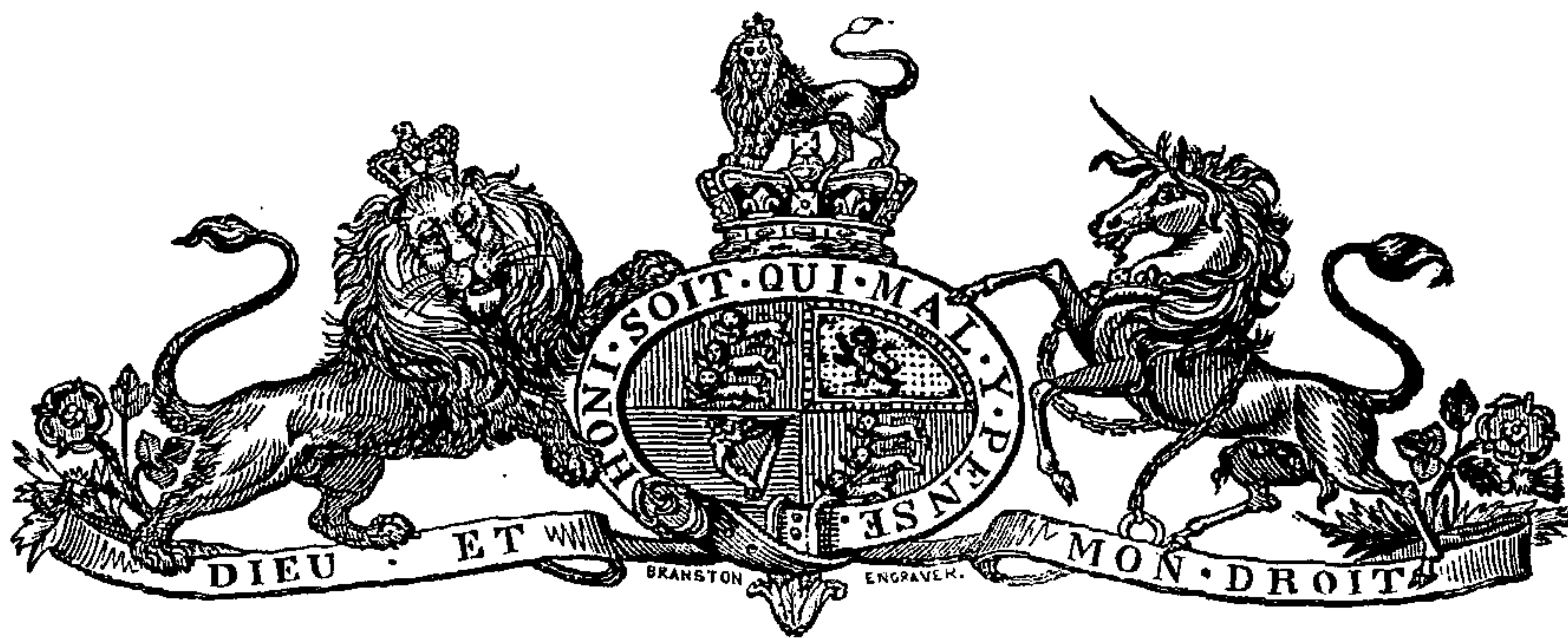




ANNO QUINTO

VICTORIÆ REGINÆ.

Sess. 2.

Cap. lix.

An Act for erecting a Pier at the Royal Terrace
Gardens in the Town of *Gravesend* in the County
of *Kent*. [18th June 1842.]

WHEREAS it would be of public Utility if a Pier or Landing Place was erected on the South Side of the River *Thames*, at a certain Place called "The *Gravesend* Royal Terrace Gardens," situate in or near the Parish of *Milton* next *Gravesend* in the County of *Kent*, for the embarking and disembarking of Passengers, Goods, and Merchandize on and from Steam Packets, and other Ships, Boats, and Vessels resorting thereto, with suitable and necessary Approaches thereto; but the same cannot be effected without the Aid and 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, That *Henry Adlard, John Armstrong, Charles Andrew Becket, John Blacket, John Blake, John Chaplin, Robert Pierce Cruden, William Ditchburn, James Harmer, John Hendon, George Hinde*, the Reverend [Local.] 18 F *Joseph* Commission-ers appointed.

Joseph Hindle Clerk, Alexander Hunter, Henry Marriott, John Nightingale, Adam Park, Walter Anderson Peacock, George Ireland Russell, John Smith, Edward Tickner, Medhurst Troughton, Henry Warren, and Edward William Woodford, shall be Commissioners for carrying this Act into execution.

Power to
appoint addi-
tional Com-
missioners.

II. And be it enacted, That the Commissioners herein named, or the major Part of them, shall, at a Meeting to be holden in pursuance of this Act previously to the Commencement of the Works hereby authorized, elect any Number of Persons, not exceeding Five in the whole, nor less than Two, to be Commissioners for the Purposes of this Act, together with the Commissioners hereby appointed; and such Commissioners so to be elected, and being qualified according to the Directions of this Act, together with the Commissioners hereby appointed, and their Successors, shall be Commissioners for carrying this Act into execution.

Power to
Commission-
ers to appoint
new Com-
missioners.

III. And be it enacted, That if at any Time any Commissioner herein named, or who shall be appointed under this Act, shall die, resign, refuse, or become incapable of acting, or shall in any other way be disqualified from acting in the Trusts hereby reposed in him, then the surviving or continuing Commissioners shall and they are hereby required, from Time to Time after such Death, Resignation, Refusal, Incapacity, or Disqualification, to appoint such Person to be a Commissioner in the Room of him so dying, resigning, refusing, or becoming so incapacitated or disqualified to act as aforesaid, as the Commissioners shall think fit; which Person so to be appointed shall have the same Powers and Authorities as the Commissioner in whose Room he shall succeed.

Qualification
of Commis-
sioners.

IV. And be it enacted, That every Commissioner under this Act shall be seised or possessed or in the Enjoyment of the Rents and Profits of Lands and Hereditaments of the annual Value of Fifty Pounds, for an Estate not less than a Life in being, for his own Use, or be possessed of a personal Estate of not less than One thousand Pounds beyond what will satisfy all his Debts.

No Bankrupt,
&c. to be a
Commis-
sioner.

V. And be it enacted, That no Bankrupt or Insolvent, or Person convicted of Fraud, or Person not qualified as herein-before mentioned, shall be capable of being or continuing a Commissioner.

No Person
holding Office
or concerned
in a Contract
to be a Com-
missioner.

VI. And be it enacted, That if at any Time subsequently to the Appointment of any Commissioner he shall accept or continue to hold any Office or Place of Trust or Profit under this Act, or be concerned in any Contract, or participate in any Manner in any Work to be done under the Authority of this Act, such Person shall cease to be a Commissioner, and his Office shall thereupon become vacant.

Commis-
sioner not
incapable of
acting as a
Justice.

VII. And be it enacted, That a Person shall not be incapable of acting as a Justice of the Peace in any Matter relating to the Execution of this Act by reason of his being a Commissioner.

VIII. And

VIII. And be it enacted, That no Person shall be capable of acting as a Commissioner, except in administering the Declaration herein-after mentioned, until he shall have made and signed, before One of the Commissioners, a Declaration to the Effect following: Declaration by Commissioners.

‘ I *A.B.* do solemnly declare, That I will faithfully and impartially, according to the best of my Skill and Judgment, execute all the Powers and Authorities reposed in me as a Commissioner by virtue of an Act of Parliament, intituled [*here insert the Title of the Act*], and also that I am seised and possessed or in the Enjoyment of the Rents and Profits of Lands and Hereditaments of the annual Value of Pounds, for an Estate not less than a Life in being, for my own Use [*or am in possession of a Personal Estate of not less than Pounds Value beyond what satisfy all my Debts*].’

IX. And be it enacted, That any Person who shall falsely or corruptly make and subscribe a Declaration under this Act, knowing the same to be untrue in any Particular, shall be deemed guilty of a Misdemeanor. False Declaration a Misdemeanor.

X. And be it enacted, That at the Meeting of Commissioners at which any Person shall first attend as One of such Commissioners such Person shall made and subscribe the Declaration herein required; and it shall be lawful for any Person attending as One of such Commissioners, whether he shall himself have made such Declaration or not, to administer such Declaration. Declaration to be taken at the first Meeting.

XI. And be it enacted, That if any Person shall act as a Commissioner, being incapacitated to act, or not being duly qualified, or before he shall have made and subscribed such Declaration as aforesaid, or after having become disqualified, he shall for every such Offence forfeit the Sum of Fifty Pounds; and such Penalty may be recovered, with full Costs of Suit, in any of the Superior Courts, by any Person who shall sue for the same, by Action of Debt or on the Case; and in every Action for the Recovery of such Penalty the Person so sued shall prove that he was qualified, and had made and subscribed the Declaration aforesaid, or he shall pay the said Penalty and Costs, without any other Proof or Evidence on the Part of the Plaintiff than that such Person had acted as a Commissioner in the Execution of this Act; nevertheless, all Acts and Proceedings of any Person acting as a Commissioner, being incapacitated, not duly qualified, or, being disqualified, done previously to the Recovery of the Penalty, shall be as valid as if such Person had been duly qualified. Penalty on Commissioner not being qualified acting.

XII. And be it enacted, That if any Commissioner fail to act in the Execution of this Act for One Year such Commissioner shall be deemed to have refused to act, and therefore shall cease to be a Commissioner until he shall be reappointed as herein-before mentioned. Commissioners neglecting to act.

XIII. And be it enacted, That the Commissioners for executing this Act shall hold their first General Meeting at the Literary Institution First and other Meetings.

tution in *Milton next Gravesend*, or some other convenient Place within the said Town, on the Second *Thursday* next after the passing of this Act, between the Hours of Ten of the Clock in the Forenoon and Two of the Clock in the Afternoon, and proceed to put this Act into execution; and a General Meeting of the Commissioners shall be held on the Third *Thursday* in *January*, at the Place and between the Hours aforesaid, unless some other Place or Day shall be appointed by the Commissioners; and it shall be lawful for the Commissioners present at such first or any subsequent Meeting from Time to Time to adjourn such Meeting to the same or any other Place within the said Town; and if at any such Meeting there shall not be Five Commissioners present within One Hour after the Time appointed for such Meeting, then it shall be lawful for the Commissioners present, or any One Commissioner, if only One be present, to adjourn such Meeting to another Day, and if the Meeting shall not be adjourned then it shall be lawful for any Two of the Commissioners, or the Clerk, to appoint a Meeting to be held at any convenient Place within the said Town, and not less than Seven Days Notice shall be given of such intended Meeting.

Special
Meetings.

XIV. And be it enacted, That it shall be lawful for the Commissioners to hold Special Meetings, and any Two or more of the Commissioners may require a Special Meeting to be held, but no such Meeting shall be held unless Seven Days Notice thereof shall be given.

Quorum of
Commis-
sioners.

XV. And be it enacted, That all Powers of this Act may be exercised by any Five or more of the Commissioners present at any Meeting holden in pursuance of this Act; and no Business shall be transacted at any Meeting of the Commissioners unless Five or more Commissioners shall be present at such Meeting.

How Notices
of Meetings
are to be
given.

XVI. And be it enacted, That all Notices of any Meeting to be held under the Authority of this Act shall be in Writing, and shall be delivered or sent by the Post to the usual Place of Abode of each of the Commissioners, and advertised in One or more Newspapers circulated within the said Town Seven Days at least previous to such Meeting; and every Notice shall specify the Time and Place of Meeting, and, in case of a Special Meeting, shall specify the Object thereof, and no Business shall be transacted at any Special Meeting except such as is stated in the Notice thereof.

Expences at
Meetings.

XVII. And be it enacted, That at all Meetings of the Commissioners they shall defray their own Expences, except for the Use of the Room in which the Meeting is held.

General
Meeting may
appoint Com-
mittees.

XVIII. And be it enacted, That it shall be lawful for the Commissioners at any General Meeting to appoint a Committee, consisting of not more than Seven of the Commissioners, for carrying into effect any of the Provisions of this Act, and at any General Meeting to continue, alter, or discontinue such Committee.

XIX. And

XIX. And be it enacted, That no Business shall be transacted at any Meeting of the Committee unless Three Members of the Committee be present. Quorum of Committees.

XX. And be it enacted, That at every Meeting of the Commissioners or Committee One of the Commissioners present shall be elected Chairman by the Majority of the Votes of the Commissioners present at such Meeting; and all Questions considered at any such Meeting shall be decided by the Votes of the Majority present, and if there be an equal Division of Votes, the Chairman, in addition to his own Vote as a Commissioner or Member of the Committee, shall have a casting Vote: Provided always, that if at any such Meeting there shall be an Equality of Votes in the Election of the Chairman, that One of the Commissioners having equal Number of Votes, whose Name would stand first if the Names of the Commissioners present were alphabetically arranged, shall be Chairman of such Meeting. Order of Business at Meetings of Commissioners and Committees.

XXI. And be it enacted, That no Resolution or other Act of the Commissioners shall be revoked or altered at any subsequent Meeting, unless such subsequent Meeting be called expressly for such Alteration or Revocation by Notice given Ten Days at least previous to the holding thereof, nor unless such Revocation or Alteration be determined upon by a Majority consisting of Two Thirds of the Commissioners present at such subsequent Meeting, if the Number of the Commissioners present at such subsequent Meeting be not greater than the Number present when such Resolution was made or such Act was done, or if the Number of Commissioners present at such subsequent Meeting be greater than the Number present at such former Meeting then by a simple Majority. No Resolution of Commissioners to be revoked at a subsequent Meeting, unless under certain Circumstances.

XXII. And be it enacted, That it shall be lawful for the Commissioners to enter into Contracts with any Persons for the Execution of any Works directed or authorized by this Act to be done by the Commissioners, and for furnishing any Materials for the same, or which may be required by the Commissioners; and every such Contract shall be in Writing, and shall specify the Works to be done, and the Materials to be furnished, and a Copy thereof shall be entered in a Book to be kept by the Clerk of the Commissioners for that Purpose. For what Contracts may be made;

XXIII. And be it enacted, That every such Contract shall be signed by any Three of the Commissioners and the other Parties thereto, and such Contracts shall be binding on the Commissioners, and Actions and Suits may be maintained thereon, and Damages and Costs recovered, by or against the Commissioners or the other Parties failing in the Execution thereof. how to be signed.

