



## CHAPTER li

An Act to confer further powers on the Port of London Authority; and for other purposes. [1st August, 1962.]

**W**HEREAS by the Port of London Act, 1908, the Port of London Authority (hereinafter referred to as "the Port Authority") were established for the purpose of administering, preserving and improving the port of London and for other purposes in that Act set forth, and by that Act (inter alia) the undertaking and powers of the London and India Docks Company and other undertakings and powers were transferred to and vested in the Port Authority, other powers were conferred upon the Port Authority and other provisions were made with reference to the port of London:

And whereas by various subsequent Acts and Orders further powers were conferred on the Port Authority and the Port Authority have executed divers works for the improvement of the port of London:

And whereas it is expedient that the borrowing powers of the Port Authority should be increased as in this Act provided:

And whereas it is expedient that certain of the rates which may be demanded and taken by the Port Authority should be increased and that further provision, as in this Act contained, should be made with respect to certain other rates:

And whereas it is expedient that other powers be conferred upon the Port Authority as in this Act contained and that the other provisions of this Act be enacted:

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

May it therefore please Your Majesty that it may be enacted, and be it enacted, by the 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:—

Short and  
collective  
titles.

1.—(1) This Act may be cited as the Port of London Act, 1962.

(2) The Port of London Acts, 1920 to 1961, and this Act may be cited together as the Port of London Acts, 1920 to 1962.

Interpreta-  
tion.

2.—(1) In this Act, unless the subject or context otherwise requires—

“ the Act of 1920 ” means the Port of London (Consolidation) Act, 1920;

“ the Act of 1935 ”, “ the Act of 1950 ”, “ the Act of 1952 ” and “ the Act of 1957 ” mean the Port of London Acts of those respective years;

“ docks and works ” means and includes the docks, canals, piers, wharves, quays, bridges, railway stations and other works and conveniences and the lands and buildings, hereditaments and property of every description and of whatever nature of or at any time vested in, or belonging to, the Port Authority;

“ enactment ” means any Act, whether public, general or local, or any order made thereunder, or any provision in any Act or in any such order;

“ the Port Authority ” means the Port of London Authority;

“ the port fund ” means the port fund established in pursuance of the Port of London Act, 1908;

“ the port of London ” means the port within the limits described in the First Schedule to the Act of 1920, as amended by section 22 (Amending First Schedule to Act of 1920) of the Port of London (Various Powers) Act, 1932, and section 23 (As to landward limit of the port of London) of the Act of 1950;

“ seaplane ” includes a flying-boat and any other aircraft designed to manoeuvre on the water;

“ vessel ” includes ship, boat, lighter and craft of every kind however navigated, propelled or moved, and seaplane.

(2) References in this Act to any other enactment shall be construed as references to that enactment as applied, extended, amended or varied by, or by virtue of, any subsequent enactment, including this Act.

3. The total amount of money borrowed and to be borrowed by the Port Authority under the powers of, and for the purposes of, section 95 (Powers of borrowing) of the Act of 1920 shall not, unless Parliament otherwise determines, exceed one hundred million pounds except by the amount payable on bills or bonds issued shortly before any other bills or bonds fall due and in order to pay off such other bills or bonds and except by the amount of any advances under section 98 (Power to obtain advances) of the Act of 1920 as amended by this Act.

Limiting amount of money to be borrowed.

4. Section 98 (Power to obtain advances) of the Act of 1920, as amended by section 5 (Amendment of section 98 of the Act of 1920) of the Act of 1957, is hereby amended as follows:—

Power to obtain advances.

(a) by the omission of the words “ (including any advances already obtained under the powers of the Port of London Act, 1914) ”; and

(b) by the substitution for the words “ two million pounds ” and “ four million pounds ” respectively of the words “ six million pounds ” and “ twelve million pounds ”.

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

Saving for powers of Treasury.

