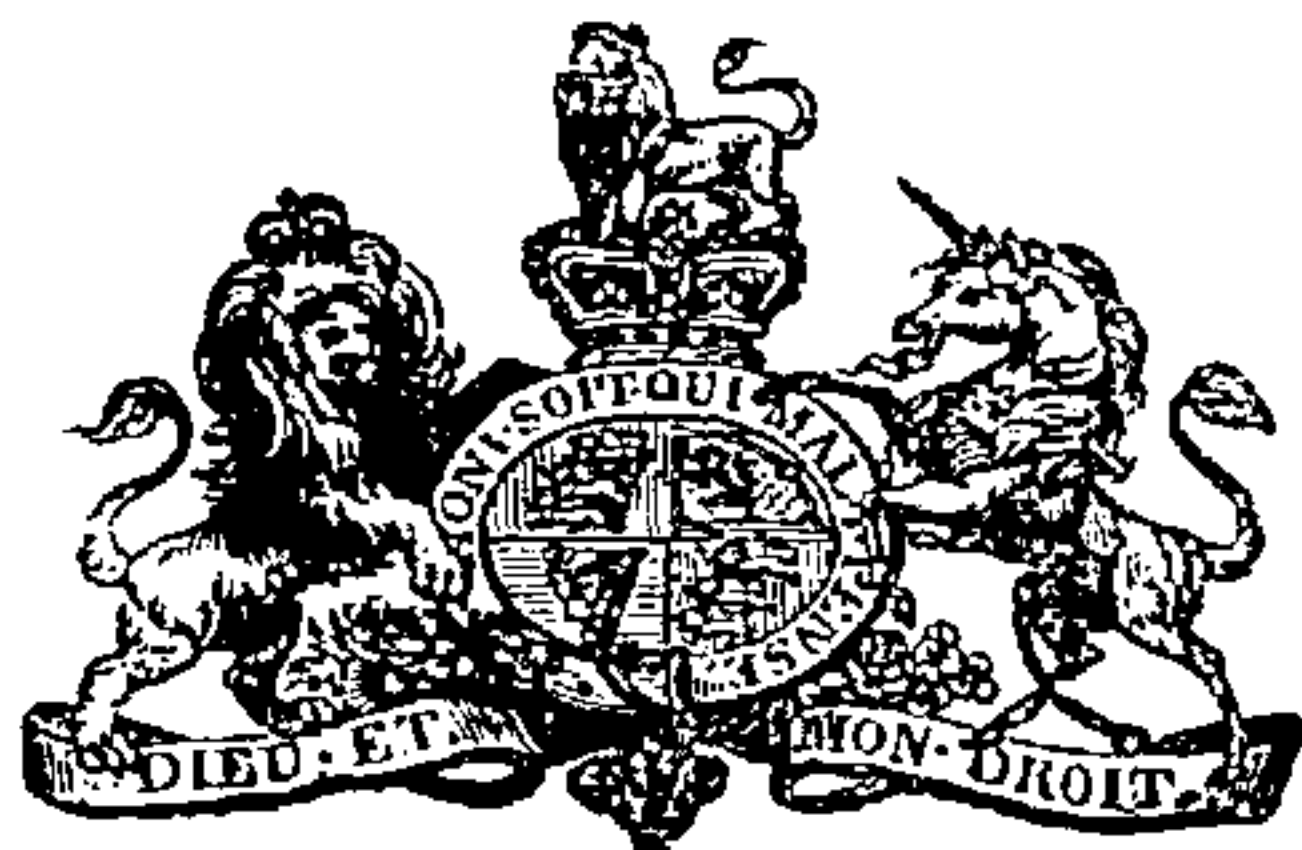


[45 & 46 VICT.] *Maryport Improvement (Harbour)* [Ch. clviii.]
Act, 1882.



CHAPTER clviii.

An Act to enable the Trustees for the District and Harbour of Maryport to raise a further Sum of Money for the purposes of their Works for the Improvement of the Harbour of Maryport. A.D. 1882.
[24th July 1882.]

