approve the plans, sections and particulars without modification or subject to such modifications as the Board of Trade or the Minister, as the case may be, may determine.

(b) The Port Authority shall give effect to any requirement made by the Board of Trade or the Minister under paragraph (a) of this subsection.

Restriction on  
construction of  
works and  
dredging.

28.—(1) No person shall—

- (a) construct, alter, renew or extend any works on, under or over tidal waters or tidal lands below the level of high water in the

port unless he is licensed so to do by a works licence and except upon the terms and conditions (if any) upon which the licence is granted and in accordance with the plans, sections and particulars approved in pursuance of section 24 (Licensing of works) of this Order;

- (b) dredge in the port unless he is licensed so to do by a dredging licence and except upon the terms and conditions (if any) upon which the licence is granted and in accordance with the plans, sections and particulars approved in pursuance of section 25 (Licence to dredge) of this Order:

Provided that this subsection shall not apply to the construction, alteration, renewal or extension of—

- (i) any such works or the carrying out of dredging in the port specifically authorised under any enactment;
- (ii) a jetty, pier, slipway, landing place or other similar work within the port westward of a straight line drawn across the river or firth of Clyde from Whiteforeland Point in the county of Renfrew to Craigendoran Pier in the county of Dunbarton which does not extend to a point where the depth of water at mean low-water springs exceeds four feet.

(2) Any person offending against the provisions of this section or who contravenes or who fails to comply with any term or condition upon which a works licence or a dredging licence, as the case may be, is granted by the Port Authority shall be guilty of an offence and liable to a fine not exceeding one hundred pounds and to a daily fine not exceeding ten pounds.

29. The Port Authority shall have power to promote or oppose—

Power to promote and oppose private legislation.

- (a) any private legislation; and  
(b) any special or other statutory order;

which, in their judgment, it is expedient in the interests of the Port Authority or the undertaking to promote or oppose, as the case may be, and they may defray the expenses incurred in relation thereto.

30. The Port Authority may subject to such terms and conditions as they think fit—

Power to provide dwelling-houses and make loans.

- (a) from time to time provide on any lands belonging to them and purchase, take on lease or hire elsewhere dwellinghouses for persons employed by them and may (without prejudice to their power to impose other terms and conditions) permit the same to be occupied by such persons with or without payment of any rent;
- (b) permit a person formerly in their employment to continue to occupy a dwellinghouse provided by them after his employment with the Port Authority has ceased;
- (c) make loans to persons employed by them to assist such persons to acquire housing accommodation and may guarantee loans made by building societies and other lenders for house purchase purposes to such persons;

PART III  
—cont

- (d) continue a loan made by them to a person formerly in their employment after his employment with the Port Authority has ceased or the guarantee of a loan given by them in respect of such a person.

## PART IV

## TRANSFER OF UNDERTAKINGS

Transfer of  
undertakings.

31.—(1) On the appointed day the transferred undertakings shall by virtue of this Order be transferred to and vest in the Port Authority.

(2) For the purposes of subsection (1) of this section the transferred undertakings shall comprise—

- (a) all heritable and movable property (including vessels);
- (b) all investments, securities, book debts, deposits, bank balances, cash and other assets of whatever description;
- (c) the benefit of all contracts in force immediately before the appointed day but subject to any obligations thereunder;
- (d) all registers, books of account and vouchers relating thereto, maps, plans, specifications, engineering or other reports and other documents;
- (e) all rights, powers, servitudes, interests and privileges.

(3) The vesting of the transferred undertakings in the Port Authority by virtue of this section shall, in relation to heritable property, take effect without the necessity of recording in the General Register of Sasines any conveyance, notarial instrument, notice of title, or other deed or writing.

(4) On the appointed day the Clyde Navigation Trustees, the Greenock Harbour Trustees and the Clyde Lighthouses Trustees shall be dissolved.

Saving for  
existing  
contracts,  
agreements, etc.

32. From and after the appointed day all feu contracts, feu charters, feu dispositions, dispositions, conveyances, leases, securities, contracts, agreements and obligations granted, made or entered into, in favour of, or by a transferring undertaker, shall, subject to the provisions of this Order, remain in full force and effect and shall be available to or against the Port Authority in the same manner as the same would or might have been available to or against the transferring undertaker immediately before the appointed day.

Proceedings not  
to abate.

33. All legal or other proceedings which may be raised against a transferring undertaker or to which a transferring undertaker is a party immediately before the appointed day may on and after that day be carried on against the Port Authority or with the substitution of the Port Authority as party to the proceedings in place of the transferring undertaker, and any such proceedings may be amended in such manner as may be necessary for that purpose.

Books, etc., to  
remain  
evidence.

34.—(1) All books and documents which, if this Order had not been passed, would have been evidence in respect of any matter for or against a transferring undertaker in respect of the transferred

undertaking of that undertaker shall on and after the appointed day be admitted in evidence in respect of the same or like matter for or against the Port Authority.

PART IV  
—cont.

(2) All officers and persons who at the appointed day have in their possession or under their control any books, documents, papers, money or effects forming part of a transferred undertaking or relating exclusively thereto or to which a transferring undertaker would, but for the transfer of the transferred undertaking to the Port Authority, have been entitled shall be liable to account for and deliver them up to the Port Authority or to such person as the Port Authority may appoint to receive them, and shall be subject to the same consequences on refusal or neglect as if they had been appointed by and become possessed thereof for the Port Authority.

35. All charges and moneys which immediately before the appointed day were due or payable to a transferring undertaker under the enactments repealed by this Order may be levied, collected, sued for and recovered by the Port Authority in the same manner as they might have been levied, collected, sued for and recovered by the transferring undertaker if the Act confirming this Order had not been passed.

Recovery of charges due to transferring undertakers.

36. The Clyde Navigation Trustees, the Greenock Harbour Trustees and the Clyde Lighthouses Trustees in office immediately before the appointed day and the officers and servants who were in their respective employment immediately before the appointed day are hereby discharged of all their actings, transactions and intromissions in respect of the management and administration thereof and of the property vested in the said trustees respectively.

Saving for Clyde Navigation Trustees, Greenock Harbour Trustees and Clyde Lighthouses Trustees.

37. Stamp duty shall not be chargeable under section 12 of the Finance Act, 1895 (which relates to stamp duty in connection with certain statutory conveyances), on any copy of the Act confirming this Order or on any instrument relating to the vesting of the transferred undertakings in the Port Authority by virtue of section 31 (Transfer of undertakings) of this Order.

Exemption from stamp duty.  
1895 c. 16.

## PART V

### OFFICERS AND SERVANTS AND SUPERANNUATION SCHEME

38. The Port Authority shall appoint a general manager, a secretary and such other officers and servants as they may from time to time think necessary or expedient and may, subject to the terms of their employment, suspend or remove any officer or servant and may pay such fees, salaries, remuneration and allowances to any officer or servant as the Port Authority think proper.

Appointment of officers and servants.

39.—(1) As from the appointed day the Port Authority shall take over and employ every officer or servant who immediately before that day was employed whole-time by the Clyde Navigation Trustees, the Greenock Harbour Trustees or the Clyde Lighthouses Trustees (in so far as such persons are then willing to enter the service of the Port Authority) on terms and conditions not less favourable than those on which they were so employed immediately before the appointed day:

Transfer of officers and servants.

PART V  
—cont.

Provided that the Port Authority shall not be bound to take over and employ any such officer or servant who on the appointed day has attained his sixty-fifth birthday.

(2) Officers and servants so taken over and employed shall be afforded by the Port Authority superannuation rights and benefits similar in nature to and actuarially not less favourable than those to which they were entitled immediately before the appointed day.

Compensation  
for loss of  
office, etc.

1964 c. 40.

40. Any officer or servant of a transferring undertaker who suffers any loss of employment or loss or diminution of emoluments or superannuation rights and benefits in consequence of any of the provisions of this Order shall be entitled to compensation to be determined in accordance with regulations for the time being in force made by the Minister under section 19 of the Harbours Act, 1964, or, if at the time the claim for compensation arises no such regulations are in force, to be determined in accordance with the directions of the Minister.

Superannuation  
scheme to be  
established.

41.—(1) On and after the appointed day the Port Authority shall establish and maintain a superannuation scheme as provided by the rules set out in Schedule 2 to this Order comprising—

- (a) a pension fund for the payment of superannuation and other allowances on retirement, discharge or otherwise to their officers and servants and, in the event of death, to the widows or to the dependants or representatives of such officers and servants;
- (b) a lump sum fund for the payment of lump sums (or additional superannuation allowances in lieu thereof) on retirement to their officers and servants.

(2) The pension fund and the lump sum fund shall be vested in the Port Authority and shall be held, managed and controlled by them subject to and in accordance with the rules set out in the said Schedule 2, which shall be binding upon the Port Authority and the members of the said superannuation scheme.

(3) All expenses of the pension fund and of the lump sum fund, including the payment of officers, if any, specially appointed by the Port Authority in connection therewith shall be paid by the Port Authority out of the revenues of the undertaking.

Transfer to  
pension and  
lump sum  
funds.

42.—(1) The moneys standing to the credit of the pension fund and of the lump sum fund established by the Clyde Navigation Trustees under the Clyde Navigation Acts, 1858 to 1965, shall at the appointed day be transferred to and form part of the pension fund and of the lump sum fund in such proportions as shall be actuarially determined.

(2) The moneys standing to the credit of the pension fund established by the Clyde Lighthouses Trustees under the Clyde Lighthouses Orders, 1940 and 1957, by means of a Deed of Agreement and Trust made between the said Trustees and George Augustus Workman and others dated the 11th, 12th and 13th December, 1946, shall at the appointed day be transferred to and form part of the pension fund and of the lump sum fund in such proportions as shall be actuarially determined and the trustees presently acting under the said Deed of Agreement and Trust are hereby authorised to transfer such moneys as required



by this subsection and on the transfer thereof shall be relieved of any liabilities and obligations under the said Deed of Agreement and Trust which shall thereupon be revoked.

PART V  
—cont.

(3) (a) The Corporation of Greenock shall, as soon as practicable after the appointed day, pay to the Port Authority in respect of any officers and servants formerly employed by the Greenock Harbour Trustees who are transferred to the service of the Port Authority pursuant to section 39 (Transfer of officers and servants) of this Order and who take up employment with the Port Authority such sum as may be determined by an actuary to be mutually agreed upon or (failing agreement) to be appointed on the application of either party (after notice in writing to the other) by the President of the Faculty of Actuaries in Scotland as will meet the whole liability to be assumed by the Port Authority out of the pension fund and the lump sum fund in respect of the pensionable service of the said officers and servants with the Greenock Harbour Trustees up to the appointed day.

(b) The sum paid to the Port Authority pursuant to paragraph (a) of this subsection shall be credited to the pension fund and the lump sum fund in such proportions as will cover the liability to be assumed by the respective funds as determined by the said actuary.

(4) Subject to the payment of the sum determined under subsection (3) of this section, the Corporation of Greenock will, after the appointed day, be relieved of any liability under the Local Government Superannuation (Scotland) Acts, 1937 to 1953, for payment of any pension or other benefits to any officer or servant formerly in the employment of the Greenock Harbour Trustees who has transferred to the employment of the Port Authority under the said section 39.

43.—(1) A person entitled immediately before the appointed day to a payment or other benefit under—

Existing  
payments and  
benefits to be  
preserved.

(a) the pension fund or lump sum fund established by the Clyde Navigation Trustees under the Clyde Navigation Acts, 1858 to 1965; or

(b) the pension fund established by the Clyde Lighthouses Trustees under the Clyde Lighthouses Orders, 1940 and 1957;

shall continue to be entitled to the same payment or benefit in all respects out of the pension fund and lump sum fund established under section 41 (Superannuation scheme to be established) of this Order and upon the same terms and conditions as those upon which the payment or benefit was payable immediately before the appointed day.

(2) Nothing in this Order shall alter or affect prejudicially any right of a former officer or servant of the Greenock Harbour Trustees, or any relative of any such person, to any payment or other benefit subsisting immediately before the appointed day under the Superannuation Fund administered by the Corporation of Greenock under the Local Government Superannuation (Scotland) Acts, 1937 to 1953, and all such payments or other benefits shall continue and remain valid as if the Act confirming this Order had not been passed.

(3) As from the appointed day the Port Authority shall continue to pay any person who immediately before that day was in receipt of an ex gratia pension or allowance from the Clyde Navigation Trustees,

PART V  
—cont.

the Greenock Harbour Trustees, or the Clyde Lighthouses Trustees, the *ex gratia* pension or allowance upon the same terms and conditions as those upon which it was formerly payable.

Power to make gratuities, etc.

44. The Port Authority may out of the revenues of the undertaking grant or increase such gratuities, pensions, superannuation or other allowances or make such other payments as they may think fit to any officer or servant of the Port Authority or to the widow or dependants of such officer or servant in respect of whom provision has not otherwise been made or insufficient provision has been made in that behalf.

Pension and lump sum funds may be lent to Port Authority.

45.—(1) The pension fund and the lump sum fund or any part thereof may be lent to and may be borrowed by the Port Authority and any moneys so lent shall be held to form part of and to rank *pari passu* with their bonds, stock and other debt and the provisions of this Order relating to the borrowing of money shall, subject to this section, extend and apply to the moneys so borrowed.

(2) The Port Authority may invest any moneys standing to the credit of the pension fund and the lump sum fund in statutory securities.

(3) The Port Authority shall pay into the pension fund and into the lump sum fund, as the case may be—

(a) in respect of moneys of the respective fund borrowed by them under subsection (1) of this section, on the 30th June and the 31st December, in each year interest at the rate of one per centum below the bank rate prevailing for the time being:

Provided that the Port Authority shall not under this paragraph pay interest at a higher rate than five pounds per centum per annum or at a lower rate than three pounds ten shillings per centum per annum; and

(b) in respect of moneys of the respective fund invested in statutory securities under subsection (2) of this section, all dividends and interest arising out of the investment of such moneys as and when they are received by the Port Authority.

Port Authority to contribute to pension and lump sum funds.

46. The Port Authority shall from time to time contribute out of the revenues of the undertaking—

(a) to the pension fund; and  
(b) to the lump sum fund;

such sums as they are required to contribute in accordance with the rules set out in Schedule 2 to this Order.

Interchange of pensionable employment.

47.—(1) The Port Authority may make application to the Secretary of State for Scotland to be designated as a public board for the purposes and within the meaning of the Superannuation (Local Government and Public Boards) Interchange (Scotland) Rules, 1949 and 1955.

(2) (a) When any person who has been a member of the superannuation scheme established under section 41 (Superannuation scheme to be established) of this Order (in this subsection referred to as “the Port Authority superannuation scheme”) becomes employed

otherwise than by the Port Authority in any pensionable employment and the pension rights of such person in respect of such employment arise from a superannuation fund which is wholly or partly approved by the Commissioners of Inland Revenue for the purposes of section 379 of the Income Tax Act, 1952, or which is approved by the said commissioners for the purposes of this subsection and the rules or other conditions governing such fund include provisions similar to the powers contained in this subsection, there may be paid out of the Port Authority superannuation scheme, if the Port Authority think fit, to the superannuation fund in respect of the employment which he enters such sum by way of transfer value in respect of him as an actuary appointed by the Port Authority may certify to be equitable in consideration of such person becoming eligible to receive from the last-mentioned fund, subject to the rules thereof, benefits which in the opinion of the Port Authority are equitable having regard to the sum so to be paid: 1952 c. 10

Provided that the payment of such sum as aforesaid shall not be made unless and until the Port Authority shall be satisfied that it will be treated for all purposes of the fund to which it is to be paid as a contribution by the subsequent employer except to the extent that it represents such person's own contributions to the Port Authority superannuation scheme.

(b) When any person who has been employed otherwise than by the Port Authority in any pensionable employment and whose pension rights in respect of such employment arise from a superannuation fund which is wholly or partly approved by the Commissioners of Inland Revenue for the purposes of section 379 of the Income Tax Act, 1952, or which is approved by the said commissioners for the purposes of this subsection becomes a member of the Port Authority superannuation scheme and the person by whom he was last employed prior to his entering the service of the Port Authority is enabled and willing to pay to the Port Authority in respect of him a sum by way of transfer value in consideration of his becoming eligible to receive from the Port Authority superannuation scheme subject to the rules thereof benefits which in the opinion of the Port Authority are equitable having regard to the sum so to be paid the Port Authority may accept such payment and shall pay any sum so received into the Port Authority superannuation scheme:

Provided that any sum paid to the Port Authority under this subsection shall be treated for all purposes of the Port Authority superannuation scheme as a contribution by the Port Authority except to the extent that it represents the contributions of the person concerned to the superannuation fund in respect of his previous employment.

(c) The sums to be paid and received by way of transfer value under the preceding paragraphs of this subsection shall be in substitution for and not in addition to any benefits to which a member would be entitled from the funds from which such transfer values are paid if this section had not been enacted, and it shall be at the option of the member in respect of whom such transfer values are payable whether effect shall be given to such payment or whether he shall receive the benefits otherwise payable.

PART V  
—cont.

(d) Service which any person in respect of whom a sum by way of transfer value is paid to the Port Authority was entitled to reckon for superannuation purposes as service with the person by whom he was last employed prior to his entering the service of the Port Authority shall for the purposes of the Port Authority superannuation scheme be reckoned as if it had been service with the Port Authority or membership of the Port Authority superannuation scheme in such manner as the Port Authority may (either generally or in any particular case) determine.

(e) In this section “pensionable employment” means employment which is relevant in relation to the pension rights of the person employed and includes all such employment whether or not for a period sufficient to render him entitled to or eligible for the payment of a pension to or in respect of him.

PART VI  
FINANCIAL

Creation of  
Clyde Port  
Authority  
irredeemable  
stock for  
purposes of  
certain  
transferred  
undertakings.

48. As at the appointed day there shall be created by virtue of this section and without any other requisite—

- (a) one million five hundred and thirty-six thousand and seven pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of three per centum per annum;
- (b) one million nine hundred and thirty thousand one hundred and eighty-three pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of four per centum per annum;

or such less amounts as shall be necessary to give effect to section 49 (Issue of Clyde Port Authority irredeemable stock in lieu of other stocks) of this Order.

Issue of Clyde  
Port Authority  
irredeemable  
stock in lieu of  
other stocks.

49.—(1) The Port Authority shall at the appointed day divide the Clyde Port Authority irredeemable stock created by section 48 (Creation of Clyde Port Authority irredeemable stock for purposes of certain transferred undertakings) of this Order among the several persons who immediately before the appointed day were registered as the holders of—

- (a) Clyde Navigation funded debt issued by the Clyde Navigation Trustees under the Clyde Navigation Acts, 1858 to 1965; and
- (b) Greenock Harbour stock issued by the Greenock Harbour Trustees under the Greenock Harbour Act, 1913;

1913 c. xlii.

in accordance with the provisions set out in paragraphs (1) and (2) of Schedule 3 to this Order and in lieu of the holding of the said funded debt or stock which shall be cancelled subject to the provisions set out in paragraphs (3) and (4) of the said schedule.