6. The Second Schedule to the Act of 1952 is hereby amended by the substitution in the third column thereof for the words “ one hundred and fifty per centum ” where they first occur of the words “ two hundred per centum ”.

Increase of river duties of tonnage.

7.—(1) The Port Authority may demand and take in respect of a vessel on every occasion that it lands or embarks any passengers at or from any pier or landing place belonging to or administered by them, tolls not exceeding—

Tolls leviable on vessels at piers and landing places.

(a) in the case of a vessel engaged on pleasure cruises or otherwise carrying passengers for pleasure—an amount of threepence multiplied by the number of passengers which that vessel is for the time being certified by the Minister of Transport or licensed by the Port Authority as fit to carry; or

(b) in the case of any other vessel—tolls not exceeding an amount of one shilling and threepence:

Provided always that, subject to charging the tolls equally in like circumstances at the same pier or landing place, the Port Authority may from time to time if they think fit—

(i) charge tolls of different amounts at each or any of the said piers or landing places not exceeding the amount hereinbefore specified; and

- (ii) permit vessels to land and embark passengers at or from all or any of the said piers and landing places without the payment of any toll.

(2) In this section the word "vessel" does not include a seaplane.

Agreements  
as to calling  
at piers and  
landing  
places.

8.—(1) Notwithstanding the provisions of section 63 (Docks and works to be open on payment of rates) of the Act of 1920, the Port Authority may from time to time enter into and execute agreements—

- (a) with the owner of a vessel with respect to the times at which his vessel; or  
(b) with a licensed waterman with respect to the times at which a vessel not owned by him,

may call at any pier or landing place belonging to or administered by the Port Authority and the length of stay thereat.

(2) Any vessel in respect of which an agreement has been made under subsection (1) of this section shall, so far as is practicable, use the said piers and landing places at the times specified in the agreement and not otherwise and, for the purpose of carrying any such agreement into effect, the Port Authority may control the use of the piers or landing places by other vessels.

Re-enactment  
of section 371  
of Act of 1920.

9. Section 371 (Fees for registration of craft) of the Act of 1920 is hereby repealed and the following section substituted therefor:—

“ Fees for 371.—(1) The Port Authority may demand and registration of craft. take in respect of the registration or licensing of craft or the renewal of any registration or licence, and the supply or registration of other documents ancillary thereto, fees not exceeding the following amounts:—

- |   |   |
|---|---|
| (a) for every tug ... ..  | Twelve pounds per annum.                                      |
| (b) for every lighter, barge, or other like craft for carrying goods, other than a power-driven barge, canal barge, or canal boat | Two shillings per annum for every ton of the tonnage thereof. |
| (c) for every power-driven barge  | Four pounds per annum.  |
| and in addition a sum equal to  | Two shillings per annum for every ton of the tonnage thereof. |

- |  |     |  |
|--|-----|--|
| (d) for every canal barge  | ... | Two pounds per annum.                              |
| (e) for every canal boat   | ... | Fifteen shillings per annum.                       |
| (f) for a duplicate of any certificate lost or destroyed   |     | Ten shillings.                                     |
| (g) for registering the address of the permanent hirer of any one craft  |     | Two shillings.                                     |
| (h) for registering a mortgage on any craft  |     | Two shillings per craft.                           |
| (i) for every passenger boat operated by a licensed waterman in the conduct of his business                        |     | Five shillings to cover a period of three years.   |
| (j) for every power-driven boat for letting on hire  |     | Twenty shillings to cover a period of three years. |
| (k) for every boat for letting on hire   |     | Five shillings to cover a period of three years.   |
| (l) for every skiff operated by a licensed waterman or a lighterage company in the course of his or their business |     | Two shillings to cover a period of three years.    |

## (2) In this section—

‘ tug ’ means any vessel propelled by mechanical power used for towing or pushing ships, lighters, barges or other like craft or rafts or floats of timber;

