



ANNO QUADRAGESIMO TERTIO

GEORGI III. REGIS.

Cap. 126.

An Act for the further Improvement of the Port of *London*, by making Docks and other Works at *Blackwall*, for the Accommodation of the *East India* Shipping in the said Port.

[27th July 1803.]

WHEREAS the Ships in the Employ of the *East India* Company are of larger Size than other Vessels employed by Merchants in Trade, and many of them nearly equal in Bulk to Ships of the Line in the Royal Navy: And whereas the Cargoes and Merchandize on board of such Ships are of great Value and national Importance: And whereas by the present System of loading and discharging the Cargoes of such Ships, the Navigation of the River *Thames* is frequently impeded, and Delays, Losses, and Inconveniencies experienced, and the Cargoes and Stores of such Ships are subject to Plunder, and the *East India* Company and Owners thereof injured, and the publick Revenue defrauded to a considerable Amount: And whereas if good and sufficient Wet Docks and Basons, with necessary Accommodations and Requisites for the Reception of *East India* Ships were made at or near *Blackwall*, in

[Loc. & Per.]

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the

the County of *Middlesex*, the Evils and Mischiefs aforesaid might be greatly remedied or prevented: And whereas several Persons have entered into a Subscription towards raising a Capital or Joint Stock, or Fund, for making and completing such Docks, Basons, and other Works herein-after more particularly mentioned; but the same cannot be made and completed without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the passing of this Act, Sir *Richard Neave* Baronet, Sir *William Curtis* Baronet, *Moses Agar*, *John Atkins*, *Henry Bonham*, *William Borrodale*, *Abel Chapman*, *Gabriel Gillett*, *George Green*, *Joseph Huddart*, *John Pascal Larkins*, *Richard Lewin* the younger, *John Lock*, *William Moffatt*, *John Perry*, *John Perry* the younger, *Philip Perry*, *John Prinsep*, *Robert Taylor*, *John Wedderburn*, *John Wells*, *William Wells* the younger, *Robert Wigram*, *Robert Wigram* the younger, and *John Woolmore* Esquires, and all such Persons as shall after the passing of this Act, agree and be permitted by the several Persons herein-before named, or the major Part of them, to become and be Members of the said Company, and their several and respective Successors, Executors, Administrators, and Assigns, and all and every other Person and Persons, Body and Bodies Politick, Corporate, and Collegiate, who shall according to the Conditions and Restrictions herein-after set forth, be possessed of any Part or Share of the Joint Stock of the said Company, their several and respective Successors, Executors, Administrators, and Assigns, shall (so long as they shall hold the same and no longer) be, and they and their Successors, Executors, Administrators, and Assigns (holding for the Time being any Share or Shares in the said Stock as aforesaid) are hereby declared to be united into a Company or Association of Proprietors of the Docks hereby authorized and directed to be made, and of the Basons, Entrances, and other Works which shall belong thereto, or be held therewith; which Company shall be known by, and shall use the Style and Firm of *The East India Dock Company*, and shall have such Powers and Authorities as are herein-after given to them.

Names of
Subscribers.

To be filed
The East India
Dock Com-
pany.

Money to be
raised and di-
vided into
Shares.

II. And be it further enacted, That it shall and may be lawful to and for the said Company of Proprietors to raise and contribute amongst themselves a competent Sum of Money for making and maintaining the said Docks, Basons, and all other Works and Conveniencies necessary thereto, not exceeding in the Whole the Sum of Two hundred thousand Pounds (save and except as herein-after mentioned), and such Sum of Money shall be divided into Shares of One hundred Pounds each, and such Shares shall be and are hereby vested in the several Persons so subscribing, and their several and respective Successors, Executors, Administrators, and Assigns, to their and every of their proper Use and Benefit, proportionable to the Sums they shall severally raise and contribute; and all and every Part and Share of the said Stock shall be deemed to be Personal Estate, and pass by Transfer in the Book or Books of the said Company, signed by the Proprietor or Proprietors thereof, his, her, or their Executors or Administrators, or his, her, or their Attorney thereunto duly authorized, and not otherwise, and shall be transmissible and pass by Will as such Personal Estate, and in case of no Will shall be distributable according to the Nature of Intestates Personal Estates.

III. And

III. And be it further enacted, That it shall be lawful for the several Proprietors of the said Shares to sell, transfer, and dispose of his, her, or their Shares respectively, subject to the Rules and Conditions herein-after mentioned; and that each and every Purchaser of any Share or Shares, shall cause an Entry to be made in the Book or Books to be kept by the Clerk or Clerks of the said Company, of all such Sales or Transfers; and such Clerk or Clerks is and are hereby required to make such Entry or Transfer accordingly; and until such Transfer is entered as above, such Purchaser or Purchasers shall have no Part, Share, or Interest in the Capital Stock or Profits of the said Undertaking, or the Money raised by virtue of this Act, or any Vote as Proprietor or Proprietors, any Thing in this Act contained to the contrary thereof in anywise notwithstanding.

The Proprietors empowered to sell and transfer their Shares.

IV. Provided always, That nothing herein contained shall extend or be construed to extend to charge or make liable any Person or Persons, Body or Bodies Politick or Corporate, who is, are, or shall be Proprietor or Proprietors of the Stock of the said Company, or Contributor or Contributors thereto, or his, her, or their Real or Personal Estate, with any Debt or Demand whatsoever, due or to be become due from the said Company, beyond the Extent of his, her, or their respective Capital Stock, or Share or Shares in the Stock of the said Company, any Law, Custom, or Usage to the contrary thereof in anywise notwithstanding.

No Persons answerable for more than their respective Stock.

V. And be it further enacted, That until the said Docks, Basons, and other Works hereby authorized and directed to be made, shall be made, built, and completed, the said Company shall and they are hereby empowered and directed to pay Interest or Dividends after the Rate of Five Pounds *per Centum per Annum*, upon the Principal Monies, which for the Time being shall be so subscribed and actually paid as aforesaid, which Interest shall commence and be computed from the Time or respective Times of Payment of such Principal Monies, or of the Instalments thereof respectively, and from and after the Time when the same Docks, Basons, and other Works shall be made, built, and completed, the said Company shall and they are hereby empowered and directed to pay such further Interest or Dividends, not exceeding in the whole the Rate of Ten Pounds *per Centum per Annum*, upon the Principal Monies which for the Time being shall be so subscribed and actually paid as aforesaid, as shall be from Time to Time resolved on and determined at the General Meetings of the said Company.

Company to pay 5 *l.* per Centum as Interest or Dividends on the Monies subscribed, etc.

VI. Provided always, and be it enacted, That it shall be lawful for the said Company, at any One or more of their General Meetings to be specially called for that Purpose, by such Ways and Means as at such General Meeting or Meetings so called shall be thought expedient, to raise and augment the said Capital of Two hundred thousand Pounds so subscribed or to be subscribed as aforesaid, to any such further Sum or Sums of Money not exceeding Three hundred thousand Pounds of Capital, as by such General Meeting of the Majority of Votes of the Proprietors present thereat shall be deemed necessary and expedient.

The Company may increase their Stock.

VII. And

The Com-
pany's Direc-
tors empow-
ered to audit
Accounts of
Receivers, etc.

VII. And be it further enacted, That the Directors for managing the Concerns of the said Company, herein named and appointed or to be appointed in Manner herein directed, or any Five or more of them, shall have Power from Time to Time to call for, audit, and settle all Accounts of Money received, laid out, and disbursed for the Purposes of this Act, by the Receivers and other Officers and Persons employed under the Authority of this Act, and to make such Call or Calls of Money from the said Proprietors, according to the Amount of their several Shares in the said Undertaking, for the Purpose of defraying the Expences of carrying on the Works authorized or directed by this Act to be made and executed, and for carrying this Act into Execution, as by them the said Directors, or any Five or more of them, shall from Time to Time be found wanting and necessary for those Purposes, so that no Call shall exceed the Sum of Ten Pounds for every One hundred Pounds on the Sum or Sums so subscribed, and so as no Call be made but at the Distance of Two Calendar Months at the least from the preceding Call; which Money so called for shall be paid to such Person or Persons, and in such Manner as the said Directors shall from Time to Time appoint or direct for the Use of the said Undertaking, and the Owner or Owners of every Share in the said Undertaking, shall pay his, her, or their Proportion or Proportions of the Monies called for as aforesaid, at such Time and Place, and in such Manner as shall be appointed for that Purpose as aforesaid; and if any Person or Persons, Body or Bodies Politick or Corporate, shall neglect or refuse to pay such Call or Calls as aforesaid, at the Time and Place appointed by the said Directors, the Person or Persons, Body or Bodies Politick or Corporate, so neglecting or refusing to pay the same, shall forfeit and pay the Sum of Five Pounds for every Share which he, she, or they may have or be entitled to in the said Undertaking, and in every such Case the said *East India* Dock Company are hereby empowered to sue for and recover in any Court or Courts of Law or Equity every or any such Call, or any Part thereof, so neglected or refused to be paid; and in case such Person or Persons, Body or Bodies Politick or Corporate, shall neglect or refuse to pay such Call or Calls so made as aforesaid, for the Space of Three Calendar Months after the Time, or any of the respective Times appointed for Payment thereof as aforesaid, then and in every such Case the same may be sued for and recovered by the said *East India* Dock Company, as last herein-before is mentioned, or otherwise, at the Option of the said Directors, or any Five or more of them, the Person or Persons, Body or Bodies Politick or Corporate, so neglecting to pay the same, shall forfeit all his, her, or their Share and Shares in the said Undertaking; all which Forfeitures shall go to and for the Benefit of the Rest of the said Proprietors, and their Successors, Executors, Administrators, and Assigns (holding for the Time being Shares in the said Undertaking), in Proportion to their respective Interests.

No Advan-
tage of any
Forfeiture to
be taken until
Notice, nor
unless same be
declared for-
feited at a
Meeting.

VIII. Provided always, and be it enacted, That no Advantage shall be taken of any Forfeiture of any such Share or Shares, until Notice of such Forfeiture in Writing shall have been previously given or left by some Officer of the said Company to or with the Owner or Owners of such Share or Shares, or left at his, her, or their usual or last known Place of Abode, nor unless the same shall be declared to be forfeited at some Meeting of the said Company,

Company, to be holden within Six Calendar Months next after such Forfeiture shall happen to be made; and in case of such Forfeiture, the same shall be an Indemnification to and for every Proprietor so forfeiting for or on Account of all his or her Share and Shares as aforesaid, against all and every Action and Actions, Suits or Prosecutions whatsoever, to be commenced or prosecuted for any Breach of Contract or other Agreement betwixt such Proprietor or Proprietors so forfeiting and the Rest of the Proprietors with regard to carrying on the said Works.

IX. And be it further enacted, That if any Person or Persons subscribing or holding any Share or Shares in the said Undertaking shall die before such Call or Calls shall have been made for the full Sum to be advanced on such Share or Shares, without having made Provision by Will or otherwise in Writing, how the Money shall be paid upon Calls for the future, then and in every such Case the Executors or Administrators of such Owner or Owners shall be chargeable in respect of such Calls as for the Debts of that Testator or Intestate, or in case the Executors or Administrators, or Person or Persons entitled to the Personal Estate, shall refuse or neglect for the Space of Three Calendar Months, to answer such Calls and Payments, the said Company shall be at Liberty, and they are hereby authorized and required to admit any other Person or Persons, or Body or Bodies Politick or Corporate, to be Proprietor or Proprietors of the Share or Shares of such Owner or Owners so deceased, on Condition that he, she, or they so admitted do and shall, on or before such Admission, pay to the Executors or Administrators of such deceased Owner or Owners the full Sum and Sums of Money which shall have been paid by such Owner or Owners in his, her, or their Life-time, by virtue of any Call or Calls, or otherwise, upon such Share or Shares in the said Undertaking, or such other Sum or Sums of Money as the same can be sold for (first deducting the Penalties that may have been incurred on Account thereof).

Representatives of Proprietors before Call (no Provision being made for the same) charged therewith as Debtors.

X. And be it further enacted, That in case the said Sum of Two hundred thousand Pounds, to be raised by Subscription by and for the Use of the said Company, shall not be all raised as aforesaid, or in case the same shall be found insufficient for the making and completing of the said Docks, Basons, Sluices, Bridges, and other the Works hereby authorized to be made by the said Directors, and for all necessary Charges and Expences relating thereunto, then and in such Case it shall and may be lawful to and for the said Company to borrow and take up at Interest, on the Credit of the Rates by this Act granted to the said Company, such Sum or Sums of Money as, together with the said Sum of Two hundred thousand Pounds so subscribed, or such Part thereof as shall be actually raised as aforesaid, may make and amount to any Sum or Sums of Money not exceeding in the Whole the Sum of Three hundred thousand Pounds, for completing and perfecting the said Works; and in order thereto, the said Directors, or any Five or more of them, are hereby fully authorized to assign over the Rates arising and made payable to the said Company by virtue of this Act, or any Part thereof (the Costs and Charges of assigning the same to be paid out of such Rates), as a Security for any Sum or Sums of Money so to be borrowed with Interest, to such Person or Persons, or their Trustee or Trustees, as shall advance the same, by the following Words of Assignment, or by any other Words to the same or the like Effect, (*videlicet*):

In case the Capital of 200,000 L. shall not be raised, &c. the Company may borrow such Sums as may amount in the whole to 300,000 L. and may assign the Dock Rates as a Security.

[Loc. & Per.]

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BY

Form of the
Assignment.

‘ BY virtue of an Act made in the Forty-third Year of the Reign of
 ‘ His Majesty King *George* the Third, intituled, An Act for [*here*
 ‘ *insert the Title of this Act*] We the Directors of the *East India* Dock
 ‘ Company, in Consideration of the Sum of
 ‘ of lawful Money of *Great Britain* to us in Hand paid by
 ‘ do assign unto the said his [her, or
 ‘ their] Executors, Administrators, Successors, and Assigns, all and
 ‘ singular the Rates arising, granted, and made payable to the said Com-
 ‘ pany by virtue of the said Act, and also all the Estate, Right, Title,
 ‘ and Interest of the said Company, of, in, and to the same, to hold
 ‘ unto the said his, [her, or their]
 ‘ Executors, Administrators, Successors, and Assigns, until the same
 ‘ Sum of together with Interest
 ‘ for the same, after the Rate of *per Centum per*
 ‘ *Annum* shall be repaid.’

Persons taking
such Assign-
ments to be
entitled to
their respec-
tive Propor-
tions of the
Dock Rates.

And all and every Person and Persons, Body and Bodies Politick and
 Corporate, to whom such Assignment or Assignments shall be made, shall
 be equally entitled to his, her, and their respective Proportions of the
 same Rates, according to the respective Sums in such Assignments men-
 tioned to be advanced, to secure the Repayment thereof, with the Interest
 as aforesaid, without any Preference by reason of Priority of Assignment,
 or on any other Account whatsoever; and the Money so borrowed as aforesaid
 shall be applied as herein-after is directed.

Proper Entries
of such Assign-
ments to be
made by the
Company's
Clerk and such
Assignments
to be transfer-
able by In-
dorsement.

XI. And be it further enacted, That Entries or Memorials of every such
 Assignment, containing the Dates, Names of the Parties, and Sums of
 Money borrowed, shall be made in a Book or Books to be kept for that
 Purpose by the Clerk or Clerks of the said Company, which said Book or
 Books shall and may be perused at all seasonable Times by any of the
 Members or Creditors of the said Company, or other Persons interested
 in the Concerns of the said Company, without Fee or Reward; and that
 all and every Person and Persons, Body and Bodies Politick or Corporate,
 to whom any such Assignment or Assignments shall be made as aforesaid,
 or who shall be entitled to the Money thereby secured, may from Time
 to Time assign or transfer his, her, or their Right, Title, Interest, and
 Benefit to and in the said Principal and Interest Money thereby secured,
 to any Person or Persons, Body or Bodies Politick or Corporate what-
 soever, by indorsing on the Back of such Security, to be attested by any
 One or more credible Witness or Witnesses, the following Words, or
 Words to the like Effect: (*videlicet*),

Form of In-
dorsement.

‘ I *A. B.* do transfer this Assignment, with all my Right and Title to
 ‘ the Principal Money thereby secured, and to all the Interest Money
 ‘ now due or hereafter to be due for the same, unto *C. D.* his, [her, or
 ‘ their] Executors, Administrators, Successors, and Assigns.

‘ Dated this Day of
 ‘ Witness *A. B.* *E. F.*’

Indorsement
to be notified
within Four-
teen Days to
the Clerk.

Which Transfer shall, within Fourteen Days after the Date thereof, be
 produced and notified to the said Clerk or Clerks, who shall cause an
 Entry or Memorial to be made thereof, containing the Date, Names of
 the Parties, and Sum or Sums of Money therein transferred, in the said
 Book or Books to be kept for entering the said original Assignments; and
 after

after such Entry made, but not till then, every such Assignment shall entitle such Assignee or Assignees, his, her, or their Executors, Administrators, Successors, and Assigns, to the Benefit thereof and Payment thereon; and such Assignee or Assignees may assign the same again, and so *toties quoties*; and it shall not be in the Power of any such Person or Persons, who shall have made any such Assignment, to make void, release, or discharge the same, or any Monies thereby due, or any Part thereof; Provided nevertheless, that the said Company may at all Times pay off and discharge all such Assignments, or any Part or Parts thereof, by Ballot, on giving Six Calendar Months publick Notice thereof in the *London Gazette*, and Two or more publick Morning Newspapers usually circulated in *London*, and at the Expiration of the said Six Calendar Months all Interest shall cease to be paid on the Principal Monies of the Payment of which such Notice shall have been given.

XII. And be it further enacted, That the Interest of the Money which shall be borrowed by the said Company on Mortgage of the Rates as aforesaid, shall from the Time the said Money, or any Part thereof, shall have been advanced, be paid Half-yearly to the several Parties entitled thereto, in Preference to any Interest or Dividends due and payable by virtue of this Act to the said Company, or any of them, in respect of their Stock, or any Share or Shares thereof, and shall from Time to Time be fully paid and discharged, or provided for, before such Interest or Dividends due to the said Company, or any of them, shall be paid.

Interest on Money so borrowed to be paid Half-yearly in Preference to the Dividends.

XIII. And be it further enacted, That the aforesaid Sum of Two hundred thousand Pounds subscribed or intended to be subscribed or contributed by the said *East India Dock Company*, for their Capital or Joint Stock, and all other Monies which shall be hereafter subscribed by them for increasing their Capital as aforesaid, together with the several Sums of Money to be produced and received by and from, and raised and borrowed upon the Credit of the Rates made payable to the said Company by this Act, shall form and become One aggregate Fund; and all the Monies which shall be subscribed, collected, received, levied, raised, and borrowed by the said Company, or by the said Directors, by virtue or in pursuance of this Act, shall be applied and disposed of, in the first Place, in paying the Charges and Expences incident to and incurred in obtaining and passing this Act, and afterwards in paying and discharging the Consideration or Purchase Money, and other Costs and Charges incident to the purchasing and obtaining Conveyances of the Messuages, Lands, Tenements, and Hereditaments, which, by virtue or in pursuance of this Act, shall be purchased for the Use of, and conveyed or vested in Trust for; the said *East India Dock Company* as aforesaid, and in the next Place, in paying the Interest of the Monies which shall be borrowed by the said Company upon the Credit of the said Rates, if any shall be so borrowed, and in paying such yearly or other Sums of Money as are herein directed to be paid by the said *East India Dock Company*, as and for Compensations for Losses and Deficiencies of Tythes, Taxes, Sewers Rates, and other Rates and Assessments, and subject thereto, then in defraying the necessary Charges and Expences of making, completing, maintaining, and supporting, and attending, managing, and regulating the said Docks, Basons, and other Works which are to be made and done by the said

Application of the Monies to be subscribed, &c.

Directors

Directors in pursuance of this Act, and then in paying the Interest or Dividends upon the Principal Monies which for the Time being shall be so subscribed by the Members of the said Company, and actually paid as aforesaid, and in making Satisfaction and Compensation for any Damages that may be done or committed by the Execution of any of the Powers in this Act contained; and that the Residue or Surplus of such Monies shall from Time to Time be applied in and towards the Repayment of the Principal Monies which shall be borrowed by the said Company upon the Credit of the Rates hereby granted to them, until all the said Principal Monies shall be repaid, and in or towards executing such of the other Purposes of this Act as are to be executed by the said Directors; and when by the Means last mentioned or otherwise, the Principal Monies so to be borrowed by the said Company shall be all repaid as aforesaid, then and in such Case the Rates by this Act granted to the said Company shall be lowered in the Manner herein directed, as far as the same can under the then existing Circumstances, be done with Prudence and Safety.

Clerk of the Company to keep Accounts of Receipts and Disbursements.