(2) The Clyde Port Authority irredeemable stock issued in pursuance of this section shall be held with the same rights and subject to the same conditions as those under or subject to which the Clyde Navigation funded debt and the Greenock Harbour stock, as the case may be, was held immediately before the appointed day and so as to give effect to and not to revoke any deed, will or other instrument or mortis causa or inter vivos disposition disposing of or affecting the said funded debt or stock.

(3) Interest shall be payable on the Clyde Port Authority irredeemable stock issued in pursuance of this section in accordance with the provisions set out in paragraph (5) of the said Schedule 3.

PART VI  
—cont.

50.—(1) The Port Authority may, in addition to the moneys already borrowed by them at the appointed day referred to in subsection (2) of this section from time to time borrow at interest on the security of the undertaking and may raise moneys by any of the following methods:—

Power to borrow.

- (a) by bond containing an obligation to repay the principal sum at a specified time;
- (b) by the creation and issue of stock;
- (c) by overdraft from any bank, or other temporary loan or deposit;

or partly by one or any of such methods and partly by any other of such methods:

Provided that—

- (i) the total amount of moneys borrowed by the Port Authority under paragraphs (a) and (b) of this subsection, excluding the moneys borrowed at the appointed day referred to in subsection (2) of this section, shall not exceed eighteen million pounds;
- (ii) the total amount of moneys borrowed by the Port Authority under paragraph (c) of this subsection and for the time being outstanding shall not (exclusive of interest thereon) exceed one million pounds;
- (iii) the provisions of section 54 (Sinking fund) of this Order shall not apply to moneys borrowed under the said paragraph (c) of this subsection.

(2) The moneys borrowed by the Port Authority at the appointed day shall be—

- (a) the amount of the Clyde Port Authority irredeemable stock created pursuant to section 48 (Creation of Clyde Port Authority irredeemable stock for purposes of certain transferred undertakings) of this Order;
- (b) the amount borrowed under the security of Clyde Port Authority bonds referred to in section 52 (Conversion of Clyde Navigation bonds into Clyde Port Authority bonds) of this Order;
- (c) the amounts borrowed from the pension fund and the lump sum fund.

(3) Moneys borrowed by the Port Authority under paragraphs (a) and (b) of subsection (1) of this section shall be applied only to purposes to which capital is properly applicable.

51. The provisions set out in Schedule 4 to this Order shall apply to stock created and issued by the Port Authority pursuant to section 50 (Power to borrow) of this Order.

As to stock.

52. The Clyde Navigation bonds granted by the Clyde Navigation Trustees under the Clyde Navigation Acts, 1858 to 1965, and outstanding at the appointed day shall, as from that day, become and be

Conversion of Clyde Navigation bonds into Clyde Port Authority bonds.

PART VI  
—cont.

Clyde Port Authority bonds charged upon the undertaking in all respects as if such Clyde Navigation bonds had been granted by the Port Authority and as if the Port Authority had been named therein instead of the Clyde Navigation Trustees.

Port Authority  
bonds.

53. Every bond to be granted by the Port Authority—

- (a) shall be by instrument duly stamped in which the consideration shall be truly stated and may be in the form contained in Part I of Schedule 5 to this Order or in a form to the like effect; and
- (b) may be discharged in the form contained in Part II of the said Schedule 5 or in a form to the like effect.

## Sinking fund.

54.—(1) The Port Authority may annually appropriate out of income to a sinking fund such sums as (with any accumulations thereof) will be sufficient to pay off within sixty years—

- (a) from the appointed day the moneys borrowed by them at that day referred to in subsection (2) of section 50 (Power to borrow) of this Order;
- (b) from the beginning of the financial year following the financial year in which any further moneys are borrowed by them under paragraph (a) or paragraph (b) of subsection (1) of the said section 50.

(2) Where the Port Authority exercise the powers of section 62 (Power to charge interest to capital) it shall not be obligatory on them to make any appropriation under paragraph (b) of subsection (1) of this section until after the expiration of the period determined under the said section 62, not exceeding ten years from the date of borrowing, and the appropriations made thereafter shall be such as are sufficient to pay off the moneys borrowed to defray the cost of the work described in the said section (including interest charged to capital) within sixty years from the date of borrowing.

(3) Pending or in default of application of any moneys held on account of the sinking fund to the purposes authorised by this Order the Port Authority shall invest the moneys in statutory securities and the interest or annual proceeds received from the moneys and investments held on account of the sinking fund may be accumulated by investment in statutory securities or may be credited to the general revenue of the Port Authority.

(4) The sinking fund shall be applied by the Port Authority in the redemption of moneys borrowed by them at the appointed day or under paragraph (a) or paragraph (b) of subsection (1) of the said section 50 and no part of it shall under any circumstances be applied in any other way.

Registers of  
bonds and  
stock.

55.—(1) The Port Authority shall—

- (a) keep a register of holders of Clyde Port Authority bonds;
- (b) keep a register of holders of Clyde Port Authority irredeemable stock; and
- (c) keep a register of holders of Clyde Port Authority stock.

(2) The register of bonds and the registers of stock shall be accessible at all reasonable times to the several holders of bonds or stock, as the case may be, and the Port Authority may close such registers at such times and for such periods not exceeding thirty days in any year as the Port Authority may from time to time determine.

PART VI  
—cont.

56. All bonds and stock granted or issued by the Port Authority shall rank together without any priority on account of the date of the grant or issue thereof or on any other account.

Ranking of  
bonds and  
stock *pari passu*.

57. All bonds and stock granted or issued by the Port Authority shall be movable or personal estate and transmissible as such and shall not be of the nature of heritable or real estate.

Bonds and  
stock to be  
movable estate.

58. The Port Authority shall not be bound to see to the execution of any trust, whether express, implied or constructive, to which any bond or other security granted by the Port Authority or hereafter to be granted or issued by the Port Authority or the money, principal or interest thereby secured may be subject and the receipt or discharge of the person in whose name any such bond or other security stands in the books of the Port Authority shall be a sufficient discharge to the Port Authority for any money payable in respect thereof, notwithstanding any trust to which the same or the money thereby secured may then be subject and the Port Authority shall not be bound to see to the application of the money paid upon such receipt or discharge.

Port Authority  
not bound to  
see to  
execution of  
trusts.

59. Any person entitled to any bond or stock granted or issued by the Port Authority may transfer his rights and interests therein to any other person:

Transfer of  
bonds and  
stock.

Provided that—

(a) a bond may only be transferred in respect of the principal sum secured thereby; and

(b) stock may only be transferred in multiples of one pound.

60.—(1) When the holder of any bond or stock granted or issued by the Port Authority dies, the survivor or survivors where the deceased was a joint holder, and the executors or administrators of the deceased where he was a sole holder shall be the only persons recognised by the Port Authority as having any title to or interest in the bond or stock.

Transmission of  
bonds and  
stock.

(2) If any bond or stock granted or issued by the Port Authority is transmitted by reason of death, bankruptcy or by any other means than by a transfer according to the provisions of section 59 (Transfer of bonds and stock) of this Order the Port Authority shall upon such evidence being produced as may from time to time be required by them register such transmission in the register of bonds or register of stock, as the case may be.

61. If any bond or certificate of stock or of interest granted or issued by the Port Authority is lost, destroyed, worn out or damaged then upon proof thereof and on an indemnity being given to the Port Authority, if required by them, they may in their discretion give to the person entitled to such bond or certificate another bond or certificate,

Renewal of lost  
bond or  
certificate of  
stock or  
interest.

PART VI  
—cont.

as the case may be, in substitution for the bond or certificate lost, destroyed, worn out or damaged and an entry of such substituted bond or certificate shall be made in the register of bonds or appropriate register of stock.

Power to  
charge interest  
to capital.

62. Where the Port Authority, in exercise of the powers conferred upon them by any enactment, commence any work from which revenue may after its completion be derived, the Port Authority may, during such period not exceeding ten years from the commencement of that work as they determine, charge to capital as part of the cost of that work interest at a rate not exceeding six per centum per annum on any moneys borrowed to defray—

- (a) the cost of acquisition of lands for the purpose of that work; and
- (b) the expenses of constructing or carrying out that work.

General  
insurance fund.

63.—(1) The Port Authority may (if they think fit) establish an insurance fund with a view to providing a sum of money which shall be available for making good any losses, damages, costs and expenses to which the Port Authority may be subjected in consequence of such risks as may from time to time be specified in a resolution of the Port Authority (in this section referred to as “the specified risks”).

(2) The establishment of a fund under this section shall not prevent the Port Authority from insuring in one or more insurance offices against the whole or any part of all or any of the specified risks.

(3) The Port Authority may pay into the said fund in any year such sums as the Port Authority may think fit out of the revenues of the Port Authority and as part of their working and establishment expenses and the cost of maintenance of the undertaking.

(4) All moneys for the time being standing to the credit of the said fund shall be invested in statutory securities and the interest and annual proceeds arising from such securities shall be invested and accumulated in the said fund.

(5) In this section “insurance office” means—

- (a) an insurance company; or
- (b) an underwriter being a member of an association of underwriters.

Power to  
invest in  
securities of  
bodies  
corporate.

64.—(1) In order to provide or facilitate the provision of funds for—

- (a) the establishment, carrying on or extension by any body corporate of warehouses, factories or works at or near the docks and works;
- (b) the establishment or carrying on by any body corporate of an undertaking or business connected with or ancillary to the carrying on of the undertaking;
- (c) the establishment or carrying on by any body corporate of an undertaking or business concerned with the transport or handling of goods;



(d) the carrying on by any body corporate of any other undertaking or business which appears to the Port Authority to be advantageous or convenient for, or in connection with, the undertaking or to be for the benefit of the Port Authority either directly or indirectly;

PART VI  
—cont.

and, to the extent requisite therefor, the Port Authority may subscribe for, purchase, take up and hold or dispose of any shares, stock, mortgages, debentures or debenture stock of such body corporate and may in respect of any such shares, stock, mortgages, debentures or debenture stock for the time being held by them exercise either by themselves or through some person nominated by them for the purpose all or any of the rights exercisable by an individual holder of such shares, stock, mortgages, debentures or debenture stock.

(2) The Port Authority may apply for the purposes of this section any of their capital or funds for the time being available.

65.—(1) The Port Authority shall keep proper accounts, and proper records in relation to those accounts, and shall prepare proper statements of account in respect of each financial year of the Port Authority; and the accounts of the Port Authority for each year shall be audited by an auditor (not being a member of the Port Authority or holding office under the Port Authority) appointed by the sheriff of Lanarkshire on application by the Port Authority. Accounts of  
Port Authority.

(2) Subject as hereinafter provided a person shall not be qualified to be so appointed an auditor unless he is a member of one or more of the following bodies, that is to say:—

- (a) the Institute of Chartered Accountants of Scotland;
- (b) the Institute of Chartered Accountants in England and Wales;
- (c) the Institute of Chartered Accountants in Ireland;
- (d) the Association of Certified and Corporate Accountants;
- (e) any other body of accountants established in the United Kingdom and for the time being recognised for the purposes of paragraph (a) of subsection (1) of section 161 of the Companies Act, 1948, by the Board of Trade.

1948 c. 33.

(3) Notwithstanding anything contained in subsection (2) of this section, a Scottish firm shall be qualified to be so appointed auditor if, but only if, all the partners thereof are qualified for such appointment.

(4) The report of the auditor on the accounts of the Port Authority for each financial year shall be read at a meeting of the Port Authority to be held in March following the year of account.

(5) The Port Authority shall cause an abstract of the annual accounts as audited to be printed on or before the 31st March each year and shall send a copy of such abstract of accounts to the Minister, and further copies shall be made and kept available at the principal office of the Port Authority for inspection by the public without charge during reasonable hours and for supply on demand to any person on payment of such reasonable charge as the Port Authority may determine.

(6) The Port Authority shall pay to the auditor for auditing the accounts such sum per annum as they shall deem reasonable.

PART VI  
—cont.

Saving for powers of Treasury. 1964 c. 58.

66. It shall not be lawful to exercise the powers of borrowing conferred upon the Port Authority by this Order otherwise than in compliance with the provisions of any order for the time being in force made under section 1 (Treasury control of borrowing, &c.) of the Borrowing (Control and Guarantees) Act, 1946.

## PART VII

## CHARGES

Charges on a floating dock. 1964 c. 40.

67. In addition to their power to demand, take and recover ship, passenger and goods dues under section 26 of the Harbours Act, 1964, the Port Authority may demand, take and recover in respect of a floating dock entering, using or leaving the port such dues as they think fit.

Charges for services and facilities.

68. The Port Authority may demand, take and recover such reasonable charges for services and facilities provided by them as they may from time to time determine.

Conditions relating to payment of charges.

69. Charges shall be payable subject to such conditions as the Port Authority may from time to time specify in their published list of charges.

Rates for supply of water.

70.—(1) Notwithstanding the provisions of section 40 of the Harbours Act, 1964, the rates which the Port Authority may demand, take and recover for water supplied by them to vessels shall not be less or more than will, in their opinion, be sufficient to meet the costs, charges and expenses incurred or to be incurred by the Port Authority in providing and maintaining such supply, taking one year with another.

(2) The rates authorised by this section shall be paid to the Port Authority by the owner of the vessel or other person requesting and taking such supply.

How charges to be paid.

71. The several charges which the Port Authority are for the time being authorised to demand, take and recover in respect of vessels and goods shall be payable before the removal from the port of any vessel or goods in respect of which they are payable and may be demanded, taken and recovered by such persons, at such places, at such times and under such regulations as the Port Authority may from time to time appoint.

Payment of charges by owner.

72. Charges payable to the Port Authority shall be payable by the owner of any vessel or goods in relation to which the charges are payable.

Joint and several liability for charges.

73. Where charges payable to the Port Authority may be recovered by them from more than one person, the said persons shall be jointly and severally liable.

Compounding arrangements and rebates.

74. Nothing in section 30 of the Harbours Act, 1964, shall require the Port Authority to include in the list of ship, passenger and goods dues to be kept, as required by subsection (1) of that section, charges reduced by virtue of a compounding arrangement in respect of, or rebate allowed on, a due included in the said list.

75. If the owner of any vessel or goods or any person shall at any time elude or evade or attempt to elude or evade payment of or refuse or neglect to pay any charges payable by such owner or person to the Port Authority at the time when the same shall become due and payable he shall pay to the Port Authority a sum equal to three times the amount of such charges and shall also, in addition, forfeit and pay to the Port Authority by way of fine a sum not exceeding fifty pounds and such charges and fine shall be recoverable by action before the sheriff of Lanarkshire whose judgment shall be final and not subject to review in any court whatsoever.

PART VII  
—cont.

Penalty for evading payment of charges.

76. Any person claiming the return of the whole or any part of any charges paid to the Port Authority shall make such claim and produce all documents and give all information required by the Port Authority in proof of such claim within twelve months from the time of payment and, in default thereof, the claim shall no longer be enforceable.

Claims for repayment of charges.

77. The owner or person having the charge of any goods warehoused, stored, or yarded, in a warehouse, store or yard of the Port Authority shall, before the removal of such goods from the warehouse, store, or yard and at such date or dates as shall be fixed by the Port Authority, pay such charges as shall be then due and payable on such goods.

Payment of charges on warehoused goods.

78. The Port Authority may, if they think fit, require any person liable or to become liable to pay charges to the Port Authority to deposit with the collector, or to guarantee, such sum as, in the opinion of the Port Authority, is reasonable having regard to the probable amount of the charges.

Deposit for charges.

79. In addition to any other remedy given by this Order and by the Harbours, Docks and Piers Clauses Act, 1847, as incorporated with this Order, the Port Authority may recover any charges payable to them as a debt in any court of competent jurisdiction.

Recovery of charges.  
1847 c. 27.

80.—(1) Except in so far as may be agreed between the Port Authority and the government department concerned or as may be specifically laid down by statute nothing in any statutory provision authorising the Port Authority to charge rates shall extend to authorise the Port Authority to charge rates on or regulate or subject to control—

Crown exemptions from rates.

(a) a vessel—

(i) belonging to or in the service of Her Majesty or any member of the Royal Family; or

(ii) in the service of the Commissioners of Customs and Excise not being a vessel carrying goods for reward; or

(iii) employed by or under the authority of the Postmaster General or the Secretary of State for Defence for the conveyance under contract of postal packets as defined by the Post Office Act, 1953, not being a vessel also conveying passengers or goods for reward; or

1953 c. 36.

(iv) in the service of the Commissioners of Northern Lighthouses and not carrying goods for reward;

(b) the Commissioners of Customs and Excise in respect of a vessel or goods under customs seizure;

(c) a mail bag as defined by the Post Office Act, 1953, conveyed by a vessel;

PART VII  
—cont.

- (d) troops landed at the docks and works or a person employed by the Secretary of State for Defence while in the execution of his duty;
- (e) goods or stores belonging to the Secretary of State for Defence.

(2) A person who takes the benefit of an exception under subsection (1) of this section but is not entitled thereto shall be guilty of an offence and liable to a fine not exceeding ten pounds.

(3) A person employed by the Minister or the Board of Trade and an officer of the Commissioners of Customs and Excise shall have free access to the docks and works while in the execution of his duty.

## PART VIII

## HANDLING AND WAREHOUSING OF GOODS

Licensing of stevedores, weighers, measurers and timber measurers.

81.—(1) The Port Authority may—

- (a) license from time to time on such conditions of licence as they may determine such stevedores, weighers, measurers and timber measurers as they think fit for the purposes of weighing, measuring, delivering and stowing cargo in vessels or discharging cargo within the port;
- (b) require a person so licensed to give such security for the proper discharge of his duties as the Port Authority consider satisfactory.

(2) Any person who acts as a stevedore, weigher, measurer, or timber measurer in the port except under and in accordance with a licence issued by the Port Authority under this section shall be guilty of an offence and liable to a fine not exceeding one hundred pounds and to a daily fine of five pounds.

Licensing, fixing of duties and regulation of charges of master porters.

82.—(1) The Port Authority may—

- (a) license from time to time on such conditions of licence as they may determine such master porters as they think fit for the purposes of receiving, watching and delivering all or any portion of the cargo of any vessel and undertaking and performing any other operations, services or duties connected therewith or generally undertaken or performed by master porters in the port;
- (b) regulate the charges to be made for these services by master porters; and
- (c) require a master porter to give such security for the proper discharge of his duties as the Port Authority consider satisfactory.

(2) Any person who acts as a master porter in the port except under and in accordance with a licence issued by the Port Authority under this section shall be guilty of an offence and liable to a fine not exceeding one hundred pounds and to a daily fine of five pounds.

(3) Any person aggrieved by any determination of the Port Authority in regulating under this section the charges to be made by master porters may appeal to the sheriff of Lanarkshire within ten days after such determination and the sheriff shall inquire into and decide all

disputes and questions relating to such determination raised by such appeal and may if he sees cause award expenses to either party and the decision of the sheriff shall be final.