XXIV. And be it enacted, That during the Execution of any such Contract the Works in course of being done under such Contracts, and all the Materials of every Description brought upon or near such Works for the Purpose of being used in the Execution of such Contracts, shall, for the Purpose of protecting the same from Materials for Works contracted for to be considered the Property of the Commissioners.

Injury by Indictment as herein-after mentioned, be held to be the Property of such Commissioners.

Indictments
how to be
preferred.

XXV. And be it enacted, That it shall be lawful for the Commissioners, by their Clerk, to prefer any Bill of Indictment against any Person who shall steal, take, or carry away, deface or injure, any Property, Article, or Thing belonging to the Commissioners; and in any such Bill of Indictment it shall be sufficient to state generally the Property, Article, or Thing in respect of which such Bill of Indictment shall be preferred to be the Property of the Commissioners for executing this Act, without naming the Commissioners.

Commis-
sioners not to
be personally
liable.

Liability of
their Funds.

XXVI. And be it enacted, That nothing in any Deed or Contract by this Act authorized to be made by or on the Behalf of the Commissioners for any of the Purposes of this Act shall extend to charge or affect the Persons of any of the Commissioners, or their Heirs, Executors, or Administrators, or their or any of their own proper Lands or Goods, with or for the Performance of any thing contained in any such Instrument, but the Amount of all Damages, Costs, and Charges recovered in any Action or Suit in consequence of any such Instrument, or which any such Commissioner shall otherwise be put to by virtue of this Act, shall respectively be discharged out of the Monies to arise by virtue of this Act, or other the Goods and Chattels vested in the Commissioners by virtue of their Office, unless such Action or Suit, or any such Damages or Charges, have arisen in consequence of wilful Neglect or Default on the Part of the Commissioners incurring the same, or unless such Action or Suit have been defended without the Order or Direction of the Commissioners.

Actions or
Suits to be
brought in
the Name of
any Two
Commis-
sioners or
their Clerk.

XXVII. And be it enacted, That in all Actions and Suits in respect of any Matter or Thing relating to the Execution of this Act to be brought by or against the Commissioners, it shall be sufficient to state the Names of any Two of the Commissioners, or the Name of their Clerk, as the Party, Plaintiff or Defendant, representing the Commissioners in any such Action or Suit; and no such Action shall abate or be discontinued by the Death of any such Commissioner, or by the Death, Suspension, or Removal of such Clerk.

Execution
against Goods
of Commis-
sioners.

XXVIII. And be it enacted, That Executions upon every Judgment or Decree against the Commissioners in any such Action or Suit shall be executed against the Goods and Chattels belonging to the Commissioners by virtue of their Office.

Indemnity
to Commis-
sioners and
Clerk.

XXIX. And be it enacted, That every such Commissioner or Clerk in whose Name any such legal Proceedings shall be carried on, either as Plaintiff or Defendant, on behalf of the Commissioners, shall be reimbursed, out of the Monies which shall come into the Hands of the Treasurer of the Commissioners by virtue of his Office, all Damages, Costs, Charges, and Expences to which any such Commissioners or Clerk may be put, or with which he may become chargeable, by reason of being so made Plaintiff or Defendant; and

no such Commissioner or Clerk shall be personally liable for the Payment of the same, unless such Action or Suit have arisen in consequence of his own wilful Neglect or Default, or unless, if such Action have been brought by the Clerk or Two Commissioners or more as aforesaid, it have been so brought without the Order or Direction of the Commissioners.

XXX. And be it enacted, That the Commissioners shall cause Notes, Minutes, or Copies, as the Case may require, of all Appointments made or Contracts entered into by them, and of the Orders and Proceedings of all Meetings, as well ordinary as special, of the Commissioners and of the Committees, to be duly entered in Books to be from Time to Time provided for the Purpose, which shall be kept under the Superintendence of the Commissioners; and every such Entry shall be signed by the Chairman of the Meeting at which the Matter in respect of which such Entry is made was moved or discussed; and such Entry, so signed, shall be received as Evidence in all Courts, and before all Judges, Justices, and others, without Proof of such respective Meetings having been duly convened, or of the Persons making or entering such Orders or Proceedings being Commissioners or Members of Committee respectively, or of the Signature of the Chairman, all of which last-mentioned Matters shall be presumed; and all such Books shall at all reasonable Times be open to the Inspection of the Commissioners, and any of the Creditors or other Parties interested.

Proceedings to be entered in a Book, and be open for Inspection.

XXXI. And be it enacted, That the Commissioners shall from Time to Time appoint a Treasurer and Clerk, Collector, and such other Officers as they shall think fit, with such Salaries and Allowances as they think reasonable, and may remove such Clerk, Treasurer, Collector, and Officers, and appoint others in their Stead.

Commissioners to appoint Treasurer and other Officers.

XXXII. And be it enacted, That neither the Person who shall hold the Office of Clerk, nor the Partner of such Clerk, nor any Person in the Service or Employ of such Clerk or of his Partner, shall be eligible to be Treasurer; and that neither the Person who shall be the Treasurer, nor any Person in the Service or Employ of such Treasurer or of his Partner, shall be eligible to be the Clerk; and if any Person offend in any of the following Cases he shall forfeit One hundred Pounds; (that is to say,)

Offices of Clerk and Treasurer to be separate.

If any Person accept both the Offices of Clerk and Treasurer:

If any Person, being the Partner of such Clerk, or in the Service or Employ of such Clerk or of his Partner, accept the Office of Treasurer, or act as Deputy of or Assistant to the Treasurer, or in any Manner officiate for the Treasurer:

If any Person, being the Partner of such Treasurer, or in the Service or Employ of such Treasurer or of his Partner, accept the Office of Clerk, or act as Deputy of or Assistant to such Clerk, or in any Manner officiate for such Clerk:

If any such Clerk or Treasurer hold any Place of Profit or Trust under the Commissioners other than that of Clerk or Treasurer, as the Case may be:

Penalty.

And

And any Person may sue for such Penalty, either by Action of Debt or on the Case, in any of the Superior Courts, and shall on Recovery thereof be entitled to full Costs of Suit.

Officer taking
Fees to lose
his Office.

Penalty.

XXXIII. And be it enacted, That if any such Treasurer, Clerk, Collector, or other Officer employed by the Commissioners, exact, take, or accept, on account of any thing done by virtue of his Office or in relation to the Functions of the Commissioners, any Fee or Reward whatsoever, other than the Salaries, Rewards, or Allowances allowed by the Commissioners, or be in anywise concerned or interested in any Bargain or Contract made by the Commissioners, he shall be incapable of being afterwards employed by the Commissioners, and he shall forfeit Fifty Pounds to any Person who shall sue for the same as aforesaid.

Commissioners to take
Security from
all Officers
entrusted
with Money.

XXXIV. And be it enacted, That the Commissioners shall take from their Treasurer, and also from all other Officers in their Employ entrusted with the Receipt or Disbursement of Money, sufficient Security for the due Execution of their respective Offices, and for answering and paying, as the Commissioners shall from Time to Time require, all Sums of Money which shall be by them respectively received, and also for their giving and making respectively true Accounts in Writing from Time to Time, when required by the Commissioners so to do, of all Monies by them respectively received or collected for the Purposes of this Act, and when, of whom, and for what the same were so received or collected.

Officers to
account.

XXXV. And be it enacted, That every Officer appointed or employed by the Commissioners by virtue of this Act shall from Time to Time, when required by the Commissioners, make out and deliver to them, or to any Person appointed by them for that Purpose, a true and perfect Account, in Writing under his Hand, of all Monies received by him on behalf of the Commissioners; and such Account shall state how, and to whom, and for what Purpose such Monies have been disposed of; and, together with such Account, such Officers shall deliver the Vouchers and Receipts for such Payments; and every such Officer shall pay to the Commissioners, or to any Person appointed by them to receive the same, all Monies which shall appear to be owing from him upon the Balance of such Accounts.

Remedy
against Offi-
cers failing
to account.

XXXVI. And be it enacted, That if any such Officer shall fail to render such Accounts, or to produce and deliver up all the Vouchers and the Receipts relating to the same in his Possession or Power, or to pay the Balance thereof when thereunto required, or if for Three Days after being thereunto required he shall fail to deliver up to the Commissioners, or to any Person appointed by them to receive the same, all Papers and Writings, Property, Effects, Matters, and Things in his Possession or Power relating to the Execution of this Act, or belonging to the Commissioners, then, on Complaint thereof being made to any Justice acting within the Jurisdiction where such Officer may be found, such Justice shall, by Summons or Warrant under his Hand and Seal, cause such Officer to be brought before

Two or more Justices, or if such Officer cannot be found, then in his Absence such Justices may hear and determine the Matter in a summary Way, and may adjust and declare the Balance owing by such Officer; and if it appear, either upon Confession of such Officer, or upon Evidence, or upon Inspection of the Account, that any Monies of the Commissioners are in the Hands of such Officer, or owing by him to the Commissioners, such Justices may order such Officer to pay the same forthwith, and if he shall fail to pay the Amount it shall be lawful for such Justices to grant a Warrant to levy the same by Distress, or, in default thereof, to commit the Offender to Gaol, there to remain without Bail for any Time not exceeding Three Calendar Months; and in any of the following Cases, (that is to say,)

If such Officer do not appear before such Justices at the Time appointed; or

If such Officer appear, but fail to make out such Account in Writing; or

If such Officer refuse to produce and deliver to the Justices the several Vouchers and Receipts relating to such Account; or

If such Officer refuse to deliver up any Books, Papers, or Writings, Property, Effects, Matters, or Things, relating to the Execution of the Act, or belonging to the Commissioners, in his Possession or Power,

Such Justices may lawfully commit such Offender to Gaol; and in every such Case of Commitment the Prisoner shall remain in Custody, without Bail, until he have made out and delivered such Accounts, and delivered up the Vouchers and Receipts, if any, relating thereto, in his Possession or Power, and have delivered up such Books, Papers, Writings, Property, Effects, Matters, and Things, if any, in his Possession or Power.

XXXVII. And be it enacted, That no such Proceeding against or dealing with any such Officer as aforesaid shall deprive the Commissioners of any Remedy which they might otherwise have against any Surety of such Officer. Commitment not to discharge Sureties.

XXXVIII. And be it enacted, That the Commissioners shall cause a Book to be kept by their Clerk, in which such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received and expended for the Purposes of this Act, and of the several Matters for which such Sums of Money shall have been received or expended; and such Books shall at all seasonable Times be open to the Inspection of the Commissioners, and of every Creditor on the Rates by this Act authorized to be collected, without any Fee being demanded for such Inspection; and it shall be lawful for any of the Commissioners and Creditors, at seasonable Times, to take Copies of or Extracts from the said Book without paying any thing for the same; and if, on Request for that Purpose, the Clerk shall fail to permit any of the Commissioners or Creditors aforesaid to inspect such Book, or to take Copies or Extracts as aforesaid, such Clerk shall for each such Default forfeit a Sum not exceeding Five Pounds. Books of Account to be kept, and to be open for Inspection.

XXXIX. And be it enacted, That the Accounts of the Monies received and expended by the Commissioners shall be produced at Accounts to be settled and examined at
[Local.] 18 H the

the annual
Meeting;

to be final,
unless ap-
pealed from.

the First ordinary Meeting of the Commissioners which shall take place in *January* in every Year, or at some Adjournment thereof, at which Meeting it shall be lawful for all Persons interested to be present; and such Accounts shall be examined and settled by the Commissioners, and if the same shall be found just and true they shall be allowed by the Commissioners, and certified accordingly under the Hand of the Chairman of such Meeting; and after such Account shall have been so allowed and signed, the same shall be final in regard to all Persons whomsoever, unless an Appeal be prosecuted against such Accounts at One of the Two then next General Quarter Sessions of the Peace for the County of *Kent*, which Appeal it shall be lawful for any Person interested in such Account to institute and prosecute, Notice in Writing of such Appeal having been given to the Clerk of the Commissioners Fourteen Days at least before the hearing of any such Appeal, and Recognizance being forthwith entered into, with Two sufficient Sureties, before a Justice, conditioned duly to prosecute such Appeal, and to abide the Order of the Court thereon.

Statement of
Accounts to
be prepared,
and to be
open for
Inspection.

XL. Provided always, and be it enacted, That Ten Days at the least previously to such Examination and Settlement as aforesaid the Commissioners shall cause a full and true Statement and Account to be drawn out of all Rates levied, and of all Contracts entered into, and of all Monies received and expended, by virtue of this Act, during the preceding Year, and also of all Debts then owing by the Commissioners, and they shall allow such Statement and Account to remain for Inspection at the Office of the Commissioners; and every Creditor on the Rates by this Act authorized to be collected, or any Person acting on behalf of any such Creditor, may at all reasonable Times inspect such Statement and Account; and the Clerk shall, on Demand, furnish a Copy of the said Statement and Account, or any Part thereof, to every such Creditor, upon being paid at the Rate of Sixpence for every One hundred Words, and so in proportion for a less Number of Words; and Fourteen Days at the least previously to the Meeting for examining and settling such Accounts, the Commissioners shall give public Notice of such intended Meeting, stating in such Notice that the said Statement and Account are at the Office of the Commissioners ready for the Inspection of the Creditors.

Annual Ac-
count to be
prepared,
and a Copy
thereof
transmitted
to the Clerk
of the Peace.

XLI. And be it enacted, That the Commissioners shall every Year cause an annual Account in Abstract to be prepared, showing the total Receipt and Expenditure of all Funds levied by virtue of this Act for the Year ending the Thirty-first Day of *December* or some other convenient Day in each Year, under the several distinct Heads of Receipt and Expenditure, with a Statement of the Balance of such Account, duly audited and certified by the Clerk for the Time being of the Commissioners; and in such Account shall be set forth what Alteration, if any, shall have been made in any of the Rates made payable by this Act; and the Commissioners shall transmit a Copy of the said Account, free of Charge, to the Clerk of the Peace for the County of *Kent*, and to the Vestry Clerks of the respective Parishes of *Gravesend* and *Milton*, on or before the Thirty-first Day of *January* then next, which Accounts shall be open to the Inspection of the
Public

Public at all seasonable Hours, on Payment of the Sum of One Shilling for every such Inspection: Provided always, that if the Commissioners shall omit to prepare and transmit such Account as aforesaid they shall forfeit for every such Omission the Sum of Twenty Pounds.

