



CHAPTER clx.

An Act to regulate the management of the Port and Harbour of Alloa, and to authorise an extension and improvement of the existing Dock and the formation of a new Dock at the said Harbour, and other works ; and for other purposes.

A.D. 1872.

[6th August 1872.]

WHEREAS an Act was passed in the twenty-seventh year of the reign of His Majesty King George the Second, intituled “ An Act for laying a duty of two pennies Scots, or one sixth part of a penny sterling, upon every Scots pint of ale and beer brewed for sale, vended, or sold within the town and barony of Alloa, in the county of Clackmannan ; and also a duty of anchorage for ships and vessels anchoring in the harbour of the said town, for repairing the pier of the said harbour ; ” and another Act was passed in the twenty-sixth year of the reign of His Majesty King George the Third, intituled “ An Act to continue and render more effectual so much of an Act passed in the twenty-seventh year of the reign of His late Majesty King George the Second as imposes a duty on ships and vessels anchoring in the harbour of Alloa, in the county of Clackmannan, for repairing the pier of the said harbour ; ” and another Act was passed in the forty-third year of the reign of His Majesty King George the Third, intituled “ An Act to amend an Act made in the twenty-sixth year of the reign of His present Majesty for the improvement of the harbour of Alloa ; for paving, cleansing, and lighting the town of Alloa ; and for other purposes therein mentioned : ”

27 G. 2.
c. xxxv.

26 G. 3.
c. xiii.

43 G. 3.
c. lv.

And whereas under the second recited Act, certain parties therein named, and the shoremaster at Alloa for the time being, and the Baron Baillie of Alloa for the time being, and successors to be chosen by them, were nominated and appointed Trustees for cleaning, deepening, keeping in repair, and improving the said harbour of Alloa, and improving and repairing the pier thereof, and for putting in execution the other powers thereby conferred relating to the

A.D. 1872. — port and harbour of Alloa; and by the third recited Act the Trustees acting under the said Acts were empowered to levy certain rates, dues, and duties, and to borrow money on the security thereof to an amount not exceeding five thousand pounds; and by the third recited Act the said Trustees were also empowered, with the consent of the proprietor of the estate of Mar, to construct the Old Pow Burn, or part thereof, into a basin or wet dock:

And whereas the said Trustees did construct a wet dock at the said Old Pow Burn, and otherwise improved the accommodation at the harbour:

And whereas the said Trustees have borrowed, on the security of the said rates, the sum authorised by the third recited Act, and are also indebted in other sums amounting to four thousand pounds, also expended on the said harbour:

And whereas the increase in the shipping of the said harbour, and the larger and better class of vessels now using the same, render it expedient to extend and improve the said dock, and to construct a new wet dock; and to enable these objects to be carried out, it is necessary and expedient that the Trustees be enabled to borrow further sums of money, and that the rates on vessels and goods should be increased and adjusted, so as to secure the revenue required for the payment of the interest on the existing debt, and on the further sums to be borrowed by the Trustees, and for the other purposes of this Act:

And whereas it is also expedient that the said several Acts be repealed and their provisions consolidated and amended, and that a board of Trustees should be elected as herein-after provided, and all necessary powers conferred upon them; but these purposes cannot be effected without the authority of Parliament:

And whereas plans and sections describing the lines and levels of the extension and improvement of the existing dock and new wet dock intended to be made and maintained under the authority of this Act, and the lands and property to be taken for the purposes of this Act, with a book of reference to the said plans containing the names of the owners or reputed owners, lessees or reputed lessees, and occupiers of the said lands and property, have been deposited with the principal sheriff clerk of the county of Clackmannan, and which are in this Act 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 Queen'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 : A.D. 1872.

1. This Act may be cited for all purposes as "The Alloa Harbour Consolidation Act, 1872." Short title.

2. The following words and expressions shall have the meanings hereby assigned to them, unless there be something in the context repugnant to such construction : Interpretation of terms.

The word "Trustees" shall mean the Trustees for the time being empowered to carry into effect the provisions of this Act ;

The expression "the present Trustees" shall mean the Trustees at the passing of this Act, acting under the recited Acts or any of them ;

The word "harbour" shall mean and include the port and harbour of Alloa, and the whole quays, docks, or tidal basins, and other works connected therewith, as herein-after defined ;

The expression "Earl of Kellie" shall mean the present Earl of Kellie and his successors in the barony of Alloa.

3. From and after the passing of this Act the recited Acts shall, in so far as relating to the port and harbour of Alloa, be and are hereby repealed, subject to the provisions of this Act. Recited Acts repealed.

4. "The Lands Clauses Consolidation (Scotland) Act, 1845," and "The Lands Clauses Consolidation Acts Amendment Act, 1860," so far as not altered by or inconsistent with the provisions of this Act, are hereby incorporated with this Act. 8 & 9 Vict. c. 19. and 23 & 24 Vict. c. 106. incorporated.

5. "The Commissioners Clauses Act, 1847," so far as not altered by or inconsistent with the provisions of this Act, is hereby incorporated with this Act, with the exception of the clauses with respect to the following matters ; that is to say, with respect to the qualification of commissioners ; with respect to the election and rotation of the commissioners, where the commissioners are to be elected by the ratepayers or other like class of electors ; with respect to the meetings and other proceedings of the commissioners, and their liabilities ; and with respect to the mortgages to be executed by the commissioners ; and also with the exception of sections fifty-seven, sixty-six, ninety-two, ninety-three, ninety-four, and ninety-five ; and the word commissioners in the said Act shall mean the Trustees under this Act. 10 & 11 Vict. c. 16. incorporated.

6. "The Harbours, Docks, and Piers Clauses Act, 1847," so far as not altered by or inconsistent with the provisions of this Act, is hereby incorporated with this Act, and shall apply to the harbour and the whole undertaking of the Trustees, as herein-after defined, 10 & 11 Vict. c. 27. incorporated.

[Ch. clx.] *The Alloa Harbour Consolidation* [35 & 36 VICT.]
Act, 1872.

A.D. 1872. with the exception of the clauses with respect to the following matters; that is to say, with respect to life-boats; with respect to keeping a tide and weather gauge; with respect to buoys, light-houses, and beacons, unless the Board of Trade require the same to be kept or provided; and with respect to the police of the harbour, dock, or pier; and also with the exception of sections twenty-five, twenty-six, and thirty.

Certain
clauses of
26 & 27
Vict. c. 92.
incorporated.

7. Sections thirteen, eighteen, and nineteen of "The Railways Clauses Act, 1863," are (except where expressly varied by this Act) incorporated with this Act; and in construing the said sections the words "the Company" shall mean the Trustees, and the words "work" and "railway" shall be taken to mean all the works below high-water mark authorised by this Act.

Limits of
harbour
defined.

8. The limits of the port and harbour of Alloa shall, for the purposes of this Act, extend along the River Forth, from a point in the bank of that river marked by a stone on which the letter M is cut, situated one hundred and fifty yards or thereby west of the jetty of the Albion Foundry, Alloa, to a point in the said bank marked by another stone on which the letter K is cut, situated one hundred yards or thereby east of the ballast jetty belonging to the Trustees near Forthbank, both of the said points being in the parish of Alloa, and shall include the whole channel or waterway and anchorage ex adverso of the north bank of the said river between the said extremities so far as on the north of the island called Alloa Inch, and (following the course of the river) of the centre of the channel of the river, as shown by the dotted line on the Ordnance survey maps of the River Forth, published under the authority of the principal officers of Her Majesty's Ordnance, and shall include the whole anchorage, wet docks or tidal basins, quays, wharves, and other works constructed or authorised to be constructed by or under the charge of the Trustees under the recited Acts, or constructed or authorised to be constructed or placed under the charge of the Trustees appointed by this Act, situated in the said river, or on or near the north bank thereof.

Present
Trustees to
act until
completion
of first
elections.

9. The power and duty of carrying into effect the provisions of this Act shall be vested in and be performed by the present Trustees until the first day of December one thousand eight hundred and seventy-two: Provided that it shall not be lawful for the present Trustees, under the authority of this Act, to enter into any new contracts for works, or undertake any new works, excepting such contracts as may be necessary for the repair, maintenance, and reconstruction of any existing works connected with the harbour, and excepting also such works as may be included in existing contracts.

10. On and after the first day of December one thousand eight hundred and seventy-two, the power and duty of carrying this Act into effect shall be vested in a body of Trustees consisting of eleven members, constituted and appointed as herein-after mentioned, and to be styled "The Trustees of the Port and Harbour of Alloa;" and the Trustees shall, under that name and style, be a body corporate, with perpetual succession, and shall have power to purchase, take, hold, and dispose of lands and other property for the purposes of this Act, and all other privileges of a body corporate; and all deeds and instruments to be made or granted by the Trustees under that name shall be valid and effectual if subscribed by any two of their number, and sealed with the common seal of the Trustees.

A.D. 1872.

New Trustees incorporated.

11. Of the said eleven members two shall be appointed by the Earl of Kellie, in manner after mentioned; six shall be appointed by the shipowners and the ratepayers qualified as after mentioned and acting together as one elective body; and the remaining three shall be appointed by the commissioners of police for the town of Alloa, appointed under "The General Police and Improvement (Scotland) Act, 1862," or any other Act for the time being in force regulating the election of commissioners for the purposes of police in the town of Alloa, and who are herein-after referred to as the commissioners of police.

Constitution of board of Trustees.

12. The two Trustees to be chosen by the Earl of Kellie shall be appointed by a writing signed by the person making the appointment, and such writing shall be deposited with the clerk of the Trustees, or, in the event of a vacancy in the office of clerk, with the sheriff clerk of the county of Clackmannan, until the vacancy in the office of clerk be filled up. The first appointment of Trustees by the Earl of Kellie shall be made in the month of November next after the passing of this Act.

As to appointment of Trustees by the Earl of Kellie.

13. The six Trustees to be chosen by the shipowners and ratepayers shall be elected in the manner herein-after mentioned, by the shipowners and the ratepayers qualified and registered as electors, who are in this Act referred to as "the shipowners and ratepayers;" and the first election shall take place in the month of November next after the passing of this Act, at such place, on such day, and in such manner as shall be appointed by the present Trustees.

As to election of Trustees by shipowners and ratepayers.

14. The three Trustees to be chosen by the commissioners of police shall be elected by the commissioners of police for the time, in manner herein-after mentioned; and the first election shall take place in the month of November next after the passing of this Act, at such place, on such day, and in such manner as shall be appointed by the present Trustees.

As to election of Trustees by the commissioners of police.

A.D. 1872.

Rotation of
Trustees.

