



ANNO DECIMO

GEORGII IV. REGIS.

Cap. xcix.

An Act for the Improvement, Maintenance, and Regulation of the Harbour of *Kirkcaldy* in the County of *Fife*. [1st June 1829.]

WHEREAS, in consequence of the Increase of the Trade and Shipping of the Town and Port of *Kirkcaldy*, it has become necessary to improve and maintain the Harbour thereof, to provide for its better Regulation, and to ascertain and appropriate Funds necessary for those Ends; but as these Purposes cannot be attained 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 the Provost, Two Baillies, Dean of Guild, and Treasurer of the Burgh of *Kirkcaldy*, and the Convener of the Seven incorporated Trades of *Kirkcaldy*, all for the Time being, together with *George Beveridge* senior, Ship Owner in *Kirkcaldy*, *Alexander Malcolm*, Ship Owner there, and *David Dougall*, Ship Owner there, as Ship Owner Commissioners, and *John Fergus*, Merchant in *Kirkcaldy*, *James Brown*, Merchant there, and *George Elder*, Merchant there, as Merchant Trafficker Commissioners, and *James Wemyss* of *Wemyss*, and *Robert Ferguson* of *Raith*, as County Commissioners, shall be and are hereby appointed Commissioners for the Purposes hereinafter mentioned.

Commissioners appointed.

[*Local.*]

25 U

II. Pro-

How long certain Commissioners shall continue in Office.

II. Provided always, and be it enacted, That the said *George Beveridge*, *Alexander Malcolm*, and *David Dougall* shall continue in Office as such Commissioners until the Second *Monday* in the Month of *October* after the Expiration of One Year complete from and after the passing of this Act, and no longer; and the said *John Fergus*, *James Brown*, and *George Elder* shall continue in Office as such Commissioners until the Second *Monday* in the Month of *October* after the Expiration of Two Years complete from and after the passing of this Act, and no longer; and the said *James Wemyss* and *Robert Ferguson* shall continue in Office until the Day of the *Michaelmas* Meeting of the Heritors of the County of *Fife* in the Year One thousand eight hundred and thirty, and no longer.

Election of Ship Owner Commissioners.

III. And be it enacted, That Eight Days before the Second *Monday* of the Month of *October* which shall occur after the Expiration of One Year from the passing of this Act, the Clerk to the said Commissioners shall summon the Members of the Prime Guild Society of *Kirkcaldy*, by written or printed Notice to be delivered to each Member, or left at his Dwelling House or usual Place of Abode, to meet in the Town House of *Kirkcaldy* at Twelve o'Clock Noon, for the Election of Three Ship Owner Commissioners for the said Harbour, in the Place of the said *George Beveridge*, *Alexander Malcolm*, and *David Dugall*, who are then to go out of Office; and the said Prime Guild Society shall then and there elect by open Vote Three Persons, qualified in Manner herein mentioned, to be Ship Owner Commissioners for the Purposes of this Act for the next Two Years after the Day of their Election; and in the like Manner, and at the Expiration of the said Two Years, and at the Expiration of every Period of Two Years thereafter during the Continuance of this Act, the said Clerk shall, on the like Eight Days previous Notice, call a Meeting on the Second *Monday* of *October*, and at the Hour and Place aforesaid, of the said Prime Guild Society, who shall as aforesaid at such Meetings elect Three Persons qualified as aforesaid to be Ship Owner Commissioners for the Two Years then next ensuing, and no longer: Provided always, that no Person shall be capable of being elected or of acting as a Ship Owner Commissioner who does not reside within the Town or Parish of *Kirkcaldy*, and who is not possessed of Property in Ships, Barks, or Boats belonging to the said Port of *Kirkcaldy* of the Value of Three hundred Pounds or upwards, or who is a Member of the Town Council of the said Burgh at the Time.

Qualification.

Election of Merchant Trafficker Commissioners.

IV. And be it enacted, That Eight Days before the Second *Monday* of the Month of *October* which shall occur after the Expiration of Two Years from the passing of this Act, the Clerk to the said Commissioners shall, in like Manner, summon the Merchant Traffickers residing in *Kirkcaldy*, by written or printed Notice to be delivered to each such Merchant Trafficker, or left at his Dwelling House or usual Place of Abode, to meet in the Town House of *Kirkcaldy* at Twelve o'Clock Noon, for the Election of Three Merchant Trafficker Commissioners for the said Harbour, in the Place of the said *John Fergus*, *James Brown*, and *George Elder*, who are then to go out of Office; and the said Merchant Traffickers shall then

then and there elect by open Vote Three Persons of their Number, qualified in Manner herein mentioned, to be Merchant Trafficker Commissioners for the Purposes of this Act for the next Two Years after the Day of their Election; and in like Manner, and at the Expiration of the said Two Years, and at the Expiration of every Period of Two Years thereafter during the Continuance of this Act, the said Clerk shall, on the like Eight Days previous Notice, call a Meeting on the Second *Monday of October*, and at the Hour and Place aforesaid, of the Merchant Traffickers of *Kirkcaldy*, who shall as aforesaid at such Meetings elect Three Persons of their Number, qualified as aforesaid, to be Merchant Trafficker Commissioners for the Two Years then next ensuing, and no longer: Provided always, that no Person shall be capable of being elected or of acting as a Merchant Trafficker Commissioner who does not reside within the Town or Parish of *Kirkcaldy*, and who is not rated in the Stent Roll of the said Burgh as the Proprietor of or as occupying Heritable Property therein valued at not less than Twenty Pounds Sterling annually or upwards, or who is a Member of the Town Council of the said Burgh at the Time.

Qualifica-
tion.

V. And be it further enacted, That at the *Michaelmas* Meeting of the Heritors of the said County of *Fife* to be held in the Year One thousand eight hundred and thirty the Persons entitled to vote at such Meetings shall elect Two Persons possessed of the *Dominium utile* of Land in the said County rated in the Cess Books thereof at One hundred Pounds *Scots* of Valuation at the least, to be the Two County Commissioners for the Purposes of this Act; and such Persons so elected shall continue in Office until the Day of the *Michaelmas* County Meeting in the Year following, when a new Election shall again take place, and so on yearly during the Continuance of this Act: Provided always, that no Person entitled *ex officio* to be a Commissioner under this Act, and no Person capable of being elected a Ship Owner or Merchant Trafficker Commissioner under this Act, shall be eligible to be elected a County Commissioner under this Act.

Election of
County
Commission-
ers.

VI. Provided also, and be it further enacted, That no Person shall be capable of acting as a Commissioner under this Act who shall hold any Office of Emolument under the same, either as Principal or Deputy, or who shall be directly or indirectly concerned in any Contract or be Surety for any Contractor under this Act, or who shall be Tacksman or Farmer of the Rates and Duties or any Part thereof; and if any Person, not being qualified, or being disqualified as aforesaid, shall nevertheless act as a Commissioner in the Execution of this Act, such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds, to be sued for and applied in the Manner in which other Penalties are by this Act directed to be sued for and applied, and shall be for ever after disqualified from acting as a Commissioner under this Act.

Disqualifica-
tion and
Penalty.

VII. And be it enacted, That if the said Provost, or either of the Two Baillies, or the Dean of Guild, or the Treasurer of the Burgh of *Kirkcaldy*,

New Com-
missioners to
be chosen in

Cases of
Death or re-
fusal to act.

Kirkcaldy, hereby appointed *ex officio* Commissioners, shall die or remove from the said Town or Parish of *Kirkcaldy*, or refuse to act, then and in every such Case it shall be lawful for the said Magistrates and Town Council of *Kirkcaldy*, and they are hereby required, within One Calendar Month after such Death, Removal, or Refusal to act shall be made known to them, to appoint a Commissioner in the Room and Stead of such of the First Commissioners so dying, removing, or refusing to act; and upon the Death, Removal, or Refusal to act of the Convener of Trades, it shall be lawful for the Convener of the Seven incorporated Trades of *Kirkcaldy*, and they are hereby required, within One Calendar Month after such Death, Removal, or Refusal to act shall be made known, to them, to appoint another Person, being One of the Deacons of the Seven incorporated Trades for the Time being, in Room of such Commissioner; and upon the Death, Removal, or Refusal to act of any of the Three Ship Owner Commissioners, it shall be lawful for the said Prime Guild Society, and they are hereby required, within One Calendar Month from such Death, Removal, or Refusal to act, to elect, in Manner hereinbefore directed, another Person, qualified as aforesaid, in Room of such Person so dying, removing, or refusing to act; and upon the Death, Removal, or Refusal to act of any of the Three Merchant Trafficker Commissioners, it shall be lawful for the said Merchant Traffickers, and they are hereby required, within One Calendar Month after such Death, Removal, or Refusal to act shall be made known to them, to elect, in Manner before mentioned, another Merchant Trafficker, qualified as aforesaid, in Room of such Commissioner so dying, removing, or refusing to act; and upon the Death or Refusal to act of either or both of the Two County Commissioners, it shall be lawful for the Convener of the said County, and he is hereby required, to call a Meeting of the Heritors and other Persons entitled to vote at the Annual *Michaelmas* Meetings of the said County, by Advertisement in any One Newspaper usually circulated in the said County, within Four Weeks after such Advertisement, and at such Meeting another County Commissioner, qualified as aforesaid, shall be elected in Room of such Commissioner so dying or refusing to act; and every new Commissioner so to be appointed or elected shall have the like Power and Authority as the Person had in whose Stead such Commissioner was so chosen, and shall continue in Office during such Period, and no longer, as the Person would have continued in whose Stead such Commissioner was chosen.

