



CHAPTER lxxv.

An Act to authorise the Wick and Pulteney Harbours Trustees to construct additional works to amend the Pulteney Harbour Act 1879 and the Wick and Pulteney Harbours Order 1883 and to confer further powers upon the Trustees and for other purposes. [13th July 1899.]

A.D. 1899.

WHEREAS by the Pulteney Harbour Act 1879 (herein-after called "the Act of 1879") certain trustees appointed to be elected in manner therein provided (herein-after called "the Trustees") were incorporated under the name and style of the Pulteney Harbour Trustees and the harbour of Pulteneytown as therein defined (herein-after called "the harbour") was subject to the existing debts liabilities engagements contracts obligations statutory provisions and incumbrances affecting the same transferred to and vested in the Trustees for the purposes of that Act and powers were conferred upon the Trustees to maintain and improve the harbour to levy and demand certain rates and duties and to borrow money on the security thereof and of the other revenues of the Trustees :

And whereas by the Wick and Pulteney Harbours Order 1883 (herein-after called "the Order of 1883") the name and style of the Trustees was changed to the Wick and Pulteney Harbours Trustees and further powers were conferred upon the Trustees with respect to the rates and duties leviable at the harbour and for the construction of certain works for the improvement thereof and for raising money for the purpose of executing such works :

And whereas since the passing of the Order of 1883 portions of the works thereby authorised have been executed by the Trustees and have proved of great public advantage to the local shipping traffic and to the fishing industry and the general fishing community on the north-east coast of Scotland but during recent years

A.D. 1899. there has been a great increase in the size of the vessels engaged in the fishing and resorting to the harbour and the harbour is no longer sufficient to accommodate all the fishing vessels now using or desirous of using the same :

And whereas it is expedient that additional accommodation should be provided at the harbour and that the Trustees should be authorised to construct the works herein-after mentioned :

And whereas it is proper that companies or corporations in the ownership of vessels should be entitled to have the names of representatives placed upon the register of electors entitled to vote and to be elected Trustees in the class of shipowners :

And whereas it is expedient that new and amended provisions should be made as to the mode of nominating candidates for election in the several classes of elected Trustees under the Act of 1879 and this Act and in the procedure of the election of such Trustees :

And whereas it is expedient that the Trustees should be authorised to provide erect and maintain a fish market and to make provisions for the regulation use occupation and letting of the same and to levy and recover tolls rents and stallages in respect thereof :

And whereas it is expedient that the rates and duties at present leviable at the harbour should be revised and that certain new rates and duties should be imposed :

And whereas it is expedient to authorise the Trustees to apply their funds to and to borrow money for the purposes of this Act and that the powers herein-after contained with respect thereto should be conferred on the Trustees :

And whereas it is expedient that the provost magistrates and town council of the royal burgh of Wick as such and as commissioners of the said royal burgh under the Burgh Police (Scotland) Act 1892 and the commissioners of the police burgh of Pulteneytown both such corporations being rating authorities in their respective burghs within the meaning of section 7 of the Public Works Loans Act 1882 should each be authorised to guarantee as and by way of collateral security as herein-after provided such sum or sums for such period and on such conditions as are herein-after prescribed towards the payment of the annual interest and principal and instalments of principal of the moneys to be borrowed for the purposes of this Act or under the powers of this Act :

And whereas it is expedient to confer on the Trustees the other powers in this Act mentioned :

And whereas plans and sections showing the lines situation and levels of the works authorised by this Act and the lands and property that may be acquired therefor and also a book of reference

containing the names of the owners and lessees or the reputed owners or reputed lessees and of the occupiers of such lands and property were duly deposited with the principal sheriff clerk of the county of Caithness at Wick which plans sections and book of reference are herein-after respectively referred to as the deposited plans sections and book of reference : A.D. 1899.

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

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows :—

1. This Act may be cited as the Wick and Pulteney Harbours Act 1899 and the Pulteney Harbour Act 1879 the Wick and Pulteney Harbours Order 1883 and this Act may be cited as the Wick and Pulteney Harbours Acts 1879 to 1899. Short title.

2. In this Act the several words and expressions to which meanings are assigned by the recited Acts and the Acts wholly or partially incorporated therewith have the same respective meanings unless varied by this Act or there be something in the subject or context repugnant to such construction. And the following words and expressions have the several meanings hereby assigned to them :— Interpretation.

