



## CHAPTER vii.

An Act to authorise the Mersey Docks and Harbour Board to construct further works and for other purposes. [30th May 1945.]

**W**HEREAS by the Mersey Docks and Harbour Act 1857 20 & 21 Vict. c. clxii. (being an Act for consolidating the docks at Liverpool and Birkenhead into one estate and for vesting the control and management of them in one public trust and for other purposes) the Mersey Docks and Harbour Board (hereinafter called "the Board") were incorporated for the purposes therein mentioned and by that Act and subsequent Acts relating to the Board various powers have from time to time been conferred on the Board:

And whereas in order to meet the requirements of the trade of the port of Liverpool it is expedient that the Board be authorised to construct the works in this Act described and to reclaim part of the bed shore and foreshore of the river Mersey as by this Act provided:

And whereas it is expedient that the periods now limited for the completion of certain river walls or embankments authorised by the Mersey Docks and Harbour Board Acts of 1901 and 1906 respectively be further extended as by this Act provided:

And whereas the mayor aldermen and burgesses of the borough of Crosby and the Board have entered into an agreement for the exchange of lands belonging to them respectively and it is expedient that the agreement be confirmed:

And whereas by the said Act of 1857 and subsequent Acts the Board have been authorised to raise money on the security of the rates leviable by them by borrowing on bond and by the

grant of annuities and by the issue of stock and temporarily by the issue of bills and promissory notes and it is expedient that the powers of the Board of raising money be increased for the purposes and to the extent by this Act provided:

And whereas it is expedient that the Board be authorised to establish and maintain a contributory superannuation fund or funds for their employees:

And whereas it is expedient to enact new provisions with respect to the audit of the accounts to be kept by the Board:

And whereas it is expedient that further powers be conferred on the Board and that the Acts relating to the Board be amended in certain respects as by this Act provided:

And whereas the Board both as the dock and harbour authority for the port of Liverpool and as owners of land protected by the embankment constructed by the Wallasey Embankment Commissioners are greatly concerned in its proper maintenance and have contributed largely to the expenditure of the commissioners on the construction and maintenance of the embankment and appoint three members of the commission:

And whereas it is expedient that for the purposes of the improvement and proper maintenance of the embankment the borrowing powers of the commissioners be enlarged and altered and that the Acts relating to the commissioners be amended as by this Act provided:

And whereas it is expedient that the other provisions of this Act be enacted:

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

And whereas plans and sections showing the situation lines and levels of the works by this Act authorised and the lands which may be taken or used compulsorily for the purposes thereof and a book of reference to such plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of those lands have been deposited with the town clerk of the city of Liverpool the town clerk of the county borough of Bootle and the clerk of the county council for the administrative county of the county palatine of Lancaster and are in this Act respectively referred to as the deposited plans sections and book of reference:

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 as follows:—

## PART I.

## PRELIMINARY.

1. This Act may be cited as the Mersey Docks and Harbour Board Act 1945. Short title.

2. This Act is divided into the following Parts:—

Act divided  
into Parts.

Part I—Preliminary.

Part II—Works and lands.

Part III—Financial.

Part IV—Pensions and superannuation fund.

Part V—Miscellaneous.

3. The Lands Clauses Acts (except sections 127 to 132 of the Lands Clauses Consolidation Act 1845) are subject to the provisions of this Act incorporated with and form part of this Act and in construing the Lands Clauses Acts the Board shall be deemed the promoters of the undertaking. Incorporation  
of Acts.  
8 & 9 Vict.  
c. 18.

4. In this Act unless there be something in the subject or context repugnant to such construction the several words and expressions to which meanings are assigned by section 3 (Interpretation of terms in this Act) of the Mersey Dock Acts Consolidation Act 1858 other than words and expressions of which the meanings have been repealed by subsequent Acts shall have the same respective meanings And— Definitions.  
21 & 22 Vict.  
c. xcii.

“ the Act of 1857 ” means the Mersey Docks and Harbour Act 1857;

“ the Act of 1858 ” means the Mersey Dock Acts Consolidation Act 1858;

“ the Act of 1899 ” means the Mersey Docks (Finance) Act 1899; 62 & 63 Vict.  
c. cxcviii.

“ the Act of 1901 ” “ the Act of 1906 ” “ the Act of 1912 ” “ the Act of 1919 ” “ the Act of 1920 ” “ the Act of 1928 ” and “ the Act of 1936 ” mean the Mersey Docks and Harbour Board Act of those respective years; 1 Edw. 7. c. lxiv.  
6 Edw. 7. c. xl.  
2 & 3 Geo. 5. c. xii.  
9 & 10 Geo. 5.  
c. lxxvii.  
10 & 11 Geo. 5.  
c. lxxii.  
18 & 19 Geo. 5. c. vi.  
26 Geo. 5. &  
1 Edw. 8. c. xxvii.

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10 & 11 Geo. 5.  
c. ciii.

“ the existing Acts ” means the Act of 1857 and the subsequent Acts obtained by the Board other than the Pilotage Orders Confirmation (No. 1) Act 1920;

“ the port of Liverpool ” has the meaning given to that expression by section 3 of the Act of 1936, namely the port of Liverpool as existing at the date of the passing of that Act;

“ the Minister ” means the Minister of War Transport;

“ the north jetty ” and “ the south jetty ” respectively mean the pier or jetty No. 1 and the pier or jetty No. 2 authorised by section 4 (Power to make works according to deposited plans) of the Mersey Dock (Canada Entrances) Act 1876 and situate on either side of the entrance to the Canada Basin;

39 & 40 Vict.  
c. lxix.

“ conservancy purposes ” means the purposes of carrying out works or exercising the powers vested in the Board in connection with the improvement and the better maintaining and preserving of the port of Liverpool and the sea channels leading thereto and the navigation of the river Mersey;

“ bond ” means a bond issued by the Board under section 286 (Money borrowed to be secured by bond) of the Act of 1858 but does not include a bond transferable by delivery issued under section 8 (Bearer bonds) of the Act of 1919;

“ stock ” means Mersey Docks and Harbour Board debenture stock created and issued by the Board under section 3 (Power to create capital stock) of the Act of 1899 or any class of such stock but does not include any sum of stock in respect of which a stock certificate to bearer granted under section 30 (General provisions as to certificates to bearer) of the Act of 1899 is for the time being outstanding;

“ annuity ” means a Mersey Dock annuity granted by the Board under section 287 (Board may grant annuities not exceeding the rate of five pounds per centum on the principal sum paid) of the Act of 1858;

“ warrant ” includes a cheque;

“ the bank ” has the same meaning as in the Act of 1899 and accordingly includes every banking corporation or company or private banker or other person with whom the Board may from time to time enter into any such arrangements as mentioned in section 22 (Power to make arrangements with bankers &c. for management &c.) of the Act of 1899;

“ the register ” means as the context may require—

(i) the register of bondholders kept by the Board; or

(ii) the register kept in respect of any class of stock by the Board or the bank pursuant to section 5 (Register of stock) of the Act of 1899 and in that Act referred to as the register of stockholders; or

(iii) the register of Mersey Dock annuities kept by the Board;

“ holder ” and “ joint holders ” in relation to any bond or stock or annuity respectively mean the person or persons for the time being entered in the register as the holder or joint holders of that bond or stock or annuity;

“ transfer book. ” means as the context may require—

(i) the register of transfers of bonds kept pursuant to section 298 (Transfer of bonds &c. not to be complete until registered) of the Act of 1858; or

(ii) the register of transfer of Mersey Dock annuities kept pursuant to section 299 (Transfer of annuities not to be complete until registered) of the Act of 1858; or

(iii) any transfer book kept pursuant to section 23 (Transfer books to be kept) of the Act of 1899;

“ employee ” includes any officer workman and other person who is employed by or whose rate of salary or wages is fixed by the Board or whom by virtue of the Reinstatement in Civil Employment Act 1944 7 & 8 Geo. 6. c. 15. the Board are under an obligation to take into their employment;

“ year ” except in section 55 (Amendment of Wallasey Embankment Acts) of this Act means a period of twelve months commencing on the second day of July.

## PART II.

### WORKS AND LANDS.

5.—(1) Subject to the provisions of this Act the Board may make and maintain in the lines or situations and according to the levels shown on the deposited plans and sections the following works:—

(A) A new entrance from the river Mersey into the Langton Dock situate partly on the site of the East Langton Lock and the Langton Island and partly

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- in the Canada Basin commencing near the northern end of the south jetty and terminating near the southern end of the Langton Dock with wing walls on each side of the inner end and on the west side of the river end of the new entrance;
- (B) A river wall commencing at the southern end of the east wall of the said Work (A) and extending in a southerly direction to and terminating at a point on the existing river wall approximately abreast of the southern end of the west quay of the Canada Dock;
- (C) A river wall commencing at the extremity of the west wing wall at the river end of the said Work (A) and extending in a northerly direction to and terminating at a point on the existing river wall near the landward end of the north jetty;
- (D) A new cut or passage between the Canada Dock and the Brocklebank Dock partly on the site of the existing cut or passage together with wing walls on each side and at both ends of the new cut or passage;
- (E) The enlargement and alteration of the Canada Dock on its northern and western sides by the construction of a new quay wall commencing at or near the south-west corner of that dock and terminating at the extremity of the south-west wing wall of Work (D);
- (F) The enlargement and alteration of the Brocklebank Dock by the removal of the west quay thereof and the construction of a new quay wall to the westward commencing at the extremity of the north-east wing wall of Work (A) and terminating at the extremity of the north-west wing wall of Work (D);
- (G) A widening of the quay on the west side of the Langton Dock commencing at the extremity of the north-west wing wall of Work (A) and terminating at the north side of the Langton Dock near the existing west cut or passage between that dock and the Alexandra Dock;
- (H) A new quay wall extending from the Brocklebank Dock to the Langton Dock to the eastward of the existing cut or passage between those docks.