XIV. And be it further enacted, That from Time to Time there shall be provided and kept by the Clerk or Secretary of the said Company for the Time being, One or more Book or Books, in which as well all the Monies to be subscribed as aforesaid, and all the Monies to be received as and for the several Rates and Duties granted to the said Company by this Act; as also all the Monies which by virtue of this Act shall be raised or borrowed and received by the said Company upon the Credit of such Rates and Duties, shall from Time to Time, as the same shall be received, be entered and set down, and wherein also all the Monies paid and disbursed out of the Monies so to be received by the said Company shall from Time to Time be entered and set down; and such Entries shall express the Times when, the Occasion for which, and the Names of the Persons to whom such Monies shall have been paid.

General Meetings to be within the City of London.

XV. And be it further enacted, That Two General Meetings of the said Company of Proprietors shall be holden in each and every Year, whereof One Meeting shall be holden on the Second *Monday* in the Month of *January*, and the other on the Second *Monday* in the Month of *July*, in each and every Year; and that all General Meetings of the said Company shall consist of Ten of the said Proprietors at least, and shall be holden within the City of *London*, between the Hours of Ten in the Forenoon and Four in the Afternoon, and all subsequent General Meetings shall be holden within the said City of *London*; and that all such Orders and Determinations of the said Company, as shall be authorized by this Act, and shall be made at any such General Meetings respectively holden by virtue of this Act, and not otherwise, shall be binding and conclusive to all the Members of the said Company.

Directors of the said Company.

XVI. And be it further enacted, That *John Roberts*, *Stephen Williams*, *Joseph Cotton*, and *William Thornton*, Esquires, Four of the Directors of the said *East India* Company, and their Successors, to be appointed in Manner herein directed, together with Sir *William Curtis* Baronet, *John Atkins*, *Henry Bonham*, *Abel Chapman*, *Joseph Huddart*, *Richard Lewin* the younger, *William Wells* the younger, *Robert Wigram*, and *John Woolmore*, Esquires, Nine of the Members of the said *East India* Dock Company, and

and their Successors, to be appointed in Manner herein directed, shall be and be called *The Directors of the East India Dock Company*.

XVII. Provided always, and be it enacted, That in case the said *John Roberts, Stephen Williams, Joseph Cotton, and William Thornton*, or any of them, or any Person or Persons to be nominated or appointed in his or their Room or Stead as a Director or Directors of the said *East India Dock Company*, shall die, or refuse to act in the Execution of this Act, or shall cease to be a Director or Directors of the said *East India Company*, for the Space of Two succeeding Years, then and in every such Case the Directors of the said *East India Company* shall, and they are hereby required to nominate and appoint, in such Manner as to them shall seem right and proper, some other Person or Persons, out of the Directors of the said *East India Company*, to be a Director or Directors of the said *East India Dock Company*, in the Room or Stead of the Director or Directors of the said *East India Dock Company* so dying, refusing to act, or ceasing to be a Director or Directors of the said *East India Company*, for the Space of Two Years; and every Person so nominated and appointed shall have the like Powers and Authorities, and shall be subject to the like Rules, Regulations, and Restrictions, as the Person in whose Room or Stead he shall be so nominated and appointed.

Subsequent Appointment of Dock Directors (by the Directors of the *East India Company*) in the Room of those who shall die, refuse to act, or become disqualified.

XVIII. Provided also, and be it enacted, That the said Nine Directors named in this Act from the Members of the said *East India Dock Company*, or the Person or Persons appointed in their Room or Stead, shall continue in Office until the Second *Monday* in the Month of *July* which shall next happen after any Rate granted or made payable by this Act for or in respect of any Ship or Vessel entering into or using any of the Docks or Basons to be made by virtue of this Act, shall have been demanded and taken, and on such Day Three of the said Directors shall go out of Office and cease to be Directors of the said Company; and in order to determine who of the said Directors shall go out of Office and cease to be Directors of the said Company, the Clerk or Secretary of the said Company, at the Meeting of the said Company to be holden on that Day, (or some Adjournment thereof), shall, and he is hereby required to write upon Nine distinct Pieces of Paper, of equal Size, the Name of One of each of the said Directors, and all such Papers shall be rolled up in the same Form, as near as may be, and be put into a Box or Wheel, and Three of such Papers shall then be drawn out of such Box or Wheel by such Clerk or Secretary, One by One, and the Three Directors, whose Names shall be upon such Papers respectively so drawn, shall go out of Office and cease to be Directors of the said Company, and the said Company shall then nominate and appoint Three other Members of the said Company, who shall severally be possessed of and entitled to Twenty Shares at the least in the said Undertaking, and shall also be a Director of the *East India Company*, or an Agent, Husband, or Consignee of some Ship in the Employ of the said *East India Company*, or legally possessed in his own Right of a certain Part or Share of the Value of Five hundred Pounds at least, of and in some Ship or Ships then actually in the Employ of the said *East India Company*, and such Three Persons so appointed shall continue in Office for the Space of Three Years, (except in case of Death, or Refusal to act, or ceasing to be so qualified as aforesaid), and no longer; and on the Second *Monday* in the next succeeding

Subsequent Appointment of Dock Directors (by the Court of Proprietors) in the Room of those going out of Office by Rotation.

Month of *July*, Three more of the Directors, named from the Members of the said Company in this Act, or the Person or Persons appointed in his or their Room or Stead, shall go out of Office, and cease to be Directors of the said Company; and in order to determine who of such Six Directors shall go out of Office and cease to be Directors of the said Company, the Clerk or Secretary of the said Company, at the Meeting of the said Company to be holden on that Day, (or some Adjournment thereof), shall and he is hereby required to write upon Six distinct Pieces of Paper, of an equal Size, the Name of One of each of such Directors, and all such Papers shall be rolled up in the same Form, as near as may be, and put into a Box or Wheel by such Clerk or Secretary, and Three of such Papers shall be then drawn out of such Box or Wheel by such Clerk or Secretary, One by One, and the Directors whose Names shall be upon such Papers respectively so drawn, shall go out of Office and cease to be Directors of the said Company, and the said Company shall then nominate and appoint Three other Members of the said Company qualified as aforesaid, to be Directors of the said Company, in the Room or Stead of such Three Directors, and such Three Persons so nominated and appointed shall continue in Office for the Space of Three Years, (except in case of Death, or Refusal to act, or ceasing to be so qualified as aforesaid), and no longer; and on the Second *Monday* in the next succeeding Month of *July*, the Three remaining Directors, named from the Members of the said Company, or the Person or Persons appointed in his or their Room or Stead, shall go out of Office and cease to be Directors of the said Company, and the said Company shall, at their Meeting to be holden on that Day, nominate and appoint such Three other Members of the said Company, qualified as aforesaid, to be Directors of the said Company in the Room or Stead of such Three Directors, and such Three Persons so nominated and appointed shall continue in Office for the Space of Three Years, (except in case of Death, or Refusal to act, or ceasing to be so qualified as aforesaid), and no longer; and on the Second *Monday* in every succeeding Month of *July* in each and every Year, Three Directors out of the Members of the said Company, qualified as aforesaid, shall be nominated and appointed by the said Company, and such Three Directors shall continue in Office for the Space of Three Years, (except in case of Death or Refusal to act, or ceasing to be so qualified as aforesaid), and no longer.

In case Directors are not appointed on the Day mentioned, another Meeting to be had for that Purpose.

XIX. Provided also, and be it enacted, That in case on any such Second *Monday* in the Month of *July* in any Year, no such Nomination and Appointment of such Three Directors shall be made, then and in every such Case another Meeting of the said Company shall be holden on the *Monday* following, for the Purpose of making such Election, and in case no such Nomination and Appointment of such Three Directors shall be then made, then and in every such Case another Meeting of the said Company shall be holden on the *Monday* following for the Purpose of making such Election, and so *toties quoties* until such Three Directors shall be chosen, but such Three Directors shall not continue in Office, or be Directors of the said Company for any longer Space of Time, than if they had been elected on the said Second *Monday* in the Month of *July* as aforesaid.

XX. And

XX. And be it further enacted, That in case the said Sir *William Curtis* Baronet, *John Atkins*, *Henry Bonham*, *Abel Chapman*, *Joseph Hud-
dart*, *Richard Lewin* the younger, *William Wells* the younger, *Robert
Wigram*, and *John Woolmore*, or any of them, or any Person or Persons to
be nominated and appointed by the said *East India Dock Company*, as a
Director or Directors of the said *East India Dock Company*, shall die, or
refuse to act in the Execution of this Act, or shall not, or cease to be
entitled to Twenty Shares at the least in the said Undertaking, or cease
to be a Director of the *East India Company*, or an Agent, Hind, or
Consignee of some Ship in the Employ of the *East India Company*, or
legally possessed in his or their own Right of a certain Part or Share of
the Value of One hundred Pounds at least of and in some Ship then
actually in the Employ of the said *East India Company*, then and in every
such Case it shall and may be lawful to and for the said *East India Dock
Company* to nominate and appoint, at some Meeting of the said *East
India Dock Company*, some Person or Persons, qualified as aforesaid to
be a Director or Directors of the said *East India Dock Company*, in the
Room or Stead of the Director or Directors so dying, or refusing to act,
or ceasing to be so qualified; and every Person so nominated and ap-
pointed shall have the like Powers and Authorities, and shall be subject
to the like Rules, Regulations, and Restrictions, as the Person in whose
Room or Stead he shall be so nominated and appointed, and shall conti-
nue in Office as a Director for such Time, and no longer, as the Director
in whose Room or Stead he shall be so nominated or appointed, would
have continued in Office.

Subsequent
Appointment
of Dock Di-
rectors (by
the Court of
Proprietors)
in the Room
of those who
shall die, re-
fuse to act, or
become dis-
qualified.

XXI. And be it further enacted, That the said Directors shall choose
and elect from among themselves Two Persons to be the Chairman and
Deputy Chairman of the Meetings of the said Directors and of the
Meetings of the said Dock Company, and shall and may meet at such
Places within the City of *London*, and at such Time or Times as the
major Part of such Directors so assembled (the Directors present not
being less than Five) shall deem convenient, for executing the Powers
given them by this Act; and if it shall so happen that at any Meeting of
the said Directors, or at any General Meeting of the said Dock Com-
pany, neither the Chairman nor Deputy Chairman so to be chosen as
aforesaid shall attend, it shall be lawful for the major Part of the Direc-
tors then present to appoint a Chairman for that Occasion; and all Mo-
tions and Questions to be made and put at such Meeting of the said Di-
rectors, shall be decided by the Votes of the Majority of Directors then
present; and in case of an Equality of Votes upon any Motion or Ques-
tion, such Chairman shall have the decisive or casting Vote.

Directors to
appoint a
Chairman and
Deputy Chair-
man, and also
Places and
Times for
their Meet-
ings.

XXII. Provided always, and be it enacted, That if any Nine or more
of the Members of the said Dock Company, who shall severally be Pro-
prietors of Ten Shares at the least in the said Undertaking, shall judge
it necessary or expedient for carrying into Execution any of the Purposes
of this Act, to have an extraordinary General Meeting of the said Com-
pany called, and shall request the same so to be called by Notice in
Writing under their respective Hands, delivered to the Clerk or Secretary
of the said Company for the Time being, specifying in every such Notice
the Business intended to be proceeded upon at such Meeting, then and

Nine Proprie-
tors may re-
quest an ex-
traordinary
General Meet-
ing to be cal-
led, by Notice
to the Clerk
or Secretary.

in every such Case the Directors of the said Company shall, within Ten Days after Delivery of such Notice, and they are hereby required to call such extraordinary General Meeting, by giving Notice thereof in Writing to be affixed on the *Royal Exchange* in *London*, and to be inserted in the *London Gazette*, and Two or more Morning Newspapers circulated in *London*, to assemble at such Time and Place, within the Limits aforesaid, as they shall judge expedient, such Time not being sooner than Seven Days, nor later than One Calendar Month after such last mentioned Notice; and such Meeting shall be deemed a General Meeting of the said Dock Company, and all Proceedings thereat, relative to the Business specified in such Notice, shall be deemed good, valid, and effectual, to all Intents and Purposes whatsoever.

Qualification of Voters at the General Meetings.

Limitation to Four Votes.

Questions decided by Votes.

Chairman to have the casting Vote.

Or by Ballot, if required, and Chairman to have the casting Vote.

Chairman to have a casting Vote, although not a Proprietor of Shares.

Qualification to vote by Twelve Calendar Months Possession of Stock, &c.

XXIII. And be it further enacted, That all and every Person and Persons, his, her, or their Successors, Executors, Administrators, or Assigns, who shall be a Proprietor or Proprietors of Five Shares in the said Undertaking, and less than Fifteen Shares, shall have One Vote at every General Meeting of the said Company; or Proprietor or Proprietors of Fifteen Shares in the said Undertaking, and less than Thirty Shares, Two Votes at every such Meeting; or Proprietor or Proprietors of Thirty Shares in the said Undertaking, and less than Fifty Shares, Three Votes at every such Meeting; or Proprietor or Proprietors of Fifty or more Shares in the said Undertaking, Four Votes, and no more, in every General Meeting to be held by the said Company by virtue of this Act; and it shall not be lawful to or for any Person or Persons, not entitled respectively to Five Shares at the least in the said Undertaking, to have any Vote or Votes at any such Meeting; and every Question, Matter, or Thing, which shall be proposed, discussed, or considered in any General Meeting of the said Company to be held by virtue of this Act, shall be finally determined by the Majority of Votes then present; and if such Votes shall be equal, the Chairman presiding at such Meeting shall have the casting Vote, although he shall have given his Vote or Votes as Proprietor; and every Question, if required by any Nine or more Persons respectively, having Ten Shares at the least in the said Undertaking, shall be determined by Ballot, to be entered upon and completed forthwith, in which Case the Chairman for the Time being shall in like Manner have a casting Vote.

XXIV. Provided always, and be it enacted, That in case such Chairman at any such Meeting shall have been appointed by the Directors of the *East India* Company as a Director of the *East India* Dock Company, and shall not be a Proprietor of any Share or Shares in the said Undertaking, so as to entitle him to vote at a Meeting of the said *East India* Dock Company, then and in every such Case such Chairman shall not have any Vote at any such Meeting, save and except in case there shall be an Equality of Votes, and then such Chairman shall have the decisive or casting Vote, nor shall any Oath of Qualification be required from such Chairman for or on Account of his giving such Vote.

XXV. Provided always, That no Proprietor or Proprietors of any Shares in the said Undertaking shall vote at any General Meeting of the said Company, on any Question whatsoever, (after the Expiration of Three Years

Years from the passing of this Act), unless he, she, or they shall be possessed of such Shares in his, her, or their own Right, and not in Trust for any Person or Persons whomsoever, and except such Proprietor or Proprietors shall have been legally possessed of such Shares Twelve Calendar Months previously to his, her, or their voting as aforesaid; unless such Shares shall have come to such Proprietor or Proprietors by Bequest, Marriage, or the Intestacy of the former Proprietor or Proprietors thereof, or by the Custom of the City of *London*, or by Settlement, and unless such Proprietor or Proprietors shall, at the Time of voting as aforesaid, be in the Situation, or of One of the Descriptions herein-after mentioned: that is to say, a Director of the *East India* Company, or a Director of the said *East India* Company within the Space of Two Years, or an Agent, Husband, or Consignee of some Ship then actually in the Employ of the *East India* Company, or legally possessed in his or her own Right of a certain Part or Share of the Value of Five hundred Pounds at least in some Ship or Ships then actually in the Employ of the said *East India* Company; and for better proving the Qualification of such Voter or Voters, the Chairman of every such General Meeting, or any Five or more of the said Directors present thereat, is and are hereby empowered to demand from, and tender to the Person or Persons offering or desiring to give such Vote or Votes, an Oath, or if he, she, or they shall be One of the Persons called *Quakers*, a solemn Affirmation, in the Words or to the Effect following:

‘ I *A. B.* One of the Proprietors of the *East India* Dock Company, do swear [or, being One of the People called *Quakers*, do solemnly affirm], that the Shares of the Capital Stock of the *East India* Dock Company, standing in my Name in the Books of the said Company, do at this Time belong, and have, for the Space of Twelve Calendar Months last past, actually belonged to me in my own Right, and not in Trust for any Person or Persons whomsoever; and that I have been in the actual Receipt of the Dividends and Profits thereof, for my own Use, freed and discharged of all Incumbrances which can or may affect the same, for the Space of Twelve Calendar Months, [or, that the same came to me within the Time aforesaid, by Bequest, or, by Marriage, or, by Succession to an Intestate’s Estate, or, by the Custom of the City of *London*, or, by Settlement], and that such Shares have not been transferred or made over to me fraudulently or collusively on Purpose to qualify me to give my Vote; and that I am a Director of the *East India* Company, [or, have been a Director of the *East India* Company within the Space of Two Years, or, the Agent, Husband, or, Consignee of the Ship, *here insert the Name of the Ship*, now actually in the Employ of the *East India* Company, or, that I am legally possessed in my own Right of a certain Part or Share of the Value of Five hundred Pounds or upwards, of and in the Ship or Ships, *here insert the Name of the Ship or Ships*, now actually in the Employ of the *East India* Company], and that I have not before given my Vote at this Ballot.

Form of the Oath which may be demanded from Voters.

‘ So help me GOD.’

XXVI. And, for the Purpose of making the Docks, Basons, Enclosures, and other Works by this Act authorized to be made and established, and for the Purpose of having the clear Space of Thirty Feet of Land

[*Loc. & Per.*]

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Directors empowered to buy Lands, etc. for the Company.

on

on the Outside of the Wall herein directed to be made for inclosing the said intended Docks, Basons, and other Works; be it further enacted, That it shall and may be lawful to and for the said Directors, or any Five or more of them, and they are hereby authorized and empowered, for the Purposes of this Act, to contract and agree, and employ any Person or Persons to contract and agree with any Person or Persons whomsoever, their respective Heirs, Executors, Administrators, and Assigns, for the absolute Purchase of any Lands, Tenements, or Hereditaments, as shall be deemed necessary or expedient, for the Purpose of making and establishing the said intended Docks, Basons, Entrances, Locks, and other Works relating thereto, and authorized by this Act; and also for the absolute Purchase of any Lands, Tenements, or Hereditaments, as shall lie or be situate within the Distance of Thirty Feet of the Wall herein directed to be made for inclosing such Docks, Basons, and other Works as aforesaid.

Houses, Buildings, Gardens, etc. not to be purchased for the Company, except, etc.

XXVII. Provided also, and be it enacted, That nothing herein contained shall extend so as to enable the said *East India* Dock Company, or any Person or Persons acting by or under their Authority, to take, use, injure, or damage, for any of the Purposes of this Act, any House or other Building which was erected and built on or before the First Day of *June* One thousand eight hundred and two, or any Land or Ground which on the said First Day of *June* was set apart and used as and for a Garden, Orchard, Yard, Park, Paddock, planted Walk, or Avenue to a House, without the Consent of the Owners and Occupiers thereof, other than and except the Houses, Buildings, and Hereditaments hereinafter mentioned; (that is to say), Two Boiling Houses, with the Sheds, Plots of Ground, and other Appurtenances thereunto belonging, situate at *Blackwall* aforesaid, in the Occupation of *James Mather* and *Thomas Mather*, and held by them under Leases thereof granted by *John Perry* Esquire, together with a Right to land Goods and Stores from Shipping lying in the *Brunswick Dock* at *Blackwall* aforesaid, and to carry such Goods and Stores from thence over certain Premises belonging to the said *John Perry*; and all which said Boiling Houses, Sheds, Plots of Ground, and other Appurtenances, and the Right to land and carry Goods and Stores as aforesaid, shall be paid for by the said Company in like Manner, and be subject to the same Provisions, Rules, and Regulations for ascertaining the Value thereof, and the Compensation to be made to the said *James Mather* and *Thomas Mather*, for the same, as are herein provided with respect to any other Houses, Buildings, Lands, and Premises, which the said Company are hereby authorized to purchase.

Bodies Politick, etc. empowered to sell such Ground, etc. as may be wanted.

XXVIII. And be it further enacted, That it shall and may be lawful to and for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbonds, Guardians, Committees for Lunatics and Idiots, or other Trustees whomsoever, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their *Cestuique* Trusts, whether Infants or Issue unborn, Lunatics, Idiots, or Femes Covert, who are or shall be seised in their own Right, and all and every Person or Persons whomsoever, who are or shall be seised, possessed of, or interested in such Lands, Tenements, or Hereditaments, or any Part thereof, which

which shall be thought necessary by the said Company of Proprietors, or their Directors, to be purchased for any of the Purposes of this Act, to treat, contract, and agree with the said Directors for the Sale thereof, or of any Part thereof, and to sell or convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever, of, in, and to the same, to the said Company of Proprietors, for any of the Purposes of this Act; and that all Contracts, Agreements, Bargains, Sales, and Conveyances, which shall be so made by virtue and in pursuance of this Act, shall without any Fine or Fines, Recovery or Recoveries, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person and Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever, of their said several and respective *Cestuique* Trusts, and all Persons whomsoever claiming or to claim by, from, or under them, any Law, Statute, Usage, or any other Matter or Thing whatsoever to the contrary thereof in anywise notwithstanding; and all Bodies Politick, Corporate or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all other Persons, are and shall be hereby indemnified for what they shall do by virtue and in pursuance of this Act.