XLII. And be it enacted, That there shall be yearly laid before each House of Parliament a true Copy of the Receipts and Application of the Sums of Money which shall be received by virtue of this Act. An Account to be laid before Parliament yearly.

XLIII. And be it enacted, That within Fourteen Days after such Account shall have been transmitted to the Vestry Clerks of the said respective Parishes the Commissioners shall, at the Request in Writing of any Justice, or of the Churchwardens or the Overseers of the said Parishes respectively, produce at the Town Hall of *Gravesend* all and every or any of the Documents, Bills, Receipts, and Vouchers that may be mentioned or referred to in, or that may in anywise relate to the Account so transmitted, to be by them the said Churchwardens and Overseers inspected and examined; and if the Commissioners shall neglect or refuse to produce all or any of the said Documents, Bills, Receipts, and Vouchers, for the Space of Two Days after Demand made thereof as aforesaid, then they shall be personally liable and pay for every such Neglect or Refusal the Sum of One hundred Pounds; and any Person may sue for such Penalty, either by Action of Debt or on the Case, in any of the Superior Courts, and shall on Recovery thereof be entitled to full Costs of Suit. Power to inspect Accounts.

XLIV. And be it enacted, That it shall be lawful for the Commissioners from Time to Time to borrow at Interest, on the Credit of the several Rates by this Act granted, and other Property vested in such Commissioners, any Sum of Money which shall not exceed the Sum of Fifty thousand Pounds, and, in the Event of any Part of such Sum of Money being repaid by the Commissioners, to re-borrow the same, and so *toties quoties*, but so nevertheless that there shall not be owing on the Security aforesaid any more than the Sum of Fifty thousand Pounds in the whole at any one Time; and for securing the Repayment of the Monies so borrowed, with Interest, the Commissioners, or any Three of them, may assign over the said Rates and Property, or any Part thereof, to the Person who shall advance or lend such Money, or his Trustees, as a Security for the Repayment of the Money so to be borrowed, together with Interest for the same. Power to borrow on Mortgage.

XLV. And be it enacted, That every such Assignment or Mortgage shall be by Deed duly stamped, in which the Consideration shall be truly stated; and every such Deed shall be under the Hands and Seals of Three of the Commissioners, and may be according to the Form in the Schedule (A.) to this Act annexed, or to the like Effect. Form of Mortgage.

XLVI. And be it enacted, That all Persons to whom such Mortgages or Assignments shall be made, or who shall be entitled to the Monies Mortgages to be without Preference.

Monies thereby secured, shall, in proportion to the Sums therein respectively mentioned, be Creditors on the said Rates equally one with another, without any Preference in respect of the Priority of advancing such Monies, or of the Dates of any such Assignments respectively.

Expences of
Mortgages.

XLVII. And be it enacted, That the Expences of every Assignment or Mortgage shall from Time to Time be defrayed by the Commissioners out of the Money raised by the same.

Register of
Mortgages to
be kept, and
to be open
for Inspec-
tion.

XLVIII. And be it enacted, That a Register of such Mortgages or Assignments shall be kept by the Clerk to the Commissioners, and within Fourteen Days after the Date of any such Mortgage or Assignment an Entry or Memorial of the Number and Date thereof, and of the Names of the Parties thereto, with their proper Additions, shall be made in such Register; and such Register may be perused at all reasonable Times, by any Person interested therein, without Fee or Reward.

Assignment
of Mortgages.

XLIX. And be it enacted, That from Time to Time any Party entitled to any such Mortgage or Assignment may transfer his Right and Interest therein to any other Person, by Deed duly stamped, wherein the Consideration shall be truly stated; and any such Transfer may be according to the Form in the Schedule (B.) to this Act annexed, or to the like Effect.

Register of
Transfers to
be kept.

L. And be it enacted, That within Thirty Days after the Date of every such Transfer it shall be produced to the Clerk to the Commissioners, and thereupon such Clerk shall cause an Entry or Memorial thereof to be made, in the same Manner as in the Case of the original Mortgage or Assignment, and for such Entry the Clerk may demand a Sum not exceeding Five Shillings; and after such Entry every such Transfer shall entitle the Transferee, his Executors, Administrators, or Assigns, to the full Benefit of the original Mortgage or Assignment in all respects; and no Party having made such Transfer shall have Power to make void, release, or discharge the Mortgage or Assignment so transferred, or any Money thereby secured.

Interest on
Mortgages
to be paid
half-yearly.

LI. And be it enacted, That, unless otherwise provided by any Mortgage or Assignment, the Interest of the Money borrowed upon every such Mortgage or Assignment shall be paid half-yearly to the several Parties entitled thereto.

Power to take
up Money
at a less Rate
of Interest.

LII. And be it enacted, That if the Commissioners can at any Time borrow or take up any Sums of Money for any of the Purposes of this Act at a lower Rate of Interest than any Securities given by them, and which shall then be in force, shall bear, then from Time to Time it shall be lawful for them to borrow such Sums of Money as they shall think proper, at such lower Rate as aforesaid, in order to pay off and discharge the Securities bearing such higher Rate of Interest, and to charge the Rates by this Act granted, and other Property vested in the Commissioners, or any Part thereof, with Payment of such Sum and such lower Rate of Interest, in such Manner

and subject to such Regulations as are herein contained with respect to other Monies borrowed on Mortgage.

LIII. And in order that no undue Preference may be given in paying off any Mortgages or Assignments, be it enacted, That when and as often as the Commissioners shall, under the Provisions of this Act, be enabled and think it expedient to pay off One or more out of the Number of such Mortgages upon which the same Rate of Interest shall be payable, or a Part of the Money secured on any such Mortgage, they shall cause the several Numbers of such Mortgages to be written upon distinct Slips of Paper of an equal Size, and all such Slips shall be rolled or folded up in a similar Form and put into a Box, and the Clerk to the Commissioners shall, in the Presence of Three or more of the Commissioners, draw separately out of the said Box One of the said Slips, and thereupon the Mortgage corresponding with the Number so drawn, or the Part of the Money due thereon so proposed to be paid off, shall accordingly be paid off by the Commissioners; and after every such Ballot the Commissioners shall cause a Notice, signed by their Clerk, to be given to the Person entitled to the Money to be paid off pursuant to such Ballot, and such Notice shall express the Principal Sum proposed to be paid off, and that the same will be paid, together with the Interest due thereon, at a Place to be specified in such Notice, at the Expiration of Six Months from the Date of giving such Notice; and at the Expiration of such Period the Interest of the Principal Money to be paid off shall cease, unless such Principal Money and Interest be not paid on Demand pursuant to such Notice, but such Principal Money, and the Interest thereof to the End of the said Six Months, shall nevertheless be payable on Demand.

Mode of
paying off
Mortgages.

LIV. And be it enacted, That all the Money which shall be raised on the Credit of the Rates hereby authorized to be levied shall be applied, in the first place, in paying the Expences of obtaining and passing this Act, or preparatory or incident thereto, and afterwards in erecting and maintaining the said Pier.

Application
of Monies to
be borrowed.

LV. And be it enacted, That it shall be lawful for the Commissioners from Time to Time to make such Bye Laws for regulating the carrying on of their Business and the Business of their Committees, and for the Government of the Officers, Servants, or other Persons in their Employ, as they shall think fit, and to repeal or alter any such Bye Laws as they shall think fit, so as no such Bye Law be contrary to the Laws of *England* or the Provisions of this Act, and so as the same be reduced into Writing, and signed by Three or more of the Commissioners.

Commission-
ers may make
Bye Laws to
govern them-
selves and
their Ser-
vants.

LVI. And be it enacted, That it shall be lawful for the Commissioners by such Bye Laws to impose such reasonable Forfeitures and Fines upon their Officers and Servants, or other Persons in their Employ, offending against the same, as they shall think fit, not exceeding Five Pounds for each Offence: Provided always, that such Bye Laws shall be so framed as to allow the Justices before whom any

Fines for
Breach of
such Bye
Laws.

[*Local.*]

18 I

Penalty

Penalty imposed thereby may be sought to be recovered to order the Whole or a Part only of such Penalty to be paid.

Service of
Notice on
Commis-
sioners.

LVII. And be it enacted, That any Summons, Notice, or Writ, or other Proceeding, at Law or in Equity, required to be served upon the Commissioners, may lawfully be served by delivering the same personally to the Clerk of the Commissioners, or to some Inmate at his usual Place of Abode, or by leaving the same at the Office of the Commissioners, or in case there be no Clerk, or his Place of Abode shall be unknown, then by delivering the same to any One Commissioner, or to some Inmate of the Place of Abode of any such Commissioner.

Authentica-
tion of No-
tices.

LVIII. And be it enacted, That every Summons, Demand, or Notice, or other such Document under this Act, may be in Writing or Print, or partly in Writing or Print; and if the same require Authentication by the Commissioners the Signature thereof by One Commissioner, or by the Clerk of the Commissioners, shall be a sufficient Authentication.

Release to
Witnesses.

LIX. And be it enacted, That in all legal Proceedings under this Act it shall be lawful for any Three or more of the Commissioners, by Order of the Commissioners, to grant general or other Releases, for the Purpose of qualifying any Person in the Service of the Commissioners to give Evidence as a Witness; and every such Release or Discharge shall be under the Hands and Seals of the Parties giving the same.

Tender of
Amends.

LX. And with respect to Actions brought in respect of any Proceeding under the Provisions of this Act, be it enacted, That, if before an Action be brought, any Party, having committed any Irregularity, Trespass, or other wrongful Proceeding in the Execution of this Act, or by virtue of any Power or Authority thereby given, make sufficient Tender of Satisfaction, the Plaintiff shall not recover in any Action brought on account of such Irregularity, Trespass, or other wrongful Proceeding; and if no such Tender shall have been made it shall be lawful for the Party offending, by Leave of the Court where such Action shall be pending, at any Time before Issue joined, to pay into Court such Sum of Money as he shall think fit, and thereupon such Proceedings shall be had as in other Cases where Defendants are allowed to pay Money into Court.

Power to
purchase
Lands.

LXI. And be it enacted, That, subject to the Provisions of this Act, it shall be lawful for the Commissioners to agree with the Owners of any Lands hereby authorized to be purchased for the Purposes of the Pier for the absolute Purchase, for a Consideration in Money, of any such Lands, and of all subsisting Leases therein, and of all Rent-charges, Annuities, Mortgages, or Incumbrances affecting any such Lands, and all other Estates or Interests in such Lands, of what Kind soever.

Parties under
Disability
enabled to
sell and
convey.

LXII. And be it enacted, That it shall be lawful for all or any of the following Parties, being seised, possessed of, or entitled to any such Lands, or any such Estate or Interest therein as aforesaid, to
1
sell

sell and dispose and convey or release the same to the Commissioners, and to enter into all necessary Agreements for that Purpose; (that is to say,) all Corporations, Tenants for Life or in Tail, or for any other partial or qualified Estate or Interest, married Women seised in their own Right, or entitled to Dower, Guardians, Committees of Lunatics and Idiots, Trustees or Feoffees in Trust for charitable or other Purposes, Executors and Administrators; and the Power so to sell and convey as aforesaid may lawfully be exercised by all such Parties, not only on behalf of themselves, and their respective Heirs, Executors, Administrators, and Successors, but also for and on behalf of every Person entitled in Reversion, Remainder, or Expectancy after them, if incapacitated, unborn, or not to be found, and as to such married Women as if they were sole, and as to such Guardians on behalf of their Wards, and as to such Committees on behalf of the Lunatics and Idiots of whom they are the Committees respectively, and that to the same Extent as such Wives, Wards, Lunatics, and Idiots respectively could have exercised the same Power under the Authority of this Act if they had respectively been under no Disability, and as to such Trustees, Executors, and Administrators, on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Femes Covert, or other Persons, and that to the same Extent as such Cestuique Trusts respectively could have exercised the same Powers under the Authority of this Act if they had respectively been under no Disability.

LXIII. And be it enacted, That the Consideration to be paid for the Purchase of any such Lands, or for any Damage done thereto, shall be in a gross Sum. Consideration to be a gross Sum.

LXIV. And be it enacted, That the Owners of any such Lands, or of any such Estate or Interest therein as aforesaid, and all Parties by this Act enabled to convey any such Lands, may agree to accept, and, subject to the Restrictions in this Act contained as to the Payment thereof, may accept, Satisfaction for the Value of such Lands, or any Interest therein to which such Party shall be entitled; and in addition to Compensation for the Value of such Lands, or of the Interest therein to be so conveyed, such Parties shall be entitled to and may in like Manner accept Compensation for any Damage by them sustained by reason of the severing or dividing of such Lands, or otherwise owing to the Exercise of the Powers of this Act. Acceptance of Compensation for Price of or Damage to Lands.

LXV. And with respect to the Consideration Money to be paid for any Lands to be purchased from any Party under any Disability or Incapacity, and not having Power to sell or convey except under the Provisions in this Act contained, and the Compensation Money to be paid for any permanent Damage or Injury to any such Lands, be it enacted, That such Consideration Money or Compensation shall not be less than shall be determined by the Valuation of Two able practical Surveyors, one of whom shall be nominated by the Commissioners, and the other by the other Party, and if such Two Surveyors cannot agree in the Valuation, then by such Third Surveyor as any Two Justices shall for that Purpose nominate; and each of such Two Surveyors, if they agree, or if not, then the Surveyor nominated. Amount of Compensation to be ascertained by Valuation in case of Parties under Disability.

nominated by the said Justices, shall annex to the Valuation a Declaration of the Correctness thereof.

Form of
Conveyances.

LXVI. And be it enacted, That all Conveyances of Lands so to be purchased as aforesaid may be according to the Form in the Schedule (C.) to this Act annexed, or as near thereto as the Circumstances of the Case will admit; and all such Conveyances shall be effectual to vest the Lands thereby conveyed in the Commissioners, and shall operate to merge all Terms of Years attendant by express Declaration or by Construction of Law on the Estate or Interest so thereby conveyed, and to bar and to destroy all such Estates Tail, and all other Estates, Rights, Titles, Remainders, Reversions, Limitations, Trusts, and Interests whatsoever of and in the Lands comprised in such Conveyances as shall have been purchased or compensated for by the Consideration therein mentioned; but although Terms of Years be thereby merged they shall in Equity afford the same Protection as if they had been kept on foot, and assigned to a Trustee for the Commissioners to attend the Reversion and Inheritance.