15. One of the Trustees appointed by the Earl of Kellie, two of the Trustees elected by the shipowners and ratepayers, and one of the Trustees elected by the commissioners of police, shall go out of office on the thirtieth of November one thousand eight hundred and seventy-three, and on the thirtieth of November in each succeeding year. The retiring Trustee or Trustees, of each class, shall be the Trustee or Trustees of such class who have been longest in office, and where there are more than one of equal seniority, the Trustees shall determine by ballot which of such Trustees shall retire. In the month of November in each year after one thousand eight hundred and seventy-two, the Earl of Kellie shall appoint one Trustee, the shipowners and ratepayers shall elect two Trustees, and the commissioners of police shall elect one Trustee to supply the place of the Trustee and Trustees appointed and elected by them respectively retiring from office as aforesaid: Provided that in all cases the Trustees retiring, unless disqualified, shall be capable of re-election.

Qualifica-
tion of ship-
owners for
electing
Trustees.

16. For the purposes of the first election of the Trustees to be chosen by the shipowners and ratepayers, every person residing or having his place of business within the county of Clackmannan and within four miles of the Cross of Alloa whose name shall on the first day of September next after the passing of this Act appear in the books of the custom house at Alloa as owner or part owner to the extent of at least twenty-five tons of or in any vessel or vessels registered at the port of Alloa, shall be qualified to be an elector in the election by the shipowners and ratepayers, and be entitled to be registered as herein-after mentioned, provided there has been paid for such vessel or vessels harbour rates under this or the recited Acts within two years prior to the said first day of September.

Qualifica-
tion of rate-
payers for
electing
Trustees.

17. For the purposes of the first election of the Trustees to be chosen by the shipowners and ratepayers, every person residing or having his place of business within the county of Clackmannan and within four miles of the Cross of Alloa who shall during the year ending on the first day of September next after the passing of this Act have paid as principal directly or as agent for any person residing beyond the limits before mentioned five pounds or upwards of rates exigible under the recited Acts or this Act in respect of vessels or goods, shall be qualified to be an elector in the election by the shipowners and ratepayers, and be entitled to be registered as herein-after mentioned.

The present
Trustees to
appoint
person to

18. The present Trustees shall, on or before the first day of September next after the passing of this Act, appoint the clerk to the trust or some other competent person to perform, and such

person shall perform the duties herein-after mentioned with reference to the first election, and the present Trustees shall fix such reasonable remuneration for the performance of the said duties as they shall think proper.

A.D. 1872.

conduct the first election.

19. The person so appointed shall, on or before the first day of October next after the passing of this Act, make up from the books of the custom house at Alloa and of the present Trustees (access to and inspection of which books shall for that purpose be at all reasonable times afforded to him) a list of the registered owners of vessels qualified, or appearing to be qualified, as electors as ship-owners, and he shall also make up a list of the persons qualified, or appearing to be qualified, as electors as ratepayers, and shall also, on or before the fifteenth day of September next after the passing of this Act, by advertisement in at least one newspaper published in Alloa, require all persons claiming to be placed on the lists of electors to send in their claims to him in writing, and as soon as practicable thereafter, and not later than the fifteenth day of October next, shall consider, determine upon, and finally dispose of such claims, and may receive such evidence in support of or in opposition to such claims as he shall think proper, and regulate the course of proceeding of and incident to any such inquiry.

Lists of electors to be made up.

20. On or before the fifteenth day of October next the person so appointed shall make up and affix in some place accessible to the public at the port and harbour of Alloa, or within the office of the present Trustees, lists of the persons adjudged by him to be qualified as electors, and shall give notice, by letter transmitted through the post office, to any person whose claim to be enrolled as an elector has been refused; and any shipowner or ratepayer whose name shall be omitted from either of such lists, and who shall be dissatisfied with such omission, may, on or before the first day of November next, apply to the sheriff of Clackmannan, who shall thereupon, if he see fit, cause the name of such shipowner or ratepayer to be added to the list, and such lists, with any additions so made, shall be deemed to be the registers of electors for the first election under this Act.

Lists to be published and revised.

21. The said person shall also give public notice of the place and time in the month of November next appointed by the present Trustees for the election of the six Trustees by the shipowners and ratepayers and of the three Trustees by the commissioners of police, and he shall attend, preside over, and conduct the same, and his decision on any question which may arise thereat shall be final and conclusive; and the clerk of the commissioners of police shall, on being required by the said person or by the present

Notice of election and conduct thereof.

[Ch. clx.] *The Alloa Harbour Consolidation* [35 & 36 VICT.]
Act, 1872.

A.D. 1872. Trustees, until their duties shall determine as hereby provided, or by the Trustees, deliver to him or them a list, certified by such clerk to be correct, of the names and addresses of the commissioners of police for the time being.

Trustees to keep books showing names of shipowners and rate-payers.

22. For the purpose of the election of the Trustees to be chosen by the shipowners and ratepayers in the month of November one thousand eight hundred and seventy-three and in each succeeding year, the Trustees shall cause to be entered in some book or books to be kept by them the name; description, and place of residence of every person residing or having his place of business within the county of Clackmannan and within four miles of the Cross of Alloa whose name shall on the first day of September immediately preceding the election appear in the books of the custom house of Alloa as owner or part owner to the extent of at least twenty-five tons of or in any vessel or vessels registered at the port of Alloa, and for which there has been paid harbour rates under this or the recited Acts within two years prior to the said first day of September, and also, in a separate part of the said book or books, the name, description, and place of residence of every person residing or having his place of business within the aforesaid limits who shall as principal directly or as agent for any person residing beyond the said limits pay rates exigible under the Schedules (F.), (G.), and (H.) to this Act annexed, or any of them, and the amount paid by such persons respectively, which book or books shall be open to inspection at all times during the hours of business; and every person whose name shall appear on the first day of September immediately preceding the election as owner or part owner in any vessel or vessels, and for which there has been paid harbour rates, all as aforesaid, shall be qualified to be an elector as shipowner and be entitled to be registered as herein-after mentioned; and every person whose name shall appear on the first day of September immediately preceding the election as having paid as principal or agent as aforesaid during the year immediately preceding five pounds or upwards of rates shall be qualified to be an elector as ratepayer, and be entitled to be registered as herein-after mentioned: Provided always, that it shall not be necessary for the Trustees to enter in the said book or books to be kept by them as aforesaid any rate payable in respect of goods, if the amount thereof shall be under two shillings, unless such rate under the amount of two shillings shall be paid by a party whose name is already entered in the foresaid book or books as having paid rates.

Copies of ship's manifests, and other docu-

23. To enable the Trustees to prepare and keep such book or books, the owner, agent, or person in charge of every vessel arriving at or departing from the harbour shall, within fourteen days after

the arrival or departure of such vessel, on demand furnish to the clerk of the Trustees or other officer appointed by them a copy of the ship's manifest and such other documents as will show the names, descriptions, residences, and places of business of all persons liable in the payment of rates due in respect of such vessel or of the goods therein under this Act, and the amount of rates payable by such persons respectively; and every owner, agent, or person in charge of any such vessel who shall on demand, or within forty-eight hours of the demand, refuse or neglect to furnish such ship's manifest or other documents, shall for every such offence be liable to a penalty not exceeding ten pounds, to be recovered in the same manner as other penalties to be imposed under the provisions of this Act.

A.D. 1872.

ments, to be
furnished to
Trustees.

24. On or before the first day of October in each year the Trustees shall cause to be made up from the books of the custom house in Alloa and of the Trustees a list of the shipowners entitled under the provisions herein contained to elect, and shall also cause to be made up from the book or books hereby directed to be kept by them a list of the ratepayers entitled to elect under the provisions herein contained, and the clerk to the Trustees shall, on or before the fifteenth day of October, certify the said lists, and affix copies thereof in some place accessible to the public at the harbour or within the office of the Trustees; and any person entitled to be an elector who may conceive that there are persons, one or more, entered in either of said lists who do not possess the qualification to be electors, and any person conceiving himself entitled to be an elector whose name shall have been omitted from either of the said lists, may, on or before the first day of November, apply to the sheriff of the county of Clackmannan, who shall thereupon, if he see fit, cause the names of such person or persons to be struck out, and the name of such person so omitted to be added to the list, and the said lists, with the additions so made, shall be deemed to be the registers of electors under this Act.

Trustees to
make up and
publish lists
of ship-
owners and
ratepayers.

25. Where rates shall be paid by any company, whether incorporated or not, consisting of two or more partners having a place of business within the aforesaid limits, it shall be lawful for such company to intimate in writing to the Trustees the name or names of any one or more (but not in any case exceeding three) of the partners on whose behalf such payment shall be deemed to have been made, and such payment shall be deemed to have been made by the partner or partners (not exceeding three) so named, and each such partner shall be qualified to be an elector in the same manner as if such payment had been made by him as an individual,

Qualifica-
tion of
members
of com-
panies.

A.D. 1872. provided the amount of rates paid by such company is sufficient to afford the qualification of five pounds to each of the partners so named.

Votes of
persons
paying 50%
of rates.

26. Every person, not being a company, who shall have paid during any one year ending on the first day of September fifty pounds or upwards of rates exigible under the recited Acts or this Act in respect of vessels or goods, and be otherwise qualified as a ratepayer to be an elector in the election by the shipowners and ratepayers under the provisions of this Act, shall have two votes in the election in November immediately following.

Providing
for double
qualification
of electors.

27. Any person holding more than one qualification as an elector under this Act shall, before voting at any election of Trustees, declare by letter or notice to the clerk of the Trustees or to the person acting as the returning officer in the election, the particular qualification on which he is to vote, and he shall be deemed to be an elector under the qualification so chosen, and, unless where otherwise provided by this Act, shall have only one vote in any election.

Qualification
of Trustees.

28. No person shall be eligible for election as a Trustee under this Act, or shall continue to act as a Trustee, who is not the owner, or owner in life-rent, of lands or other heritages in the county of Clackmannan of the annual value of twenty pounds, and it shall be sufficient evidence of qualification that the person proposed for election appears in the valuation roll of the said county as owner, or owner in life-rent, or owner in receipt of rents in right of his wife, of property of the said annual value.

Rules to be
observed in
election of
new
Trustees.

29. The following rules shall be observed with respect to the election of the Trustees and Trustee to be elected by the shipowners and ratepayers and the commissioners of police respectively in the month of November one thousand eight hundred and seventy-three, and in succeeding years :

- (1.) The chairman of the Trustees for the time, or some person appointed by the Trustees, shall be the returning officer :
- (2.) On every occasion of the nomination of new Trustees, the clerk of the Trustees shall convene meetings of the respective electors for the purpose of such nomination, and shall give notice of such meeting, and of the time and place at which it is to be held, by advertisement in some one or more of the newspapers published or circulated in Alloa :
- (3.) The returning officer shall preside and regulate the proceedings at such meeting :

(4.) At any such meeting as aforesaid any qualified person may, A.D. 1872.
if he consent thereto, be nominated as a Trustee by any
elector, and seconded by any other elector :

(5.) If more candidates are proposed than the number to be
elected, a poll may be demanded, and shall be taken in
manner herein-after mentioned, or if not, and no poll is
demanded, a declaration by the returning officer that the
candidates are elected Trustees shall be evidence of the
fact.

