



CHAPTER xiii.

An Act to confirm certain Pilotage Orders made by the Board of Trade under the Pilotage Act 1913 relating to pilotage in the Pilotage Districts of The Dee Hartlepool Sunderland The Tees and The Tyne. [31st May 1922.] A.D. 1922.

WHEREAS the Board of Trade have made the Pilotage Orders set forth in the schedule hereto under the provisions of the Pilotage Act 1913 but the same do not take effect unless and until confirmed by Parliament :

And whereas it is expedient that the said Pilotage Orders should be confirmed by Parliament :

Be it therefore 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 as follows :—

1. The Pilotage Orders set out in the schedule hereto shall be and the same are hereby confirmed and all the provisions thereof shall have full validity and force.

Confirma-
tion of
Orders in
schedule.

2. This Act may be cited as the Pilotage Orders Confirmation (No. 2) Act 1922.

Short title.

A.D. 1922.

SCHEDULE OF ORDERS.

- 1 THE DEE.
2. HARTLEPOOL.
3. SUNDERLAND.
4. THE TEES.
5. THE TYNE.

SCHEDULE.

A.D. 1922.

THE DEE PILOTAGE ORDER.

The Dee.

1. The limits of The Dee Pilotage District (hereinafter referred to as "the Pilotage District") shall be the waters of the River Dee below the Old Dee Bridge at Chester and the waters of the sea within the following limits namely :—

Pilotage District.

(a) An imaginary straight line running North 25° West (true bearing) for a distance of five miles from the Red Stones at Hoylake;

(b) An imaginary straight line drawn from the termination of the last-mentioned line running South 75° West (true bearing) for a distance of ten miles;

(c) An imaginary straight line drawn from the termination of the last-mentioned line to the coast at the eastward point of the estuary of the River Clwyd;

including all navigable waters channels bays inlets and creeks within this area.

2. The Pilotage Authority for the Pilotage District (hereinafter referred to as "the Authority") shall be the Dee Conservancy Board.

Pilotage Authority.

3. Pilotage shall be compulsory within the Pilotage District.

Pilotage to be compulsory.

4. There shall be established a Pilotage Committee (hereinafter referred to as "the Committee") of the Authority consisting of members appointed and elected as follows :—

Pilotage Committee.

(a) Nine members appointed by the Authority from among their own members of whom one shall be nominated as chairman and one shall be a member who has been elected by shipowners;

(b) One member appointed by the Liverpool Shipowners' Association;

(c) One member elected by the pilots licensed for the Pilotage District (hereinafter referred to as "licensed pilots") from among persons who either are or have been licensed pilots in manner as may be agreed between the licensed pilots and the Authority or in default of agreement as may be prescribed by the Board of Trade.

5. The Authority may delegate to the Committee any of their powers or duties under the Pilotage Act 1913 The decisions of the Committee on questions so delegated shall not require confirmation by the Authority but the Committee shall report their proceedings to the Authority.

Powers of Committee.

The Dee.

Proceedings
of Com-
mittee.

6.—(1) The chairman if present shall preside at every meeting of the Committee. If the chairman is absent at any meeting such other member as the members then present choose shall preside.

(2) Every question at a meeting of the Committee shall be decided by a majority of votes of the members of the Committee present and voting on that question and in the case of equality of votes the person presiding at the meeting shall have a second or casting vote.

(3) The quorum of the Committee shall be three.

(4) No member of the Committee shall take part in any proceedings of the Committee relating to any question affecting himself personally.

(5) Subject to the provisions of this Order the Committee may regulate their own procedure.

(6) No act or proceeding of the Committee shall be invalid on account of any vacancy in their body or on account of the appointment or election of any member having been defective.

Period of
office.

7.—(1) The members of the Committee shall hold office for a period of one year but a member going out of office may be re-appointed or re-elected as the case may be.

(2) In the event of a vacancy arising among the members of the Committee otherwise than by effluxion of time the vacancy shall be filled as soon as may be thereafter in the manner prescribed for the annual appointment or election but any person so appointed or elected shall hold office only until the next annual appointment or election.

Power to
acquire
vessels.

8. The Authority may acquire own hire build renew and maintain and work vessels for the purposes of this Order and may at their discretion either sell or exchange any such vessels.

Separate
accounts to
be kept.

9. Separate accounts shall be kept by the Authority of all moneys received and expended by them in their capacity as Pilotage Authority.

Repeal.