Purchase
Money pay-
able to Parties
under Dis-
ability,
amounting to
200*l.*, to be
deposited in
the Bank of
England.

LXVII. And for the Purpose of providing for the Deposit and Application of the Purchase Money or Compensation to be paid in respect of any such Lands which may belong to Parties under Disability, be it enacted, That if any such Purchase Money or Compensation shall be payable in respect of any such Lands, or any Interest therein, which any Corporation, Tenant for Life, or for any other partial or qualified Interest, married Woman seised in her own Right or entitled to Dower, Guardian, Committee of Lunatic or Idiot, Trustee, Executor, or Administrator, or Person under any Disability, shall be entitled unto, and shall, under the Powers of this Act, be enabled to convey or dispose of, the same shall, if it amount to or exceed the Sum of Two hundred Pounds, be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there *ex parte* "The Commissioners of the *Gravesend* Terrace Pier," pursuant to the Method prescribed by an Act of the Twelfth Year of the Reign of His Majesty King George the First, intituled *An Act for the better securing the Monies and Effects of the Suitors of the Court of Chancery, and to prevent the counterfeiting of East India Bonds and Indorsements thereon, as likewise Indorsements on South Sea Bonds*, and pursuant to the General Rules and Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of the Reign of His Majesty King George the Second, intituled *An Act to empower the High Court of Chancery to lay out on proper Securities any Monies, not exceeding a Sum therein limited, out of the common and general Cash in the Bank of England belonging to the Suitors of the said Court, for the Ease of the said Suitors, by applying the Interest therefrom for answering the Charges of the Office of the Accountant General of the said Court*; and such Monies shall remain so deposited until the same be applied to some One or more of the following Purposes; (that is to say,)

12 G.1. c.32.

12 G.2. c.24.

Application
of Monies
deposited.

In the Purchase or Redemption of the Land Tax, or the Discharge of any Debt or Incumbrance affecting the Land in respect of which

which such Money shall have been paid, or affecting other Lands settled therewith to the same or the like Uses, Trusts, or Purposes; or

In the Purchase of other Lands to be conveyed, limited, and settled upon the like Uses, Trusts, and Purposes, and in the same Manner, as the Lands in respect of which such Money shall have been paid stood settled; or

If such Monies shall be paid in respect of any Buildings taken under the Authority of this Act, in replacing such Buildings, or substituting others in their Stead, in such Manner as the Court of Chancery shall direct; or

In Payment to any Party becoming absolutely entitled to such Money.

LXVIII. And be it enacted, That such Money may be so applied as aforesaid upon an Order of the Court of Chancery, made on the Petition of the Party who would have been entitled to the Rents and Profits of the Lands in respect of which such Money shall have been deposited; and until the Money can be so applied it may, upon the like Order, be invested by the said Accountant General in the Purchase of Three *per Centum* Consolidated or Three *per Centum* Reduced Bank Annuities, or in Government or Real Securities; and until such Annuities or Securities shall be ordered to be sold or converted into Money for the Purposes aforesaid, the Interest, Dividends, and annual Proceeds thereof shall from Time to Time be paid to the Party who would for the Time being have been entitled to the Rents and Profits of the Lands; and the Order for such Investment and Application of the Interest, Dividends, and annual Proceeds thereof may be made on the like Petition. Order for Application.

LXIX. And with respect to any such Purchase Money or Compensation which shall not amount to the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, be it enacted, That the same shall either be paid into the Bank of *England*, and applied in the Manner herein-before directed with respect to Sums amounting to or exceeding Two hundred Pounds, or the same may lawfully be paid to Two Trustees to be nominated by the Parties entitled to the Rents or Profits of the Lands in respect whereof the same shall be payable, such Nomination to be signified by Writing under the Hands of the Parties so entitled; and in case of the Cover-
ture, Infancy, Lunacy, or other Incapacity of the Parties entitled to such Monies, such Nomination may lawfully be made by their respective Husbands, Guardians, Committees, or Trustees; but such last-mentioned Application of the Monies shall not be made unless the Commissioners approve thereof, and of the Trustees named for the Purpose, such Approval to be signified in Writing under the Hands of any Three or more of them; and the Money so paid to such Trustees, and the Produce arising therefrom, shall be by such Trustees applied in the Manner herein-before directed with respect to Money paid into the Bank of *England*, but it shall not be necessary to obtain any Order of the Court for that Purpose. Sums from 20*l.* to 200*l.* to be deposited, or invested in Trustees.

Sums not ex-
ceeding 20l.
to be paid to
Parties.

LXX. And with respect to any such Money which shall not exceed the Sum of Twenty Pounds, be it enacted, That the same shall be paid to the Parties who would for the Time being have been entitled to the Rents and Profits of the Lands in respect whereof the same shall be payable, for their own Use and Benefit; or in case of the Coverture, Infancy, Idiocy, Lunacy, or other Incapacity of any such Parties, then such Money shall be paid, for their Use, to the respective Husbands, Guardians, Committees, or Trustees of such Person.

Application
of Monies so
deposited.

LXXI. And be it enacted, That upon the Application by Petition of any Party making Claim to the Money so deposited as last aforesaid, or any Part thereof, or to the Lands purchased by the Commissioners, or any Part thereof, or any Interest in the same, the said Court of Chancery may, in a summary Way, as to such Court shall seem fit, order such Money to be laid out or invested in the Public Funds, or may order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estates, Titles, or Interests of the Parties making Claim to such Money or Lands, or any Part thereof, and may make such other Order in the Premises as to such Court shall seem fit.

Court of
Chancery
may direct
Investment
or Payment
of Money in
respect of
Leases for
Lives, Years,
&c., or Re-
versions, as
they may
think just.

LXXII. Provided always, and be it enacted, That where any Purchase Money or Compensation paid into the Court of Chancery under the Provisions of this Act shall have been paid in respect of any Lease for Lives or Years, or any Estate in Lands less than the whole Fee Simple thereof, or of any Reversion dependent on any such Lease or Estate, it shall be lawful for the Court of Chancery, on the Petition of any Party interested in such Money, to order that the same shall be laid out, invested, accumulated, and paid in such Manner as the said Court may consider will give to the Parties interested in such Money the same Benefit therefrom as they might have legally had from the Lease, Estate, or Reversion in respect of which such Money shall have been paid, or as near thereto as may be.

Party in
possession
deemed to be
the Owner.

LXXIII. And be it enacted, That if any Question arise respecting the Title to the Lands in respect whereof such Monies shall have been so paid or deposited as aforesaid, the Parties respectively in possession or receipt of the Rents of such Lands at the Time of such Lands being purchased or taken shall be deemed to have been lawfully entitled to such Lands, until the contrary be shown to the Satisfaction of the Court; and unless the contrary be shown as aforesaid the Parties so in possession and all Parties claiming under them or consistently with their possession, shall be deemed entitled to the Money so deposited, and to the Dividends or Interest of the Annuities or Securities purchased therewith, and the same shall be paid and applied accordingly.

Costs in Cases
of Money
deposited.

LXXIV. And with respect to Costs in Cases of Monies deposited in the Bank of *England*, be it enacted, That the Court of Chancery may in all such Cases (except where Monies shall have been so deposited

deposited by reason of the wilful Refusal of any Party entitled thereto to receive the same, or to convey or release the Lands in respect whereof the same shall be payable,) order the Costs of the following Matters, including therein all reasonable Charges and Expences incident thereto, to be paid by the Commissioners; (that is to say,) the Costs of the Purchase or of the taking or using of the Lands, or which shall have been incurred in consequence thereof, other than such Costs as are herein otherwise provided for; and the Costs of the Investment of such Monies in Government or Real Securities, and of the Reinvestment thereof, or of the Government or Real Securities purchased therewith, in the Purchase of other Lands; and also the Costs of obtaining the proper Orders for any of the Purposes aforesaid, and of the Orders for the Payment of the Dividends and Interest of the Government or Real Securities upon which such Monies shall be invested, and for the Payment out of Court of the Principal of such Monies, or of the Government or Real Securities whereon the same shall be invested, and of all other Proceedings relating thereto, except such as are occasioned by Litigation between adverse Claimants.

LXXV. And be it enacted, That the Commissioners shall not enter upon any Lands which shall be required to be purchased or permanently used for the Purposes of this Act, until they shall either have paid to every Party having any Interest in such Lands, or deposited in the Bank of *England*, in the Manner herein mentioned, the Purchase Money or Compensation agreed or awarded to be paid to such Parties respectively for their respective Interests therein: Provided always, that, for the Purpose merely of surveying and taking Levels of such Lands, it shall be lawful for the Commissioners to enter upon the same without the previous Consent of the Owners, making Compensation for any Damage thereby occasioned to the Owners or Occupiers of such Lands.

Payment of Price to be made previous to Entry, except to survey, &c.

LXXVI. And be it enacted, That if the Commissioners or any of their Contractors shall wilfully enter upon and take possession of any Lands which shall be required to be purchased or permanently used for the Purposes of this Act, or without having made such Payment or Deposit as aforesaid, the Commissioners shall forfeit to the Party in possession of such Lands the Sum of Ten Pounds, over and above the Amount of any Damage done to such Lands by reason of such Entry and taking possession as aforesaid, such Penalty and Damage respectively to be recovered before Two Justices; and if the Commissioners or their Contractors shall, after Conviction in such Penalty as aforesaid, or after Notice from the Party in possession of such Lands, continue in unlawful Possession of any such Lands, the Commissioners shall be liable to forfeit the Sum of Twenty-five Pounds for every Day they or their Contractors shall so remain in possession as aforesaid, such Penalty to be recoverable by the Party in possession of such Lands, with full Costs of Suit, in any of the Superior Courts: Provided always, that nothing herein contained shall be held to subject the Commissioners to the Payment of any such Penalties as aforesaid if they shall, *bond fide*, and without Collusion, have paid or deposited the Compensation agreed to be paid in respect of the said Lands

Penalty on Commissioners entering upon Lands before Payment of the Purchase Money.

Lands to any Person whom the Commissioners may have reasonably believed to be entitled thereto, although such Person may not have been legally entitled thereto.

Decision of Justices not conclusive as to Commissioners Right.

LXXVII. And be it enacted, That on the Trial of any Action for any such Penalty as aforesaid the Decision of the Justices under the Provisions herein-before contained shall not be held conclusive as to the Right of Entry on any such Lands by the Commissioners.

Power to purchase additional Land.

LXXVIII. And be it enacted, That for any of the Purposes of the Act it shall be lawful for the Commissioners, in addition to the Lands authorized to be purchased by them as aforesaid, to contract with any Party willing to sell the same for the Purchase of any additional Land adjoining or near to the Pier, not exceeding in the whole One Acre; and it shall be lawful for all Parties who, under the Provisions herein-before contained, would be enabled to sell and convey Lands required for the Pier, to sell and convey such additional Lands.

Land Tax to be made good.

LXXIX. And for the Purpose of providing against Deficiencies in the Assessments for Land Tax occasioned by the Construction of the Works in the Parish wherein the same, or any Part thereof, may be situate, be it enacted, That if the Commissioners become possessed by virtue of this Act of any Lands charged with the Land Tax, the Commissioners shall from Time to Time, until the Works shall be completed and assessed to such Land Tax, be liable to make good the Deficiency in the several Assessments for Land Tax arising within such Parish by reason of such Lands having been taken or used for the Purposes of the Works; and such Deficiency shall be computed according to the Rental at which such Lands, with any Buildings thereon, were valued or rated at the Time of the passing of this Act; and on Demand of such Deficiency the Treasurer of the Commissioners shall pay all such Deficiencies to the Collector of the said Assessments; nevertheless, if at any Time the Commissioners think fit to redeem such Land Tax, they may do so in accordance with the Powers in that Behalf given by the Acts for the Redemption of the Land Tax.

Plans and Sections deposited with Clerk of the Peace to be open to Inspection.

LXXX. And whereas Plans and Sections describing the Line, Level, and Situation of the Pier and Approaches, and of the Lands upon or through which the same are intended to be made, and a Book of Reference containing a List of the Owners, Lessees, and Occupiers of such Land, have been deposited with the Clerk of the Peace of the County of *Kent*; be it enacted, That the Clerk of the Peace of the County of *Kent* for the Time being shall keep the said Plans, Sections, and Book of Reference, and shall permit all Persons to inspect the same at seasonable Times, and shall make out Copies or Extracts therefrom for all Persons requiring the same, on being paid One Shilling for every such Inspection, and after the Rate of Sixpence for every One hundred Words of any such Copy or Extract; and a Copy or Extract from any such Plan, Section, or Book of Reference, certified by the said Clerk of the Peace, shall be received in Evidence in all Courts of Justice.

LXXXI. And

LXXXI. And for the Purpose of making Provision for correcting any Omission, Mis-statement, or erroneous Description of any Lands, or of the Owners, Lessees, or Occupiers of any Lands, described on the said Plans or in the said Book of Reference, be it enacted, That the Correction of any such Matter may be referred by the Commissioners to the Determination of Two Justices, and if it shall appear to such Justices that such Omission, Mis-statement, or erroneous Description arose from Mistake, they shall certify the same accordingly, and they shall in such Certificate state the Particulars of any such Omission, and in what respect any such Matter shall have been mis-stated or erroneously described; and such Certificate shall be deposited with the Clerk of the Peace of the said County, and a Copy or Extract thereof with the Clerk of the Parish in which the Lands affected thereby shall be situate; and such Certificate and such Extract or Copy respectively shall be kept by such Clerk of the Peace and Clerk of the Parish respectively along with the Documents to which they relate, and thereupon such Documents shall be deemed to be corrected according to such Certificate, and it shall be lawful for the Commissioners to make the Pier in accordance with such Certificate.

Errors and
Omissions to
be corrected.

LXXXII. And be it enacted, That true Copies of such Plans and Book of Reference, or of any Correction thereof, or Extract therefrom, certified by such Clerk of the Peace, shall be received in all Courts of Justice or elsewhere as Evidence of the Contents thereof.

Copies of
Plans to be
Evidence.