30. The following rules shall be observed with respect to taking Rules as to
taking the
poll.
the poll for the election of the Trustees and Trustee by the ship-
owners and ratepayers and the commissioners of police respectively
at the election which is to take place in the month of November
one thousand eight hundred and seventy-three and in subsequent
years :

(1.) When a poll is demanded the returning officer shall direct
the same to be taken at such place within the town of
Alloa, and on such day, not exceeding one clear day from
the date of nomination, as he may determine :

(2.) The returning officer shall appoint such number of polling
clerks as he deems sufficient, or he may act himself as
polling clerk, and he shall cause proper polling books to
be kept :

(3.) Votes shall be given personally, and, unless where otherwise
provided by this Act, each elector shall only be entitled
to give one vote for each Trustee to be elected by the body
of electors to which he belongs :

(4.) The poll shall be opened at ten o'clock of the forenoon of
the appointed day, and shall close at four o'clock of the
afternoon of the same day :

(5.) The poll may be closed at any time before four o'clock,
if one hour has elapsed during which no vote has been
tendered :

(6.) The returning officer shall cause to be entered in the polling
books the name and address of every voter and the manner
in which he votes :

(7.) At the close of the poll the returning officer shall sum up
the votes, and as soon as possible publish the names of the
candidates elected, by advertisement in some one or more
of the newspapers published or circulated in Alloa.

31. If any person wilfully personates any person entitled to vote Penalty on
personation
of voter.
in pursuance of this Act, or falsely assumes to act in the name or on
the behalf of any person so entitled to vote, he shall for every such
offence be liable to a penalty not exceeding twenty pounds.

A.D. 1872.

Mode of
computing
distances.

32. The distance of four miles prescribed by this Act for ascertaining the qualification of electors shall be measured in a straight line from the residence or place of business, as the case may be, of the shipowner or ratepayer so qualified as aforesaid to the Cross of Alloa, at the intersection of Mill Street with Mar Street and Candle Street, in Alloa: Provided that in cases where there is now or shall hereafter be a map of the district published under the authority of the principal officers of Her Majesty's Ordnance, such distance may be measured and determined by such map.

Providing
for double
elections.

33. If it shall happen that the same person shall be chosen a Trustee by the Earl of Kellie and by both or one of the other two classes of electors, such person shall decide in respect of which of such elections he will act as Trustee, and the other election or elections of such person shall become void, and the vacancy or vacancies so created shall be filled up in the same manner as is herein-after provided as to vacancies occurring otherwise than by rotation or in regular course.

Disqualifi-
cation of
Trustees.

34. Every person who, at any time after his election as Trustee, shall accept or hold any office or place of profit under the Trustees, or participate in the profits of any work done by order of the Trustees, or be concerned or participate in the profits of any contract entered into with the Trustees, shall thenceforth cease to be a Trustee, and his office shall thereupon become vacant: Provided always, that no Trustee shall vacate his office by reason of his being a shareholder in any insurance company with which the Trustees may effect any policy or enter into any contract, or of any joint stock company supplying water or gas to the Trustees, or by reason of his being interested in any loan of money to the Trustees: Provided also, that no Trustee shall be entitled to vote on any question relating to the execution of this Act or the affairs of the Trustees wherein such company in which he is a shareholder is interested, or on any question connected therewith, or on any question relating to any such loan, and if he do so vote his vote shall not be counted, and he shall be liable to a penalty not exceeding twenty pounds.

Disqualifi-
cation of
Trustees
by being
elected com-
missioners of
police.

35. Any person who shall at or at any time after his election by the Earl of Kellie or by the shipowners and ratepayers, be or become a member of the commissioners of police, shall thereby ipso facto vacate office and be disqualified from acting as a Trustee under such election, but the three Trustees appointed by the commissioners of police may or may not be commissioners of police.

Occasional
vacancies
how to be
filled up.

36. If any Trustee die or resign, or become disqualified or incompetent to act, or cease to be a Trustee from any other cause than that of going out of office by rotation or in regular course as aforesaid,

every such vacancy shall be filled up by the Earl of Kellie or elective body by whom such Trustee shall have been chosen electing another person in his stead; and for the purpose of such elections by the shipowners and ratepayers, the lists of electors made up with a view to the immediately preceding annual election shall be deemed the registers of electors, and in every case the Trustee so substituted shall continue in office so long, and so long only, as the person for whom he is substituted would have been entitled to continue if he had remained in office: Provided always, as regards the elections by the shipowners and ratepayers and commissioners of police, that the Trustees shall not (unless they see cause) convene any special meeting of electors to fill the vacancy if the same occur within five months of the time for the ordinary annual election, and in such case the vacancy shall be filled up at the next ordinary annual election.

A.D. 1872.

37. The Trustees may from time to time appoint committees of their number for carrying into effect any part of the provisions of this Act, with such powers and under such instructions, directions, or limitations as shall appear to the Trustees expedient, and three members of such committees shall be a quorum.

Power to
appoint
committees.

38. The Trustees may regulate the times and places of their ordinary meetings and the mode of convening special meetings: Provided always, that the Trustees shall hold a meeting within three weeks after the election of Trustees in the month of November in each year, and a meeting on the first Monday of February, May, and August in each year.

Meetings of
Trustees.

39. At all meetings of the Trustees four shall be a quorum; and every such meeting may be adjourned by the Trustees present thereat (whether more or less than a quorum) to such time as they may think fit.

Quorum of
Trustees.

40. The Trustees shall, at their first meeting after the thirtieth of November in each year, elect a chairman and deputy chairman of the Trustees for the ensuing year; and at all meetings of the Trustees the chairman, and in his absence the deputy chairman, shall preside, and in the event of the absence of both of these persons a Trustee shall be chosen by the meeting as chairman; and in case of an equality of votes at any meeting of the Trustees, the chairman or deputy chairman, or the Trustee acting as chairman, shall, in addition to his own vote, have a second or casting vote.

Chairman of
Trustees and
of meetings.

41. No proceeding of the Trustees or of any committee shall be invalidated or be illegal in consequence only of there being any vacancy or vacancies in the number of Trustees at the time of such

Proceedings
not to be
invalidated
by vacan-
cies.

A.D. 1872. proceeding, or of the non-election or non-appointment of any Trustee by any body or persons authorised by this Act to elect or appoint a Trustee or Trustees.

Informalities in appointment of Trustees not to invalidate proceedings. 42. All proceedings of the Trustees, or of a committee of Trustees, or of any person acting as a Trustee, shall, notwithstanding it be afterwards discovered that there was some defect in the appointment of any such Trustees or persons acting as aforesaid, or that they or any of them were disqualified, be as valid as if every such person had been duly appointed and was qualified to be a Trustee.

Officers to continue. 43. The officers and servants of the present Trustees shall be the officers and servants of the Trustees until removed, and shall be subject to the provisions of this Act and of the Acts incorporated herewith, as regards both their bye-past and future conduct and intromissions; and all bonds or securities for such conduct and intromissions granted to the present Trustees shall be and remain valid, and may be enforced by the Trustees to the same extent and effect that such bonds or securities might have been enforced by the present Trustees if this Act had not been passed.

Byelaws to remain in force. 44. The byelaws and regulations which at the time of the passing of this Act are in force shall be deemed to be the byelaws and regulations of the Trustees, so far as relates to the harbour and River Forth, and shall, until altered, continue in force.

Books and plans to be evidence. 45. All books, maps, plans, sections, books of reference, and other documents whatsoever kept by the present Trustees shall be admitted as evidence in all courts of law or elsewhere, in the same way and to the same extent as they would have been but for the passing of this Act.

Agreements may be enforced by and against Trustees. 46. The Trustees may enforce against any person or corporation, and any person or corporation may enforce against the Trustees, to the same extent and effect as might have been enforced by or against the present Trustees if this Act had not been passed,—

All Acts of Parliament and provisions of Acts, other than those hereby repealed, conferring any right on the present Trustees, or on such person or corporation, or their predecessors;

All notices for taking land, or other notices given, or preliminary steps of procedure taken, by the present Trustees, or by such person or corporation, or their predecessors, in pursuance of any of the recited Acts;

All claims for compensation or damages, or for penalties, moneys, costs, or expenses payable or recoverable by or from the present Trustees under any of the recited Acts, or in consequence of

any act, deed, matter, or thing done or omitted to be done by such person or corporation, or their predecessors, or by the present Trustees; A.D. 1872.
—

All contracts or agreements for the sale or purchase of lands, and other contracts or agreements whatsoever, entered into or adopted by the present Trustees, and such person or corporation, or their predecessors;

All grants, conveyances, leases, discharges, or other deeds or writings granted to the present Trustees by such person or corporation or their predecessors, or to such person or corporation or their predecessors by the present Trustees, or to which any of the said parties have acquired right.

47. All actions, suits, and proceedings at law or in equity, and all arbitrations to which the present Trustees, at the time of the passing of this Act, have been or are parties, are hereby specially saved and reserved entire, and shall not abate or be prejudiced or affected by anything in this Act contained, and may be proceeded in, by, or against the Trustees without the necessity of intimating such action, suit, proceeding, or arbitration to the Trustees, or making them formally parties thereto. Actions not to abate.

48. Nothing herein, or in the Acts incorporated herewith, contained shall revive, in favour of or against the Trustees, any right, privilege, exemption, claim, or cause of action which, at the date of the passing of this Act, had lapsed or been discharged, or confer any new cause of action, right, privilege, liberty, or exemption which did not exist previously to the passing of this Act in favour of or against the present Trustees. Claims not to be revived.

49. Notwithstanding the repeal of the recited Acts, and except only as is by this Act otherwise expressly provided, everything done or suffered under the recited Acts shall be as valid as if the same were not repealed, and the repeal thereof and this Act respectively shall accordingly be subject and without prejudice to everything so done or suffered, and to all rights, liabilities, claims, and demands, both present and future, which, if the recited Acts were not repealed and this Act were not passed, would be incident to or consequent on any and every thing so done or suffered; and with respect to all such rights, liabilities, claims, or demands which affect or should or might affect the present Trustees, the Trustees shall represent the present Trustees, and may enforce and shall be liable in respect of such rights, liabilities, claims, or demands in the same manner and to the same extent as the present Trustees could have enforced or been liable to in respect of such rights, liabilities, claims, or demands: Provided that the generality of this enactment shall not be restricted by any of the other clauses or provisions of this Act. Proceed-ings under recited Acts valid.

A.D. 1872.

Borrowing
powers of
the Trustees.

50. It shall be lawful for the Trustees to borrow on the security of the rates by this Act authorised to be levied and the other revenues of the harbour any sum or sums not exceeding in the whole the sum of thirty-five thousand pounds, and the sums which have been borrowed and are now due under the provisions of the recited Acts shall be deemed a part of the said sum of thirty-five thousand pounds.