Non-ap-
pointment of
new Com-
missioners
not to affect
the Execu-
tion of the
Act by those
remaining.

VIII. And be it enacted, That although the Magistrates and Town Council of *Kirkcaldy*, or the Convener of the Seven incorporated Trades, or the said Prime Guild Society, or the said Merchant Traffickers, or the said Heritors of the County of *Fife*, shall neglect or refuse to appoint and elect the Commissioners, or any of them, whom they are respectively hereby appointed and required to elect at the Periods before mentioned, such Neglect or Refusal on the Part of all or any of these Bodies shall not prevent the Execution of this Act by the other remaining Commissioners hereby appointed; nor shall the Death, Removal, or Refusal to act of any of the Commissioners prevent the other Commissioners from acting until the
Place

Place of such Commissioner is filled up by a new Election, but such other remaining Commissioners shall in all such Cases have full Power to execute this Act.

IX. And be it enacted, That the said Commissioners shall meet in the Town Hall of *Kirkcaldy* on the Third *Monday* after the passing of this Act, or as soon thereafter as conveniently may be, and proceed to put the same into execution, with Power to adjourn from Time to Time; and in all Cases Five of the said Commissioners shall be a Quorum; and at all such Meetings the Provost of the Burgh, or, in his Absence, the next Senior Magistrate for the Time being who may be present, shall *ex officio* be Preses; and in Absence of the Provost and the other Magistrates, the Commissioners then present shall elect One of their Number to be their Preses for the Time; and all Questions shall be decided by a Majority of the Commissioners present (not being less than Five), the Preses, in case of an Equality of Votes, having a casting Vote, besides his Vote as a Member of the Meeting.

Meetings of Commissioners.

X. And be it enacted, That it shall be in the Power of any Three of the Commissioners acting for the Time to require the Clerk to the Commissioners to call a Meeting at any Time; and the said Clerk shall be obliged thereupon to give Notice in Writing of the Time and Place of such Meeting to every One of the Commissioners, at least Four Days previous to such Meeting; and the said Clerk shall also have Power to call a Meeting of the Commissioners when it shall appear to him necessary so to do, upon giving a similar Notice to that above specified.

Special Meetings may be called.

XI. And be it enacted, That the said Commissioners may and shall, at their First or any subsequent Meeting, appoint One or more Clerk or Clerks, Treasurer or Treasurers, Harbour Master or Harbour Masters, and such other Officers and Servants as they may judge necessary to be employed under them for carrying this Act into execution, and from Time to Time to remove any such Clerks, Treasurers, Harbour Masters, Officers, and Servants, or any of them, and to appoint others in their Stead, and to allow them such reasonable Salaries as the said Commissioners shall think just and proper; and the said Commissioners are hereby authorized and required to take such Security for the due Execution of the respective Offices by such Person or Persons aforesaid as they shall think proper.

Commissioners may appoint Officers.

XII. Provided also, and be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint any Person who has been or may be appointed the Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of this Act, or to continue or appoint any Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, the Clerk to the said Commissioners; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act,

Same Person not to be Clerk and Treasurer.

or if any Person, being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Commissioners other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, by summary Action in the Court of Session.

Officers to
account.

XIII. And be it enacted, That every Officer and other Person who shall be appointed by virtue of this Act shall, from Time to Time when thereunto required by the said Commissioners by Notice in Writing to him or them respectively given or left at his or their usual Place of Abode, or within Seven Days next afterwards, make out and deliver to the said Commissioners, or to such Person or Persons as they shall appoint to inspect and examine the same, a true and perfect Account in Writing under his or her Hand of all Monies which shall have been by him or her had, collected, or received, and how, and to whom, and for what Purpose the same and every Part thereof hath been disposed of, together with the Vouchers and Receipts for such Payments; and every such Officer or Person shall and is hereby required to pay all such Monies as upon the Balance of such Accounts shall appear to be owing from him or her to the said Commissioners, to such Person or Persons as the said Commissioners shall appoint to receive the same; and if any Officer or Person shall neglect or refuse to render or deliver such Account as aforesaid, or to produce and deliver up the Vouchers and Receipts relating to the same, or to pay the Balance thereof, when thereunto required, in Manner and within the Time aforesaid, or shall neglect or refuse, on such Requisition as aforesaid, to deliver up to the said Commissioners, or to such Person or Persons as they shall appoint, all Books, Papers, Writings, Matters, and Things in his or their Custody or Power relating to the Execution of this Act, or which they shall have disposed of without the Consent of the said Commissioners, then and in every such Case, Complaint being made by the said Commissioners, where such Neglect or Refusal shall happen, or by any other Person or Persons on their Behalf, of any Neglect or Refusal, to any Justice of the Peace for the County where the Officer or Person so neglecting or refusing shall live or reside, such Justice is hereby authorized and required, by Warrant under his Hand, to cause such Officer or Person to be brought before him, and upon his or her appearing, or not being to be found, to hear and determine the Matter of such Complaint in a summary Way, and to settle the said Account, if produced, in such Manner as the said Commissioners might have done; and if, upon the Confession of the Officer or Person against whom such Complaint shall be made, or by the Oath or Oaths of any Witness or Witnesses, or upon the said Account, if produced,

duced, it shall appear to such Justice that any of the Monies which shall have been collected or received shall be in the Hands of or owing from such Officer or Person to the said Commissioners, such Justice may and is hereby authorized, upon Nonpayment thereof within such Time as he shall direct, by Warrant under his Hand, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person respectively; and if no Goods or Chattels can be found sufficient to answer and satisfy the said Monies, and the Charges of taking, making, keeping, and selling such Distress, or if such Officer or Person shall not appear (without having sufficient Excuse) before such Justice at the Time and Place appointed for that Purpose, or if appearing shall refuse or neglect to make out and deliver to such Justice such Account in Writing as aforesaid, or to produce and deliver up to such Justice the several Vouchers and Receipts relating to such Account, or to deliver up to him all such Books, Papers, Writings, Matters, and Things as aforesaid to be by him delivered over to the said Commissioners, then and in any of the Cases aforesaid such Justice is hereby authorized and required, by Warrant under his Hand, to commit such Officer or other Person to the Common Gaol or House of Correction for the County, Burgh, or Place where he or she shall live or reside, there to remain without Bail until he or she shall have delivered in and settled such Account as aforesaid, and shall have delivered up the Vouchers and Receipts relating thereto, and shall have paid all the Monies that shall appear to be in the Hands of or owing from him or her to the said Commissioners, and the reasonable Charges of such Distress and Sale (if any) as shall in that respect have been made, or until he or she shall have compounded with the said Commissioners for such Money and Charges, and pay the Composition Money to the said Commissioners, or to such Person or Persons as they shall appoint to receive the same, (and which Composition the said Commissioners are hereby empowered to make,) and shall have delivered up as aforesaid such Books, Papers, Writings, Tools, Matters, and Things as aforesaid, or have given to the said Commissioners Satisfaction in respect thereof: Provided always, that no Person who shall be committed for Want of sufficient Distress only shall be detained in Prison for any longer Time than Six Calendar Months.

XIV. And be it further enacted, That the said Commissioners shall direct a Book to be provided and kept by their Treasurer for the Time being, in which Book such Treasurer shall enter true and regular Accounts of all Sums of Money received and expended on account of the said Harbour, and of the several Articles, Matters, and Things for which Sums of Money shall have been disbursed; and which Book shall at all seasonable Times be open to the Inspection of the said Magistrates and Council, and Commissioners, or any Creditor on the Rates or Duties collected and taken at the said Harbour respectively; and the said Magistrates and Council, and Commissioners and Creditors, or any of them, may take Copies of the said Book or any Part thereof without paying any thing for the same; and in case the said Treasurer shall not permit or shall refuse to permit the said Magistrates and Council, or Commissioners or

Accounts to
be kept.

Creditor,

Creditor, to inspect any such Book, or to take such Copies as aforesaid, or in case such Treasurer shall refuse or neglect to produce such Book at any Meeting of the said Magistrates and Council or Commissioners, when required, such Treasurer shall forfeit and pay any Sum of Money not exceeding Ten Pounds, to be levied and applied in the same Manner as other Penalties are hereby directed to be recovered and applied.

Commissioners to keep Books of their Proceedings, and of the Receipt and Disbursement of Monies.

XV. And be it further enacted, That the said Commissioners shall keep or cause to be kept regular Books, in which shall be recorded in a fair and distinct Manner, by the proper Officer or Officers appointed for that Purpose, all the Acts, Orders, and Proceedings of the said Commissioners relative to the Execution of this Act, and the Names of the Commissioners who shall be present at the respective Meetings, and the Name of the Commissioner who shall be Preses of such Meetings; and the Entries in such Books shall be subscribed by the Preses at each respective Meeting; and all such Entries so subscribed shall be deemed Originals, and shall be allowed to be read as Evidence in all Courts whatsoever, in any Case, Suit, or Action touching any thing done in pursuance of this Act; and fair and distinct Entries shall in like Manner be made in a Book or Books by the proper Officer or Officers appointed for that Purpose, of all the Monies received and disbursed by Authority of the Commissioners acting in the Execution of this Act, and the Receipts and Vouchers thereof shall be regularly preserved and filed; and the Books in which such Entries shall be made shall be regularly balanced on or before the First *Monday of March* annually for the Year ending on the *Thirty-first Day of December* preceding, and shall be examined, audited, and certified by the Commissioners appointed by this Act, or by a Quorum of them, at a Meeting specially convened for that Purpose, and shall remain in the Possession of the Officer who kept the Books and made the Entries therein for Four Weeks thereafter, during which Time they shall be open to the Inspection of every Person paying any of the Rates of Anchorage, Shore Dues, or Petty Customs leviable in virtue of this Act without Fee or Reward.