XXIX. Provided always, and be it further enacted, That if any Person or Persons, Body or Bodies Politick, Corporate or Collegiate, shall be applied to by or on the Behalf of the said Directors, to treat for, sell, dispose of, or convey, for any of the Purposes of this Act, any Part or Parts of any House or Building in the actual Occupation of One Person, or of several Persons jointly, and shall, by Notice in Writing to be left at the House of the Clerk of the said Company of Proprietors, within Ten Days next after such Application, signify his, her, or their Inclination or Desire to treat for, sell, dispose of, and convey the Whole of such House or Building, some Part whereof shall have been deemed necessary to be purchased for the Purposes of this Act, and if it shall happen that the said Directors shall not think proper or be willing to purchase the Whole of such House or Building, then and in every such Case nothing in this Act contained shall extend or be construed to extend so as to compel the respective Person or Persons interested therein to treat for, sell, dispose of, or convey Part only or less than the Whole of every such House or Building, with the Offices, Curtilages, Yards, and Passages adjoining and belonging thereto, any Thing herein contained to the contrary thereof in anywise notwithstanding.

No Person compellable to sell Part of Premises if willing to sell the Whole unless in certain Cases.

XXX. Provided always, and be it further enacted, That if the said Directors shall not, within the Space of Five Years next after the passing of this Act, agree for, or cause to be valued, as herein-after is mentioned, and purchase the Houses, Buildings, Land, Tenements, and Hereditaments, herein particularly mentioned and described, then and from thenceforth the Powers to them hereby granted for such Purpose only shall cease, determine, and be utterly void and of no Effect, any Thing herein contained to the contrary thereof in anywise notwithstanding.

Power of purchasing, limited to Five Years.

XXXI. And be it further enacted, That if any Body or Bodies Politick, Corporate, or Collegiate, or any other Person or Persons seized or possessed of, or interested in any Houses, Buildings, Lands, Tenements, or Hereditaments

When Parties refuse or are unable to treat, etc. the Directors to issue a Precept for empannelling a Jury;

who are to be drawn as the Act of the Third Year of King Geo. 2. directs.

Jurymen may be challenged.

Jury to assess the Value on Oath.

ditaments which the said *East India* Dock Company are enabled to purchase for the several Purposes of this Act, shall refuse to treat or agree, or shall not agree, or by reason of Absence or Disability cannot agree with the Directors of the said Company of Proprietors, or with any Person or Persons authorized by them, for the Sale and Conveyance of their respective Estates and Interests therein, or cannot be found or known, or shall not produce and evince a clear Title to the Premises they are in Possession of, or to the Interest they claim therein, to the Satisfaction of the said Directors, or of the Person or Persons so authorized by them, then and in every such Case it shall and may be lawful to and for the said Directors, or any Five or more of them, and they are hereby empowered and required to issue a Warrant or Warrants, Precept or Precepts, directed to the Sheriff or Bailiff of the City, District, or Liberty wherein the Premises shall respectively lie or be, and such Sheriff or Bailiff is hereby authorized, directed, and required accordingly to empanel, summon, and return a competent Number of substantial and disinterested Persons qualified to serve as Jurors, being not less than Forty-eight nor more than Seventy-two; and out of such Persons so to be empanelled, summoned, and returned a Jury of Twelve Men shall be drawn by some Person to be by the said Directors, or any Five or more of them appointed, in such Manner as Juries for the Trial of Issues joined in His Majesty's Courts at *Westminster* are, by an Act made in the Third Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for the better Regulation of Juries*, directed to be drawn; which Persons so to be empanelled, summoned, and returned as aforesaid, are hereby required to come and appear before the Justices of the Peace of the City, District, or Liberty, wherein the Premises shall lie or be, at some Court of General or Quarter Session of the Peace to be holden in and for the same City, District, or Liberty, or at such Adjournment thereof as in such Warrant or Warrants, Precept or Precepts, shall be directed and appointed, and to attend such Court of General or Quarter Session from Day to Day until discharged by the said Court; and all Parties concerned shall and may have their lawful Challenges against any of the said Jurymen, but shall not be at Liberty to challenge the Array; and the said Justices are hereby authorized and empowered by Precept or Precepts, from Time to Time as Occasion shall require, to call before them all and every Person and Persons whomsoever, who shall be thought proper and necessary to be examined as a Witness or Witnesses, on his, her, or their Oath or Oaths, touching or concerning the Premises, and the said Justices, if they think fit, shall and may, on the Application of either Party, likewise authorize the said Jury to view the Place or Places, or Premises in question, in such Manner as they shall direct; and the said Justices shall have Power to adjourn such Court from Day to Day, as Occasion shall require, and to command such Jury, Witnesses, and Parties to attend until all such Affairs for which they were summoned shall be concluded; and the said Jury, upon their Oaths (which Oaths, as also the Oath of such Person or Persons as shall be called upon to give Evidence, the said Justices are hereby empowered and required to administer), shall enquire of the Value of such Houses, Buildings, Lands, Tenements, or Hereditaments, and of the proportionable Value of the respective Estates and Interests of all and every Person and Persons seised or possessed thereof, or interested therein, or of or in any Part or Parts thereof, and shall assess and award the Sum or Sums of Money to be paid to such Person or

or Persons, Party or Parties respectively, for the Purchase of such Houses, Buildings, Lands, Tenements, or Hereditaments, and of such respective Estates and Interests therein, and also for Good-will, Improvements, or any Injury or Damage whatsoever, that may affect any such Person or Persons, Party or Parties, either as Leaseholder or Tenant at Will, and the said Justices shall and may give Judgement for such Sums or Sums of Money so to be assessed; which said Verdict or Verdicts, and the said Judgement and Judgements, Determination and Determinations thereupon (Notice in Writing being given to the Person or Persons interested or claiming so to be, at least Fourteen Days before the Time of the Meeting of the said Justices as aforesaid, and Jury, by leaving such Notice at the Dwelling House of such Person or Persons, or at his, her or their last or usual Place or Places of Abode, or with some Tenant or Occupier of the Premises respectively intended to be valued) shall be binding and conclusive to all Intents and Purposes whatsoever against all Bodies Politick, Corporate, and Collegiate, and all and every Person or Persons claiming any Estate, Right, Title, Trust, Use, or Interest in, to, or out of such Houses, Buildings Land, Tenements or Hereditaments, and Premises, in Possession, Reversion, Remainder, or Expectancy, as well Infants and Issue unborn, Lunaticks, Idiots, and Femmes Covert, and Persons under any other legal Incapacity or Disability, as all other *Cestuique* Trusts, their, his, and her Heirs, Successors, Executors, and Administrators, and against all other Persons whomsoever; and the said Verdicts, Judgements, and Determination, and all other Proceedings of the said Justices and Juries, so to be made, given, and pronounced as aforesaid, shall be fairly written on Parchment, and signed by the Clerk of the Peace for the Time being of the City, District, or Liberty wherein the Premises shall respectively lie or be; and in case it shall so happen that the Sum or Sums of Money so to be assessed and awarded in consequence of such Refusal to treat and agree as aforesaid, as the Value of such Houses, Buildings, Land, Tenements, or Hereditaments, or as such proportionable Values as aforesaid, and as the Recompence and Satisfaction to be made for the Injury or Damage sustained, as before mentioned respectively, shall not exceed the Sum or Sums of Money which the said Directors, or any Person or Persons authorized by them shall have previously offered to pay as and for such Value, Recompence, and Satisfaction, then and in every such Case all the reasonable Costs, Charges, and Expences of causing and procuring such Value and Recompence to be assessed and awarded as aforesaid, and of so assessing and awarding the same, shall be borne and paid by the Body or Bodies Politick, Corporate, or Collegiate, or other Person or Persons so seised, or possessed of, or interested in such Houses, Buildings, Land, Tenements, or Hereditaments, and so refusing to treat and agree as before mentioned respectively, and the said Directors are hereby authorized and empowered to deduct and retain the said Costs, Charges, and Expences out of the Sum or Sums of Money so to be assessed or awarded as aforesaid, or out of any Part thereof.

Verdict of the Jury, etc. to be final.

Previous Notice being given to Parties interested.

XXXII. And be it further enacted, That the said Justices shall have Power, from Time to Time, to impose any reasonable Fine, not exceeding the Sum of Ten Pounds, on such Sheriff or Bailiff, or his Deputy or Deputies, Bailiffs or Agents respectively, making Default in the Premises, and on any of the Persons who shall be summoned and returned on any such Jury or Juries, and shall not appear, or appearing shall refuse to be

The Justices at Quarter Sessions empowered to impose Fines for Non-attendance, etc.

[Loc. & Per.]

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sworn

sworn on the said Jury or Juries, or being so sworn shall not give his or their Verdict, and also on any Person or Persons who shall be summoned to give Evidence touching any of the Matters aforesaid, and shall not attend, or attending shall refuse to be sworn, or to affirm, or who shall refuse to give his, her, or their Evidence, and on any Person or Persons who shall in any other Manner wilfully neglect his, her, or their Duty in the Premises, contrary to the true Intent and Meaning of this Act, and from Time to Time to levy such Fine or Fines, by Order of the said Justices, by Distress and Sale of the Offender's Goods and Chattels, together with the reasonable Charges of every such Distress and Sale, returning the Overplus (if any) to the Owner or Owners; and a Copy of the Order of the said Justices signed by the Clerk of the Peace for the Time being of the City, District, or Liberty wherein the Premises shall lie or be, as the Case shall require, shall be sufficient Authority to the Person or Persons therein to be appointed, and to every other Person acting or aiding and assisting therein, to make such Distress and Sale; and all such Fines shall be paid to the Clerk or Secretary of the said Company of Proprietors for the Time being, to be applied to the Purposes of this Act.

Application of
Compensation
when amount-
ing to 200 £.

XXXIII. And be it further enacted, That if there shall be any Money to be paid for any Land, Tenements, or Hereditaments purchased by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Body Politick, Corporate, or Collegiate, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on Behalf of any Infant, Lunatick, Idiot, Feme Covert, or other *Cestuique* Trusts, or to any Person whose Land, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex parte* the said Company of Proprietors, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Land, Tenements, or Hereditaments, in the Purchase and Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Land, Tenements, or Hereditaments, or affecting other Land, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, Intents, or Purposes, or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Land, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Land, Tenements, and Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, upon Application thereto, be invested by the said
Accountant

Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall, from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Land, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlements were made.

XXXIV. Provided always, and be it enacted, That if there shall be any Money to be paid for any Land, Tenements, or Hereditaments, purchased for the Purposes aforesaid, belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, which shall be less than the Sum of Two hundred Pounds, and which shall exceed or be equal to the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons who for the Time being would be entitled to the Rents and Profits of the Land, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by the said Directors, or any Five or more of them (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction and Approbation of the Court of Chancery.

Application where the Compensation shall be less than 200 *l.* and exceed 20 *l.*

XXXV. Provided also, and be it enacted, That where such Money so to be paid as aforesaid shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Land, Tenements, and Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Directors, or any Five or more of them, shall think fit, or in case of Infancy or Lunacy, then such Money shall be paid to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Application where the Money is less than 20 *l.*

XXXVI. And be it further enacted, That in case the Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid for the Purchase of any Lands, Tenements, or Hereditaments, shall refuse to accept the same, or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Directors, or any Five or more of them; or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments

Persons not making out a good Title, or refusing to accept the Money, or when Persons entitled cannot be found, the Purchase Money to be paid into the Bank.

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be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Directors, or any Five or more of them, to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments, (describing them), subject to the Order, Control, and Disposition of the said Court of Chancery, which said Court of Chancery, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding, or otherwise as to the same Court shall seem meet, to order the same to be laid out and invested in the publick Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest, of the Person or Persons making Claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier and Cashiers of the Bank of *England* who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Where any Question shall arise touching the Title to Money to be paid, the Person who shall be in Possession of the Land, etc. at the Time of such Purchase, shall be deemed entitled thereto, according to such Possession unless, etc.

XXXVII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments, at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

The Court of Chancery may order reasonable Expences of Purchases to be paid by the Company.

XXXVIII. Provided also, and be it enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporations entitled to any Lands, Tenements, or Hereditaments, to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall and may be lawful to and for the said Court of Chancery to order the Expences of all Purchases, from

from Time to Time, to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable to be paid by the said Dock Company, shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

XXXIX. And be it further enacted, That upon Payment or Tender of the Money so contracted or agreed for the Purchase of such Land, Tenements, or Hereditaments, by the said Directors, to the Party or Persons respectively entitled to such Monies, or their Agents, or upon Payment thereof into the Bank of *England*, for the Purpose of being disposed of in Manner herein-before directed, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demands, in Law and Equity, of the Person or Persons respectively for whose Use the same was paid, into or out of such Land, Tenements, and Hereditaments, shall vest in the said Company of Proprietors, for the Use and Purposes of this Act, and the said Directors may cause immediate Possession to be taken thereof in the Name of the said Company of Proprietors, and such Tender or Payment shall not only bar all Right, Title, Claim, Interest, and Demand of the Person or Persons to whom the same shall or ought to have been made, but also shall extend to, and be deemed and construed to bar the Dower of the Wife of every such Person, and all Estates Tail, and other Estates in Reversion and Remainder, of his, her, or their Issue, and of every other Person whomsoever.

On Payment of Purchase Money Premises to be conveyed.

XL. Provided always, and be it enacted, That if any Land, Tenements, or Hereditaments, purchased by the said Directors, for any of the Purposes of this Act, shall be in Mortgage to any Person or Persons whomsoever, then and in such Case the said Directors shall, and they are hereby required to pay or cause to be paid to the Mortgagee or Mortgagees, his, her, or their Executors, Administrators, or Assigns, upon Application in Writing made to the said Directors, or their Clerk, signed by such Mortgagee or Mortgagees, his, her, or their Executors, Administrators, or Assigns, such Sum or Sums of Money as shall have been so agreed on, ascertained, and determined as aforesaid, for the Purchase of such Land, Tenements, and Hereditaments; and such Sum or Sums of Money, when so paid, shall be and be deemed to be in Discharge of Part or the Whole of the Principal Money (as the Case may be) due on such Mortgage or Mortgages; and Acknowledgement of the Receipt thereof shall be made by Indorsement on the Mortgage Deed or Deeds, signed by such Mortgagee or Mortgagees, his, her, or their Executors, Administrators, or Assigns, in the Presence of One or more credible Witnesses or Witnesses, and which Indorsement shall be and be deemed to be a full and sufficient Discharge to the said Company of Proprietors from the Mortgagor or Mortgagors, his, her, or their Executors, Administrators, or Assigns, and also a full and sufficient Discharge to the Mortgagor or Mortgagors, his, her, or their Executors, Administrators, or Assigns, from the Mortgagee or Mortgagees, his, her, or their Executors, Administrators, or Assigns, for as much Money as shall be expressed therein.

Purchase Money to be paid in Discharge of the Mortgage.

XLI. And be it further enacted, That it shall and may be lawful to and for the said Directors, and they are hereby authorized and empowered, by themselves, their Agents, Workmen, and Servants, within the Space

Directors empowered to make Wet Docks.

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of Five Years from and after the passing of this Act, to design, lay out, make, and complete, in, over, and upon the Lands, Tenements, and Hereditaments, so purchased by virtue of this Act, and hereby vested in the said Company of Proprietors, or in Trust for their Use, within the several Parishes of *Saint Dunstan Stebonheat* otherwise *Stepney*, and *Bromley Saint Leonard*, in the County of *Middlesex*, according to such Plan or Plans, and in such Manner and Form as they shall approve of, One or more Navigable Dock or Docks, Bason or Basons, with Entrances into and from the same, to communicate with the River *Thames* at or near *Blackwall* aforesaid.

Directors empowered to build a Wall round the Docks.

XLII. And be it further enacted, That such of the said Docks and Basons as shall be used for the unloading of Ships or Vessels, shall be surrounded and inclosed by a strong and durable Brick or Stone Wall, not less than Twenty Feet high, leaving only proper Spaces in such Wall for the necessary Entrances to such Docks, Basons, and other Works, and for the proper and necessary Gateways through the said Wall: Provided always, that it shall not be lawful to or for the said Company of Proprietors, or their Directors, to erect or cause to be erected any House or other Building on any Lands or Grounds within the Distance of Thirty Feet of the external Part of such Wall.

Directors empowered to build Piers, to facilitate the Entrances into the Dock.

XLIII. And be it further enacted, That it shall be lawful for the said Directors to build, repair, and maintain Two or more Piers within the Tide-way of the River *Thames*, at or near *Blackwall* aforesaid, to the Intent that Ships, Barges, and other Vessels may safely and conveniently enter into and go out of the said intended Docks and Basons hereby authorized to be made, and for that Purpose to make and erect Coffre Dams, Battredeaux, Caissons, and other Devices, or any of them, within the Tideway of the River *Thames*, as may be necessary or proper, during such Time or Times as such Piers, or any of them, or any of the Works thereto respectively belonging, shall be building, altering, or repairing, and no longer: Provided nevertheless, that such Piers shall not be built so as to injure the Navigation of the said River.

Power to make and repair Sluices, Bridges, Roads, etc.

XLIV. And be it further enacted, That the said Directors shall and may likewise make or cause to be made and provided such Sluices, Locks, Flood Gates, Engines, Machines, Pipes, Bridges, Roads, and other Works, Requisites, Matters, and Things, in or upon, or leading to or communicating with the said intended Docks and Basons, or any of them, as they shall from Time to Time deem necessary, for the more convenient Use thereof, and of the other Works appertaining thereto, and from Time to Time and at all Times hereafter shall also, with and out of the Monies to be received by the said Company by virtue of this Act, well and sufficiently amend, repair, maintain support, and cleanse the same Docks, Basons, Sluices, Locks, Flood Gates, Engines, Machines, Pipes, Bridges, and other Works, Matters, and Things respectively.

Drains to be made to carry off Water from private Property.

XLV. And to the End that the said intended Docks and Basons hereby authorized to be made, may be carried on and maintained with as little Damage to private Property as possible; be it further enacted, That the said Directors shall and they are hereby authorized and required, from Time to Time and at all Times hereafter, out of the Monies to arise to
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and be received by the said Company, by virtue of this Act, to make or cause to be made such Arches, Tunnels, Valves, Culverts, Drains, and other Passages, over, under, or adjoining, or by the Side of or into the said Docks and Basons, and the Trenches, Streams, and Watercourses communicating therewith respectively, and of such Depth, Breadth, and Dimension, as shall be sufficient at all Times to convey the Water clear from the Lands, Tenements, and Hereditaments, adjoining or lying near to the said Works, or any of them, without obstructing or impounding the same, provided that such Arches, Tunnels, Culverts, Drains, and other Passages be done to the Satisfaction of the Commissioners of Sewers, or so as that they shall have no reasonable Cause to disapprove thereof; and likewise to make or cause to be made any such Back Drain or Back Drains as may be necessary, and shall be sufficient to carry off any Water which may ooze or pass through any of the Banks of the said Docks, Basons, and other Works, or any of them, to the Prejudice of any of the Lands, Grounds, Houses, and Tenements adjoining or contiguous thereto, making Satisfaction for the Land taken and used for making such Back Drain or Back Drains, and for the Damages borne and suffered until the same be completed; and also to make proper Watering Places for Cattle where any ancient Watering Places for Cattle shall be destroyed or rendered inaccessible, and also in like Manner to supply the same at all Times with Water for the Use of the Owners and Occupiers of the Lands and Hereditaments adjoining the said Works; and that all such Arches, Bridges, Tunnels, Valves, Culverts, Drains, and other Passages, shall, from Time to Time, be supported, maintained, scoured, and kept in good and sufficient Repair by the said Directors; and if at any Time or Times after One Calendar Month's Notice in Writing shall have been given to or left for the Clerk of the said Company, or some known Agent of the said Works, by or on Behalf of any of the said Owners or Occupiers of Lands or Premises adjoining or near the said Works, or any of them, that the Arches, Tunnels, Valves, Culverts, Drains, Back Drains, or other Passages, or any of them, are not or is not made, cleansed, and repaired according to the true Intent and Meaning of this Act, and the same shall not be forthwith made, cleansed, and deepened accordingly, it shall and may be lawful to and for any Person or Persons to appeal, and to apply for an Order in Writing from any Two or more of His Majesty's Justices of the Peace for the County of *Middlesex*, who are hereby authorized to give such Order from Time to Time, as often as there shall be Occasion, enabling such Person or Persons to make, cleanse, and repair such Arches, Tunnels, Valves, Culverts, Drains, Back Drains, or other Passages accordingly; and the reasonable Expences thereof shall be borne and defrayed by the said Company, out of the Money to arise by virtue of this Act; and in case of Refusal or Neglect to satisfy and defray such Expence for the Space of Thirty Days after Demand thereof made upon the said Company, or on their Clerk, or some known Agent of the said Company, in Writing, such Expences shall and may be settled and ascertained by Two or more of the said Justices, on Adjudication under their Hands, and the same shall and may be recovered and levied in such Manner as any other Money is by this Act directed to be recovered from the said Company.