‘ power-driven barge ’ means a lighter, barge or other like craft used for carrying goods and propelled by mechanical power;

‘ canal barge ’ means a lighter or barge having a beam exceeding seven feet three inches and not exceeding fourteen feet nine inches and employed in trading on canals communicating with the river Thames;

‘ canal boat ’ means a lighter or barge having a beam not exceeding seven feet three inches and employed in trading on canals communicating with the river Thames;

‘tonnage’ means tonnage by measurement ascertained according to the rules given in the Tenth Schedule to this Act when applied to vessels not registered under the provisions of the Merchant Shipping Act, 1894, and, when applied to vessels so registered, means the registered tonnage appearing in the register of such vessel.”

Extension of powers of dock police.

**10.**—(1) A constable appointed by the Port Authority in pursuance of the provisions of section 128 (Power to appoint constables) of the Act of 1920, and duly sworn in who is pursuing a person from within the area of the constable’s authority, that is to say, within the docks and works and within one mile thereof, shall have the same powers of arrest in respect of that person outside the said area as he would have within the said area.

(2) Notwithstanding anything in section 12 of the Metropolitan Police Act, 1839, the duties imposed upon a constable belonging to the Metropolitan Police Force by the said section 12 may also be performed within the docks and works by a constable appointed by the Port Authority in pursuance of the provisions of the said section 128 and duly sworn in.

Obstruction of officers and carrying out of their orders.

**11.** Any person who—

- (a) assaults, resists, obstructs or impedes any harbourmaster, superintendent, dockmaster, constable or any other officer of the Port Authority in the execution of his duty or incites any other person to assault, resist, obstruct, or impede any such officer; or
- (b) does not carry out the lawful orders of any harbourmaster, superintendent, dockmaster, constable or any other officer of the Port Authority;

shall be guilty of an offence and liable to a fine not exceeding—

- (i) in the case of an assault or incitement to assault, one hundred pounds;
- (ii) in any other case, fifty pounds.

Swing bridge over Victoria Dock entrance.

**12.** Section 10 (As to swing bridge over Victoria Dock entrance) of the Act of 1935, shall have effect as if the notice served on the Port Authority by the London and North Eastern Railway Company pursuant to subsection (3) of that section (whereby the Port Authority became liable to construct a new bridge in place of the swing bridge over the western entrance to Victoria Dock) had not been served.

Byelaws relating to certain dangerous goods.

**13.**—(1) The Port Authority may make byelaws as to the loading and discharging by vessels within the port of London of dangerous goods (which expression in this section and in section 14 (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 of London, and such byelaws may in particular provide—

- (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; and
- (b) for regulating the places at which vessels carrying dangerous goods are to be moored; and
- (c) for the due enforcement of the byelaws.

(2) Byelaws made under subsection (1) of this section shall not come into force until confirmed by the Minister of Transport, and subsections (3) and (4) of section 33 (Confirmation of byelaws) of the Act of 1950 shall apply in relation to such confirmation as if the said byelaws were made under the Port of London Acts, 1920 to 1935.

(3) Where a person is charged with an offence against a byelaw in force under this section as the owner or master of a vessel, as the owner or occupier of a place from or to which the dangerous goods were loaded or discharged, or as the owner, shipper, consignor or consignee of dangerous goods, 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 the owner or the master, that all reasonable means were taken by the master to prevent the commission of the offence.

(4) 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.

14.—(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 of London, give notice to the harbourmaster of the Port Authority 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 shall be liable to a fine not exceeding one hundred pounds:

Notice before entry of dangerous goods.

Provided that nothing in this subsection shall impose any obligation upon the owner or master of a vessel to give any notice to the harbourmaster of the Port Authority in respect of the carriage of dangerous goods in that vessel by reason only that the vessel passes through any part of the port of London on a voyage between places situate on the river Medway or the river Swale and not within the port of London and any other places not within the port of London.

(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.