Commissioners to improve the Harbour.

XVI. And be it enacted, That the Commissioners hereinbefore named, and their Successors in Office, to be appointed in Manner hereinbefore mentioned, shall have the Power, and they are hereby authorized and empowered, from Time to Time as there may be Occasion or as they may see meet, by themselves, their Agents, Contractor, Inspectors, Workmen, or others employed or to be employed by them, to repair, cleanse, deepen, and otherwise to improve the Harbour of the Burgh of *Kirkcaldy*; to alter or remove the Piers, Quays, Landing Places, Buildings, Watercourses, and other Works now built and constructed at the said Harbour; and to build, erect, and construct Piers, Quays, Stairs, Landing Places, Warehouses, Lighthouses, Bridges, and other Buildings, Watercourses, Gates, Sluices, and other Works at the said Harbour, and to repair, alter, and improve the same, for the Use and Convenience of the said Harbour, and for the Accomodation of the Ships and Vessels belonging to or resorting to the said Harbour of *Kirkcaldy*: Provided always, that nothing herein contained shall authorize the said

Commissioners to take or affect any Property, other than the Property belonging to the said Burgh of *Kirkcaldy*, without the Consent of the Owners and Occupiers thereof first had and obtained thereto in Writing.

XVII. And be it enacted, That the said Commissioners shall and they are hereby authorized, from Time to Time as Occasion shall be, to bargain, and, where it shall appear proper, to enter into Contracts in Writing with any Person or Persons for the Performance and due Execution of all or any of the Works authorized to be done and performed in pursuance of this Act; and every such Contract in Writing shall specify the Works to be done, the Prices to be paid for the same, and the Time or Times when and within which such Works are to be completed, and the Damage or Penalties to be borne or suffered by the Contractor for Nonperformance thereof; and previous to every such Contract to be entered into by the said Commissioners, the several Works to be done, and the Manner in which they are to be completed, in so far as they can be specified, shall be advertised by printed Handbills affixed and left upon the Door of the Parish Church of *Kirkcaldy* Two several *Sundays* before Divine Service, or by Insertion Thrice at least in some Newspaper usually circulated in *Kirkcaldy*.

Commissioners may contract for Execution of Works.

XVIII. And be it enacted, That all the Power and Authority heretofore exercised by the Magistrates and Town Council of *Kirkcaldy*, or by any other Person or Persons whatsoever, in repairing, extending, cleansing, deepening, or otherwise improving the Harbour of *Kirkcaldy*, and the Buildings or other Works connected therewith, shall, from and after the passing of this Act, and during the Continuance thereof, be vested in and enjoyed and exercised by the said Commissioners, to the Effect and for the Purposes herein expressed.

Powers of the Magistrates in relation to the Harbour vested in Commissioners.

XIX. Provided always, and be it enacted, That in case of Damage being done to any of the Piers, Quays, Buildings, or other Works at or connected with the said Harbour, which it may be necessary to repair immediately in order to prevent further Damage from arising, then and in such Case it shall and may be lawful for any Five or more of the Commissioners appointed by this Act, and they are hereby authorized, by a Writing under their Hands, to order such Damage to be forthwith repaired to such Extent as shall be necessary to secure the Works from farther Damage; and shall within Twenty-four Hours thereafter report in Writing to the Clerk of the said Commissioners the Nature of the Damage done, and the Extent to which they have ordered it to be repaired.

In case of sudden Damage, Commissioners may order Repairs forthwith.

XX. And be it enacted, That it shall and may be lawful for the Magistrates and Town Council of *Kirkcaldy*, and they are hereby authorized and required, annually, as soon as convenient after the annual Election of Magistrates and Council, and before the Thirty-first Day of *December* thereafter, to ascertain and determine the total Amount of the Revenue of the said Burgh of *Kirkcaldy*, distinguishing how much of such Revenue shall have been received, as well as

Magistrates annually to ascertain the Revenue of the Burgh.

[*Local.*]

25 Y

how

how much thereof shall be in arrear, or remaining unpaid, for the Year ending on the Day preceding the said annual Election; and also to ascertain and determine the total Amount of the Expenditure of the said Burgh for the said Period, distinguishing how much thereof shall have been paid, as well as how much thereof shall be due or remaining unpaid; and the Excess of the Revenue of the said Burgh (if any), after Payment of the annual Expenditure, as the said Magistrates and Council may deem necessary, and of a Sum to be set apart annually as a Sinking Fund for liquidating the Debt of the said Burgh, as herein provided, shall within Three Days after the said Thirty-first Day of *December* be paid by the Magistrates and Town Council of *Kirkcaldy*, or by such Person as shall be authorized by them for that Purpose, to the Commissioners appointed or who may hereafter be appointed by virtue of this Act, or to their Treasurer or other Officer authorized by them to receive the same, who are and is hereby authorized and required to receive the same; and such Monies so received by the said Commissioners or other their accredited Officer shall be applied by the said Commissioners, or by their Successors in Office, for the Purposes of this Act.

Sinking
Fund for
Payment of
the Debt of
the Burgh
to be esta-
blished.

XXI. Provided always, and be it enacted, That the Magistrates and Town Council of *Kirkcaldy* shall have Power, and they are hereby authorized and required, before determining the surplus Revenue of the said Burgh of *Kirkcaldy* to be paid to the Commissioners as aforesaid, and so long as the gross Debt of the said Burgh shall exceed the Sum of Six thousand Pounds Sterling, to deduct annually from the Revenue of the said Burgh, and retain as a Sinking Fund for liquidating the Debt thereof, such Sum as the said Magistrates and Town Council shall think proper, being not less than Two and a Half *per Centum* or more than Ten *per Centum* of the gross Debt due by the said Burgh for the Time; and the Sum so retained shall be applied by the said Magistrates and Town Council to liquidating the Debt of the said Burgh, and to no other Purpose whatever.

If surplus
Revenue
should be
deficient,
Magistrates
may borrow
Money for
Improve-
ment and
Repair of
Harbour.

XXII. And be it enacted, That if the Commissioners appointed or to be appointed by virtue of this Act shall at any Time find that the Monies arising from the surplus Revenue of the said Burgh annually paid to them by the Magistrates and Town Council, as hereinbefore provided, are insufficient for the Purpose of improving and maintaining the said Harbour of *Kirkcaldy*, and keeping the same in repair, as authorized by this Act, then and in that Case, and if the said Commissioners shall recommend to the Magistrates and Town Council of *Kirkcaldy* to borrow Money to be applied to the Purposes aforesaid, (such Recommendation specifying the Nature and Extent of the Work proposed to be executed, the probable Expence thereof, and the Use, Convenience, or Accommodation which will thereby be afforded to the Shipping or Trade of the Place,) the said Magistrates and Town Council, may and they are hereby authorized, if they shall think proper, from Time to Time to borrow such Sum or Sums of Money as may be sufficient for the Purpose of executing the Work so recommended to be executed, and pay the same to the said Commissioners, to be by them applied in execution of such

Work,

Work, and to assign over the Rates and Duties leviabie by this Act, as set forth in the Schedule marked A. hereunto annexed, and also the increased Rates and Duties hereby granted, to the Lender or Lenders of such Sum or Sums, for their Security, and upon Repayment of such Sums, or any Part thereof, again to borrow, on the like Assignment, any Sum or Sums of Money equal to the Sum or Sums paid off: Provided always, that it shall not be lawful for the said Magistrates and Town Council to borrow any further Sum or Sums of Money until the Debt presently due by the said Burgh shall be reduced to Six thousand Pounds, nor unless the said Magistrates and Council shall set apart from the ordinary Revenue of the said Burgh a Sinking Fund of Five Pounds *per Centum per Annum* of the Debt owing, over and above the legal Interest thereof, for Liquidation of such Debt.

XXIII. Provided always, and be it enacted, That as often as the Magistrates and Town Council of the said Burgh of *Kirkcaldy* shall, upon the Recommendation of the said Commissioners as aforesaid, borrow any Sum or Sums of Money to be paid to the said Commissioners for the Purposes aforesaid, then and in every such Case the said Magistrates and Town Council shall, as hereafter provided, make such an Increase of the Rates and Duties leviabie by this Act as shall produce a Sum sufficient to pay the legal Interest of the Sum or Sums of Money so borrowed, together with Five Pounds *per Centum* of the Amount thereof, to be annually set apart and applied as a Sinking Fund in Liquidation of the Debt so to be contracted.

Additional Rates to be taken in case of borrowing Money.