(2) The Board may also in connection with and for the purposes of the works authorised by subsection (1) of this section—

- (i) remove or fill up wholly or partly the West Langton Lock the East Langton Lock and the Canada Lock;

(ii) remove the north jetty the south jetty and the existing cut or passage between the Brocklebank Dock and the Langton Dock; and

(iii) fill up the existing west cut or passage between the Langton Dock and the Alexandra Dock.

6. The Board may by means of the Works (A) (B) and (C) authorised by section 5 (Power to construct works) of this Act inclose and reclaim so much of the bed shore and foreshore of the river Mersey and the Canada Basin as will be situate on the east side of Works (A) and (B) or between Work (A) and Work (C). Reclamation of land.

7. The Board may from time to time in connection with and for the purposes of the works authorised by section 5 (Power to construct works) of this Act or any of them or the inclosing reclaiming and use of the bed shore and foreshore to be inclosed and reclaimed as aforesaid make and maintain all proper bridges booms pontoons floating fenders approaches roads warehouses buildings offices refreshment and other rooms staiths piles jetties stairs quays wharves stages slips shipping-places landing-places railways conveyors caissons gates fences walls cranes lifts buoys beacons lights moorings mooring chains sewers drains culverts sluicing apparatus pumping arrangements tanks mains pipes cables and other works and conveniences: Power to make subsidiary works.

Provided that any electric mains cables or other works made and maintained under the provisions of this section shall be so constructed maintained and used as to prevent any interference with any telegraphic line (as defined by the Telegraph Act 1878) belonging to or used by the Postmaster-General or with telegraphic communication by means of such line. 41 & 42 Vict. c. 76.

8. In executing the works authorised by section 5 (Power to construct works) of this Act the Board may deviate to any extent within the limits of deviation shown on the deposited plans and may also deviate vertically upwards or downwards from the levels shown on the deposited sections to any extent not exceeding twenty feet. Power to deviate.

9. If the works authorised by section 5 (Power to construct works) of this Act and shown on the deposited plans are not completed before the first day of January nineteen hundred and sixty-one then on that day the powers by this Act granted to the Board for making and completing those works shall cease except as to so much thereof as is then completed. Period for completion of works.

## PART II.

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Power to take  
water from  
river Mersey.

Lands.

Correction of  
errors in  
deposited  
plans and  
book of  
reference.

10. The Board may from time to time for the purposes of all or any of the docks take impound and use water from the river Mersey.

11. The Board may enter upon take hold and use the lands in the city of Liverpool and the country borough of Bootle shown on the deposited plans and described in the deposited book of reference.

12. If there be any omission misstatement or wrong description of any lands or of the owners lessees or occupiers of any lands shown on the deposited plans or specified in the deposited book of reference the Board after giving ten days' notice to the owners lessees and occupiers of the lands in question may apply to two justices having jurisdiction in the place in which the lands are situate for the correction thereof. If it appear to the justices that the omission misstatement or wrong description arose from mistake they shall certify the same accordingly and they shall in their certificate state the particulars of the omission and in what respect any such matter is misstated or wrongly described. And—

- (i) if the lands be situate in the city of Liverpool such certificate or a copy thereof shall be deposited with the town clerk of Liverpool;
- (ii) if the lands be situate in the county borough of Bootle such certificate or a copy thereof shall be deposited with the town clerk of Bootle; and
- (iii) if the lands be situate in the borough of Crosby such certificate or a copy thereof shall be deposited with the clerk of the Lancashire County Council and a duplicate thereof shall be deposited with the town clerk of Crosby;

and such certificate or copy and duplicate respectively shall be kept by such clerks respectively with the other documents to which the same relates and thereupon the deposited plans and book of reference shall be deemed to be corrected according to the certificate and it shall be lawful for the Board to take the lands and execute the works in accordance with the certificate.

Period for  
compulsory  
purchase  
of lands.

13. The powers of the Board for the compulsory purchase of lands for the purposes of this Act shall cease on the thirty-first day of August nineteen hundred and forty-eight.

Persons under  
disability  
may grant  
easements &c.

14. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Act grant to the Board



any easement right or privilege (not being an easement right or privilege of water in which persons other than the grantors have an interest) required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements right and privileges as aforesaid respectively.

15. The works constructed under the powers of this Act and the bed shore and foreshore inclosed and reclaimed thereby and each and every of them and any works connected therewith respectively shall for the purposes of tolls rates and charges and for all other purposes be deemed to be docks and lands of the Board within the meaning of the existing Acts or any of them.

Works to be deemed docks within meaning of existing Acts.

16. The works constructed under the powers of this Act and the bed shore and foreshore inclosed and reclaimed thereby and each and every of them and any works connected therewith respectively shall be deemed to be works authorised to be erected established and maintained by the Board within the meaning of section 284 (Application of moneys as herein stated) of the Act of 1858 and section 13 (Application of revenue) of the Act of 1936.

Applying sections of Acts of 1858 and 1936.

17. The Board shall not under the powers of this Act construct on the shore of the estuary of the river Mersey within the jurisdiction of the Minister any work without the previous consent in writing of the Minister which consent may be signified under the hand of the acting conservator of the river Mersey and then only according to such plan and under such restrictions and regulations as may be approved in writing by the Minister which approval may be signified in manner aforesaid and where any such work may have been constructed the Board shall not at any time alter or extend it without obtaining the like consent or approval previously to making any such alteration or extension. If any such work be commenced or completed contrary to the provisions of this Act the Minister may abate and remove the work and restore the site thereof to its former condition at the cost and charge of the Board and the amount of such cost and charge shall be a debt due from the Board to the Crown and shall be recoverable either as a debt due to the Crown or by the Minister summarily as a civil debt.

Works below high-water mark to be subject to consent of Minister.

18. If at any time the Minister or the acting conservator of the river Mersey on his behalf deems it expedient for the purposes of this Act to order a survey and examination of a work constructed by the Board under the powers of this Act on in

Survey of works by Minister.

PART II.  
—cont.

over through or across tidal lands or tidal waters or of the intended site of any such work within the jurisdiction of the Minister the Board shall defray the expense of the survey and examination and the amount thereof shall be a debt due from the Board to the Crown and shall be recoverable either as a debt due to the Crown or by the Minister summarily as a civil debt.

Abatement  
of work  
abandoned  
or decayed.

19. If a work constructed by the Board under the powers of this Act on in over through or across tidal lands or tidal waters within the jurisdiction of the Minister is abandoned or suffered to fall into decay the Minister may abate and remove the work or any part of it and restore the site thereof to its former condition at the expense of the Board and the amount of such expense shall be a debt due from the Board to the Crown and shall be recoverable either as a debt due to the Crown or by the Minister summarily as a civil debt.

Lights on  
works during  
construction.

20. The Board shall at or near the works constructed under the powers of this Act below high-water mark during the whole time of the construction alteration or extension of the works exhibit and keep burning at their own expense every night from sunset to sunrise such lights (if any) and take such other steps for the prevention of danger to navigation as the Minister may from time to time require or approve.

If the Board fail to comply in any respect with the provisions of this section they shall for each day in which they so fail be liable to a penalty not exceeding twenty pounds.

Permanent  
lights on  
works.

21. The Board shall at the outer extremity of the works constructed under the powers of this Act below high-water mark exhibit and keep burning from sunset to sunrise such lights (if any) and shall on those works sound during fog mist falling snow or heavy rain-storms (whether by day or night) an efficient foghorn bell siren whistle gong or other loud-toned article as the Trinity House may from time to time direct.

If the Board fail to comply in any respect with the provisions of this section they shall for each day in which they so fail be liable to a penalty not exceeding twenty pounds.

Future  
accretions.

22. If any land acquired under the powers but not required for the purposes of this Act shall at any time after the execution of any works constructed under the powers of this Act become raised in height or reclaimed or by any other means cease to be subject to the flow and reflow of the ordinary tides or to be permanently covered with water (and that whether gradually or imperceptibly or otherwise) the Board shall not by virtue of the ownership of any lands which they have taken or acquired by virtue of the powers of this Act have

any estate right or interest in or to such land so raised in height or reclaimed or ceasing to be so subject or to be so covered as aforesaid by reason that such raising reclamation or cesser has been gradual or imperceptible or has been wholly or partially caused either by the works constructed under the powers of this Act or otherwise:

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23. Nothing in this Act shall extend or operate to authorise the Board to take use enter upon or in any manner interfere with any land soil water or any manorial rights or any other rights of whatsoever description belonging to His Majesty in right of His Duchy of Lancaster without the consent in writing of the Chancellor for the time being of the said duchy first had and obtained for that purpose (which consent the said Chancellor is hereby authorised to give) or take away prejudice or diminish any estate right privilege power or authority vested in or enjoyed or exerciseable by His Majesty His heirs or successors in right of His said duchy.

Saving rights  
of Duchy of  
Lancaster.

24. The following provisions for the protection of the lord mayor aldermen and citizens of the city of Liverpool (in this section called "the Liverpool Corporation") shall unless otherwise agreed in writing between the Board and the Liverpool Corporation apply and have effect:—

For protection  
of Liverpool  
Corporation.