“The Act of 1879 ” means the Pulteney Harbour Act 1879 ;

“The Order of 1883 ” means the Wick and Pulteney Harbours Order 1883 ;

“The recited Acts ” mean the Act of 1879 and the Order of 1883 ;

“The harbour ” means the harbour of Pulteneytown otherwise Pulteney Harbour as defined by the recited Acts and shall include the works authorised by this Act ;

“The Trustees ” mean the Wick and Pulteney Harbours Trustees incorporated under the recited Acts as amended by this Act ;

“The town council ” means the provost magistrates and town council of the royal burgh of Wick ;

“The commissioners ” mean the commissioners of the burgh of Pulteneytown acting under the Burgh Police (Scotland) Act 1892 ;

“The sheriff ” means the sheriff of the county of Caithness and includes his substitutes ;

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“Parliamentary burgh” means the burgh of Wick as described and defined in the Schedule (M.) to the Representation of the People (Scotland) Act 1832;

“Vessel” or “vessels” whether used in the recited Acts or this Act in relation to persons entitled to be elected or to elect trustees in the class of shipowners of the burgh means any ship steamship vessel or boat registered under the provisions of the Merchant Shipping Act 1894;

“Harbour-master” whether used in this Act or the recited Acts and the Acts incorporated therewith includes assistant or deputy harbour-master;

“Witness” includes haver;

“Collector of rates” means the person appointed by the Trustees to collect the rates dues and duties authorised to be levied by the recited Acts and this Act and shall include the assistants of such collector;

“Harbour basins” mean the inner and outer basins of Pulteney Harbour as enclosed by the north and south piers of the harbour and the existing middle jetty quay now in course of reconstruction and by such jetty when completely reconstructed and shall include the new boat basin by this Act authorised to be constructed when and immediately the same is completed;

“The elected Trustees” mean the elected Trustees as defined in the Act of 1879;

“Steam fishing vessel” means any vessel propelled by steam engaged exclusively in fishing.

Incorporation of Acts.

3. The following Acts (so far as the same are not inconsistent with or varied by this Act) are hereby incorporated with this Act:—

The Lands Clauses Acts;

The Commissioners Clauses Act 1847 with the exceptions and variations specified in the Act of 1879;

The Harbours Docks and Piers Clauses Act 1847 with the exceptions and variations specified in the Act of 1879.

Qualification of ship-owners.

4. Section 20 of the Act of 1879 in so far as it relates to the qualification of electors in the class of “shipowners of the burgh” and subsection (3) of section 2 of the Order of 1883 are hereby repealed and it is hereby provided that the persons qualified to be electors and to be elected in that class of electors shall be every person residing or having his place of business within the parliamentary burgh whose name shall on the first day of November

preceding the election appear in the books of the custom house for the port of Wick or in the register of shipping under the Merchant Shipping Act 1894 for the said port as owner or part owner to the extent of at least twenty tons nett register of or in any vessel or vessels belonging to the said port or be the owner of a sea fishing boat of twenty tons nett register or upwards engaged in fishing and registered at the custom house for the port of Wick under the Sea Fisheries Acts 1868 and 1883 and Acts amending the same Provided always that any such fishing boat owner claiming electoral rights under this section shall satisfy the Trustees by a qualified surveyor's certificate or otherwise that the fishing boat in respect of which he claims electoral rights is of twenty tons nett register or upwards and has been engaged in the fishing at any time during the year previous to the first day of November next preceding the date of election.

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5. Section 27 of the Act of 1879 is hereby repealed and it is hereby provided that when two or more persons appear in the register of shipping aforesaid as joint owners of or in any vessel or vessels aforesaid each of such persons residing in or having his place of business within the parliamentary burgh whose share in such joint ownership shall amount to twenty tons nett register or more shall be qualified to be one of the electors as a shipowner of the burgh under the recited Acts Provided that where the amount of tonnage owned by any such joint owners does not appear in such register of shipping they shall within the first week of November in each year intimate to the clerk the amount of the nett registered tonnage owned by each of them in such joint ownership and the name and residence and place of business of each of them and failing such intimation such joint owners shall not be entitled to have their names placed upon the register of electors.

Qualification
of joint
owners of
vessels.