XXIV. And be it enacted, That from and after the passing of this Act it shall and may be lawful to and for the Magistrates and Town Council of the Burgh of *Kirkcaldy*, and to and for such Person or Persons as they shall from Time to Time authorize and appoint for that Purpose, instead of the Rates and Duties heretofore levied by the said Magistrates and Town Council in Name of Anchorage, to demand, levy, collect, receive, and take, of and from the Owners and Proprietors of all Ships, Vessels, Barks, Boats, and Lighters coming into the said Harbour of *Kirkcaldy* or Precincts thereof, or any where within the Royalty of the Burgh of *Kirkcaldy*, or from the Agents or Managers of such Owners and Proprietors, the Rates and Duties specified in the Schedule marked A. hereunto annexed; and in place of the Rates and Duties heretofore levied by the said Magistrates and Town Council in Name of Shore Dues, to demand, levy collect, receive, and take, of and from the Owners and Proprietors of all Goods, Merchandize, Wares, or Commodities whatever which shall be imported into or exported from the said Harbour or Precincts thereof, or any where within the Royalty of *Kirkcaldy*, in any Ship, Vessel, Bark, Boat, or Lighter coming into or going out of the said Harbour or Precincts, or from the Agents or Managers of such Owners and Proprietors, the Rates and Duties specified in the Schedule marked B. hereunto annexed.

Rates and Duties specified in Schedules A. and B. to be levied.

XXV. And be it enacted, That it shall be lawful for the said Magistrates and Town Council for the Time being to fix such reasonable

Rates on Articles not specified in Schedule B.

reasonable Rates upon any Articles or Commodities not specified in the said Schedule B. as they shall think fit, provided no such Rate exceed the highest Rate specified in the said Schedules for any Articles therein enumerated, according to the Barrel-bulk, or the Weight, as the Case may be.

Additional Rates to be taken in case of borrowing Money.

XXVI. And be it enacted, That when the Magistrates and Town Council of *Kirkcaldy* shall, upon the Recommendation of the said Commissioners as aforesaid, borrow any Sum or Sums of Money to be applied by the said Commissioners towards the Purposes of this Act, as herein directed, then and in such Case it shall and may be lawful for the said Magistrates and Town Council, and they are hereby authorized and required, to demand, levy, collect, receive, and take, of and from the Persons aforesaid, such further Rates and Duties of Anchorage and Shore Dues, in addition to the Rates and Duties specified in the said Schedules hereunto annexed, as shall be sufficient to pay the legal Interest of the Sum or Sums so borrowed, together with Five Pounds *per Centum* of the Amount of such Sum or Sums to be annually applied as a Sinking Fund to liquidate the same.

Additional Rates not to exceed One Half of the Rates in Schedules A. and B.

XXVII. Provided always, That such additional Rates and Duties shall at no Time exceed One Half of the Rates and Duties specified in the said Schedules A. and B. hereunto annexed, and that such additional Rates and Duties shall be uniformly and proportionally levied upon all Ships and Vessels, and upon all Goods and Merchandize, and shall be levied and collected along with the Rates and Duties specified in the said Schedules hereunto annexed; and so soon as the Sum or Sums borrowed as aforesaid shall be liquidated and discharged by the Operation of such Sinking Fund, or by any other Means, then the said additional Rates and Duties hereby granted shall cease and determine.

Rates and Duties in Schedule C. to be in lieu of Petty Customs.

XXVIII. And be it enacted, That from and after the passing of this Act it shall and may be lawful to and for the Magistrates and Town Council of the said Burgh, and to and for such Person or Persons as they shall from Time to Time authorize and appoint for that Purpose, in Place of the Rates and Duties commonly called Petty Customs heretofore levied by the said Magistrates and Town Council, to demand, levy, collect, receive, and take, of and from the Owners and Proprietors of all Goods, Merchandize, Wares, or Commodities whatever brought within or carried out of the Royalty of the said Burgh of *Kirkcaldy*, otherwise than by Ships, Vessels, Barks, Boats, or Lighters into or out of the Harbour of *Kirkcaldy* or Precincts thereof or any where within the Royalty of the said Burgh, or from the Agents or Managers of such Owners and Proprietors, and in the like Manner in which the Petty Customs have been in use to be levied in the said Burgh, the Rates and Duties specified in the Schedule marked C. hereunto annexed.

Rates on Articles not specified in Schedule C.

XXIX. And be it further enacted, That it shall be lawful for the said Magistrates and Town Council for the Time being to fix such reasonable Rates upon any Articles or Commodities not specified in the said Schedule marked C. hereunto annexed, according to the
 1 Weight,

Weight, Measure, Number, or Quantity, as the Case may be, provided no such Rate shall exceed the highest Rate specified in the said Schedule for any Articles therein enumerated, according to the Weight, Measure, Number, or Quantity thereof, as the Case may be.

XXX. Provided always, and be it enacted, That the said Magistrates and Town Council shall have Power and they are hereby authorized and empowered to prosecute for and recover, before any competent Court, all Arrears of Anchorage, Shore Dues, or Petty Customs legally due to them, or to the Person or Persons appointed by them to receive the same, before the passing this Act, not exceeding those which they are now in the Practice of levying.

Magistrates may recover Arrears of Dues, &c.

XXXI. Provided always, and be it enacted, That no Ship, Vessel, Boat, or Lighter, to whomsoever belonging, for which the Tonnage Duty exigible by this Act shall have been once paid, shall be liable to or obliged to pay the same in case of such Vessel being put back and returning into the said Harbour, before entering the Port for which such Vessel shall be bound, on leaving the said Harbour.

Vessels put back into Harbour.

XXXII. Provided also, and be it further enacted, That it shall and may be lawful to and for His Majesty, in and by an Order in Council, or to and for the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, from Time to Time and at all Times, when and so often as he or they shall deem fit so to do, in and by his or their Order in Writing, to reduce the Duties hereby made payable on all, or on such or so many of the Foreign Ships or Vessels, and on all or on such or so many of the Goods and Merchandizes imported or exported in Foreign Bottoms, as he or they in their Judgment shall deem expedient, to the same and like Duties as are hereby and hereafter shall, in pursuance of the Powers herein contained, be made payable in respect of the *British* Ships or Vessels, or the Goods and Merchandizes imported or exported in or by the same.

Power reserved to His Majesty and Lords of the Treasury to reduce Duties on Foreign Ships and Goods.

XXXIII. Provided also, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to any Ship, Vessel, or Boat belonging to or employed in the Service of His Majesty, His Heirs and Successors, or in the Service or Employ of the Customs, Excise, Ordnance, or Post Office, coming into or using the said Harbour.

Exemption of Ships in His Majesty's Service.

XXXIV. And be it enacted, That the Masters and Owners of all *British* Ships, Vessels, Boats, and Lighters entering or departing from the said Harbour and Precincts thereof, and liable to the Payment of the Rates and Duties by this Act imposed, shall be and they are hereby required to produce to the said Magistrates and Town Council, or to the Collector or Collectors, or Tacksman or Tacksmen to be appointed as aforesaid, the Register of their respective Ships, Vessels, Boats, or Lighters, in order that the Tonnage thereof may be ascertained, or otherwise shall permit and suffer the said Ships, Vessels, Boats, and Lighters to be measured by the said

Masters of Vessels to produce their Register, or permit Measurement.

[*Local.*]

25 Z

Magistrates

Magistrates and Town Council, or by such Person or Persons as they shall from Time to Time appoint for that Purpose, and shall pay the Rates and Duties hereby made payable, according to such Register or Measurement, besides the Expence of the Measurement; and every Owner or Master aforesaid who shall refuse to produce the Register of his or their Ship, Vessel, Boat, or Lighter, or to allow the same to be measured as aforesaid, shall for every such Offence forfeit and pay to the said Magistrates and Town Council a Sum, at their Discretion, not exceeding Five Pounds, over and above the Tonnage or other Duties with which such Ship, Vessel, Boat, or Lighter may be chargeable by virtue of this Act.

Foreign
Vessels may
be mea-
sured.

XXXV. And be it enacted, That the Magistrates and Town Council shall, by themselves or any fit and proper Person or Persons to be appointed by them for that Purpose (which Person or Persons they are hereby authorized to appoint), have Power to measure all Foreign Ships or Vessels which shall enter the said Harbour; and such Admeasurement shall be made according to the Directions of an Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act for the registering of British Vessels*; and the Owners or Masters of such Foreign Ships or Vessels shall pay the Expence of such Measurement, besides the Rates and Duties in which they are liable by this Act.

Recovery of
Rates.

XXXVI. And be it enacted, That it shall and may be lawful to and for the Magistrates and Town Council of the said Burgh of *Kirkcaldy*, and to and for such Person or Persons as shall be authorized by them for that Purpose, to go on board any Ship, Vessel, Bark, Boat, or Lighter coming into or going out of the said Harbour, and to demand to see the Register thereof, and also the Bill of Lading, Manifest or Cargo Book, and take the Dimensions of such Ship, Vessel, Bark, Boat, or Lighter, and to demand, collect, and receive, from the Owner, Master, or other Person having the Charge of such Vessel, Bark, Boat, or Lighter, the Rates and Duties by this Act imposed and made payable, and in case of Delay or Refusal of Payment, to seize, take, and detain any of the Goods, Merchandize, Tackle, Furniture, or Apparel of or belonging to any such Ship, Vessel, Bark, Boat, or Lighter, and to keep and detain the same until the said Duty or Rates are paid; and in case of Neglect or Delay in such Payment for the Space of Three Days after such seizing, taking, and detaining as aforesaid, it shall and may be lawful to and for the said Magistrates and Town Council, or any Person or Persons authorized by them as aforesaid, to cause the same to be appraised by Two or more sufficient Persons, and afterwards to sell and dispose of so much and such Part of the Goods or other Effects taken or appraised as shall be sufficient to satisfy the Rates and Duties so neglected or delayed to be paid, together with the Charge of such seizing, taking, detaining, and selling (as the same shall be ascertained by the Sellers upon Oath), rendering to the Master or Owner of such Ship, Bark, Boat, Lighter, or other Vessel, or to the Owner of such Goods, Wares, Merchandize, or Commodities, the Overplus (if any be), on Demand.