(1) All works constructed under the powers of this Act so far as they affect any existing outfall sewer or drain of the Liverpool Corporation discharging into the existing Canada Basin shall be constructed in accordance with plans sections and specifications to be submitted to and reasonably approved by the Liverpool Corporation and where it is intended to interfere with any such sewer or drain the plans sections and specifications shall provide for a sewer or drain discharging into the river Mersey in substitution for and of a discharging capacity not less than that of the sewer or drain so to be interfered with Provided that the Board shall be at liberty to construct one sewer or drain to intercept two or more sewers or drains so interfered with as aforesaid and to discharge the sewage or drainage therefrom into the said river by means of one sewer or drain so however that any sewer or drain so constructed by the Board shall have a discharging capacity not less than the aggregate of the respective discharging capacities of the sewers or drains so to be intercepted:

(2) If by reason of the construction of any of the works constructed under the powers of this Act any extension of any existing sewer or drain of the Liverpool

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Corporation or any additional sewer or drain or any manhole or airhole or other work or convenience connected therewith shall become necessary the same shall be constructed by and at the expense of the Board in accordance with plans sections and specifications to be reasonably approved by the Liverpool Corporation:

- (3) If the Liverpool Corporation do not within two months from the submission to them of any plans sections and specifications pursuant to the foregoing provisions of this section intimate to the Board their approval or disapproval thereof they shall be deemed to have approved the same:
- (4) If any portion of any such substituted or additional sewer or drain or of any such extension of any existing sewer or drain is to be constructed in syphon form the Board may construct either—
  - (i) two or more syphons having together a discharging capacity not less than that of the remaining portion of such sewer or drain; or
  - (ii) one syphon having a discharging capacity not less than that of the remaining portion of such sewer or drain and having means whereby if the syphon shall become blocked the sewage which the syphon is intended to convey can be discharged into one of the docks:
- (5) During the construction of all works constructed pursuant to the provisions of this section the Board shall make to the reasonable satisfaction of the Liverpool Corporation all necessary temporary provision for maintaining the free and uninterrupted outflow into the river Mersey of all sewage and drainage discharging into the existing Canada Basin by means of the sewers or drains affected or interfered with by any of the works constructed under the powers of this Act:
- (6) All works constructed pursuant to the provisions of this section shall be constructed to the reasonable satisfaction of the Liverpool Corporation and under the superintendence of their engineer if he elects to attend during the construction of such works and the Board shall afford all reasonable facilities to the Liverpool Corporation for the necessary inspection of or connections to any such substituted extended or additional sewers or drains or other works:

- (7) The Board shall be under the same responsibility to the Liverpool Corporation to keep in repair such substituted extended or additional sewers or drains as the Board are under by virtue of section 338 (As to estate of dock board) of the Liverpool Corporation Act 1921 or otherwise to keep in repair the existing sewers or drains of the Liverpool Corporation on the Mersey Dock estate in substitution for which or in extension of which or in addition to which any such sewers or drains shall have been constructed: 11 & 12 Geo. 5.  
c. lxxiv.
- (8) If by reason or in consequence of the exercise of any of the powers of this Act any damage to any apparatus or property of the Liverpool Corporation or any interruption in the supply of water by the Liverpool Corporation shall be caused the Board shall bear and pay the cost reasonably incurred by the Liverpool Corporation in making good such damage and shall indemnify the Liverpool Corporation against all claims demands proceedings costs damages and expenses which may be made or taken against or recovered from or incurred by the Liverpool Corporation by reason or in consequence of any such damage or interruption except such as are attributable to the negligence of the Liverpool Corporation their contractors agents workmen or servants:
- (9) The Board shall bear and pay to the Liverpool Corporation the amount of any expenses reasonably incurred by the Liverpool Corporation in or in connection with—
- (i) the cutting off disconnecting or dismantling of any apparatus of the Liverpool Corporation from any other apparatus and the provision connecting or installing of any new or substituted apparatus rendered necessary by reason or in consequence of the exercise of any of the powers of this Act; or
  - (ii) the removal or any alteration of any communication pipes or supply pipes rendered necessary by reason or in consequence of such exercise;
- and shall indemnify the Liverpool Corporation against all claims and demands by the owner of any such communication pipe or supply pipe or by the owners or occupiers of premises supplied by means thereof:

PART II.  
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- (10) Where by reason or in consequence of the exercise of any of the powers of this Act any apparatus of the Liverpool Corporation is rendered derelict or unnecessary the Board shall pay to the Liverpool Corporation the value of such apparatus so rendered derelict or unnecessary unless substituted apparatus be provided and laid or installed by or at the expense of the Board. Such value shall in case of difference between the Liverpool Corporation and the Board be determined by arbitration under this section:
- (11) In this section "apparatus" means mains or pipes or any fire appliance box or any electric cables or other works and apparatus:
- (12) Any dispute which may arise between the Liverpool Corporation and the Board under this section shall be referred to an engineer to be agreed between the Liverpool Corporation and the Board or failing agreement appointed by the President for the time being of the Institution of Civil Engineers on the application of either party after notice in writing to the other of them and subject thereto the provisions of the Arbitration Acts 1889 to 1934 shall apply to the reference.

For protection  
of Bootle  
Corporation.

**25.** The following provisions for the protection of the mayor aldermen and burgesses of the county borough of Bootle (in this section called "the Bootle Corporation") shall unless otherwise agreed in writing between the Board and the Bootle Corporation apply and have effect:—

- (1) All works constructed under the powers of this Act so far as they affect any existing outfall sewer or drain of the Bootle Corporation discharging into the existing Canada Basin shall be constructed in accordance with plans sections and specifications to be submitted to and reasonably approved by the Bootle Corporation and where it is intended to interfere with any such sewer or drain the plans sections and specifications shall provide for a sewer or drain discharging into the river Mersey in substitution for and of a discharging capacity not less than that of the sewer or drain so to be interfered with:

Provided that—

- (i) the Board shall be at liberty to construct one sewer or drain to intercept two or more sewers or drains so interfered with as aforesaid

and to discharge the sewage or drainage therefrom into the said river by means of one sewer or drain so however that any sewer or drain so constructed by the Board shall have a discharging capacity not less than the aggregate of the respective discharging capacities of the sewers or drains so to be intercepted; and

(ii) if the Bootle Corporation desire the discharging capacity of any such substituted sewer or drain to be increased to a reasonable extent over and above the discharging capacity of the sewers or drains so to be interfered with and give written notice of such desire to the Board under the hand of the town clerk of Bootle within two months from the submission of the plans sections and specifications to the Bootle Corporation the Board shall construct such substituted sewer or drain of such increased discharging capacity as may be agreed between the Board and the Bootle Corporation or failing agreement settled in accordance with paragraph (8) of this section and carry out any work necessitated thereby in accordance with plans sections and specifications to be submitted to and reasonably approved by the Bootle Corporation the reasonable cost incurred by the Board solely in connection with the provision of increased discharging capacity as aforesaid to be borne by the Bootle Corporation:

- (2) If by reason of the construction of any of the works constructed under the powers of this Act any extension of any existing sewer or drain of the Bootle Corporation or any additional sewer or drain or any manhole or airhole or other work or convenience connected therewith shall become necessary the same shall be constructed by and subject to proviso (ii) to paragraph (1) of this section at the expense of the Board in accordance with plans sections and specifications to be reasonably approved by the Bootle Corporation:
- (3) If the Bootle Corporation do not within two months from the submission to them of any plans sections and specifications pursuant to the foregoing provisions of this section intimate to the Board their approval or disapproval thereof they shall subject to proviso (ii) to paragraph (1) of this section be deemed to have approved the same:

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- (4) If any portion of any such substituted or additional sewer or drain or of any such extension of any existing sewer or drain is to be constructed in syphon form the Board may construct either—
- (i) two or more syphons having together a discharging capacity not less than that of the remaining portion of such sewer or drain; or
  - (ii) one syphon having a discharging capacity not less than that of the remaining portion of such sewer or drain and having means whereby if the syphon shall become blocked the sewage which the syphon is intended to convey can be discharged into one of the docks:
- (5) During the construction of all works constructed pursuant to the provisions of this section the Board shall make to the reasonable satisfaction of the Bootle Corporation all necessary temporary provision for maintaining the free and uninterrupted outflow into the river Mersey of all sewage and drainage discharging into the existing Canada Basin by means of the sewers or drains affected or interfered with by any of the works constructed under the powers of this Act:
- (6) All works constructed pursuant to the provisions of this section shall be constructed to the reasonable satisfaction of the Bootle Corporation and under the superintendence of their engineer if he elects to attend during the construction of such works and the Board shall afford all reasonable facilities to the Bootle Corporation for the necessary inspection of or connections to any such substituted extended or additional sewers or drains or other works:
- (7) The Board shall be under the same responsibility to the Bootle Corporation to keep in repair such substituted extended or additional sewers or drains as the Board are under to keep in repair the existing sewers or drains of the Bootle Corporation on the Mersey Dock estate in substitution for which or in extension of which or in addition to which any such sewers or drains shall have been constructed:
- (8) Any dispute which may arise between the Bootle Corporation and the Board under this section shall be referred to an engineer to be agreed between the Bootle Corporation and the Board or failing agreement appointed by the President for the time being of the Institution of Civil Engineers on the application of either party after notice in writing to the other



of them and subject thereto the provisions of the Arbitration Acts 1889 to 1934 shall apply to the reference.

PART II.  
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26. The agreement dated the eighth day of November nineteen hundred and forty-four and made between the mayor aldermen and burgesses of the borough of Crosby (in this section called "the Crosby Corporation") of the one part and the Board of the other part of which a copy is set forth in the First Schedule to this Act is hereby confirmed and effect may and shall be given thereto accordingly subject to such modifications and additions (if any) of and to the said agreement (not being modifications or additions affecting prejudicially the rights of any person other than the Crosby Corporation and the Board) as may from time to time be agreed between the Crosby Corporation and the Board.

Confirming  
agreement  
with Crosby  
Corporation.

27.—(1) The Board may stop up and discontinue for public traffic the old roads or ways (including any footpaths) known as Shore Road and Studley Road which lead from Crosby Road South to the shore and also so much of the old road or way (including any footpaths) known as Waterloo Road as lies between Shore Road and Cambridge Road (all of which roads or ways are situate in the borough of Crosby) and on the stopping up thereof all public and private rights of way and other rights in over or affecting the said roads or ways or any of them shall be by virtue of this Act extinguished and the site and soil of the said roads or ways shall become and be vested in the Board as part of the Mersey Dock estate.