10. The provisions of the Act 16 Geo. III. cap. 61 and of the Dee Conservancy Act 1889 in so far as they relate to pilotage and any other enactment or Order relating to pilotage in the Pilotage District shall cease to have effect and shall for the purposes of section 59 of the Pilotage Act 1913 be deemed to be superseded provided that the exemption from compulsory pilotage for vessels in the coasting trade or trading to or from Ireland contained in the first named Act shall notwithstanding such repeal as aforesaid remain in full force until the matter is dealt with by a byelaw under the Pilotage Act 1913.

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The Dee.

11. This Order shall come into force on the day when the Act confirming this Order is passed. Date of commencement.

12. This Order may be cited as The Dee Pilotage Order 1922. Short title.

HARTLEPOOL PILOTAGE ORDER.

Hartlepool.

1. The limits of the Hartlepool Pilotage District (hereinafter referred to as "the Pilotage District") shall be the Harbours of Hartlepool and West Hartlepool including all docks therein and so much of the sea as lies within a radius of one and a half miles from the seaward end of the Hartlepool Breakwater. Pilotage District.

2. Pilotage shall not be compulsory within the Pilotage District. Pilotage not to be compulsory.

3.—(1) There shall be constituted for the Pilotage District a Pilotage Authority which shall be a body corporate with perpetual succession and a common seal by the name of the Hartlepool Pilotage Authority (hereinafter referred to as "the Authority") and shall consist of members appointed and elected as follows :— Pilotage Authority.

(a) Four members appointed by the Hartlepool Port and Harbour Commissioners from among their own members of whom two shall be members who have been appointed by the North Eastern Railway Company ;

(b) Three shipowners (hereinafter referred to as "shipowners' representatives") appointed by the Hartlepool Shipowners' Society from members of that society or if at any time that body shall in the opinion of the Board of Trade cease to be fairly representative of the shipowners using the Ports of Hartlepool and West Hartlepool then by such body or bodies representing shipowners as shall be nominated for the purpose by the Board of Trade ;

(c) Three members (hereinafter referred to as "pilots' representatives") elected in manner hereinafter provided by the pilots licensed for the Pilotage District (hereinafter referred to as "licensed pilots") from among persons who either are or have been licensed pilots.

(2) The members of the Authority shall be appointed and elected respectively at the times and in the manner in the Schedule hereto provided.

4. The chairman of the Authority shall be elected by the Authority from among their members. Chairman of the Authority.

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Hartlepool.
Proceedings
of the
Authority.

5.—(1) The chairman if present shall preside at every meeting of the Authority. If the chairman is absent from any meeting such other member as the members then present choose shall preside.

(2) Every question at a meeting of the Authority shall be decided by a majority of the votes of those present and voting on that question and in the case of equality of votes the person presiding at the meeting shall have a second or casting vote.

(3) The quorum of the Authority shall be five.

(4) No member of the Authority shall take part in any proceedings of the Authority relating to any question affecting himself personally.

(5) Subject to the provisions of this Order the Authority may regulate their own procedure.

(6) No act or proceeding of the Authority shall be invalid on account of any vacancy in their body or on account of the appointment election or ascertainment of any member having been defective.

Period of
office.

6. Members of the Authority shall hold office from the date of their appointment or election respectively until such time as their successors may be appointed or elected respectively but shall be eligible for re-appointment or re-election respectively.

Existing
Commis-
sioners to
continue in
office tem-
porarily.

7. Until all the members of the Authority have been appointed or elected under the provisions of this Order the existing body of the Hartlepool Pilotage Commissioners (hereinafter referred to as "the Commissioners") constituted under the Hartlepool Pilotage Order 1864 shall be deemed to be members of the Authority as if they had been appointed or elected under the provisions of this Order.

Vesting of
property.

8. All property (real or personal) rights easements and choses in action which immediately before the commencement of this Order belonged to or were vested in or enjoyed by the Commissioners or by any persons in trust for them or on their behalf shall be and the same hereby are vested in the Authority to the same extent and for the same estate and interest as the same were immediately before the commencement of this Order vested in the Commissioners or any person in trust for them or on their behalf and may be held recovered and enjoyed accordingly.

Pending pro-
ceedings and
existing
contracts.

9.—(1) If at the date of the commencement of this Order any proceeding or cause of action is pending or existing by or against the Commissioners the same shall not abate discontinue or be in any way prejudicially affected by reason of anything in this Order but the proceeding or cause of action may be continued prosecuted and enforced by or against the Authority as it might

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have been by or against the Commissioners if this Order had not been made but not further or otherwise. A.D. 1922.