Money may
be borrowed
in substi-
tution of
sums paid off.

51. In case any part of the said sum of thirty-five thousand pounds shall at any time be called up or be paid off and discharged otherwise than by the sinking fund herein-after provided, it shall be lawful for the Trustees from time to time to borrow and take up at interest, on the security of the said rates and revenues, any sum in lieu of such part of the said debt as shall have been so called up or paid off and discharged: Provided that the sum due and owing on the security of the said rates and revenues at any one time shall not exceed the said sum of thirty-five thousand pounds.

Former
securities
not to be
prejudiced.

52. Nothing in this Act contained shall prejudice the bonds or other securities or vouchers of debt granted by the present Trustees under the provisions of the recited Acts, and subsisting at the date of the passing of this Act; but such bonds and other securities or vouchers of debt shall be and remain in full force and as valid and effectual in all respects as if this Act had not been passed.

Creditors to
be entitled
to payment
from rates
and reve-
nues.

53. The respective creditors in or holders of bonds and assignations in security, or other securities, to be granted under the provisions of this Act for any part of the said sum of thirty-five thousand pounds shall be entitled one with another to their respective proportions of the rates and other revenues of the Trustees, according to the respective principal sums contained in and due under such bonds and assignations in security, or other securities, to be granted as aforesaid, and to be repaid such principal sums and the interest thereon without any preference one above another by reason of the priority of advancing such moneys or of the dates of any such bonds and assignations in security, or other securities.

Form of
bonds.

54. Every bond and assignation in security, or other security, to be granted by the Trustees after the passing of this Act shall be by deed duly stamped, in which the consideration shall be truly stated, and shall be subscribed by two of the Trustees, and sealed with their common seal, and every such deed may be according to the form in the Schedule (A.) to this Act annexed, or to the like effect, and may be partly printed and partly in writing: Provided that no Trustee shall by his subscription of any such deed be or be

held to have rendered himself individually or personally liable for the payment of any money so borrowed, or any interest thereon, or of any sums whatsoever in respect thereof. A.D. 1872.

55. A register of bonds and assignations in security, and other securities, shall be kept by the clerk of the Trustees, and within fourteen days after the date of any bond and assignation in security, or other security, to be granted by the Trustees after the passing of this Act, an entry of the amount and date thereof, and of the name of the creditor therein, with his proper designation or addition, shall be made in the said register; and the said register may be inspected at all seasonable times by any creditor or other person interested in any such bond and assignation in security, or other security, without fee or reward. Register of bonds to be kept, and to be open to inspection.

56. Any person entitled to any such bond and assignation in security, or other security, may transfer the same, and his right and interest therein, to any other person, and every such transfer shall be by deed duly stamped, wherein the consideration shall be truly stated; and every such transfer may be according to the form in the Schedule (B.) to this Act annexed, or to the like effect. Transfer of bonds.

57. Within thirty days after the date of every such transfer, if executed within the United Kingdom, or otherwise within thirty days after the arrival thereof in the United Kingdom, the same shall be produced to the clerk to the Trustees, who shall thereupon enter the same in a register of transfers to be kept by him, and such entry shall be made in the same manner and shall state the same particulars as in the case of the entry of the original bond and assignation in security, or other security; and for every such entry the clerk or other officer may demand any sum not exceeding two shillings; and after such entry every such transfer shall entitle the transferee, his executors, administrators, or assigns, to the full benefit of the original bond and assignation in security, or other security, and the principal and interest thereby secured; and such transferee may in like manner assign or transfer the same, toties quoties: Provided always, that except as against the Trustees the validity of any such transfer shall not be affected by any omission or error in registration. Transfers to be registered.

58. If the sum contained in any bond and assignation in security, or other security, already granted or hereafter to be granted by the Trustees, becomes transmitted, in consequence of the death, bankruptcy, or insolvency of any creditor, or in consequence of the marriage of a female creditor, or by any other means than by a transfer according to the provisions of this Act, such transmission Transmission of bonds otherwise than by transfer.

A.D. 1872. shall be authenticated by a declaration in writing in the form or as near as may be in the form of the Schedule (C.) to this Act annexed; and every such declaration shall state the manner in which and the party to whom such security shall have been so transmitted, and shall be made and signed by some credible person before a sheriff or justice of the peace; and such declaration shall be left with the clerk of the Trustees, who shall thereupon, subject to the provisions of this Act, enter the name of the person entitled to such security under such transmission in the register of transfers; and for every such entry the clerk or other officer may demand any sum not exceeding two shillings and sixpence; and until such transmission has been so authenticated and entered, no person claiming by virtue of any such transmission shall be entitled to receive any portion of the sum contained in any such security.

Transmis-
sion by mar-
riage and
by testa-
mentary in-
struments.

59. If such transmission be by the marriage of a female creditor, such declaration shall contain a copy of the register of such marriage or other particulars of the celebration or effecting thereof, and shall declare the identity of the wife with the holder of such security; and if such transmission have taken place by virtue of any testamentary instrument or by intestacy, the probate of the will or the letters of administration, as produced in the Commissary Court of the county of Edinburgh, and certified as by law provided, or an official copy thereof, if granted in England, or a testament testamentary or testament dative, if expedite in Scotland, or an official extract thereof, shall, together with such declaration, be produced to the clerk of the Trustees; and upon such production in either of the cases aforesaid the clerk shall make an entry of such declaration in the said register of transfers.

Trustees not
bound to
see to the
execution of
trusts.

60. The Trustees shall not be bound to see to the execution of any trust, whether express, implied, or constructive, to which any bond and assignation in security, or other security, already granted or hereafter to be granted by the Trustees, or the money, principal or interest, thereby secured, may be subject; and the receipt of the person in whose name any such security stands in the books of the Trustees shall be a sufficient discharge to the Trustees for any money payable in respect of such security, notwithstanding any trust to which the same or the money thereby secured may then be subject, and the Trustees shall not be bound to see to the application of the money paid upon such receipt.

Interest to
be paid half-
yearly.

61. The interest of the money borrowed upon any bond and assignation in security, or other security, already granted or hereafter to be granted by the Trustees, shall be paid at the terms or periods

therein appointed, and if no term or period be appointed shall be paid half-yearly to the several parties entitled thereto; and the receipt of the party first named in any such security and then surviving shall from time to time be a valid and sufficient discharge to the Trustees for the payment of the said interest. A.D. 1872.

62. It shall be lawful for the Trustees to issue and to append to any bonds and assignments in security, or other securities, to be granted by them, coupons for the periodical payments of interest to become due on the principal sums thereby secured during the periods for which such securities are intended to subsist; and the delivery to the Trustees or their treasurer, or to any other person on their behalf, of any such coupon, duly stamped as a receipt, shall be a valid and sufficient discharge to the Trustees for the interest in respect of which the same was issued. Coupons for interest.

63. The Trustees may, if they think proper, fix a period for the repayment of all principal moneys borrowed by them, with the interest thereof, and in such case the Trustees shall cause such period to be inserted in the bond and assignment in security, or other security, to be granted by them; and upon the expiration of such period the principal sum, together with all interest thereon, shall on demand be paid to the party entitled to receive the same; and if no other place of payment be inserted in such security, such principal sum and interest shall be payable at the office of the Commercial Bank of Scotland at Alloa. Repayment of money borrowed.

64. If no time be fixed in the bond and assignment in security, or other security, to be granted by the Trustees for the repayment of the money so borrowed, the party entitled to receive such money may, at the expiration or at any time after the expiration of twelve months from the date of such security, and upon giving six months previous notice to the Trustees, demand payment of the principal sum thereby secured, with all interest due thereon; and in the like case the Trustees may at any time pay off the money borrowed on giving the like notice; and every such notice shall be in writing, and if given by a creditor shall be delivered to the clerk or left at his office, and if given by the Trustees shall be either delivered personally to such creditor or left at his residence, or if such creditor be unknown to the Trustees, or cannot be found after diligent inquiry, such notice shall be given by advertisement inserted once in the Edinburgh Gazette and once in a newspaper published or circulated in the county of Clackmannan. As to repayment of money borrowed when no time has been agreed on.

65. If the Trustees shall have given notice as aforesaid of their intention to pay off any such bond and assignment in security, or Interest to cease at expiration of

[Ch. clx.] *The Alloa Harbour Consolidation* [35 & 36 Vict.]
Act, 1872.

A.D. 1872. other security, at a time when the same may lawfully be paid off by them; then at the expiration of such notice all further interest shall cease to be payable thereon, unless on demand of payment made pursuant to such notice, or at any time thereafter, the Trustees shall fail to pay the principal sum and interest due on such security at the expiration of such notice.

notice to
pay off
security.

Discharge of bonds. **66.** Any person entitled to any such bond and assignation in security, or other security, may discharge the same, and his right and interest therein, in favour of the Trustees, and every such discharge may be written on the deed, and may be according to the form contained in the Schedule (D.) to this Act annexed, or to the like effect, and when signed by the granter thereof shall be valid and effectual to all intents and purposes.

Securities to be personal estate. **67.** All bonds and assignations in security, and other securities, to be granted by the Trustees, and all money to be advanced and lent on the security of the rates and other revenues of the Trustees, shall be movable or personal estate, and transmissible as such, and shall not be of the nature of heritable or real estate.

Trustees may borrow on credit of cash account.

68. It shall be lawful for the Trustees to accept and take from any bank or banking company, on the security of the said rates and revenues, credit on a cash account to be opened and kept with such bank or banking company in the name of the Trustees, according to the usage of bankers in Scotland, to the extent of the sum which the Trustees are authorised to borrow as aforesaid, or any part thereof: Provided that the whole sum due and owing by the Trustees on such cash account, and for money borrowed by them on securities as aforesaid, shall never, when taken together, exceed the said sum of thirty-five thousand pounds.

Application of money borrowed and rates and revenues received.

69. All money which shall be borrowed by the Trustees under the provisions of this Act, and the rates to be levied under the same, and the other revenues of the Trustees, shall be applied in paying existing debt due by the present Trustees, and in or for the purchase of such of the lands and the construction of such of the works authorised to be purchased and constructed by this Act as shall from time to time appear to the Trustees expedient, and in carrying into execution the several other purposes of this Act.

Sinking fund to be established.