6. Where a company consisting of two or more partners and having a place of business within the parliamentary burgh or a body corporate established under and subject to the laws of Scotland and having a place of business within said burgh appears in the list of shipowners supplied in terms of section 22 of the Act of 1879 as the owner or part owner of any vessel or vessels registered at the port of Wick aforesaid such company or body corporate or the manager or other principal officer of such company or body corporate may on or before the twenty-eighth day of November in each year intimate in writing to the Trustees or to the clerk the name or names of any one or more not exceeding five in number of the partners of such company or shareholders or directors of such

Qualification
of members
of companies
as ship-
owners.

A.D. 1899. — body corporate who shall be either resident or have places of business within the parliamentary burgh and each such partner shareholder or director so named shall be qualified to be an elector and to be elected one of the elected Trustees in the class of shipowners of the burgh under the Act of 1879 Provided that where the amount of the nett registered tonnage in such vessel or vessels owned by such company or body corporate is (1) twenty tons but under forty tons only one such person so named shall be qualified to be an elector in such class (2) forty tons but under sixty tons two such persons so named only shall be qualified as electors in such class (3) sixty tons but does not exceed one hundred tons three such persons only shall be qualified as electors in said class (4) exceeds one hundred tons but does not exceed two hundred tons four such persons only shall be qualified electors in said class and (5) exceeds two hundred tons five such persons only shall be qualified as electors in said class.

Election of
elected
Trustees.

7. From and after the passing of this Act the provisions of section 29 of the Act of 1879 and subsections (4) and (6) of section 2 of the Order of 1883 are hereby repealed and in lieu thereof the following provisions with respect to the election of elected Trustees by the following classes namely proprietors of lands and heritages shipowners and ratepayers of the harbour shall have effect (that is to say) :—

- (1) Eight days at least previous to the date of election the Trustees shall cause to be prepared and delivered to every elector applying for it a printed copy of the register of electors made up in manner prescribed by the Act of 1879 as amended by this Act :
- (2) The returning officer or returning officers shall be elected annually by the Trustees :
- (3) Any person qualified as an elector in each class of the elected Trustees (being persons elected by proprietors of lands and heritages shipowners of the port and ratepayers of the harbour as provided for under the recited Acts) may nominate for election as a Trustee any other person qualified to be elected which nomination shall be seconded by another qualified elector and such nomination shall be in writing on a nomination paper in the form of Schedule G. annexed to this Act or as near thereto as circumstances admit :
- (4) The nomination paper shall be signed by the elector making the nomination and by the elector seconding the same and shall be delivered to the returning officer (or to any person he may depute for the purpose) at his place of business or

at such other place within the Parliamentary burgh as the Trustees may appoint between the hours of ten o'clock forenoon and four o'clock afternoon on the Thursday immediately preceding the second Tuesday of January in each year : A.D. 1899.

- (5) No nomination paper shall be received by the returning officer or his depute except as herein-before provided :
- (6) If more candidates are nominated for election in any class than the number to be elected in the class the returning officer shall immediately after the expiry of the time fixed for receiving nominations as herein-before provided forthwith give notice in writing in the form of Schedule H. to this Act annexed or in similar terms to each person nominated for election (which notice may be delivered or sent by post to the residence or place of business of such person) and any person so nominated may withdraw as a candidate for election by lodging with the returning officer at his place of business not later than twelve of the clock of the Saturday immediately preceding the day of election a notice of withdrawal of his candidature in the terms of Schedule J. annexed to this Act or in similar terms :
- (7) In the event of a poll not being required in any of the classes of electors herein-before mentioned by reason of the withdrawal of any candidate or candidates for election as herein-before provided or of no more candidates being originally nominated than the number to be elected in the aforesaid classes of electors the returning officer shall immediately after the time herein-before fixed for the withdrawal of candidates sign a declaration of election in the form of Schedule K. annexed to this Act or in similar terms which declaration shall be conclusive evidence thereof and as soon as practicable he shall publish a copy of such declaration of election in at least one newspaper published or circulating in the parliamentary burgh :
- (8) If after the elapse of the time herein-before appointed for receiving a notice of withdrawal by a candidate more candidates remain nominated than the number to be elected in any of the classes of electors herein-before mentioned a poll shall be taken in manner herein-after provided and the returning officer shall direct the same to be taken at such place within the parliamentary burgh as he may determine on the second Tuesday of January as prescribed and he shall publish forthwith a notice of the poll in the form of Schedule L. to this Act annexed or in similar terms by handbills affixed on a