XXXVII. And

XXXVII. And be it further enacted, That if any Difference shall arise between any Collector of the said Rates and Duties and the Master or other Person having the Care or Charge of any Ship, Vessel, Boat, or Lighter entering or leaving the said Harbour, or the Owner, Agent, Consigner, or Consignee of any Goods, Wares, Merchandize, or other Things therein embarked or contained, concerning the Weight or Quantities of the Goods, Wares, Merchandize, or other Things loaded or embarked therein, it shall be lawful for any such Collector to stop and detain any such Ship, Vessel, or Boat, and to weigh or gauge, or caused to be weighed or gauged, the same, and all such Goods, Wares, and Merchandizes, or other Matters or Things as shall be therein embarked or contained; and in case the same shall, upon any such weighing or gauging, appear to be of greater Weight or Quantity than the Account given thereof by such Master, Owner, or other Person having the Care or Charge of such Ship, Vessel, or Boat, then it shall and may be lawful to and for the said Magistrates and Town Council, or their Lessee or Lessees, or their Collector or Collectors, and he, she, and they is and are hereby authorized and empowered, to charge for such Goods and Things according to the Weight thereof found upon such weighing, or declared by the Gauge of such Ship, Vessel, or Boat; and the Master, Owner, or other Person giving such Account shall pay the Costs and Charges of such weighing and gauging; all which Costs and Charges, upon Refusal of Payment on Demand, shall and may be recovered and levied in the same Manner as the said Rates and Duties are hereby appointed to be recovered and levied; but if such Goods, Wares, Merchandize, or other Matters or Things, shall appear to be of the same or of a less Weight or Quantity than the Account given thereof by the said Master, Owner, or other Person, then the said Magistrates and Town Council, Lessee or Lessees, or their Collector, as the Case may be, shall pay the Costs and Charges of such weighing or gauging, and shall also pay to such Master or other Person, or to the Owner or Owners of such Goods, Wares, Merchandize, or other Things, such Damages as shall have arisen from such Detention; and in default of Payment thereof the same shall be recovered by Distress and Sale of the Goods and Effects of such Collector or Collectors for the Time being, or of the Goods and Effects of the said Magistrates and Town Council, Lessee or Lessees, under a Warrant to be issued for that Purpose under the Hands of any Two or more Justices of the Peace for the County of *Fife*, which Warrant any such Justices are hereby authorized and required to grant under their Hands, on Application made to them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money; and in case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned to the said Magistrates and Town Council, Lessee or Lessees, or to their Collector or Collectors for the Time being, as the Case may be: Provided always, that it shall and may be lawful for such Collector or Collectors (if appointed by the said Magistrates and Town Council, but not in the Event of their being Lessees of the Rates and Duties,) to retain out of any Monies which he or they shall have received or shall receive on account of or for behoof of the

In case of Difference concerning the Weight, Collector may weigh Goods.

the said Magistrates and Town Council, or Lessee or Lessees, the Amount of all such Damages, Costs, and Expences as he shall have sustained or been put unto by virtue of any Warrant as aforesaid.

Collectors
not to deli-
ver Clear-
ance till
Rates are
paid.

XXXVIII. And for the more effectually preventing any Delay or Evasion in the Payment of the Rates and Duties aforesaid, be it enacted, That it shall be lawful for the Collector or other Officer of His Majesty's Customs at the Port of *Kirkcaldy* to refuse to clear any Ship or Vessel outward or inward, or to indorse any Clearance or Warrant, until there shall have been produced and shewn to him by the Person or Persons liable to the Payment of the Rates and Duties by this Act granted and imposed on account of such Ship, Vessel, Boat, or Lighter, either a sufficient Voucher of the Payment of the Rates and Duties, or a Certificate under the Hand of the Tacksman or Collector of the Duties aforesaid, that the Sum demanded on that Account has been consigned and lodged in his Hands, with sufficient Security for the Payment of all Damages, Costs, and Expences which the said Magistrates and Town Council, or Tacksman or Collector of the said Rates and Duties, may sustain or incur by reason of the Delay or Refusal of Payment, according as the same shall be ascertained and determined by any One or more of His Majesty's Justices of the Peace in and for the County of *Fife*, such Justice of the Peace not being a Commissioner under this Act: Provided always, that in case it shall be found by such Justice or Justices, after hearing both Parties, that the Tacksman or Collector of the said Rates and Duties had made a higher Demand than what is authorized by this Act, such Tacksman or Collector shall be liable and be decreed to pay the Party complaining such a Sum in name of Damages, not exceeding Five Pounds Sterling, as shall be judged adequate by such Justice or Justices, who are hereby authorized and empowered to hear and decide upon all such Questions and Disputes as shall be brought before them relative to such Matters in a summary Manner.

For settling
Disputes as
to Rates.

XXXIX. And be it further enacted, That if any Dispute shall arise about the Amount of the Rates or Duties, or the Expences of keeping or selling any Articles taken or distrained for Nonpayment of any of the Rates or Duties hereby made payable, it shall be lawful for the Collector or the Person taking or distraining the same to retain such Articles, or the Money arising from the Sale thereof, (as the Case may be,) until the Amount of the Rates or Duties due, and the Expences of keeping and selling the Articles as aforesaid, be ascertained by the Sheriff Depute or Substitute or any Justice of the Peace for the said County of *Fife*, who upon a Complaint made shall in a summary Manner determine the Amount of the Rates or Duties due, and shall adjudge such Expences to either Party, as to the said Sheriff or Justice shall appear right and proper.

Penalty on
Evasion of
Rates.

XL. And be it further enacted, That if any Master or Owner, Agent, Factor, or Consignee of any Ship, Vessel, Bark, Boat, or Lighter, or any Owner, Agent, Factor, or Consignee of any Goods, Wares, or Merchandize liable in Payment of any of the Rates or Duties by this Act imposed, shall at any Time wilfully elude or evade

evade the Payment of the Rates and Duties hereby granted by any Means whatever, every such Master or other Person as aforesaid shall for every such Offence forfeit to the said Magistrates and Town Council a Sum not exceeding Five Pounds Sterling, over and above the Payment of the said Rates and Duties.

XLI. And be it enacted, That no Gunpowder, Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Spirituous Liquors, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood, or other Combustibles, shall be allowed to lie on the Quays, Wharfs, or Piers of the said Harbour, or upon the Decks of any Ship, Vessel, Boat, or Lighter lying therein, after being passed by the Officers of the Customs; but in case the same cannot be removed by Daylight, such a sufficient Watch shall be kept over them by the Owners thereof, at their own Expence, and for such Number of Hours, according to the Season of the Year, as the said Commissioners shall direct; and in case of Neglect or Refusal to comply with such Directions, the Commissioners, or Persons authorized by them, shall cause the Goods to be watched or removed, as the Case may be, at the Expence of the Owners of such Goods; and every such Owner or Owners or Master of such Vessel, Ship, Boat, or Lighter shall for every such Default forfeit and pay a Sum not exceeding Five Pounds, and any Damage occasioned by their not removing such Goods and Combustibles as aforesaid.

Tar, Pitch, &c. not to be suffered to lie on the Quays.

XLII. And be it enacted, That no Gunpowder shall be suffered to remain on board any Ship, Vessel, Boat, or Lighter in the Harbour (except Vessels in His Majesty's Service or Employ) longer than Six Hours after the Arrival of such Vessel in the said Harbour, under a Penalty of Five Pounds for each Offence, besides Damages, if such be occasioned; and it shall be lawful to land such Gunpowder, when necessary, in compliance with this Regulation, on *Sundays* or Custom House Holidays, and without a Sufferance, provided it be so landed in the Presence of a Tide Surveyor or Coast Waiter.

Gunpowder not to be kept on board Vessels in the Harbour.

XLIII. And be it enacted, That the said Commissioners, or Persons authorized by them, shall have full Power to remove any Ship, Vessel, Boat, or Lighter from one Part of the said Harbour to another; and in case the Master or Commander of any such Vessel shall refuse, when required by the said Commissioners or Persons aforesaid, to move his Vessel to such Part of the said Harbour as may be directed, as soon after such Requisition as the State of the Tide will permit, the said Commissioners or Persons aforesaid shall be and they are hereby authorized to cause such Vessel to be removed, and the Owners or Master or Consignee of such Vessel shall be liable to pay the reasonable Expences of such a Proceeding; and any Person hindering or obstructing such Removal as aforesaid shall forfeit and pay any Sum to the said Commissioners not exceeding Five Pounds.

Commissioners may remove Vessels from one Berth to another.

XLIV. And be it enacted, That no Ballast, Dirt, Ashes, Shingles, Stones, Rubbish, or any other Things shall be thrown into the said Harbour or Entrances thereto; nor shall any Ballast, Sand, Stones,

Rubbish not to be thrown into the Harbour.

[*Local.*]

26 A

or

or any other such Thing be taken away from the said Harbour, without Leave obtained from the said Commissioners, or from the Harbour Master or Person empowered by the said Commissioners, to that Effect in Writing, under a Penalty not exceeding Twenty Pounds for every such Offence; and if any Person shall deposit any Ballast, Stones, or Rubbish upon the Wharfs, Quays, Piers, or any other Place in or about the said Harbour, such Person shall be obliged immediately to remove the same under the Penalty of a Sum not exceeding Five Pounds for each Offence, over and above the Expence of Removal.