70. The Trustees shall, every year after the expiration of seven years from the passing of this Act, appropriate and set apart out of the surplus revenue of the trust for every such year, after defraying the ordinary expenditure and interest of money borrowed, as a sinking fund, the following sums; videlicet, during the first ten years after the expiration of the said seven years, a sum of not less

A.D. 1872.

than one pound per centum, and after the expiration of the said ten years a sum of not less than one pound ten shillings per centum on the amount borrowed under the authority of this Act, which sums shall be applied in paying off the principal sums borrowed under the authority of this Act; and the Trustees shall from time to time cause such sinking fund to be invested in the purchase of Exchequer bills or other government securities, or deposited in one of the incorporated or other joint stock banks in Scotland, and to be increased by accumulation, in the way of compound interest or otherwise, until the same shall be of sufficient amount to pay off the said principal sums or some part thereof which the Trustees shall think ought to be paid off, at which time such sinking fund shall be applied in paying off the said principal sums, and the sums paid off by means of such sinking fund shall not be re-borrowed: Provided always, that the Trustees shall not allow any sum exceeding two thousand pounds to remain invested or deposited as aforesaid for a longer period than six months without applying the same as before specified: Provided further, that the said sinking fund shall in the first instance be applied by the Trustees in paying off the principal sums of the debts now due to the present creditors of the trust, if required by such creditors, in so far as such principal sums may not previously have been paid off or extinguished or re-borrowed under the provisions of this Act.

71. It shall be lawful for the Trustees from time to time, in lieu of borrowing or continuing on bond and assignation in security, or other security, the said sum of thirty-five thousand pounds or a part thereof, to resolve to fund the whole of such sum, or such part thereof as they shall think fit, and on any such resolution being passed the amount stated therein shall be denominated "Alloa Harbour Funded Debt;" and it shall be lawful for the Trustees to issue to any person, company, trustees, or corporation paying to them any portion of the said sum a certificate of such person, company, trustees, or corporation being the holder of funded debt of the trust to the amount so paid, and every such certificate may be according to the form of the Schedule (E.) to this Act annexed, or to the like effect, and shall be subscribed by two of the Trustees and sealed with their common seal: Provided always, that after the conversion of any part of the said sum into funded debt it shall not be lawful for the Trustees to issue bonds and assignations in security, or other securities, for or again to borrow the sum so converted, and the powers of borrowing by the Trustees shall, to the extent of the sums so from time to time converted into funded debt, be extinguished, and the sum due and owing on the security of the rates and other

Trustees may fund debt and issue certificates of funded debt.

A.D. 1872. — revenues of the Trustees at any one time shall not exceed the said sum of thirty-five thousand pounds: Provided also, that the Trustees shall from time to time, by means of the said sinking fund, redeem the said funded debt on such terms and conditions as may be agreed upon by and between the Trustees and the holders of such funded debt, or any of them, and on such redemption being made the borrowing powers of the Trustees shall to that extent be extinguished.

Register of
holders of
funded debt
to be kept.

72. The Trustees shall from time to time cause the names of the several parties who may be interested in such funded debt as aforesaid, with the amount of the interest therein possessed by them respectively, to be entered in a book to be kept for that purpose, and to be called the "Register of Holders of Alloa Harbour Funded Debt;" and such book shall be accessible at all seasonable times to the several holders of such debt or of bonds and assignments in security, or other securities, granted by the Trustees.

Transfer of
funded debt.

73. The interests of the several holders of such funded debt or any part of such interests may be transferred or transmitted in the same manner and subject to the same regulations and provisions, mutatis mutandis, as or according to which any bond and assignment in security, or other security, to be granted by the Trustees may be transferred or transmitted under the provisions of this Act; and the Trustees shall cause an entry to be made in a book to be kept by the clerk of the Trustees for that purpose of every such transfer or transmission, and for every such entry the clerk of the Trustees may demand any sum not exceeding two shillings and sixpence.

Annuity to
be paid.

74. The several holders of the said funded debt shall not be entitled to repayment of the capital thereof, but shall receive an annuity thereon at any rate, not exceeding five pounds per centum per annum, which shall be fixed by the Trustees in any resolution to be passed by them as aforesaid, and specified in the certificate issued to the holders of the said funded debt, and which annuity shall be payable half-yearly on the fifteenth day of May and the eleventh day of November in every year.

Security of
holders of
funded debt.

75. The several holders of such funded debt shall be creditors of the Trustees for the payment of the said annuity, and shall be deemed to hold by virtue of this Act a bond and assignment to the rates by this Act authorised to be levied and the other revenues of the Trustees in security of such payment, which bond and assignment in security shall have no priority over other bonds and assignments in security, or other securities, granted under the provisions of this Act.

76. The Trustees shall annually appoint a professional auditor (being a person well skilled in accounts, and not being one of the Trustees or holding office under them,) to audit and docquet the accounts of the Trustees; and in case the office of such auditor shall, before such accounts have been audited by him, become vacant by death or from any other cause, the Trustees shall from time to time appoint an auditor to supply such vacancy.

A.D. 1872.

As to appointment of auditor.

77. It shall be the duty of such auditor to audit the accounts of the Trustees, and for such purpose the Trustees shall deliver to him their accounts and books and the proper vouchers in support of the same; and the auditor shall examine the accounts and account books and vouchers of the Trustees, and may either make a special report on the said accounts or simply confirm the same, and such report or confirmation shall be read to the Trustees at the first ordinary meeting appointed by this Act to be held after the thirtieth of November in each year; and the Trustees shall pay to such auditor, for his trouble in making the audit, such sum as shall be agreed on, or, failing agreement, as shall be fixed by the sheriff of the county of Clackmannan.

Accounts to be audited.

78. The Trustees shall every year cause an annual account in abstract to be prepared, showing the total receipts and expenditure of all funds levied or raised under this Act for the year ending on the day down to which their accounts made up and audited under the preceding section shall have been made up and the same shall have been examined by the auditor; and within one month thereafter the Trustees shall cause the said account in abstract to be published in one or more newspapers published or circulated in Alloa.

Annual account to be prepared and published.

79. The whole undertaking, lands, tenements, works, plant, stock, goods, debts, moneys, and other property and effects whatsoever, heritable and movable, real and personal, belonging or owing to or held by the present Trustees, subject to the existing debts, liabilities, engagements, contracts, obligations, statutory provisions, and incumbrances affecting the same, are hereby transferred to and vested in and may be lawfully held, used, exercised, enforced, and enjoyed by the Trustees.

Undertaking vested in the Trustees.

80. Subject to the provisions of this Act and to the provisions and declarations of any conveyance granted to the present Trustees, the undertaking of the Trustees shall consist of the deepening, enlarging, widening, or confining, dredging, scouring, improving, and cleansing the harbour and docks and the works pertaining thereto, and the entrance channels and waterways of the harbour; the

Undertaking of Trustees defined.

A.D. 1872. forming, erecting, and maintaining of such embankments, piers, quays, jetties, banks, walls, sluices, and works and conveniences in connexion with the existing quay and dock of the harbour, and with the works specially authorised by this Act, as the Trustees shall think necessary; the erection, construction, repair, and maintenance of wharves, transit sheds, warehouses, cranes, workshops, roads, rails, and other works connected with the harbour and wharves, docks, quays, and landing-places thereof; the providing of dredging machines for the purpose of cleansing, deepening, and improving the harbour and approaches thereto; the erection, construction, and mooring of such beacons and buoys for the use or guidance of vessels in the harbour, and in entering or leaving the same, as the Trustees shall deem necessary or expedient, and as shall be approved of by the Commissioners of Northern Lighthouses; the construction and completion of the works by this Act authorised; and the repair, maintenance, extension, and improvement of the whole of the said works from time to time, as may be found necessary or expedient; and, subject to the provisions of this Act and the Acts herewith incorporated, the Trustees are hereby authorised and empowered to carry on and complete the whole or such and so many of the said works as to them from time to time shall seem expedient.

Reserving
right of
Earl of
Kellie in
private
railway.

81. Nothing in this Act contained shall restrict or take away the right of the Earl of Kellie to the use of his existing line of railway along the harbour; and, notwithstanding anything in this Act contained, the said Earl and his tenants shall be entitled to maintain and use the said railway and to have facilities for shipping to and from the same as convenient as those hitherto exercised by him and his tenants: Provided that nothing in this section contained shall abridge the powers of administration and management of the harbour conferred on or competent to the Trustees by or under this Act, or confer on the said Earl or his tenants any special or exclusive right to the use of particular loading berths or of portions of the harbour, excepting always any pier that may be the private property of the said Earl.

Power to
construct
works.

82. Subject to the provisions of this Act, the Trustees may make and maintain in the lines and according to the levels shown on the deposited plans and sections the works herein-after described, and all proper approaches, works, and conveniences connected therewith, and may enter upon, take, and use such of the lands delineated on the deposited plans and described in the deposited book of reference as may be required for that purpose and for the other purposes of

this Act, and the said works and such parts of the said lands as may be taken or acquired under the powers of this Act shall form part of the harbour of Alloa, and the provisions of this Act shall be applicable thereto. A.D. 1872.

83. Subject to the provisions of this Act, the works herein- before referred to and authorised by this Act are: Description of works.

First. An extension and improvement of the existing wet dock of Alloa Harbour, at the east end thereof, on the area comprehending the portion of the said existing dock not surrounded by quay walls, and also ground on the south side of the said portion of the said dock, and which extension and improvement will be made by excavating (so far as necessary) the said area and constructing a quay, commencing at the east extremity of the south quay wall of the said dock and terminating at the east extremity of the north quay wall thereof:

Second. A wet dock or basin to be situate on the bed of the River Forth, immediately on the west side of the said existing dock of Alloa Harbour, with an entrance to the said intended wet dock from the said river, the centre of which will be at a point one hundred and ninety feet or thereby from the north-west extremity of the wall forming the said intended dock.

84. In constructing the works by this Act authorised, the Trustees may deviate laterally from the lines of such works delineated on the deposited plans to any extent not exceeding the limits of deviation marked on the deposited plans, and may deviate vertically from the levels of the said works as defined on the deposited sections to any extent not exceeding five feet. Power to deviate.

85. The powers of the Trustees for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of five years from the passing of this Act. Powers for compulsory purchases limited.

86. In addition to the lands delineated on the deposited plans and described in the deposited book of reference, the Trustees may by agreement purchase or feu any lands not exceeding in the whole five acres, or any rights therein, for the purposes of the works by this Act authorised, and for the other purposes mentioned in the Acts incorporated herewith. Additional lands may be taken by agreement.

87. Every person who shall wilfully obstruct any person acting under the authority of the Trustees in setting out the lines of the works by this Act authorised, or who shall pull up or remove any poles or stakes driven into the ground for the purpose of setting Penalty for obstructing construction of works.

[Ch. clx.] *The Alloa Harbour Consolidation* [35 & 36 VICT.]
Act, 1872.

A.D. 1872.

out the lines of the said works, or deface or destroy the said works or any part thereof, or of the existing works of the harbour, shall for every such offence be liable to a penalty not exceeding five pounds.

Works to be
lighted.

88. The Trustees shall, at the outer extremity of the works hereby authorised, exhibit and keep burning from sunset to sunrise such lights (if any) as the Commissioners of Northern Lighthouses shall from time to time direct.

Rates on
vessels as in
Schedules
(F.) and (G.)