Hartlepool.

(2) All contracts deeds bonds agreements and other instruments subsisting immediately before the commencement of this Order and affecting the Commissioners shall be of as full force and effect against or in favour of the Authority and may be enforced as fully and effectively as if instead of the Commissioners the Authority had been a party thereto.

(3) All pilots' licences and pilotage certificates granted by the Commissioners prior to the commencement of this Order shall have the same force and validity as if they had been granted by the Authority under the provisions of the Pilotage Act 1913.

10. The Authority may from time to time if they think fit purchase hire or build and equip maintain and work or enter into agreements or arrangements with any persons for the supply use maintenance and working of such boats or vessels as in the opinion of the Authority may be required for the efficient working of the pilotage service If a majority of the pilots concerned object to the Authority exercising these powers or if a difference arises between the Authority and the pilots as to the conditions on which these powers should be exercised the matter shall be referred to the Board of Trade whose decision shall be final. Power to provide or arrange for supply of pilot boats.

11. The Hartlepool Pilotage Order 1864 and any other enactment or Order relating to pilotage in the Pilotage District shall cease to have effect and shall for the purposes of section 59 of the Pilotage Act 1913 be deemed to be superseded. Repeal.

12. This Order shall come into force on the day when the Act confirming this Order is passed. Date of commencement of Order.

13. This Order may be cited as the Hartlepool Pilotage Order 1922. Short title.

SCHEDULE.

With respect to the appointment and election of the Authority the following provisions shall have effect that is to say :—

1. The persons to be appointed by the Hartlepool Port and Harbour Commissioners shall be appointed as soon as may be after the passing of the Act confirming this Order and thereafter in the month of January in the year 1923 and in every subsequent year.

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Hartlepool.

2. The Shipowners' representatives shall be appointed as soon as may be after the passing of the Act confirming this Order and thereafter in the month of January in the year 1923 and in every subsequent third year.

3.—(1) The Pilots' representatives shall be elected by the licensed pilots as soon as may be after the passing of the Act confirming this Order and thereafter in the month of January in the year 1923 and in every subsequent third year.

(2) For the purpose of electing the pilots' representatives the clerk to the Authority shall send out by registered letter to all the licensed pilots a circular announcing an election and enclosing a list of persons qualified under this Order to be pilots' representatives a voting card and a stamped envelope addressed to himself in which the card when filled in is to be returned within twenty-one days of the issue of the circular.

(3) Every licensed pilot shall be entitled to vote for three persons whose names are on the said list but shall not give more than one vote for any one person.

(4) At the expiration of twenty-one days from the issue of the said circular the said clerk shall examine the voting cards returned to him and shall prepare a list in order of the three persons who have received the greatest number of votes (any uncertainty by reason of two or more persons having received an equal number of votes being decided in favour of the licensed pilot or pilots having the longest service) and such persons shall thereupon be the pilots' representatives. This list shall be posted in the pilots' office.

4. The costs charges and expenses of and preliminary and incidental to the election of pilots' representatives shall be paid by the Authority out of the pilot fund.

5. In the event of any vacancy among the appointed or elected members of the Authority arising otherwise than by effluxion of time the vacancy shall be filled as soon as may be thereafter in the manner prescribed for the annual or triennial appointment or election as the case may be but any person so appointed or elected shall hold office only until the next periodical appointment or election.

A.D. 1922.

SUNDERLAND PILOTAGE ORDER.

Sunderland.

1. The limits of the Sunderland Pilotage District (hereinafter referred to as "the Pilotage District") shall be the waters of the River Wear below Biddick Ford including all docks connected therewith and so much of the sea as lies within a radius of $1\frac{1}{2}$ miles from the lighthouse at the end of the Roker Pier at the mouth of the river.

Pilotage District.

2. Pilotage shall not be compulsory within the Pilotage District.

Pilotage not to be compulsory.

3.—(1) There shall be constituted for the Pilotage District a Pilotage Authority which shall be a body corporate with perpetual succession and a common seal by the name of the Sunderland Pilotage Authority (hereinafter referred to as "the Authority") and shall consist of members appointed and elected as follows:—

Pilotage Authority.