Power to stop  
up roads in  
Crosby.

(2) After the stopping up of the said roads or ways the Board may acquire and take all outstanding estates or interests (if any) in the lands on which the said roads or ways are situated and shown on the deposited plans and may (subject to the provisions of the agreement of which a copy is set forth in the First Schedule to this Act) hold and use those lands for the improvement and development of the Mersey Dock estate.

28. The period now limited by section 5 (Extension of time for completion of works) of the Act of 1936 for the completion of—

Extension of  
time for  
completion  
of works.

(i) the river walls or embankments (No. 1) and (No. 2) described in and authorised by section 3 of the Act of 1901 so far as the same have not already been constructed; and

(ii) the river walls or embankments (E) and (F) part of the northern extension works described in and authorised by section 3 of the Act of 1906;

is hereby further extended until the thirty-first day of December nineteen hundred and sixty.

## PART III.

## FINANCIAL.

Further  
borrowing  
powers for  
works and  
general  
purposes.

29. The Board may from time to time borrow at interest on the security of the rates for the time being belonging to them any further sum or sums not exceeding in the whole—

(i) for the purposes of the works authorised by this Act seven million pounds;

(ii) for the general purposes of their undertaking an additional three million pounds.

Further  
borrowing  
powers for  
conservancy  
purposes.

30. The Board may from time to time for conservancy purposes borrow at interest on the security of the rates for the time being belonging to them in addition to the sums which they are authorised to borrow for conservancy purposes by the Act of 1912 (as amended by the Act of 1920) and the Act of 1928 any further sum or sums not exceeding in the whole five hundred thousand pounds.

Application  
of moneys.

31. All moneys borrowed by the Board under the authority of this Part of this Act shall be applied by them for the purposes to which capital is properly applicable and not otherwise.

Mode of  
paying  
interest &c.  
on bonds  
stock and  
annuities.

32. Payment of any interest or other sum payable by the Board or the bank in respect of any bond or stock or annuity may be made by warrant delivered to the holder or joint holders of the bond or stock or annuity or if it be interest payable in respect of a bond in manner provided by section 34 (Payment of interest on bonds by bearer coupons) of this Act.

Payment of  
interest &c.  
by warrant.

33.—(1) When payment of any interest or other sum payable by the Board or the bank in respect of any bond or stock or annuity is made by warrant the following provisions shall have effect:—

(i) If one person only is the holder of the bond or stock or annuity the warrant shall be drawn in favour of that person. Provided that the holder may from time to time by notice in writing to the Board or the bank signed by him direct the payment of any interest or other sum to which he is or may become entitled in respect of such bond or stock or annuity to be made to such person at such address or to such bank for the credit of such account as may be specified in the notice;

(ii) If two or more persons are the joint holders of the bond or stock or annuity the warrant shall be drawn

in favour of such one or more of those persons as the Board may determine. Provided that the joint holders may from time to time by notice in writing to the Board or the bank signed by them all direct the payment of any interest or other sum to which they are or may become entitled in respect of such bond or stock or annuity to be made to such one or more of them or to such person at such address or to such bank for the credit of such account as may be specified in the notice;

- (iii) If a notice be given to the Board or the bank under the proviso to paragraph (i) or paragraph (ii) of this subsection the warrant in respect of any payment to which the notice relates shall be drawn in favour of such one or more of the joint holders or of such person or of such bank for the credit of such account as may be specified in the notice or if more than one such notice has been given to the Board or the bank in the last dated of such notices.

(2) Any notice given under the proviso to paragraph (i) or paragraph (ii) of subsection (1) of this section shall not be or become void by reason of the holder or any of the joint holders being an infant or being or becoming of unsound mind or dying or if the notice shall have been signed on behalf of the holder or any of the joint holders by his attorney by reason of the power of attorney having been or becoming revoked unless the Board or the bank have had notice in writing of such revocation.

(3) The posting by the Board or the bank of a warrant for any interest or other sum payable in respect of any bond or stock or annuity drawn in accordance with the provisions of subsection (1) of this section in a prepaid letter directed (as the case may be) to the holder or the one or first-named of the joint holders in whose favour the warrant is drawn at his address as entered in the register or to such person at such address or to such bank as may be specified in any notice which has been given under the proviso to paragraph (i) or paragraph (ii) of that subsection in relation to the payment in respect of which the warrant has been drawn or if more than one such notice has been given to the Board or the bank in the last dated of such notices shall be equivalent to the delivery of the warrant to the holder or joint holders of the bond or stock or annuity.

(4) Every warrant so sent by post shall be deemed to be a cheque and the Board and the bank shall in relation thereto be deemed a banker within the Bills of Exchange Act 1882.

PART III.  
—cont.  
Payment of  
interest on  
bonds by  
bearer  
coupons.

34.—(1) The Board may if they think fit provide for the payment of interest on any bond by coupons payable to bearer.

(2) When any interest on any bond is payable by coupons the following provisions shall have effect:—

- (i) The coupons shall be issued for such periods as the Board may think proper;
- (ii) The coupons shall (except as otherwise expressed in or upon the coupons) be negotiable instruments and entitle the bearer thereof to payment of the sums therein stated at the times and places therein mentioned for such payment and may be transferred by delivery of such coupons independently of the bonds in respect of which they are provided;
- (iii) The payment to the bearer of any coupon of the amount expressed therein shall be a full discharge to the Board from all liability in respect of such coupon and the interest represented thereby;
- (iv) If a coupon is lost mislaid or destroyed the Board may in their discretion issue a new coupon in lieu thereof on receiving such indemnity as they deem adequate and subject to such terms and conditions as they think fit to impose.

Closing of  
transfer books.

35.—(1) (a) The Board may on any occasion on which any payment of interest or other sum is to be made in respect of any bond or annuity close during such period immediately preceding that payment not exceeding twenty-one days as they shall from time to time direct the transfer book as regards that bond or annuity.

(b) The Board or the bank may on any occasion on which any payment of interest or other sum is to be made in respect of any stock close during such period immediately preceding that payment not exceeding twenty-one days as they shall respectively from time to time direct the transfer book as regards that stock.

(2) (a) The Board or the bank (as the case may be) shall on each occasion of closing any transfer book under the provisions of this section give notice of the date on which and the period during which and the bond or annuity or stock as regards which such transfer book will be and remain so closed.

(b) Any notice required to be given under this subsection shall be given by advertisement in one newspaper circulating in Liverpool and in another newspaper circulating in London each of such newspapers being published at least seven days

previously to the date on which the transfer book to which the notice relates is to be closed.

PART III.  
—cont.

(3) (a) The Board or the bank (as the case may be) may suspend until the expiration of the period during which a transfer book is for the time being closed under the provisions of this section the registration of any transfer or other document produced to them during that period in connection with any bond or annuity or stock as regards which the transfer book is so closed.

(b) If in connection with any bond or annuity or stock as regards which any transfer book is for the time being closed under the provisions of this section any transfer or other document is produced to and registered by the Board or the bank during the period in which the transfer book is so closed such transfer or other document shall as between the person claiming thereunder and the Board or the bank but not otherwise be considered as registered at the expiration of that period.

36. When one person only is or has become the holder of any bond or stock or annuity the following provisions shall have effect:—

Transmission  
of bond &c.  
in sole  
ownership.

(i) On the death of the holder the executors who have proved his will or the administrators of his estate or if the holder is entered in the register as the executor or administrator of the estate of another person the executors or administrators of the estate of that other person shall alone be recognised by the Board or the bank as having any title to or interest in the bond or stock or annuity but the Board or the bank shall not be required to allow such executors or administrators to transfer the bond or stock or annuity or to receive or otherwise deal with any interest or other sum payable in respect thereof until the probate of the will or the letters of administration under which they act shall have been produced to the Board or the bank and the Board or the bank may in their discretion require all such executors or administrators to join in any transfer;

(ii) If any other person becomes entitled to the bond or stock or annuity or to the interest or other sum payable in respect thereof in consequence of the bankruptcy of the holder or of any devolution in law from the holder otherwise than by the death of the holder or by transfer of the bond or stock or annuity the Board or the bank shall not be required to allow such other person to transfer the bond or stock or annuity or to receive or otherwise deal with the interest or

PART III.  
—cont.

other sum payable in respect thereof until such evidence of his title as may be reasonably required by the Board or the bank shall have been produced to the Board or the bank which evidence may be a statutory declaration of one or more competent witnesses;

- (iii) Paragraph (ii) of this section shall apply to an apparent transmission of the bond or stock or annuity in consequence of the change of name of the holder thereof although the actual ownership of the bond or stock or annuity may remain unaltered.

Transmission  
of bond &c.  
in joint  
ownership.

**37.** When two or more persons are the joint holders of any bond or stock or annuity the following provisions shall have effect:—

- (i) The joint holders shall be deemed to be joint owners with the right of survivorship between them;
- (ii) On the death of any one of the joint holders the Board of the bank shall not be required to allow the survivor or survivors of the joint holders to transfer the bond or stock or annuity or to receive or otherwise deal with the interest or other sum payable in respect thereof until such evidence of that death as may be reasonably required by the Board or the bank shall have been produced to the Board or the bank;
- (iii) Paragraph (ii) of section 36 (Transmission of bond &c. in sole ownership) of this Act shall apply to any apparent transmission of the bond or stock or annuity in consequence of the change of name of any of the joint holders thereof although the actual ownership of the bond or stock or annuity may remain unaltered.

Evidence of  
title to be  
recorded.

