



ANNO QUINQUAGESIMO OCTAVO

GEORGI II. REGIS.

Cap. xv.

An Act for amending an Act passed in the Fifty-sixth Year of the Reign of His present Majesty, intituled *An Act for altering and enlarging the Powers of several Acts passed for improving the Port, Harbour, and Town of Whitehaven, in the County of Cumberland, and for better supplying the said Town with Water.* [17th March 1818.]

WHEREAS an Act of Parliament passed in the Fifty-sixth Year of the Reign of His present Majesty, intituled *An Act for altering and enlarging the Powers of several Acts passed for improving the Port, Harbour, and Town of Whitehaven, in the County of Cumberland, and for better supplying the said Town with Water*: And whereas it was (amongst other Things) enacted by the said Act, that from and after the Twenty-ninth Day of September One thousand eight hundred and sixteen, there should be paid and payable to the Trustees acting in the Execution of the said Act, and to their Collector or Collectors, Deputy or Deputies, for every Ship or Vessel (the King's Ships and other Ships and Vessels employed in His Majesty's Service, and in Ordnance or Transport Service, in the Service of the Commissioners of His Majesty's Customs and Excise, and in the Service of the Postmaster General for the Time being, always excepted), coming into or going out of the said Harbour of *Whitehaven*, by the Master or Commander or Owner of every such Ship or Vessel, according to the Tonnage Burthen thereof, the several Rates or Duties of Tonnage therein particularly specified, to or from the Port of *Whitehaven*, and any Ports or Places therein mentioned or described: And whereas also it was by the said Act (amongst other Things) further enacted, that from and after the said Twenty-ninth Day

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of *September* there should be paid and payable to the said Trustees, or to their Collector or Collectors, Deputy or Deputies, to be from Time to Time appointed, for and upon all Goods, Wares, Merchandizes, and Commodities imported from Parts beyond the Seas, or brought Coastwise into the said Port of *Whitehaven*, or exported to Parts beyond the Seas from the said Port of *Whitehaven*, by the Owner or Owners, Consignee or Consignees of such Goods, Wares, Merchandizes, or other Commodities, the several Rates and Duties particularly rated and specified and set forth in the Schedules (A.) and (B.) of Rates thereunto annexed, as far as such Goods, Wares, Merchandizes, and Commodities which should or might be imported or exported as aforesaid, are particularized in the said Schedules; and that all Goods, Wares, Merchandizes, and Commodities which were not particularized and set forth in the said Schedules of Rates, should be charged and chargeable with, and should pay a Rate or Duty on their being so imported or exported into or out of the said Port of *Whitehaven*, equal to the Rate and Duty so rated or affixed on Goods, Wares, and Merchandizes of a similar Nature, Package, and Quality, in and by the said Schedules of Rates; and in which said Act are contained several Rules and Regulations, Powers and Authorities, relative to the Rates and Duties aforesaid, but no Power or Authority was thereby given to enable the Trustees acting in the Execution of the said Act to lower, reduce, or lessen the said Rates and Duties, or any of them, or in any Manner to alter the same: And whereas it was also by the said recited Act enacted, that it should be lawful for the said Trustees, or any Eleven or more of them, with the Consent and Approbation of the Lord of the Manor of *Saint Bees*, to erect such other additional Piers, Works, Buildings, and Erections, and to enlarge and deepen and improve the said Harbour, as therein mentioned and described; and it was likewise enacted, that in case the Sum of One hundred and thirty thousand Pounds therein authorized to be raised, should not be sufficient for completing the Improvements of the said Harbour, it should be lawful for the Lord or Lords of the said Manor of *Saint Bees*, and any Seventeen or more of the said Trustees, to borrow any further Sum of Money not exceeding Fifty thousand Pounds, and to secure the same in Manner therein mentioned: And whereas it is expedient that the said Trustees should be empowered from Time to Time to reduce and lower the said Rates and Duties, and raise the same again, as Occasion may require: 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 it shall be lawful for the Lord or Lords of the Manor of *Saint Bees*, in the said County of *Cumberland*, and Eleven or more of the Rest of the said Trustees for the Time being, acting in the Execution of the said recited Act and this Act, at their own Discretion and of their own proper Authority, at any Time or Times, or from Time to Time hereafter, as and when it shall seem to them necessary or expedient for the Relief of the Trade of the said Port, or the Preservation or Encouragement thereof, or that the Produce of the said Rates and Duties will allow thereof, to reduce and lower at their Discretion the Tonnage Duty imposed by the said Act upon every Ship or Vessel (except as therein is excepted) coming into or going out of the said Harbour of *Whitehaven*, from or to any Port of *Great Britain*, *Ireland*, and *Isle of Man*, and also to reduce and lower the several other Tonnage