(a) Five members appointed from among their number by the River Wear Commissioners;

(b) Three members (hereinafter referred to as "shipowners' representatives") appointed by the Sunderland Shipowners' Society from members of that society or if at any time that body shall in the opinion of the Board of Trade cease to be fairly representative of the shipowners using the Port of Sunderland then by such body or bodies representing shipowners as shall be nominated for the purpose by the Board of Trade;

(c) Three members from among the five persons (hereinafter referred to as "pilots' representatives") elected in manner hereinafter provided by the pilots licensed for the Pilotage District (hereinafter referred to as "licensed pilots") from among persons who either are or have been licensed pilots.

(2) The members of the Authority shall be appointed and elected respectively at the times and in the manner in the schedule hereto provided.

4. The chairman of the Authority shall be elected by the Authority from among their members and shall remain in office until the next triennial appointment and election of members has taken place.

Chairman of the Authority.

5.—(1) The chairman if present shall preside at every meeting of the Authority. If the chairman is absent from any meeting such other member as the members then present choose shall preside.

Proceedings of the Authority.

(2) Every question at a meeting of the Authority shall be decided by a majority of the votes of those present and voting

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on that question and in the case of equality of votes the person presiding at the meeting shall have a second or casting vote.

(3) The quorum of the Authority shall be five.

(4) No member of the Authority shall take part in any proceedings of the Authority relating to any question affecting himself personally.

(5) Subject to the provisions of this Order the Authority may regulate their own procedure.

(6) No act or proceeding of the Authority shall be invalid on account of any vacancy in their body or on account of the appointment election or ascertainment of any member having been defective.

Period of
 office.

6. Members of the Authority shall hold office from the date of their appointment or election respectively until such time as their successors may be appointed or elected respectively but shall be eligible for re-appointment or re-election respectively.

Existing
 Commis-
 sioners to
 continue in
 office tem-
 porarily.

7. Until all the members of the Authority have been appointed or elected under the provisions of this Order the existing body of the Sunderland Pilotage Commissioners (hereinafter referred to as "the Commissioners") constituted under the Sunderland Pilotage Order Confirmation Act 1865 shall be deemed to be members of the Authority as if they had been appointed or elected under the provisions of this Order.

Vesting of
 property.

8. All property (real or personal) rights easements and choses in action which immediately before the commencement of this Order belonged to or were vested in or enjoyed by the Commissioners or by any person in trust for them or on their behalf shall be and the same hereby are vested in the Authority to the same extent and for the same estate and interest as the same were immediately before the commencement of this Order vested in the Commissioners or any person in trust for them or on their behalf and may be held recovered and enjoyed accordingly.

Pending pro-
 ceedings and
 existing
 contracts.

9.—(1) If at the date of the commencement of this Order any proceeding or cause of action is pending or existing by or against the Commissioners the same shall not abate discontinue or be in any way prejudicially affected by reason of anything in this Order but the proceeding or cause of action may be continued prosecuted and enforced by or against the Authority as it might have been by or against the Commissioners if this Order had not been made but not further or otherwise.

(2) All contracts deeds bonds agreements and other instruments subsisting immediately before the commencement of this Order and affecting the Commissioners shall be of as full force and effect against or in favour of the Authority and may be

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enforced as fully and effectively as if instead of the Commissioners the Authority had been a party thereto. A.D. 1922.

(3) All pilots' licences and pilotage certificates granted by the Commissioners prior to the commencement of this Order shall have the same force and validity as if they had been granted by the Authority under the provisions of the Pilotage Act 1913. *Sunderland.*

10. The Authority may from time to time if they think fit purchase hire or build and equip maintain and work or enter into agreements or arrangements with any persons for the supply use maintenance and working of such boats or vessels as in the opinion of the Authority may be required for the efficient working of the pilotage service If a majority of the pilots concerned object to the Authority exercising these powers or if a difference arises between the Authority and the pilots as to the conditions on which these powers should be exercised the matter shall be referred to the Board of Trade whose decision shall be final. Power to provide or arrange for supply of pilot boats.

11. For the purpose of lessening the charges of the Authority the River Wear Commissioners are hereby empowered to appropriate for the use of the Authority and their officers necessary board room and offices for transacting the business of the Authority an office for the Pilot Ruler and pilots' look-out houses and also otherwise to act in reduction of those charges. Assistance of River Wear Commissioners.

12. The Sunderland Pilotage Order Confirmation Act 1865 and any other enactment or order relating to pilotage in the Pilotage District shall cease to have effect and shall for the purposes of section 59 of the Pilotage Act 1913 be deemed to be superseded. Repeal.

13. This Order shall come into force on the day when the Act confirming this Order is passed. Date of commencement of Order.