XLVI. And be it further enacted, That it shall and may be lawful to and for the said Directors, at the Charges of the said Company, to cause

The Directors empowered to stop up, alter, and build Sew-

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ers, under the Direction of the Commissioners of Sewers;

all or any Sewers and Drains which shall lie and be in or near the intended Situation of the said Docks, or of any of the Basons or other Works which shall belong thereto, to be filled or stopped up, arched over, widened, or otherwise altered, as they shall think necessary for making and completing the same Docks, Basons, and other Works, so as that they the said Directors do and shall at the same Time make and build, and they are hereby authorized and required to make and build, in lieu of the said Sewers and Drains so to be filled or stopped up, other good Sewers and Drains of sufficient Depth and Width for carrying off the Water from the Lands and Premises adjoining or near the said Works, and as serviceable and convenient in all Respects as the Sewers or Drains so to be filled or stopped up, and so as that all such widening, altering, and building of Sewers and Drains by them as aforesaid, shall be done under the immediate Direction and Inspection of His Majesty's Commissioners of Sewers for the Counties of *Middlesex*, *Essex*, and *Kent*, or their Surveyor or Agent for the Time being, to whom the said Directors shall give Fourteen Days Notice before they shall begin to do the same respectively; and all such or so much of the said new Sewers and Drains as shall not be included within the Walls of any of the said Docks, shall, immediately on their being made, become vested in, and be and remain under the immediate Direction of the said Commissioners of Sewers, who shall have and exercise the Powers and Authorities already vested in them as such Commissioners upon and over the same.

such new Sewers not being within the Dock Walls, to be vested in and under the Direction of the Commissioners of Sewers.

Power to the Directors to make and maintain Draw and Swivel Bridges.

XLVII. And whereas it may be necessary and expedient, for the Conveyance and Accommodation of the Publick, to make and build Draw Bridges or Swivel Bridges over some of the Entrances into the said Docks, for Carriages, Horses, and Passengers, and to level, raise, or lower Roads, Grounds, or Avenues leading thereto; be it therefore further enacted, That it shall and may be lawful to and for the said Directors, and they are hereby directed and required, on making the said Entrances, to make and build such good and substantial Draw Bridges and Swivel Bridges for Carriages and Passengers, over the said intended Entrances, or any of them, and at such Places as they shall deem necessary, and for ever to keep the same in good and substantial Repair, and to raise, level, or sink the Highways adjoining to the said Bridges, and to fence the same with Rails, Posts, or Banks, where necessary or required by the Surveyor or Surveyors of the Highways; and the said Company and their Successors shall be liable to be indicted for not making and keeping at all Times in substantial Repair the said Draw Bridges and Swivel Bridges so to be made and maintained, and shall be further liable to pay the Costs of every such Prosecution upon Conviction, in case it shall be proved upon Oath that the Surveyor or Surveyors of the Highways shall have made a Requisition in Writing for such Repairs Thirty Days previous to the Commencement of such Prosecution.

Power to alter and divert Highways.

XLVIII. And be it further enacted, That it shall be lawful for the said Directors, by and with the Consent of any Two or more Justices of the Peace for the said County of *Middlesex*, to alter, turn, divert, widen, improve, or cross such Publick Roads and Highways, as shall or may interfere with the Docks and Basons hereby authorized to be made, or any

of them, or with any of the Works belonging thereto, or with the intended Situations thereof respectively, and the said Directors shall and they are hereby required to make such other Roads and Highways in the Stead of such Roads and Highways so altered, turned, or diverted, widened, improved, or crossed, and in such Manner and Form as the said Justices shall direct and appoint; and all such Roads and Highways as shall be so widened, improved, or crossed, shall be so done under the Inspection and Direction of the Surveyor or Surveyors of the Highways in and for the several Liberties, Parishes, Hamlets, or Places in which such Roads and Highways shall be respectively situated.

XLIX. And be it further enacted, That it shall be lawful for the said Directors, their Servants, Agents, and Workmen, to bore, dig, trench, remove, take, and carry away, in, upon, through, from, and out of the Lands or Grounds, of any Person or Persons, adjoining or lying convenient for that Purpose (not being a Garden, Yard, Park, Paddock, planted Walk or Walks, Pleasure Grounds, Lawn or Lawns, or Avenue to any House, or any Piece or Parcel of Ground set apart or used as a Plantation or Nursery for Trees), any Earth, Clay, Stones, Gravel, Sand, Rubbish, Roots of Trees, or other Matters or Things, which may be proper or necessary for making, carrying on, extending, completing, maintaining, or repairing any Sluices, Valves, Tunnels, Feeders, Aqueducts, and Channels for conveying Water to or from such Docks, Basons, and other Works to be made by virtue of this Act, or any of them, through such Lands and Grounds, or which may hinder, obstruct, or prevent the making, using, completing, extending, or maintaining the said Works respectively, and to lay any Stones, Timber, Iron, Earth, Bricks, Clay, or any other Materials, Matters, or Things to be used in or about the same, upon any of the adjoining Lands, making Satisfaction and Compensation to the Owners or Occupiers of all such Lands or Grounds respectively for all Damages done thereto, in such Manner as shall be agreed upon between the said Directors and the respective Owners or Occupiers, and in case of Disagreement between such Owners or Occupiers respectively and the said Directors respecting the Amount of such Satisfaction and Compensation, then and in every such Case such Satisfaction and Compensation shall be settled and determined, and recovered and applied in such and the like Manner as other Satisfaction and Compensation to be made for the Purchase of any Lands, Tenements, or Hereditaments to be taken or used for the Purposes of this Act are directed to be settled and determined.

Power to make Drains and remove Obstructions in adjoining Lands.

and to lay Materials on the adjoining Premises, satisfying the Owners.

L. And be it further enacted, That it shall and may be lawful to and for the said Directors, and they are hereby fully authorized and empowered to supply the said Docks and Basons whilst making, and at all Times afterwards, with Water from the River *Thames*, and all such Brooks, Rivulets, Springs, Waters, and Watercourses, as shall run or flow near, or shall be found in digging and making the said Works respectively, and to make, repair, and maintain such and so many Sluices, Tunnels, Pipes, Feeders, Aqueducts, and Channels, upon or through the Lands or Grounds adjoining or near to the said intended Works, or any of them, or any such Brooks, Rivulets, Springs, Waters,

Power to supply the Docks, &c. with Water.

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or Watercourses as aforesaid, for conveying Water to or from the said Works, as the said Directors shall think fit.

For getting
Materials to
repair the
Docks.

LI. And be it further enacted, That it shall and may be lawful to and for the said Directors, and to and for all such Persons as they shall appoint, to search for, cut, dig, get, gather, and take away any Stones, Gravel, Sand, Rubbish, Clay, or other Materials, for making, completing, maintaining, or repairing, the several Docks, Basons, Sluices, Piers, Tunnels, and other Works to be made by virtue of this Act, in, off, from, and out of any Lands or Grounds adjoining or lying convenient for that Purpose, where the same may be had or found (such Lands or Grounds not being a Garden, Orchard, Yard, Park, Paddock, Walk or Walks, or Avenue to a House, or any Piece of Ground planted and set apart as a Nursery for Trees), making or tendering such Satisfaction for the Damages done thereby, to the respective Owners and Occupiers of such Lands and Grounds, where and from whence the same or any of them shall be cut, dug, gotten, gathered, or carried away, or over which the same shall be carried, according to their respective Rights and Interests in such Lands and Grounds, as the said Directors shall adjudge reasonable; and in case of any Difference between the said Directors, or other Person or Persons employed as aforesaid, and the said respective Owners or Occupiers, or any of them, concerning such Damages, it shall and may be lawful to and for any Two or more Justices of the Peace of the County, City, or Place where such Materials shall be so cut, dug, gotten, gathered, taken, or carried away, on Fourteen Days Notice thereof in Writing being given by the said Directors to such Owners and Occupiers respectively, or left at their respective Places of Abode, or by such Owners and Occupiers respectively to the Clerk of the said Directors, or left at his last or usual Place of Abode, to hear, settle, and determine the Matters of such Payment and Damages.

Notice to be
given to the
Occupiers of
Lands before
Materials are
to be taken.

LII. Provided nevertheless, and be it enacted, That it shall not be lawful to or for the said Directors, or any Person or Persons appointed by, or acting under the Authority of the said Directors, to search for, cut, dig, gather, get, take, or carry away any Stones, Gravel, Sand, Clay, Rubbish, or other Materials, for making, completing, maintaining, or repairing, the said several Docks, Basons, Sluices, Piers, Tunnels, and other Works to be made by virtue of this Act, out of or from any such Lands or Grounds, until Notice in Writing, signed by the Surveyor or other Person acting under the Authority of the said Directors, shall have been given to the Occupier of the Premises from which such Stones, Gravel, Sand, Clay, Rubbish, or other Materials are intended to be taken, or left for such Occupier at his usual Place of Residence, to appear before the said Directors, or Two or more Justices of the Peace acting for the County, City, or Place where such Premises shall lie, to shew Cause why such Materials shall not be had from such Lands or Grounds; and in case such Occupier or his Agent shall attend pursuant to such Notice, but shall not shew sufficient Cause to the contrary, then and in such Case the said Directors, or such Justices, shall and may authorize such Surveyor, or other Person or Persons as aforesaid, to dig, cut, get, gather, and carry away such Materials, at such Time or Times as to the said Directors or Justices shall seem proper; and if such Occupier shall neglect
or

or refuse to appear by himself or herself, or his or her Agent, the said Directors or Justices shall and may make such Order therein as they respectively shall think fit, as fully and effectually, to all Intents and Purposes, as if such Occupier or his Agent had attended.

LIII. And be it further enacted, That if any Person or Persons who-
soever shall take away any Stones, Gravel, Sand, Clay, Rubbish, or other
Materials, which shall have been dug, got, or gathered by or by the Or-
der of the said Directors, in any Lands, Fields, Waste, or Grounds,
River or Brook, for the several Purposes of this Act, or shall get or take
away any Stones, Gravel, Sand, Clay, or other Materials, out of any
Pit or Quarry which shall have been made for the Purpose of getting such
Materials for the several Purposes of this Act, before the Person or Per-
sons so appointed or acting by or under the Authority of the said Di-
rectors, or his or their Workmen, shall have discontinued working
therein for the Space of Four Weeks (except the Owner or Occupier of
any such Lands or Grounds, and Persons authorized by such Owner or
Occupier to get Materials therein for his or her own private Use only and
not for Sale), every Person so offending shall forfeit and pay, for every
such Offence, any Sum not exceeding Forty Shillings.

Penalty for
taking away
Materials got
by Order of
the Directors.

LIV. And whereas the said Docks and Basons hereby authorized to be
made, or the Locks, Flood Gates, Embankments, or other Works, which
may belong thereto respectively, may be injured or destroyed, and the
adjacent Lands and Premises thereby suffer Damage, and it may be ne-
cessary that the same should be immediately repaired or rebuilt to prevent
further Damage; be it therefore further enacted, That when and as often
as any such Case shall happen, it shall and may be lawful to and for the
said Directors, their Servants, Agents, or Workmen, without Delay or
Interruption from any Person or Persons, to enter into any Lands ad-
joining or near the said intended Works, or any of them (not being
Land whereon any House or other Building shall stand, or any Orchard,
Garden, Park, Paddock, planted Walk, Nursery for Trees, or Avenue to
a House), and to dig for, work, get, carry away, and use all such Stones,
Gravel, Clay, and other Materials as may be necessary for the Purposes
aforesaid, without any Notice given to the Owner or Occupier of, or any
other Person interested in such Lands, doing as little Damage thereby
as the Nature of the Case will admit, and making Recompence and Sa-
tisfaction for the same to the Owner or Occupier, Owners or Occupiers
of, and all other Persons interested in such Lands, within the Space of
Three Calendar Months next after the Injury shall be done and the
Recompence and Satisfaction demanded, which Damages, and the Re-
compence and Satisfaction to be made in respect thereof, in case the Par-
ties do not agree among themselves, shall be settled and determined, or
assessed, by the Ways and Means herein directed with respect to other
Damages which may be done by making and compleating the said
Works.

Power to re-
pair Works
damaged by
Floods.

LV. And be it further enacted, That if any Person or Persons who-
soever shall sustain any Damage in his, her, or their Lands, Tenements,
or other Hereditaments, by reason of the Execution of any of the Powers
given by this Act, then and in every such Case Satisfaction and Com-
pensation shall be made by the said Directors to such Persons respec-
tively

Damages how
to be ascertain-
ed and settled.

tively out of the Monies to be raised by virtue of this Act; and in case of any Disagreement, Difference, or Dispute, between such respective Persons and the said Directors, respecting the Amount of such Damages, such Amount shall be settled and ascertained by a Jury, in such and the like Manner as any Sum or Sums of Money to be paid by the said Directors for the Purchase of any Lands, Tenements, or Hereditaments, taken or used for the Purposes of this Act, is or are herein directed to be settled and ascertained in case of any Disagreement, Difference, or Dispute about the same, and the same shall be recovered, levied, and applied in such and the like Manner.

Power to scour the Docks, etc. and remove Wrecks, etc.

LVI. And be it further enacted, That it shall and may be lawful to and for the said Directors, their Agents, Servants, or Workmen, as often as Occasion shall require, to cleanse, scower, open, deepen, widen, or cut through and take away any Banks, Hills, Earth, Soil, or Rubbish in the said intended Docks and Basons herein-before authorized to be made, or any of them, or near the Entrances thereto, in such Manner as the said Directors shall think proper, for the convenient Entrance of Shipping into the said Docks and Basons, and their Security and Accommodation therein, and also to remove and take away any Wrecks of Ships or Vessels, or any Ship or Vessel that shall be sunk therein respectively, or any Wood, Timber, Anchors, or other Obstructions or Impediments that may be found or arise therein respectively; and in case the Owner or Owners of any such Ship or Vessel, or the Person or Persons causing or making any such Obstruction or Impediment so removed by the said Directors, their Agents, Servants, or Workmen, shall refuse or neglect to pay the Costs and Charges of removing the same for the Space of Seven Days after Demand thereof made by any Clerk, Collector, or other Officer of and for the said Works, the same shall and may be recovered in such and the like Manner as any Penalties and Forfeitures are by this Act directed to be recovered; or by Action of Debt or on the Case, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, wherein no Effoign, Protection, Wager of Law, or more than One Imparance shall be allowed.

Power to cleanse adjoining Water-courses at the Land Owner's Expence.

LVII. And be it further enacted, That if at any Time or Times any Ditch or Ditches, Drain or Drains, belonging to any Owner or Occupier, Owners or Occupiers of any Lands or Grounds adjoining or lying near to the said Docks and Basons, and other Works hereby authorized to be made, or any of them, shall not be sufficiently open for the free Passage of the Water through such Ditch or Ditches, Drain or Drains, from any Drain, Weir, Culvert, or Passage to be made, maintained, and repaired by virtue of this Act, or any of them, and the same shall not be remedied within Thirty Days after Notice in Writing for that Purpose given to or left at the last or usual Place of Abode of such Owner or Occupier, Owners or Occupiers, by the Clerk or other Officer of the said Directors, then and in every such Case it shall and may be lawful to and for the said Directors, as often as there shall be Occasion, to cause to be opened, cleansed, and repaired, such Ditch and Ditches, Drain and Drains, and the reasonable Charges and Expences thereof shall be repaid to the said Company, or their Successors, by such Owner or Occupier, Owners or Occupiers; and in case of Refusal to satisfy the same

same for the Space of Thirty Days after Demand thereof, the same shall and may be recovered in such and the like Manner as any Penalties or Forfeitures may be recovered by virtue of this Act, or by Action of Debt or on the Case, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Wager of Law, or more than One Imparlance, shall be allowed.

LVIII. Provided always, and be it enacted, That no Slip or Slips, Dry Dock, Graving Dock, Way or other Place, for the building, heaving down, or repairing of Ships or other Vessels, shall at any Time hereafter be made or built, or permitted or suffered to be made or built within the Walls, surrounding any of the said Docks hereby authorized to be made, or of the Basons or Entrances which shall belong thereto, nor shall any Communication or Communications at any Time hereafter be made into the said *East India* Dock, or to any of the Basons or Entrances which may belong thereto, from any Wet Dock, Slip or Slips, Dry Dock, Graving Dock, Way or other Place, for the building, heaving down, or repairing of Ships or other Vessels which now are or hereafter may be adjoining to the said *East India* Dock, or to any of the Basons or Entrances which may belong thereto, nor shall the said *East India* Dock Company at any Time or Times carry on or be in any wise concerned in the Trade or Business of building or repairing the Hulls or Masts of Ships or Vessels for Hire or Profit.

No Slips, Dry Docks, etc. for building or repairing Ships, are to be made in the Docks, nor are the Company to be concerned in building or repairing Ships.

LIX. And be it further enacted, That it shall and may be lawful to and for the said Directors, or any Five or more of them, and they are hereby required from Time to Time, as there shall seem to them to be Occasion, to nominate and appoint a proper Person or proper Persons as Dock Master or Dock Masters, and shall and may from Time to Time, as often as they shall see Cause, remove, suspend, or dismiss any such Dock Master or Dock Masters; and each and every such Dock Master so from Time to Time appointed shall have full Power and Authority (but subject to the Regulations and Restrictions herein expressed) to direct the mooring, unmooring, moving, or removing of all Ships and other Vessels, Lighters and Craft, coming into, lying, or being in the said Docks and the Basons which shall belong thereto, or any of them, and coming into, lying, or being in such Part or Parts of the River *Thames* as shall be within the Distance of Two hundred Yards from the Extremity of the Wing Wall of any Entrance out of the said River into the said Docks and Basons and other Works of the said Company, or any of them, and to appoint and regulate the Time or Times and Manner of their Entrance into, lying in, or going out of or from such Docks, Basons, and other Works, or any of them, and such Part or Parts of the said River, and to regulate and determine their Position, Manner of Loading, and discharging therein respectively, and the Time or Times of opening or shutting the several Gates of the said several Docks, Basons, or Works; and in case the Owner, Master, or other Person having the Charge or Command of any Ship or other Vessel shall refuse or neglect to moor, unmoor, place, move, or remove his Ship or Vessel according to such Direction, immediately after Notice to him or them given in Writing, or left with some Person or Persons on board the said Ship or Vessel for that Purpose, every such Owner, Master, or other Person having the Charge or Com-

Directors, or any Five or more of them, to appoint a Dock Master.

His Powers.

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mand of such Ship or Vessel, shall, for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds; and it shall and may be lawful to and for the said Dock Master or Dock Masters, or his or their Assistants, and he and they is and are hereby required to moor, unmoor, place, move, or remove such Ship or Vessel, and the Charges and Expences thereof respectively shall be repaid by such Owner, Master, or other Person having the Charge or Command of such Ship or Vessel, to the Secretary for the Time being of the said Company, and in case of Non-payment thereof on Demand, such Charges and Expences may be levied and recovered by such Ways and Means as any Penalties or Forfeitures may by this Act be levied or recovered, or by Action of Debt, or on the Case, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, wherein no Effoign, Protection, Wager of Law, or more than One Imparlance, shall be allowed; and in case any Master, Commander, Mate, Pilot, or other Person or Persons taking the Command of any Ship or other Vessel, or the Owner, Agent, Consignee, or any other Person or Persons whatsoever, shall obstruct or hinder the mooring, unmooring, placing, moving, or removing of any Ship or other Vessel in the said Docks, or in the Basons which shall belong thereto, or in any such Part or Parts of the River *Thames* at *Blackwall* aforesaid, as shall be within the Distance of Two hundred Yards from the Extremity of the Wing Wall of any Entrance out of the said River there, into the Works of the said Company, such Person or Persons shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings.

The Directors may annul any Orders of Dock Masters and give others.

LX. Provided always, and be it enacted, That it shall and may be lawful to and for the said Directors, or any Five or more of them, to confirm, alter, or annul and make void, as they shall see Cause, all or any Part of any Act or Acts, Order or Orders, Direction or Directions, which shall be done, committed, suffered, or made by any Person or Persons, in respect of the stationing, placing, anchoring, mooring, unmooring, moving, or removing of any Ship or Vessel whatsoever, under the Authority of this Act, within the said Docks, Basons, and other Works to be made by virtue of this Act, or any of them, or within any such Part or Parts of the said River *Thames* as shall be within the said Distance of Two hundred Yards from the Extremity of the Wing Wall of any Entrance out of the said River into the Works of the said Company, and to give such further or other Order or Orders, Direction or Directions therein, as they the said Directors shall think right and proper.