Punishment
of Persons
injuring the
Works.

XLV. And be it enacted, That if any Person or Persons shall, after the passing of this Act, maliciously or wantonly demolish, destroy, break down, or set on fire any of the Quays, Wharfs, Piers, or other Works constructed or to be constructed in or belonging to the said Harbour, every such Person or Persons so offending shall be adjudged to be guilty of Felony, and the Court or Courts by or before whom such Person or Persons shall be indicted, tried, and convicted shall be and are hereby empowered to punish such Person or Persons by Fine or Imprisonment, or to cause such Felon or Felons to be transported beyond the Sea for such a Term of Years and in such Manner as other Felons are directed to be transported by the Statutes of the Realm.

Penalty on
Persons de-
stroying the
Ropes of
Vessels, &c.

XLVI. And be it enacted, That in case any Person or Persons shall wilfully or maliciously cut, break, or in any Manner destroy any Rope or other Thing by which any Ship, Vessel, or Boat lying in the said Harbour shall be moored or fastened, such Person or Persons shall for every such Offence forfeit and pay a Sum not exceeding Twenty Pounds, besides the Damages thereby occasioned.

Masters and
Owners to
be answer-
able for Da-
mages done
by their
Crews.

XLVII. And be it enacted, That the Master or Owner of every Ship, Vessel, Boat, or Lighter lying or trading in the said Harbour shall be and he is hereby made answerable to the said Commissioners for the Amount or Value of any Damage or Mischief that shall be done by any of the Seamen, Servants, Boatmen, or Watermen or others on board the same, to any of the Quays, Wharfs, Piers, or other Works in or about the said Harbour, either by the loading or unloading of any Ship, Vessel, Boat, or Lighter, or by any other Means whatsoever; and the Master or Owner of every such Ship, Vessel, or Boat shall, for every such Trespass, Damage, or Mischief, upon Conviction before any Justice of the Peace for the County of *Fife*, on the Oath of any One or more credible Witness or Witnesses, which Oath such Justice is hereby authorized and required to administer, or on the Confession of the Party or Parties offending, forfeit and pay all such Damages, Satisfaction, or Compensation as shall be ascertained, fixed, and determined by such Justice, provided that no such Damages, Satisfaction, or Compensation shall exceed the Sum of Twenty Pounds; but in case such Damages, Satisfaction, or Compensation shall exceed the Sum of Twenty Pounds, then and in such Case such Master or Owner of such Ship, Vessel, Boat, or Lighter may be sued and prosecuted for such Damages, Satisfaction, and Compensation in the Court of Session if the Defender shall reside in
Scotland

Scotland, or in any of His Majesty's Courts of Record at *Westminster* if the Defendant shall reside in *England*, or in the Court of the King's Bench or Common Pleas at *Dublin* if the Defendant shall reside in *Ireland*; and if a Verdict or Judgment shall be given against him or her, either on Proof made, or by Default, or upon Demand, the Pursuer or Plaintiff in every such Case shall recover the Damages thereby sustained, with full Costs.

XLVIII. And be it enacted, That in case the Master or Masters, Owner or Owners of any Ship, Vessel, Boat, or Lighter as aforesaid shall be compelled to pay any Penalty, or to make Satisfaction for any Damage or Trespass, by reason of any such Damage or Mischief done or committed by his, her, or their Mariners, Boatmen, Servants, or other Persons employed by him, her, or them, such Mariners, Boatmen, Servants, or other Persons, and each and every of them, shall be liable to pay such Penalty or Damages, with the Costs thereof, to such Master or Masters, Owner or Owners; and in case of Nonpayment thereof, upon Demand, and Oath made by such Master or Masters, Owner or Owners, of the Payment made by him, her, or them of such Penalty or Satisfaction for Damages, and that the same and the Costs thereof have or hath not been repaid to him, her, or them by such Mariners, Boatmen, Servants, or other Persons, or any of them, although demanded, (such Oath to be made before any Justice of the Peace for the County or Place where such Penalty or Satisfaction shall have been incurred as aforesaid, or where such Mariner, Servant, or other Person can be found,) the Amount thereof shall be recovered by such Master or Masters, Owner or Owners, as any other Penalty is by this Act directed to be recovered.

Masters to recover Damages from their Servants.

XLIX. And be it further enacted, That it shall and may be lawful to and for the Officers to be appointed by the said Commissioners, and to and for any Messenger at Arms, Sheriff's Officer, Peace Officer, Town Officer, or other Person, and they are hereby severally authorized and empowered, to apprehend, seize, secure, and detain, till they can be regularly conveyed before a Magistrate, all and every Vagrant, Idler, or disorderly Persons who may haunt about the Harbour, Quays, Wharfs, Piers, and other Places connected therewith, without lawful Business; and they are hereby also authorized and empowered to seize, secure, and detain, till such Seizure can be regularly reported to a Magistrate, all Ropes, Copper, Iron, Lead, and other Articles of Marine Stores used in the Repair of Ships, and all Goods, Wares, and Merchandize which may be found in the Custody of such Vagrant, Idler, or disorderly Person; and if it shall appear that any of the said Articles have not been fairly come by, it shall be lawful for any Justice of the Peace for the County of *Fife* to order such Goods to be restored to the proper Owner or Owners thereof, or in case such Owner or Owners cannot be found, to confiscate the same in aid of the Rogue Money of the County of *Fife*, and punish the Person in whose Custody the same may have been found, by Imprisonment and hard Labour in the Gaol of *Kirkcaldy*, or in some other legal Place of Confinement within the said County of *Fife*, for any Time not exceeding One Calendar Month.

Idlers to be detained, and all Ropes, &c. found in their Custody confiscated.

L. And

Idlers may
be com-
mitted.

L. And be it enacted, That it shall and may be lawful to and for any such Justice or Justices, and they are hereby authorized and empowered, to detain such Vagrants, Idlers, and disorderly Persons in any Gaol, Watch-house, or other Place of Security, therein to be detained for Examination for any Space not exceeding Twenty-four Hours, or as a Punishment to commit such Offenders to any such Watch-house or other Place of Security for any Space not exceeding Three Days.

Power to
apprehend
transient
Offenders.

LI. And whereas Persons guilty of Offences against this Act may be transient Persons, unknown to the Harbour Master, Collector of Duties, and other Officers or Persons acting under the Authority of this Act; be it enacted, That it shall and may be lawful to and for the said Harbour Masters, Collectors of Duties, and other Officers respectively, to seize and detain any such unknown Person or Persons guilty of any Offence against this Act, and to convey him, her, or them before any One or more of the Justices of the Peace for the said County of *Fife*, without any other Warrant than this Act for so doing; and such Justice or Justices of the Peace is and are hereby empowered and directed to proceed immediately to the Conviction or Acquittal of such Offender or Offenders in a summary Way.

Penalty on
obstructing
the Works.

LII. And be it enacted, That if any Person or Persons whomsoever shall at any Time or Times obstruct, hinder, or molest the Engineers, Berthing Masters, Superintendents, Labourers, or other Person, or Persons whomsoever employed or acting in performance of their Duty under this Act, or in the Works to be effected in the Repair, Maintenance, or Improvement of the said Harbour, or in any other Matter relating thereto, every such Person so offending shall forfeit any Sum not exceeding Twenty Pounds, and for the Second Offence any Sum not exceeding Thirty Pounds, and for the Third and every other Offence any Sum not exceeding Fifty Pounds.

Power to
license
Pilots, &c.

LIII. And be it enacted, That the said Commissioners shall have Power to license as Pilots for the said Harbour of *Kirkcaldy* a sufficient Number of Persons certified by the said Prime Guild Society of *Kirkcaldy* to be duly qualified, and also to license any Weigher and Meter to be employed under or in execution of this Act, and to fix and regulate the Fares or Wages to be taken by such Pilots, Weighers, or Meters; and any Person acting as a Pilot, or Weigher, or Meter, without such Licence, or demanding or receiving more than the Amount of the Fares or Wages to be fixed and regulated as aforesaid, shall be subject to a Penalty not exceeding Five Pounds for every such Offence, and all the Weighings or Measurements of any unlicensed Weigher or Meter shall be illegal.

Power to
make Bye
Laws.

LIV. And be it enacted, That the said Commissioners shall have full Power and Authority to make Orders, Rules, and Bye Laws for cleansing, deepening, and repairing the said Harbour and keeping the same in Repair, and for accomplishing the other Purposes of this Act; and also from Time to Time to alter and amend such Bye Laws, and to fix and enforce reasonable pecuniary Penalties for the Non-

observance of the same, not exceeding Twenty Pounds Sterling; provided always, that such Bye Laws shall not be contrary to or inconsistent with the Law of *Scotland* or the Provisions of this Act; and Copies thereof, and of all the Tables of Rates or Fares of Pilots, Weighers, or Meters, to be fixed or regulated under the Authority of this Act, painted on Boards in large Characters, shall be put up or affixed and continued at the said Harbour and other conspicuous Places near the same in the said Burgh, and shall from Time to Time, as often as the same shall be effaced or obliterated, be renewed.