**38.** Whenever any evidence of title shall be produced to the Board under section 36 (Transmission of bond &c. in sole ownership) or section 37 (Transmission of bond &c. in joint ownership) of this Act in relation to any bond or annuity the solicitor to the Board—

- (i) shall enter a memorandum thereof in the transfer book; and
- (ii) shall endorse on the bond or the certificate of the annuity to which the evidence relates (unless a new bond or certificate is issued by the Board) a memorandum in writing signed by him specifying the date and purport of the facts entered in the transfer book; and

(iii) may for every entry in the transfer book including the necessary endorsements demand a fee of not exceeding the sum of two shillings and sixpence which fee when a new certificate is issued shall be in addition to the fee (if any) payable to the Board for issuing the new certificate.

PART III.  
—cont.

39. Section 293 (Annuities to be paid half-yearly) of the Act of 1858 shall have effect and be deemed always to have had effect as if the first day of October were mentioned therein instead of the first day of September. Amendment of section 293 of Act of 1858.

#### PART IV.

##### PENSIONS AND SUPERANNUATION FUND.

40. In this Part of this Act unless the context otherwise requires— Definitions for Part IV.

the expression "the fund" means any contributory superannuation fund established and maintained by the Board under section 42 (Contributory superannuation fund) of this Part of this Act;

the expression "ordinary annual contribution" means any annual contribution made by the Board to the fund and calculated by reference to the salary wages or emoluments for the time being of the employees in respect of whom contributions are being made to the fund on a basis prescribed by the rules made under the said section 42 and for the time being in force.

41.—(1) The Board may grant such pensions gratuities or allowances or make such other payments as they may think fit to any person who is for the time being or has been an employee or where in their opinion adequate provision is not otherwise made to the widow children or dependants of any such person. Power to grant pensions &c.

(2) The Board may enter into and carry into effect agreements with the National Debt Commissioners or with any insurance company or other association or company for securing to all or any of such persons or the widow children or dependants of any such person such pensions gratuities allowances or payments as are by this section authorised to be granted or made and may apply their revenues for all or any of the purposes of this section.

PART IV.  
—cont.  
Contributory  
superannuation  
fund.

42.—(1) In addition to the powers conferred on the Board by the last preceding section of this Act the Board may if they think fit so to do with the advice of an actuary establish and maintain a contributory superannuation fund for the payment of pensions gratuities or other benefits or allowances to any persons who may from time to time have been employees or to the widow children or dependants of any such person on the death of that person.

(2) For the purposes of the fund the Board may from time to time make rules prescribing —

- (i) the terms and conditions on which any such person or the members of any class of such persons may or shall become contributors to the fund;
- (ii) the contributions to be made by such persons;
- (iii) the pensions gratuities benefits or allowances to be paid out of the fund; and
- (iv) such other provisions as may in the opinion of the Board be necessary or expedient for the general regulation of the fund:

17 & 18 Geo. 5.  
c. 41. Provided that no such rules shall come into force unless and until the fund has been registered under the Superannuation and other Trust Funds (Validation) Act 1927.

(3) The fund shall be applicable for the purpose only of the payment of such pensions gratuities benefits and allowances as are prescribed by the rules for the time being in force and any expenses incidental to the fund and for no other purpose whatsoever.

(4) No person who was before the seventh day of July nineteen hundred and forty-three a member of a class of employees whose conditions of service provided for the payment of superannuation benefits and who without interruption has since that date continued and shall hereafter continue to be a member of any such class shall without his consent be by reason of being required to become a contributor to the fund put in any worse position in respect to the conditions of his service as regards tenure of office with the Board and as regards remuneration pension gratuities and superannuation and any other benefits or allowances payable or to become payable out of the revenues of the Board (whether provided for himself or for his widow children dependants or representatives) as compared with the conditions of service obtaining with respect to him immediately before being required to become such a contributor.



43. The Board may apply their revenues for all or any of the purposes of or incidental to the fund and shall pay into the fund at the times prescribed by the rules made under the last preceding section of this Act and for the time being in force the contributions which the Board are by those rules required to make. Provided that the Board may if they think fit borrow at interest on the security of the rates for the time being belonging to them and pay into the fund the whole or any part of any contribution of a fixed amount or to be made annually over a term of years which the Board are by the rules required to make other than an ordinary annual contribution.

PART IV.  
—cont.  
Contributions  
by Board.

44.—(1) All contributions paid into the fund out of the revenues of the Board and all expenses of or incidental to the fund paid by the Board shall be part of the expenses of the general management of the Mersey Dock estate and shall be apportioned between the revenue account the conservancy revenue account the pilot boat revenue account and the pilot fund of the Liverpool Pilotage District as the Board may determine. Provided that the amounts so apportioned to the conservancy revenue account the pilot boat revenue account and the said pilot fund respectively shall not in any year exceed the aggregate of—

Apportionment  
between  
different  
accounts of  
payments  
by Board.

(i) such proportion of the ordinary annual contributions and expenses as the amount charged in that year to the conservancy revenue account the pilot boat revenue account or the said pilot fund respectively in respect of the salaries wages or emoluments upon which the ordinary annual contributions are calculated bears to the aggregate of such salaries wages or emoluments; and

(ii) such proportion of any other contributions to the fund as the actuary appointed by the Board to be the actuary for the time being of the fund may determine.

(2) If any contribution paid by the Board into the fund is made out of money borrowed by the Board pursuant to section 43 (Contributions by Board) of this Part of this Act the amounts deemed for the purposes of section 11 (Interest chargeable against conservancy revenue account) and section 19 (Apportionment of payments into sinking fund between different accounts) of the Act of 1936 to have been borrowed and expended on capital account for conservancy purposes or pilotage purposes respectively shall be such amounts as the Board with the approval of the said actuary shall determine.

PART IV.  
—cont.

(3) In this section the expressions "the revenue account" "the conservancy revenue account" and "the pilot boat revenue account" have the respective meanings given to those expressions by section 2 (Definitions) of the Act of 1936.

Contributions  
by employees  
to be deducted  
from salaries  
&c.

45.—(1) The Board may and shall from time to time deduct from the salary or wages or any other sum payable out of the revenues of the Board to or in respect of each person contributing to the fund the contributions which under the rules made under section 42 (Contributory superannuation fund) of this Part of this Act and for the time being in force are required to be made to the fund by that person.

(2) All sums deducted by the Board under this section shall be paid into the fund.

Separate  
contributory  
superannuation  
funds.

46.—(1) The Board instead of establishing a single contributory superannuation fund under section 42 (Contributory superannuation fund) of this Part of this Act may if they think fit so to do with the advice of an actuary establish and maintain separate contributory superannuation funds for the members of any class or classes of persons who for the time being are or may have been employees or for the widow children or dependants of any such person on the death of that person.

(2) If the Board establish separate contributory superannuation funds under the powers of this section the provisions of subsections (2) to (4) of section 42 (Contributory superannuation fund) and section 43 (Contributions by Board) section 44 (Apportionment between different accounts of payments by Board) and section 45 (Contributions by employees to be deducted from salaries &c.) of this Part of this Act shall have effect and apply to each such separate contributory superannuation fund as if the term "the fund" in those provisions meant each of such separate contributory superannuation funds.

Agreements  
with  
voluntary  
organisation.

47. The Board and the committee of management for the time being of a fund known as "the Mersey Docks and Harbour Board (Salaried Staff) Widows' and Orphans' Pension Fund" may enter into and fulfil agreements for all or any of the following purposes:—

- (i) combining that fund with any contributory superannuation fund established by the Board under the foregoing provisions of this Part of this Act;
- (ii) taking over the assets and liabilities of that fund; and
- (iii) cancelling or varying the obligations of the Board in connection with that fund:

Provided that any agreement under this section shall not reduce any pension or allowance which is being paid out of that fund at the date of that agreement nor have effect until the terms thereof have been approved by a majority of three-fourths of the persons for the time being contributing to that fund present at a general meeting called for the purpose.

PART IV.  
—cont.

## PART V.

### MISCELLANEOUS.

48.—(1) On and after the first day of January nineteen hundred and forty-six it shall not be lawful without the written permission of the Board for any tug or barge to enter or use the docks or to be worked or navigated therein unless it is for the time being registered by the Board.

Tugs and  
barges not to  
use docks  
unless  
registered.

(2) The Board shall as soon as practicable after the receipt of an application in a form prescribed by them register any tug or barge—

(i) which is classed by Lloyds Register of Shipping the British Corporation Register of Shipping and Aircraft or the British Committee of the Bureau Veritas; or

(ii) in respect of which there shall be produced to the Board a certificate in a form prescribed by the Board and made by any surveyor of shipping for the time being approved by the Board that the tug or barge is seaworthy and suitable for the purpose for which the same is built designed or fitted or intended or likely to be used.

(3) If at any time it shall appear to the Board that any tug or barge which has been registered pursuant to subsection (2) of this section may have become unseaworthy or unsuitable for the purpose for which the same is used or for which it is built designed or fitted or intended or likely to be used the Board may after sending by registered post addressed to the owner of such tug or barge at the address of such owner last notified to the Board notice of their intention so to do cancel the registration, of the tug or barge unless within one month from the sending of such notice there shall be produced to the Board—

(i) a certificate that the tug or barge has remained classed by Lloyds Register of Shipping the British Corporation Register of Shipping and Aircraft or the British Committee of the Bureau Veritas; or

PART V.  
—cont.

(ii) a certificate in a form prescribed by the Board and made by any surveyor of shipping for the time being approved by the Board that the tug or barge is seaworthy and suitable for the purpose for which the same is used or for which it is built, designed or fitted or intended or likely to be used.

(4) If any tug or barge shall enter or use the docks or be worked or navigated therein in contravention of the provisions of subsection (1) of this section the owner of such tug or barge shall for every such offence be liable to a penalty not exceeding fifty pounds.