Orders given by the Directors or Dock Masters shall not affect the Responsibility of the Person having the Charge of any Ship or Vessel.

LXI. Provided also, and be it enacted, That the several Orders and Directions to be from Time to Time given by the said Directors, or any Five or more of them, or by any such Dock Master, or by any Person or Persons acting by virtue of or under the Authority of the said Directors, to the Master or other Person having the Charge or Command of any Ship or Vessel within the said Docks, Basons, or other Works, or any of them, or within any such Part or Parts of the said River *Thames* as shall be within the Distance of Two hundred Yards from the Extremity of the Wing Wall of any Entrance out of the said River into the Works of the said Company of Proprietors, shall not extend or be construed

strued to extend to lessen or diminish any Responsibility, which the said Master, or other Person or Persons shall be subject or liable to in respect of such Ship or Vessel, or the Cargo thereof.

LXII. And be it further enacted, That the same Rights and Privileges as belong to the present Port of *London* shall be extended to all and every of the said Docks and Basons, which to all Intents and Purposes, except as herein directed, shall be deemed and held to be Parts of the said Port of *London*; and all Ships and Vessels entering into, or loading or unloading in the said Docks and Basons, or any of them, and all Goods, Merchandize, and other Things which shall be loaded or unloaded in, or shall pass through the same, and all Owners and Masters of Ships, Merchants, and others resorting thereto, are and shall be subject to the several Regulations, and liable to the several Duties which they are or have been subject and liable to in the Port of *London*.

New Docks, &c. to be Part of the Port of *London*, and Vessels, &c. resorting thereto to be subject to the several present Port Regulations and Duties.

LXIII. And be it further enacted, That when any such Dock or Docks, Bason or Basons, and other Works to be made and built by virtue of this Act, shall be so far completed as to be fit and ready for the Reception of Ships, all the Ships and Vessels which shall arrive or come from any Part of the *East Indies* or *China*, into the River *Thames*, with Cargoes of Produce from the *East Indies* or *China*, shall unload or discharge the Whole of their respective Cargoes within some or One of the said Docks or Basons, and not elsewhere, save and except such Part or Parts thereof as may be directed by any Three or more of the Commissioners of His Majesty's Customs to be unloaded or discharged into any Lighter or other Craft in the Employ of the *East India* Company, at a certain Place within the said Port of *London* called *Long Reach*, for the Purpose of lessening the Draught of Water of any such Ship or Vessel, and the Goods, Wares, and Merchandize so unloaded or discharged, being Produce from the *East Indies* or *China*, and in respect whereof any Duties shall be payable, shall or may afterwards be stored or deposited in the Warehouses of the United Company of Merchants trading to the *East Indies*, according to the Laws now in force in relation to Goods, Wares, and Merchandize imported from the *East Indies* or *China*; and in case any Owner, Master, or other Person having the Command or Charge of any Ship or Vessel in the *East India* Trade, shall unload or discharge, or cause or permit, or suffer to be unloaded or discharged, any such Goods, Wares, or Merchandize, being Produce from the *East Indies* or *China*, at any Time or Times after any such Dock or Docks, Bason or Basons, shall be fit for the Reception of Ships as aforesaid, from his Ship or Vessel, in any other Place or Places, in or near the Port of *London* than within such Dock or Docks, Bason or Basons, save and except as herein-before mentioned, then and in every such Case every such Owner, Master, or other Person having the Command or Charge of such Ship or Vessel, shall for every such Offence, forfeit and pay the Sum of Five hundred Pounds.

The *East India* Ships are to unload their Cargoes within the Docks, except, &c.

LXIV. Provided always, and be it enacted, That, if at any Time or Times it should happen, that by reason of the said Docks or Basons being filled with Shipping, or of some Accident or other Cause, any Ship or Ships, Vessel or Vessels, which shall have come from the *East Indies* or *China* into the said River *Thames*, cannot be admitted into and unloaded within

And if at any Time *East India* Ships cannot be admitted into the Docks, the Commissioners of Customs

may authorize the Cargoes of those particular Ships to be discharged elsewhere.

within any of the said Docks, Basons, or other Works belonging to the said Company, pursuant to this Act, then and in every such Case it shall and may be lawful to and for any Three or more of the Commissioners of His Majesty's Customs in *England* for the Time being to permit the Cargo of any such Ship or Vessel, or any Part or Parts thereof, to be discharged at such other Place or Places, within the said Port of *London*, as they the said Commissioners shall direct and appoint.

Outward-bound *East India* Ships to load in the Docks or in the River below *Lime House Creek*.

LXV. And be it further enacted, That when any such Dock or Docks, Bason or Basons, and other Works, shall be ready for the Reception of Ships, all such of the Ships and Vessels belonging to or frequenting the Port of *London* as shall be used in the *East India* Trade shall, when and so often as the same shall be Outward-bound to the *East Indies* or *China*, ship, load, or take in all such Part of their respective Cargoes as shall be intended to be exported in any such Ship or Vessel from the Port of *London*, either in some or One of the said Docks or Basons, or in such Part of the said River *Thames* as shall be below *Limehouse Creek*; and if any Owner, Master, or other Person having the Charge or Command of any such Ship or Vessel, being so Outward-bound to the *East Indies* or *China*, shall ship, load, or take, or cause or permit, or suffer to be shipped, loaded, or taken on board of such Ship or Vessel any Part of the Cargo of such Ship or Vessel in the said Port or River elsewhere than in some or One of the said Docks or Basons, or than below *Limehouse Creek* aforesaid, then and in every such Case the Owner or Owners, Master, or other Person having the Charge or Command of such Ship or Vessel, shall for every such Offence, forfeit and pay the Sum of Two hundred Pounds.

No other than *East India* Ships and Vessels to use the Docks without the Consent of the Court of Directors of the *East India* Company.

LXVI. Provided also, and be it enacted, That no Ship or Vessel other than and except Ships and Vessels which shall have immediately come from, or shall be immediately bound to the *East Indies* or *China*, and other than Lighters and Craft, to convey, deliver, discharge, or receive Goods, Wares, or Merchandize, or any other Matter or Thing whatsoever to or from on board of any such Ships or Vessels, or to be used in relation to the loading, unloading, or Care of them in the said Docks or Basons, and other than and except Ships, Vessels, Lighters, and Craft bringing or carrying away Materials, or any other Matter or Thing for the building, Alteration, or Repairs of the said Docks and Basons, and the Erections, Buildings, and Appurtenances thereunto belonging, or to be used in or relating to the Buildings, Alterations, Repairs, or Cleanings of the said Docks and Basons, and their Appurtenances, shall at any Time go into the said Docks or Basons, or any of the Works belonging thereto for any Purpose whatsoever, without the Consent in Writing of the Court of Directors of the said United Company for that Purpose first had and obtained; and in case any Ship or Vessel, other than and except as aforesaid, shall at any Time go into any of the said Docks, Basons, or Works without such Consent as aforesaid, every Person having the Command of any such Ship or Vessel, other than and except as aforesaid, or who shall authorize, permit, or suffer her to go into any of the said Docks, Basons, or other Works, shall for every such Offence forfeit and pay the Sum of Fifty Pounds.

LXVII. And

LXVII. And, be it further enacted, That when and as soon as the said Docks and Basons, or any of them, shall be so far completed as to admit Ships, Vessels, or Craft to enter therein, no Ship or other Vessel shall anchor, moor, or lie in the River *Thames* within the Distance of Two hundred Yards of any Entrance or Entrances into the same Dock or Docks, Bason or Basons, save and except of such Entrance or Entrances as is or are appointed for the Entrance of Ships or other Vessels, or save and except such Ship or Vessel shall have come out of any of the said Docks or Basons within Twelve Hours last past; and if any Master, Pilot, or other Person or Persons having the Charge or Command of any Ship or Vessel anchored, moored, or lying within the Distance aforesaid of such Entrance or Entrances (save and except as aforesaid) shall not remove or cause to be removed therefrom such Ship or Vessel under his or their Command, within Twelve Hours after being required so to do by an Order in Writing signed by the said Dock Master or Dock Masters, his or their Assistant or Assistants, and left with some Person or Persons on board such Ship or Vessel, then and in every such Case every such Master, Pilot, and other Person so offending shall forfeit and pay any Sum not exceeding Ten Pounds nor less than Five Pounds, for every Twenty-four Hours that such Ship or Vessel shall be anchored, moored, or lying within the Distance aforesaid of such Entrance or Entrances.

For regulating the Moorings of Vessels near the Entrances into the Docks.

LXVIII. And, for the Security and Preservation of the said Works, be it further enacted, That before any Ship or other Vessel shall enter or pass into the said Docks and Basons, or any of them, such Ship or Vessel shall have her Sails lowered, so that she may not enter into or navigate in any of the said Works under Sail; and in case any Master or Pilot, or other Person having the Charge or Command of any Ship or Vessel, shall enter or navigate, or cause, or permit or suffer to enter or to be navigated, such Ship or Vessel under Sail into or in the said Docks and Basons, or any of them, every such Master, Pilot, and other Person so offending, shall, for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds nor less than Five Pounds.

No Vessel to enter into or navigate in the Works under Sail.

LXIX. And be it further enacted, That if any Person or Persons not acting by or under the Authority of the said Directors, or of the said Dock Master or Dock Masters, shall wilfully draw up or open any Draw-bridge or Swivel-bridge laid over or across any Entrance or Passage into the said Docks or Basons, or any of them, save and except for the Purpose of permitting any Ship or other Vessel to pass into or out of such Docks and Basons or any of them, so as to interrupt a free Passage for Travellers, Cattle, or Carriages, every such Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings; and if any such Draw-bridge or Swivel-bridge shall have been drawn up or opened for the Passage of any Ship or other Vessel, and such Draw-bridge or Swivel-bridge shall be kept drawn up, or left open longer than shall be necessary for the Passage of such Ship or other Vessel as aforesaid, through the Negligence or Carelessness of any Person or Persons belonging to such Ship or other Vessel, then and in every such Case the Master or other Person having the Charge or Command of such Ship or Vessel shall forfeit and pay, for every such Offence, any Sum not exceeding Five Pounds; but in case the same shall happen by the Neglect or Default

Draw-bridges and Swivel-bridges to be fastened after Vessels have passed.

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of any Officer or Servant of the said Company, such Officer or Servant shall forfeit and pay any Sum not exceeding Forty Shillings.

For preventing Obstructions and Nuisances in the Docks, &c. Penalties on Persons obstructing the Navigation, or wantonly, &c. opening Lock Gates, &c. and letting off Water, or suffering Vessels to strike upon Bridges or Locks.

LXX. And, for the better making and preserving of a free and clear Entrance, Navigation, and Passage into and within the said Docks and Basons, be it further enacted, That if any Master or other Person having the Charge or Command of any Ship, Lighter, Barge, Boat, or other Vessel, entering into, or navigating, using, lying, loading, or unloading within the said Docks, Basons, and other Works, or any of them, shall place, or permit or suffer to remain in any Part of the same respectively, such Ship, Lighter, Barge, Boat, or other Vessel, so as unnecessarily to obstruct the Navigation into or out of the said Docks or Basons, or the Entrances thereof, or any of them, and shall not, immediately upon Request made for that Purpose, remove the same respectively, every such Master, and other Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds, and also a Sum not exceeding Five Pounds for every Hour that such Obstruction shall remain after such Requisition; and it shall and may be lawful to and for any Dock Master, or other proper Officer to be appointed in pursuance and by virtue of this Act, to cause any such Ship, Lighter, Barge, Boat, or other Vessel to be removed in such Manner and to such Place as shall be proper for preventing or removing such Obstruction, or to be unloaded, if necessary, and to seize or distrain such Ship, Lighter, Barge, Boat, or other Vessel, and the Lading thereof, or any Part of such Lading, until the Costs and Charges occasioned by such Removal and unloading shall be paid; or if any Person or Persons shall wantonly, carelessly, or negligently open or cause to be opened any Lock Gate, Paddle, Valve, or Clough, belonging to any Lock to be erected on the said Works, or any of them, or wantonly or mischievously flush or draw off, or cause to be flushed or drawn off, any Water from the said Docks and Basons, or any of them, or shall suffer any Ship, Lighter, Barge, Boat, or other Vessel to strike or run upon any Bridge or Bridges, or Lock or Locks thereof, every Person so offending shall forfeit and pay, for every such Offence, any Sum not exceeding Ten Pounds.

To prevent other Nuisances in the Docks, &c.

LXXI. And be it further enacted, That if any Person or Persons who-soever, shall throw, cast, or put away any Ballast, Earth, Dust, Ashes, Stones, or other Things, into any Dock or Docks, Bason or Basons, Entrance or Entrances, to be made in pursuance of this Act, or into or upon any other of the Works to be made in pursuance of this Act, to the Prejudice thereof, or do any other Annoyance to the same respectively, or any Part thereof, every such Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds.

Vessels to unload within the Docks, as soon as may be, then to be removed.

LXXII. And be it further enacted, That each and every Ship and other Vessel having a Cargo on board thereof, which shall go into any of the said Docks, or of the Basons belonging thereto, shall be unloaded and discharged of the Cargo on board thereof as soon as conveniently may be after entering therein, and shall then without loss of Time, be removed into such Part of the said Docks and other Works as shall be set apart for

for light Vessels; and the said Dock Master or Dock Masters is and are respectively hereby authorized and required to order and cause to be removed and taken out of the said Docks and Basons, or any of them, all such light Ships or Vessels as are unfit for Service, or not intended to be loaded or fitted out for the *East Indies* or *China*; and in order that such Dock Master or Dock Masters may have Knowledge of such Ships and Vessels as are unfit for Service, or as are not intended to be loaded or fitted out for the *East Indies* or *China*, the Master or Owner of every such Ship or Vessel unfit for Service, or not intended to be loaded or fitted out for the *East Indies* or *China*, shall within Six Weeks after such Ship or Vessel shall have entered any of the said Docks or Basons, give Notice to the said Directors, that such Ship or Vessel is unfit for Service, or is not intended to be loaded or fitted out for the *East Indies* or *China*, as the Case may be, or on Failure therein such Master or Owner shall forfeit and pay any Sum not exceeding Twenty Pounds; and in case any Master, Owner or Owners, or other Person having the Charge or Command of any such Ship or Vessel, as last aforesaid, shall refuse or neglect to remove such Ship or Vessel from such Part of the said Docks and other Works as shall be set apart for light Vessels, within Forty-eight Hours after Notice in Writing shall have been given to such Master, Owner or Owners, or other Person respectively, signed by any such Dock Master, then and in every such Case he or they shall forfeit and pay any Sum not exceeding Ten Pounds nor less than Five Pounds, and the Dock Master or Dock Masters, his or their Assistant or Assistants, may remove or cause to be removed such Ship or Vessel out of the said Docks and Basons, or any of them, and lay or moor the same in such Part of the River *Thames* as shall be directed by any Harbour Master appointed in pursuance of an Act passed in the Thirty-ninth Year of the Reign of His present Majesty, intituled, *An Act for rendering more commodious, and for better regulating the Port of London*, upon Application made to him for that Purpose; and the Costs, Charges, and Expences of removing and mooring such Ship or Vessel (such Costs, Charges, and Expences being first settled and allowed by the said Directors) shall be paid to such Dock Master or Dock Masters, Assistant or Assistants, by the Owner or Owners, Master; or other Person having the Charge or Command of such Ship or other Vessel; and in case of Non-payment thereof on Demand, such Costs, Charges, and Expences shall and may be recovered by Warrant under the Hand and Seal of any Justice of the Peace for the said County of *Middlesex*, upon Proof of such Demand and Non-payment on the Oath of any credible Witness (which Oath such Justice is hereby empowered and required to administer), by Distress and Sale of such Ship or Vessel, or her Tackle, Apparel, or Furniture, or any Part thereof, rendering the Overplus (if any) after deducting the Charges of taking, keeping, and Sale of such Distress, to the Owner or Owners, Master, Factor, or Agents of or for such Ship or Vessel, upon the same being demanded.

Power for Dock Master or his Assistant to order out light Vessels, being unfit for Service or not intended to be fitted out for the *East Indies*;

and the Dock Master or his Assistants may remove such Vessel;

the Charges of such Removal on Non-payment to be levied by Distress and Sale;

LXXIII. And be it further enacted, That if any Master or other Person having the Charge or Command of any Ship, Lighter, Barge, Boat, or other Vessel, shall permit or suffer such Ship, Lighter, Barge, Boat, or other Vessel under his Charge or Command, to enter any of the said Docks or Basons, or any of the Works to be made by virtue of this Act, having on board any Gunpowder, or having any Gun or Guns thereof not unloaded or discharged or shall take, or cause, or permit, or suffer to

Vessels to land Gunpowder before entering the Dock Premises, and other combustible Matter to be removed within Twelve Hours.

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be taken on board such Ship, Lighter, Barge, Boat, or other Vessel, any Gunpowder, or cause, or permit, or suffer to be loaden or charged any Gun or Guns thereof during such Time as such Ship, Lighter, Barge, Boat, or other Vessel shall remain in any of the said Docks, Basons, or other Works, or shall permit or suffer any Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood, or other combustible Matter or Thing to be or remain upon the Deck of the Ship, Lighter, Barge, Boat, or other Vessel under his Charge or Command in the said Docks or Basons, or any of them above the Space of Twelve Hours after such Ship, Lighter, Barge, Boat, or other Vessel shall have entered the said Docks or Basons, or any of them, then and in every such Case every such Master and other Person having the Charge or Command of such Ship, Lighter, Barge, Boat, or other Vessel, so offending, shall forfeit and pay, for every such Offence, any Sum not exceeding Ten Pounds nor less than Five Pounds.

Fire, Candles,
or Lamps not
to be lighted
in the Dock.

LXXIV. And, for more effectually preventing Accidents by Fire in the said Docks and Dock Premises, be it further enacted, That if any Person whatsoever shall have or keep, or cause to be had or kept, any Fire, Candle, or Lamp lighted within any of the said Docks, or of the Basons or other Works which shall belong thereto, or on board any Ship or Vessel in such Docks or Basons respectively, at any Time or Times whatsoever, save and except such Fires or lighted Candles or Lamps as shall be necessary to be used in the making, building, finishing, repairing, altering, or improving of the same Docks, Basons, and other Works, or any of them, unless by the special Order, Authority, and Permission of the said Directors, or any Five or more of them, given in Writing under their Hands, the Person so offending shall for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds nor less than Five Pounds.

Punishment
for destroying
the Works.

LXXV. And be it further enacted, That if any Person or Persons shall knowingly, wilfully, or maliciously demolish, break down, cut, or injure any of the Works to be made by virtue of this Act, or any Ship or Vessel lying in any of the said Docks, Basons, or other Works, then and in every such Case every such Person shall be deemed guilty of Felony, and the Court before whom such Person or Persons shall be tried and convicted shall have Power and Authority to cause such Person or Persons to be transported for the Term of Seven Years, or in Mitigation of such Punishment may award such Sentence as the Law directs in Cases of Grand or Petty Larceny.

Penalty against
destroying
Ropes of
Vessels.

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

LXXVII. And

LXXVII. And be it further enacted, That if any Person or Persons shall steal, damage, break, demolish, or throw down any Lamp or Lamps, Lamp Iron or Irons, Post or Posts, which shall or may be set up near, unto, or about the said Docks and Basons respectively, or any of them, or near, unto, and about any Buildings which shall in pursuance of this Act be erected on or near the said Docks, Basons, or any of them, or shall wilfully extinguish the Light or Lights within any such Lamp or Lamps, or damage the Iron or other Furniture thereof, it shall and may be lawful to and for any Person or Persons whomsoever, who shall see such Offence committed, and also for any other Person or Persons, to arrest the Offender or Offenders by Authority of this Act, and, without any other Warrant, to convey him, her, or them into the Custody of a Peace Officer, in order to be taken before some Justice or Justices of the Peace for the County or Place wherein the Offence shall be committed, and thereupon such Justice or Justices shall proceed to examine upon Oath any Witness or Witnesses who shall appear to give any Information touching such Offence (which Oath the said Justice or Justices is or are hereby authorized and required to administer); and if the Party or Parties accused shall be convicted of any such Offence, either by his, her, or their Confession, or by the Testimony of any credible Witness or Witnesses as aforesaid, he, she, or they shall forfeit and pay any Sum not exceeding Forty Shillings for each Lamp, Lamp Iron, or Post, or other Furniture so broken, thrown down, or damaged, or for every Light extinguished as aforesaid, and moreover shall make full Satisfaction to the said Directors (as the Case may be), or to such Person as shall be duly appointed to receive the same, for the Damage so done; and in case such Offender or Offenders shall not on Conviction forthwith pay such Forfeiture, and make such Satisfaction as aforesaid, such Justice or Justices is or are hereby required to commit him, her, or them, to any Prison within the Jurisdiction of such Justice or Justices, for any Time not exceeding Thirty Days, and no such Offender or Offenders shall be discharged before the Expiration of the Time for which he, she, or they shall be so committed, unless such Forfeiture and Satisfaction shall be sooner paid and given.