PART VIII  
—cont.

83.—(1) The Port Authority may—

(a) license from time to time on such conditions of licence as they may determine—

(i) such boatmen as they think fit for the purposes of running lines and assisting in the mooring of vessels;

(ii) such harbour porters as they think fit;

(b) prescribe the charges to be made by boatmen and harbour porters; and

(c) require a person so licensed to give such security for the proper discharge of his duties as the Port Authority consider satisfactory.

Licensing and prescribing charges of boatmen and harbour porters.

(2) Any person who acts as a boatman or harbour porter in the port, except under and in accordance with a licence issued by the Port Authority under this section, shall be guilty of an offence and liable to a fine not exceeding twenty pounds and to a daily fine of five pounds.

(3) Nothing in this section shall apply to any boatman or harbour porter employed by the British Railways Board at any pier or harbour vested for the time being in that board.

84. The Port Authority shall undertake exclusively by persons employed by them the whole operations in connection with the stevedoring and master portage of grain, feeding stuffs and other similar products in bulk or in bags at the granary berths, Meadowside Quay, and all such operations shall be under the control and management of the Port Authority.

Services at Meadowside Quay.

85. The Port Authority may (in addition to the powers conferred upon them by section 84 (Services at Meadowside Quay) of this Order) undertake directly or by contract stevedoring and master portage of cargo in the port, including the loading and discharging, weighing, measuring, receiving, storing, watching and delivery of all or any portion of such cargo of any vessel and any other operations, services or duties connected therewith and generally undertaken or performed by stevedores and master porters respectively:

Power to undertake stevedoring and master portage.

Provided always that the Port Authority shall exercise the powers conferred upon them by this section subject to the same terms and conditions of licence as apply to other stevedores and master porters for the time being licensed by the Port Authority pursuant to section 81 (Licensing of stevedores, weighers, measurers and timber measurers) or section 82 (Licensing, fixing of duties and regulation of charges of master porters) of this Order.

86. The Port Authority may undertake directly or by contract the work normally undertaken by boatmen of running lines and assisting in the mooring of vessels.

Power to provide services as boatmen.

87.—(1) The Port Authority may undertake by persons employed by them all work connected with the storage of timber in the timber yards of the Port Authority, including the receiving from the master porter on the quay or wharf, measuring, stacking, unstacking, transferring, watching and delivery of timber.

Services at timber yards of Port Authority.

PART VIII  
—cont.

(2) The Port Authority may not exercise the powers of subsection (1) of this section until a resolution has been passed by the Port Authority.

(3) If the Port Authority have passed a resolution pursuant to subsection (2) of this section any person, other than a person employed by the Port Authority, who undertakes work of the kind referred to in subsection (1) of this section shall be guilty of an offence and liable to a fine not exceeding fifty pounds and to a daily fine not exceeding five pounds.

As to ware-  
houses being  
used as bonded  
warehouses.

88.—(1) The Port Authority may, at their discretion, use as a bonded warehouse any of their warehouses, sheds or other buildings, or any part thereof which may be duly approved by the Commissioners of Her Majesty's Customs and Excise when such are intended for the deposit of goods liable to the duties of customs or excise or purchase tax.

(2) The Port Authority may, if required, give to the Commissioners of Her Majesty's Customs and Excise general security by bond under their common seal for payment of duties or purchase tax on or for the due exportation of goods deposited in their warehouses, sheds, buildings, yards or storage areas.

(3) The Port Authority may give such bonds or securities under their common seal as may be required by the laws for the time being in force relating to all premises for which Her Majesty's Customs and Excise may require bonds and securities to be given.

(4) All warehouses, sheds or other buildings belonging to the Port Authority in which goods prohibited to be used for home consumption, or liable to the duties of customs or excise or purchase tax, may be deposited, shall, if required by the Commissioners of Her Majesty's Customs and Excise, be secured in such manner as shall be approved by such Commissioners.

Port Authority  
may issue  
certificates of  
deposited  
goods.

89.—(1) The Port Authority may at the request of a person—

(a) warehousing or depositing goods in a warehouse or place upon or in the docks and works specially appropriated for the purpose; or

(b) entitled to goods so warehoused or deposited;

issue to him a warrant for the delivery of the goods so warehoused or deposited or such part thereof as may be specified in the warrant.

(2) A warrant issued under subsection (1) of this section shall be transferable by endorsement and shall entitle the person named therein or the last endorsee thereof to the delivery of the goods specified therein and the goods so specified shall for all purposes be deemed to be his property.

Notice before  
entry of  
dangerous  
goods.

90.—(1) Except in case of emergency, the owner or master of a vessel carrying any dangerous goods shall, not less than twenty-four hours before that vessel enters the port, give notice to the harbourmaster of the nature and quantity of dangerous goods carried in the vessel and, if such notice is not given, the owner or master of the vessel shall be guilty of an offence and liable to a fine not exceeding one hundred pounds.

(2) Where the owner or master of a vessel is charged with an offence under subsection (1) of this section it shall be a defence to prove that

he did not know and could not with reasonable diligence have ascertained the nature of the goods in respect of which the proceedings are taken.

PART VIII  
—cont.

91. The Port Authority shall not be responsible for the safety of any goods deposited in any part of the docks and works not specifically set apart by them for the purpose of warehousing.

Liability for  
safety of  
goods.

92. The Port Authority may remove, or cause to be removed, any goods remaining on or in any part of the docks and works after the expiry of the periods prescribed, or to be prescribed, by the Port Authority, to their own or any other public warehouse or store, and such removal shall be carried out at the expense and risk of the owner:

Power to  
remove goods.

Provided always that—

- (a) notwithstanding such removal or placing in store, such goods shall be liable to a general lien for the cost of removal, and for any charges payable to the Port Authority by the owner; and
- (b) the power of the Port Authority, for preventing the removal of goods until the cost of removal, and the charges, have been paid, shall extend and apply to any goods removed or placed in store under the provisions of this section.

## PART IX

### BYELAWS AND REGULATIONS

93.—(1) Subject to the provisions of this Order the Port Authority may make byelaws for all or any of the following purposes:—

Power to make  
general  
byelaws.

- (a) for regulating the use, operation and superintendence of the port;
- (b) for regulating the admission to, movement and berthing within, and the departure of vessels from, the port or the removal of vessels and for the good order and government of vessels whilst within the port;
- (c) for regulating the shipping, transshipping and unshipping, warehousing, stowing, depositing and removing of goods within the docks and works and the use of the docks and works;
- (d) for regulating the launching of vessels within the port;
- (e) for regulating the use of ferries within the port;
- (f) for regulating the hours during which access may be had to the docks and works or to the tidal and non-tidal waters of the port;
- (g) for regulating the conduct of all persons (not being members of a police force or officers or servants of the Crown whilst in the exercise of their duties) employed at, or resorting to, the docks and works;
- (h) for regulating or preventing the use in the docks and works or on board any vessel therein of fires, lights or any other equipment, tools or appliances which the Port Authority consider involve a risk of fire;

PART IX  
—cont.

- (i) for preventing damage or injury to any vessel, goods, vehicle, plant, machinery, property or persons within the port;
- (j) for regulating the use of cranes, shear poles, steelyards, hoppers and other cargo handling appliances within the docks and works;
- (k) for regulating the use of weighing machines, weights and measures belonging to the Port Authority;
- (l) for regulating traffic on railways within the docks and works and the use of locomotives thereon;
- (m) for regulating the use of pontoons, dry docks and slipways;
- (n) for preventing and removing obstructions or impediments within the docks and works;
- (o) for regulating the navigation of vessels within the port including the regulation of speed and manner of navigation of vessels and the use of tugs within the port;
- (p) for regulating the movement, speed and parking of vehicles within the docks and works;
- (q) for prohibiting all persons working or employed in or entering the docks and works or part thereof from smoking therein;
- (r) for regulating the use of yachts, sailing boats, rowing boats, pleasure craft and other small craft and the holding of regattas within the port;
- (s) for the control and government of persons licensed by the Port Authority.

(2) In this section "vessels" includes floating docks.

Power to make  
byelaws as to  
lights and  
signals.

94.—(1) Subject to the provisions of this Order, the Port Authority may make such byelaws as they think fit for all or any of the following purposes:—

- (a) for prescribing the lights and signals to be carried, exhibited or made by vessels while being used, navigated or moored within the port;
- (b) for prescribing the lights and signals to be exhibited or made by vessels aground within the port;
- (c) for prescribing the lights and signals to be exhibited or made by wreck-marking vessels or by other devices used for the purposes of marking obstructions within the port;
- (d) for prescribing steering and sailing rules for the regulation of vessels used or navigated within the port;
- (e) for prescribing the lights and signals to be exhibited or made at the entrance to any dock or at any wharf or pier for assisting the navigation of vessels within the port.

(2) In this section "signals" includes sound signals and "vessels" includes floating docks.

(3) Different byelaws may be made under this section in relation to different classes of vessels.



95.—(1) The Port Authority may make byelaws as to the loading and discharging by vessels within the port of dangerous goods (which expression in this section and in section 90 (Notice before entry of dangerous goods) does not include dangerous goods to which byelaws made by the Port Authority under the Explosives Act, 1875, or the Petroleum (Consolidation) Act, 1928, for the time being apply) and generally as to the precautions to be observed with respect to vessels carrying dangerous goods while in the port and such byelaws may in particular provide—

PART IX  
—cont.

Byelaws relating to certain dangerous goods.  
1875 c. 17.  
1928 c. 32.

- (a) for regulating the places at which vessels are to load or discharge dangerous goods and the time and mode of, and the precautions to be taken on, such loading and discharging;
- (b) for regulating the places at which vessels carrying dangerous goods are to be moored;
- (c) for the due enforcement of the byelaws.

(2) Where a person is charged with an offence against a byelaw in force under this section it shall be a defence for that person to prove that the offence was not caused or facilitated by any act or neglect on his part, or on the part of any person engaged or employed by him, and, if that person is charged as the owner or the master of a vessel, that, in addition, all reasonable steps were taken by the master to prevent the commission of the offence.

(3) Byelaws made under subsection (1) of this section may contain provisions for the imposing on persons offending against any of the byelaws of fines not exceeding, on summary conviction, one hundred pounds and, on conviction on indictment, one thousand pounds.

96. The Port Authority may make regulations for—

Power to make regulations.

- (a) the control, management and government of persons licensed by the Port Authority;
- (b) the use of the granaries, warehouses and timber yards of the Port Authority; and
- (c) the laying down and removal of goods on, in and from the docks and works.

97. All byelaws, rules and regulations made by the transferring undertakers in pursuance of any enactments repealed by this Order and in force immediately before the appointed day shall until amended or repealed by the Port Authority continue in full force and effect and such byelaws, rules and regulations may be enforced and all fines incurred thereunder may be recovered in the same manner and to the same effect as any fines may be recovered under any byelaws made by the Port Authority.

Existing byelaws to remain in force.

98. The provisions of subsections (4), (5), (7), (8), (9), (11) and (12) of section 301 and section 303 of the Local Government (Scotland) Act, 1947, shall apply to all byelaws made by the Port Authority under this Order or in exercise of powers conferred on the Port Authority by any other enactment as if the Port Authority were a

Confirmation of byelaws.  
1947 c. 43.

PART IX  
—cont.  
1947 c. 43.

local authority and in the application of the provisions of the Local Government (Scotland) Act, 1947, the Minister shall be the confirming authority.

Fines for  
breach of  
byelaws.

99. Except where otherwise provided by this Order, a person offending against any byelaw made by the Port Authority shall be guilty of an offence and liable to a fine not exceeding fifty pounds and to a daily fine not exceeding five pounds.

Offences how to  
be prosecuted.

100. Any person offending against or committing any breach or contravention of any of the provisions of this Order or any byelaw or regulation made thereunder or any byelaw or regulation made by a transferring undertaker under the repealed Acts still in force or any byelaw or regulation made by the Port Authority under any other enactment shall unless otherwise provided, be instituted and conducted under and in conformity with the Summary Jurisdiction (Scotland) Acts.

Offenders  
against  
byelaws to  
make good  
damage.

101.—(1) Any person offending against or committing any breach or contravention of any of the provisions of this Order or of any byelaw or regulation made by the Port Authority under this Order or under any other enactment or made by a transferring undertaker under any enactment repealed by this Order and still in force shall in addition to any fine thereby incurred be liable, in addition, to repay to the Port Authority the cost of repairing or making good any damage directly or indirectly occasioned thereby to the property of the Port Authority.

(2) The Port Authority may recover as a simple contract debt from any such person the cost of repairing or making good any such damage and may detain any vessel or other property belonging to or in charge of such person or belonging to the employers of such person until the said cost has been paid or until security therefor has been given to the satisfaction of the Port Authority.

## PART X

### MISCELLANEOUS AND GENERAL

Port Authority  
to be local  
lighthouse  
authority.  
1894 c. 60.

102. The Port Authority shall within the port be a local lighthouse authority for the purposes of the Merchant Shipping Act, 1894.

Extension of  
powers of  
harbour-  
master.  
1847 c. 27.

103. Section 52 of the Harbours, Docks and Piers Clauses Act, 1847, as incorporated with this Order, in its application to the Port Authority and to the harbourmaster shall, notwithstanding the provisions of section 33 of the Harbours, Docks and Piers Clauses Act, 1847, as also so incorporated extend so as to empower the harbourmaster to impose terms and conditions upon which a pleasure craft, hover vehicle or hydrofoil vessel may enter the port or any part thereof.

Harbour-  
master may  
give directions  
as to mooring.

104. Section 52 of the Harbours, Docks and Piers Clauses Act, 1847, as incorporated with this Order, in its application to the Port Authority and to the harbourmaster—

(a) shall extend to empower the harbourmaster to give directions prohibiting the mooring of vessels in any particular part or parts of the port; and

(b) shall not be construed to require the harbourmaster in emergency to give particular directions in the case of every vessel in respect of which it is desired to exercise any of the powers of that section, but in pursuance of that section for all or any of the purposes thereof the harbourmaster shall be entitled in emergency to give general directions applicable to all vessels or to particular classes of vessels.

PART X  
—cont.

105.—(1) The Port Authority may, by resolution, designate any quay or any portion of any quay for the loading and unloading of any goods to which this section applies.

Power to give directions as to loading or unloading of certain goods.

(2) Where, pursuant to subsection (1) of this section, the Port Authority have designated a quay or portion of a quay for the loading or unloading of goods of any description the harbourmaster may direct that goods of that description intended to be loaded on board, or unloaded from a vessel, shall not be deposited or received upon any quay other than the quay or portion of quay so designated and in the event of any person disobeying any such direction the Port Authority may remove the goods to the quay or portion of quay so designated, and any expense incurred by them in so doing may be recovered by them from that person as a simple contract debt in any court of competent jurisdiction.

(3) The goods to which this section applies are goods in bulk and goods the nature or character of which is such as, in the opinion of the Port Authority, to give rise to special risk of contamination, taint, stain, injury or danger to other goods or to persons, or to necessitate the provision of special facilities for the handling thereof or for the safety, protection, welfare or accommodation of persons employed in or in connection with such handling.

106. Section 53 of the Harbours, Docks and Piers Clauses Act, 1847, in its application to the Port Authority and the harbourmaster shall not be construed to require the harbourmaster to serve a notice in writing of his directions upon the master of a vessel and such directions may be given orally or otherwise communicated to the master.

Orders of harbourmaster need not be in writing.  
1847 c. 27.

107.—(1) The Port Authority may from time to time appropriate a particular berth or berths in the docks and works for the use of vessels of a particular owner or engaged in particular trades and where a charge for the appropriation is made pursuant to subsection (2) of this section the vessel covered by the appropriation shall have priority in the use of the berth or berths as against other vessels.

Appropriation of berths.

(2) The Port Authority may make a reasonable charge against the owner of a vessel for the appropriation of a particular berth or berths.

108. The Port Authority may from time to time by way of lease or the creation of any right, privilege or otherwise permit the occupancy of, and the right to operate at, any part of the docks and works to any person engaged in harbour operations (as defined in subsection (1) of section 57 of the Harbours Act, 1964) upon such conditions and for such consideration as the Port Authority think fit.

Occupancy and use of docks and works by persons engaged in harbour operations.  
1964 c. 40.

PART X  
—cont.

Barges not to  
use port unless  
registered.

109.—(1) It shall not be lawful without the written permission of the Port Authority for any barge to enter or use the port, or such part thereof as may be designated by the Port Authority for the purposes of this section, or to be worked or navigated therein unless it is for the time being registered by the Port Authority.

(2) The Port Authority shall as soon as practicable after the receipt of an application in a form prescribed by them register any barge—

(a) which is classed by Lloyd's Register of Shipping or the British Committee of the Bureau Veritas; or

(b) in respect of which there shall be produced to the Port Authority a certificate in a form prescribed by the Port Authority and made by any surveyor of shipping for the time being approved by the Port Authority that the barge is seaworthy and suitable for the purpose for which the same is built, designed or fitted or intended or likely to be used.

(3) If at any time it appears to the Port Authority that any barge which has been registered pursuant to subsection (2) of this section may have become unseaworthy or unsuitable for the purpose for which the same is used or for which it is built, designed or fitted or intended or likely to be used the Port Authority may after sending by registered post or the recorded delivery service addressed to the owner of such barge at the address of such owner last notified to the Port Authority notice of their intention so to do cancel the registration of the barge unless within one month from the sending of such notice there shall be produced to the Port Authority a certificate that the barge has remained classed in terms of subsection (2) (a) of this section or a fresh certificate in terms of subsection (2) (b) of this section.

(4) If any barge enters or uses the port or is worked or navigated therein in contravention of the provisions of subsection (1) of this section the owner of such barge shall be guilty of an offence and shall be liable to a fine not exceeding fifty pounds.

(5) In this section—

“barge” includes a puffer, lighter, flat or other like vessel;

“surveyor of shipping” includes a surveyor or builder of barges.

110.—(1) In their application to the Port Authority, sections 530 and 532 of the Merchant Shipping Act, 1894 (which confer powers on the Port Authority with respect to, and with respect to anything in or on, any vessel sunk, stranded or abandoned in such manner as to be an obstruction or danger to navigation in the port or in or near any approach thereto), shall have effect—

(a) subject to the provisions of section 111 (Protection of Crown interests in wrecks) of this Order; and

(b) in relation to a vessel sunk, stranded or abandoned before as well as after the making of this Order.

(2) Subject to subsection (3) of this section, and to any enactment for the time being in force limiting his liability, the Port Authority may recover as a simple contract debt from the owner of any vessel in relation to which they have exercised their powers under the said section 530 or the said section 532 any expenses reasonably incurred

Powers with  
respect to  
disposal of  
wrecks.

1894 c. 60.

by them under those sections in relation to that vessel which are not reimbursed out of the proceeds of sale (if any) within the meaning of those sections.