14. This Order may be cited as the Sunderland Pilotage Order 1922. Short title.

SCHEDULE.

With respect to the appointment and election of the Authority the following provisions shall have effect (that is to say) :—

1. The persons to be appointed by the appointing bodies shall be appointed as soon as may be after the passing of the Act confirming this Order and thereafter in the month of October in the year 1922 and in every subsequent third year.

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Sunderland.

2.—(1) The pilots' representatives shall be elected by the licensed pilots as soon as may be after the passing of the Act confirming this Order and thereafter in the month of October in the year 1922 and in every subsequent third year.

(2) For the purpose of electing the pilots' representatives the clerk to the Authority shall send out by registered letter to all the licensed pilots a circular announcing an election and enclosing a list of persons qualified under this Order to be pilots' representatives a voting card and a stamped envelope addressed to himself in which the card when filled in is to be returned within twenty-one days of the issue of the circular.

(3) Every licensed pilot shall be entitled to vote for five persons whose names are on the said list but shall not give more than one vote for any one person.

(4) At the expiration of twenty-one days from the issue of the said circular the said clerk shall examine the voting cards returned to him and shall prepare a list in order of the five persons who have received the greatest number of votes (any uncertainty by reason of two or more persons having received an equal number of votes being decided in favour of the licensed pilot or pilots having the longest service) and such persons shall thereupon be the pilots' representatives. This list shall be posted in the pilots' office.

(5) The first three pilots' representatives on the list referred to in the preceding subsection shall be members of the Authority but in the event of one or more of these being unable to attend any meeting of the Authority one or both as the case may be of the two other pilots' representatives may according to the order in which their names appear on the list attend take part in the proceedings and vote in his or their stead.

3. The costs charges and expenses of and preliminary and incidental to the election of pilots' representatives shall be paid by the Authority out of the pilot fund.

4. In the event of any vacancy among the appointed or elected members of the Authority arising otherwise than by effluxion of time the vacancy shall be filled as soon as may be thereafter in the manner prescribed for the triennial appointment or election but any person so appointed or elected shall hold office only until the next triennial appointment or election as the case may be.

THE TEES PILOTAGE ORDER.

A.D. 1922.

The Tees.

1. The limits of The Tees Pilotage District (hereinafter referred to as "the Pilotage District") shall be the waters of the River Tees below the Victoria Bridge at Stockton including all docks and tidal creeks connected therewith and the waters of the sea within a radius of one mile from the South Gare Lighthouse at the mouth of the River Tees.

Pilotage District.

2. Pilotage shall not be compulsory within the Pilotage District.

Pilotage not to be compulsory.

3.—(1) There shall be constituted for the Pilotage District a Pilotage Authority which shall be a body corporate with perpetual succession and a common seal by the name of The Tees Pilotage Authority (hereinafter referred to as "the Authority") and shall consist of members appointed and elected as follows :—

Pilotage Authority.

(a) Four members appointed from among their number by the Tees Conservancy Commissioners ;

(b) Three members (hereinafter referred to as "shipowners' representatives") appointed by the Tees District and Whitby Shipowners' Association from members of that Association or if at any time that body shall in the opinion of the Board of Trade cease to be fairly representative of the shipowners using the Ports of Middlesbrough and Stockton then by such body or bodies representing shipowners as shall be nominated for the purpose by the Board of Trade ;

(c) Three members from among the five persons (hereinafter referred to as "pilots' representatives") elected in manner hereinafter provided by the pilots licensed for the Pilotage District (hereinafter referred to as "licensed pilots") from among persons who either are or have been licensed pilots.

(2) The members of the Authority shall be appointed and elected respectively at the times and in the manner in the schedule hereto provided.

4. The chairman of the Authority shall be elected by the Authority from among their members and shall remain in office until the next quinquennial appointment and election of members has taken place.

Chairman of the Authority.

5.—(1) The chairman if present shall preside at every meeting of the Authority. If the chairman is absent from any meeting such other member as the members then present choose shall preside.

Proceedings of the Authority.

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(2) Every question at a meeting of the Authority shall be decided by a majority of the votes of those present and voting on that question and in the case of equality of votes the person presiding at the meeting shall have a second or casting vote.

(3) The quorum of the Authority shall be five.

(4) No member of the Authority shall take part in any proceedings of the Authority relating to any question affecting himself personally.

(5) Subject to the provisions of this Order the Authority may regulate their own procedure.

(6) No act or proceeding of the Authority shall be invalid on account of any vacancy in their body or on account of the appointment election or ascertainment of any member having been defective.