89. Subject to the provisions of this Act, it shall be lawful for the Trustees to levy on and in respect of all vessels entering and stopping or anchoring in or using or departing from the harbour or the precincts thereof the rates specified in the Schedule (F.) to this Act annexed, and on and in respect of all vessels entering into or using any wet dock of the harbour the rates specified in Schedule (G.) to this Act annexed, and except as specified in that schedule the same shall be in addition to any other rates or dues payable on and in respect of such vessel, and all such rates shall be paid by the owner, agent, master, consignee, or other person in charge of such vessel.

Rates on
goods as in
Schedule (H.)

90. Subject to the provisions of this Act, it shall be lawful for the Trustees to levy on and in respect of all goods, carriages, and animals shipped or unshipped in the harbour or the precincts thereof the rates specified in the Schedule (H.) to this Act annexed, and all such rates shall be paid by the owner or consignee of such goods, carriages, and animals, or other person in charge thereof.

Rates on
goods not
enumerated.

91. All goods, carriages, and animals shipped or unshipped in the harbour or the precincts thereof, and not particularly enumerated in the Schedule (H.) to this Act annexed, shall be liable to rates equal to the rates specified in the said schedule on such goods, carriages, and animals as in the judgment of the Trustees may be nearest in description and value to such unenumerated goods, carriages, and animals.

Rates for
cranes as
in Schedule
(I.)

92. It shall be lawful for the Trustees to levy for and in respect of the use of cranes at the harbour, worked by manual power, the rates respectively specified in the Schedule (I.) to this Act annexed, and all such rates shall be paid by the owners or persons in charge of goods lifted, or by the owner, agent, master, consignee, or other person in charge of vessels using the said cranes; and the Trustees may from time to time enter into agreements with any company or person, under which such company or person shall have the sole use of any of the said cranes during such periods and at and for such

rates, charges, or other consideration as the Trustees may fix and determine. A.D. 1872.

93. The Trustees may from time to time enter into agreements with any company or person requiring the use of timber ponds belonging to or held by the Trustees for payment of such rates or other consideration in respect of the use of the said timber ponds, or any part thereof, as to the Trustees may seem expedient. Rates for timber ponds.

94. It shall be lawful for the Trustees to levy and receive such rates or other consideration as they may think reasonable for the use of any warehouses, sheds, buildings, steam or hydraulic cranes, works, and conveniences belonging to the Trustees, for the use of which rates are not specially fixed in the schedules to this Act annexed. Rates for use of warehouses, &c.

95. In lieu of the provisions in section 30 of "The Harbours, Docks, and Piers Clauses Act, 1847," the Trustees may from time to time vary the rates by this Act authorised, or any of them respectively, in such manner as they may think expedient, by reducing or raising the same, provided that such rates do not in any case exceed the amounts authorised by this Act, and provided also that the rates be at all times charged equally to all persons in respect of the same description of vessel performing a voyage between the harbour of Alloa and the same port or ports, and the same description of goods; but no reduction or variation in the said rates shall take place unless with the consent of at least two thirds of the Trustees present at a special meeting of the Board; provided further, that the rates leviable under this Act shall not be reduced to less than the rates levied at the time any loan or funded debt unpaid at the time of the proposed reduction was borrowed, without the consent first had and obtained of at least two thirds in value or amount of the creditors holding bonds and assignations in security, or other securities, granted by the Trustees present, personally or by proxy, at a meeting of such creditors, called by the Trustees by advertisement inserted for three successive weeks in at least one newspaper published in Alloa, and by circular addressed to each known creditor at his usual or last known address, and transmitted by post at least three weeks previous to such meeting. Power to vary the rates.

96. If any rate by this Act authorised to be levied shall, when increased or reduced as herein-before provided, contain a fractional part of a farthing, such fractional part shall be reckoned one farthing. As to calculating fractional parts of rates.

97. The rates by this Act authorised to be levied shall at all times be charged equally to all persons in respect of the same class or description of vessel and the same description of goods. Rates to be charged equally.

A.D. 1872.

Trustees
may provide
and license
steam tugs.

98. The Trustees may from time to time build, purchase, contract for, or hire, and may maintain, use, and let, steam tugs or other power for the use and accommodation of vessels frequenting the harbour, and may also from time to time license such number of steam tugs or other power belonging to any person for such period and on such terms and conditions as they think fit.

Charges for
steam tugs.

99. The Trustees may from time to time fix such rates or charges as appear to them reasonable for or in respect of the use of such steam tugs or other power maintained, used, and let or licensed by them, and such rates or charges shall be paid by the owner, agent, master, consignee, or other person having charge of the vessel obtaining the assistance of such steam tug or other power to the Trustees, or to their lessee, or to the person with whom they may contract, or to the owner of such steam tug or other power if licensed by the Trustees, as the case may be; and such rates and charges shall be due and payable whether such steam tug or other power shall be actually employed or not, provided the assistance thereof shall have been required, and shall in consequence of such requisition have been tendered by the master or other person having the command of such steam tug or other power.

Penalty for
using or
employing
steam tugs
without the
license of the
Trustees.

100. Every person who without the license of the Trustees first applied for and obtained shall use or employ any steam tug or other power for towing vessels within the harbour, except such steam tugs or other power as shall be provided or employed by the Trustees, or by their lessee, contractor, or other person having their authority, and except also any steam tug or other power which is being employed in towing a vessel from any other harbour to or beyond the harbour, or from the harbour to any other harbour, shall for every such offence be liable to a penalty not exceeding five pounds.

Trustees may
contract for
supply of
water and
gas.

101. The Trustees may contract with any commissioners, corporation, company, or person for a supply of water to vessels in the harbour, and for the extinction of fires in such vessels, and for the working of gates, locks, bridges, cranes, or other machinery or conveniences at the harbour, and also for a supply of gas for the use of the harbour, and the streets, quays, buildings, and property within the limits thereof.

Continuing
exemption
from rates.

102. Nothing in this Act contained shall prejudice or affect any right, privilege, or exemption of or competent to the proprietors of the Alloa Glass House at the passing of this Act.

Continuing
exemption
in favour

103. Nothing in this Act contained shall enable the Trustees to levy rates, dues, or duties on or in respect of the goods carried

across the River Forth by Alloa Ferry, belonging to the Earl of Kellie, or on or in respect of boats or vessels used exclusively for the purposes of the ferry, provided the quays, wharves, and other conveniences belonging to the Trustees be not used for the purposes of such goods, boats, and vessels. A.D. 1872.
of Alloa
Ferry.

104. Subject to the provisions of this Act, nothing in this Act contained shall extend or be construed to extend to take away, alter, abridge, lessen, change, or intrude upon any of the powers, authorities, or the rights and privileges of the superior for the time being of the barony of Alloa, but the same shall remain entire and effectual to all intents and purposes. Privileges
of the
superior of
the barony
of Alloa
reserved.

105. The Trustees may lend on hire any dredging machine belonging to them when the same is not required for the purposes of the harbour. Hiring
dredging
machines.

106. In addition to the powers of making byelaws contained in "The Harbours, Docks, and Piers Clauses Act, 1847," the Trustees may, subject to the provisions of this Act, from time to time make such byelaws as they shall think fit for all or any of the following purposes; (that is to say,) Byelaws for
harbour and
river as
herein
stated.

For preventing and removing obstructions or impediments in the harbour, quays, and docks, or tidal basins, and other works under their charge;

For berthing or removing vessels lying in any part of the harbour or of the river within the limits of the harbour;

For regulating the berthing of omnibuses, coaches, and other carriages, and the wages, conduct, and behaviour of porters, carters, hackney coachmen, and others resorting to the harbour, quays, docks, or other works, and for prohibiting persons from acting as porters, carters, and hackney coachmen within the limits of the harbour without previously obtaining a license to that effect;

For regulating the conveyance of rafts of timber within the limits of the harbour;

For regulating the loading and unloading of ballast from vessels in the harbour, and preventing the discharge of ballast into the harbour and into the river within the limits of the harbour.

And the byelaws and regulations to be so made by the Trustees shall be approved and published in the manner prescribed by the said Harbours, Docks, and Piers Clauses Act, and shall be observed under such penalties as may be thereby provided, not exceeding the sum of five pounds for each offence, besides such damages as the case may infer; and all penalties imposed and recovered for the

[Ch. clx.] *The Alloa Harbour Consolidation* [35 & 36 VICT.]
Act, 1872.

A.D. 1872. breach of any byelaw or regulation made by the Trustees or imposed and recovered under any of the other provisions of this Act shall be paid to the Trustees and applied for the purposes of this Act.

Penalty for throwing ballast, &c. into harbour. **107.** Every person who shall throw or put any ballast, earth, ashes, stones, or other thing into the harbour or into the river within the limits of the harbour shall for every such offence be liable to a penalty not exceeding twenty pounds; and the penalty hereby imposed shall be in lieu of the penalty imposed by section seventy-three of "The Harbours, Docks, and Piers Clauses Act, 1847."

Nothing to exempt river, &c. from provisions of Merchant Shipping Acts. **108.** Nothing in this Act contained shall be deemed to exempt the harbour or the Trustees from the provisions of "The Merchant Shipping Act, 1854," or "The Merchant Shipping Act Amendment Act, 1855," or of any general Act relating to harbours or docks, or dues on shipping or on goods carried in ships, now in force or which shall be passed during the present or any future session of Parliament, or from any future revision and alteration, under the authority of Parliament, of the rates authorised by this Act.

Saving rights of the Crown. **109.** Nothing contained in this Act or in any of the Acts herein referred to shall authorise the Trustees to take, use, or in any manner interfere with any portion of the shore or bed of the sea, or of any river, channel, creek, bay, or estuary, or any right in respect thereof, belonging to the Queen's most Excellent Majesty in right of her Crown, and under the management of the Board of Trade, without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give), neither shall anything in the said Act or Acts contained extend to take away, prejudice, diminish, or alter any of the estates, rights, privileges, powers, or authorities vested in or enjoyed or exerciseable by the Queen's Majesty, her heirs or successors.

Saving rights under Crown Lands Act. **110.** Nothing contained in this Act or to be done under the authority thereof shall in any manner affect the title to any of the subjects, or any rights, powers, or authorities mentioned in or reserved by sections twenty, twenty-one, and twenty-two of the "Crown Lands Act, 1866."

Expenses of Act. **111.** The expenses of applying for, obtaining, and passing this Act, and incidental thereto, shall be paid by the Trustees out of the rates authorised to be levied or the money authorised to be borrowed by this Act.

A.D. 1872.

SCHEDULE (A.)

Form of Bond and Assignment in Security.

ALLOA HARBOUR.

Bond No.