Other  
amendments  
to Act of  
1920.

**15.** As from the commencement of this Act—

- (a) the provisions of the Act of 1920 relating to penalties, referred to in columns (1) and (2) of Part I of the schedule to this Act; and
- (b) the other provisions of the Act of 1920, referred to in columns (1) and (2) of Part II of the schedule to this Act;

shall have effect subject to the amendments specified in column (3) of that schedule.

Repeals.

**16.** The following enactments are hereby repealed:—

The Act of 1920—

- Section 53 (Tolls leviable from steam and other passage vessels at piers and landing places erected by Port Authority);
- Section 161 (Penalty on persons resisting, &c. dockmaster or other officers);
- Section 163 (Penalty on persons obstructing constable in execution of his duty);
- Section 196 (Application of dock penalties);
- Section 259 (Notice to be given previously to the erection or licensing of any pier);
- Section 263 (Port Authority may take tolls from steam-boats using the piers);
- Section 270 (Penalty on master for obstructing harbourmaster);
- Section 276 (Steam launches to carry certain lights);
- Section 281 (Penalty for assaulting collectors &c.);



The Act of 1952—

Section 12 (Limiting amount of money to be borrowed);

The Act of 1957—

Section 5 (Amendment of section 98 of the Act of 1920).

**17.** Section 459 (Saving for Crown) and section 462 (Exemption of vessels in His Majesty's service from rates) of the Act of 1920 shall apply to this Act as if those sections with any necessary modifications were re-enacted in this Act. Saving for Crown.

**18.** All costs, charges and expenses of and incident to the preparing for, obtaining and passing of this Act shall be paid by the Port Authority out of the port fund. Costs of Act.

## SCHEDULE

Section 15

## AMENDMENT OF THE ACT OF 1920

## PART I

Section (1)	Marginal note (2)	Amendment (3)
27	Production of documents by masters of vessels	For the words "not exceeding ten pounds" there shall be substituted the words "not exceeding fifty pounds".
28	Masters of vessels to furnish particulars as to goods to be unshipped	For the words "not exceeding ten pounds" there shall be substituted the words "not exceeding fifty pounds".
29	Copy of manifest of exported goods to be delivered	For the words "not exceeding twenty pounds" there shall be substituted the words "not exceeding fifty pounds".
51	Masters of vessels to state on request names and addresses of owners and where bound	For the words "not exceeding five pounds" there shall be substituted the words "not exceeding twenty-five pounds".
52	Penalty on eluding payment of toll	For the words "not exceeding ten pounds" there shall be substituted the words "not exceeding one hundred pounds".
76	Penalty for removing vessels detained	For the words "not exceeding ten pounds" there shall be substituted the words "not exceeding one hundred pounds".
88	Penalties for evasion of payment of rates	In subsection (1) for the words "not exceeding ten pounds" there shall be substituted the words "not exceeding one hundred pounds".
143	Penalty for wilfully cutting moorings	For the words "not exceeding five pounds" there shall be substituted the words "not exceeding fifty pounds".
149	Penalty for vessels adrift or improperly secured	For the words "not exceeding five pounds" there shall be substituted the words "not exceeding fifty pounds".