LXXXIII. And be it enacted, That, subject to the Provisions and Restrictions contained in this Act, it shall be lawful for the Commissioners, upon the Lands and Water described in the said Plans or mentioned in the said Book of Reference, and according to the Provisions herein contained, to erect a Pier or Landing Place, with suitable and necessary Approaches thereto, and such other Works for the Purposes of the same as they may deem expedient (except as herein provided to the contrary), and from Time to Time to maintain the same Pier or Landing Place, Approaches and Works, and Land adjacent thereto which may become vested in the Commissioners under the Provisions of this Act: Provided always, that as soon as the Pier shall have been erected and fit for the Reception of Passengers the Commissioners shall, within Two Months, remove the temporary Works now used as a Pier; and in case the Commissioners shall not, within Thirty Days next after Notice in Writing for that Purpose, signed by the Town Clerk for the Time being of the City of *London*, shall have been left at the Office of the Commissioners, out of the Monies to be received by virtue of this Act, cause the said temporary Works now used as a Pier to be removed, it shall be lawful for the said Mayor, Aldermen, and Commons, or the said Lord Mayor, to employ other Persons to remove the same; and the Commissioners shall, on Demand, pay to the said Mayor and Commonalty and Citizens all Costs occasioned by the Removal thereof, and the same may be recovered from the Commissioners by Action of Debt in any of the Superior Courts.

Commission-
ers to erect
a Pier, &c.

Not to deviate from Section, nor more than Ten Yards from Plan.

LXXXIV. And be it enacted, That the Commissioners in making the said Pier shall not deviate from the said Section, nor to any greater Extent than Ten Yards from the Line described in the said Plans as the Site of the Pier or the Line of any Approach thereto, and no Deviation shall extend beyond the Limits of Deviation marked in the said Plans, nor into the Lands of any Person not mentioned in the Book of Reference, without his previous Consent in Writing, unless the Name of such Person shall have been omitted by Mistake, and the Fact that such Omission proceeded from Mistake shall have been certified in manner herein-before provided: Provided always, that no such Deviation of Ten Yards shall be made into the River *Thames*, so far as respects the said Pier or the Embankment connected therewith, and that, subject to the Restrictions herein-before contained, the Pier shall be constructed according to the Plan deposited with the Town Clerk of the City of *London*.

Commissioners not to interfere with Bed of the River.

LXXXV. And be it enacted, That nothing in this Act contained shall authorize or empower the Commissioners to embank, encroach upon, or interfere with any Part of the Soil or Bed of the said River, or the Shore thereof, except so far as is herein-before mentioned.

Pier to be completed in Three Years.

LXXXVI. And be it enacted, That after the Expiration of Three Years from the passing of this Act all the Powers hereby granted to the Commissioners for erecting the Pier, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the same as shall then be completed, and except such Powers as shall hereby be declared to be continued for a longer Period.

Houses, &c. not to be built on Land purchased by the Commissioners.

LXXXVII. And whereas the Land on which the Pier is proposed to be erected was conveyed by Indentures of Lease and Release, bearing Date the Twenty-ninth and Thirtieth Days of *April* One thousand eight hundred and thirty-five, made between His most Excellent Majesty King *William* the Fourth of the First Part, the principal Officers of His Majesty's Ordnance of the Second Part, and *Robert Pierce Cruden, John Smith, Robert Coles Arnold, and John Matthews*, therein described, of the Third Part, on certain Conditions, and particularly that the said Land should for ever after be used as and for public Gardens, public Baths, Esplanade, and public Landing Place, and not otherwise, and that no other Houses, Warehouses, Coach-houses, Stables, or other Buildings whatsoever should at any Time thereafter be erected or built thereon, or on any Part thereof, without the Consent of the principal Officers of the Ordnance for the Time being; be it therefore enacted, That it shall not be lawful for the Commissioners, on any Portion of the said Land, or on any other Land which may be purchased by them under the Authority of this Act, to erect or build, or permit or suffer to be erected or built, any House, Warehouse, Coach-house, Stable, or other Building whatsoever, other than and except such Erections as shall be necessary for converting and using the same Land into and for the Purposes of public Gardens, public Baths, Esplanade, and public Landing Place.

LXXXVIII. And

LXXXVIII. And be it enacted, That in case at any Time there shall be any Accumulation of Mud or Dirt adjoining to the Pier, occasioned thereby, which shall appear to the Mayor, Aldermen, and Commons of the City of *London* in Common Council assembled, or to the Lord Mayor for the Time being as Conservator of the said River *Thames*, to be injurious to the Navigation of the said River, or to obstruct the Access by Water to any of the adjacent Wharfs or Premises, then and in every such Case the Commissioners shall, within Thirty Days next after Notice in Writing for that Purpose, signed by the Town Clerk for the Time being of the said City of *London*, shall have been left at the Office of the Commissioners, out of the Monies to be received by virtue of this Act, cause the said Mud or Dirt to be taken away and effectually removed; and in case the Commissioners shall neglect or refuse to cause the said Mud or Dirt to be removed effectually, it shall be lawful for the said Mayor, Aldermen, and Commons, or the said Lord Mayor, to employ other Persons to take away and remove the same, or any other Mud or Dirt that may be there accumulated; and the Commissioners shall, on Demand, pay to the said Mayor and Commonalty and Citizens all Costs occasioned by the Removal thereof, and the same may be recovered from the Commissioners by Action of Debt in any of the Superior Courts.

Any Accumulation of Mud to be removed within Thirty Days after Notice.

LXXXIX. And be it enacted, That it shall be lawful for the Commissioners daily to appoint and employ any Number of Persons (being on the Twenty-eighth Day of *June* One thousand eight hundred and thirty-three free Watermen, or the Apprentices of the Widows of free Watermen, actually resident at *Gravesend* and *Milton next Gravesend* aforesaid, and being Parishioners of the said Parishes, or either of them,) as may be necessary for the Purpose of aiding and assisting Vessels passing near or coming to and departing from the Pier, as well by Night as by Day, for watching, cleansing, and superintending the Pier, and preventing Obstructions and Annoyances thereon, and for effectually cleansing from Time to Time the Shore adjoining or near to the Pier, so as to prevent any Accumulation of Mud injurious thereto, and otherwise for the more effectually carrying into effect the several Purposes of this Act, and from Time to Time daily to remove all or any such Persons, and appoint and employ other such resident Watermen in their Stead, in such Manner as the Commissioners shall think fit, and out of the Rates to be received by virtue of this Act to pay such Wages and Allowances to such Persons so employed as the Commissioners may think just and proper: Provided always, that if the said resident Watermen shall refuse or neglect such Employ, or if at any Time there shall not be a sufficient Number of them for the Purposes aforesaid, then and in either of such Cases it shall and may be lawful for the Commissioners to appoint, employ, and pay, for the Purposes aforesaid, any other Person or Persons they may think fit: Provided also, that no Person so appointed or employed shall by such Appointment or Employment be authorized to act in any Manner as a Pilot, contrary to the Provisions of an Act passed in the Sixth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for the Amendment of the Laws respecting Pilots*

Power to employ Watermen to assist Vessels on Arrival and Departure, &c.

6 G. 4. c.125.

Pilots and Pilotage, and also for the better Preservation of Floating Lights, Buoys, and Beacons.

Regulating
Allowance to
Watermen
for Employ-
ment.

3 & 4 W. 4.
c. 101.

XC. Provided always, and be it enacted, That such Wages and Allowances shall not exceed the Sum of Twenty-one Shillings *per* Week for every such free Waterman or Apprentice who shall be so employed, and shall not exceed in the whole One Moiety or Half Part of the additional personal Toll or Sum of Money received for and in respect of each Passenger who shall land from or embark in any Vessel at or from the Pier; and that such Sum of Money shall be paid to such Persons or Parties, as Trustees for the said free Watermen and Apprentices, as shall be the Trustees for the said free Watermen and Apprentices for the Purposes of an Act passed in the Session of the Third and Fourth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for amending an Act passed in the Ninth Year of the Reign of His late Majesty King George the Fourth, intituled 'An Act for rebuilding, or for improving, regulating, and maintaining, the Town Quay of Gravesend in the County of Kent, and the Landing Place belonging thereto,' and for building a Pier or Jetty adjoining thereto;* and that the Turns of such free Watermen and Apprentices to be employed on or about the Pier as aforesaid shall be regulated in the same Manner as the Turns of free Watermen and Apprentices for Employment under such last-mentioned Act are regulated.

Light to be
exhibited at
the Head of
the Pier.

XCI. And be it enacted, That as soon as the said Pier shall be erected the Commissioners shall, by and under the Direction of the Corporation of *Trinity House* of *Deptford Strond*, out of the Monies to be received under and by virtue of this Act, erect and set up, and for ever thereafter maintain and exhibit and keep burning, from Sunset to Sunrise, a good and sufficient Light at the Head or Entrance of the Pier: Provided always, that nothing herein contained shall extend or be construed to extend to authorize or empower the Commissioners to exhibit or alter any such Light without having from Time to Time first obtained the Sanction in Writing of the said Corporation of *Trinity House* as to the Description and Power of any such Light, and the Mode of exhibiting the same.

Bell to be set
up on Pier, to
give Notice
of Time for
Vessels
starting.

XCII. And be it enacted, That the Commissioners shall set up and maintain a proper Bell on such Part of the Pier as they shall think fit for the Purposes herein-after mentioned, and shall cause the said Bell to be kept in good and sufficient Repair, and shall appoint a proper Officer to ring the said Bell at the Hours previously announced for the Departure of Steam Packets; and if the Commissioners shall neglect to provide or maintain such Bell, or to appoint such Officer, they shall personally forfeit and pay for every such Offence any Sum not exceeding Twenty Pounds.

Officer to
ring Bell at
Time ap-
pointed,

XCIII. And be it enacted, That the Officer so appointed as aforesaid shall give his constant Attendance at the Hour of Departure for Steam Packets, and such Officer shall ring the Bell to be provided as aforesaid for Five Minutes, to give Notice to the Master or other Person

Person having the Command of such Steam Packet to put off and set forward; and every Officer who shall neglect to ring the said Bell at the Time aforesaid shall for every such Offence forfeit any Sum not exceeding Twenty Shillings.

XCIV. And be it enacted, That if after the ringing of such Bell as aforesaid any such Steam Packet shall not immediately depart beyond the said Parishes of *Gravesend* and *Milton* and opposite thereto, the Master or other Person having Command of such Steam Packet shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty if
Packets do
not start after
ringing of
the Bell.

XCV. And be it enacted, That when and so soon as the Pier shall be completed, or so far formed that Passengers are able to embark or land from or at the same, every Person who shall land from or embark in any Vessel at or from the Pier, and every Person who shall be on or use the Pier, shall pay to the Commissioners, in respect of every such landing or Embarkation, and of every Time of entering or coming upon the Pier, such Sum or Sums as the Commissioners shall appoint, not exceeding the Sum mentioned in the Schedule (D.) and set down in Figures against the Words applicable to such landing, Embarkation, or walking.

Rates on
Passengers.

XCVI. And be it enacted, That when and so soon as the Pier shall be completed, or so far formed that Vessels can lade and unlade thereat, it shall be lawful for the Commissioners to demand and receive, for all Articles, Goods, or Things in the Schedule (D.) to this Act mentioned, which shall be shipped or unshipped, received or delivered, from or upon the Pier, any Sums not exceeding the several Rates in the said Schedule (D.) specified.

Rates on
Goods
shipped or
unshipped
at the Pier.

XCVII. Provided always, and be it enacted, That the several Rates authorized to be taken by this Act shall at all Times be charged equally, and after the same Rate in respect of the same Description of Passengers and Goods.

Rates to be
charged
equally.

XCVIII. And be it enacted, That all Rates shall be paid to such Persons and in such Manner as the Commissioners shall appoint; and the Money payable by or in respect of Passengers shall, if the Commissioners shall so direct, be collected and received by the Master or other Person having the Command of the Vessel carrying such Passengers before the Departure of such Passengers from on board such Vessel, and shall be by such Master or other Person, with all convenient Speed, paid over to the Collector or other Person to be appointed for that Purpose.

Collection of
Rates.

XCIX. And be it enacted, That if the Commissioners shall direct the Money payable by or in respect of Passengers to be collected and received by the Master or other Person having the Command of any Vessel as aforesaid, they shall allow to such Master or other Person at and after the Rate of One Shilling in the Pound upon the Amount of the aforesaid Money payable by or in respect of Passengers by such Master received and duly accounted for.

Allowance to
Master on
account of
Money re-
ceived.

Recovery of
Rates by Dis-
tress of Ship
and Tackle.

C. And be it enacted, That if any Master or other Person having Command of any Vessel in respect of which any Rates shall be payable to the Commissioners shall refuse or neglect to pay the same, then it shall be lawful for the Person appointed by the Commissioners to collect such Rates, with such Assistance as he may deem necessary, to go on board of such Vessel and demand such Rates, and on Nonpayment thereof, or any Part thereof, to take and distrain such Vessel, and all the Tackle, Apparel, and Furniture belonging thereto, or any Part thereof, and to detain such Distress until the Rates shall be paid; and in case any of the said Rates shall remain unpaid for the Space of Fourteen Days next after any Distress so made, then it shall be lawful for the said Collector to cause such Distress to be appraised by Two or more Sworn Appraisers, and afterwards to sell the Distress, and therewith to satisfy the Rates so unpaid, and all the Expences of taking, keeping, appraising, and selling such Distress, rendering the Overplus (if any) to the Master or other Person having the Command of such Vessel, upon Demand, or it shall be lawful for the Commissioners to recover such Rates from the Master or other Person liable to pay them by Action in any of the Superior Courts.

Masters of
Vessels to
give an Ac-
count to Col-
lectors of
Number of
Passengers,
&c.

CI. And be it enacted, That every Master or other Person having Command of any Vessel shall, if the Commissioners shall so direct, give a just and true Account in Writing, signed by him, to the Collector of the Rates, or other Officer or Person to be appointed for that Purpose, of the Number of Passengers which shall have been carried in such Vessel from or to the Pier; and in case any such Master or other Person shall neglect or refuse, on Demand, to give such Account, or shall give a false Account, or shall in any other Manner evade the Payment of any such Rates, he shall forfeit to the Commissioners, for the Purposes of this Act, any Sum not exceeding Five Pounds for every Passenger not included in such Account, or in respect of whom the Payment of any such Rate shall be evaded, over and above the respective Rates due and payable.

Disputes
concerning
Rates and
Distress to
be settled by
a Justice.