(5) (a) All offences against this section and all penalties imposed or recoverable under this section may be prosecuted and recovered in a summary manner. Provided that section 326 (so far as it relates to the service of summonses) and sections 331, 336 and 338 of the Act of 1858 shall apply to any proceedings under this section.

(b) Any person deeming himself aggrieved by any conviction by a court of summary jurisdiction under any provision of this section may appeal to the next practicable court of quarter sessions under and according to the provisions of the Summary Jurisdiction Acts.

(6) In this section—

“ barge ” includes a lighter flat or other like vessel;

“ tug ” means any vessel built, designed or fitted for the purpose of towing ships or barges and includes a tender;

“ surveyor of shipping ” includes a surveyor or builder of tugs or barges.

(7) The Board shall as soon as practicable after the passing of this Act cause public notice to be given of the effect of this section (including the date when it shall come into force) by advertisement in a newspaper circulating in Liverpool and in another newspaper circulating in Birkenhead and otherwise in such manner as the Board think sufficient. Copies of the newspapers containing the advertisement shall be sufficient evidence of compliance with the provisions of this subsection.

Establishments  
donations &c.  
for benefit of  
employees &c.

49.—(1) The Board may if they think fit so to do establish and maintain medical and first-aid posts, washing and drying accommodation, canteens, clubs, recreation grounds and other establishments for the social well-being of employees and of other persons working on the Mersey Dock estate.

(2) The Board may subscribe or make donations to infirmaries, hospitals and convalescent homes and other institutions and to the benevolent and sick funds of the employees and

may also make donations for any other purpose from which any large number of the employees are likely to derive benefit.

PART V.  
—cont.

(3) The Board may apply their revenues for all or any of the purposes of this section.

50. The Board may—

Subscriptions  
to associa-  
tions and other  
expenses.

(i) subscribe or make donations to the funds of any association of harbour dock or port authorities or of their officers or of employers of labour in harbours docks or ports and formed for the purpose of consultation as to their common interests and the discussion of matters relating to the administration of harbours docks and ports; and

(ii) pay any expenses of the attendance of any members or officers of the Board at conferences or meetings of such associations or any of them and the cost of purchasing reports and contributions towards the proceedings of any such conferences or meetings.

51.—(1) The Board shall subject to and in accordance with the provisions of the existing Acts and this Act cause proper accounts and records in relation thereto to be kept and shall as soon as practicable after the end of each year prepare a statement of accounts made up to the end of that year.

Accounts and  
audit.

(2) The accounts for each year shall be audited by auditors (which term shall include any firm of properly qualified accountants) to be appointed for that year by the Board after consultation with and with the approval of the Minister.

(3) The Board shall give to the auditors appointed for any year access to all books vouchers and documents which are necessary for the audit of the accounts for that year and all information which they may properly require for that purpose and shall afford to such auditors all reasonable facilities for the proper execution of their duties under this section.

(4) As soon as reasonably practicable after the accounts for any year have been audited the Board shall cause a copy of the statement of accounts prepared pursuant to subsection (1) of this section and a copy of any report of the auditors thereon to be presented to each House of Parliament and to be sent to the Minister and shall also supply to any person requiring the same a copy of the statement of accounts and report at a price not exceeding that for the time being approved by the Minister.

PART V.  
—cont.

(5) This section shall come into operation on the second day of July nineteen hundred and forty-six. Provided that the Minister may by Order made by him before that date appoint a subsequent second day of July for such coming into operation.

Extension of  
term of office  
of audit  
commissioners.

52.—(1) Notwithstanding the provisions of section 314 (Twelve audit commissioners to be elected) of the Act of 1858 or anything in this Act an election of audit commissioners shall not be held in the month of August nineteen hundred and forty-six and the several persons holding office as the audit commissioners on the first day of that month shall continue to hold that office until the completion of the audit of the accounts of the Board for every year previous to the coming into operation of section 51 (Accounts and audit) of this Act but shall hold such office for the purpose only of the audit of the accounts of the Board for those years.

(2) Any vacancy which shall occur in the number of the audit commissioners before the completion of the audit of accounts of the Board for every year previous to the coming into operation of the said section 51 shall be filled in manner provided by the last paragraph of the said section 314.

Saving for  
town and  
country  
planning.  
22 & 23 Geo. 5.  
c. 48.  
7 & 8 Geo. 6.  
c. 47.

53. The provisions of the Town and Country Planning Acts 1932 and 1943 and the Town and Country Planning Act 1944 and of any order or scheme made under those Acts or any enactment repealed by those Acts and for the time being in force shall apply to any development carried out under this Act as if such development were development for the purposes of those Acts:

Provided that in respect of any development carried out under Part II (Works and lands) of this Act an interim development authority to whom any application is made under section 10 of the Town and Country Planning Act 1932 shall not refuse to grant permission or impose conditions on the grant thereof unless they are satisfied that it is expedient so to do on the ground—

- (a) that the design or external appearance of the buildings proposed to be erected or of the proposed extension would seriously injure the amenity of the neighbourhood and is reasonably capable of modification; or
- (b) that the proposed buildings or extensions ought to be and can reasonably be situated elsewhere upon the land.

Saving for  
emergency  
powers of  
Treasury.

54. So long as the making of an issue of capital in the United Kingdom without the consent of the Treasury is

prohibited by regulations made under the Emergency Powers (Defence) Acts 1939 and 1940 it shall not be lawful for the Board to exercise the powers of borrowing conferred by this Act (except for the purpose of paying any of the costs charges and expenses referred to in the final section of this Act) without such consent.

55.—(1) Section 19 (Power to borrow) of the Wallasey Embankment Act 1894 as amended by section 4 (Enlarge-ment and alteration of borrowing powers) of the Wallasey Embankment Act 1923 is hereby further amended as follows:—

Amendment  
of Wallasey  
Embankment  
Acts.

57 & 58 Vict.  
c. ci.

13 & 14 Geo. 5.  
c. iii.

- (i) Paragraph (C) of the said section 19 as so amended is hereby repealed and the following paragraph substituted therefor:—

“(C) For the purpose of defraying the expenses of—

(a) repairing and restoring any part of the Wallasey Embankment or of the extensions or enlargements thereof hereby authorised or any works connected therewith respectively damaged or swept away by any sudden contingency; and

(b) renewing reconstructing strengthening or improving any part of the Wallasey Embankment or the extensions or enlargements thereof hereby authorised or any works connected therewith;

such sums of money as they may from time to time require”; and

- (ii) The following words are hereby added at the end of the said section 19:—

“ Provided that the aggregate amount of the moneys borrowed upon mortgage for the purposes mentioned in paragraph (C) hereof and not paid off or for the repayment of which provision has not been made under section 23 (Sinking fund) of this Act shall not at any one time exceed fifty thousand pounds except during the necessary interval between the borrowing of a sum of money for the purpose of paying off any money previously borrowed under that paragraph (C) and the payment off of such last-mentioned money.”

(2) Subsection (2) of the said section 4 of the said Act of 1923 is hereby repealed.

PART V.  
—cont.

(3) The Wallasey Embankment Act 1923 shall have effect as if—

(i) In section 3 (Interpretation) thereof the definition of the expression “the expenses of extraordinary repairs” were repealed and the following definition substituted therefor:—

“ ‘the expenses of extraordinary repairs’ means the expenses of (a) repairing and restoring any part of the Wallasey Embankment or any works connected therewith respectively damaged or swept away by any sudden contingency and (b) renewing reconstructing strengthening or improving any part of the Wallasey Embankment or any works connected therewith ”;

(ii) References in section 6 (Apportionment and payment of expenses of extraordinary repairs) thereof to the said section 19 of the said Act of 1894 as amended by the said Act of 1923 were references to that section 19 as amended by the said Act of 1923 and subsection (1) of this section; and

(iii) In subsection (2) of section 9 (Power to make supplemental survey and valuation and correct manifest errors) thereof the words “or is decreased by any alteration of the hereditament or change of user thereof or by damage demolition or alteration of any building thereon” were inserted therein after the words “any existing building thereon.”

(4) (a) At the first meeting of the Wallasey Embankment Commissioners after the passing of this Act the commissioners shall elect one of their number to act as the chairman of the commissioners and the person so elected shall if he continues to be a commissioner act as such chairman until the annual general meeting of the commissioners in the year nineteen hundred and forty-six.

(b) At the annual general meeting of the commissioners in the year nineteen hundred and forty-six and every subsequent year the commissioners shall likewise elect a chairman who shall if he continues to be a commissioner act as the chairman of the commissioners until the annual general meeting in the next following year.

(c) If the person elected to act as the chairman of the commissioners dies or resigns or ceases to be a commissioner without being re-elected or re-appointed a commissioner or otherwise becomes disqualified to act as a commissioner the commissioners at the next meeting (whether annual general or special) after the occurrence of such vacancy shall elect one other of their number to act as the chairman of the



commissioners and the person so elected shall if he continues to be a commissioner act as the chairman of the commissioners until the annual general meeting next following his election.

PART V.  
—cont.

(d) If at any meeting of the commissioners the chairman be not present the commissioners present at the meeting shall elect one of their number to act as chairman of the meeting.

(5) The Wallasey Embankment Act 1864 shall have effect as if— 27 & 28 Vict.  
c. clx.

(i) in section 17 the words “ of the commissioners or if he is unable to act a commissioner specially ” were inserted therein after the word “ chairman ”; and

(ii) in section 19 the words “ (who shall be chosen for the day) ” were repealed.

(6) So long as the making of an issue of capital in the United Kingdom without the consent of the Treasury is prohibited by regulations made under the Emergency Powers (Defence) Acts 1939 and 1940 it shall not be lawful for the commissioners to exercise the powers of borrowing conferred by this section without such consent or otherwise than in compliance with the provisions of the Local Authorities Loans Act 1945. 8 & 9 Geo. 6.  
c. 18.

