



## CHAPTER ccxxviii.

An Act to provide for transferring to the States of the Island of Jersey St. Catherine's Harbour Jersey, and certain land near it. A.D. 1877.  
[10th August 1877.]

**W**HEREAS by an Order in Council of the sixteenth day of February one thousand eight hundred and sixty-six, made in pursuance of the Harbours Transfer Act, 1865, St. Catherine's Harbour Jersey was (among other harbours) transferred from the Commissioners of the Admiralty to the Board of Trade, together with the breakwaters piers jetties quays wharves lighthouses roads approaches works buildings and things belonging thereto, and the ground and soil thereof, and the lands and hereditaments acquired for the purposes thereof, and all powers and duties in relation thereto, so far as, at the time of such transfer, the harbour, property, powers, and duties aforesaid were vested in or imposed on the Commissioners of the Admiralty, but subject to the conditions and restrictions mentioned in the Order:

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c. 100.

And whereas the States of the Island of Jersey have agreed to accept a transfer of the said harbour and the pier there, and its approaches and dependencies, upon condition that certain land in the vicinity thereof, and particularly mentioned in a report of a Committee of the States, referred to in a resolution of the States of the seventh day of February one thousand eight hundred and seventy-seven, should be ceded to the States in perpetuity on behalf of the public of the island, and have agreed to undertake, at the cost of the island, the expenses of the maintenance and repair of the said pier and dependencies, it being stipulated that the States are to have, as regards the works to be executed and the expediency of maintaining, of completing, or even, should the public interest seem to them to require it, of demolishing, the said pier, in whole or in part, and as regards the disposition of the property ceded, the same discretionary power that they now have with respect to the other harbours and piers of the island, and to the



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properties belonging to the public, except always that the States engage to maintain and keep in repair the lighthouse which is now on the pier as long as the pier shall remain, and the wants of navigation may require it :

And whereas the said land was purchased out of moneys provided by Parliament, and is of the annual value of one hundred and seven pounds or thereabouts :

And whereas it is expedient to authorise in manner in this Act mentioned the transfer of the said harbour and land to the States of Jersey :

Be it therefore 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 :

Power to  
Her Majesty  
by Order in  
Council to  
transfer St.  
Catherine's  
Harbour  
Jersey to  
the States of  
Jersey.

1. It shall be lawful for Her Majesty by Order in Council to transfer to the States of Jersey, as from the time fixed by the Order, St. Catherine's Harbour Jersey, and the breakwaters piers jetties quays wharves lighthouses roads approaches works buildings and things belonging thereto, and the ground and soil thereof, and the lands and hereditaments required for the purposes thereof, and all powers and duties in relation thereto, so far as, at the time of the transfer taking effect, the harbour, property, powers, and duties aforesaid are vested in or imposed on the Board of Trade, subject, nevertheless, to such conditions and restrictions (if any) as to Her Majesty in Council seem fit, and to such modifications of the said duties as appear to Her Majesty in Council to be necessary or proper for carrying into effect the recited agreement of the States of Jersey.

Power to  
Treasury to  
transfer land.

2. The Commissioners of Her Majesty's Treasury may, in accordance with the recited agreement of the States of Jersey, transfer to those States the land in the vicinity of St. Catherine's Harbour Jersey purchased out of moneys provided by Parliament, and particularly described in a report of a Committee of the States of Jersey, referred to in a resolution of those States of the seventh day of February one thousand eight hundred and seventy-seven.

Harbour and  
land to be  
held in trust.

3. The harbour and land transferred under this Act to the States of Jersey shall be held by them in trust for the public service of the Island of Jersey.

Publication,  
&c. of Orders  
in Council.

4. Every Order in Council under this Act shall be published in the London Gazette, and shall be judicially noticed without being specially pleaded.

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Every Order in Council under this Act shall be laid as soon as practicable before both Houses of Parliament, if Parliament is then in session, and if not, then as soon as practicable after the beginning of the then next session of Parliament. A.D. 1877.

5. All matters and things done by the Board of Trade in relation to St. Catherine's Harbour Jersey before the making of an Order in Council under this Act, shall be and are hereby declared to be valid and effectual and binding upon all persons. Confirmation  
of acts of  
Board of  
Trade.

6. This Act may be cited as The St. Catherine's Harbour Transfer Act, 1877. Short title.