Period of
 office.

6. Members of the Authority shall hold office from the date of their appointment or election respectively until such time as their successors may be appointed or elected respectively but shall be eligible for re-appointment or re-election respectively.

Existing
 Commis-
 sioners to
 continue in
 office tem-
 porarily.

7. Until all the members of the Authority have been appointed or elected under the provisions of this Order the existing body of the Tees Pilotage Commissioners (hereinafter referred to as "the Commissioners") constituted under the Tees Pilotage Order Confirmation Act 1882 and the Pilotage Order Confirmation Act 1898 shall be deemed to be members of the Authority as if they had been appointed or elected under the provisions of this Order.

Vesting of
 property.

8. All property (real or personal) rights easements and choses in action which immediately before the commencement of this Order belonged to or were vested in or enjoyed by the Commissioners or by any person in trust for them or on their behalf shall be and the same hereby are vested in the Authority to the same extent and for the same estate and interest as the same were immediately before the commencement of this Order vested in the Commissioners or any person in trust for them or on their behalf and may be held recovered and enjoyed accordingly.

Pending pro-
 ceedings and
 existing
 contracts.

9.—(1) If at the date of the commencement of this Order any proceeding or cause of action is pending or existing by or against the Commissioners the same shall not abate discontinue or be in any way prejudicially affected by reason of anything in this Order but the proceeding or cause of action may be continued prosecuted and enforced by or against the Authority as it might have been by or against the Commissioners if this Order had not been made but not further or otherwise.

(2) All contracts deeds bonds agreements and other instruments subsisting immediately before the commencement of this

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Order and affecting the Commissioners shall be of as full force and effect against or in favour of the Authority and may be enforced as fully and effectively as if instead of the Commissioners the Authority had been a party thereto.

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(3) All pilots' licences and pilotage certificates granted by the Commissioners prior to the commencement of this Order shall have the same force and validity as if they had been granted by the Authority under the provisions of the Pilotage Act 1913.

10. The Authority may from time to time if they think fit purchase hire or build and equip maintain and work or enter into agreements or arrangements with any persons for the supply use maintenance and working of such boats or vessels as in the opinion of the Authority may be required for the efficient working of the pilotage service. If a majority of the pilots concerned object to the Authority exercising these powers or if a difference arises between the Authority and the pilots as to the conditions on which these powers should be exercised the matter shall be referred to the Board of Trade whose decision shall be final.

Power to provide or arrange for supply of pilot boats.

11. The Tees Pilotage Order Confirmation Act 1882 and the Pilotage Order Confirmation Act 1898 and any other enactment or Order relating to pilotage in the Pilotage District shall cease to have effect and shall for the purposes of section 59 of the Pilotage Act 1913 be deemed to be superseded.

Repeal.

12. This Order shall come into force on the day when the Act confirming this Order is passed.

Date of commencement of Order.

13. This Order may be cited as The Tees Pilotage Order 1922.

Short title.

SCHEDULE.

With respect to the appointment and election of the Authority the following provisions shall have effect that is to say :—

1. The persons to be appointed by the appointing bodies shall be appointed as soon as may be after the passing of the Act confirming this Order and thereafter in the month of November in the year 1923 and in every subsequent fifth year.

2.—(1) The pilots' representatives shall be elected by the licensed pilots as soon as may be after the passing of the Act confirming this Order and thereafter in the month of November in the year 1923 and in every subsequent fifth year Provided

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that if any such representative having been elected as an active licensed pilot shall during his term of office retire from active service or surrender his licence then if a majority of the licensed pilots desire that he should no longer be one of their representatives they shall inform the Authority accordingly and he shall thereupon cease to be a pilots' representative and a vacancy shall be deemed to have arisen among the elected members of the Authority.

(2) For the purpose of electing the pilots' representatives the secretary to the Authority shall send out by registered letter to all the licensed pilots a circular announcing an election and enclosing a list of persons qualified under this Order to be pilots' representatives a voting card and a stamped envelope addressed to himself in which the card when filled in is to be returned within twenty-one days of the issue of the circular.

(3) Every licensed pilot shall be entitled to vote for five persons whose names are on the said list but shall not give more than one vote for any one person.

(4) At the expiration of twenty-one days from the issue of the said circular the said secretary shall examine the voting cards returned to him and shall prepare a list in order of the five persons who have received the greatest number of votes (any uncertainty by reason of two or more persons having received an equal number of votes being decided in favour of the licensed pilot or pilots having the longest service) and such persons shall thereupon be the pilots' representatives This list shall be posted in the pilots' office.