CII. And be it enacted, That if any Dispute shall arise concerning the Amount of any Rates due or the Charges occasioned by any Distress to be taken by virtue of this Act, it shall be lawful for the Person distraining to detain such Distress until the Amount of the Rates due or the Charges of such Distress (as the Case may be) shall be ascertained by some Justice of the Peace, who, upon Application made to him for that Purpose, shall determine the Amount of the Rates due, and award such Costs to be paid by either of the Parties to the other of them as he shall think reasonable; and such Costs, if not paid on Demand, shall be levied by Distress, and such Justice shall issue his Warrant accordingly.

List of Rates
to be set up.

CIII. And be it enacted, That the Commissioners shall from Time to Time cause to be painted on Boards in large and legible Characters, and affixed on some conspicuous Part of the Pier, a List of the several Rates which shall be from Time to Time payable in respect of the Pier, and no Rate shall be payable in respect of the Pier during such Time as such List shall not continue so affixed, or

for any Matter or Thing not specified in such List: Provided always, that if any such List shall be removed, stolen, destroyed, injured, or obliterated, the Rates shall continue to be payable during such Time as may be reasonably required for the Restoration or Reparation of such List, in the same Manner as if such List had continued affixed and in the State required by this Act.

CIV. And be it enacted, That it shall be lawful for the Commis- Power to
sioners from Time to Time, by Writing under their Hands and Seals, lease Rates.
to lease or demise all and every or any of the Rates hereby granted, to any Person who shall be willing to take or farm the same, for any Term not exceeding at any One Time Three Years from the Commencement of any Lease, for the highest Rent which can be had or gotten for the same; and the Lessee thereof, and also such Person as such Lessee shall appoint to collect and receive the Rates so let, shall, during the Continuance of every such Lease, be deemed Collectors of the Rates so let, and shall have the same Power and Authority for collecting and receiving the same as if they had been appointed for that Purpose by the Commissioners: Provided always, that public Notice of the Intention to let the said Rates shall be given by the Commissioners, by Notice affixed to the Place where such Rates are collected, and published in some Newspaper circulated in the said County of *Kent*, at least Ten Days prior to the Time at which the Rates are proposed to be let as aforesaid, and that the Person agreeing to rent the same shall give sufficient Security to the Commissioners for the due Payment of such Rent; and every Certificate of Payment of such Rates by any Master or other Person having the Command of any Vessel, signed by the Person renting such Rates, shall be a good and sufficient Discharge for the same; and in case of Nonpayment of any such Rates the same shall be recoverable by the Person for the Time being renting the same, in his own Name, by the same Ways and Means, and with such and the same Penalties, as the same would be otherwise recoverable by the Commissioners.

CV. And be it enacted, That the Rates by this Act authorized to Application
be taken shall be applied, first, in paying the Interest of any Money of Rates.
borrowed under the Authority of this Act; secondly, in paying the Salaries of Officers appointed by virtue of this Act; thirdly, in maintaining the Pier or Landing Place, Approaches, and other Works, and Land adjacent thereto, which may belong to the Commissioners, and in otherwise discharging the necessary current Expences incidental to the Provisions of this Act; fourthly, in Repayment of the Principal Monies borrowed under the Authority of this Act; and, fifthly, in forming an Accumulation Fund of the Amount of Twenty-five thousand Pounds, to be applied as herein-after mentioned, and for no other Use or Purpose whatsoever.

CVI. And be it enacted, That the Pier shall be free for all Vessels Pier to be
to come to the same, and for the landing and embarking of Pas- free upon
sengers, and Goods, Wares, and Merchandize, upon and from the Payment of
same, upon Payment of the Rates by this Act authorized, and subject Rates.
to the Provisions of this Act, and to the Rules and Regulations which
shall

shall from Time to Time be made by the Commissioners under and by virtue of this Act: Provided always, that nothing herein contained shall prejudice or affect any Right possessed by the Mayor, Aldermen, and Burgesses of the Town of *Gravesend* to the Collection of any personal Toll in respect of Persons landing or embarking at the said Pier, vested in them by any Act of Parliament.

Accumulation Fund to be invested, and when amounting to 25,000*l.* Rates to cease.

CVII. And be it enacted, That the Money herein directed to be applied towards the said Accumulation Fund shall be from Time to Time laid out in the Public Funds, or in the Purchase of Government Securities, and the Interest or other Produce arising therefrom shall be added thereto, and accumulate and make Part of such Fund; and when such Fund shall amount to the said Sum of Twenty-five thousand Pounds, the Rates by this Act authorized to be collected shall cease and determine, and the Interest or other Produce of such Accumulation Fund shall from thenceforth be applied by the Commissioners in maintaining the said Pier.

Commissioners may place Barge or floating Platform at Head of Pier.

CVIII. And be it enacted, That it shall be lawful for the Commissioners to place One Barge or floating Platform across the End of the Pier, for the Purpose of being used in assisting and facilitating the landing and embarking of Passengers and Goods; and such Barge or floating Platform shall be deemed and considered Part of the Apparatus of the Pier, so that such Barge or floating Platform be kept moored close to the Pier, and that it do not exceed in Length One hundred and twenty Feet, and do not exceed in Breadth Twenty Feet,

Regulating Vessels coming to the Pier Head.

CIX. Provided always, and be it enacted, That it shall not be lawful for more than One decked Vessel to come to or lie at the Head of the Pier at the same Time, (except a Vessel which may come to and lie Stern and Stern or Head and Head and Stern together at the Head of the Pier, for the Purpose only of disembarking Passengers, Goods, or Merchandize at the same, but so that such Vessels shall not occupy of the Stream of the River beyond the Pier and Apparatus connected therewith more than the Breadth of One such Vessel, and so that not more than Two such Vessels shall at any Time be at the Head of the Pier at the same Time,) and no such Vessel shall remain longer than is necessary for receiving and taking on board, or discharging and landing, the Passengers respectively embarking or disembarking on board such Vessel, and their Luggage, nor shall any such Vessel at any Time lie at the Head of the Pier for a longer Space of Time than Half an Hour; and if the Master of any such Vessel shall offend in any of the following Cases, he shall for every such Offence forfeit any Sum not exceeding Twenty Pounds; (that is to say,)

If he shall allow any such Vessel to come to or lie at the Head of the Pier during the Time that any other such Vessel shall be lying there (except a Vessel which may come to and lie Stern and Stern or Head and Head and Stern together at the Head of the Pier, for the Purpose only of disembarking Passengers, Goods, or Merchandize at the same, but so that such Vessels shall not occupy of the Stream of the River beyond the Pier and the Apparatus

Apparatus connected therewith more than the Breadth of One such Vessel, and so that not more than Two such Vessels shall at any Time be at the Head of the Pier at the same Time):

If he shall allow any such Vessel to remain longer than is necessary for receiving and taking on board or discharging and landing the Passengers respectively embarking or disembarking on board such Vessel, and their Luggage:

If he shall allow any such Vessel at any Time to lie at the Head of the Pier for a longer Space of Time than Half an Hour.

CX. And be it enacted, That it shall be lawful for the Commissioners from Time to Time to appoint a Pier Master, and at Pleasure to remove such Pier Master. Power to appoint Pier Master.

CXI. And be it enacted, That it shall be lawful for the Pier Master for the Time being to give Directions for all or any of the following Purposes; (that is to say,) Powers of Pier Master.

For regulating the Time and Manner in which any Vessel going to or coming from the Pier, or any Vessel lying in the Course or Way of or wilfully obstructing the Passage of any such Vessel going to or coming from the Pier, shall enter into, go out of, or lie within the Limits following; (that is to say,) any Place within the Distance of Seventy-five Yards from any Part of the Pier, and the Position, mooring or unmooring, placing or removing of any such Vessel within the said Limits:

For regulating the Manner in which any such Vessel shall land or embark Passengers, or take in or discharge its Cargo, or any Part thereof, within the said Limits.

CXII. And be it enacted, That in case any Pier Master shall, without reasonable Cause, exercise any of the Powers or Authorities vested in him by this Act, he shall for every such Offence forfeit a Sum not exceeding Ten Pounds. Penalty on Pier Master exercising Powers unreasonably.

CXIII. And be it enacted, That the Master of every such Vessel within the said Limits shall regulate such Vessel according to the Directions of the Pier Master for the Time being, made in conformity with this Act; and any Master of any such Vessel who, after Notice in Writing signed by the said Pier Master of any such Direction served upon him, shall not forthwith regulate such Vessel according to such Direction, shall be liable to a Penalty not exceeding Ten Pounds. Penalty on not complying with Directions of the Pier Master.

CXIV. And be it enacted, That if the Master of any such Vessel within the said Limits shall not moor, unmoor, place, or remove such Vessel according to the Directions of the Pier Master for the Time being, in Writing, given to the said Master, it shall be lawful for such Pier Master to cause such Vessel to be moored, unmoored, placed, or removed, according to the Directions aforesaid, and to employ a sufficient Number of Persons for that Purpose; and the Expences attending such mooring, unmooring, placing, or removing shall be paid by such Master, and shall, together with the Costs of ascertaining and recovering the same, be ascertained and recovered from Power of Pier Master to remove Vessels.

any such Master, in the same Manner as any Damages for the ascertaining and recovering of which no special Provision is contained in this Act are hereby directed to be ascertained and recovered.

Penalty on
Master of
Vessel ob-
structing
Pier Master.

CXV. And be it enacted, That if any Master of any such Vessel within the said Limits, or any Person on board the same, shall hinder the Pier Master, or any Person employed by him, in mooring, unmooring, placing, or removing such Vessel in manner aforesaid, such Master or other Person shall forfeit for every such Offence a Sum not exceeding Ten Pounds.

Pier Master
may remove
Ropes, &c.

CXVI. And be it enacted, That if any Master or other Person on board of any such Vessel which shall be moored or fastened within the said Limits shall not, upon Demand of the Pier Master, unloose or slacken the Rope or Chain by which such Vessel shall be moored or fastened, or if there shall be no Person on board of such Vessel so moored or fastened, it shall be lawful for the Pier Master to cut the Rope or slacken the Chain by which such Vessel shall be so moored or fastened as aforesaid: Provided always, that before the Pier Master shall cut any Rope or slacken any Chain by which any Vessel without any Person on board shall be moored or fastened, he shall cause a sufficient Number of Persons for the Protection of the same to be put on board such Vessel, and all Expences thereby incurred shall be paid by the Master of such Vessel.

Powers of
Pier Master
not to extend
to Vessels
making use
of Wharfs
adjacent to
Pier.

CXVII. And be it enacted, That the Powers herein-before given to the Pier Master shall not extend to any Vessel going to or from the Wharfs or other Places near or adjacent to the Pier, within the Distance of Seventy-five Yards from the Pier, nor to give the Commissioners or the said Pier Master any other or exclusive Power or Authority within the said Distance of Seventy-five Yards from the said Pier, except as herein-before mentioned.

Offal of Fish,
boiled or not
boiled, not to
remain in any
Vessel, being
a Nuisance.

CXVIII. And be it enacted, That if any Person shall deposit or suffer to remain or be deposited any Offal of Fish, boiled or unboiled, or other offensive Matter on board of any Vessel or the Hull of any Vessel on the River *Thames*, or on the Shore thereof, within the Distance of One hundred and fifty Yards from the Pier, so as to become a Nuisance or offensive to the Inhabitants or the Public resorting thereto, every Person so offending shall, upon Conviction thereof before the Lord Mayor of the City of *London*, Conservator of the said River *Thames*, or before any Two or more Justices of the Peace whomsoever, on Complaint for that Purpose exhibited, forfeit for every such Offence any Sum not exceeding Five Pounds, to be levied and recovered, as well as the Costs of such Proceedings, by Distress and Sale of the Goods and Chattels of the Offender or Person liable to pay the same, by Warrant under the Hand and Seal of the said Lord Mayor or such Justices, which Warrant they are hereby respectively authorized and empowered to grant; and such Penalty when so levied shall be paid to the Chamberlain of the City of *London* to be applied for the general Improvement of the River *Thames*.

CXIX. And

CXIX. And be it enacted, That every Master, Pilot, or other Person having the Charge of any Vessel or Float of Timber, through whose wilful Act or Negligence any Damage shall be done to the Pier or other Works or Property of the Commissioners, by means of such Vessel or Float of Timber, shall pay for and repair all such Damage; and all such Damage, if the Amount claimed does not exceed Fifty Pounds, shall be ascertained and recovered in the same Manner as any Damages for the Recovery of which no special Provision is contained in this Act are hereby directed to be recovered; and in addition to the Remedies hereby provided for the Recovery of the same it shall be lawful for the Justices before whom the same is recovered to cause the Vessel or Float of Timber causing such Damage, and any Tackle and Furniture thereof, to be distrained and detained until the Amount of Damage and Costs awarded by them shall be paid; and if the same shall not be paid within Seven Days after the taking of such Distress, to cause the Property so distrained, or any Part thereof, to be sold, and out of the Proceeds of such Sale to pay the Amount of Damage and Costs awarded by such Justices, and all the Charges incurred by the Distress, Detention, and Sale of such Property.

Remedies for
Damage to
Pier, &c.

CXX. And be it enacted, That the Owner or Master or Commander of every Vessel or Float of Timber shall be answerable to the Commissioners for any Damage done by such Vessel or Float of Timber, or any Person employed about the same, to the Pier or other Works or Property of the Commissioners; and all such Damage, in case the Amount claimed in respect thereof shall not exceed Fifty Pounds, shall be ascertained by and recovered before any Two or more Justices; and it shall be lawful for any Person appointed by the Commissioners to regulate the landing or embarking of Passengers and Goods at the Pier to detain any such Vessel until sufficient Security shall have been given for the Amount of the Damage done by the same or by any Person employed therein.

Owner or
Master of
Vessel an-
swerable for
Servants.

CXXI. And be it enacted, That if the Owner, Master, or Commander of any Vessel shall make Satisfaction for any such Damage as aforesaid done by any Person employed in such Vessel, the Person doing such Damage shall repay to the said Owner, Master, or Commander the Amount of the Damage so paid, together with the Costs (if any) incurred by him in respect of such Damage; and the Amount of such Damage, together with the Costs, shall, if such Damage does not exceed Fifty Pounds, be ascertained by and be recovered before any Justices.

Masters may
recover from
Servants.