PART X  
—cont.

(3) Except in a case which is in the opinion of the Port Authority a case of emergency, subsection (2) of this section shall not apply in relation to any vessel unless, before exercising in relation to that vessel any of the powers conferred on them by the said section 530 other than the power of lighting and buoying, the Port Authority have given to the owner of the vessel not less than forty-eight hours' notice of their intention to do so; and if before the notice expires the Port Authority receive from the owner counter-notice in writing that he desires to dispose of the vessel himself, and no direction is served in respect of the vessel under paragraph (b) of subsection (2) of the said section 111 he shall be at liberty to do so, and the Port Authority shall not exercise the powers aforesaid in relation to that vessel until the expiration of seven days from the receipt of the counter-notice and of any further continuous period thereafter during which the owner of the vessel proceeds with the disposal thereof with all reasonable diligence and in compliance with any directions for the prevention of interference with navigation which may be given to him by the Port Authority.

(4) Notice under subsection (3) of this section to the owner of any vessel may be served by the Port Authority either by delivering it to him or by sending it to him by registered post or the recorded delivery service addressed to him at his last known place of business or abode in the United Kingdom or, if the owner or any such place of business or abode is not known to the Port Authority or is not in the United Kingdom, by displaying the notice at the principal office of the Port Authority for the period of its duration.

(5) Except in a case which is, in the opinion of the Port Authority, a case of emergency, the Port Authority shall before raising, removing or destroying under the powers conferred upon them by the said section 530 any vessel sunk, stranded or abandoned in the port or in or near any approach thereto and within a distance of 150 yards of any submarine cable placed or maintained by the Postmaster General in, on, along or across the bed of the river or firth of Clyde give to the Postmaster General in writing as long notice as is practicable of their intention to do so.

(6) In this section the expression "owner" in relation to any vessel means the person who was the owner of the vessel at the time of the sinking, stranding or abandonment thereof.

111.—(1) Without prejudice to section 741 of the Merchant Shipping Act, 1894 (which relates to the exemption from the provisions of that Act of vessels belonging to Her Majesty), as modified by any Order in Council made under section 80 of the Merchant Shipping Act, 1906, the powers conferred on the Port Authority by sections 530 and 532 of the said Act of 1894 shall not be exercisable—

Protection of  
Crown interests  
in wrecks.  
1894 c. 60.  
1906 c. 48.

(a) in relation to any vessel sunk, stranded or abandoned by design by or under the orders of a person acting on behalf of Her Majesty or an officer or servant of the Crown acting in the course of his duty as such;

PART X  
—cont.

(b) except with the consent of the Secretary of State for Defence, which may be given with or without such a direction as is referred to in paragraph (b) of subsection (2) of this section, in relation to any vessel which is not excluded from the exercise of those powers by virtue of being a vessel belonging to Her Majesty but which, at the time when the vessel was sunk, stranded or abandoned—

(i) had been required to be placed at the disposal of Her Majesty or of a government department; and

(ii) was appropriated to the service, under the direction and control of the Secretary of State for Defence, of Her Majesty's ships of war.

(2) The Port Authority shall give notice in writing to the Secretary of State for Defence and to the Board of Trade of any decision of the Port Authority to exercise in relation to any vessel referred to in paragraph (b) of subsection (1) of this section any of the powers aforesaid other than the power of lighting and buoying and, except in a case which is in the opinion of the Port Authority a case of emergency, shall not proceed with the exercise thereof—

(a) except with the consent of the Secretary of State for Defence and the Board of Trade before the expiration of a period of fourteen days from the giving of the notice; or

(b) if before the expiration of the said period there is served on the Port Authority a direction by the Secretary of State for Defence or the Board of Trade that those powers shall not be exercised in relation to that vessel except in such a case as aforesaid;

and where, in any such case as aforesaid, the Port Authority proceed to exercise those powers without the consent and before the expiration of the period mentioned in paragraph (a) of this subsection or after a direction has been served on them as aforesaid, they shall not in the exercise of those powers use any explosives and if, before the expiration of the period aforesaid, such a direction as aforesaid is served on them, shall not be entitled to exercise the power of sale conferred by the said section 530 or the power conferred by subsection (2) of section 110 (Powers with respect to disposal of wrecks) of this Order:

Provided that—

(i) the Port Authority shall not be required to give notice under this subsection in respect of any vessel in respect of which they have received a consent under paragraph (b) of subsection (1) of this section, but any direction such as is referred to in paragraph (b) of this subsection accompanying that consent shall be deemed for the purposes of this subsection and of subsection (3) of the said section 110 to have been duly served under paragraph (b) of this subsection;

(ii) the prohibition on the use of explosives imposed by this subsection shall not apply to the use for cutting away the superstructure of a vessel of such small explosive charges as may for the time being be approved by the Board of Trade for the purposes of this proviso.

(3) Without prejudice to the power of sale conferred on the Port Authority by the said section 530, the Port Authority shall hold and dispose of any wreck within the meaning of Part IX of the said Act of 1894, raised, removed or recovered under that section and any surplus proceeds of sale within the meaning of that section in accordance with such directions (if any) as may be given to them by the receiver of wreck; and on exercising the said power of sale in the case of any property the Port Authority shall discharge any sums payable in respect of that property by way of duties of customs or excise, purchase tax, or surcharge in respect of sugar or molasses, and any sums so discharged shall be deemed to be expenses incurred by the Port Authority under that section.

112. Every instrument to which the common seal of the Port Authority is affixed shall be signed by one member of the Port Authority and the secretary or some other person authorised by the Port Authority to act in his stead in that behalf: Affixing  
common seal.

Provided that the Port Authority may, either generally or in any particular case, by resolution determine that any signature on bonds granted by the Port Authority and on certificates or other documents of title given under the common seal in respect of stock issued by them shall be affixed by some method or system of mechanical signature.

113. Notwithstanding any repeals effected by this Order—

(a) the provisions of the Clyde Navigation Acts, 1858 to 1965, and the Glasgow Police Acts, 1866 to 1964, and the Glasgow Corporation Acts, 1855 to 1965, in so far as they relate to the watching, lighting or cleansing of that part of the docks and works vested in the Clyde Navigation Trustees immediately before the appointed day;

Provisions as to  
policing,  
lighting and  
cleansing.

(b) the provisions of the Greenock Port and Harbours Consolidation Act, 1913, which relate to policing of that part of the docks and works vested in the Greenock Harbour Trustees, immediately before the appointed day;

1913 c. xlii.

shall after the appointed day continue in full force and effect in relation thereto.

114. The Port Authority may contract and agree from time to time with a police authority for any police area for the execution by constables of the police force maintained for that area of police duty within the port or any part thereof on such terms and conditions and for such payment or consideration as the Port Authority shall think proper and as shall be agreed between them and the police authority. Port Authority  
may contract  
for police.

115.—(1) Any constable or any responsible officer of the Port Authority may require any person on or seeking access to the docks and works or any vessel using the docks and works to state truly his name and address and the nature and place of his business thereon or his purpose thereon or in seeking access thereto and may require any such person to produce for inspection by such constable or officer any pass or other authority which may have been issued to him by or on behalf of the Port Authority, and any person who fails to comply with any such requirement shall be guilty of an offence and liable to a fine not exceeding ten pounds. Powers of  
interrogation,  
removal and  
search.

PART X  
—cont.

(2) Any constable may remove from the docks and works or from any vessel using the docks and works any disorderly person or any person having no right or lawful purpose thereon and may prevent any such person from having access thereto.

(3) Any constable or any officer of Her Majesty's Customs and Excise may detain and search on or within the docks and works any person or any vehicle, vessel or other property, upon whom or in or about which there is reasonable cause for believing that there may be found any uncustomed or prohibited goods or anything stolen or unlawfully obtained from the docks and works or from any vessel using the docks and works.

Donations and  
subscriptions.

116. The Port Authority may give donations, contributions or subscriptions to such public institutions or charities as the Port Authority in their discretion think fit.

Valuation of  
lands and  
heritages by  
Assessor of  
Public  
Undertakings  
(Scotland).  
1854 c. 91.

117. It shall be the duty of the Assessor of Public Undertakings (Scotland) to ascertain and fix the value of all lands and heritages in Scotland belonging to or leased by the Port Authority (other than dwellinghouses or lands and heritages which are let by the Port Authority or are not used or adapted for use for the purposes of the undertaking), and for that purpose the provisions of the Lands Valuation (Scotland) Act, 1854, and the Acts amending it shall apply in like manner as that Act as so amended applies in relation to the valuation of the lands and heritages belonging to any company or body which it is the duty of the assessor to value.

## Crown rights.

118. Nothing in this Order shall affect prejudicially any estate, right, power, privilege or exemption of the Crown and, in particular, nothing herein contained shall authorise the Port Authority to take, use or in any manner interfere with any portion of the shore or bed of the sea or of any river, channel, creek, bay or estuary or any land, heritages, subjects or rights of whatsoever description belonging to Her Majesty in right of Her Crown and under the management of the Crown Estate Commissioners without the consent in writing of such commissioners on behalf of Her Majesty first had and obtained for that purpose.

As to Board  
of Trade.

119. Anything required or authorised by or under this Order to be done by, to or before the Board of Trade may be done by, to or before the President of the Board, any Minister of State with duties concerning the affairs of the Board, any secretary, under-secretary or assistant secretary of the Board or any person authorised in that behalf by the President.

For protection  
of Board of  
Trade.  
1949 c. 74.

120. Nothing in this Order shall affect the application to any operation of sections 34 to 36 of the Coast Protection Act, 1949 (which require the consent of the Board of Trade to certain operations and contain other provisions for the safety of navigation) or of any enactment which requires the consent or approval of the Board of Trade.

Permanent  
lights on  
certain tidal  
works.

121.—(1) The Port Authority shall at the outer extremity of every tidal work exhibit every night from sunset to sunrise such lights, if any, and take such other steps for the prevention of danger to navigation as the Commissioners of Northern Lighthouses shall from time to time direct.



(2) If the Port Authority fail to comply in any respect with a direction given under this section, they shall be liable on summary conviction, to a fine not exceeding one hundred pounds and on conviction on indictment to a fine.

PART X  
—cont.

122. The Board of Trade may at any time if they deem it expedient order a survey and examination of a tidal work, and any expenditure incurred by the Board of Trade in any such survey and examination shall be a debt due from the Port Authority to the Crown and shall be recoverable accordingly.

Survey of  
existing tida  
works.

123. Nothing in this Order shall prejudice or affect the provisions of section 56 (Exemption from tolls of vessels etc. employed in connection with sewage works) of the Glasgow Corporation Sewage Order, 1935, and the exemption from rates conferred by that section shall, notwithstanding anything contained in this Order have full force and effect within the port.

For protection  
of Corporation.

124. Nothing in this Order or in any byelaws made thereunder shall prejudice or affect any rights, powers, jurisdiction or authorities conferred on or vested in or enjoyed by the Corporation, the magistrates of the city, the bailie of the river and firth of Clyde or the police force of the city by the Glasgow Corporation Acts, 1855 to 1965, the unrepealed provisions of the Clyde Navigation Acts, 1858 to 1965, or under any other enactment or under any agreement made thereunder or by Royal Charter, and the same shall, subject to the substitution for any references therein to the Trustees of references to the Port Authority, continue to be held, exercised and enjoyed in all respects as if the Act confirming this Order had not been passed.

For further  
protection of  
Corporation  
and others.

125. Nothing in this Order shall prejudice or affect the rights of the provost, magistrates and councillors of the burgh of Port Glasgow to construct the works authorised by section 15 (Power to construct works) of the Port Glasgow Burgh and Harbour Order, 1939.

Saving for  
burgh of  
Port Glasgow.

126. Nothing in this Order or in any licence granted by the Port Authority thereunder shall be construed as authorising any development (within the meaning of the Town and Country Planning (Scotland) Acts, 1947 to 1963) to be carried out without the grant of planning permission by the local planning authority where such permission is required under those Acts or under any regulations or orders made thereunder.

Protection of  
local planning  
authorities.

127. Nothing in this Order shall exempt the Port Authority or any other person from the provisions of sections 9 and 10 of the Harbours Act, 1964.

Saving for  
Harbours  
Act, 1964.  
1964 c. 40.

128. Nothing in this Order, other than the powers conferred on the Port Authority by section 29 (Power to promote and oppose private legislation) and section 94 (Power to make byelaws as to lights and signals) shall apply or have effect in relation to a marine work as defined in subsection (1) of section 57 of the Harbours Act, 1964.

Saving for  
marine works.

129.—(1) The Clyde Pilotage Order, 1920, is hereby amended as set out in Schedule 6 to this Order.

Amendment of  
Clyde Pilotage  
Order, 1920,  
and as to  
certain  
byelaws.

**PART X**  
—*cont.*

(2) On and after the appointed day—

- (a) the byelaws and regulations made by the Clyde Pilotage Authority under the Clyde Pilotage Order, 1920, and in force at that day which relate to the signalling of steamers calling at piers within the port and to the navigation of vessels within the port seawards of Newark Castle and to the penalties for the breach thereof;
- (b) the byelaws made by the Clyde Lighthouses Trustees which relate to the navigation of vessels within the port seawards of Newark Castle and to the penalties for the breach thereof;

shall continue in full force and effect in relation thereto until revoked by the Port Authority, and with the exception of Byelaw and Regulation 35 made by the Clyde Pilotage Authority on the 10th December, 1928, and confirmed by the Board of Trade on the 18th December, 1928, shall be enforceable by the Port Authority, and the powers of the Clyde Pilotage Authority to make such byelaws and regulations shall cease and determine on the appointed day.

**Repeals of  
enactments.**

130. The provisions of the enactments set out in the first, second and third columns of Schedule 7 shall, on the appointed day, be repealed to the extent shown in the fourth column of the said schedule.

**Substitution of  
references to  
Port  
Authority.**

131. The unrepealed provisions of the Clyde Navigation Acts, 1858 to 1965, and the Greenock Port and Harbours Acts, 1913 to 1957, and the provisions of any other enactment shall after the appointed day be read and have effect as if references to the Trustees were references to the Port Authority.

**Costs of Order.**

132. All costs, charges and expenses of and incident to the preparing for, obtaining and confirming of this Order or otherwise in relation thereto shall be paid by the Port Authority out of the revenues of the undertaking.

## SCHEDULES

### SCHEDULE 1

Section 12.

#### PROVISIONS APPLYING TO THE PORT AUTHORITY

1.—(a) At the first meeting of the Port Authority the members present shall choose one member of the Port Authority to act as chairman of the Port Authority and at that meeting or at any subsequent meeting the members present may choose another member to act as deputy chairman.

(b) The persons chosen under sub-paragraph (a) of this paragraph to act as chairman and deputy chairman respectively shall hold office from and including the meeting at which they are chosen until the first meeting of the Port Authority in the year 1969.

(c) At the first meeting of the Port Authority in the year 1969 and in each third year thereafter members of the Port Authority present at the meeting shall choose one member of the Port Authority to act as chairman and at that meeting or any subsequent meeting the members present may choose another member to act as deputy chairman.

(d) The persons chosen in sub-paragraph (c) of this paragraph to act as chairman and deputy chairman respectively shall hold office from and including the meeting at which they are chosen until the first meeting of the Port Authority in the third year thereafter.

2.—(a) If any casual vacancy occurs in the office of chairman through death, resignation or retirement the members of the Port Authority shall as soon as they conveniently can after the occurrence of such vacancy choose some other member of the Port Authority to fill the vacancy.

(b) If any casual vacancy occurs in the office of deputy chairman through death, resignation or retirement the members of the Port Authority may choose some other member of the Port Authority to fill the vacancy.

(c) Every person chosen under this paragraph to act as chairman or deputy chairman shall continue in office as such so long only as the person in whose place he has been so chosen would have been entitled to continue in office if such vacancy had not occurred.

3. The person for the time being holding office as deputy chairman shall have and may exercise in the absence of the chairman all the powers of the chairman.

4. If at any meeting of the Port Authority neither the chairman nor the deputy chairman is present the members of the Port Authority present at the meeting shall choose one of their number to be chairman of the meeting.

SCH. 1  
—cont.

5. The Port Authority may act notwithstanding a vacancy in the membership thereof, and no act of the Port Authority shall be deemed to be invalid by reason of any irregularity in the appointment or election of any member thereof or by reason of any person irregularly acting as a member thereof.

6. The Port Authority may, subject to such conditions as they think fit, delegate any of their functions to a committee of the Port Authority.

7. If at any meeting of the Port Authority or of a committee of the Port Authority there is an equality of votes on any question the chairman of the meeting shall have a second or casting vote.

8. The quorum required for a meeting of the Port Authority shall be five and the Port Authority shall meet at least once in each year.

9. If a member of the Port Authority has any pecuniary interest in any contract or proposed contract to which the Port Authority is or would be a party or is a director of a company or body with which the contract or proposed contract is made or proposed to be made and is present at a meeting of the Port Authority or of any committee of the Port Authority at which that contract is the subject of consideration, he shall at that meeting as soon as practicable after the commencement thereof disclose that fact and shall not vote on any question with respect to that contract.

10. The Port Authority shall cause minutes to be made in books provided for that purpose—

- (1) of the names of members present at each meeting of the Port Authority and of committees of the Port Authority; and
- (2) of all resolutions and proceedings at meetings of the Port Authority and of committees of the Port Authority;

and any such minutes as aforesaid, if signed by any person purporting to be the chairman of any meeting of the Port Authority or of a committee of the Port Authority shall be receivable in evidence without any further proof.

11. The Port Authority may pay to the chairman of the Port Authority such fee and to the members such allowances and travelling expenses as the Port Authority may from time to time determine.

12. Subject to the provisions of this schedule the procedure and business of the Port Authority shall be regulated in such manner as the Port Authority may from time to time determine.

SCHEDULE 2

Section 41.

RULES RELATING TO SUPERANNUATION SCHEME

1. In these Rules, unless there is something in the subject or context repugnant to such construction, the following words and expressions have the meanings hereby respectively assigned to them:—

“ Actuary ” means a Fellow of the Faculty of Actuaries in Scotland appointed from time to time by the Authority for the purposes of the Scheme;

“ Authority ” means the Clyde Port Authority;

“ child ” includes a step-child, a child legally adopted and a child to whom, in the opinion of the Authority, a former member stood in loco parentis;

“ Clyde Lighthouses Trustees ” means the Trustees of the Clyde Lighthouses incorporated by the Clyde Lighthouses Consolidation Order, 1940;

“ Clyde Lighthouses Trust Superannuation Fund ” means the pension fund constituted by the Clyde Lighthouses Trustees under the Clyde Lighthouses Consolidation Order, 1940;

“ Clyde Navigation Trustees ” means the Trustees of the Clyde Navigation incorporated by the Clyde Navigation Consolidation Act, 1858;

1858 c. cxlix.