(5) The first three pilots' representatives on the list referred to in the preceding subsection shall be members of the Authority but in the event of one or more of these being unable to attend any meeting of the Authority one or both as the case may be of the two other pilots' representatives may according to the order in which their names appear on the list attend take part in the proceedings and vote in his or their stead.

3. The costs charges and expenses of and preliminary and incidental to the election of pilots' representatives shall be paid by the Authority out of the pilot fund.

4. In the event of any vacancy among the appointed or elected members of the Authority arising otherwise than by effluxion of time the vacancy shall be filled as soon as may be thereafter in the manner prescribed for the quinquennial appointment or election but any person so appointed or elected shall hold office only until the next quinquennial appointment or election as the case may be.

A.D. 1922.

THE TYNE PILOTAGE ORDER.

The Tyne.

1. The limits of The Tyne Pilotage District (hereinafter referred to as "the Pilotage District") shall be the waters of the River Tyne below Hedwin Streams including all docks connected therewith and so much of the sea as lies within a radius of $2\frac{1}{2}$ miles from the seaward extremity of the North Pier.

Pilotage District.

2. Pilotage shall not be compulsory within the Pilotage District.

Pilotage not to be compulsory.

3.—(1) There shall be constituted for the Pilotage District a Pilotage Authority which shall be a body corporate with perpetual succession and a common seal by the name of The Tyne Pilotage Authority (hereinafter referred to as "the Authority") and shall consist of members appointed and elected as follows :—

Pilotage Authority.

(a) Three members appointed from their number by the Tyne Improvement Commissioners;

(b) Three members (hereinafter referred to as "shipowners' representatives") appointed by the North of England Steamship Owners' Association from members of that association or if at any time that body shall in the opinion of the Board of Trade cease to be fairly representative of the shipowners using the Ports of Newcastle-upon-Tyne North Shields and South Shields (hereinafter referred to as the "Tyne Ports") then by such body or bodies representing shipowners as shall be nominated for the purpose by the Board of Trade;

(c) Three members appointed from their number by the Master Pilots and Seamen of the Trinity House of Newcastle-upon-Tyne;

(d) Three members from among the five persons (hereinafter referred to as "pilots' representatives") elected in manner hereinafter provided by the pilots licensed for the Pilotage District (hereinafter referred to as "licensed pilots") from among persons who either are or have been first class licensed pilots.

(2) The members of the Authority shall be appointed and elected respectively at the times and in the manner in the schedule hereto provided.

4. The chairman of the Authority shall be elected by the Authority from among their members and shall remain in office until the next triennial appointment and election of members has taken place.

Chairman of the Authority.

5.—(1) The chairman if present shall preside at every meeting of the Authority. If the chairman is absent from any

Proceedings of the Authority.

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(2) Every question at a meeting of the Authority shall be decided by a majority of the votes of those present and voting on that question and in the case of equality of votes the person presiding at the meeting shall have a second or casting vote.

(3) The quorum of the Authority shall be five.

(4) No member of the Authority shall take part in any proceedings of the Authority relating to any question affecting himself personally.

(5) Subject to the provisions of this Order the Authority may regulate their own procedure.

(6) No act or proceeding of the Authority shall be invalid on account of any vacancy in their body or on account of the appointment election or ascertainment of any member having been defective.

Period of office.

6. Members of the Authority shall hold office from the date of their appointment or election respectively until such time as their successors may be appointed or elected respectively but shall be eligible for re-appointment or re-election respectively provided that the appointment of any appointed member may be determined at any time by the body which appointed him.

Existing Commissioners to continue in office temporarily.

7. Until all the members of the Authority have been appointed or elected under the provisions of this Order the existing body of Tyne Pilotage Commissioners (hereinafter referred to as "the Commissioners") constituted under the (Tyne) Pilotage Order Confirmation Act 1865 and the Tyne Pilotage Amendment Act 1867 shall be deemed to be members of the Authority as though they had been appointed or elected under the provisions of this Order.

Vesting of property.

8. All property (real or personal) rights easements and choses in action which immediately before the commencement of this Order belonged to or were vested in or enjoyed by the Commissioners or by any person in trust for them or on their behalf shall be and the same hereby are vested in the Authority to the same extent and for the same estate and interest as the same were immediately before the commencement of this Order vested in the Commissioners or any person in trust for them or on their behalf and may be held recovered and enjoyed accordingly.