56.—(1) The sections of the existing Acts mentioned in Part I of the Second Schedule to this Act are hereby repealed. Repeal.

(2) The following further provisions of the existing Acts are also hereby repealed:—

Paragraphs (A) to (O) and (Q) of section 14 (For protection of Waterloo-with-Seaforth Urban District Council) of the Act of 1906; and

So much of paragraph (3) of section 14 (Amendments of Mersey Docks (Finance) Act 1899) of the Act of 1919 as relates to section 15 (Payment of interest in case of infancy &c. of joint holder) of the Act of 1899.

(3) The sections of the existing Acts mentioned in Part II of the said Second Schedule shall on the date on which section 51 (Accounts and audit) of this Act comes into operation cease to have effect except with respect to accounts of the Board for any year preceding that date and the audit of those accounts and on the rendering to Parliament of the accounts of the Board for the year immediately preceding that date shall become by virtue of this Act entirely repealed.

57. The Board out of any moneys for the time being in their hands shall pay and discharge all the costs charges and expenses of and incident to the applying for obtaining and passing of this Act. Costs of Act.

The SCHEDULES referred to in the foregoing Act.

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THE FIRST SCHEDULE.

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AGREEMENT WITH CROSBY CORPORATION.

AN AGREEMENT made the eighth day of November one thousand nine hundred and forty-four between the MAYOR ALDERMEN AND BURGESSES OF THE BOROUGH OF CROSBY (hereinafter called "the Crosby Corporation") of the one part and the MERSEY DOCKS AND HARBOUR BOARD (hereinafter called "the Board") of the other part.

WHEREAS:

(1) The Crosby Corporation are desirous of providing for the planning and future development of lands within the borough of Crosby and the Board are desirous of providing for the future development of the Mersey Dock estate within the said borough and for the maintenance and improvement of the trade of the port of Liverpool.

(2) The Crosby Corporation and the Board have mutually agreed subject to the approval of Parliament to enter into the arrangements hereinafter mentioned.

(3) The Board intend to introduce a Bill in Parliament containing clauses to carry out the agreed arrangements.

Now subject to the clause confirming this agreement contained in the Bill to be promoted by the Board as aforesaid becoming law. It is agreed between the Crosby Corporation and the Board as follows:—

I. A. Within three months after this agreement being approved by Parliament the Crosby Corporation and the Board shall execute a deed of exchange whereby the Crosby Corporation shall convey to the Board for an estate in fee simple in possession—

All those two pieces of land situate in the borough of Crosby on the south side of Cambridge Road running from Crosby Road South to the shore containing seven acres and twenty perches or thereabouts and known as Potter's Barn recreation ground more particularly delineated and coloured blue on a plan which for the purpose of identification has been signed by Frank David Foulkes town clerk of Crosby and Reginald John Hodges general manager and secretary of the Board subject to and with the benefit of a lease dated the tenth day of August one thousand nine hundred and forty-four and made between the Crosby Corporation of the one part and the Liverpool Gas Company of the other part of a small piece of land approximately nine feet by eleven feet three inches near the corner of Cambridge Road and Crosby Road South Together with all the estate or interest (if any) of the Crosby Corporation in so much of the old

road or way known as Waterloo Road as is co-extensive with the said pieces of land and is more particularly delineated and hatched blue on the said plan and together also with all the rights of the Crosby Corporation over the land strand or foreshore belonging to the Board (which is more particularly delineated on the said plan and in part coloured yellow or in part hatched yellow) defined in an agreement made the sixteenth day of October one thousand nine hundred and thirty-five between the Board of the one part and the Waterloo-with-Seaforth Urban District Council (as predecessors of the Crosby Corporation) of the other part And the Board shall convey to the Crosby Corporation Firstly all that piece of land situate in the borough of Crosby with the twenty-four messuages and dwelling-houses erected thereon and numbered 1 to 24 inclusive the Esplanade Waterloo more particularly delineated and coloured red on the said plan Secondly all that land strand or foreshore adjoining the piece of land agreed to be conveyed by the Board as aforesaid and more particularly delineated and coloured brown on the said plan.

1ST SCH.  
—cont.

B. The land strand or foreshore when conveyed by the Board to the Crosby Corporation as aforesaid shall remain open and unbuilt upon with the exception of any buildings or erections which are normally required or used in connection with a recreation ground public walks and pleasure grounds a public baths or bathing pool and the conveyance to the Crosby Corporation shall contain a covenant by them to that effect.

C. Neither the Crosby Corporation nor the Board shall investigate the title of the other of them to the pieces of land or to the land strand or foreshore so to be conveyed by them respectively and it shall be assumed that each of them have full power to convey the same.

D. The pieces of land so to be conveyed by the Crosby Corporation and the Board respectively shall be conveyed subject to such restrictive covenants and conditions affecting the same as are subsisting and capable of taking effect and also subject to and with the benefits of any existing leases and tenancies in respect thereof Provided that the Board shall not object to any application by the Crosby Corporation for the removal of any such restrictive covenants and conditions If any of the said leases or tenancies are terminated before the said pieces of land are conveyed to the Crosby Corporation no new lease or tenancy shall be created without the prior written consent of the Crosby Corporation who shall if their consent is refused become tenants of any premises becoming vacant on the expiration of any such lease or tenancy upon terms similar to those of the lease or tenancy then terminated.

2. Upon the execution of the said deed of exchange the Board shall forthwith lease to the Crosby Corporation for a term of ninety-nine years (but subject to earlier determination) the said pieces of land known as the Potter's Barn recreation ground\* coloured blue on the said plan with the exception of the piece of land demised to the Liverpool Gas Company by the said lease of the tenth day of August one thousand nine hundred and forty-four and all the estate and interest of the Board in so much of the old road or way known as

1ST SCH.  
—cont.

Waterloo Road as is co-extensive therewith and hatched blue on the said plan for the purposes of public walks and recreation grounds at the yearly rent of fifty pounds and subject to the following exceptions and reservations covenants conditions and provisoes (unless otherwise agreed between the Crosby Corporation and the Board) (that is to say):—

- (a) The rent shall be payable quarterly on the first day of January the first day of April the first day of July and the first day of October in every year free from all deductions other than landlord's proportion of property tax;
- (b) The Crosby Corporation shall bear and pay or indemnify the Board against all rates taxes charges duties burdens impositions assessments and outgoings whether parliamentary parochial or otherwise which now are or may at any time during the said term be assessed charged or imposed upon the premises or the owner or occupier thereof;
- (c) The Crosby Corporation shall not without the previous consent in writing of the appropriate Ministry of His Majesty's Government and of the Board use the premises for any purpose other than as public walks and recreation grounds;
- (d) The Crosby Corporation shall not have or become entitled to any right of light or air which will interfere with the free use and enjoyment for any purpose whatsoever of any other land or building of the Board;
- (e) The Crosby Corporation shall indemnify the Board against all claims and proceedings whatsoever which the Board may pay or satisfy or may be compelled to pay or satisfy arising out of or in consequence of or in connection with the use or condition of the premises;
- (f) The Crosby Corporation shall not have any claim for compensation for any buildings fixtures sewers drains erections or other works which may be erected or placed at the premises but the Crosby Corporation may and if called upon to do so by the Board shall before the expiration or sooner determination of the said term at their own cost remove any buildings fixtures sewers drains erections or other works which may have been erected or placed by or on behalf of the Crosby Corporation on the premises and shall also at their own cost if so required after such removal or taking away make good the premises to the reasonable satisfaction of the engineer-in-chief for the time being of the Board;
- (g) The Board may at any time by giving to Crosby Corporation three years' notice in writing determine the lease as regards the whole or any part of the premises if in the opinion of the Board the premises or any part thereof are required for the more effectually carrying on of trade or for the development of the Mersey Dock estate provided that the Board shall not determine the lease until the lease to be granted by the Board to the Crosby Corporation in accordance with

the next succeeding paragraph of this agreement has been determined so far as it relates to the two pieces of land coloured green on the said plan;

1ST SCH.  
—cont.

- (h) Before the expiration of any notice given by the Board to the Crosby Corporation to terminate the said lease or as soon as practicable thereafter the Crosby Corporation shall unless in the opinion of Crosby Corporation with the consent of the appropriate Minister of His Majesty's Government it is then unnecessary to do so lay out and equip an equivalent and equally suitable area on the land coloured red or brown (or in part on both) or elsewhere in the borough of Crosby and thereafter maintain the same as a public recreation ground;
- (i) If the rent or any part thereof shall be in arrear for twenty-one days after the same shall have become due (whether demanded or not) or if the Crosby Corporation shall at any time fail or neglect to perform or observe any of the covenants conditions or agreements on their part to be performed and observed the Board or any persons duly authorised by them in that behalf may re-enter into or upon the demised premises or any part thereof in the name of the whole.

3. Upon the execution of the said deed of exchange the Board shall lease to the Crosby Corporation for a term of ninety-nine years (but subject to earlier determination) Firstly the two pieces of land more particularly delineated and coloured green on the said plan and also all the estate or interest of the Board in so much of the old road or way known as Waterloo Road as is co-extensive therewith and shown hatched green on the said plan And secondly all the land strand or foreshore more particularly delineated and coloured yellow on the said plan at the respective yearly rents of two hundred and forty-five pounds and five pounds subject to and with the benefit of the leases and tenancies relating thereto and subject to the following exceptions and reservations covenants conditions and provisoes (unless otherwise agreed between the Crosby Corporation and the Board) (that is to say):—

- (a) The rent shall be payable quarterly on the first day of January the first day of April the first day of July and the first day of October in every year free from all deductions other than landlord's proportion of property tax;
- (b) The Crosby Corporation shall bear and pay or indemnify the Board against all rates taxes charges duties burdens impositions assessments and outgoings whether parliamentary parochial or otherwise which now are or may at any time during the said term be assessed charged or imposed upon the premises or the owner or occupier thereof;
- (c) The Crosby Corporation shall not have or become entitled to any right of light or air which will interfere with the free use and enjoyment for any purpose whatsoever of any other land or building of the Board;

1ST SCH.  
—cont.