“ Clyde Navigation Trust Superannuation Fund ” means the pension fund and the lump sum fund established by the Clyde Navigation Trustees under the Clyde Navigation Acts, 1858 to 1965;

“ financial year ” means a period of twelve months ending on the thirty-first day of December;

“ Greenock Harbour Trustees ” means the Trustees of the Port and Harbours of Greenock incorporated by the Greenock Port and Harbours Consolidation Act, 1913;

1913 c. xlii.

“ Greenock Harbour Trust Superannuation Fund ” means the Superannuation Fund administered by the Corporation of Greenock under the Local Government Superannuation (Scotland) Acts, 1937 to 1953, in so far as it applies to employees of the Greenock Harbour Trustees;

“ lump sum fund ” means the lump sum fund established and maintained under the Clyde Port Authority Order, 1965, and all moneys belonging thereto;

“ member ” means an officer or servant of the Authority who becomes a member of the Scheme;

“ pension fund ” means the pension fund established and maintained under the Clyde Port Authority Order, 1965, and all moneys belonging thereto;

“ pensionable service ” means the period during which a member has contributed to the pension fund or in respect of which he has been credited with pensionable service under rule 3 less any period in respect of which the member has received back his contributions under rules 15 (1) or (2) and has not repaid them under rule 15 (3) together with any years added to the member’s service under rule 5 and any period added to the member’s service under rule 13;

SCH. 2  
—cont.

“ Rules ” means these Rules and includes any alterations thereof from time to time in force;

“ Scheme ” means the Scheme of the pension fund and the lump sum fund herein contained.

2. The Scheme shall come into operation on 1st January, 1966.

3.—(1) (a) Every salaried officer and every servant on the wages list who is transferred to and enters the permanent service of the Authority on 1st January, 1966, from the service of the Clyde Navigation Trustees, of the Greenock Harbour Trustees or of the Clyde Lighthouses Trustees and who was a member of the Clyde Navigation Trust Superannuation Fund, of the Greenock Harbour Trust Superannuation Fund or of the Clyde Lighthouses Trust Superannuation Fund shall be a member and shall be credited with pensionable service equal to his pensionable service as a member of the Clyde Navigation Trust Superannuation Fund, the Greenock Harbour Trust Superannuation Fund or the Clyde Lighthouses Trust Superannuation Fund, as the case may be.

(b) Every salaried officer and every servant so transferred and entering the service of the Authority shall contribute to the pension fund under rules 4 and 7.

(2) Every salaried officer and every servant on the wages list who, being under forty years of age, shall enter the permanent service of the Authority on or after 1st January, 1966, having a salary exceeding the rate of two hundred and fifty pounds a year, or a wage exceeding the rate of five pounds a week, shall, subject to rule 20, become a member, and shall contribute to the pension fund under rules 4 and 7.

(3) Every salaried officer and every servant on the wages list who enters the permanent service of the Authority on or after 1st January, 1966, and who on entry is forty years of age or over may, subject to rule 20, become a member, and shall in that case contribute to the pension fund on such special terms as may be fixed by the Authority.

4.—(1) (a) As from the date of entry to the Scheme every member shall, subject to the provisions of paragraph (2) of this rule and of rule 24, contribute to the pension fund—

(i) an amount equal to four per cent. of his salary or wage; and

(ii) in the case of a male member a further amount equal to one and a half per cent. of his salary or wage in respect of widow's and children's benefits under rule 10;

which amounts shall be deducted by the Authority when the salary or wage is paid. For the purposes of computing such salary or wage overtime earnings shall be disregarded and no contribution under this rule shall be made in respect thereof.

(b) A member entering the service of the Authority in accordance with the provisions of rule 3 (1) shall for the purposes of rules 15, 16 and 17 be deemed to have contributed under this paragraph to the pension fund such amount as represents the member's own contributions (corresponding with those referred to in sub-paragraphs (i) or (ii) of paragraph (a) of this rule, as the case may be) to the Clyde Lighthouses

Trust Superannuation Fund, the Clyde Navigation Trust Superannuation Fund and the Greenock Harbour Trust Superannuation Fund.

SCH. 2  
—cont.

(2) (a) A member entering the service of the Authority in accordance with the provisions of rule 3 (1) shall have the option within three months from 1st January, 1966, of intimating to the Authority his intention to contribute only under sub-paragraph (a) (i) of paragraph (1) of this rule.

(b) A member entering the service of the Authority on or after 1st January, 1966, shall have the option within three months from the date of his becoming a member of intimating to the Authority his intention to contribute only under sub-paragraph (a) (i) of paragraph (1) of this rule:

Provided that the Authority may at their discretion decide that this option shall not be exercisable in respect of such classes of members entering the service as they may from time to time determine.

5.—(1) On the application of any member made under paragraph (2) of this rule who has been or may be appointed to the service of the Authority on account of professional or other special qualifications the Authority may add such number of years as they shall determine but not exceeding ten or such number as would increase the total years of service of such member at the age of sixty-five to over forty (hereinafter called “added years of service”) to the period of actual service of such member for all the purposes of the Rules, other than computation of the period of ten years referred to in rule 8, subject to the following conditions:—

(a) a member who has been granted added years of service shall thereafter during the remainder of his service contribute to the pension fund such a sum by way of additional annual contribution as shall be fixed by the Actuary;

(b) the Authority shall in respect of each year of the employment of such member after he has been granted added years of service make an additional contribution equal to the additional contribution made by such member for that year and such additional contribution by the Authority shall be credited to the pension fund and to the lump sum fund to the extent of seven-sixteenths and nine-sixteenths thereof respectively in the case of members contributing under rule 4 (1) (a) (i) and to the extent of eight-elevenths and three-elevenths thereof respectively in the case of members contributing under rules 4 (1) (a) (i) and 4 (1) (a) (ii).

(2) A member must make application to the Authority for added years of service within six months of his becoming a member.

6. The Authority shall on the 30th June and on the 31st December in each financial year contribute out of the revenues of their undertaking—

(a) to the pension fund—

(i) an amount equal to one and three-quarters per cent. of salaries and wages paid (excluding overtime earnings) in respect of members contributing only under rule 4 (1) (a) (i); or

SCH. 2  
—cont.

(ii) an amount equal to four per cent. of salaries and wages paid (excluding overtime earnings) in respect of members contributing under rules 4 (1) (a) (i) and 4 (1) (a) (ii);

(b) to the lump sum fund—

(i) an amount equal to two and a quarter per cent. of salaries and wages paid (excluding overtime earnings) in respect of members contributing only under rule 4 (1) (a) (i);  
or

(ii) an amount equal to one and a half per cent. of salaries and wages paid (excluding overtime earnings) in respect of members contributing under rules 4 (1) (a) (i) and 4 (1) (a) (ii):

Provided that the apportionment between the pension fund and the lump sum fund of the total contributions by the Authority of four per cent. of salaries and wages under paragraph (a) (i) and paragraph (b) (i) of this rule or of five and a half per cent. under paragraph (a) (ii) and paragraph (b) (ii) of this rule may be varied from time to time if so required by the Actuary.

7. Every member shall contribute to the pension fund over and above his contribution under rule 4 an additional contribution of one-half per cent. of his salary or wage (excluding overtime earnings) and the Authority shall over and above their contributions under rule 6 contribute to the pension fund an additional contribution of one-half per cent. of the total salaries and wages paid (excluding overtime earnings) to members and in the event of the death of a member before retirement there shall be paid in such way as the Authority in their discretion think fit to the widow whom failing to the executor of such member, in addition to any payment under rule 17, a sum equal to one year's salary or wage of such member at the rate (excluding overtime earnings) which he would normally have been receiving for full employment at the date of his death:

Provided that the provisions of this rule shall not apply in respect of any member formerly a member of the Clyde Navigation Trust Superannuation Fund who was not contributing in respect of a like benefit under the rules of the said Fund.

8.—(1) Every member who—

(a) shall become incapable of discharging his duties with efficiency, by reason of permanent infirmity of mind or body, as may be certified by the Medical Officer of the Authority; or

(b) has attained the age of sixty-five years;

shall retire, and shall on retirement, if he has completed at least ten years' pensionable service, be entitled to receive a superannuation allowance and a lump sum payment computed in accordance with the Rules.

(2) Every member who has attained the age of sixty years and who has completed forty years' pensionable service may retire and shall, on retirement, be entitled to receive a superannuation allowance and a lump sum payment computed in accordance with the Rules.



(3) Notwithstanding the provisions of paragraph (2) of this rule, every female member who has attained the age of sixty years may retire, and shall on retirement, if she has completed at least ten years' pensionable service, be entitled to receive a superannuation allowance and a lump sum payment computed in accordance with the Rules subject to the appropriate reductions calculated in accordance with Table A appended to the Rules:

SCH. 2  
—cont.

Provided that any superannuation allowance so payable shall not, when expressed as a weekly amount, be less than the amount of the graduated retirement benefit which would be payable to the member under the National Insurance Act, 1959, in return for graduated contributions paid at the maximum rate in respect of such member's pensionable service.

1959 c. 47.

9.—(1) The benefits payable under rule 8 to a member retiring shall be as follows:—

- (a) for each completed month of pensionable service an annual payment during the remainder of his life (in the Rules referred to as a "superannuation allowance") equal to  $\frac{1}{960}$ th of the average amount of his yearly salary or wage during the three years ending on the day on which he ceases to hold his office or employment; and
- (b) a single payment (in the Rules referred to as a "lump sum payment") equal to  $\frac{1}{320}$ th of such average amount for each completed month of pensionable service.

(2) Notwithstanding the provisions of paragraph (1) of this rule every member who was a member of the Clyde Navigation Trust Superannuation Fund prior to 7th May, 1955, shall have the option exercisable by notice in writing to the Authority at any time before his retirement of receiving the following alternative benefit in lieu of the benefits under paragraph (1) of this rule:—

For each completed month of pensionable service an annual payment during the remainder of his life (in the Rules referred to as a "superannuation allowance") equal to  $\frac{1}{720}$ th of the average amount of his yearly salary or wage during the three years ending on the day on which he ceases to hold his office or employment.

(3) For the purposes of this rule the number of completed months of pensionable service to be reckoned shall not exceed 480 on retirement at the age of sixty years and, in the event of retirement after the age of sixty years, shall not exceed 480 calculated at the age of sixty years or 540 at the age of sixty-five years.

(4) For the purposes of this rule the yearly wage of a member shall be reckoned as fifty-two times the weekly wage at ordinary time paid to the class in which he is employed.

10.—(1) The widow's and children's benefits payable in respect of members contributing under rule 4 (1) (a) (ii) shall be as follows:—

- (a) to the widow, if any, a widow's allowance equal to one-half of the superannuation allowance (before any reduction is made under rule 24)—
  - (i) of which the former member was in receipt at the time of his death; or

SCH. 2  
—cont.

(ii) to which a member dying before his retirement would have been entitled had he retired on the day preceding his death;

and the widow's allowance shall be payable during the remainder of the life of the widow or until her re-marriage but shall not be payable during any period during which she is cohabiting with a man as his wife:

Provided that—

(i) a widow's allowance shall not be payable under sub-paragraph (a) (i) of this paragraph if the marriage took place on or after the date on which the former member retired nor shall a widow's allowance be payable under sub-paragraphs (a) (i) or (a) (ii) of this paragraph if the former member was at the date of his death judicially separated from his wife on terms which did not require him to contribute to her support; and

(ii) where, in a case falling within sub-paragraph (a) (i) of this paragraph, the former member dies within the period of five years referred to in rule 18, the widow or, in the event of her death within the said period, the person next entitled under the said rule, shall, until the expiration of the period of five years, be paid the superannuation allowance formerly payable to the former member and, where the widow survives the said period, the widow's allowance under this rule shall be payable to the widow, subject to and in accordance with this rule, from the expiration of the said period;

(b) to each orphan child of a former member a sum at the rate of £100 per annum payable from the date of the death of the former member or of the widow, whichever is the later, until the child's sixteenth birthday and, at the discretion of the Authority, thereafter up to the child's nineteenth birthday if the child is in receipt of full-time education:

Provided that—

(i) no sum shall be payable under this sub-paragraph in respect of any child of a marriage which took place on or after the date on which the former member retired or in respect of any child of a wife whose marriage to the former member took place on or after the said date or of any child legally adopted by the former member after the said date;

(ii) the total amount payable under this sub-paragraph in any year shall not be more than the amount of the widow's allowance payable to the widow or which would have been payable had she survived the former member; and

(iii) the sums payable under this sub-paragraph shall be paid at the discretion of the Authority to the child's guardian or to any person with whom the child resides or who has control of the child.

(2) In their application to members contributing under rule 4 (1) (a) (ii) the Rules shall be read and have effect as follows:—

SCH. 2  
—cont.

- (a) the proportion of the average amount referred to in rule 9 (1) (b) shall in the case of such member who was married at any time during the period he so contributed or who was a widower with a child or children under the age of nineteen years at the date when he first commenced so to contribute be reduced from 1/320th to 1/480th;
- (b) the option under rule 9 (2) shall cease to be exercisable;
- (c) the option under rule 12 shall only be exercisable when such member is a bachelor or a widower.

11. A member who is reduced in status and in salary or wage (not being a general reduction in salaries or wages applied to a class of employees) after reaching the age of fifty-seven years may, if he so elects, continue to contribute to the pension fund monthly or weekly as the case may be at the average rate of contribution paid by him, in respect of his salary or wage (excluding overtime earnings), during the three years immediately preceding such reduction in which case he shall be entitled to benefits based on the average amount of his yearly salary or wage during these three years and the Authority shall contribute an amount equal to that member's contribution, to be allocated between the pension fund and the lump sum fund as provided in rule 6.

12. A member shall have the option, exercisable by notice in writing to the Authority not less than three years before the earliest date at which he would be entitled to retire under rule 8 (1) (b) or rule 8 (2), of surrendering such part of his superannuation allowance under rule 9 (1) (a) or rule 9 (2) as he may decide, being not more than one-third thereof, in order that, in the event of his death while in receipt of a superannuation allowance, a yearly allowance may thereafter be paid to and during the lifetime of such nominee of the member as may be approved by the Authority. The yearly allowance so payable to such nominee shall be in accordance with Table B appended to the Rules:

Provided always that—

- (a) a member shall not surrender (i) any such part as would make the amount of the reduced superannuation allowance payable to the member less than the amount of the yearly allowance which might become payable to the nominee under this rule, or (ii) a smaller part than would secure for the nominee a yearly allowance equal to one-fourth of the amount of the reduced superannuation allowance payable to the member, or (iii) any part which is not a multiple of one pound;
- (b) in the event of the nominee of a member predeceasing the date of retirement of such member the exercise of the said option shall be deemed to be cancelled but in the event of the nominee of such member predeceasing him after his retirement only the reduced amount of his superannuation allowance shall continue to be paid to such member;
- (c) in the event of a member retiring under rule 8 (1) (a) the exercise of the said option shall be deemed to be cancelled.

SCH. 2  
—cont.

13. In the case of a member who, while in the service of the Clyde Navigation Trustees and a member of the Clyde Navigation Trust Superannuation Fund, was on war service during any of the years from 1939 to 1945 there shall be added, in the computation of his pensionable service, the period during which he was on war service and in respect of which he has paid his contributions to the said Fund.

14. In the case of a member who ceases to contribute for more than four weeks in any financial year due to absence from the service, there shall be deducted in the computation of his term of pensionable service the actual period during which he has not contributed, but that deduction shall not be made if within six months of his return to the service he contributes to the pension fund in respect of the period during which he was absent in which case the Authority shall pay their proportionate contribution.

15.—(1) A member who leaves the service of his own accord before becoming entitled to the benefits under rule 9 shall be entitled to receive back the whole of his own contributions to the pension fund under rule 4, without interest.

(2) A member whose services are dispensed with by reason of reduction of staff, or from any other cause except as provided in rule 16, before he becomes entitled to the benefits under rule 9 shall be entitled to receive back the whole of his own contributions to the pension fund under rule 4, together with simple interest thereon at three per cent. per annum.

(3) A member who has been repaid his own contributions as provided in paragraph (1) or in paragraph (2) of this rule and who subsequently re-enters the service of the Authority shall not be entitled to reckon, in computing the amount of the benefits payable to him under rule 9, his previous period of service, unless on re-entering he pays back to the pension fund the sum (including interest, if any) so received by him.

16. A member who is dismissed in consequence of grave misconduct, or who in the opinion of the Authority resigns to avoid such dismissal, shall forfeit the whole of his own contributions to the pension fund, and all claims to any superannuation allowance or other benefits:

Provided that the Authority may grant to him out of the pension fund such a sum, if any, as they may in the circumstances think proper, not exceeding the amount of his own contributions to the pension fund under rule 4, without interest.

17. In the event of the death of a member before he has received any payment from the pension fund, there shall be paid, in such way as the Authority in their discretion may think fit, to the widow, whom failing, to the executor of such member, a sum equal to the amount of his own contributions under rule 4 (1) (a) (i), without interest, and in the event of no such payment being made there shall be paid out of his own contributions such reasonable funeral expenses as the Authority may judge proper.

18.—(1) In the event of the death within five years after the date of the retirement of a member who is in receipt of a superannuation allowance under rule 9 (1) (a) or rule 9 (2), and whose nominee does not become entitled to an allowance under rule 12, the Authority shall until the expiry of five years from the date of his retirement continue to pay the allowance to which such member was entitled in such way as they, in their discretion, may think fit, to his widow, whom failing, to a person who, in the opinion of the Authority, was dependent on the member at the time of his death.

(2) In the event of the death of a nominee of a member, whilst such nominee is in receipt of an allowance under rule 12, within five years of the date of retirement of such member, the Authority shall, until the expiry of five years from the date of such member's retirement, continue to pay such allowance to a person who, in the opinion of the Authority, was dependent on such nominee or to the executor of such member and in the event of no such payment being made the Authority shall pay such reasonable funeral expenses of such nominee as the Authority may judge proper.

19. Every superannuation allowance or other payment made under the Scheme shall be alimentary, and shall not be assignable or attachable for debt.

20. Before an officer or servant of the Authority shall become a member he shall satisfy the Authority as to his age by production of either his certificate of birth or such other evidence as may be satisfactory to the Authority and shall pass a medical examination by the Medical Officer of the Authority.

21. A member who has become entitled to or is in receipt of a superannuation allowance, under rule 9 (1) (a) or rule 9 (2), having retired under rule 8 (1) (a), and who is under the age specified in either rule 8 (1) (b) or rule 8 (2), as the case may be, at which he would on retirement be entitled to a superannuation allowance, and who has been appointed to any office or employment by the Authority or others, shall have his entitlement to the payment of such allowance (unless otherwise arranged by the Authority) deferred or suspended, if the salary or wage paid to him in respect of such office or employment is equal to or in excess of the amount of such allowance, but, if not, then only so much of such allowance shall be paid as will make up the deficiency. Any such member who has been so appointed by the Authority shall not be required to continue to contribute or to resume contributing to the pension fund and from and after the date of his ceasing to hold such office or employment he shall be entitled to receive payment of the full amount of his original superannuation allowance.