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- prominent place on the outside of the front wall or door of the place where the poll is appointed to be held and also on the outside of the front wall or door of the principal office of the Trustees :
- (9) When a poll is required the same shall be taken by ballot according to the regulations prescribed in Schedule M. to this Act annexed (in this Act referred to as the "regulations for the poll") :
- (10) The poll shall be open at ten o'clock forenoon of the day of election and shall close at four o'clock afternoon of the same day :
- (11) The poll in the election of any particular class of electors under the recited Acts and this Act may be closed by the returning officer if one hour has elapsed during which no elector in such class has applied for a ballot paper for the purpose of recording his vote :
- (12) No returning officer presiding officer or poll clerk shall vote at any election (in any of the classes of electors) at which he officiates :
- (13) Upon the completion of the counting of votes as prescribed by the regulations for the poll the persons who being not more than the number of elected Trustees to be elected at any election under the recited Acts and this Act shall be found to have the greater number of votes at such election shall if duly qualified according to the provisions of the recited Acts and this Act be deemed to be the elected Trustees under the said Acts and the returning officer shall prepare and sign a certificate of election in the form of Schedule N. to this Act annexed or in similar terms which certificate shall be final and conclusive as to the result of the poll and the Trustees elected at such election and he shall also publish a copy of such certificate as soon as practicable in at least one newspaper published or circulating within the parliamentary burgh :
- (14) The certificate of election foresaid shall as soon as practicable and (except as herein-after provided to the contrary) at latest within twenty-four hours from the completion of the counting of the votes be transmitted by the returning officer to the clerk :
- (15) In case of an equality in the number of votes the Trustees at their first meeting to be held after such election shall if necessary to prevent an excess in the number of elected Trustees determine by lot which of the persons having such equality of votes shall be the Trustee or Trustees :

(16) In the event of such equality in the number of votes the returning officer shall delay publishing the certificate of election as herein-before provided until the Trustees have determined by lot as aforesaid the person or persons elected Trustee or Trustees : A.D. 1899.

(17) In the event of the returning officer not receiving a nomination or nominations as herein-before provided of the name or names of persons proposed for election sufficient to supply the vacancy or vacancies in any class or classes of electors aforesaid or in the event of any such vacancy or vacancies not being supplied by reason of the requisite number of Trustees not being elected from any cause whatsoever then and in either of these events the same procedure shall be adopted as is appointed by the Act of 1879 as amended by this Act to be followed in the case of the failure of the electors to make a valid election. Provided that in such cases the nomination of a candidate or candidates for election shall be lodged with the returning officer as herein-before provided on or before four of the clock afternoon of the fifth lawful day immediately preceding that fixed for the election and notice of withdrawal by any candidate shall be lodged with the returning officer as herein-before provided not later than twelve of the clock noon of the third lawful day immediately preceding the day of election so that two clear days shall elapse before the date of the poll and the returning officer shall forthwith give the notice or notices as herein-before directed :

(18) The Trustees shall cause the day and place of the election to be advertised in at least one newspaper published or circulating in the parliamentary burgh not less than eight days previous to the election :

(19) The returning officer may appoint a deputy who shall be entitled to exercise all the powers conferred on the returning officer by the recited Acts and this Act.

8. Every Trustee who for the space of six months after his appointment or who for the space of six months in succession is absent from all meetings and committee meetings of the Trustees shall be deemed to have refused to act and shall cease to be a Trustee. Trustee neglecting to act to cease to be one.

9. From and after the passing of this Act the Schedules (A.) (B.) (C.) (D.) and (E.) annexed to the Act of 1879 shall be and are hereby repealed and the Schedules (A.) (B.) (C.) (D) and (E.) annexed to this Act shall be and are hereby substituted in lieu and Repeal of schedules of Act of 1879 and substitution of schedules to this Act.

A.D. 1899. — place thereof respectively and the Trustees may subject to the provisions of this Act levy demand and recover the rates and charges contained in the said last-mentioned schedules from the persons liable in payment of the same and all the provisions of the recited Acts amending or having relation to the said schedules annexed to the Act of 1879 or to the rates specified in such schedules including the provisions having relation to the security over such rates for borrowed money shall be read and have effect as if Schedules (A.) (B.) (C.) (D.) and (E.) annexed to this Act were annexed to and formed part of the Act of 1879 and were respectively the schedules designated by such letters in the Act of 1879.