CXXII. And be it enacted, That in all Cases where any Damages or Charges or Compensation are by this Act directed or authorized to be paid, and the Method of ascertaining the Amount thereof is not provided for, such Amount, in case of Nonpayment thereof, or of any Dispute respecting the same, shall be ascertained and determined by Two or more Justices; and when by this Act any Damages or Charges or Compensation are directed to be paid in addition to the Penalty for any Offence, the Amount of such Damages or Charges and Compensation, in case of Nonpayment thereof,

Provision for
Damages not
otherwise
provided for.

thereof, or of any Dispute concerning the same, shall be determined by the Justices by whom the Offender shall be convicted of such Offence; and on Nonpayment of the Damages or Charges and Compensation in any of the Cases aforesaid, on Demand, the same shall be levied by Distress, and such Justices shall issue their Warrant accordingly.

For ascer-
taining Com-
pensation.

CXXIII. And for the Purpose of ascertaining and determining any such Compensation, Expences, Charges, or Damages, be it enacted, That any Justice of the Peace may summon any Person liable to pay the same to appear before him, at a Time mentioned in such Summons, and at such Time, either on the Appearance or Default of the Party summoned to appear, to inquire into any such Compensation, Expences, Charges, or Damages, and to determine the same.

Justices to
examine
Parties and
Witnesses.

CXXIV. And be it enacted, That where in this Act any Question of Compensation or Damages is referred to the Determination of any Justice, it shall be lawful for such Justice to examine the Parties to such Question, and their Witnesses, on Oath, and to administer the Oaths necessary for that Purpose; and the Costs of every such Inquiry shall be in the Discretion of such Justice; and if either Party to any such Question fail to appear at the Time and Place appointed by the Justice for going into any such Question, without reasonable Excuse to the Satisfaction of such Justice, due Notice of such Appointment having been given to such defaulting Party, it shall be lawful for such Justice to proceed *ex parte*.

Distress
against Com-
missioners.

CXXV. And with respect to any Sum of Money under the Provisions of this Act adjudged by any Two or more Justices to be paid by the Commissioners, for which no other Mode of Proceeding is provided by this Act, be it enacted, That if such Money be not paid by the Commissioners to the Party entitled to receive the same within Twenty-one Days after Demand thereof in Writing, stating the Order of the Justices for the Payment of such Money, the Amount may be recovered by Distress, and the Justices by whom such Sum of Money shall have been ordered to be paid, or any other Justices, on Application, shall issue their Warrant accordingly; and if sufficient Goods or Effects of the Commissioners cannot be found whereon to levy such Sum of Money the same may be recovered by Distress of the Goods of the Treasurer of the Commissioners; and the Justices aforesaid, or any other Justices, on Application, shall issue their Warrant accordingly; but no such Distress shall issue against the Goods of such Treasurer unless Seven Days previous Notice in Writing, stating the Amount so due, and demanding Payment thereof, have been given to such Treasurer or left at his Residence.

Distress
against the
Treasurer.

Reimburse-
ment of
Treasurer.

CXXVI. And be it enacted, That if such Treasurer pay any Money under any such Distress as aforesaid, he may retain the Amount so paid by him, and all Costs and Expences occasioned thereby, out of any Money belonging to the Commissioners coming
1
into

into his Custody or Control, or he may sue for the same against the Commissioners by Process of Law.

CXXVII. And for the Purpose of providing for the due Publication of all Penalties and Forfeitures exigible under this Act, be it enacted, That from Time to Time the Commissioners shall publish the short Particulars of the several Offences for which any such Penalty is imposed by this Act, and of the Amount of every such Penalty, and shall cause such Particulars to be painted on a Board, or printed upon Paper and pasted thereon, and shall cause such Board to be hung up or affixed on some conspicuous Part of the Place in the immediate Neighbourhood to which such Penalties are applicable or have reference; and such Particulars shall be renewed as often as the same or any Part thereof are obliterated or destroyed; and no such Penalty shall be recoverable unless it shall have been published and kept published in the Manner herein-before required.

Publication
of Penalties.

CXXVIII. And be it enacted, That if any Person pull down or break or deface any such Board put up or affixed as required by this Act for the Purpose of publishing any Penalty, or shall obliterate any of the Letters or Figures thereon, he shall forfeit for every such Offence a Sum not exceeding Five Pounds, and he shall also defray the Expences attending the Restoration of such Board; and such Expences shall be recoverable as any Penalty by this Act imposed may be recovered.

Defacing
Boards used
for such
Publication.

CXXIX. And for the Purpose of providing for the Recovery of Penalties or Forfeitures imposed by this Act, or by any Bye Law made in pursuance thereof, the Recovery of which is not otherwise provided for, be it enacted, That every such Penalty or Forfeiture may be recovered by summary Proceeding upon Complaint made before Two or more Justices; and on the Complaint being made to any Justice he shall issue a Summons requiring the Party complained against to appear on a Day and at a Time and Place to be named in such Summons; and every such Summons shall be served on the Party offending, either in Person or by leaving the same with some Inmate at his usual Place of Abode; and either upon the Appearance, or upon the Default to appear, of the Party offending, it shall be lawful for any Two or more Justices to proceed to the hearing of the Complaint, and that although no Information in Writing or in Print shall have been exhibited before them; and upon Proof of the Offence, either by the Confession of the Party complained against, or upon the Oath of One credible Witness or more, it shall be lawful for any Two or more Justices to convict the Offender, and upon such Conviction to adjudge the Offender to pay the Penalty or Forfeiture incurred, as well as such Costs attending the Conviction as such Justices shall think fit.

Penalties to
be summarily
recovered
before Two
or more Jus-
tices.

CXXX. And be it enacted, That if forthwith upon any such Adjudication as aforesaid the Amount of the Penalty or Forfeiture and of such Costs as aforesaid be not paid, the Amount of such Penalty and Costs, together with the Costs of the Distress, shall be

Penalties
may be levied
by Distress.

[*Local.*]

18 O

levied

levied by Distress, and any Two or more Justices shall issue their Warrant of Distress accordingly.

Imprison-
ment in
default of
Distress.

CXXXI. And be it enacted, That it shall be lawful for the Justices to order any Offender so convicted as aforesaid to be detained and kept in safe Custody until Return can be conveniently made to the Warrant of Distress to be issued for levying such Penalty or Forfeiture and Costs, unless the Offender give sufficient Security, by way of Recognizance or otherwise, to the Satisfaction of the Justices, for his Appearance before them on the Day appointed for such Return, such Day not being more than Eight Days from the Time of taking such Security; but if, before issuing such Warrant of Distress, it shall appear to the Justices, by the Admission of the Offender or otherwise, that no sufficient Distress can be had whereon to levy such Penalty or Forfeiture and Costs, they may, if they think fit, refrain from issuing such Warrant of Distress; and in such Case, or if such Warrant shall have been issued, and upon the Return thereof such Insufficiency as aforesaid shall be made to appear to the Justices, then such Justices shall by Warrant cause such Offender to be committed to Gaol, there to remain without Bail for any Term not exceeding Three Months, unless such Penalty or Forfeiture and Costs be sooner paid and satisfied.

Application
of Penalties.

CXXXII. And with respect to the Application of any Penalties or Forfeitures recovered by virtue of this Act, the Application whereof is not herein otherwise provided for, be it enacted, That the Justices by whom any such Penalty or Forfeiture shall be imposed shall award one Half thereof to the Informer, and the other Half to the Overseers of the Poor of the Parish in which the Offence shall have been committed, for the Benefit of the Poor of such Parish; or if the Place wherein the Offence shall have been committed shall be extra-parochial, then such Justices shall direct such Half to be applied for the Benefit of the Poor of such Extra-parochial Place, or of any adjoining Parish or District, and shall order the same to be paid over to the proper Officer for that Purpose.

Penalties to
be sued for
within Six
Months.

CXXXIII. And be it enacted, That no Person shall be liable to the Payment of any Penalty or Forfeiture imposed by virtue of this Act, for any Offence herein-before made cognizable before a Justice, unless the Complaint respecting such Offence shall have been made before such Justice within Six Months next after the Commission of such Offence.

Penalty on
Witnesses
making de-
fault.

CXXXIV. And be it enacted, That it shall be lawful for any Justice to summon any Person to appear before any Justice or Justices as a Witness in any Matter under the Provisions of this Act at a Time and Place mentioned in such Summons, and to administer to him an Oath to testify the Truth in such Matter; and if any Person who shall be so summoned shall, without reasonable Excuse, refuse or neglect to appear at the Time and Place appointed for that Purpose, having been paid or tendered a reasonable Sum for his Expences, or if any Person appearing shall refuse to be examined
upon

upon Oath, or to give Evidence, every such Person shall forfeit a Sum not exceeding Five Pounds for every such Offence.

CXXXV. And be it enacted, That if any Witness who shall be examined by or before any Justice, or otherwise under the Authority of this Act, shall wilfully and corruptly give false Evidence, and shall be thereof convicted, such Person so giving false Evidence shall be subject to the same Punishment as Persons convicted of wilful and corrupt Perjury are by Law subject or liable to.

Persons giving false Evidence to be prosecuted.

CXXXVI. And with respect to Offenders whose Names and Residences are not known, be it enacted, That any Officer or Agent of the Commissioners, and all Persons called by him to his Assistance, may seize and detain any Person who shall have committed any Offence against the Provisions of this Act, and whose Name and Residence shall be unknown to such Officer or Agent, and may convey him with all convenient Despatch before some Justice, without any Warrant or other Authority than this Act; and such Justice shall proceed with all convenient Despatch to the hearing and determining of the Complaint against such Offender.

Transient Offenders.

CXXXVII. And be it enacted, That the Justices before whom any Person shall be convicted of any Offence against this Act may cause the Conviction to be drawn up according to the Form in the Schedule (E.) to this Act annexed.

Form of Conviction.

CXXXVIII. And be it enacted, That no Proceeding in pursuance of this Act shall be quashed or vacated for Want of Form, nor shall the same be removed by Certiorari or otherwise into any of the Superior Courts.

Informalities.

CXXXIX. And be it enacted, That where in this Act any Sum of Money, whether in the Nature of Penalty or otherwise, is directed to be levied by Distress, such Sum of Money shall be levied by Distress and Sale of the Goods and Chattels of the Party liable to pay the same; and the Overplus arising from the Sale of such Goods and Chattels, after satisfying such Sum of Money and the Expences of the Distress and Sale, shall be returned, on Demand, to the Party whose Goods shall have been distrained.

Distress how to be levied.

CXL. And be it enacted, That no Distress levied by virtue of this Act shall be deemed unlawful, nor shall any Party making the same be deemed a Trespasser, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceeding relating thereto, nor shall such Party be deemed a Trespasser *ab initio* on account of any Irregularity afterwards committed by him; but all Persons aggrieved by such Defect or Irregularity may recover full Satisfaction for the special Damage in an Action upon the Case.

Distress not unlawful for Want of Form.

CXLI. And be it enacted, That if any Person shall think himself aggrieved by any Determination or Adjudication of any Justice under the Provisions of this Act, he may appeal to the General Quarter Sessions

Parties may appeal to Quarter Sessions, on giving Security.

Sessions for the County in which the Cause of Appeal shall have arisen; but no such Appeal shall be entertained unless it be made within Four Months next after the making of such Determination or Adjudication, nor unless Ten Days Notice in Writing of such Appeal, stating the Nature and Grounds thereof, be given to the Party against whom the Appeal shall be brought, and unless the Appellant forthwith after such Notice enter into Recognizances, with Two sufficient Sureties, before a Justice, conditioned duly to prosecute such Appeal, and to abide the Order of the Court thereon.

Court to
make such
Order as they
think reason-
able.

CXLII. And be it enacted, That at the Quarter Sessions for which such Notice shall be given the Court shall proceed to hear and determine the Appeal in a summary Way, or they may, if they think fit, adjourn it to the following Sessions; and upon the hearing of such Appeal the Court may, if they think fit, mitigate any Penalty or Forfeiture, or they may confirm or quash the Adjudication, and order any Money paid by the Appellant or levied by Distress upon his Goods to be returned to him, and may make such Order with respect to the Receipt or Application of any Money by the Commissioners, and may also order such further Satisfaction to be made to the Party injured as they may judge reasonable, and they may make such Order concerning the Costs, both of the Adjudication and of the Appeal, as they may think reasonable.

General
Exemptions.

CXLIII. And be it enacted, That nothing in this Act contained shall charge with the Payment of any of the Rates hereby imposed in respect of the said Pier or other Works any Person whilst on Duty and actually employed in Her Majesty's Service, or any Vessel belonging to Her Majesty, or engaged solely in Her Service or Employ, or in the Service or Employ of Her Majesty's Customs or Excise, or in the Harbour Service of the Port of *London*, or in the Service or Employ of the Corporation of *Trinity House of Deptford Strond*, or which may be seized by the Officers of Her Majesty's Revenues, nor in respect of any Goods or Merchandize the Property of the Crown or under Seizure, nor of any Articles shipped or landed for the Public Service: Provided always, that if any Person or Persons shall claim and take the Benefit of any Exemption as aforesaid without being entitled thereto, every such Person shall for every such Offence forfeit and pay the Sum of Forty Shillings, over and above the Rates imposed by this Act,

Officers of
Ordnance,
&c. exempted
from Pay-
ment of
Rates.

CXLIV. And be it enacted, That it shall be lawful for the principal Officers of Her Majesty's Ordnance for the Time being, and for all Persons in their Employ, and by them authorized and directed, and also for all Officers, Soldiers, and others in Her Majesty's Service, and for all Contractors for the Supply of Stores and other Things for the Public Service, in the Performance of any Contract, to embark, disembark, and land on and from the Pier into and from any Vessel, and to enter into, go, pass, and repass into, upon, over, and across the Road over the said *Royal Terrace Gardens* leading from the public Road at the End of *Harmer Street* to the present Pier or to the said intended Pier, and also upon and over the said present or the said intended Pier respectively, and any other Pier to be con-
structed

structed by virtue of this Act, without paying or being obliged or required to pay any Rates imposed by virtue of this Act or otherwise, and also with the like Freedom and Exemption from the Payment or Demand of or Liability to pay any such Rates to land, embark, and disembark as aforesaid; and to conduct and carry all Horses, Carriages, Waggon, Carts, and other Vehicles, Stores, Baggage, Cannon, Arms, Ammunition, and other Things for the Service of Her Majesty, Her Heirs and Successors, at, upon, from, and over the said Pier and Road of the said *Royal Terrace Gardens*, between the said public Road from the End of *Harmer Street* and the Termination of the said Pier in the River *Thames*.