LV. And be it enacted, That if any Person or Persons shall wilfully or maliciously pull down, deface, or destroy any Board whereon any such Bye Law, Rule, Order, Regulation, or Table of Fares or Wages shall be painted, such Person or Persons shall upon Conviction for each Offence forfeit and pay a Sum not exceeding Five Pounds.

Penalty on
Persons de-
facing
Boards.

LVI. And be it enacted, That it shall and may be lawful for the said Commissioners, or the Collectors or other Officers appointed under this Act, to prosecute for any Fines, Penalties, Forfeitures, Damages, or Costs of Suit by this Act authorized (the Manner whereof is not hereby otherwise particularly directed), by Action, Bill, Complaint, or Information, to be raised or exhibited within Six Months after the Penalty is incurred or Offence committed, but not thereafter, before One or more Justices of the Peace for the said County of *Fife*, or other competent Judge within whose Jurisdiction the Offender shall reside or be apprehended, not being Commissioners under this Act; which Justice or Judge shall try all such Cases in a summary Way, and upon Conviction of the Offender by his own Confession, or by the Oath of One or more credible Witness or Witnesses, to award such Order, Judgment, or Decree as shall be just; and in default of Payment of the Amount of any Fines, Penalties, Damages, or Costs of Suit which shall or may be awarded, the Person or Persons liable therein shall, by Warrant under the Hand of any such Justice or Judge, be committed to the nearest Gaol for such Time, not exceeding Three Months, as such Justice or Judge may direct, unless the Sum so awarded shall be sooner paid and discharged; and the Fines, Penalties, Damages, or Costs of Suit so recovered shall, after Deduction of the Expence of recovering the same, be applied exclusively to the maintaining and repairing the said Harbour and the Works thereof.

Recovery of
Penalties.

LVII. And be it further enacted, That the said Commissioners may sue and be sued for or concerning any thing to be done by virtue or in pursuance of this Act, or for any Matter or Thing appertaining or incident to the obtaining or passing thereof, in the Name of their Clerk or Treasurer for the Time being, or of One of the said Commissioners; and no Action or Suit to be brought or commenced by the Direction of or against the said Commissioners, by virtue of this Act, in the Name of their Clerk or Treasurer, or of such Commissioner, shall abate or be discontinued by the Death or

Commission-
ers may sue
and be sued
in the Name
of their
Clerk.

Removal of any such Clerk or Treasurer or Commissioner, without the Consent of the said Commissioners, but the Clerk or Treasurer for the Time being to the said Commissioners, or such Commissioner, shall be deemed to be Pursuer or Defender, as the Case may be: Provided always, that every such Clerk, Treasurer, or Commissioner in whose Name any Action or Suit shall be commenced, sued, prosecuted, or defended, in pursuance of this Act, shall be fully reimbursed and paid, out of the Monies to arise by virtue of this Act, all such Costs, Charges, Damages, and Expences as by the Event or in consequence of any such Action or Proceeding he shall pay, bear, expend, or be put unto, or become chargeable with, by reason of his being so made Pursuer or Defender as aforesaid.

Satisfaction for Damages committed by the Commissioners may be recovered from the Treasurer.

LVIII. And be it further enacted, That when and as often as any Sum or Sums of Money shall be directed or ordered to be paid, in pursuance of the Directions of this Act, as or by way of Compensation or Satisfaction for any Damage, Spoil, or Injury of any Nature or Kind whatsoever done or committed by the said Commissioners, or any Person or Persons acting by or under their Authority, and such Sum or Sums of Money shall not be paid by the said Commissioners to the Party or Parties entitled to receive the same within Ten Days after Demand in Writing shall have been made from the Clerk to the said Commissioners, or the Treasurer to be appointed under this Act, in which Demand the Order of the Judge or Judges making the same shall be stated, then and in such Case the Amount of such Compensation or Satisfaction shall and may be levied and recovered by Distress and Sale of the Goods and Chattels vested in the said Commissioners by virtue of this Act, or of the Goods and Chattels of the Treasurer for the Time being, under a Warrant to be issued for that Purpose by any such Judge or Judges, under his or their Hand or Hands, on Application made to him or them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money as or by way of Compensation or Satisfaction for any such Damages, Spoil, or Injury as aforesaid; and in case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs and Expences of hearing and determining the Matter in dispute, and also the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned, on Demand, to the said Commissioners, or to the Treasurer for the Time being, as the Case may be: Provided always, that it shall and may be lawful for such Treasurer to retain, out of the Monies which he shall have received or shall receive in pursuance of this Act, all such Damages, Costs, Charges, and Expences as he shall have sustained or be put unto by virtue of any such Warrant as aforesaid.

Notices how to be served on the Commissioners.

LIX. And be it further enacted, That in all Cases where it may be requisite or necessary for any Person or Persons, or Party or Parties, to serve any Notice or Notices upon the said Commissioners, or any Citation or Summons, or other legal Proceedings, the Service upon any One of the said Commissioners, or left at his last or usual Place of Abode, or upon the Clerk of the said Commissioners, or at the Office of the said Clerk, or left at his last or usual Place of Abode, or at the Office of the said Commissioners, or in case the same respectively

tively shall not be found or known, then Service upon any Agent or other Officer employed by the said Commissioners, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Commissioners.

LX. And be it enacted, That no Order, Verdict, Judgment, or other Proceeding touching or concerning any of the Matters aforesaid, or touching or concerning the Conviction of any Offender or Offenders against this Act, shall be quashed or vacated for Want of Form only, or be removed or removable by Advocation, Suspension, or by any other Process whatsoever, to the Court of Session; any Law or Statute to the contrary notwithstanding.

Proceedings not to be quashed for Want of Form.

LXI. And be it enacted, That if any Person or Persons who shall be summoned as a Witness or Witnesses to attend and give Evidence before any Justice or Justices of the Peace touching any Matter of Fact contained in any Information or Complaint for any Offence against this Act, either on the Part of the Prosecutor or the Person or Persons accused, shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, having been paid or tendered a reasonable Sum for his, her, or their Costs and Charges, without a reasonable Excuse for his, her, or their Refusal or Neglect, or appearing shall refuse to be examined upon Oath (or in case of a Quaker or Quakers, on solemn Affirmation,) and to give Evidence before such Justice or Justices of the Peace, then and in any of the said Cases every such Person shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds.

For compelling Witnesses to attend.

LXII. And be it further enacted, That if any Person or Persons shall, on his, her, or their Examination on Oath before any Justice or Justices, or before any other Judge in any Cause or Matter arising out of this Act, wilfully and corruptly give false Evidence, such Person or Persons so offending, and being thereof duly convicted, shall be and is and are hereby declared to be subject and liable to such Penalty and Punishment as by any Law in force or effect Persons guilty of wilful and corrupt Perjury are subject and liable to.

Witnesses giving false Evidence to be indicted for Perjury.

LXIII. And be it further enacted, That no Person or Persons shall be deemed incompetent to give Evidence in any Causes or Matters which shall be heard and determined relative to this Act, by reason only or on account that such Person or Persons shall act officially under the Appointment of the said Commissioners for the Time being, or of the Lessee or Lessees of the Rates and Duties imposed under this Act.

Testimony of Officers.

LXIV. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Order or Judgment made or given in pursuance of any Bye Law, Rule, Order, or Regulation made in pursuance of this Act, or by any other Matter or Thing done in pursuance of this Act, then and in every such Case it shall be lawful for such Person or Persons to appeal

Appeal.

appeal to the Justices of the Peace at the General Quarter Sessions of the Peace to be holden for the County or Place where the Cause of Complaint shall have arisen within Two Calendar Months next after such Cause of Complaint shall have arisen, such Appellant or Appellants first giving or causing to be given Twenty Days Notice at least in Writing of his, her, or their Intention to bring such Appeal, and of the Matter thereof, unto the Person or Persons appealed against, and within Six Days after such Notice entering into a Recognizance or Bond of Caution before some Justice of the Peace for the said County or Place, with Two sufficient Sureties, conditioned to try such Appeal, and abide by the Order of and to pay such Costs as shall be awarded by the Justices at such Sessions; and upon due Proof of such Notice being given as aforesaid, and of the entering into such Recognizance or Bond, the Justices at such Sessions shall hear and determine the Cause and Matter of such Appeal summarily, and award such Costs to the Party appealing or appealed against; and the Justices may, if they see Cause, mitigate any Fine, Penalty, or Forfeiture, and may order any Money to be returned which shall have been levied in pursuance of any such Bye Law, Rule, Order, or Regulation, and may also award such further Satisfaction to the Party injured, as they shall think proper; and the Determination of the Justices shall be final, binding, and conclusive upon all Parties, and shall not be removable by Advocation, Suspension, or by any Process whatsoever, to the Court of Session or any other Court; any Law or Statute to the contrary notwithstanding.

Sea Ware
may be let.

3 G. 4. c. 91.

LXV. And whereas, as the Sea Ware cast on the Beach within the Royalty of the said Burgh of *Kirkcaldy* is Part of the Common Good of the said Burgh, and the Quantity so cast ashore is uncertain and irregular, it is expedient that the Magistrates and Council should be empowered to let the same for a longer Period than is permitted by an Act passed in the Third Year of the Reign of His present Majesty King *George* the Fourth, intituled *An Act for regulating the Mode of accounting for the Common Good and Revenues of the Royal Burghs of Scotland*; be it therefore enacted, That it shall and may be lawful for the said Magistrates and Town Council to let the Right of gathering such Sea Weed or Ware by Public Roup, and to the highest Bidder, for any Period not exceeding Three Years; any thing in the said recited Act to the contrary notwithstanding.