LXXVIII. And be it further enacted; That the Master, or Owner or Owners of every Ship, Lighter, Barge, Boat, or other Vessel, and of every Raft or Float of Timber, shall be, and is and are hereby made answerable for any Damage, Spoil, or Mischief that shall be done by any such his or her Ship, Lighter, Barge, Boat, or other Vessel or Raft, or Float, or any of the Seamen, Boatmen, Watermen, or others belonging to or employed in or about the same, unto any of the said intended Docks or Basons, or unto any of the Bridges, Locks, Dams, Engines, or other Works, in, upon, or belonging to the same or any of them, or unto any of the Trenches, Aqueducts, Sluices, or Passages to be made as aforesaid, and also for any Trespass or Damage that shall or may be done to the Owners or Occupiers of any Buildings, Erections, Mills, Dams, Weirs, Lands, or Tenements, adjoining or lying near the said Docks and Basons, by leaving open Gates or otherwise, or any other Trespass whatsoever; and the said Master or Owner or Owners of any such Ship, Lighter, Barge, Boat, or other Vessel, Raft or Float, may be sued by Action for the same in any Court of Record, and if a Verdict or Judgement shall be given against him or them, on Proof made, or by Default, or upon Demurrer, the

Loc. & Per.]

25 X

Plaintiff

Penalty on
breaking or
extinguishing
Lamps.

Masters and
Owners of
Vessels, &c.
answerable for
Damages done
by their Offi-
cers and Ser-
vants.

Plaintiff or Plaintiffs, in every such Case shall recover his or their Damages thereby sustained with full Costs of Suit; and in case the Master, or Owner or Owners of any such Ship, Lighter, Barge, Boat, or other Vessel, or Raft or Float as aforesaid, shall be compelled to pay any Penalty, or to make Satisfaction for any Damage or Trespas by reason of any wilful Act or Default done or committed by his Servant or Servants, every such Servant or Servants shall be liable to pay such Penalty, or the Money paid for any such Damage or Trespas, to such Master, or Owner or Owners, and in case of Non-payment thereof on Demand, the same shall and may be recovered by such Master, or Owner or Owners, in like Manner as any Penalty is hereby directed to be recovered.

Directors empowered to make Bye Laws, Rules, Orders, and Regulations, for the Docks and their Appurtenances;

and to amend, alter, and repeal the same, and to fix Penalties for Non-observance not exceeding 5 l.

Bye Laws to be printed and distributed.

LXXIX. And be it further enacted, That it shall and may be lawful to and for the said Directors, or any Five or more of them, from Time to Time to make, ordain, and establish such Bye Laws, Rules, Orders, and Regulations, for the Observance and good Government of all Dock Masters, Collectors, Engineers, Surveyors, Workmen, Watchmen, Lightermen, Labourers, and others, appointed and employed on Behalf of the said Company, under or by virtue of this Act, and for the better regulating, governing, and managing the several Works, Matters, Accounts, and Things by this Act authorized and directed to be made, done, and performed by the said Directors, as well whilst the same are doing, as after they shall be finished and completed, and for the more safe and convenient shipping, lading, landing and discharging, carrying and conveying of Goods, Wares, and Merchandize to and from the said Docks, and for the employing, better governing, and regulating of all Masters of Vessels, Pilots, Lightermen, and others, within the said Docks, Basons, and other Works subject to the Controul and Directions of the said Directors by virtue of this Act, and such other reasonable Bye Laws, Orders, Rules, and Regulations, as they shall deem necessary and expedient for the due Execution of the Powers and Authorities hereby given to them, and also from Time to Time, as they shall see Occasion, to repeal, annul, add to, amend, or alter such Bye Laws, Rules, Orders, and Regulations, as to them the said Directors, or any Five or more of them, shall seem meet or requisite, and affix and appoint reasonable pecuniary Penalties, not exceeding Five Pounds for any One Offence, for the Non-observance, Non-performance, or other Breach of all or any such Bye Laws, Rules, Orders, and Regulations, or any Part of them; and the said Directors, or any Five or more of them, shall cause all such Bye Laws, Rules, Orders, and Regulations, to be printed, and distributed in the Port of *London*, and affixed upon or near some publick and conspicuous Parts of or belonging to the said Port and Docks, and upon some other publick and conspicuous Places adjacent; and each and every such Bye Law, Rule, Order, and Regulation shall, from and after the Expiration of Ten Days after the same shall have been so printed, distributed, and affixed, be good, valid, and effectual, and binding upon all Persons whomsoever, until the same shall be revoked, repealed, annulled, altered, or amended by virtue of this Act, provided that the same be not inconsistent with or repugnant to the Laws of that Part of the United Kingdom of *Great Britain and Ireland* called *England*, or to the Provisions and Directions in this Act contained.

LXXX. Provided

LXXX. Provided always, and be it enacted, That the Bye Laws, Rules, Orders, and Regulations so to be made by the said Directors, or any Five or more of them, shall be and are hereby declared to be subject to the Inspection and Controul of the said Company, and that it shall and may be lawful to and for the said Company, from Time to Time and at all Times when they shall think proper, at a General Meeting assembled for that Purpose, of which Ten Days Notice shall be previously given, (in like Manner as other Notices of their General Meetings are herein directed to be given) to inspect and consider the Bye Laws, Rules, Orders, and Regulations made by the said Directors, and (if the said Company, or the major Part of them present shall see fit) to revoke, repeal, annul, alter, or amend, the said Bye Laws, Rules, Orders, and Regulations, or any of them, and all such Bye Laws, Rules, Orders, and Regulations, so revoked, repealed, annulled, altered, or amended, shall from thenceforth cease, and be null and void to all Intents and Purposes whatsoever; and it shall and may be lawful to and for the said Company at any such Meeting to make other Bye Laws, Rules, Orders, and Regulations, instead thereof, and also any new Bye Law or Bye Laws, Rule or Rules, Order or Orders, Regulation or Regulations as they or the major Part of them shall think fit, and to affix and appoint reasonable pecuniary Penalties, not exceeding Five Pounds for any Offence, for the Non-observance, Non-performance, or other Breach of all or any such Bye Laws, Rules, Orders, Regulations, or any Part of them; and the said Bye Laws, Rules, Orders, and Regulations, so altered, amended, or made at any such General Meeting, shall be put into Writing, and may from Time to Time be varied, repealed, and others made in their Stead, at a General Meeting of the said Company to be held as aforesaid, but not by the said Directors, or otherwise; and all such Bye Laws, Rules, Orders, and Regulations, as shall be so made, altered, or amended by the said Company, shall be printed and distributed (save and except such of them as relate to the good Government of the said Company, or of the said Directors, Clerks, or Secretaries) in the Port of *London*, and affixed upon or near some publick and conspicuous Parts of or belonging to the said Port and Docks, and upon some other publick and conspicuous Parts adjacent thereto; and all such Bye Laws, Rules, Orders, and Regulations, as relate to the good Government of the said Company, their Directors, Clerks, or Secretaries, when signed by the Chairman of such respective General Meetings, shall be good, valid, effectual, and binding; and every other Bye Law, Rule, Order, and Regulation, shall, when so signed by such Chairman, and from and after the Expiration of Ten Days after the same shall have been so printed, distributed, and affixed, be good, valid, effectual, and binding upon all Persons whomsoever, provided that the same respectively be not inconsistent with or repugnant to the Laws of that Part of the United Kingdom of *Great Britain and Ireland* called *England*, or to the Provisions and Directions in this Act contained.

Such last-mentioned Bye Laws, Rules, Orders, and Regulations, to be subject to the Controul of the Company.

Company may inspect Bye Laws, and alter or annul any of them.

LXXXI. And whereas, by the making and using of the said Docks, Basons, and other Works hereby authorized to be made, the Lands which are intended to be taken and used for those Purposes, or considerable Parts thereof, will be rendered unproductive of Tythes, and it is expedient that proper Compensation should be made to the Owners of the said Tythes for the Time being in lieu thereof: And whereas the Principal

Compensation to be made for the Tythes of the Lands and other Premises to be taken for the Purposes of this Act.

pal and Scholars of the King's Hall and College of *Brazen Nose*, in the University of *Oxford*, and the Person or Persons entitled under them, are the present Owners of all the Tythes, both Great and Small, of Part of the Lands so intended to be taken and used; be it therefore enacted, That in order to the making of such Compensation as aforesaid, the yearly Quantity of Three Pecks of good clean wholesome marketable *English* Wheat, of the best Sort, for each and every Acre of the Lands and Premises, for the Tythes of which such Compensation is intended to be hereby provided, and after that Rate for any greater or less Quantity than an Acre, shall be deemed and considered as equal in Value to, and a full and adequate Compensation and Satisfaction for all the Tythes, both Great and Small, arising and payable upon or out of the same Lands and Premises; and the Sum of Six Shillings and Eight-pence *per* Bushel shall be considered and taken as and for the average Price of such Wheat at the Corn Exchange, in the City of *London*, during the Term of Fourteen Years next preceding the passing of this Act; and that there shall be paid and payable, from Time to Time, for ever, to the said Principal and Scholars, and their Successors, or to the Person or Persons for the Time being duly entitled to receive the same under them, such yearly Rent or Sum of Money as shall be equal in Value to Three Pecks of such Wheat, at such fixed average Price as aforesaid, for each and every Acre of all such Lands and other Premises, subject and liable to the Payment of Tythes, situated in the aforesaid Parish of *Saint Dunstan Stebonheatb* otherwise *Stepney*, or in any Part or Parts thereof, subject and liable to the Payment of Tythes, and by this Act authorized to be purchased, as shall be taken, and for the Time being kept, occupied, and made use of, in or for the making, maintaining, and using of the said Docks, Basons, Sluices, Roads, and other Works hereby authorized to be made, and the building and providing of Houses, Offices, Curtilages, and Gardens, for the Habitation and Use of the Officers and Servants to be employed in and about the Business and Management of the same Works respectively, and as shall be taken, and for the Time being kept, occupied, and made use of, in or for the digging for, laying, or placing of Earth, Gravel, Rubbish, Materials, Machines, or Utensils, in making, repairing, or altering, any of the said Works, or in or for the feeding of the Horses to be from Time to Time kept for and employed in the making, carrying on, and Management of the said Works, or of any of them, and also for each and every Acre of all such other tytheable Lands and Premises within the said Parish, or in any Part or Parts thereof respectively, subject and liable to the Payment of Tythes, as shall be purchased under or by virtue of this Act, and after that Rate for any greater or less Quantity than an Acre; and such of the said yearly Rent or Sum of Money as shall be payable for or in respect of the Lands and Premises to be taken, kept, occupied, and made use of in the making, maintaining and using of the said Docks, and the Basons, Sluices, Roads, and other Works and Premises which shall belong thereto, and in the actual Occupation of the said Company, or their Officers or Servants, by virtue or in pursuance of this Act, shall be issuing out of and charged upon the same, and every Part thereof, and shall be payable and paid by the said *East India* Dock Company with and out of the several Rates and Tolls hereby granted or made payable to them; and which said yearly Rent or Sum of Money shall be and are hereby declared to be in lieu and full Compensation, Satisfaction, Bar, and Extinguishment of and for all Tythes
and

and Portions of Tythes, both Great and Small, arising and payable upon or out of all the Lands and Premises whatsoever in the said Parish of *Saint Dunstan Stebonheath* otherwise *Stepney*, or in any Part or Parts thereof, subject and liable to the Payment of Tythes, which shall be so taken, and for the Time being kept, occupied, and made use of as aforesaid, and for or in respect of which such yearly Rent or Sum of Money shall be payable respectively; and the said yearly Rent or Sum of Money shall be payable and paid to the said Principal and Scholars, and their Successors, or to the Person or Persons for the Time being entitled to the same under them, at the Parsonage House for the Time being of the said Parish of *Stebonheath* otherwise *Stepney*, or at such other Place or Places, within the said Parish, as the same Principal and Scholars, or their Successors, or Person or Persons, shall appoint, by equal Half-yearly Payments and Portions, upon the Twenty-fourth Day of *June* and the Twenty-fifth Day of *December* in every Year, for ever, clear of all parochial Taxes, Rates, Dues, and Assessments whatsoever, the First Payment thereof to become due and be made upon the First of those Days which shall next happen after the Possession of such Lands and Premises respectively shall have been obtained by the said *East India Dock Company*.

LXXXII. Provided always, and be it enacted, That it shall be lawful for the said Principal and Scholars, and their Successors, or to and for the Person or Persons to be for the Time being entitled under them as aforesaid, at any Time after the Expiration of Fourteen Years to be computed from and next ensuing the Day or Days as aforesaid appointed for the Payment of the said yearly Rents or Sums of Money, by Writing under their or his Hands or Hand, to apply to the Justices of the Peace at any General or Quarter Sessions to be holden for the said County of *Middlesex*; (first giving Notice in Writing to the said *East India Dock Company* respectively Six Calendar Months at least before such Application, of his or their Intention so to do), to have the average Price of Wheat again enquired of and ascertained; and the said Justices of the Peace shall and may, and they are hereby required, at the same or at the next General or Quarter Sessions of the Peace to be holden for the said County, to enquire into and ascertain, by or from or by Means of the *London Gazette*, so long as the Returns of the average Price of Corn and Grain shall be published therein, and in case of no such Publication then by such Ways or Means as they shall think equitable or proper, the average Price of good marketable Wheat at the Corn Exchange, in the City of *London*, for the Term of Fourteen Years next preceding such Application; and after such average Price shall have been so ascertained and fixed, the Amount of all future Payments of such yearly Rent or Sum of Money in lieu of Tythes, as herein mentioned, shall be equal to the Value of the respective proper Quantities of Wheat computed at the said Rate of Three Pecks *per Acre*, and according to the average Price which shall have been last ascertained and fixed by the Court of General or Quarter Sessions, and so from Time to Time, as often as any such Application shall be made as aforesaid: Provided no such Application be made after the Expiration of Fourteen Years from the Time any such average Price shall have been last ascertained and fixed in pursuance of this Act.

The Average Price of Wheat may be re-ascertained at the End of every 14 Years for the Purpose of making such Compensations.

Tythes in the Parish of Bromley Saint Leonard how to be valued and paid.

LXXXIII. And be it further enacted, That full Recompence, Satisfaction, and Compensation, by an annual Rent or Rents, shall be made by the said *East India Dock Company* for all the Tythes, both Great and Small, of the Lands within the Parish of *Bromley Saint Leonard* aforesaid, which shall or may be taken or made use of by the said Company, for the Purposes and in pursuance of the Powers of this Act, to the respective Persons entitled to such Tythes, in case such Lands had not been so taken or made use of according to their respective Interests therein; such Tythes to be estimated at the Value of the Year One thousand eight hundred and two, such Value to be ascertained (in case of any Difference concerning the same) in like Manner as the Value of any Lands, Tenements, or Hereditaments is herein-before directed to be ascertained.

Remedy for recovering Compensation for Tythes.

LXXXIV. Provided also, and be it enacted, That if Default shall be made in the Payment of the several yearly Rents or Sums of Money hereby made payable or to be paid by virtue of this Act, in lieu of Tythes as aforesaid, or of any Part thereof respectively, for the Space of Twenty-one Days next after any of the respective Times appointed for the Payment of the same, then and in every such Case the said Principal and Scholars, and their Successors, and the several and respective Persons entitled to the same respectively, or any of them, shall and may have and exercise such and the same Powers and Remedies for recovering and receiving the said respective yearly Rents or Sums of Money, or any Part thereof respectively, together with all Costs and Charges which shall be occasioned by the Non-payment of the same, as by Law are provided and given to Landlords for the Recovery of Fee Farm Rents or Rack Rents in Arrear.

Compensations to be made by the *East India Dock Company* for Deficiencies of Assessments for Land Tax and Paving, Cleansing, Lighting, and Poors Rates.

LXXXV. And be it further enacted, That the said *East India Dock Company* shall, from and after the passing of this Act, for and during the Term of Seven Years, or such other shorter Time within which the said several Works hereby directed to be made or done by or on Behalf of them shall be completed, be subject and liable to make good to the same last mentioned Parishes and Hamlet of *Poplar* and *Blackwall*, with and out of the Monies to arise and be received by them the said *East India Dock Company*, under or by virtue of this Act, all such Sum or Sums of Money, which during such Term shall be deficient in respect of the Produce of the Assessments for Land Tax, and Paving, Cleansing, and Lighting, and Poors Rates, within the said Parish and Hamlet, or either of them, by reason or means of the Alterations arising from or occasioned by the making and building of the said Docks, and the Basins and other Works and Premises which shall belong thereto, according to the Produce of such several Assessments and Rates respectively, from *Lady Day* One thousand eight hundred and two to *Lady Day* One thousand eight hundred and three, and shall pay the same accordingly to the several Collectors of the said Taxes and Rates: Provided always, that when and so soon as possible after this Act shall be carried into Execution, the Produce or Payments for and in respect of the several Assessments for Land Tax, and Paving, Cleansing, and Lighting, and Poors Rates, or any of them, of and for all and singular such Houses, Buildings, Lands, Tenements, and Hereditaments whatsoever, as for the Time being shall be standing upon or Part of the Lands and other Hereditaments

ments in the said Parishes and Hamlet respectively, which shall be purchased for making, building, and using the said Docks, and the Basons, and other Works and Premises which shall belong thereto, shall raise a larger Sum of Money as and for such respective Assessments than the Sum raised by such Assessments from *Lady Day* One thousand eight hundred and two to *Lady Day* One thousand eight hundred and three, of and for all and singular such Houses, Buildings, Lands, Tenements, and Hereditaments whatsoever, now situated in the said Parishes and Hamlet respectively as shall be purchased for the same last mentioned Purposes, that then the Surplus shall in the First Place be applied and paid to the said *East India* Dock Company towards reimbursing them what they shall have paid for or in respect of the aforesaid Deficiencies in the Assessments for Land Tax, and Paving, Cleansing, and Lighting, and Poores Rates respectively, and so from Time to Time when and as often as there shall be any Surplus, until the said *East India* Dock Company shall be wholly reimbursed and repaid all Monies which they shall have disbursed to make good such Deficiencies.

LXXXVI. And whereas, by reason of making the said Docks, Basons, and other Works hereby authorized, there may be Deficiencies in the Produce of the Rates for the making and repairing of Sewers, be it therefore further enacted, That from Time to Time, when and so often as during the making of the said Works respectively, any Rates shall be made by the Commissioners of such Sewers as may be affected by any of the said Works, the said *East India* Dock Company shall pay to the Treasurer for the Time being of the said Commissioners of Sewers, or to such Person as the said Commissioners shall appoint to receive the same, so much and such Proportion of the said Rates as would have been payable, if this Act had not been made, for and in respect of the Lands and Premises which for the Time being shall be taken, kept, and made use of for making, completing, and managing the said Docks, and the Basons and other Works which shall belong thereto, such Proportions to be ascertained, during the making of the said Works respectively, by Means of the last Rates made by the Commissioners of Sewers, before the passing of this Act; and when and after the said Works shall be completed respectively, the said *East India* Dock Company shall then become and be and remain liable in respect thereof, to the Assessments and Payments for Sewers in common with the Rest of the Inhabitants of the said Hamlets; and that in case Default shall be made in the Payment of the said respective Proportions of the said Sewer Rates so directed and required to be paid, or of either of them, or any Part thereof respectively, from the said Space of Twenty-one Days after the same shall be due and demanded, then and in every such Case it shall be lawful for the said Commissioners of Sewers, in the Name of their Clerk, Surveyor, or other Person to be by them named for that Purpose, to sue for and recover the same respectively by Action or Actions at Law against the said *East India* Dock Company.

Compensation to be made for Deficiencies of Sewer Rates.

Remedy for recovering the same.

LXXXVII. And, if by reason of the Regulations intended by this Act to be made, *Thomas Pitcher*, or the Owner, Proprietor, or Occupier for the Time being of the Docks, Slips, Dock Yard, and Premises at *Northfleet*, in the County of *Kent*, known by the Name of *Pitcher's Yard*, should receive any actual Loss or Injury by reason of the Trouble and

Expence

Compensation to be made to the Owners, &c. of Docks, Slips, and Dock Yard, in the Port of London, if injured by the intended Regulations.