WHEREAS by the Maryport Improvement (Harbour) Act 1879 (herein-after called the Act of 1879) the limits of the then existing harbour of Maryport were extended and the Trustees for the district and harbour of Maryport in the county of Cumberland (herein-after called the Trustees) were authorised to construct an embankment dock basin railways piers and other works therein particularly described for the improvement of the harbour of Maryport and by the same Act the Trustees amongst other things were authorised and empowered to levy additional rates and to borrow on mortgage in addition to any existing mortgage debt and in addition to the sum of thirty-two thousand pounds which they were authorised to borrow under the provisions of the Maryport Improvement and Harbour Act 1866 (herein-after called the Act of 1866) the sum of one hundred and ten thousand pounds for the construction of the said embankment dock basin railways piers and other works: 42 & 43 Vict.
c. ci.

And whereas the Trustees have raised the said sum of one hundred and ten thousand pounds authorised to be raised by the Act of 1879 and have expended almost the whole of it on the said embankment dock basin railways piers and other works: 29 & 30 Vict.
c. ccxlv.

And whereas a considerable portion of the said embankment was during its construction seriously damaged by a violent sea storm and it has been necessary to reinstate and improve the same and the cost of constructing the other works authorised by the Act of 1879 has otherwise been increased:

And whereas the said works are still incompleated and it is estimated that seventy thousand pounds will be required to com-

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plete and finish the same and it is expedient that the Trustees should be authorised to raise a further sum of money not exceeding seventy thousand pounds for that purpose in manner herein-after provided :

And whereas the funds authorised to be raised by the Trustees for dock and harbour purposes have been applied solely towards the same and have been and are kept separate and distinct from the other funds managed by them relating to the district of Maryport:

And whereas an absolute majority of the whole number of the Trustees at a meeting held on the thirtieth day of May one thousand eight hundred and eighty-two after ten clear days notice by public advertisement of such meeting and of the purposes thereof in the "Maryport Advertiser and Weekly News," a newspaper circulating in the said district (such notice being in addition to the ordinary notices required for summoning such meeting) resolved that the expense in relation to promoting the Bill for this Act should be charged on the harbour fund and harbour dues and rates :

And whereas such resolution was published twice in the "Maryport Advertiser and Weekly News," a newspaper circulating in the said district and has received the approval of the Local Government Board and of one of Her Majesty's Principal Secretaries of State :

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the Trustees at a further special meeting held in pursuance of a similar notice on the fourteenth day of June one thousand eight hundred and eighty-two being not less than fourteen days after the deposit of the Bill in Parliament :

31 & 32 Vict.
c. lxx.
3 & 39 Vict.
c. 55.

And whereas the owners and ratepayers of the district and harbour of Maryport as defined in the Maryport District and Harbour Act 1868 by resolution in the manner provided in the third schedule of the Public Health Act 1875 consented to the promotion of the Bill for this Act :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

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 :

Short title.

1. This Act may be cited as the Maryport Improvement (Harbour) Act, 1882.

Power to borrow additional money.

2. In addition to any existing mortgage debt and to the respective sums of thirty-two thousand pounds and one hundred and ten thou-

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sand pounds which the Trustees are authorised to borrow under the provisions of the Act of 1866 and the Act of 1879 the Trustees may borrow in the manner prescribed by the Act of 1879 with reference to the moneys thereby authorised to be borrowed on the security of the harbour fund as defined by section 170 of the Act of 1866 any sum of money not exceeding the sum of seventy thousand pounds Provided that only so much of the said sum of seventy thousand pounds shall be raised as shall be necessary for the aforesaid purposes.

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3. Section 17 (moneys to be carried to harbour fund) and sections 19 to 24 inclusive of the Act of 1879 shall be applicable to the moneys authorised to be borrowed by the Trustees under this Act in the same way as if the said sections *mutatis mutandis* had been re-enacted herein Provided that with respect to all moneys borrowed under the provisions of this Act section 21 of the Act of 1879 shall be read and construed as if the period of sixty years had been inserted therein instead of the period of seventy years.

Sections of Act of 1879 made applicable to moneys raised under this Act.

4. The money authorised to be raised under this Act shall be applied by the Trustees in payment of the costs charges and expenses of obtaining and passing this Act and in completing the embankment dock basin railways piers and other works authorised by the Act of 1879.

Application of money.

5. The costs charges and expenses of and incidental to the preparing for obtaining and passing this Act or otherwise in relation thereto shall be paid by the Trustees out of their harbour fund or out of moneys borrowed under the powers of this Act.

Costs of Act.