- (d) Without the previous consent in writing of the Board which shall not be unreasonably withheld the Crosby Corporation shall not assign sublet or part with possession of the premises or any part thereof;
- (e) The Crosby Corporation shall not make any alteration or erect or construct or place any new buildings fixtures sewers drains erections or other works over upon in or under the premises without first obtaining the consent in writing of the Board which shall not be unreasonably withheld and which may be subject to such reasonable terms and conditions as the Board may consider necessary and also the reasonable approval of the Board of plans and specifications of all works proposed to be done which consent or approval shall not place upon the Board any responsibility and all work carried on by or on behalf of the Crosby Corporation shall be to the reasonable satisfaction of the engineer-in-chief for the time being of the Board and in strict accordance with the approved plans and specifications;
- (f) The Crosby Corporation will not erect or put up any sign or advertisement at the premises without first obtaining the consent in writing of the Board which may be subject to such terms and conditions as the Board may consider necessary;
- (g) The Crosby Corporation shall not have any claim for compensation for any buildings fixtures sewers drains erections or other works which may be erected or placed at the premises but the Crosby Corporation may and if called upon to do so by the Board shall before the expiration or sooner determination of the said term at their own cost remove any buildings fixtures sewers drains erections or other works which may have been erected or placed by or on behalf of the Crosby Corporation on the premises and shall also at their own cost if so required after such removal or taking away make good the premises to the reasonable satisfaction of the engineer-in-chief for the time being of the Board;
- (h) The Crosby Corporation shall indemnify the Board against all claims and proceedings whatsoever which the Board may pay or satisfy or may be compelled to pay or satisfy arising out of or in consequence of or in connection with the use or condition of the premises;
- (i) The Crosby Corporation shall not interfere with any of the Board's drains and sewers which may be on or under or which may discharge upon the premises;
- (j) Without prejudice to their powers and duties as a local authority the Crosby Corporation (as lessees) will permit the Board or any person authorised by them to lay and maintain sewers drains or pipes on or under or to discharge upon the land strand or foreshore;
- (k) Without prejudice to their powers and duties as a local authority the Crosby Corporation (as lessees) shall not remove nor permit to be removed from the premises any sand stones gravel or sludge except from such parts thereof as may from time to time be specified in writing by the Board;

(l) The Board may at any time by giving the Crosby Corporation twelve months' notice in writing determine the lease as regards the whole or any part of the premises if in the opinion of the Board the premises or any part thereof are required for the more effectually carrying on of trade or for the development of the Mersey Dock estate. Provided that the Board shall so far as practicable not determine the lease as regards any part of the premises coloured green on the said plan until the lease has been determined as regards any land lying between such part and Studley Road and if the Board determine the lease as regards a part of the premises a fair and just abatement of the rent reserved in the lease shall be made according to the extent of the premises in respect of which the lease is so determined;

(m) If the rent or any part thereof shall be in arrear for twenty-one days after the same shall have become due (whether demanded or not) or if the Crosby Corporation shall at any time fail or neglect to perform or observe any of the covenants conditions or agreements on their part to be performed and observed the Board or any persons duly authorised by them in that behalf may re-enter into or upon the demised premises or any part thereof in the name of the whole.

4. The Crosby Corporation shall execute counterparts of the said leases and immediately prior thereto a surrender to the Board of the leases or tenancies held by them of part of the land coloured green on the said plan and of the land strand of foreshore coloured yellow and hatched yellow on the said plan.

5. The Crosby Corporation shall consent to the stopping up and discontinuance for public traffic of the old roads or ways (including the footpaths) known as Studley Road and Shore Road and of so much of the old road or way (including the footpaths) known as Waterloo Road as lies between Cambridge Road and Shore Road and on the stopping up thereof to all public and private rights of way and other rights in over or affecting the said roads or ways being extinguished and the sites and soil thereof becoming and being vested in the Board as part of their Mersey Dock estate. Provided that the Crosby Corporation shall be entitled at its own expense to remove any lamps paving stones curb stones gutters or other property at or before the time when such roads are stopped up.

6. In the event of so much of the road known as Shore Road and leading from Regent Road to Fort Road as is in the adjoining county borough of Bootle being stopped up the Crosby Corporation shall not object to the stopping up and discontinuance for public traffic of so much of Shore Road as is within the borough of Crosby or of the whole or any part of the adjoining road known as Fort Road. Provided that the Crosby Corporation shall be entitled at its own expense to remove any lamps paving stones curb stones gutters and other property before the time when such roads are stopped up. Provided also that the Crosby Corporation shall at all times have reasonable access to the main outfall sewer carrying sewage from the Seaforth area the urban district of Litherland the county borough of Bootle

1ST SCH.  
—cont.

and the Rimrose Brook and that the Board will not except by agreement with the Crosby Corporation alter or in any way interfere with any manhole ventilating shaft or any other part of such sewer.

7. The Crosby Corporation shall consent to the repeal of section 14 of the Mersey Docks and Harbour Board Act 1906 except paragraph (P) of that section and of section 14 of the Mersey Docks and Harbour Board Act 1923.

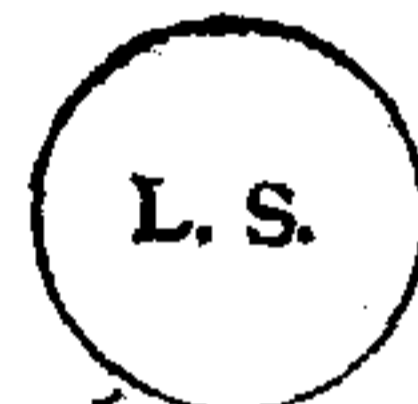
8. This agreement shall be subject to such alterations as Parliament may think fit to make thereto but if any material alterations are made in this agreement or any provisions are inserted in the said Bill inconsistent with this agreement either party may withdraw from this agreement and thereupon the Board shall withdraw from the said Bill any clauses and provisions relating to the stopping up of the roads or ways to which this agreement refers and any other clauses and provisions relating to the subject matter of this agreement.

9. If the said Bill is not passed by Parliament in the sessions 1944-45 or 1945-46 this agreement shall cease to have effect.

10. Any dispute between the Board and the corporation under this agreement shall be referred to arbitration pursuant to the provisions of the Arbitration Acts 1889 to 1934 or any statutory modification thereof for the time being in force.

In witness whereof the parties hereto have caused their respective common seals to be affixed hereunto the day and year first before written.

Passed under the common seal of THE MAYOR  
ALDERMEN AND BURGESSES OF THE BOROUGH  
OF CROSBY in the presence of



S.R. 404.

WALTER HAYES

Mayor.

F. D. FOULKES

Town Clerk.

Passed under the common seal of THE MERSEY  
DOCKS AND HARBOUR BOARD in the presence of



A.C.M.

R. D. JACKSON,

Assistant Secretary.



## THE SECOND SCHEDULE.

## REPEALS.

## PART I.

Act of	Section	Marginal note.
1858	33	Annual or other payment may be made to retiring officers.
	302	Will &c. of deceased holder of a bond certificate of marriage of female holder to be registered Fee to be paid.
	318	Separate accounts to be kept of monies paid and received in respect of warehouses.
	351	Board may subscribe to public charities.
1867	7	Certain particulars as to borrowing powers and expenditure to be given in the accounts of the Board.
1871	19	Application of money on transfer of town dues.
1898	6	Closing transfer books.
1899	9	Payment of interest on stock and bonds.
	10	Protection of warrant.
	11	Interest to joint holders.
	12	Effect of posting a warrant.
	13	Probate &c. to be produced.
	14	Evidence of title to be adduced.
	15	Payment of interest in case of infancy &c. of joint holder.
	16	What shall be evidence.
	24	Evidence of title on death &c.
	26	Closing of transfer books.
1923	7	As to payment of annuities.
	14	For protection of Waterloo-with-Seaforth Urban District Council.
1936	14	Transmission of bond &c. in joint ownership.
	15	Evidence of title on death &c. of holder of bond or annuity.
	16	Evidence of title on death &c. of holder of stock.

2ND SCH.  
—cont.

## PART II.

Act of	Section.	Marginal note.
1857	59	Account to be rendered to Parliament.
1858	34	Collectors to keep accounts.
	313 to 322	Part XIV (With respect to accounts and commissioners for auditing the same) so far as not previously repealed.
1867	8	Appointment of special auditor by Board of Trade.
	9	As to remuneration and expenses of auditor.
1871	15	Alteration of date and nature of annual account.
1874	8	Special auditor to appoint a day for audit of conservancy account.
	9	Harbour ratepayers may attend audit.
	10	Remuneration to special auditor for additional services.
1919	19	Accounts to be sent to Board of Trade.

*Note.*—In this Schedule the “ Act of 1867 ” “ Act of 1871 ” “ Act of 1874 ” “ Act of 1898 ” and “ Act of 1923 ” mean respectively—

Session and chapter.	Short title.
30 & 31 Vict. c. ccvi ...	The Mersey Docks (Various Powers) Act 1867.
34 & 35 Vict. c. cxcvii ...	The Mersey Docks (Liverpool River Approaches) Act 1871.
37 & 38 Vict. c. xxx ...	The Mersey Docks Act 1874.
61 & 62 Vict. c. iv ...	The Mersey Docks (Various Powers) Act 1898.
13 & 14 Geo. 5. c. xxiii ...	The Mersey Docks and Harbour Board Act 1923.

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