Trustees
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and other Rates and Duties specified in the said recited Act and the said Schedules thereto annexed, in such Proportions, either of a Per-centage upon the Rates and Duties specified in the said Act, or of One Fourth, or One Third, or One Half Part, or any such other Proportion as to the said Trustees may seem necessary or expedient; but so nevertheless, that such last-mentioned Reduction of Rates and Duties shall be in the same relative Proportion upon Tonnage, and upon the several Particulars, Articles, and Things specified in the said Act and the said Schedules thereto, according to the said Schedules, or as near thereto as may be; and so that the said Trustees shall cause printed Notice, signed by any Eleven or more of them, of such several Reductions of Rates and Duties, and the Nature and Amount thereof, to be from Time to Time affixed on some conspicuous Part of the Custom House of the said Port, One Month at least before the Time from which such reduced Rates and Duties are to take Effect.

II. Provided always, and be it further enacted, That it shall be lawful for the said Lord or Lords of the Manor of *Saint Bees*, and Eleven or more of the Rest of the said Trustees, and they are hereby empowered, if it shall appear to them to be expedient and necessary at any Time, from Time to Time to reduce and lower, and again to increase and raise the Tonnage Rates and Duties imposed by the said recited Act (so as the same do not exceed the Tonnage Rates and Duties thereby granted) upon all Ships and Vessels coming into or going out of the said Port of *Whitehaven*, from or to any Port of *Great Britain*, *Ireland*, or the *Isle of Man*, without reducing or lowering at the same Time any other Tonnage or other Rates and Duties imposed by the said Act.

and to increase the same again.

III. And be it further enacted, That all and every the Powers, Authorities, Provisions, Penalties, Forfeitures, Punishments, Regulations, Articles, Clauses, Matters, and Things contained in the said recited Act (except so far as the same are hereby altered or varied) shall be and the same are hereby declared to be in full Force and Effect, in relation to such reduced Rates and Duties, and the demanding, recovering, levying, and collecting the same, as fully and effectually to all Intents and Purposes as if the same were severally and separately repeated and re-enacted in and made Part of this present Act, and as if such lower and reduced Rates and Duties had been specified in the said recited Act.

For extending the Provisions of former Act to this Act.

IV. And whereas the Rates and Assessments for the Relief and Maintenance of the Poor of the Township of *Whitehaven*, in the Parish of *Saint Bees*, in the County of *Cumberland* (within which said Township the Port and Harbour and the Town of *Whitehaven* are situated) are often changed, and not made upon the actual Value of the Property assessed, but upon some Proportion only of such Value, and the Provision in the said Act contained, regulating and restricting the Rates for paving, watching, and lighting the said Town, according to the annual Value as ascertained by such Poor Rates, are rendered uncertain or nugatory; for Remedy whereof, be it enacted, That it shall be lawful to make Rates and Assessments for the several Purposes in the said Act mentioned, not exceeding the Sum of Two Shillings and Sixpence in the Pound, in the said Act specified, upon the actual annual Value of the Lands, Houses, Shops, Wharfs, Warehouses, Buildings, and Erections rated and assessed, to be ascertained

For fixing the Mode of Poor Assessments upon the actual Value of Property.

ascertained in such Manner as the said Trustees, or any Eleven or more of them shall deem most accurate; but that in all such Rates and Assessments the relative Proportion of Rate upon each and every of the several and respective Lands, Houses, Shops, Wharfs, Warehouses, Buildings, and Erections rated and assessed, shall be taken from the Rates for the Relief and Maintenance of the Poor of the several Townships, Liberties, and Places within the said Parish of *Saint Bees*, in which such Lands, Houses, Shops, Wharfs, Warehouses, Buildings, and Erections shall stand or be situate, any thing in the said recited Act to the contrary notwithstanding.

For paying
the Expences
of this Act.

V. And be it further enacted, That the Charges and Expences incident to and attending the obtaining and passing of this Act, shall be paid, as soon as conveniently may be after the passing thereof, out of the Monies to be raised by virtue of the said recited Act, and of this Act.

Public Act.

VI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

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