Pending proceedings and existing contracts.

9.—(1) If at the date of the commencement of this Order any proceeding or cause of action is pending or existing by or against the Commissioners the same shall not abate discontinue or be in any way prejudicially affected by reason of anything in this Order but the proceeding or cause of action may be continued prosecuted and enforced by or against the Authority as

[12 & 13 GEO. 5.] *Pilotage Orders* [Ch. xiii.]
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it might have been by or against the Commissioners if this Order had not been made but not further or otherwise. A.D. 1922.

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(2) All contracts deeds bonds agreements and other instruments subsisting immediately before the commencement of this Order and affecting the Commissioners shall be of as full force and effect against or in favour of the Authority and may be enforced as fully and effectively as if instead of the Commissioners the Authority had been a party thereto.

(3) All pilots' licences and pilotage certificates granted by the Commissioners prior to the commencement of this Order shall have the same force and validity as if they had been granted by the Authority under the provisions of the Pilotage Act 1913.

10. The Authority may from time to time if they think fit purchase hire or build and equip maintain and work or enter into agreements or arrangements with any persons for the supply use maintenance and working of such boats or vessels as in the opinion of the Authority may be required for the efficient working of the pilotage service If a majority of the pilots concerned object to the Authority exercising these powers or if a difference arises between the Authority and the pilots as to the conditions on which these powers should be exercised the matter shall be referred to the Board of Trade whose decision shall be final. Power to provide or arrange for supply of pilot boats.

11. The Authority may make byelaws providing for the grant of deep-sea certificates certifying that persons to whom such certificates are granted are qualified to act as pilots of ships for any part of the sea or channels outside the district of any Pilotage Authority Provided that a pilot holding such a certificate shall not be entitled to supersede any other person as pilot of a ship. Deep sea certificates.

12. The (Tyne) Pilotage Order Confirmation Act 1865 and the Tyne Pilotage Amendment Act 1867 and any other enactment or Order relating to pilotage in the Pilotage District shall cease to have effect and shall for the purposes of section 59 of the Pilotage Act 1913 be deemed to be superseded. Repeal.

13. This Order shall come into force on the day when the Act confirming this Order is passed. Date of commencement of Order.

14. This Order may be cited as The Tyne Pilotage Order 1922. Short title.

[Ch. xiii.] *Pilotage Orders* [12 & 13 GEO. 5.]
Confirmation (No. 2) Act, 1922.

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SCHEDULE.

With respect to the appointment and election of the Authority the following provisions shall have effect that is to say :—

1. The persons to be appointed by the appointing bodies shall be appointed in the month of October in the year 1922 and each third year thereafter.

2.—(1) The pilots' representatives shall be elected by the licensed pilots in the month of October in the year 1922 and each year thereafter.

(2) For the purpose of electing the pilots' representatives the clerk to the Authority shall send out by registered letter to all the licensed pilots a circular announcing an election and enclosing a list of persons qualified under this Order to be pilots' representatives a voting card and a stamped envelope addressed to himself in which the card when filled in is to be returned within twenty-one days of the issue of the circular.

(3) Every licensed pilot shall be entitled to vote for five persons whose names are on the said list but shall not give more than one vote for any one person.

(4) At the expiration of twenty-one days from the issue of the said circular the said clerk shall examine the voting cards returned to him and shall prepare a list in order of the five persons who have received the greatest number of votes (any uncertainty by reason of two or more persons having received an equal number of votes being decided in favour of the licensed pilot or pilots having the longest service) and such persons shall thereupon be the pilots' representatives This list shall be posted in the pilots' office.

(5) The first three pilots' representatives on the list referred to in the preceding subsection shall be members of the Authority but in the event of one or more of these being unable to attend any meeting of the Authority one or both as the case may be of the two other pilots' representatives may according to the order in which their names appear on the list attend take part in the proceedings and vote in his or their stead.

3. The costs charges and expenses of and preliminary and incidental to the election of pilots' representatives shall be paid by the Authority out of the pilot fund.

[12 & 13 GEO. 5.] *Pilotage Orders* [Ch. xiii.]
Confirmation (No. 2) Act, 1922.

4. In the event of any vacancy among the appointed or elected members of the Authority arising otherwise than by effluxion of time the vacancy shall be filled as soon as may be thereafter in the manner prescribed for the triennial appointment or annual election but any person so appointed or elected shall hold office only until the next triennial appointment or annual election as the case may be.

A.D. 1922.

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