£

By virtue of "The Alloa Harbour Consolidation Act, 1872," the Trustees of the port and harbour of Alloa, as incorporated by the said Act, in consideration of the sum of _____ paid to them by *A.B. [name and designation of the lender]*, do hereby bind themselves to pay to the said *A.B.*, his executors, administrators, or assigns, the said principal sum of _____ at _____ *[in case any other place of payment than the principal office at Alloa of the Commercial Bank of Scotland be intended]*, on the _____ day of _____ eighteen hundred and _____, with a fifth part more of liquidate penalty in case of failure, together with interest on the said principal sum at the rate of _____ per centum per annum, payable half-yearly on the _____ day of _____ and the _____ day of _____; or, in the option of the said *A.B.* or his foresaids, the said principal sum shall thereafter, in virtue hereof, remain as a loan to the said Trustees until the expiry of a further term of years to be afterwards agreed on; or the said principal sum shall be payable at the dates and subject to the provisions contained in the said Act, in the same manner as if the said sum had been advanced on the day of payment first above specified, without any period being fixed for the repayment thereof; and in security of the payment of the said principal sum, liquidate penalty, and interest foresaid, the said Trustees do hereby grant and assign to the said *A.B.* and his foresaids the rates by the said Act authorised to be levied and the other revenues of the harbour.

In witness whereof these presents, written (so far as not printed) by _____, are sealed with the common seal of the said Trustees, and subscribed by us, _____, two of the said Trustees, in accordance with and subject to the provisions in said Act, at _____, the _____ day of _____ eighteen hundred and _____, before these witnesses *[names and designations]*.

SCHEDULE (B.)

Form of Transfer.

I, *A.B. [name and designation of the granter]*, in consideration of the sum of _____ paid to me by *C.D. [name and designation of transferee]*, do hereby transfer to the said *C.D.*, his executors, administrators, or assigns, a bond and assignment in security, Number _____, dated the _____, granted by the Trustees of the port and harbour of Alloa

[Ch. clx.] *The Alloa Harbour Consolidation* [35 & 36 VICT.]
Act, 1872.

A.D. 1872. to *A.B.*, for the sum of _____, and the
 interest due thereon since _____, and all my right and
 interest therein. [*If the bond and assignation in security was not granted to
 A.B. himself, but is vested in him as transferee, heir, husband, or otherwise,
 state his title and the successive transferences thereto.*]
 In witness whereof [*insert testing clause in usual form.*]

SCHEDULE (C.)

Form of Declaration.

I, *A.B.* [*name and designation*], do hereby solemnly and sincerely declare,
 that the bond and assignation in security, Number _____, dated _____,
 granted by the Trustees of the port and harbour of Alloa in favour of *C.D.* [*name
 and designation of grantee*] [*and if there have been any previous transferences,
 here add, and which was afterwards transferred by the said C.D. to E.F., G.H.,
 by transfer dated the _____ day of _____, or as the case may be,*
 is now vested in and held by *J.K.* [*name and designation*]; and I further
 declare, that the said bond and assignation in security has become vested in the
 said *J.K.* in manner following [*here state the mode in which the security has been
 transmitted from the person whose name last appears in the books of the Trustees
 as creditor*]. And I make this solemn declaration, conscientiously believing the
 same to be true, and by virtue of the provisions of an Act passed in the sixth
 year of the reign of His late Majesty King William the Fourth, intituled “An
 “ Act to repeal an Act of the present session of Parliament, intituled ‘An Act
 “ ‘for the more effectual Abolition of Oaths and Affirmations taken and made
 “ ‘in various Departments of the State, and to substitute Declarations in lieu
 “ ‘thereof, and for the more entire Suppression of voluntary and extra-judicial
 “ ‘Oaths and Affidavits;’ and to make other Provisions for the Abolition of
 “ unnecessary Oaths.”

Declared at _____ this _____ day of _____
 eighteen hundred and _____, before me,
L.M., Sheriff [Sheriff Substitute or Justice of the Peace, as the case may be] of the County of _____ } *A.B.*

SCHEDULE (D.)

Form of Discharge.

Received from the Trustees of the port and harbour of Alloa the within
 sum of _____ sterling, which sum, with all interest due thereon, is
 hereby discharged.

Dated at _____ the _____ }
 _____ day of _____ } [*Signature of granter.*]
 18 .

A.D. 1872.

SCHEDULE (E.)

Form of Certificate of Funded Debt.

ALLOA HARBOUR.

No.

This is to certify that *A.B. [name and designation]* is the holder of _____ pounds of the funded debt of the port and harbour of Alloa, created by and under the provisions of "The Alloa Harbour Consolidation Act, 1872," and is entitled to receive an annuity on the said sum at the rate of _____ per centum per annum.

SCHEDULE (F.)

ANCHORAGE RATES to be levied from all Ships or Vessels entering and stopping, or anchoring in, or using or departing from the Harbour of Alloa.

PER REGISTER TON.

	£	s.	d.
All vessels (foreign and coastwise), each time they come to the harbour	-	0	0 3
All steam vessels from ports in the Firth of Forth, as far as Anstruther on the north and North Berwick on the south	-	0	0 1
It shall be in the power of the Trustees to compound and agree for the dues with the owners of steam and other vessels plying in the Firth of Forth.			

SCHEDULE (G.)

SCHEDULE OF RATES to be levied for Vessels entering into or using any Wet Dock of Alloa Harbour.

PER REGISTER TON.

	£	s.	d.
All vessels from Asia or Africa to the east of the Cape of Good Hope, including the Cape, or from South America, or from places not otherwise specified in this schedule	-	0	1 0
From the West Indies, West Coast of Africa, Cape de Verde Islands, or Greenland and Davis's Straits Fisheries	-	0	1 0
From within the Straits of Gibraltar	-	0	1 0
From the Baltic all above the Sound, Onega, Archangel, Jersey or Guernsey, Portugal, France, and Spain, without the Straits of Gibraltar, Newfoundland, Madeira, Western Islands, and North America	-	0	0 8

[Local.-160.]

C

33

[Ch. clx.] *The Alloa Harbour Consolidation* [35 & 36 VICT.]
Act, 1872.

A.D. 1872.

	£	s.	d.
From Norway, Sweden, Denmark, Holstein, Hamburg, Bremen, Holland, and Flanders, that is without the Baltic, and no further south than Dunkirk - - - - -	0	0	7
From ports in Great Britain and Ireland other than those mentioned below - - - - -	0	0	6
All vessels entirely loaded with coals, either for wholesale or retail, from ports in Great Britain - - - - -	0	0	6
Vessels entering to load from another vessel overside, to be charged half dues.			
All steamers to pay the same as sailing vessels.			
Vessels going in, in ballast, to load a cargo - - - - -	0	0	6
Coasting vessels within Flamboroughhead and Duncansbyhead - - - - -	0	0	4
Vessels going in for safety, or going in and out in ballast - - - - -	0	0	4
Vessels remaining over three months will be liable in a further charge of $\frac{1}{2}d.$ per register ton per week, or any part of a week.			
Vessels paying inwards not to be charged going out with cargoes.			
The above rates for use of the wet dock include the anchorage rate for the open quays.			

SCHEDULE (H.)

RATES ON GOODS, CARRIAGES, and ANIMALS shipped or unshipped at the Harbour,

	£	s.	d.
Acorns - - - - - per barrel bulk	0	0	3
Ale and beer - - - - - per hogshead	0	0	3
Do. - - - - - per puncheon	0	0	6
Do. (bottled) - - - - - per barrel bulk	0	0	1 $\frac{1}{2}$
Alum - - - - - per ton	0	1	0
Apples - - - - - per barrel of 3 bushels	0	0	2
Ashes, pot, or other kinds - - - - - per ton	0	1	0
Animals, alive:			
Lambs and sheep - - - - - each	0	0	1
Swine, goats, and calves - - - - - do.	0	0	2
Cows, oxen, asses, and mules - - - - - do.	0	0	4
Horses, bulls - - - - - do.	0	1	0
Horses under twelve hands high - - - - - do.	0	0	6
Aquafortis or vitriol - - - - - per carboy	0	0	1
Bacon, beef, and other provisions, fresh - - - - - per cwt.	0	0	1
Do. do. do. salt - - - - - per barrel	0	0	3
Barilla - - - - - per ton	0	1	0
Bark, oak or birch - - - - - do.	0	1	0
Barley, shelled or pearl - - - - - per bag	0	0	2
Barley dust - - - - - per quarter	0	0	2

[35 & 36 VICT.] *The Alloa Harbour Consolidation* [Ch. clx.]
Act, 1872.

	£	s.	d.	A.D. 1872.
Biscuit - - - - - per cwt.	0	0	1	—
Blacking - - - - - per barrel bulk	0	0	1½	
Bleaching powder - - - - - per ton	0	1	0	
Bones and bone dust - - - - - per ton	0	0	10	
Bottles - - - - - per gross	0	0	2	
Do. broken - - - - - per ton	0	0	4	
Bran - - - - - per cwt.	0	0	0½	
Brass - - - - - per ton	0	2	0	
Bricks - - - - - per 1,000	0	0	6	
Brimstone - - - - - per ton	0	0	8	
Brooms - - - - - per dozen	0	0	0¼	
Butter - - - - - per ton	0	1	0	
Books and stationery - - - - - per barrel bulk	0	0	3	
Candles - - - - - do.	0	0	3	
Carriages, 2 wheels - - - - - each	0	2	0	
Do. 4 wheels - - - - - do.	0	3	0	
Carts, with wheels - - - - - do.	0	1	0	
Do. without wheels - - - - - do.	0	0	9	
Carrots - - - - - per ton	0	0	10	
Casks, empty - - - - - per puncheon	0	0	1½	
Cement - - - - - per ton	0	1	0	
Chalk, ochre, fuller's earth - - - - - do.	0	0	6	
Cheese - - - - - per cwt.	0	0	1	
Cyder - - - - - per hogshead	0	0	3	
Cinders - - - - - per ton	0	0	3	
Clay and loam sand - - - - - do.	0	0	3	
Clay, fire manufactured - - - - - do.	0	0	3	
Cloth, haberdashery, &c. - - - - - per barrel bulk	0	0	2	
Coals (outwards) - - - - - per ton	0	0	1	
Do. (inwards) - - - - - do.	0	0	2	
Cocoa - - - - - per cwt.	0	0	1	
Cocoa nuts - - - - - per 100	0	0	2	
Coffee - - - - - per cwt.	0	0	1	
Copper, wrought - - - - - per ton	0	2	0	
Copperas - - - - - per cwt.	0	0	0½	
Cordage - - - - - per ton	0	1	0	
Cork - - - - - per ton	0	1	0	
Corn, wheat and malt, barley, beans, peas, tares, oats, rye, buck- wheat, and Indian corn - - - - - per quarter	0	0	1½	
Cotton wool - - - - - per ton	0	1	0	
Crystal - - - - - per barrel bulk	0	0	1½	
Dissolved bones and other artificial manure - - - - - per ton	0	0	6	
Dogs - - - - - each	0	0	2	
Draff - - - - - per quarter	0	0	0½	
Drugs - - - - - per barrel bulk	0	0	3	
Dyeing woods - - - - - per ton	0	1	0	
Earthenware - - - - - per crate	0	0	6	

[Ch. clx.] *The Alloa Harbour Consolidation* [35 & 36 Vict.]
Act, 1872.