Section (1)	Marginal note (2)	Amendment (3)
155	Provisions for regulation &c. of craft	<p>(a) In subsection (6) for the words “not exceeding five pounds” there shall be substituted the words “not exceeding fifty pounds”.</p> <p>(b) In subsection (9) for the words “not exceeding forty shillings” there shall be substituted the words “not exceeding ten pounds”.</p> <p>(c) In subsection (10) for the words “not exceeding five pounds” there shall be substituted the words “not exceeding twenty pounds”.</p>
160	Penalty on shipmasters not complying with direction of dockmaster	For the words “not exceeding twenty pounds” there shall be substituted the words “not exceeding fifty pounds”.
181	Hazardous goods to be marked	For the words “not exceeding twenty pounds” there shall be substituted the words “not exceeding one hundred pounds”.
188	Penalty for throwing ballast &c. into dock	<p>In subsection (1)—</p> <p>(a) for the words “not exceeding five pounds” there shall be substituted the words “not exceeding one hundred pounds”;</p> <p>(b) for the words “penalty of twenty shillings” there shall be substituted the words “penalty of five pounds”.</p>
189	Penalty for breaking or extinguishing lamps	For the words “not exceeding forty shillings” there shall be substituted the words “not exceeding twenty pounds”.
190	Penalty for obstructing swinging or fastening of bridges	For the words “not exceeding twenty shillings” there shall be substituted the words “not exceeding twenty pounds”.
210	Public right of navigation	In subsection (5) for the words “not exceeding five pounds and to a daily penalty not exceeding two pounds” there shall be substituted the words “not exceeding one hundred pounds and to a daily penalty not exceeding ten pounds”.

SCH.  
—cont.

Section (1)	Marginal note (2)	Amendment (3)
214	Penalty for obstructions of towpath	For the words “ not exceeding five pounds and to a daily penalty not exceeding forty shillings ” there shall be substituted the words “ not exceeding twenty pounds and to a daily penalty not exceeding two pounds ”.
220	Prohibition against dredging without licence of Port Authority	For the words “ not exceeding twenty pounds ” there shall be substituted the words “ not exceeding one hundred pounds ”.
228	Prohibition of throwing ballast &c. into river or allowing offensive matter to flow into it	For the words “ not exceeding twenty pounds and to a daily penalty not exceeding ten pounds ” there shall be substituted the words “ not exceeding one hundred pounds and to a daily penalty not exceeding five pounds ”.
229	Sewage &c. prohibited from being sent into Thames &c. where not lawfully so sent at passing of Act	(a) After the word “ liable ” there shall be inserted the words “ on summary conviction ”. (b) At the end of the section there shall be added the words “ and on conviction on indictment to a penalty not exceeding one thousand pounds and to a daily penalty not exceeding one hundred pounds ”.
230	Notice for discontinuance of pollution	In subsection (4)— (a) The words “ thereof or on conviction thereof on indictment ” shall be omitted. (b) At the end there shall be added the words “ and on conviction on indictment to a penalty not exceeding one thousand pounds and to a daily penalty not exceeding one hundred pounds ”.
252	No mooring chains to be put down without permission of Port Authority	For the words “ not exceeding ten pounds and in the case of a continuing offence to a penalty of ten pounds for each day on which the offence is continued after conviction thereof ” there shall be substituted the words “ not exceeding twenty pounds and to a daily penalty not exceeding ten pounds ”.

Section (1)	Marginal note (2)	Amendment (3)
268	Penalty on not complying with directions of harbourmasters	For the words "not exceeding five pounds" there shall be substituted the words "not exceeding fifty pounds".
308	Provision against shooting or use of firearms on Thames	For the words "not exceeding forty shillings" there shall be substituted the words "not exceeding twenty pounds".
315	Apprentice taking charge of boat	For the words "not exceeding five pounds" there shall be substituted the words "not exceeding twenty pounds".
318	Penalty for unlicensed person acting as waterman or lighterman	For the words "not exceeding forty shillings" there shall be substituted the words "not exceeding twenty pounds".
326	No lighter to be navigated unless lighterman in charge	For the words "not exceeding five pounds" there shall be substituted the words "not exceeding twenty pounds".
327	Penalty on unlicensed person navigating passenger boat	For the words "not exceeding five pounds" there shall be substituted the words "not exceeding fifty pounds".
329	Overcrowding of boats ..	(a) For the words "not exceeding forty shillings" there shall be substituted the words "not exceeding five pounds". (b) For the words "not exceeding five pounds" there shall be substituted the words "not exceeding twenty pounds".
330	Overcrowding of passenger boats	For the words "not exceeding forty shillings" there shall be substituted the words "not exceeding fifty pounds".
345	Penalty for false statement on application for lighterman's certificate &c.	For the words "not exceeding twenty pounds" there shall be substituted the words "not exceeding fifty pounds".
358	Power to inspect &c. craft and boats	For the words "not exceeding forty shillings" there shall be substituted the words "not exceeding twenty pounds".