22. The pension fund and the lump sum fund shall be held, invested and administered by the Authority at their expense, and the accounts thereof shall be kept by the person whose duty it is to keep the accounts of the Authority and audited and authenticated by the Auditor of the Authority at the end of each financial year, and an

SCH. 2  
—cont.

abstract thereof, authenticated by the Auditor, circulated among the members; and the accounts shall, at all reasonable times, be open to inspection by the members.

23. At the termination of the year 1966 and of every five years thereafter the Scheme shall be submitted by the Authority to the Actuary, who shall consider and report upon the Scheme and if he shall report that, in his opinion, it is not solvent he shall state what special contribution to the pension fund or to the lump sum fund or to both of them is necessary by the Authority to secure its solvency and for what period the same shall be made and the Authority shall make such special contribution.

24.—(1) Every member who was formerly a member of—

- (a) the Clyde Navigation Trust Superannuation Fund and who, prior to 5th July, 1948, exercised an option under the rules of the said Fund to have his contributions reduced by the sum of one shilling per week; or
- (b) the Greenock Harbour Trust Superannuation Fund and who, prior to 1st September, 1947, exercised an option under the National Insurance (Modification of Local Government Superannuation Schemes) (Scotland) Regulations, 1947, to have his contributions reduced by the sum of one shilling and twopence per week in the case of male members or, by the sum of one shilling and threepence per week in the case of female members;

shall have his contributions to the pension fund under rule 4 (1) (a) (i) reduced by the sum of one shilling per week and the superannuation allowance under rule 9 (1) (a) or rule 9 (2) payable to such member shall, according to his age on 5th July, 1948 or 1st September, 1947, as the case may be, shown in column 1 of Table C appended to the Rules, be reduced by a sum equal to the amount shown in column 2 (in the case of males), or column 3 (in the case of females) of the said Table C in relation to such age multiplied by the total number of years in respect of which such reduced contributions have been paid.

(2) Every new member of the Scheme and every member who was formerly a member of—

- (a) the Clyde Navigation Trust Superannuation Fund and who became a member of the said Fund on or after 5th July, 1948; or
- (b) the Greenock Harbour Trust Superannuation Fund and who became a member of the said Fund on or after 1st September, 1947;

shall have his contributions to the pension fund under rule 4 (1) (a) (i) reduced by the sum of one shilling per week and the superannuation allowance under rule 9 (1) (a) or rule 9 (2) payable to such member shall be reduced by the sum of one pound fourteen shillings multiplied by the number of years in respect of which he has so contributed to either of the said funds and to the Scheme.

(3) Where the contributions to the pension fund payable by any member are reduced by the sum of one shilling per week in accordance with the provisions of paragraph (1) or paragraph (2) of this rule the contribution payable by the Authority to the pension fund under rule 6 (a) in respect of such member shall be reduced by the sum of one shilling per week:

SCH. 2  
—cont.

Provided that if a member becomes entitled to a superannuation allowance before reaching the age of sixty-five years (in the case of a male) or the age of sixty years (in the case of a female) the reduction in his or her superannuation allowance by virtue of this rule shall not take effect until the member reaches the relevant age.

25. Nothing in the Rules shall affect the right of the Authority to dismiss a member from their employment or to reduce him to any lower status or salary or wage.

26. Allowances shall, unless otherwise prescribed by the Authority, be paid by the Authority at the end of each month.

27. Any question arising between the Authority and any member on the subject of his contributions or benefits, or his right to receive back his own contributions, shall, in default of agreement, be determined by an arbiter to be mutually agreed upon or, failing agreement, to be nominated in terms of the Arbitration (Scotland) Act, 1894. 1894 c. 13.

SCH. 2  
—cont.

TABLE A

(Rule 8 (3))

Tables showing percentage reduction to be made to ascertain the superannuation allowance and the lump sum payment due to a female member on retirement between the ages of sixty years and sixty-four years having completed more than ten years' pensionable service.

*Superannuation allowance*

Age of female member on retirement	Percentage reduction					
	(1)					(2)
	If the female member could have retired under rule 8 (2) at the undernoted ages (having completed forty years' pensionable service)					If the female member would otherwise have retired at 65 years under rule 8 (1) (b)
	61	62	63	64		
60	7	15	21	28	33	
61	—	8	15	22	28	
62	—	—	8	16	23	
63	—	—	—	9	17	
64	—	—	—	—	9	

*Lump sum payment*

Age of female member on retirement	Percentage reduction					
	(1)					(2)
	If the female member could have retired under rule 8 (2) at the undernoted ages (having completed forty years' pensionable service)					If the female member would otherwise have retired at 65 years under rule 8 (1) (b)
	61	62	63	64		
60	4	9	13	16	20	
61	—	5	9	13	17	
62	—	—	5	9	14	
63	—	—	—	5	10	
64	—	—	—	—	5	



TABLE B

SCH. 2  
—cont.

(RULE 12)

Table showing, according to the age of the member and the age of his nominee, the amount of yearly allowance payable to the nominee as from the date of the death of the member, if the member dies before his nominee, for each £1 of superannuation allowance surrendered by him.

Age of Nominee	Age of Member					
	60	61	62	63	64	65
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
50	1 15 6	1 12 9	1 10 3	1 7 11	1 5 9	1 3 9
51	1 17 0	1 14 1	1 11 5	1 9 0	1 6 9	1 4 8
52	1 18 8	1 15 7	1 12 9	1 10 2	1 7 10	1 5 8
53	2 0 6	1 17 2	1 14 2	1 11 6	1 9 0	1 6 8
54	2 2 6	1 19 0	1 15 9	1 12 10	1 10 3	1 7 10
55	2 4 9	2 1 0	1 17 6	1 14 5	1 11 8	1 9 1
56	2 7 2	2 3 2	1 19 6	1 16 2	1 13 3	1 10 6
57	2 9 10	2 5 7	2 1 8	1 18 1	1 14 11	1 12 1
58	2 12 10	2 8 3	2 4 0	2 0 3	1 16 10	1 13 9
59	2 16 2	2 11 2	2 6 8	2 2 7	1 18 11	1 15 7
60	2 19 10	2 14 6	2 9 7	2 5 3	2 1 3	1 17 8
61	3 3 11	2 18 1	2 12 11	2 8 2	2 3 11	2 0 0
62	3 8 6	3 2 3	2 16 7	2 11 6	2 6 10	2 2 7
63	3 13 8	3 6 10	3 0 8	2 15 1	2 10 1	2 5 6
64	3 19 6	3 12 0	3 5 4	2 19 3	2 13 9	2 8 10
65	4 6 2	3 17 10	3 10 6	3 3 10	2 17 11	2 12 6
66	4 13 9	4 4 7	3 16 4	3 9 0	3 2 6	2 16 7
67	5 2 3	4 12 2	4 3 1	3 14 11	3 7 9	3 1 2
68	5 11 10	5 0 8	4 10 8	4 1 8	3 13 8	3 6 5
69	6 2 6	5 10 4	4 19 2	4 9 3	4 0 5	3 12 5

NOTE.—In this Table the expression “age” in relation to the member means his age on the first day in respect of which his superannuation allowance will become payable, if that day is his birthday, or in any other case his age on his last birthday preceding that day; and, in relation to the nominee, means his age on the first day in respect of which the member’s superannuation allowance will become payable if that day is his birthday, or in any other case his age on his last birthday preceding that day.

SCH. 2  
—cont.

TABLE C

(RULE 24)

Table showing the annual reduction in superannuation allowance in respect of each year during which the reduced contribution is paid.

Column 1						Column 2			Column 3		
Age						Male members			Female members		
						£	s.	d.	£	s.	d.
Under 21	...	...	...	...	...	1	14	0	1	14	0
21 and under	22	...	...	...	...	1	14	0	1	11	0
22	..	..	23	...	...	1	14	0	1	8	6
23	..	..	24	...	...	1	13	0	1	6	6
24	..	..	25	...	...	1	12	0	1	5	0
25	..	..	26	...	...	1	11	0	1	3	9
26	..	..	27	...	...	1	10	0	1	2	3
27	..	..	28	...	...	1	9	0	1	0	9
28	..	..	29	...	...	1	8	0	0	19	6
29	..	..	30	...	...	1	7	0	0	18	6
30	..	..	31	...	...	1	6	0	0	17	6
31	..	..	32	...	...	1	5	0	0	16	9
32	..	..	33	...	...	1	4	0	0	16	0
33	..	..	34	...	...	1	3	0	0	15	6
34	..	..	35	...	...	1	2	6	0	15	0
35	..	..	36	...	...	1	2	0	0	14	3
36	..	..	37	...	...	1	1	6	0	13	9
37	..	..	38	...	...	1	1	0	0	13	3
38	..	..	39	...	...	1	0	6	0	12	9
39	..	..	40	...	...	1	0	0	0	12	3
40	..	..	41	...	...	0	19	6	0	12	0
41	..	..	42	...	...	0	19	0	0	11	9
42	..	..	43	...	...	0	18	6	0	11	6
43	..	..	44	...	...	0	18	0	0	11	3
44	..	..	45	...	...	0	17	6	0	11	0
45	..	..	46	...	...	0	17	0	0	10	9
46	..	..	47	...	...	0	17	0	0	10	6
47	..	..	48	...	...	0	16	6	0	10	3
48	..	..	49	...	...	0	16	0	0	10	0
49	..	..	50	...	...	0	16	0	0	9	9
50 and over	...	...	...	...	...	0	15	6	0	9	6

SCHEDULE 3

Section 49.

DIVISION OF CLYDE PORT AUTHORITY IRREDEEMABLE STOCK AMONG  
HOLDERS OF CLYDE NAVIGATION FUNDED DEBT AND GREENOCK  
HARBOUR STOCK

(1) Subject to paragraphs (2) to (5) of this schedule, the Clyde Port Authority irredeemable stock shall be divided as follows:—

(a) To each holder of Clyde Navigation funded debt entitled to interest at a rate of four per centum per annum—

for each one hundred pounds thereof, one hundred pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of four per centum per annum;

(b) To each holder of Clyde Navigation funded debt entitled to interest at a rate of three and one-half per centum per annum—

for each one hundred pounds thereof, fifty pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of three per centum per annum and fifty pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of four per centum per annum;

(c) To each holder of Clyde Navigation funded debt entitled to interest at a rate of three and one-quarter per centum per annum—

for each one hundred pounds thereof, seventy-five pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of three per centum per annum and twenty-five pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of four per centum per annum;

(d) To each holder of Clyde Navigation funded debt entitled to interest at a rate of three per centum per annum—

for each one hundred pounds thereof, one hundred pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of three per centum per annum;

(e) To each holder of Greenock Harbour "A" debenture stock entitled to interest at a rate of three and one-half per centum per annum—

for each one hundred pounds thereof, thirty pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of three per centum per annum and seventy pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of four per centum per annum;

(f) To each holder of Greenock Harbour "B" preferred debenture stock entitled to interest at a rate of four per centum per annum—

for each one hundred pounds thereof, one hundred pounds of Clyde Port Authority irredeemable stock entitled to interest at a rate of four per centum per annum;

(g) To each holder of Greenock Harbour "B" deferred debenture stock—

for each one hundred pounds thereof, sixteen pounds five shillings of Clyde Port Authority irredeemable stock entitled

SCH. 3  
—cont.

to interest at a rate of three per centum per annum and eighty-three pounds fifteen shillings of Clyde Port Authority irredeemable stock entitled to interest at a rate of four per centum per annum:

Provided that lesser amounts than one hundred pounds of Clyde Navigation funded debt and Greenock Harbour stock shall entitle the holders thereof to the issue of Clyde Port Authority irredeemable stock in an amount calculated pro rata with the amounts detailed in sub-paragraphs (a) to (g) of this paragraph.

(2) In every case where the holder of Clyde Navigation funded debt or Greenock Harbour stock would under the provisions of paragraph (1) of this schedule be entitled to be registered as the holder of Clyde Port Authority irredeemable stock including any fractional part of one pound the Port Authority instead of registering such holder and issuing to him a certificate as holder of an amount of Clyde Port Authority irredeemable stock (including such fractional part) shall pay as soon as reasonably practicable after the appointed day to such holder a sum in cash equal to the nominal value of that fractional part and shall register the holder and issue a certificate made out in his name as the holder of the amount of the Clyde Port Authority irredeemable stock (excluding the fractional part).

(3) (a) The final payment of interest on Clyde Navigation funded debt and on Greenock Harbour "A" debenture stock shall be made on the 31st December, 1965, in respect of the period from Martinmas, 1965, to 31st December, 1965.

(b) The final payment of interest on Greenock Harbour "B" preferred debenture stock shall be made on the 31st December, 1965, in respect of the period from 1st July, 1965 to 31st December, 1965.

(c) The final dividend payable in respect of Greenock Harbour "B" deferred debenture stock shall be made on the 31st December, 1965, in respect of the period from 1st July, 1965 to 31st December, 1965, and shall be at the rate of £3 16s. 9d. per centum per annum.

(4) The register of holders of funded debt kept pursuant to section 66 (Register of holders of funded debt to be kept) of the Clyde Navigation Consolidation Act, 1858, and the stock register kept pursuant to section 174 (Register of stock) of the Greenock Port and Harbours Consolidation Act, 1913, shall be closed on the 17th December, 1965, and the persons appearing in the said registers as holders of Clyde Navigation funded debt and Greenock Harbour stock respectively on that date shall be the persons entitled to Clyde Port Authority irredeemable stock in accordance with the provisions of this schedule.

(5) The first payment of interest on Clyde Port Authority irredeemable stock shall be made on the 30th June, 1966, in respect of the half-year preceding that date and thereafter by equal half-yearly instalments on the 31st December and on the 30th June.

1858 c. cxlix.

1913 c. xlii.

SCHEDULE 4

Section 51.

PROVISIONS WITH RESPECT TO STOCK OF THE  
PORT AUTHORITY

(1) The stock may be created and issued by public tender or otherwise from time to time at such price, at such time, bearing such interest and on such terms and conditions as the Port Authority may by resolution respectively determine in the case of each portion of stock created and, together with the interest thereon, shall be a charge on the undertaking of the Port Authority.

(2) The stock shall be redeemable by the Port Authority at par in such manner and at such time as the Port Authority may by the resolution for the creation of the stock in question declare:

Provided that nothing in this paragraph shall prevent the Port Authority from purchasing any stock, whether at par or at a price above or below par, by agreement with the holder thereof for the purpose of extinguishing that stock before the due date of redemption.

(3) Any sum payable by way of interest on, or for the redemption of, any stock which for any reason not due to the default of the Port Authority is not paid at the due date shall be paid on demand at any time thereafter to any person showing his right thereto, but no interest shall be payable thereon in respect of the period between the due date and the date of payment.

(4) Where two or more persons are registered as joint holders of any stock, a receipt given by any one of those persons for any sum paid by way of interest on, or for the redemption of, that stock shall be effectual unless notice to the contrary has been given to the Port Authority by any other of those persons.

(5) The Port Authority on redeeming or purchasing any stock shall forthwith pass a resolution directing the stock so redeemed or purchased to be cancelled and the stock register to be amended accordingly, and that stock and any interest thereon which has not already become payable shall thereupon be extinguished.

(6) The Port Authority may at any time by resolution revoke in whole or in part any resolution for the creation of any stock previously passed by the Port Authority except in relation to any of that stock which has already been issued.

Section 53.

## SCHEDULE 5

## PART I

## FORM OF BOND

## CLYDE PORT AUTHORITY

Bond No..... £.....

By virtue of the powers contained in the Clyde Port Authority Order, 1965, We, the Clyde Port Authority having our principal office at 16 Robertson Street, Glasgow, C.2, in consideration of the sum of..... pounds sterling, paid to us by..... do hereby bind ourselves to pay to the said..... executors, administrators or assignees (hereinafter called "the holder") the principal sum of..... pounds, at the said principal office at the term of..... nineteen hundred and..... together with interest on the said principal sum, at the rate of..... per centum per annum, payable half-yearly at each term of Whitsunday and Martinmas after the date hereof until repayment of the said principal sum:

Provided that it may be agreed between us and the holder that the said principal sum shall remain as a loan to us at such rate of interest and for such period as may be agreed:

In Witness Whereof our Common Seal is hereunto affixed at Glasgow on the..... day of..... nineteen hundred and..... in the presence of:—

## PART II

## FORM OF DISCHARGE

## CLYDE PORT AUTHORITY

## DISCHARGE

Received from the CLYDE PORT AUTHORITY, the within sum of..... pounds sterling, which sum, with all interest due thereon, is hereby discharged.

Dated at.....the

.....day of....., 19.....

.....Holder

SCHEDULE 6

Section 129.

AMENDMENT OF THE CLYDE PILOTAGE ORDER, 1920 (CONFIRMED BY  
THE PILOTAGE ORDERS CONFIRMATION (NO. 3) ACT, 1920)

1920 c. cxxiv.

Section or schedule (1)	Marginal note (2)	Amendment (3)
3	Pilotage Authority	<p>In subsection (2)—</p> <p>(i) For paragraph (a) the following paragraph shall be substituted:— “(a) Eleven persons appointed by the Clyde Port Authority of whom one shall be the Chairman of the Clyde Port Authority ex officio and not less than three shall be ship-owners or persons having experience of shipping;”</p> <p>(ii) Paragraph (b) shall be omitted.</p>
4	Proceedings of Authority	<p>(i) In subsection (1) the words “and Greenock alternately” shall be omitted and for the word “November” the word “December” shall be substituted.</p> <p>(ii) In subsection (3) for the words “The Chairman of the Trustees of the Clyde Navigation and the Chairman of the Trustees of the Port and Harbour of Greenock shall respectively be in alternate years Chairman of the Authority. The first chairman shall be the Chairman of the Trustees of the Clyde Navigation.”, the words “The Chairman of the Clyde Port Authority shall be Chairman of the Authority.” shall be substituted.</p>
First Schedule	—	<p>In paragraph 1 for the words “Trustees of the Clyde Navigation and the Trustees of the Port and Harbours of Greenock respectively”, the words “Clyde Port Authority” shall be substituted and for the word “November” the word “December” shall be substituted.</p>

Section 130.

## SCHEDULE 7

## REPEALS

Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
1858 c. cxlix.	7	Clyde Trustees to act until Completion of First Elections Not to levy higher Rates than in Schedules (G) and (H)	The whole section.
	8	New Trustees incorporated	The whole section.
	11	As to Election of Trustees by the Chamber of Commerce &c.	The whole section.
	19	Copies of Ships Manifests and other Documents to be furnished to Trustees	The whole section.
	25	Penalty on Personation of Voter	The whole section.
	27	Providing for double Elections	The whole section.
	30	Occasional Vacancies how to be filled up	The whole section.
	31	Power to appoint Committees	The whole section.
	32	Meetings of Trustees	The whole section.
	33	Quorum of Trustees	The whole section.
	34	Chairman of Trust and of Meetings	The whole section.
	35	Proceedings not to be invalidated by Vacancies	The whole section.
	36	Informalities in appointment of Trustees not to invalidate proceedings	The whole section.
	37	Officers to continue	The whole section.
38	Byelaws to remain in force	The whole section.	
39	Books and Plans to be evidence	The whole section.	
42	Actions not to abate	The whole section.	



Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1858 (continued)	43	Claims not to be revived	The whole section.
	45	Borrowing Powers of the Trustees	The whole section.
	46	Money may be borrowed in substitution of Sums paid off	The whole section.
	47	Former Securities not to be prejudiced	The whole section.
	48	Creditors to be entitled to Payment from Rates and Revenues	The whole section.
	49	Form of Bonds	The whole section.
	50	Register of Bonds to be kept, and to be open to Inspection	The whole section.
	51	Transfer of Bonds	The whole section.
	52	Transfers to be registered	The whole section.
	55	Trustees not bound to see to the Execution of Trusts	The whole section.
	56	Interest to be paid half-yearly	The whole section.
	57	Repayment of Money borrowed	The whole section.
	58	As to Repayment of Money borrowed when no Time or Place has been agreed on	The whole section.
	59	Interest to cease at Expiration of Notice to pay off Bond	The whole section.
60	Discharge of Bonds	The whole section.	
61	Bonds to be Personal Estate	The whole section.	
62	Trustees may borrow on Credit of Cash Account	The whole section	

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
The Act of 1858 (continued)	63	Application of Money borrowed and Rates and Revenues received	The whole section.
	64	Sinking Fund to be established	The whole section.
	65	Trustees may fund Debt, and issue Certificates of funded Debt	The whole section.
	66	Register of Holders of funded Debt to be kept	The whole section.
	67	Transfer of funded Debt	The whole section.
	68	Annuity to be paid	The whole section.
	69	Security of Holders of funded Debt	The whole section.
	70	Feu Duties to be paid out of Rates	The whole section.
	73	Undertaking vested in the Trustees	The whole section.
	76	Undertaking of Trustees defined	The whole section.
	77	Works below High-water Mark not to be commenced without consent	The whole section.
	80	Power to lay down Buoys for adjusting the Compasses of Vessels	The whole section.
	81	Power to deviate	The whole section.
	83	Saving Actions depending with Archibald Campbell of Blythwood	The whole section.
84	Provision as to Works opposite to Erskine	The whole section.	
85	Where former access to River is impeded, Trustees to form openings, Roads, Accesses and Sewers	The whole section.	

Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1858 (continued)	86	As to exercise of rights of proprietors	The whole section.
	87	Provision as to accesses opposite to Erskine	The whole section.
	88	Protection to certain existing Ferries	The whole section.
	89	Further Protection to the Erskine Ferries	The whole section.
	90	Ferries not to be obstructed	The whole section.
	91	For the Protection of Renfrew Ferry	The whole section.
	92	Ferry not to be obstructed	The whole section.
	94	As to the Removal of the Weir above Hutchesontown Bridge	The whole section.
	96	Superfluous Lands may be disposed of	The whole section.
	109	Power to contract for Supply of Water	The whole section.
	111	Vessels may be removed to Bowling	The whole section.
	115	Officers of Customs to pass Ferries free	The whole section.
	116	Ferry Rates may be leased	The whole section.
	117	Quays may be enclosed	The whole section.
	118	Penalty for obstructing or damaging Works	The whole section.
119	Byelaws for Harbour and River as herein stated	The whole section.	
124	Certain Offences to be judged summarily	The whole section	
125	Provision for citing Offenders	The whole section	

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)	
The Act of 1858 (continued)	126	For recovery of fines	The whole section.	
	127	As to Harbour and Dock Masters	The whole section.	
	144	Nothing to exempt River, &c., from Provisions of Merchant Shipping Acts	The whole section.	
	145	Saving Rights of the Crown	The whole section.	
	146	Saving Action depending with Peter Reid, and reserving Rights	The whole section.	
	148	Saving Rights of the Magistrates of Renfrew	The whole section.	
	149	Saving Rights of the Glasgow and South- western Railway Com- pany and Forth and Clyde Canal Company	The whole section.	
	150	Saving Rights of Pro- prietors of Salmon Fishings	The whole section.	
	Schedule (B)	Form of Bond	The whole schedule.	
	Schedule (C)	Form of Transfer	The whole schedule.	
Schedule (E)	Form of Discharge	The whole schedule.		
Schedule (F)	Form of Certificate of Funded Debt	The whole schedule.		
1864 c. ccxlviii.	The Clyde Navigation (Glasgow Harbour Tramways) Act, 1864	6	This Act not to prevent Robert Napier from forming Line of Rails across Tramway here- by authorized	The whole section.
		7	This Act not to interfere with R. Napier's Rights in reference to Water Pipes, &c.	The whole section.
		8	Injury to those Pipes and Connexions arising from Works by this Act authorized to be repaired by Trustees	The whole section.
		9	Saving Rights of R. Napier	The whole section.

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Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1864 (continued)	10	Reserving existing Rights of Access to water pipes and communications	The whole section.
	11	Locomotive engines, &c., not to be used on tramways	The whole section.
	13	Powers of compulsory purchases limited	The whole section.
	15	Not to affect 25 & 26 Vict. c. 101 (Pub.) and providing as to Confirmation of Byelaws made under this Act	The whole section.
	16	Width of Roadway to be left on both Sides of Harbour	The whole section.
	20	Regulation as to tolls	The whole section.
	21	Tramways to be free on Payment of Tolls	The whole section.
	24	Power to reduce Rates in respect of Goods carried by Vessels moored in Harbour between Bridges	The whole section.
	25	Power to borrow additional Money	The whole section.
	26	Extending Provisions of recited Act with respect to borrowed Money to this Act	The whole section.
	27	Form of Securities for Principal and Interest	The whole section.
	28	Form and Entry of Transfers of Securities	The whole section.
	32	Reserving Operation of Merchant Shipping and other General Acts	The whole section.
The Clyde Navigation (Amendment) Act, 1868	13	Powers for compulsory purchases limited	The whole section. 1868 c. cxxiv.
	14	Not to affect Agreement with Robert Black	The whole section.
	16	Notice to be given of taking Houses of Labouring Classes	The whole section.

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)	
The Act of 1868 (continued)	26	Quay Rent for Goods	The whole section.	
	27	Payment of Quay Rent before Removal of Goods	The whole section.	
	32	Penalty for refusing to proceed to burning vessels	The whole section.	
	33	Power to remove Wrecks	The whole section.	
	34	Superannuation Allow- ances may be granted	The whole section.	
	35	Erection of Workmen's Houses at Dalmuir	The whole section.	
	36	Power to borrow addi- tional Money	The whole section.	
	37	Extending Provisions of recited Acts to Money borrowed under this Act	The whole section.	
	38	Application of Money	The whole section.	
	39	Reserving Merchant Shipping and General Acts	The whole section.	
40	Saving Rights of the Crown in the foreshore	The whole section.		
1870 c. liv.	The Clyde Naviga- tion (Stobcross Dock) Act, 1870	13	Locomotive engines not to be used on tramways	The whole section.
		15	Period for purchasing lands	The whole section.
		19	Compensation to be made in respect of works abandoned	The whole section.
		20	Rates for dock and quays or wharfs	The whole section.
		23	Tramways to be free on payment of tolls	The whole section.
		26	Subscription to Stobcross undertaking	The whole section.
		30	Power to borrow addi- tional money	The whole section.
31	Extending provisions of recited Acts to money borrowed under this Act	The whole section.		

Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
The Act of 1870 (continued)	32	Application of money	The whole section.
	33	Reserving Merchant Shipping and general Acts	The whole section.
	34	Saving rights of the Crown	The whole section.
	35	Saving rights under Crown Lands Act	The whole section.
	36	Rights of property in the alveus of the River Clyde not to be affected	The whole section.
The Clyde Navigation Act, 1873	12	Powers for compulsory purchases limited	The whole section. 1873 c. cxv.
	14	For protection of Lancefield Dock	The whole section.
	15	Access to graving docks	The whole section.
	16	Provisions as to Main Street and Maxwell Street	The whole section.
	17	Alteration of sewers and drains in Burgh of Govan	The whole section.
	18	As to lighting certain works	The whole section.
	19	Provision as to rights of river frontage	The whole section.
	21	Protection of pier and slip at Renfrew	The whole section.
	22	As to acquiring Stobcross Shipbuilding Yard	The whole section.
	24	Compensation for damage to land by entry for works abandoned	The whole section.
	25	Compensation to be made in respect of works abandoned	The whole section.
	26	Provision as to houses occupied by labouring classes	The whole section.
	29	Power to borrow on security of rates	The whole section.

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)	
The Act of 1873 (continued)	30	Extending provisions of recited Acts to money borrowed under this Act	The whole section.	
	31	Application of money	The whole section.	
	32	Trustees not bound to maintain weir across the Clyde after a limited period	The whole section.	
	33	Reserving Merchant Shipping and general Acts	The whole section.	
	34	Saving rights of the Crown	The whole section.	
	35	Saving rights under Crown Lands Act	The whole section.	
	36	Rights of property in the alveus of the Clyde not to be affected	The whole section.	
1878 c. xlvii.	Clyde Navigation Act, 1878	7	Period for compulsory purchase of lands	The whole section.
		10	Tolls and rates for ferries	The whole section.
		11	Officers of Customs exempt from rates	The whole section.
		14	Power to make byelaws	The whole section.
		16	Power to borrow money	The whole section.
		17	Provisions of recited Acts extended to money borrowed under this Act	The whole section.
		18	Application of money	The whole section.
		19	Particular quays may be appropriated for vessels	The whole section.
		20	Particular portions of quays, &c. may be appropriated for trades	The whole section.
		21	Works, &c. not exempt from provisions of Merchant Shipping, &c. Acts	The whole section.
		22	Saving rights of the Crown	The whole section.



Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1878 (continued)	23	Saving rights under 29 & 30 Vict. c. 62	The whole section.
	24	Rights of property in the alveus of the Clyde not to be affected	The whole section.
Clyde Navigation Act, 1883	11	Period for compulsory purchase of lands	The whole section. 1883 c. clvi.
	12	Lands for purposes of undertaking	The whole section.
	13	Power to sell surplus lands	The whole section.
	14	Power to take easements by agreement	The whole section.
	15	Owners may be required to sell parts only of certain lands and buildings	The whole section.
	18	Provision with respect to reserved rights of Trustees for Harvey Brand and Company	The whole section.
	29	Compensation for dam- age to lands by entry for works abandoned	The whole section.
	30	Compensation to be made in respect of works abandoned	The whole section.
	40	Bye-laws	The whole section.
	41	As to recovery of penal- ties	The whole section.
	42	Amendment of the Tram- ways Act, 1870, as to bye-laws by Local Authority	The whole section.
	43	Orders and bye-laws to be signed	The whole section.
	44	Power to borrow money	The whole section.
	45	Provisions of recited Acts extended to money bor- rowed under this Act	The whole section.
	46	Application of money	The whole section.
	47	Sinking Fund	The whole section.
48	Annual return to Board of Trade with respect to Sinking Fund	The whole section.	

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
The Act of 1883 (continued)	49	Rates for docks, graving docks and wharfs	The whole section.
	53	Tolls on Railway	The whole section.
	54	Tolls for propelling power	The whole section.
	56	Tolls for small parcels and articles of great weight	The whole section.
	57	Maximum rates for pas- sengers	The whole section.
	58	Maximum rates for animals and goods	The whole section.
	59	Passengers' luggage	The whole section.
	60	Terminal station	The whole section.
	61	Foregoing charges not to apply to special trains	The whole section.
	62	Trustees may take in- creased charges by agreement	The whole section.
	64	Trustees not bound to carry manure	The whole section.
	65	Classification Table to be open for inspection and copies to be sold	The whole section.
	67	Tolls on traffic conveyed partly on the Railway and partly on the Rail- ways of the Companies	The whole section.
	68	Provision as to General Railway and Tramway Acts	The whole section.
	69	Reserving Merchant Shipping and General Acts	The whole section.
72	Saving rights of the Crown	The whole section.	
73	Saving rights under Crown Lands Act	The whole section.	
74	Rights of property in the alveus of the Clyde not to be affected	The whole section.	

Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1883 (continued)	75	Saving rights of Vale of Clyde Tramways Com- pany	The whole section.
Clyde Navigation Act, 1884	9	Period for compulsory purchase of lands	The whole section. 1884 c. xci.
	10	Power to sell surplus lands	The whole section.
	11	Power to take easements by agreement	The whole section.
	13	Power to borrow money	The whole section.
	14	Provisions of recited Acts extended to money borrowed under this Act	The whole section.
	15	Application of money	The whole section.
	16	Sinking fund	The whole section.
	18	Tolls for passengers	The whole section.
	21	Closing of registers of transfers of bonds and funded debt	The whole section.
	22	Reserving Merchant Shipping and general Acts	The whole section.
	25	Saving rights of the Crown	The whole section.
	26	Saving rights under Crown Lands Act	The whole section.
	Clyde Navigation Act, 1887	4	Extending period limited by Act of 1883 for compulsory purchase of lands
6		Restriction on taking houses of labouring class	The whole section.
7		Penalty for evading pay- ment of rates	The whole section.
8		Regulations for collection of rates	The whole section.
9		Licensing of weighers and others	The whole section.
Clyde Navigation Act, 1888			The whole Act. 1888 c. xx.

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)	
1890 c. clvi.	Clyde Navigation Act, 1890	7	Period for compulsory purchase of land	The whole section.
		8	Additional land for purposes of undertaking	The whole section.
		9	Power to sell surplus lands	The whole section.
		10	Power to take easements by agreement	The whole section.
		11	For the protection of frontagers on Govan Road	The whole section.
		13	Power to stop up Three Ell Road	The whole section.
		14	Alteration of sewers and drains in Burgh of Govan	The whole section.
		20	Compensation for damage to land by entry for purposes of works abandoned	The whole section.
		21	Compensation to be made in respect of works abandoned	The whole section.
		22	Extending period for compulsory purchase of lands	The whole section.
		24	Power to apply corporate funds to purposes of Act	The whole section.
		25	Rates for graving dock	The whole section.
		26	Restriction on taking houses of labouring class	The whole section.
1891 c. xxxviii.	Clyde Navigation Act, 1891	31	Reserving Merchant Shipping and general Acts	The whole section.
		8	Period for compulsory purchase of lands	The whole section.
		9	Additional land for purposes of undertaking	The whole section.
		10	Power to sell or feu surplus lands	The whole section.
		11	Power to take easements by agreement	The whole section.

Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1891 (continued)	12	Owners may be required to sell parts only of certain properties	The whole section.
	15	Tramway to be in substitution for portion of tramway to be stopped up and to form part of undertaking of Vale of Clyde Tramways Company	The whole section.
	16	Alteration of sewers and drains in the Burgh of Govan	The whole section.
	19	Compensation for damage to land by entry for purposes of works abandoned	The whole section.
	20	Compensation to be made in respect of works abandoned	The whole section.
	22	Power to apply corporate funds to purposes of Act	The whole section.
	27	Tolls on railway and application of certain sections of Act of 1883	The whole section.
	29	Power to lease quay or wharf	The whole section.
	33	Power to levy rates	The whole section.
	35	Power to enter into compositions	The whole section.
	36	Application of rates and income	The whole section.
	37	Separate accounts to be kept	The whole section.
	38	Power to appoint pier-masters and others	The whole section.
39	Byelaws with respect to quay or wharf	The whole section.	
40	Vessels not to anchor within certain limits nor to moor alongside quay or wharf without consent	The whole section	

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)	
The Act of 1891 (continued)	41	Amendment of section four of Act of 1888 and new provisions with respect to election of Trustees	The whole section.	
	42	Restrictions on displacing persons of labouring class	The whole section.	
	47	Saving rights of the Crown in the foreshore	The whole section.	
	48	Saving rights of Crown under Crown Lands Act	The whole section.	
	49	Reserving Merchant Shipping and general Acts	The whole section.	
	Third Schedule	Rates for use of Quay or Wharf	The whole schedule.	
1894 c. clxviii.	Clyde Navigation Act, 1894	4	Extending period limited by Act of 1891 for compulsory purchase of lands	The whole section.
		6	Repeal of certain provisions as to rates in Clyde Navigation Acts	The whole section.
		9	Deposit for graving dock rates may be required	The whole section.
		12	Byelaws relating to graving docks and cranes	The whole section.
		13	Confirmation of byelaws	The whole section.
		14	Amendment of Act of 1858 as to Lord Provost, &c. of Glasgow as Trustees	The whole section.
		15	Amendment of Act of 1858 as to members of the Chamber of Commerce the Merchants House and the Trades House of Glasgow as Trustees	The whole section.
		21	Restriction on taking houses of labouring class	The whole section.
1897 c. xxxi.	Clyde Navigation Act, 1897	3	Extending period limited by Act of 1894 for compulsory purchase of lands	The whole section.

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Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1897 (continued)	5	Restriction on taking houses of labouring class	The whole section.
Clyde Navigation Act, 1899	9	For protection of Alex- ander Archibald Speirs	The whole section. 1899 c cxxxix.
	18	Period for compulsory purchase of lands	The whole section.
	20	Additional land for pur- poses of undertaking	The whole section.
	21	Power to take servitudes, &c. by agreement	The whole section.
	22	Owners may be required to sell parts only of certain properties	The whole section.
	23	Rates for Clydebank Dock	The whole section.
	27	Exempting Government officials from rates	The whole section.
	28	Power to apply corporate funds to purposes of Act	The whole section.
	29	Power to borrow money	The whole section.
	30	Provisions of certain of the Clyde Navigation Acts applied to bor- rowing powers of this Act	The whole section.
	31	Application of money borrowed.	The whole section.
	32	Extending to this Act certain provisions of Clyde Navigation Act, 1883	The whole section.
	37	Rates for Prince's Dock Branch	The whole section.
46	Disqualification of Trustees	The whole section.	
47	Power to generate pur- chase and supply elec- tric energy for purposes of undertaking	The whole section.	
		Provisions as to fire ex- tinguishing	The whole section.

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)	
The Act of 1899 (continued)	49	Further powers to deal with wrecks, &c. and to recover expenses	The whole section.	
	52	Restrictions on displacing persons of labouring class	The whole section.	
	55	Provision as to rights of river frontage	The whole section.	
	58	Saving rights of Crown in foreshore	The whole section.	
	59	Saving rights of Crown under Crown Lands Act	The whole section.	
	63	Provision as to Merchant Shipping Acts, &c.	The whole section.	
1904 c. ccxlii.	Clyde Navigation Act, 1904	17	Provision as to rights of river frontage, &c.	The whole section.
		18	Provision as to rights of way along river	The whole section.
		20	Period for compulsory purchase of land	The whole section.
		21	Additional land for purposes of undertaking	The whole section.
		22	Power to take servitudes, &c. by agreement	The whole section.
		24	Passengers not to be conveyed on tramways	The whole section.
		25	Provisions as to motive power	The whole section.
		27	Special provisions as to use of electrical power	The whole section.
		28	Tolls for use of dock tramways and application of certain sections of Acts of 1883 and 1899	The whole section.
		29	Trustees may act as store-keepers	The whole section.
		30	Trustees may issue certificates of deposited goods	The whole section.



Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1904 (continued)	31	Certificates, &c. may be signed by officers	The whole section.
	32	As to payment of rates on warehoused goods	The whole section.
	33	Provisions as to ware- houses being used as bonding warehouses	The whole section.
	34	Special tolls and rates for ferries	The whole section.
	36	Further powers as to removal of goods from quays	The whole section.
	37	Power to apply corporate funds to purposes of Act	The whole section.
	38	Power to borrow money	The whole section.
	39	Provisions of certain Clyde Navigation Acts applied to borrowing powers of this Act	The whole section.
	40	Application of money borrowed	The whole section.
	41	Extending to this Act certain provisions of Clyde Navigation Act, 1883	The whole section.
	42	Transfer of funded debt	The whole section.
	44	Leasing of land	The whole section.
	45	Power to make byelaws for regulation of traffic &c.	The whole section.
	46	Restriction on taking houses of labouring class	The whole section.
	47	Power to make agree- ments for purposes of Act	The whole section.
	52	Saving rights of Crown	The whole section.
	57	Provision as to Merchant Shipping Acts, &c.	The whole section.
Clyde Navigation Act 1905	9	Compensation for damage to land by entry, &c., for works abandoned	The whole section. 1905 c. xxxiii.

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
The Act of 1905 (continued)	10	Compensation to be made in respect of works abandoned	The whole section.
	12	Rates for Renfrew Har- bour undertaking	The whole section.
	13	Provisions as to fire ex- tinguishing	The whole section.
	16	Power to acquire lands compulsorily	The whole section.
	17	For protection of county councils of Lanark and Renfrew	The whole section.
	20	Period for compulsory purchase of lands	The whole section.
	21	Additional lands for pur- poses of undertaking	The whole section.
	22	Power to take servitudes, &c. by agreement	The whole section.
	23	Power to apply corporate funds to purposes of Act	The whole section.
	24	Restriction on taking houses of working class	The whole section.
	25	Power to make agree- ments for purposes of Act	The whole section.
	27	Provision as to Merchant Shipping Acts, &c.	The whole section.
1905 c. c.	Clyde Navigation (Constitution) Act, 1905		The whole Act.
	Clyde Navigation Order, 1907		
	16	Period for compulsory purchase of lands	The whole section.
	17	Power to take servitudes &c. by agreement	The whole section.
	19	Power to apply corporate funds to purposes of Order	The whole section.
	20	Power to borrow money	The whole section.

Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
The Order of 1907 (continued)	21	Provisions of certain of Clyde Navigation Acts applied to borrowing powers of this Order	The whole section.
	22	Application of money borrowed	The whole section.
	23	Extending to this Order certain provisions of Clyde Navigation Act, 1883	The whole section.
	26	Saving rights of Crown	The whole section.
	30	Provision as to Merchant Shipping Acts, &c.	The whole section.
Clyde Navigation (Superannua- tion) Order, 1908			The whole Order.
Clyde Navigation Act, 1911	15	Power to take servitudes, &c., by agreement	The whole section. 1911 c. li.
	18	Period for compulsory purchase of lands	The whole section.
	24	Power to apply corporate funds to purposes of Act	The whole section.
	25	Power to borrow money	The whole section.
	26	Provisions of certain Clyde Navigation Acts applied to borrowing powers of this Act	The whole section.
	27	Application of money borrowed	The whole section.
	28	Extending to this Act certain provisions of Clyde Navigation Act, 1883	The whole section.
	30	Saving rights of Crown	The whole section.
	34	Provision as to Merchant Shipping Acts, &c.	The whole section.
Greenock Port and Harbours Consolidation Act, 1913	9	Alteration of constitution of existing Trustees	The whole section. 1913 c. xlii.

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Act. or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
The Act of 1913 (continued)	10	Constitution of Trustees	The whole section.
	11	Existing Trustees to act in first instance	The whole section.
	12	Election of corporation Trustees	The whole section.
	13	Election of Trustees by shipowners and rate- payers	The whole section.
	14	Qualification of ship- owners and ratepayers for electing and being elected Trustees	The whole section.
	15	Partners of a company qualified as shipowners	The whole section.
	16	Partners of a company qualified as ratepayers	The whole section.
	17	Persons appointed by incorporated company qualified as ratepayers	The whole section.
	18	Trustees to make up register of shipowners and ratepayers	The whole section.
	19	Copy of ship's manifests to be furnished to Trustees	The whole section.
	20	Rules for electing ship- owners and ratepayers Trustees	The whole section.
	21	Rules as to taking the poll	The whole section.
	22	Penalty on personation of voter	The whole section.
23	Shipowners and rate- payers Trustees oc- casional vacancies how to be filled up	The whole section.	
24	Qualification of electors of stockholders' Trustees	The whole section.	
25	Qualification of stock- holders' Trustees	The whole section.	

Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
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	27	Register of stockholders electors	The whole section.
	28	Stockholders' Trustees	The whole section.
	29	Stockholders' Trustees occasional vacancies how to be filled up	The whole section.
	30	Election of stockholders' Trustees	The whole section.
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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
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	45	Meetings of committees	The whole section.
	46	Port and harbours and property vested in Trustees	The whole section.
	47	Saving from effect of repeal	The whole section.
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	51	Annual account to be sent to Board of Trade	The whole section.
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	67	For protection of Clyde Lighthouses Trustees	The whole section.
	68	Special consent for construction of certain works, &c.	The whole section.
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	70	Deposit of goods in transit sheds	The whole section.
	71	Power for Trustees to make customs entries on neglect of owner, &c.	The whole section.
	72	Power for Trustees to charge for service and to detain, &c.	The whole section.
73	Goods not liable to seizure for inaccurate entry	The whole section.	
74	Regulations for transit sheds	The whole section.	
75	Trustees may erect or adapt warehouses on quays	The whole section.	

Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
The Act of 1913 (continued)	76	Trustees may purchase or lease warehouses	The whole section.
	77	Power to appoint superintendent of transit sheds and warehouses	The whole section.
	78	Power to appoint interim superintendent	The whole section.
	79	Superintendent and interim superintendent to give security	The whole section.
	80	Charges for use of warehouses	The whole section.
	81	Trustees may insure against fire	The whole section.
	82	Power to appoint weighers and recorders of weights and to pay salaries and wages	The whole section.
	83	Surface of quays reserved as public quays	The whole section.
	84	Provision as to huts, &c. for revenue officers	The whole section.
	85	Warehouses to be part of port and harbours	The whole section.
	86	Warehouses to be used as customs or excise warehouses	The whole section.
	87	Power to take rents and charges	The whole section.
	88	Goods to be warehoused by Trustees to be previously weighed, &c.	The whole section.
	89	Rents, &c. for goods when to be paid	The whole section.
90	Trustees may sell goods for payment of rent and charges or may bring action	The whole section.	
91	Trustees may enter goods if not entered by owner or consignee	The whole section.	
92	Goods warehoused to remain subject to freight	The whole section.	

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Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
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	94	Deposit to be considered as made in payment of claim	The whole section.
	95	Notice to have effect for thirty days only unless action be brought	The whole section.
	96	Power of sale if deposit be not made	The whole section.
	97	Power of sale not to be exercised until after notice	The whole section.
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	99	Preservation of rights of parties at common law	The whole section.
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	105	Certificate or warrant not to be given till freights rates, &c. paid	The whole section.
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107	Surveyor may inspect goods on board with respect to any damage which may have arisen	The whole section.	
108	Trustees not to be liable for loss by fire, &c.	The whole section.	



Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1913 (continued)	109	Power to appropriate quays &c.	The whole section.
	110	Limits of port and harbours	The whole section.
	111	Power to maintain and improve port and harbours and works and lease and dispose of lands	The whole section.
	112	Trustees may purchase dredgers, &c.	The whole section.
	113	Harbours may be deepened	The whole section.
	114	Power to embank sand- bank	The whole section.
	115	For protection of navi- gation of the river	The whole section.
	116	For inclosing the quays	The whole section.
	117	Power to place buoys, &c.	The whole section.
	118	Power to contract for lighting and power and for supplying water for shipping	The whole section.
	119	Cleansing of quays, &c.	The whole section.
	120	Officers may be appointed	The whole section.
	121	Repeal of existing rates and commencement of new rates	The whole section.
	122	Rates substituted for rates under Harbour Acts	The whole section.
	123	Recovery of rates due before repeal	The whole section.
	124	Rates on vessels	The whole section.
	125	Rates on goods	The whole section.
126	Rates on goods not enumerated	The whole section.	
127	Regulating certain rates on river craft, &c.	The whole section.	

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Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1913 (continued)	128	Rates for graving docks	The whole section.
	129	Rates for cranes	The whole section.
	130	Payment by owner, &c. of vessel instead of owner of goods, &c.	The whole section.
	131	Rates for sheds	The whole section.
	132	Payment for use of timber ponds	The whole section.
	133	Rates for Inch Green Pier	The whole section.
	134	Charge for tugs	The whole section.
	135	Abolition of dues levied at the Tail of the Bank	The whole section.
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	138	Charges for services not otherwise provided for	The whole section.
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	142	Exemption of officers of Board of Trade from rates	The whole section.
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	145	Trustees may borrow on credit of cash account	The whole section.
146	Repayment of moneys borrowed	The whole section.	
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148	Annual return to Board of Trade with respect to sinking fund	The whole section.	

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The Act of 1913 (continued)	149	Bonds, &c. to be personal estate	The whole section.
	150	Trustees not bound to see to execution of trusts	The whole section.
	151	Transmission of bonds otherwise than by transfer	The whole section.
	152	Transmission by marriage and by testamentary instruments	The whole section.
	153	Discharge of bonds, &c.	The whole section.
	154	Application of moneys borrowed	The whole section.
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	157	Protection of lenders from inquiry	The whole section.
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	159	Payment by corporation under guarantee to be made on requisition by Trustees	The whole section.
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	166	Rates of interest on "B" preferred and " B " deferred debenture stocks	The whole section.

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Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
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	168	Fraction of pounds	The whole section.
	169	Cancellation of arrears of interest on "B" debenture stock	The whole section.
	170	Trustees to execute provisions of Act	The whole section.
	171	Trustees, &c., to hold and accept harbour stocks	The whole section.
	172	No priorities as among holders of same class	The whole section.
	173	Incidents of stock	The whole section.
	174	Register of stock	The whole section.
	175	Stock register to be evidence	The whole section.
	176	Certificates of stock	The whole section.
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	181	Powers to redeem and re-borrow	The whole section.
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	183	Reserve fund	The whole section.
	184	Sale of superfluous lands	The whole section.
185	Application of revenue	The whole section.	
186	Powers of judicial factor to cease	The whole section.	
187	Provision as to payment of interest accrued at commencement of Act	The whole section.	
188	Appointment of judicial factor	The whole section.	

Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1913 (continued)	190	Byelaws of pilot board to be enforceable under penalty	The whole section.
	191	Harbour-master to be an officer under section 142 of Clyde Navigation Consolidation Act	The whole section.
	192	Provision as to Pilotage Act, 1913	The whole section.
	193	Regulations for graving docks	The whole section.
	198	Application of penalties	The whole section.
	199	Restrictions on berthing vessels	The whole section.
	200	For protection of sandbanks belonging to burgh of Dumbarton	The whole section.
	201	Orders for closing harbours	The whole section.
	203	Anchors, cables, &c. found to be deposited	The whole section.
	204	Life-saving apparatus	The whole section.
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	207	Crown rights	The whole section.
	208	Crown minerals	The whole section.
	213	Costs incurred by bondholders committee, &c.	The whole section.
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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
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	Schedule I	Rates for use of Goods Sheds	The whole schedule.
	Schedule J	Form of Declaration	The whole schedule.
	Schedule K	Form of Discharge	The whole schedule.
	Schedule L	Form A (Form of Stock Certificate): Form B (Form of Transfer)	The whole schedule.
	Schedule M	Fees	The whole schedule.
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	14	Power to take up Renfrew Railway No. 6	The whole section.
	15	As to reinstatement of Railway No. 6	The whole section.
	20	Power to grant servitudes by agreement	The whole section.
	23	Period for compulsory purchase of lands	The whole section.
	25	Tolls for use of dock tramways	The whole section.
	29	Power to apply corporate funds to purposes of Order	The whole section.
	30	Power to borrow money	The whole section.
	31	Provisions of certain Clyde Navigation Acts applied to borrowing powers of this Order	The whole section.
	32	Application of money borrowed	The whole section.
33	Extending to this Order certain provisions of Clyde Navigation Act, 1883	The whole section.	
35	Owners may be required to sell parts only of certain properties	The whole section.	
42	Crown rights	The whole section.	

Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Order of 1914 (continued)	43	Crown minerals	The whole section.
	44	Provision as to Merchant Shipping Acts, &c.	The whole section.
Greenock Improvement Order, 1919	37	For protection of Clyde Lighthouses Trustees	The whole section.
	41	Trustees may apply funds	The whole section.
	50	Crown rights	The whole section.
Greenock Port and Harbours Order, 1920	13	Trustees may apply moneys	The whole section.
	16	Crown rights	The whole section.
Greenock Port and Harbours Order, 1922	6	Alteration of rates	The whole section.
	7	Recovery of rates due before repeal	The whole section.
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	Schedule N	Regulations for Graving Docks	The whole schedule.
Clyde Navigation Act, 1929	7	Rates on vessels	The whole section. 1929 c xx
	8	Rates on goods	The whole section.
	11	Limits of river defined	The whole section.
	14	Exemption from rates	The whole section.
	19	Power to hire out cranes, &c.	The whole section.
	26	Rates for floating docks, seaplanes, &c.	The whole section.
	27	Penalty for evading pay- ment of rates	The whole section.
	28	Power to vary schedule rates	The whole section.
	31	Rates to be collected at places appointed by Trustees	The whole section.

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Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1929 (continued)	32	Licensing and fixing duties and charges of master porters	The whole section.
	33	Services at timber yards of Trustees	The whole section.
	34	Services for bulk grain at granary berths Meadowside Quay	The whole section.
	35	Services for grain, flour, &c. in bags at granary berths Meadowside Quay	The whole section.
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	37	Licensing of harbour porters	The whole section.
	38	Regulations for certain purposes	The whole section.
	39	Power to apply corporate funds to purposes of Act	The whole section.
	40	Power to borrow money	The whole section.
	41	Provisions of certain Clyde Navigation Acts applied to borrowing powers of this Act	The whole section.
	42	Application of money borrowed	The whole section.
	43	Extending to this Act certain provisions of Clyde Navigation Act, 1883	The whole section.
	48	As to wrecks in river and harbour	The whole section.
49	Amendment of section 14 of Clyde Navigation (Constitution) Act, 1905	The whole section.	
50	Renewal of lost bond or certificate of funded debt or interest warrant	The whole section.	
52	Amendment of Clyde Navigation (Superannuation) Order, 1908 rules	The whole section.	



Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Act of 1929 (continued)	55	Provisions as to Merchant Shipping Acts, &c.	The whole section.
Clyde Lighthouses Consolidation Order, 1940			The whole Order.
Greenock Port and Harbours Order, 1941			The whole Order.
Greenock Port and Harbours Order, 1943	4	Power to Trustees to create, &c., fund for purposes of replacements, &c.	The whole section.
	5	Trustees may vary rates and charges	The whole section.
	6	Power to Trustees to make agreements in lieu of tonnage rates	The whole section.
	7	Additional rates on vessels	The whole section.
	8	Charges for passengers in certain cases	The whole section.
	11	Amendment of section 50 of Act of 1913	The whole section.
	12	Saving for interests electing Trustees	The whole section.
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Clyde Navigation Order, 1950	11	Revival of powers for compulsory purchase of land	The whole section.
	18	Period for compulsory purchase of lands	The whole section.
	25	Power to apply corporate funds to purposes of Order	The whole section.
	26	Power to borrow money	The whole section.
	27	Provisions of certain Clyde Navigation Acts applied to borrowing powers of this Order	The whole section.

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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
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	29	Extending to this Order certain provisions of Clyde Navigation Act, 1883	The whole section.
	30	Saving for emergency restrictions on borrow- ing	The whole section.
	31	Saving for town and country planning	The whole section.
Greenock Port and Harbours Order, 1950			The whole Order.
Clyde Navigation Order, 1953			The whole Order.
Clyde Navigation (Superannuation) Order, 1955			The whole Order.
Clyde Navigation Order, 1956			The whole Order.
Clyde Navigation Order, 1957	23	Crown rights	The whole section.
	26	For protection of D. & W. Henderson Limited	The whole section.
	30	Power to borrow money	The whole section.
	31	Application of Clyde Navigation Acts	The whole section.
	32	Application of money borrowed	The whole section.
	33	For protection of cor- poration in respect of rates	The whole section.
	34	Saving for control on borrowing	The whole section.
	35	Trustees may operate road transport vehicles	The whole section.
	36	Barges not to use harbour unless registered	The whole section.
37	Transmission of bonds	The whole section.	

Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
The Order of 1957 (continued)	38	Registration of guardians executors, etc.	The whole section.
	39	Evidence of title to be recorded	The whole section.
Clyde Lighthouses Order, 1957			The whole Order.
Greenock Port and Harbours Order, 1957	4	Power to take lands by agreement	The whole section.
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	6	Power to supply electri- city to shipping	The whole section.
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	8	As to vessels in which the Crown have an interest	The whole section.
	9	Power to make general byelaws	The whole section.
	10	Power to make byelaws as to lights and signals	The whole section.
	11	For protection of Trustees of Clyde Lighthouses	The whole section.
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Clyde Navigation Order, 1959			The whole Order.
Clyde Navigation Order, 1960	4	Amendment of Act of 1929	Paragraphs (d), (e), (i), (j), (k), (l) and (m).
	6	Rates for use of cranes, etc. and for miscel- laneous services	The whole section.
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Act or Order  (1)	Section or schedule  (2)	Marginal note  (3)	Extent of repeal  (4)
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	23	Application of Clyde Navigation Acts	The whole section.
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	27	Crown rights	The whole section.
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Act or Order (1)	Section or schedule (2)	Marginal note (3)	Extent of repeal (4)
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	18	Power to hire out plant	The whole section.
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	23	For protection of corporation of the city of Glasgow	The whole section.
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Greenock Harbour Trust Revision Order 1964			The whole Order.



LONDON: PUBLISHED BY HER MAJESTY'S STATIONERY OFFICE

Price *7s. 0d.* net

PRINTED IN ENGLAND



# Clyde Port Authority Order Confirmation Act 1965

## CHAPTER xlv

### ARRANGEMENT OF SECTIONS

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