A.D. 1872.

		£	s.	d.
Eggs	- - - - - per barrel bulk	0	0	1½
Feathers	- - - - - per barrel bulk	0	0	1½
Fish, dried	- - - - - per barrel bulk	0	0	1
Fish, white or red herrings	- - - - - per barrel	0	0	1½
Do. haddocks, cod, salmon, and all fresh fish	- - - - - per barrel bulk	0	0	1½
Flax, hemp, tow	- - - - - per ton	0	1	0
Flint stones	- - - - - per ton	0	0	3
Flour	- - - - - per sack	0	0	2
Do.	- - - - - per barrel	0	0	1
Glass (window glass)	- - - - - per crate	0	0	2
Do. (broken)	- - - - - per cwt.	0	0	0¼
Glue	- - - - - per ton	0	1	0
Grease	- - - - - per ton	0	1	0
Groceries, not otherwise rated	- - - - - per barrel bulk	0	0	2
Guano	- - - - - per cwt.	0	0	0½
Gunpowder	- - - - - per cwt.	0	0	1½
Hair,—horse, cattle, plaster, &c.	- - - - - per cwt.	0	0	1
Handspokes	- - - - - per 100	0	1	0
Hardware	- - - - - per barrel bulk	0	0	2
Hay	- - - - - per ton	0	0	10
Hides,—pelts, ox, horse, cow, and others, scrows	- - - - - per cwt.	0	0	1
Hoops of iron	- - - - - per ton	0	1	0
Hoops of wood	- - - - - per 120	0	0	1
Hops	- - - - - per pocket	0	0	3
Do.	- - - - - per bag	0	0	6
Horns, slugs, tips	- - - - - per ton	0	1	0
Household furniture, new	- - - - - per barrel bulk	0	0	2
Do. do. old	- - - - - per barrel bulk	0	0	1
Husbandry utensils	- - - - - per ton	0	1	0
Indigo	- - - - - per barrel bulk	0	0	2
Iron, bar, bolt, rod, &c.	- - - - - per ton	0	1	0
Do., pig or old	- - - - - per ton	0	0	6
Iron ore	- - - - - per ton	0	0	2
Jute	- - - - - per ton	0	1	0
Kelp	- - - - - per ton	0	0	6
Lard	- - - - - per ton	0	1	0
Lathwood	- - - - - per fathom	0	1	0
Leather	- - - - - per cwt.	0	0	1
Lemons and oranges	- - - - - per chest	0	0	3
Lime	- - - - - per chaldron of 16 bolls	0	1	0
Limestone	- - - - - per ton	0	0	2
Linseed cake	- - - - - per ton	0	1	0
Loam or moulding sand	- - - - - per ton	0	0	3
Linen	- - - - - per barrel bulk	0	0	2
Lead	- - - - - per ton	0	1	0
Machinery	- - - - - per ton	0	1	0
Machinery	- - - - - per barrel bulk	0	0	1½
Madder	- - - - - per ton	0	1	0

[35 & 36 VICT.] *The Alloa Harbour Consolidation* [Ch. clx.]
Act, 1872.

		£	s.	d.	A.D. 1872.
Madder roots	- - - - -	per ton	0	0	10
Manganese	- - - - -	per ton	0	1	0
Manure, street	- - - - -	per ton	0	0	2
Ditto, not enumerated	- - - - -	per ton	0	0	3
Marble	- - - - -	per ton	0	1	0
Mats, single	- - - - -	per 100	0	0	3
Ditto, double	- - - - -	per 100	0	0	4
Meal	- - - - -	per bag of 280 lbs.	0	0	2
Molasses	- - - - -	per hogshead	0	0	8
Nuts	- - - - -	per barrel bulk	0	0	2
Oakum or junk	- - - - -	per ton	0	1	0
Oils	- - - - -	per ton	0	1	0
Oil cake, rape cake	- - - - -	per ton	0	1	0
Onions	- - - - -	per cwt.	0	0	1
Paper	- - - - -	per cwt.	0	0	1
Paste-board, felt	- - - - -	per cwt.	0	0	1
Paving stones	- - - - -	per 100 suppl. feet	0	0	3
Peats	- - - - -	per cwt.	0	0	1
Peas, split	- - - - -	per cwt.	0	0	1
Pitch, tar, and rosin	- - - - -	per barrel	0	0	1½
Plants of trees or shrubs	- - - - -	per barrel bulk	0	0	1½
Plaster of Paris	- - - - -	per ton	0	1	0
Porter	- - - - -	per hogshead	0	0	3
Do., bottled	- - - - -	per barrel bulk	0	0	1½
Potatoes	- - - - -	per ton	0	0	5
Poultry, including pigeons, game, &c.	- - - - -	per dozen	0	0	1
Rabbits, hares, &c.	- - - - -	per dozen	0	0	1
Rags, linen	- - - - -	per ton	0	1	0
Other rags, old ropes, &c.	- - - - -	per ton	0	0	10
Rice	- - - - -	per cwt.	0	0	1
Rum	- - - - -	per puncheon	0	0	9
Salt	- - - - -	per ton	0	0	8
Saltpetre	- - - - -	per ton	0	1	0
Sails and sail cloth	- - - - -	per barrel bulk	0	0	2
Sand, other than loam sand.	- - - - -	per ton	0	0	1½
Seeds, flax, hemp, or others	- - - - -	per barrel	0	0	1½
Shumack	- - - - -	per ton	0	1	0
Slates, under size	- - - - -	per 1,000	0	0	5
Do., sizeable	- - - - -	per 1,000	0	0	8
Do., over size	- - - - -	per 1,000	0	1	0
Snuff	- - - - -	per barrel bulk	0	0	2
Soap	- - - - -	per barrel bulk	0	0	1
Soda and soda ash	- - - - -	per ton	0	1	0
Sulphur	- - - - -	per ton	0	0	8
Soot	- - - - -	per ton	0	0	2
Spades and shovels	- - - - -	per dozen	0	0	1
Spirits	- - - - -	per puncheon	0	0	6

[Ch. clx.] *The Alloa Harbour Consolidation* [35 & 36 VICT.]
Act, 1872.

A.D. 1872.

	£	s.	d.
Stones, rubble - - - - - per ton of 16 cubic feet	0	0	1½
Do., hewn Ashlar - - - - - per ton of 16 cubic feet	0	0	3
Do., rough Ashlar - - - - - per ton of 16 cubic feet	0	0	2
Do., pavement, not exceeding 3 inches thick - per 70 feet	0	0	3
Do., pavement, above 3 inches thick - - - per 16 cubic feet	0	0	3
Scythe stones - - - - - per score	0	0	0½
Mill stone or burr stone - - - - - each	0	0	6
Grindstones - - - - - each	0	0	1
Starch - - - - - per ton	0	1	0
Steel - - - - - per ton	0	1	0
Stucco - - - - - per ton	0	0	8
Sugar - - - - - per ton	0	1	0
Tallow - - - - - per ton	0	1	0
Tea - - - - - per chest	0	0	2
Tiles, roofing - - - - - per 1,000	0	0	6
Tiles or pipes for draining - - - - - per 1,000	0	0	6
Timber,—fir, pine, fir-deals, planks, battens, or deal-ends, and other descriptions not enumerated - per load of 50 cubic feet	0	0	6
Oak planks or wainscot - - - per load of 50 cubic feet	0	1	0
Oak timber - - - - - per load of 50 cubic feet	0	0	6
Firewood - - - - - per fathom	0	0	4
Spars, under 22 feet in length, above 2½ and under 4 inches in diameter - - - per 120	0	2	0
Spars, 2½ inches in diameter and under - - - per 120	0	1	0
Spars, 22 feet in length and upwards, and not exceeding 4 inches in diameter - - - per 120	0	5	0
Spars of all lengths above 4 and under 6 inches in diameter, - - - per 120	0	10	0
Pipe staves and others in proportion - per standard hundred	0	0	6
Lignum vitæ, fir, tie, logwood, mahogany, rosewood, and other kinds, - per ton	0	1	0
Tobacco - - - - - per cwt.	0	0	1
Turnips - - - - - per ton	0	0	4
Turpentine - - - - - per hogshead	0	0	5
Twine and twisted yarn - - - per ton	0	1	0
Vegetables - - - - - per cartload	0	0	1
Verdigris - - - - - per ton	0	1	0
Vinegar - - - - - per hogshead	0	0	3
Vitriol - - - - - per carboy	0	0	1
Whalebone - - - - - per ton	0	2	0
Whiting - - - - - per ton	0	0	6
Wine, in cask - - - - - per hogshead	0	0	6
Wine, bottled - - - - - per barrel bulk	0	0	2
Wheels, cart or carriage - - - per pair	0	0	4
Wool - - - - - per cwt.	0	0	1
Yarn, linen or woollen - - - per cwt.	0	0	1
Yeast - - - - - per hogshead	0	0	3

£ s. d. A.D. 1872.

All other goods not particularly enumerated in the above table :—

Light goods	-	-	-	-	-	per barrel bulk	0	0	1½
Heavy goods	-	-	-	-	-	per cwt.	0	0	1

In charging the rates on goods the gross weight or measurement of all goods to be taken ; and for any less weights, measures, and quantities than those above specified, a proportion of the respective weights will be charged.

Five cubic feet, not exceeding two and a half cwt., to be rated as a barrel bulk, but when the weight of five cubic feet is greater than two and a half cwt., then two and a half cwt. to be rated as a barrel bulk.

SCHEDULE (I.)

RATES for the use of CRANES.

						£	s.	d.
All articles or packages not exceeding one ton	-	-	-	-	-	0	0	3
Exceeding one ton and not exceeding two tons	-	-	-	-	-	0	0	4
„ two tons	„	three tons	-	-	-	0	0	6
„ three tons	„	four tons	-	-	-	0	0	8
„ four tons	„	five tons	-	-	-	0	0	10
„ five tons	„	six tons	-	-	-	0	1	0
„ six tons	„	seven tons	-	-	-	0	1	3
„ seven tons	„	eight tons	-	-	-	0	1	6
„ eight tons	„	nine tons	-	-	-	0	1	9
„ nine tons	„	ten tons	-	-	-	0	2	0
„ ten tons	„	eleven tons	-	-	-	0	2	3
„ eleven tons	„	twelve tons	-	-	-	0	2	6
Twelve tons and upwards	-	-	-	-	-	0	3	0

Besides men's wages during the time the crane is employed.

THE UNIVERSITY OF CHICAGO

CHICAGO, ILL.

TO THE PRESIDENT OF THE UNIVERSITY OF CHICAGO
FROM THE DEAN OF THE FACULTY
SUBJECT: [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]