Saving of
Rights.

LXVI. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to take away, impeach, diminish, change, or affect the Rights, Dues, Duties, and Payments, Powers, Privileges, Jurisdictions, and Immunities or Authorities of the Magistrates and Town Council of *Kirkcaldy*, granted to them on behalf of the Community of the said Burgh of *Kirkcaldy* by King *Charles* the First, by Charter under the Great Seal bearing Date the Fifth Day of *February* One thousand six hundred and forty eight, or any other Charter or Right, or by Usage or Prescription, or any other Rights, Dues, Duties, or Payments, Powers, Privileges, Jurisdictions,

dictions, or Authorities anywise belonging to them, otherwise than as the same are by this Act expressly taken away, varied, altered, or restricted.

LXVII. And be it 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. Public Act.

LXVIII. And be it enacted, That this Act and all the Powers and Authorities of the same, and the Rates and Duties thereby granted, shall commence and take place from and after the passing thereof, and shall continue for the Space of Twenty-one Years, and from thence to the End of the then next Session of Parliament. Commence-
ment and
Continuance
of Act.

SCHEDULE A. referred to in this Act.

TABLE OF ANCHORAGE,

Payable by all VESSELS entering the HARBOUR and BASIN of KIRKCALDY.

OUTER HARBOUR.		BASIN.	
Freemen.	Unfreemen.	Freemen.	Unfreemen.
Per Ton <i>d.</i> - 3	Per Ton <i>d.</i> - 4	Per Ton <i>d.</i> - 6	Per Ton <i>s. d.</i> - 1 0

Coasters, Freemen	-	-	-	per Ton	<i>s. d.</i>	0 2
Unfreemen	-	-	-	per ditto		0 3
Pinnaces, for each Time they come in						0 3

The Basin to be free to all Vessels from the First of April to the First of September, at the same Rates as the Outer Harbour, when the Harbour Master sees it convenient.

SCHEDULE B. referred to in this Act.

SHORE DUES.

		s.	d.
A.	Ashes, Pearl or Pot, per Ton	1	0
B.	Ballast, per Cart Load of Ten Hundred Weight	0	0½
	If taken out of Harbour (free.)	-	-
	Bark, per Ton	0	8
	Bacon, per Ton	1	0
	Beef, per Barrel	0	1½
	Blubber, per Ton	0	9
	Bottles, per Gross	0	1½
	Bricks, per One hundred	0	0½
	Butter, per Barrel	0	1½
	per Three Pounds	0	0¼
C.	Candles, per Ton	1	0
	Cheese, per Ton	1	0
	Cloth, Bale of Ticks, Checks, &c. per B. B. Five Feet	0	1½
	Coal, Great Smithy or Chews and Cinders, per Ton	0	5
	Culm or Smeal per Ton	0	3
	Copperas, per Ton	1	0
	Cork, per Ton	1	0
	Crockery, in Crates, per Barrel Bulk	0	1
	Basins, Cans, &c. Two per Cent of Value	-	-
F.	Flour, per Sack, weighing Two and a Half Hundred Weight	0	1
	Fruit, Apples, per Barrel	0	1
	Lemons and Oranges, per Barrel Bulk	0	1
	Dried, per Ton	1	0
	Fish, Salted, per Barrel	0	1½
	Salmon, per Box	0	1
	Dry Fish, Two per Cent of the Value.	-	-
	Flax, per Ton	1	0
	Furniture, per Cart Load	0	9
	per Wain or Double Cart	1	0
G.	Glass, Window, per Crate	0	3
	Grains of all Kinds, per Quarter	0	1
	Pot Barley, per Ton	1	0
H.	Hemp, per Ton	1	0
	Hides, Ox, Cow, or Horse, per Dicker of Ten	0	1½
	Calf, per Dicker of Thirty	0	1¾
	Sheep or Lamb, per Dicker of Sixty	0	1¾
	Hops, per Pocket	0	2
	per Bag	0	2½
I.	Indigo, per Barrel Bulk	0	2
L.	Leather, tanned, per Back of Six hundred Weight	0	3½
	Limestone, per Ton	0	5
	Calcined, per Chalder of Sixteen Bolls	1	0
	Liquors, Wine or Spirits, per Hogshead	0	5
	Beer, Strong Ale, Porter, or Vinegar	0	3

		s.	d.
M.	Manganese, per Ton	1	0
	Meal, per Bag of Two hundred and eighty Pounds	0	1
	Metal, Iron, Mall or Cast, and Nails, per Ton	1	0
	Pig, per Ton	0	6
	Old, per Ton	0	6
	Iron Stone, per Ton	0	5
	Pewter or Lead, per Ton	1	0
	Molasses, per Ton	1	0
O.	Oil, per Ton	1	0
	Onions, per Barrel	0	1
P.	Peats, per Ton	0	10
	Pitch, per Barrel	0	1½
	Pipe Clay, per Ton	0	5
	Potatoes or other Roots, per Hundred Weight	0	0½
	Poultry, per Dozen	0	0½
R.	Rags, per Ton	1	0
	Rock Moss, per Ton	1	0
S.	Salt, per Ton	0	8
	Seeds, Linseed, per Hogshead	0	3
	Clover Seed, per Ton	1	0
	Rye Grass, per Sack	0	0½
	Slates, per One hundred	0	0¾
	Soap, per Barrel	0	1½
	per Chest	0	2
	Stone, per Ton of Sixteen Cubic Feet	0	5
	Flint, per Ton	0	5
	Sugar, per Ton	1	0
T.	Tallow, per Ton	1	0
	Tar, per Barrel	0	1½
	Tea, per Box	0	2
	Tiles, per One hundred	0	0¾
	Timber, per Fifty Cubic Feet	0	8
	Oak Plank, Oak Timber, and all Hard Wood	0	8
	Mahogany, Wainscot, Lignum Vitæ, Logwood, or other Dye Woods, per Fifty Cubic Feet	1	0
	Gottenburg Deals, per One hundred and twenty	1	8
	Russia and Prussia ditto, per Standard One hundred	2	4
	Norway ditto, per Dram Standard	1	8
	Pipe Staves, per One hundred and twenty	0	10
	Barrel ditto, per One hundred and twenty	0	5
	Clapboard and Lathwood, per Fathom	1	0
	Nine Ells, Twelve Ells, and Ramble of all Description, per Load of Twenty Trees	0	9
	Wood Hoops, per One thousand five hundred	0	10
	Tobacco, per Ton	1	0
	Tow, per Ton	0	8
	Turpentine, per Barrel	0	1½
W.	Whitening, per Ton	1	0
	Wool, per Pack	0	4
	Cotton, per Ton	1	0
Y.	Yarn, Linen, or Cotton, per Ton	1	0
	per Barrel Bulk	0	1½
The above Rates to be paid by Resident Burgesses and Freemen, and One Half more by Non-resident Burgesses and Unfreemen.			

SCHEDULE C. referred to in this Act

PETTY CUSTOMS.

		<i>s.</i>	<i>d.</i>
B.	Beef, per Barrel	0	0½
	Butter, for each Three Pounds	0	0½
C.	Candles, per Stone	0	0¼
	Cattle—Ox or Cow, slain in the Slaughter House, each	0	6
	Ditto, out of Slaughter House, each	0	9
	Sheep, slain in Slaughter House, each	0	1½
	Ditto, out of Slaughter House, each	0	2
	Calf or Sow, in or out of Slaughter House, each	0	2
	Lamb or small Pig, ditto, each	0	1
	Carcass brought in for private Use, each	0	1
	Cheese, per Stone	0	0¼
	Crockery, Earthen or Stone Ware, per Hamper	0	1½
E.	Eggs, per Gross	0	0½
F.	Fish—Herrings, or other Fresh Fish, per Cart Load	0	1
	per Back Load	0	0½
	Dry, per Cart Load	0	1
	Salmon, per Cart Load	0	3
	Salted Herrings, or other Fish, per Barrel	0	0½
	Flour, per Sack of Two and a Half Hundred Weight	0	0½
	Fruit, per Cart Load	0	2
	each large Basket	0	0¼
G.	Grain—Wheat, Oats, Barley, Pease, and Malt, per Quarter	0	0½
	Pot Barley, per Hundred Weight	0	0¼
H.	Hay, per Double Cart Load	0	2
	Hides,—Cow, Ox, or Horse, each	0	0½
	Calf Skins, for Four	0	0½
	Sheep or Lamb Skins, for Ten	0	0½
L.	Lime, per Twelve Bolls	0	0½
	Lintseed, per Hogshead	0	2
	Liquors—Wine, per Hogshead	0	6
	Spirits of all Kinds, per Hogshead	0	6
	Porter, Ale, and Vinegar, per Hogshead	0	2
	Small Beer, per Ten Imperial Gallons	0	0¼
M.	Meal, per Bag of Two hundred and eighty Pounds	0	1
	Brought in for private Use	0	0½
	Metals—Iron, old or new, per Ton	0	5
	Pewter or Lead, per Ton	0	5
	Milk, per Two large Pitchers	0	0¼
P.	Potatoes, per Four Hundred Weight	0	0½
	Poultry, per Dozen	0	0½
	any lesser Quantity	0	0½
S.	Salt, per Ton	0	10
	Soap, per Hundred Weight	0	0½
	Sugar, per Hundred Weight	0	0½