CXLV. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend, either directly or by Implication or otherwise, to prejudice or affect any Right of Property or Title belonging to Her Majesty, Her Heirs or Successors, in or to the Ground or Soil and Bed of the said River or the Shores thereof. Saving the Rights of Her Majesty.

CXLVI. Provided always, and be it enacted, That it shall not be lawful for the Commissioners, or any Person acting under their Authority or on their Behalf, to make or begin to make, construct, or carry on any Pier, Quay, or other Works, without the previous Consent of the Lord High Admiral of the United Kingdom of *Great Britain and Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid for the Time being, to be signified in Writing under the Hand of the Secretary of the Admiralty. No Works to be made without the Consent of the Admiralty.

CXLVII. And be it enacted, That nothing in this Act contained shall prejudice or in any Manner affect the Rights, Estates, or Property of Her Majesty, or of the principal Officers of Her Majesty's Ordnance, or shall extend or apply to any Vessel belonging to or in the Service or Employ of Her Majesty, or of any Contractor for the Public Service, any thing contained in this Act to the contrary notwithstanding. Saving Rights of the Ordnance.

CXLVIII. Provided always, and be it enacted, That nothing herein contained shall extend to any Vessel or Boat in the Service of the Revenue of Customs, nor shall authorize any Pier Master to give any Directions for the Regulation of any such Vessel or Boat, or for the mooring or unmooring, placing or removing the same. Saving the Rights of Her Majesty's Customs.

CXLIX. Provided always, and be it enacted, That nothing in this Act contained shall prejudice or derogate from the Estates, Rights, Privileges, Franchises, Jurisdiction, or Authority of the Mayor and Commonalty and Citizens of the City of *London*, or their Successors, or the Lord Mayor for the Time being; or prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which at the Time of passing this Act the said Mayor and Commonalty and Citizens, or the said Lord Mayor for the Time being of the same City, as Conservator of the River *Thames*, did or might lawfully claim, use, or exercise. Saving Rights of the Corporation of London.

Saving Rights
of Trinity
House.

CL. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from any of the Rights or Privileges of the Corporation of *Trinity House of Deptford Strond*.

Saving the
Rights of the
Watermen's
Company.

CLI. Provided always, and be it enacted, That nothing in this Act contained shall take away, prejudice, or in any Manner affect any Right, Privilege or Franchise, Jurisdiction or Power, which the Company of "The Master, Wardens, and Commonalty of Watermen and Lightermen of the River *Thames*" have.

Saving the
Rights of the
Mayor, &c.
and Com-
missioners of
Pavements.
9 G. 4. c. 56.

CLII. Provided always, and be it enacted, That nothing in this Act contained shall take away, prejudice, or in any Manner affect any Right, Power, or Privilege vested in the Mayor, Aldermen, and Burgesses of the Town of *Gravesend* under and by virtue of Two several Acts, one passed in the Ninth Year of the Reign of His Majesty King George the Fourth, intituled *An Act for rebuilding, or for improving, regulating, and maintaining, the Town Quay of Gravesend in the County of Kent, and the Landing Place belonging thereto*, and the other passed in the Fourth Year of the Reign of His late Majesty

3 & 4 W. 4.
c. 101.

King William the Fourth, intituled *An Act for amending an Act passed in the Ninth Year of the Reign of His late Majesty King George the Fourth, intituled 'An Act for rebuilding, or for improving, regulating, and maintaining, the Town Quay of Gravesend in the County of Kent, and the Landing Place belonging thereto,' and for building a Pier or Jetty adjoining thereto*, or any Right, Power, or Privilege vested in the Commissioners acting under Two several Acts, one passed in the Third Year of the Reign of His late Majesty

3 & 4 W. 4.
c. 51.

King William the Fourth, intituled *An Act for paving, cleansing, lighting, watching, and improving the Town and Parishes of Gravesend and Milton in the County of Kent, and for removing and preventing Nuisances and Annoyances therein*, and the other passed in the Third Year of the Reign of Her present Majesty Queen Victoria, intituled *An Act to amend, alter, and enlarge the Powers and Provisions of an Act of His late Majesty, for paving, cleansing, lighting, watching, and improving the Town and Parishes of Gravesend and Milton in the County of Kent, and for removing and preventing Nuisances and Annoyances therein; and to make further Improvements in the said Town and Parishes*.

3 & 4 Vict.
c. 60.

Interpreta-
tion of Act.

CLIII. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

Words importing the Masculine Gender shall include Females:

The Word "Month" shall mean Calendar Month:

The Expression "Superior Courts" shall mean Her Majesty's Superior Courts of Record at *Westminster*:

The Word "Oath" shall include Affirmation in case of Quakers, or other Declaration or Solemnity lawfully substituted for an Oath

Oath in the Case of other Persons exempted by Law from the Necessity of taking an Oath :

The Word "Lands" shall extend to Messuages, Lands, Tenements, and Hereditaments of any Tenure :

The Word "Sheriff" shall include Under Sheriff, or other legally competent Deputy ; and where any Matter in relation to any Lands is required to be done by any Sheriff, or by any Clerk of the Peace, the Expression "Sheriff," or the Expression "the Clerk of the Peace," shall in such Case be construed to mean the Sheriff or the Clerk of the Peace of the County or Place where such Lands shall be situated :

The Word "Rate" shall include any Rate or Charge or other Payment payable under this Act for any Passenger, Animal, Carriage, Goods, Merchandize, Articles, Matters, or Things landing on or embarking from or using the Pier :

The Expression "the Pier" shall mean the Pier or Landing Place, Approaches, and other Works by this Act authorized, and the Land adjacent thereto which may become vested in the Commissioners :

The Expression "the Commissioners" shall mean the Commissioners appointed or to be appointed by this Act :

The Word "Justice" shall mean Justice of the Peace for the County, Town, or Place where the Matter requiring the Cognizance of any Justice shall arise, and who shall not be interested in the Matter :

The Word "Vessel" shall include Ship, Hoy, Packet, Lighter, Vessel, Barge, and Boat.

CLIV. And be it enacted, That this Act shall be a Public Act, Public Act. and shall be judicially taken notice of as such.

SCHEDULES referred to by the foregoing Act.

SCHEDULE (A.)

Form of Mortgage Deed.

“Gravesend Terrace Pier.”

Mortgage, Number . £

By virtue of an Act passed, &c., intituled, &c., we, “The Commissioners of the Gravesend Terrace Pier,” in consideration of the Sum of Pounds paid to us by *A.B.* of do assign unto the said *A.B.*, his Executors, Administrators, and Assigns, the said Undertaking, and all the Rates and Sums of Money arising by virtue of the said Act, and all the Estate, Right, Tolls, and Interest of the Commissioners in the same, to hold unto the said *A.B.*, his Executors, Administrators, and Assigns, until the said Sum of Pounds, together with Interest for the same, at the Rate of for every One hundred Pounds by the Year, be satisfied, the principal Sum to be repaid at the End of Years from the Date hereof (in case any Period be agreed upon for that Purpose). Given under our Hands and Seals, this Day of in the Year of our Lord .

SCHEDULE (B.)

Form of Transfer of Mortgage.

I *A.B.* of in consideration of the Sum of paid to me by *G.H.* of do hereby transfer to the said *G.H.*, his Executors, Administrators, and Assigns, a certain Mortgage, Number made by “The Commissioners of the Gravesend Terrace Pier” to bearing Date the Day of for securing the Sum of and Interest, [or, if such Transfer be by Endorsement, the within Security,] and all my Right, Estate, and Interest in and to the Money thereby secured, and in and to the Rates, Money, and Property thereby assigned. In witness whereof I have hereunto set my Hand and Seal, this Day of One thousand eight hundred and .

SCHE.

Form of Conveyance.

SCHEDULE (D.)

For every Person who shall land from or embark in any Vessel at or from the Pier	-	-	-	-	s.	d.
					0	4
For every Person who shall use the Pier as a Walk or Promenade	-	-	-	-	per Day	0 2
Ditto	-	-	Ditto	-	per Month	2 0
Asparagus	-	-	-	-	per Basket	0 4
Ditto	-	-	-	-	smaller ditto	0 3
Beer	-	-	-	-	per Dozen Bottles	0 1
Beer	-	-	-	-	per Barrel	0 3
Bacon	-	-	-	-	per Side	0 1
Beef	-	-	-	-	per Quarter	0 3
Biscuits	-	-	-	-	per Bag	0 1
Bricks	-	-	-	-	per Hundred	0 1
Bedsteads (Mahogany)	-	-	-	-	each	0 3
Bedsteads (smaller)	-	-	-	-	each	0 2
Bottles (empty)	-	-	-	-	per Gross	0 6
Bottles (ditto)	-	-	-	-	per Dozen	0 1
Boat Slop	-	-	-	-	per Day	0 6
Bedding, with Hammock (Seaman's)	-	-	-	-	each	0 1
Bedding (Lascar's)	-	-	-	-	each	0 4
Baskets (empty)	-	-	-	-	each	0 1
Burden (Porter's, or others)	-	-	-	-	each (1½ Cwt.)	0 2
[Local.]						
					18 Q	

		s.	d.
Butter	- - - - - per Firkin	0	1
Butter	- - - - - per Tub	0	1½
Coaches	- - - - - each	2	0
Carts (Two Wheels)	- - - - - each	0	6
Chaise	- - - - - each	0	6
Corn	- - - - - per Quarter	0	1½
Ditto	- - - - - per Score	1	8
Coals (for shipping)	- - - - - per Chaldron	1	0
Coals (landed from Ships)	- - - - - per Score Chaldron	5	0
Coals	- - - - - per Bushel	0	0½
Chests (empty)	- - - - - per Dozen	0	6
Cheese	- - - - - per Cwt.	0	2
Calf	- - - - - each	0	3
Canvass	- - - - - per Bolt	0	1
Cordage	- - - - - per Cwt.	0	2
Currants	- - - - - per Cwt.	0	2
Chairs (Mahogany)	- - - - - per Dozen	0	6
Chairs (common)	- - - - - per Dozen	0	4
Cases (Hat)	- - - - - each	0	2
Cabbages	- - - - - per Dozen	0	1
Carrots	- - - - - per Hundred	0	1
Casks (empty)	- - - - - per Barrel	0	1
Clothes (Lascar's)	- - - - - per Dozen Suits	0	2
Corpse	- - - - - each	2	0
Deals	- - - - - per Score	0	6
Earthenware	- - - - - per Crate	0	6
Fish	- - - - - per Basket	0	1½
Fish Machines (largest) including a Load of Fish	- - - - - each	2	0
Fish Machines (smaller) including Load of Fish	- - - - - each	1	0
Fish	- - - - - per Prickle or Pad	0	1
Fish	- - - - - per Trunk	0	2
Fruit	- - - - - per Bushel or Sieve	0	1
Flour, &c.	- - - - - per Sack	0	2
Gunpowder	- - - - - per Barrel	0	6
Gallon Keg of Spirits	- - - - -	0	1
Garden Stuff	- - - - - per Bushel or Sieve	0	1
Glass	- - - - - per Crate	0	6
Hides (tanned)	- - - - - per Dicker	1	1½
Hides (raw)	- - - - - each	0	2
Hencoop	- - - - - each	0	2
Hay and Straw	- - - - - per Load	1	0
Hops	- - - - - per Bag	0	6
Hops	- - - - - per Pocket	0	4
Hogs	- - - - - each	0	2
Hams	- - - - - per Cwt.	0	2
Hampers	- - - - - reckoned at per Dozen	0	1
Iron	- - - - - per Cwt.	0	2
Lemons	- - - - - per Chest	0	3
Ditto	- - - - - Half Chest	0	2
Lead	- - - - - per Cwt.	0	2
Leeks	- - - - - per Dozen Bundles	0	3
Meat (not before particularized)	- - - - - per Quarter	0	1

		s.	d.
Oysters	per Bushel	0	1½
Oranges	per Chest	0	3
Ditto	Half Ditto	0	2
Pannels for Ships Cabins	per Dozen	0	6
Potatoes	per Barrel	0	2
Potatoes	per Ton	1	0
Poultry	per Basket	0	1½
Parsnips	per Hundred	0	1
Pack (Two Porters Load)	each	0	4
Ditto (One Porter's Load)	each	0	2
Ditto (smaller)	each	0	1
Provisions	per Tierce	0	3
Ditto (smaller)		0	2
Shrimp Baskets	each	0	4
Soap	per Cwt.	0	2
Salmon	per Box	0	2
Salmon	per Kid	0	1
Salt	per Sack	0	2
Sofas	each	0	3
Stoves (Registers)	each	0	3
Ditto (small)	each	0	2
Stones	per Ton	1	0
Shot	per Bag	0	1
Slops, large Packs of (Two Porters Load)	each	0	4
Ditto (small) One Porter's Load	each	0	2
Ditto (Truss)	each	0	1
Sheep	each	0	2
Spirits	per Dozen	0	2
Sugar	per Cwt.	0	2
Ditto (Lump)	each	0	1
Ditto (Loaves)	each	0	0½
Turbot	per Score	0	4
Tin	per Box	0	2
Tables (Dining)	each	0	2
Ditto (others)	each	0	1
Turnips	per Hundred	0	1
Trunk, Portmanteau, Box, or Bundle (except Tidewaiters Beds and Boxes, and except any Bundle or Parcel not containing Merchandize, and not exceeding Ten Pounds Weight, conveyed by the Hand of any Passenger landing from or embarking in any Vessel)	each	0	1
Ditto, if a Porter's Burden		0	2
Ditto, if exceeding Ditto		0	3
Vinegar	per Half Hogshead	0	3
Waggon	each	1	0
Wool	per Pack	0	3
Wine	per Hogshead	0	6
Wine	per Dozen	0	2
Wood	per Fathom	0	6

Packages not specified, according to Bulk, not less than One Penny each, or Two-pence per Hundred Weight.

SCHE.

SCHEDULE (E.)

Form of Conviction.

to wit.

BE it remembered, That on the _____ Day of _____
in the Year of our Lord _____ A. B. is convicted
before me, C. D., one of Her Majesty's Justices of the Peace for
the _____ [here describe the Offence generally, and the Time,
Place, when and where committed], contrary to the Gravesend Terrace
Pier Act, One thousand eight hundred and forty-two. Given under
my Hand and Seal, the Day and Year first above-written.

C. D.

LONDON: Printed by GEORGE E. EYRE and ANDREW SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1842.