Expence of conveying Ships and Vessels to and from the said Yard for the Purpose of Repairs, or by any other Means, or if any of the Owners, Proprietors, or Occupiers, of any other of the Docks, Slips, and Dock Yards in the Port of *London*, should be injured, and the Property in the said several Docks, Slips, and Dock Yards respectively should become less valuable, or if by reason thereof any Person or Persons interested in the Trade carried on at such Docks, Slips, and Dock Yards, or any of them, should sustain actual Loss or Damage, be it enacted, That the Commissioners for Compensations herein-after mentioned and described shall and they are hereby required to make, or cause to be made, such just and liberal Compensation or Satisfaction, by Purchase or by Employment, or otherwise, to the said *Thomas Pitcher*, or such Owners, Proprietors, and Occupiers of, and other Persons interested in the Trade carried on at such Docks, Slips, and Dock Yards respectively, or any of them so rendered less valuable, for the Injury, Loss, or Damage, which shall have been thereby suffered or sustained, as shall be agreed on between the said Commissioners and the said *Thomas Pitcher*, and such respective Owners, Proprietors, Occupiers, and other Persons interested in such Trade as aforesaid; and the Money to be paid for the Purchase of such Docks, Slips, and Dock Yards respectively, or any of them, shall be applied and disposed of in such and the like Manner as the Money to be paid for the Purchase of any Lands, Tenements, and Hereditaments to be purchased for the several Purposes of this Act, are herein directed to be applied and disposed of.

Commissioners of Compensations in the *West India Dock Act* to be the Commissioners for the like Purposes under this Act.

LXXXVIII. And whereas by an Act passed in the Thirty-ninth Year of the Reign of His present Majesty, intituled, *An Act for rendering more commodious, and for better regulating the Port of London*, certain Persons were appointed Commissioners for managing the Business of certain Compensations directed to be made by the said Act; be it therefore enacted, That the Commissioners of Compensations appointed in or to be appointed by virtue of the said Act, shall be the Commissioners under this Act to settle, ascertain, and determine what Compensation shall be made to the Owners, and Occupiers of such Docks, Slips, and Dock Yards respectively, and the said Commissioners shall have the same Powers and Authorities for putting in Execution this Act, with respect to the Compensations hereby directed to be made, as they have by the said Act with respect to the Compensations thereby directed to be made; and the respective Parts of the said Act, and all and every the Clauses, Powers, Provisions, Matters, and Things therein contained relating to the said Commissioners thereby appointed, and the Compensations thereby provided for or directed to be made, and the Mode of ascertaining such Compensations, shall extend and be applicable and applied to this Act, and the Compensations hereby directed to be made, as fully and effectually to all Intents and Purposes whatsoever as if such Parts of the said Act, and such Clauses, Powers, Provisions, Matters, and Things were repeated and re-enacted in this Act; and the said Compensations shall be paid and made out of all and every of the Duties, Revenues, and Income composing the Fund called *The Consolidated Fund*, in the same Manner as the Compensations by the said former Act directed are thereby provided to be paid, and that the Tolls, Rates, or Duties on Tonnage, or by any other Act or Acts in force and effect imposed for raising a Fund for making Compensations directed to be made by virtue of the said recited Acts, shall also be

be paid and applied for making good the Monies which shall and may be paid out of the said Consolidated Fund for making the Compensations to be settled and ascertained by the said Commissioners by virtue of this Act.

LXXXIX. And be it further enacted, That no Claim shall be received or admitted by the said Commissioners for any Compensation until after the Expiration of Three Years next after any Rate granted or made payable by virtue of this Act, for or in respect of any Ship or Vessel entering into or using any of the Docks or Basons to be made by virtue of this Act shall have been taken; and the said Directors shall and they are required to cause Notice to be given in the *London Gazette*, and Two or more publick Newspapers usually circulated in *London*, of the Day on which such Rate shall have been taken, within the Space of Fourteen Days after the Day on which such Rate shall have been taken; and all and every Bodies and Body Politick, Corporate and Collegiate, Corporations Aggregate and Sole, and other Persons and Person whomsoever, who shall deem himself, herself, or themselves intitled to any such Compensation, shall within One Year after the Expiration of the said Three Years, enter a Memorial or Memorials of such their respective Claims in a Book to be for that Purpose prepared and kept by the Clerk of the said Commissioners, which Book the said Clerk is hereby required to prepare and keep accordingly, and for which Entry such Clerk shall be entitled to such Fee, and no other, as the Register of the County of *Middlesex* is by the Law intitled to for the Registry of a Memorial containing the same Number of Words; and that in case any Body Politick, Corporate or Collegiate, Corporation Aggregate or Sole, or other Person or Persons whosoever, shall refuse or neglect to enter, or cause to be entered, such Memorial or Memorials of such his, her, or their Claim or Claims in Manner aforesaid, within One Year next ensuing the Expiration of the said Term of Three Years, then and in every such Case all and every such Bodies and Body Politick, Corporate and Collegiate, Corporations Aggregate or Sole, and other Persons and Person whosoever so refusing or neglecting to enter such Memorial or Memorials in Manner and within the Time aforesaid, shall be and is and are hereby declared to be, barred and excluded from all Right and Title to any such Compensation or Compensations whatsoever, under or by virtue of this Act, any Thing herein contained to the contrary thereof in anywise notwithstanding: Provided nevertheless, that if any Person or Persons intitled to, or who might claim any such Compensation, shall be absent from the United Kingdom of *Great Britain* and *Ireland* during the whole of the said One Year, and there shall not be any Person in the said United Kingdom duly empowered to act for him, her, or them in that Behalf, then and in every such Case it shall and may be lawful to and for the Person or Persons so being, or having been absent to enter a Memorial or Memorials of his, her, or their Claim or Claims in Manner aforesaid at any Time within Two Years next ensuing after the Expiration of the said Term of Three Years; or in Default thereof such Person and Persons shall be and is and are hereby declared to be, in like Manner barred and excluded from all Right and Title to any such Compensation under or by virtue of this Act.

No Claims to be made for such last mentioned Compensations, until Three Years after Notice of the Docks, &c. being ready for Use.

Claimants
may recover
Compensation
Money from
Persons who
have wrong-
fully received
the same.

XC. Provided always, and be it enacted, That nothing herein contained shall extend, or be construed to extend, so as to hinder or prevent any Person or Persons whomsoever, so as aforesaid barred of any Right, Title, Claim or Demand of or to any such Compensation, from commencing or bringing any Action or Actions of Debt, or for Money had and received for his, her, or their Use, against any Person or Persons, or the legal Representatives of the Person or Persons who shall have received all or any Part of the Compensation Money to which the Person or Persons so barred might have been entitled, if he, she, or they had claimed and proceeded as aforesaid in due Time; and that in every such Case the respective Plaintiffs, on due Proof of his, her, or their Right and Title to any such Money, shall recover the same, with legal Interest in respect thereof, from the Person or Persons so receiving such Compensation Money, or from his, her, or their legal Representatives.

Rates appointed
to be paid
to the *East
India Dock
Company* for
Ships using
the Dock.

XCI. And, in Consideration of the great Charges and Expences which the making, building, erecting, and providing of such Docks, Basons, Sluices, Bridges, and other Works authorized and intended to be made in pursuance of this Act as aforesaid, and the supporting, maintaining, and keeping of the same in Repair for the future, be it further enacted, That there shall be payable and paid to the said *East India Dock Company*, or to their Collectors, Receivers, or Agents, for the Use of the said *East India Dock Company*, for every Ship or Vessel entering into and using any Dock or Docks, Bason or Basons, or other Works to be made by virtue of this Act, by the Master or other Person having the Charge or Command of such Ship or Vessel, or by the Owner or Owners thereof, the several and respective Rates following; (that is to say),

For every such Ship or Vessel (except Country Ships or Vessels hereinafter described) entering Inwards, and unloading her Cargo in the said Docks, and loading her Cargo Outwards in the said Docks, the Rate or Sum of Fourteen Shillings *per* Ton, according to the Register Tonnage of such Ship or Vessel, to be paid within Ten Days, after such Ship or Vessel shall be cleared Inwards:

For every Ship or Vessel built in the *East Indies* (called *Country Ships*) and navigated by *Lascars* (not less than Two-thirds of her Crew being *Lascars*), entering Inwards, and unloading her Cargo in the said Docks, and loading her Cargo Outwards in the said Docks, the Rate or Sum of Twelve Shillings *per* Ton, Register Tonnage as aforesaid, to be paid within Ten Days after such Ship or Vessel shall be cleared Inwards; the last mentioned Rate being Two Shillings *per* Ton less than the Rate on other Ships or Vessels, in Consideration of the Expences of and in the Maintenance of the *Lascars* whilst such Country Ships or Vessels are unloading:

For every Ship or Vessel loading Outwards in the said Docks, being a new Ship, or not having upon her last Arrival unloaded Inwards therein, the Rate or Sum of Four Shillings *per* Ton, Register Tonnage as aforesaid, to be paid before such Ship or Vessel shall depart from the Docks:

In case any such *British*, or Country, or other Ship or Vessel, having unloaded her Cargo in the said Docks, shall remove from the said Docks before

before loading any Cargo Outwards, and shall not load any Cargo Outwards in the said Docks, there shall be allowed and returned, in respect thereof, the Sum of Two Shillings out of every such Fourteen Shillings or Twelve Shillings respectively, to be repaid before such Ship or Vessel shall sail from the said Port of *London* :

And in case such Ship or Vessel shall have completed her regular Number of Voyages, or shall not be continued in the *East India* Trade, there shall be allowed and returned, in respect thereof, for the last Voyage of such Ship or Vessel in such *East India* Trade, the Sum of Four Shillings out of every such Fourteen Shillings or Twelve Shillings respectively, to be repaid within One Calendar Month after such Ship or Vessel shall be removed from the Dock.

And there shall also be payable and paid to the said *East India* Dock Company, or to their Collectors, Receivers, or Agents, for their Use, for all Goods, Wares, and Merchandize imported or brought from the *East Indies* or *China*, which shall be landed, unshipped, or discharged from on board of any Ship or Vessel entering into and using any of the said intended Docks or Basons, by the *East India* Company, or by any other Owner or Owners, Consignee or Consignees of such Goods, Wares, and Merchandize respectively (over and above and besides the Rates herein-before granted and specified) the Rate following; (that is to say),

For all Goods, Wares, and Merchandize imported or brought from the *East Indies* or *China*, or coming from the *East Indies* or *China*, and unloaded in the said Docks, the Rate or Sum of Two Shillings *per* Ton, (such Ton to be estimated and calculated on all Goods, Wares, and Merchandize whatever, according to the usual and accustomed Mode of estimating and calculating Tons of Goods, Wares, and Merchandize by the *East India* Company), which Rate or Sum shall be paid in respect of all such Goods, Wares, and Merchandize so imported or brought by or for the said *East India* Company, within Three Months after the Ship or Vessel containing such Goods, Wares, or Merchandize shall be cleared; and in respect of all such Goods, Wares, and Merchandize so imported or brought by or for any other Person or Persons, such Rate or Sum of Money shall be deducted out of the Produce of such Goods, Wares, and Merchandize, at the Sales thereof, by the Receiver of the *East India* Company, and shall by him be paid over to the Collector or Receiver for the said *East India* Company as soon after such Sales as the Account of such privileged or private Trade of such Goods, Wares, and Merchandize can be made up.

Which several Rates or Sums of Money shall be accepted and taken for and in Satisfaction of the Use and Convenience of the said Docks, and all Charges and Expences of the navigating, mooring, unmooring, removing, and Management of such Ship or Vessel, from her Arrival at the Entrance into the said Docks until such Ship or Vessel shall be unloaded and removed from the said Docks, and also the unloading or unshipping of her Cargo and Stores within the said Docks, and also for the loading of her Cargo and Stores within the said Docks, together with the Use of the Light Dock for any Space of Time, not exceeding Six Calendar Months from the Time of unloading such Ship or Vessel, in
case

case there shall be sufficient and convenient Space for the Reception of such Ship or Vessel in such Light Dock during such Six Calendar Months; and all such Rates shall be and are hereby vested in the said *East India* Dock Company, and their Successors, Executors, Administrators, and Assigns (holding for the Time being Shares of the aforesaid Capital Stock), as their own proper Monies, for the several Purposes herein mentioned; and such several Rates shall be paid to the Officer or Officers, or Person or Persons, appointed to collect and receive the same as aforesaid.

Exemptions.

XCII. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend so as to charge with the said Rates any Lighters or Craft entering into the said Docks, Basons, or other Works, or any of them, to convey, deliver, discharge, or receive Goods, Wares, or Merchandize, or any other Matter or Thing whatsoever, to or from on board of any Ship or Ships, Vessel or Vessels, in such Docks, Basons, or other Works, or any of them.

Manner of recovering Rates.

XCIII. And to the Intent that the Rates imposed by this Act may be more effectually collected and levied, be it further enacted, That in case any Owner or Owners, or Master or other Person having the Charge or Command of any Ship or other Vessel charged or chargeable with any of the Rates or Duties granted by this Act, shall refuse or neglect to pay the same, then and in every such Case it shall from Time to Time be lawful for the Collector or Collectors, to be duly appointed in pursuance of this Act, to go on board of such Ship or other Vessel, to demand, collect, and receive the said Rate, and on Nonpayment thereof, to take and distrain such Ship or other Vessel, and all her Tackle, Apparel, and Furniture thereto belonging, or any Part thereof, and the same to detain until the said respective Rates shall be satisfied and paid; and in case of any Neglect or Default in Payment of the said Rates, or any of them, for the Space of Five Days next after any Distress or Distresses so made or taken, then and in such Case it shall and may be lawful to and for the said Collector or Collectors to cause the same to be appraised by Two or more Sworn Appraisers, or other sufficient Persons not interested therein, and afterwards to sell the said Distress or Distresses, and therewith to satisfy himself or themselves as well for and in respect of the Rates so neglected or refused to be paid as for and in respect of his or their reasonable Charges in taking, keeping, appraising, and selling the same, rendering the Overplus (if any) to the Owner or Owners, or Master or other Person having the Charge or Command of such Ship or Vessel, upon Demand.

Persons eluding the Payment to continue chargeable.

XCIV. And be it further enacted, That if any Master, Owner or Owners, or other Person or Persons having the Charge or Command of any Ship or other Vessel, shall by any Means whatsoever, at any Time or Times, elude or evade the Payment of the Rates hereby made payable, or any Part thereof, each and every Person eluding or evading Payment as aforesaid shall stand charged with, and be liable to the Payment of such Rates so eluded or evaded, and such Rates shall and may be recovered from such Master or Owner or Owners respectively, or other Person or Persons as aforesaid, by the said Directors, in the Name of the Secretary of the said Company of Proprietors, by Action of Debt or on the Case, in any
of

of His Majesty's Courts of Record at *Westminster*, wherein no *Essoign*, *Protection*, *Wager of Law*, or more than One *Imparlance* shall be allowed.

XCV. And be it further enacted, That the Tonnage or Admeasurement of all Ships and Vessels liable to the Payment of any of the Rates of Tonnage by this Act imposed, shall be ascertained according to the certified Tonnage in the Ship's Register, and the Master or other Person having the Command of each and every such Ship or Vessel is hereby required to produce such Certificate of Registry, at the Time of Payment of the said Rates, to the Person or Persons who shall be duly authorized to collect and receive such Rates, and in case of any Dispute in or about the same, then and in such Case the Tonnage of such Ship or Vessel shall be ascertained in the Manner and according to the Directions of an Act made in the Twenty-sixth Year of the Reign of His present Majesty, intituled, *An Act for the Encouragement of Shipping and Navigation*.

To ascertain the Tonnage or Admeasurement of Ships.

XCVI. And be it further enacted, That for more easily collecting the said Rates, the Collector and Collectors thereof, and such other Person and Persons as the said Collectors shall respectively, from Time to Time, duly appoint in that Behalf, shall at all proper and seasonable Times, have at the Custom House free Access to and Inspection of the respective Registers and Papers of all and every Ship and Ships resorting to the Port of *London*, on or after their Entry or Clearance at the Custom House, paying or tendering for every such Access and Inspection the Sum of One Shilling and no more.

Collectors, etc. to have Access to Registers of Ships at the Custom House.

XCVII. And be it further enacted, That if the Collector or Collectors of any of the said Rates, or such other Person or Persons as the said Directors shall duly nominate and appoint in that Behalf, and the Master or other Person having the Charge or Command of any Ship or other Vessel, shall disagree respecting the Tonnage of such Ship or other Vessel, then and in every such Case, it shall and may be lawful to and for the said Collector or Collectors, or Person or Persons appointed as aforesaid, from Time to Time and at all Times convenient and reasonable, to stop, detain, enter into, measure, and gauge the same; and in case the same shall upon such measuring or gauging appear to be of greater Tonnage than shall be then set forth and contained in the Account which shall have been given thereof by such Master or other Person, then and in every such Case the Master or Person giving in such Account shall pay the Costs and Charges of such measuring or gauging, all which said Costs and Charges, upon Refusal of Payment thereof on Demand, shall and may be recovered and levied by such Ways and Means, and in such Manner as the said Rates are hereby appointed to be recovered and levied; but if any such Ship or other Vessel shall be found to be of the same or of less Tonnage than the same shall by such Account appear to be of, then and in every such Case the said Collector or Collectors, or other Person or Persons as aforesaid, shall pay the Costs and Charges of such measuring or gauging, and shall also pay such farther Damages as shall appear to any Two or more Justices of the Peace acting in or for the said County of *Middlesex*, on the Oath of any credible Witness, to have arisen from such Detention, and in Default of immediate Payment thereof by

Powers to measure, &c. Ships and Vessels.

[*Loc. & Per.*]

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such

Penalty on any Person obstructing such measuring, etc.

such Collector or Collectors, or other Person or Persons as aforesaid, the same shall and may be recovered in any of His Majesty's Courts of Record, by Action of Debt, Bill, Plaint, or Information, wherein no Essoign, Wager of Law, Privilege or Protection, nor more than One Imparance shall be allowed; and if any Master, Commander, or other Officer of any Ship or Vessel, or any other Person or Persons whatsoever, shall obstruct or hinder any Person or Persons so employed from measuring or gauging any Ship or Vessel, in pursuance of this Act, every such Master, Commander, or other Person, shall, for every such Offence, forfeit and pay any Sum not exceeding Ten Pounds over and above the said Rates.

Custom House Officers not to discharge any Vessel before Duties paid.

XCVIII. And, to the Intent that the Rates or Duties by this Act imposed may be duly accounted for and paid, be it further enacted, That, from and after the passing of this Act, no Collector of His Majesty's Customs Inwards or Outwards in the Port of *London*, shall on any Presence whatever, permit or allow any Ship or Vessel that shall have unloaded or loaded in the said Docks or Basons, or any of them, and on which the several Rates of Tonnage are by this Act imposed, to be cleared Inwards or Outwards, unless and until the Master or other Person having Charge of such Ship or Vessel shall have paid to the Officer or Person appointed to receive the same, the full Rates of Tonnage to be demanded and taken by virtue of this Act, with regard to such Ship or Vessel, in respect of having unloaded or loaded in such Dock or Docks, Bason or Basons, of which Payment the Signature of the Officer or Person so receiving such Rates, to the Manifest, Content, Cocket, Sufferance, or other Document to be produced to the said Collector at the Time of clearing such Ship or Vessel, shall be and be deemed to be good and sufficient Evidence; and such respective Officers and Persons so receiving such Rates shall and they are hereby required at the Time of the Payment thereof, to sign and give such Manifest, Content, Cocket, Sufferance, or other Document, without Fee or Reward, upon Pain of Forfeiture of Twenty Pounds.

Power to the Directors to lower, and again to raise the Rates granted to the *East India Dock Company*, so as in case of raising they shall not be higher than as expressed in the Table, and so as every such Alteration of the said Rates be approved of by the Company.

XCIX. Provided always, and be it enacted, That it shall and may be lawful to and for the said Directors, or any Five or more of them, at any Time or Times after examining and inspecting the Accounts to be kept of the said Docks, Sluices, Bridges, Roads, and other Works and Conveniencies to be by them, or by the said Company, made, erected, and maintained, by virtue and in pursuance of this Act, to reduce or discontinue all or any of the Rates hereby granted and made payable to the said *East India Dock Company*, and also to advance or revive the same again, in such Manner as to them shall from Time to Time seem meet and expedient, so as the said Rates, when so advanced or revived again, do not exceed the Rates herein-before granted, and so as every such Alteration of the said Rates shall be approved of by the said Company at some General Meeting; and the Rates so reduced or revived shall and may, from Time to Time, be collected, received, or recovered, by such Ways and Means as the original Rates hereby granted are authorized to be collected, received, and recovered.

C. And

C. And be it further enacted, That, from and after the Time when the Docks, Basons, and other Works herein-before authorized to be made, shall be completed so as to be ready for the Reception of Ships, the said *East India* Dock Company and their Successors shall, and they are hereby required (inevitable Accidents only excepted), at their own Costs and Charges, to keep, or cause to be kept, the said Docks, Basons, and other Works, with their Appurtenances, in good and sufficient Repair, and well and sufficiently supplied with Water, so as at all Times thereafter to be fit for the Reception of Ships and Vessels arriving from or bound to the *East Indies* or *China*, and for the convenient Passage and Repassage of such Ships and Vessels to and from the said Docks and Basons, and for the convenient loading, unloading, and mooring of the said Ships and Vessels; and the said *East India* Dock Company and their Successors shall, and they are hereby required at their own Costs and Charges to construct and make, or cause to be constructed and made, such Locks and other Works as shall enable Lighters and Craft, loaded or unloaded, at all Times of the Tide, in a reasonable Manner to pass and repass to and from the River *Thames* into and from the said Docks and Basons, and the said Ships and Vessels, loading and unloading, or being therein; and the said *East India* Dock Company and their Successors shall, and they are hereby required at their like proper Costs and Charges, with all reasonable Dispatch, and in a convenient Manner to load and unload, and take Care of, or cause to be loaded, unloaded, and taken Care of, all such Ships and Vessels as by this Act are required or authorized to be loaded, unloaded, and moored in the said Docks and Basons.