SCH.  
—cont.

SCH.  
—cont.

Section (1)	Marginal note (2)	Amendment (3)
363	Penalty for navigating craft or using boat contrary to Act	For the words "not exceeding five pounds" there shall be substituted the words "not exceeding twenty pounds".
364	Penalty where fictitious particulars exhibited on craft or boat	For the words "not exceeding ten pounds" there shall be substituted the words "not exceeding twenty pounds."
448	Penalties for breach of byelaws	(a) For the words "in the case of byelaws made under the powers contained in Part VI of this Act the sum of ten pounds for each offence and in the case of byelaws made under the powers contained in any other Part of this Act the sum of five pounds" there shall be substituted the words "the sum of fifty pounds". (b) For the words "a like amount" there shall be substituted the words "twenty pounds".

## PART II

Section (1)	Marginal note (2)	Amendment (3)
155	Provisions for regulation &c. of craft	In subsection (8) for the words "(not exceeding ten shillings)" there shall be substituted the words "(not exceeding three pounds)".
169	Notice to detain goods to be given before issue of warrants	For the word "available" there shall be substituted the word "valid".
192	Recovery of amount of damage	The words "or vehicle" shall be omitted.
193	Owner may recover damage from persons responsible	The words "or vehicle" and "vehicle" shall be omitted.
258	Port Authority may let piers and landing places	The words "not exceeding three years" shall be omitted

Section (1)	Marginal note (2)	Amendment (3)
277	Owner to afford information as to person in charge	(a) For the words "steam launch" there shall be substituted the word "vessel".  (b) For the words "such launch" where they first occur there shall be substituted the words "that vessel".  (c) For the words "in charge of such launch" there shall be substituted the words "the master of that vessel".
278	Rules for navigation as to speed &c.	For the words from "The owner or person in charge" to the end of the section there shall be substituted the words "The master of any vessel who contravenes or fails to observe the provisions of this section shall for every such offence be liable to a penalty not exceeding one hundred pounds".

SCH.  
—cont.*Table of Statutes referred to in this Act*

Short title	Session and chapter
Metropolitan Police Act, 1839 .. .. .	2 & 3 Vict. c. 47.
Explosives Act, 1875 .. .. .	38 & 39 Vict. c. 17.
Merchant Shipping Act, 1894 .. .. .	57 & 58 Vict. c. 60.
Port of London Act, 1908 .. .. .	8 Edw. 7 c. 68.
Port of London Act, 1914 .. .. .	4 & 5 Geo. 5 c. xviii.
Port of London (Consolidation) Act, 1920 ..	10 & 11 Geo. 5 c. clxxiii.
Petroleum (Consolidation) Act, 1928 ..	18 & 19 Geo. 5 c. 32.
Port of London (Various Powers) Act, 1932	22 & 23 Geo. 5 c. xxxviii.
Port of London Act, 1935 .. .. .	25 & 26 Geo. 5 c. cxvi.
Borrowing (Control and Guarantees) Act, 1946	9 & 10 Geo. 6 c. 58.
Port of London Act, 1950 .. .. .	14 Geo. 6 c. xxiii.
Port of London Act, 1952 .. .. .	15 & 16 Geo. 6 & 1 Eliz. 2 c. ix.
Port of London Act, 1957 .. .. .	5 & 6 Eliz. 2 c. v.

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# Port of London Act, 1962

10 & 11 ELIZ. 2 Ch. li

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### Section

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SCHEDULE—Amendment of the Act of 1920.