The Docks and other Works to be kept in proper Repair, and made commodious for the Shipping and Business to be conducted therein.

CI. Provided always, and be it further enacted, That the Owners and Commanders of all the Ships and Vessels in the Service of or employed by the said United Company, shall remain answerable and liable to the said United Company and their Successors for the due Stowage and Delivery of their Cargoes, according to the true Intent and Meaning of any Contracts, Charter Parties, or Agreements at any Time made or entered into, or to be made or entered into, by and between the said Owners and Commanders respectively and the said United Company, in like Manner as if the said Ships and Vessels had continued to be loaded and unloaded in the Manner heretofore accustomed, and as if this Act had not been made.

Not to affect the Liability of the Owners and Commanders of *East India* Ships in respect to the Performance of their Contracts, Charter Parties, and Agreements.

CII. Provided also, and be it enacted, That it shall be lawful for the said United Company and their Successors to cause such Surveyors and other Persons as they shall see fit, to go and remain on board the said Ships and Vessels at such Times, whilst loading and unloading, as the Officers of the *East India* Dock Company, or any other Person or Persons may lawfully go to and remain on board such Ships, and to superintend such loading and unloading as they may now lawfully do, this Act or any Thing herein contained to the contrary thereof in anywise notwithstanding.

The *East India* Company's Surveyors to superintend the loading and unloading of the Ships as heretofore.

CIII. And be it further enacted, That the Docks, Basons, and other Works, by this Act authorized and directed to be made shall be begun as soon as possible after the passing of this Act, and completed with all convenient Dispatch, and that after such Docks, Basons, and other Works shall be begun, the said Directors of the said *East India* Dock Company shall

The *East India* Company's Works to be begun as soon as possible, and a Statement of the Progress thereof to be laid before Parliament yearly.

shall until the Completion thereof, lay before each House of Parliament yearly, within Thirty Days next after the Commencement of every Session of Parliament, a true Statement of the Progress made in the Formation of such Docks, Basons, and other Works.

Directors to lay an Account before Parliament yearly.

CIV. And be it further enacted, That the said Directors shall, and they are hereby required yearly, during the Formation of such Docks, Basons, and other Works, and after the Completion thereof, to lay before each House of Parliament, within Thirty Days next after the Commencement of each Session of Parliament, a true Account of the Receipt and Application of all Monies which shall be received by the said Company, by virtue of this Act, and in every such Account shall be set forth the Alteration (if any) made in any of the Rates hereby made payable to the said *East India* Dock Company.

The Directors empowered to appoint Clerks, Treasurers, and other Officers for the *East India* Dock Company, taking Security, and to allow them Salaries.

CV. And be it further enacted, That it shall and may be lawful to and for the said Directors, or any Five or more of them, to appoint a Clerk or Clerks, Secretary or Secretaries, Collector or Collectors, Receiver or Receivers, Watchman or Watchmen, and Labourers of every Description, and such other Officers and Servants as they shall find necessary, for such of the Purposes of this Act as are to be executed or done by the said Directors, taking such Security and Securities for the faithful Execution of their respective Offices, as the said Directors, or any Five or more of them, shall from Time to Time think fit, and out of the Money to be received by the said Company, by virtue of this Act, to pay or allow unto such Person or Persons such Salaries, Allowances, or Recompence, yearly or otherwise, for their Time, Trouble, and Labour, as to the said Directors shall seem meet and reasonable, and from Time to Time to remove or suspend them, or any of them, and appoint others in their Stead, or in the Room of such as shall die or become incapable of performing their respective Offices.

Officers to account.

CVI. And be it further enacted, That all such Officers and Persons so appointed as aforesaid, shall under their Hands, at such Time and Times, and in such Manner as the said Directors shall direct, deliver to such Directors, or to such Person or Persons as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge by virtue of this Act, and also of all Monies which shall have been by such Officer or Officers, and Person or Persons respectively, received by virtue and for the Purposes of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the proper and legal Receipts or Vouchers for such Payments, and shall pay all such Monies as shall remain in their respective Hands to the said Directors; or to such Person or Persons as they shall appoint to receive the same; and all the said Officers and Persons so accounting as aforesaid shall upon Oath, verify their said Accounts (which Oath any Five of the said Directors is hereby empowered to administer); and if any such Officer or Person shall not make and render, or shall refuse to verify upon Oath any such Account, or to produce or deliver up any Receipt or Voucher relating to the same, or to make Payment as aforesaid, or shall not deliver to the said Directors, or to such Person or Persons as they shall appoint, within Fourteen Days after being thereunto required by such Directors, all Books, Papers, and Writings in his or their

their Custody or Power relating to the Execution of this Act, or shall refuse or neglect to pay such Monies, as upon the Balance of any Account or Accounts shall appear to be in their respective Hands, to the said Directors, or as they shall direct or appoint, then and in any of the Cases aforesaid such Directors may, and they are hereby authorized and empowered to bring or cause to be brought any Action or Actions against the Officer or Officers, Person or Persons, so neglecting or refusing as aforesaid, for the Recovery of the Monies that shall be in the Hands of such Officer or Officers, Person or Persons respectively; or if Complaint shall be made by the said Directors, or by such Person or Persons as they shall appoint for that Purpose, of any such Refusal or Neglect as aforesaid, to any Justice of the Peace for the County or Place wherein such Officer or Officers, Person or Persons, so neglecting or refusing, shall be and reside, such Justice may, and he is hereby authorized and required by a Warrant or Warrants under his Hand and Seal, to cause the Officer or Officers, Person or Persons, so refusing or neglecting, to be brought before him, and upon his or their appearing, or not being to be found, to hear and determine the Matter in a summary Way; and if upon the Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses upon Oath (which Oath such Justice is hereby empowered to administer), it shall appear to such Justice that any of the Monies that shall have been collected or raised by virtue of this Act shall be in the Hands of such Officer or Officers, Person or Persons, such Justice may and is hereby authorized and required, upon Nonpayment thereof, by Warrant under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Officers, Person or Persons respectively, and if no Goods or Chattels of such Officer or Officers, Person or Persons, can be found sufficient to answer and satisfy the said Money, and the Charges of distraining and selling the same, or if it shall appear to such Justice, upon the Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses upon Oath (which Oath the said Justice is hereby empowered to administer), that any such Officer or Person shall not have made and rendered, or shall refuse to verify upon Oath any such Account, or shall refuse to produce or deliver up any of the Receipts or Vouchers relating to the same, or shall not have delivered to the said Directors, or to such Person or Persons as shall have been appointed by them to receive the same, within Fourteen Days after being thereunto required by such Directors all Books, Papers, and Writings in his or their Custody or Power relating to the Execution of this Act, then and in any or either of the Cases aforesaid, such Justice shall commit every such Offender to the Common Gaol or House of Correction for the County of *Middlesex*, there to remain without Bail or Mainprize until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Directors, and shall have paid such Composition in such Manner as they shall appoint (which Composition the said Directors are hereby empowered to make), and until he shall deliver up such Books, Papers, Vouchers, and Writings as aforesaid, or give Satisfaction in respect thereof to the said Directors.

CVII. And be it further enacted, That nothing herein contained shall extend or be construed to extend to deprive the said Company of any Action or Actions, Suit or Suits, against the Surety or Sureties of any Dock Master, Collector, or other Person or Persons whomsoever, to be

[*Loc. & Per.*]

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appointed

Nothing in this Act contained is to prejudice any Remedy against the Sureties of Officers.

appointed in Execution of this Act, for the Non-performance of any Covenant or Agreement, entered into by such Dock Master, Collector, or other Person or Persons to be appointed as aforesaid, or his or their Surety or Sureties, touching any Thing to be done under or in pursuance of this Act.

For saving the Rights of the Trinity House.

CVIII. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from any of the Rights or Privileges of the Matter, Wardens, and Assistants of the Trinity House of *Deptford Strand*.

Rights of His Majesty except, etc. and of the Corporation of London not to be prejudiced.

CIX. Provided also, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from the Estates, Rights, Interests, Privileges, Franchises, or Authority of the King's Majesty, His Heirs and Successors, or the Mayor and Commonalty and Citizens of the City of *London*, or their Successors, or the Lord Mayor of the said City for the Time being, or to prohibit, defeat, alter or diminish any Power, Authority, or Jurisdiction, which at the Time of making this Act, His Majesty, or the Mayor and Commonalty and Citizens of the City of *London*, or the Lord Mayor of the said City for the Time being as Conservator for the River *Thames* and Waters of *Medway*, did or might lawfully claim, use, or exercise; and further, that it shall and may be lawful to and for the Lord Mayor of the said City for the Time being, in like Manner as he hath used to do in other Cases to inquire of, hear, and determine by Presentment or Indictment taken before him as Conservator of the said Rivers and Waters, any Offences contrary to this Act, or such Bye Laws, Rules, Orders, and Regulations as shall be made as aforesaid, and upon Conviction of the Offender or Offenders, to impose a Penalty or Penalties on him, her, or them, not exceeding the Penalty or Penalties hereby inflicted, or which shall be inflicted in and by the said Bye Laws, Rules, Orders, and Regulations for such Offence or Offences, but no Person shall be punished Twice for One and the same Offence.

Lord Mayor empowered as Conservator of the River Thames to punish Offences contrary to his Act, or to any Bye Laws as may be made as aforesaid.

For limiting the Restriction requiring *East India* Ships to unload in the Docks to Twenty-one Years.

CX. Provided always, and be it further enacted, That none of the Directions or Restrictions herein contained, requiring Ships and Vessels which shall arrive or come from any Part of the *East Indies* into the River *Thames*, to unload and land their respective Cargoes or any Part thereof, within some or One of the said Docks, or on the Quays or Wharfs which shall belong thereto, shall continue in force for longer than the Term of Twenty-one Years, to commence on the Day that any Rate granted or made payable by this Act for or in respect of any Ship or Vessel entering the said Docks or Basons, shall have been demanded and taken, any Thing herein contained to the contrary notwithstanding.

Punishment for giving false Evidence or swearing falsely.

CXI. And be it further enacted, That all and every Person and Persons who shall give false Evidence in any Examination to be taken by virtue of this Act, or where in pursuance of this Act any Oath is required to be taken, shall swear falsely, shall be subject to such Pains, Penalties, and Disqualifications as Persons guilty of wilful and corrupt Perjury are or for the Time being shall be subject or liable to by the Laws and Statutes of this Realm.

CXII. And

CXII. And be it further enacted, That the said Company of Proprietors and the said Directors may sue and be sued in the Name of the Secretary to the said Company of Proprietors for the Time being; and that all Actions or Suits that may be necessary or expedient to be brought for the Recovery of any Penalty, or Sum of Money due or payable by virtue of this Act, or for or in respect of any Matter or Thing relating to this Act, may be brought in the Name of the said Secretary; and that no Action or Suit which may be brought, commenced, or prosecuted, by or against the said Company of Proprietors, or the said Directors, or either of them, by virtue or on Account of this Act, in the Name of such Secretary, shall abate or be discontinued by the Death, Suspension, or Removal of such Secretary, or by any Act or Default of such Secretary done or suffered without the Consent or Direction of the said Company of Proprietors or the said Directors, but the Secretary to the said Company of Proprietors for the Time being shall be always deemed Plaintiff or Defendant in every such Action or Suit, as the Case may be, except in such Action or Actions as shall be prosecuted between the said Company of Proprietors or the said Directors and such Secretary for the Time being, in which Action or Suit any One of the said Directors shall or may be Plaintiff or Defendant, as the Case may be; and every such Action and Suit, and the Process, Verdict, Judgement, and Execution to be had therein respectively, shall be as good, valid, and effectual as if all the Members of the said Company, or all the said Directors, had been the Plaintiffs or Defendants in such Action or Suit, and actually named as such therein, and had all lived during the Continuance of such Action or Suit, any Law, Statute, or Custom, to the contrary thereof in anywise notwithstanding: Provided always, that every such Secretary and Director, in whose Name any Action or Suit shall be commenced, prosecuted, or defended, in pursuance of this Act, shall always be reimbursed and paid, out of the Monies to arise by virtue of this Act, all such Costs, Charges, and Expences as such Secretary or Director shall be put to or become chargeable with by reason of his being so made Plaintiff or Defendant therein; and neither the said Secretary or Director shall be personally answerable or liable for the Payment of the same, or any Part of them, unless such Action or Suit shall arise in consequence of his own wilful Neglect or Default, or have been brought or commenced, or defended without the Order or Direction of the said Company of Proprietors, or of their said Directors.

Provision for the bringing and defending Actions in the Name of the Secretary.

CXIII. And be it further enacted, That the said Company of Proprietors and the said Directors shall cause to be provided and kept a proper Book or Books, and fair and regular Entries to be made therein of all their Acts, Orders, and Proceedings respectively, relative to the Execution of this Act; and all Entries in such Book or Books being signed by the Chairman of the respective Meetings of the said Company of Proprietors and the said Directors, shall be deemed Originals, and shall be allowed to be read as Evidence in all Cases, Suits, and Actions touching or concerning any Thing done in pursuance of this Act.

Proceedings to be entered.

CXIV. And be it further enacted, That the said Docks, Basons, Sluices, Drains, Bridges, and all Buildings and other Works, Matters, and Things thereunto belonging, and all the Materials thereof, or for the constructing, making, completing, or at any Time hereafter repairing the same

Property of the Company vested in Directors.

same, and all Engines, Tools, Implements, and Things, of whatsoever Description the same may be, hereafter provided for any of the Purposes of this Act, or of the said Docks, Basons, or other Works, and also all Books, Writings, Papers, and Documents relating to the Execution thereof, and all Sums of Money or Securities for Money, of whatever Kind the same may be, belonging to the said Company, shall be and are hereby vested in the Directors of the said Company, for the Use of the said Company, and the Directors of the said Company for the Time being are hereby authorized and empowered to prefer and prosecute any Indictment or Indictments, as the Case may require, against any Person or Persons who may steal, take, or carry away any Part or Parts thereof as aforesaid, or any other Matter or Thing so vested as aforesaid in the said Directors, or disturb them in the Possession thereof, and in every such Indictment and Indictments to lay the Property to be in *The Directors of the East India Dock Company*.

Distress not to be deemed unlawful for Want of Form.

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

Penalties and Forfeitures not exceeding Twenty Pounds how to be recovered.

CXVI. And be it further enacted, That all Fines, Penalties, or Forfeitures by this Act, or by virtue of any Bye Law, Rule, Order, or Regulation made in pursuance thereof, imposed (the Manner of levying and recovering whereof is not hereby otherwise directed) not exceeding the Sum of Twenty Pounds, shall be levied and recovered (within Three Calendar Months after the Offence or Offences committed) before any Justice of the Peace for the County, City, or Place where the Offence shall be committed; and such Justice is hereby empowered and required upon Complaint to him made, to grant a Warrant to bring before him such Offender or Offenders, at the Time and Place as shall be in such Warrant specified; and if on the Conviction of the Offenders respectively, or on his, her, or their Confession, or on the Evidence of any One or more credible Witness or Witnesses upon Oath (which Oath such Justice is hereby empowered to administer), such Fine, Penalty, or Forfeiture, shall not be forthwith paid, it shall and may be lawful to and for such Justice to commit every such Offender to the Common Gaol or House of Correction for the County, City, or Place where the Offence shall be committed, there to remain without Bail or Mainprize, for any Time not exceeding Three Calendar Months, and not less than Twenty Days, unless such Fine, Penalty, or Forfeiture, and all reasonable Charges attending the Recovery thereof, shall be sooner paid and discharged; and One Moiety of all such Fines, Penalties, and Forfeitures, when paid, shall go to the Informer, and the other Moiety shall be paid to the Secretary of the said Company of Proprietors to be applied for the several Purposes of this Act, in such Manner as to the said Directors shall seem right and proper.

CXVII. And

CXVII. And be it further enacted, That all Fines, Penalties, or Forfeitures exceeding the Sum of Twenty Pounds, by this Act imposed, for any Offence or Offences committed against this Act, shall and may be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Wager of Law, or any more than One Imparlance shall be allowed, by the Person or Persons who shall inform and sue for the same within Three Calendar Months after the Offence or Offences shall be committed; and One Moiety of all such Fines, Penalties, and Forfeitures shall be paid to the Secretary of the said Company of Proprietors, to be applied for the Purposes of this Act, in such Manner as to the said Directors shall seem right and proper; and the other Moiety thereof (together with Costs of Suit) shall be to and for the Use of the Person or Persons who shall inform or sue for the same.

Penalties above 20^l. how to be recovered.

CXVIII. Provided always, and be it enacted, That if any Person or Persons informing as aforesaid, shall forego his, her, or their Right or Title to any Share or Shares of any Fine, Penalty, or Forfeiture imposed by this Act, then and in every such Case such Share or Shares shall be paid to the Secretary of the said Company of Proprietors, to be applied for the several Purposes of this Act, in such Manner as to the said Directors shall seem right and proper, and the Informer or Informers shall be and be deemed a competent Witness or Witnesses.

Persons giving up their Share of the Penalty, the Whole to go to the King.

CXIX. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That every Justice of the Peace, before whom any Person shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up according to the following Form; *videlicet*,

BE it remembered, That on the _____ Day of _____
 in the Year of our Lord _____ Form of Conviction.
 A. B. is convicted before me, _____ One of His
 Majesty's Justices of the Peace for the _____
 [here specify the Offence, and the Time and Place when and where
 committed, as the Case may be] contrary to an Act of Parliament made
 in the Forty-third Year of the Reign of King George the Third, in-
 titled, [here insert the Title of this Act].
 Given under my Hand and Seal, the Day and Year first above
 written. C. D.

CXX. And be it further enacted, That it shall and may be lawful to and for any Person or Persons, so convicted by any Justice or Justices of the Peace, as before mentioned, of any Offence or Offences against this Act, or against any Bye Law, Rule, Order, or Regulation made in pursuance thereof, within Four Calendar Months next after the Cause of Complaint shall have arisen, to appeal to the Justices of the Peace assembled at the General Quarter Sessions or General Sessions to be holden for the County, City, or Place, where the Matter of Appeal shall arise, first giving Fourteen Days Notice of such Appeal to the Person or Persons appealed against, and of the Matter thereof, and within Seven Days after such Notice entering into a Recognizance before some Justice of the Peace for the
 [Loc. & Per.] _____ County,

Appeal to the Quarter Sessions.

County, City, or Place, with Two sufficient Sureties conditioned to try such Appeal, and for abiding the Determination of the Court therein; and such Justices at such Sessions shall, upon due Proof of such Notice having been given, and Recognizance entered into, hear and determine the Matter of such Appeal, and may either confirm or quash and annul the said Conviction, and award such Costs to either Party as to them shall seem just and reasonable; and the Decision of the said Justices therein shall be final, binding, and conclusive; and no Proceedings to be had or taken in pursuance of this Act shall be quashed or vacated for want of Form only, or be removed by *Certiorari*, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*, or elsewhere, any Law or Statute to the contrary thereof in anywise notwithstanding.

Plaintiffs not
to recover
after Tender
of Amends.

CXXI. And be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any Thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants Fourteen Days before such Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action, nor shall the Plaintiff or Plaintiffs recover in any such Action if Tender of sufficient Amends hath been made to him, her, or them, or to his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants in any such Action, by Leave of the Court, after such Action shall have been brought, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think fit, whereupon such Proceedings, Order, and Judgement shall be made and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

Limitation of
Actions.

CXXII. Provided always, and be it enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act, after Three Calendar Months next after the Fact committed; and every such Action or Suit shall be brought and tried in the County or Place where the Cause of Action shall have arisen; and the Defendant or Defendants in such Action or Suit may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial or Trials to be had thereon, and that the Matter or Thing for which such Action or Suit shall be so brought was done in pursuance of this Act; and if the said Matter or Thing shall appear to have been so done, or if it shall appear that such Action or Suit was brought before Fourteen Days Notice shall have been given; or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or was brought in any other County or Place than as aforesaid, then and in every such Case the Jury shall find for the Defendant or Defendants, and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants, shall recover Treble Costs,
and

and have such Remedy for recovering the same as any Defendant hath for Cofts of Suit in other Cafes by Law.

CXXIII. And be it further enacted, That this Act fhall be deemed Publick Act. and taken to be a publick Act, and all Judges, Juftices, and other Perfons, are hereby required to take Notice thereof as fuch without the fame being fpecially pleaded.

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