Rates for
water
supply.

10. Section 108 of the Act of 1879 is hereby repealed and in lieu and place of the rates for water by that section authorised the Trustees may levy demand and take from the owner master agent manager or other person in charge of any vessel entering the harbour and receiving water the rates for fresh water specified in Schedule (F.) to this Act annexed.

Rates &c.
under re-
cited Acts
recoverable
notwith-
standing
repeal.

11. All duties rates and moneys which before the commencement of this Act shall have become due or payable to the Trustees and which shall be then unpaid and all fines penalties and costs which shall have been incurred under the recited Acts previous to the commencement of this Act and which shall be then unpaid may be levied collected sued for and recovered by the Trustees notwithstanding the repeal of Schedules (A.) (B.) (C.) (D.) and (E.) annexed to the Act of 1879 and of section 108 thereof.

Actions not
to abate.

12. Nothing contained in this Act shall abate or affect any action suit or other proceeding at law or in equity commenced or instituted previous to the commencement of this Act by or against the Trustees but such action suit or other proceeding and every action suit or proceeding to be brought by or against the Trustees after the passing of this Act shall be carried on and prosecuted by or against the Trustees and against the property vested in them in like manner and with the like effect as such action suit or proceeding might have been brought continued or carried on if this Act had not been passed.

Recovery of
rates on
fish.

13. Without prejudice to the rights of the Trustees to levy and recover rates for goods shipped and unshipped in the harbour from the several persons described in the recited Acts the Trustees may levy sue for and recover the rates for white fish and for fresh or salt-sprinkled herrings brought into the harbour either from the fish salesmen or auctioneers who dispose of such fish or herrings or from the persons purchasing or receiving delivery of the same

otherwise than as carriers (who shall respectively be entitled to deduct the amount of such rates from the price at which such fish or herrings were sold or purchased) and such fish salesmen auctioneers and purchasers or receivers otherwise than as carriers of such fish or herrings shall when required be respectively bound to furnish the Trustees or their collector of rates with a true account under their hands of the quantity or value of such fish or herrings and to verify the same by the production of their books and every person who shall refuse to give such account or who shall subscribe a false account shall be deemed guilty of an offence for which he shall be liable on conviction in a penalty not exceeding ten pounds. A.D. 1899.
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14. The master of every vessel engaged in the herring or white fishery shall if required report his arrival in the harbour to the collector of rates on every occasion on which such vessel enters the harbour and should he import into the harbour any white fish or fresh or salt-sprinkled herrings he shall also be bound on arrival or before sailing to deliver to the collector of rates a statement of the quantity and value of such white fish or fresh or salt-sprinkled herrings so imported and the names of the fish salesmen or auctioneers who are to dispose or may have disposed thereof or the purchaser or purchasers thereof or other persons who are to receive or have received delivery of the same and should he refuse or fail to make such report or to deliver such statement or deliver to the collector a false statement of any of the particulars foresaid he shall be deemed guilty of an offence for which he shall be liable on conviction in a penalty not exceeding ten pounds. Master of fishing vessel to report arrival.

15. The harbour-master may prevent the removal or sailing out of the harbour of any vessel or boat in respect of which any rates shall have been payable until evidence shall have been produced to him of the payment of such rates to the collector of rates and in the case of a vessel or boat engaged in the herring or white or other fishery until the master shall have given in a statement of his take of fish as required by the last preceding section hereof. Harbour-master may prevent sailing of vessels when rates have not been paid.

16. The Trustees may by a resolution of not less than two-thirds of the whole number of the Trustees present at a meeting called for the purpose agree with the master or owner of any vessel using the harbour or works or conveniences of the Trustees for the purposes of business or pleasure for a payment of a fixed sum payable in advance or otherwise as may be agreed as a composition by the year or other shorter or longer period for all or any of the rates payable by or in respect of such vessel Provided always that if the Trustees at any time make any such agreement by way of Power to compound for rates.

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composition as aforesaid the masters or owners of all other vessels of the same description using the harbour and works and conveniences of the Trustees in like manner and under similar circumstances may compound for the rates payable by them respectively upon like terms with those contained in such agreement and the Trustees shall accept such composition accordingly to the intent that such composition may not be made with partiality or in favour of any particular person.

Power to
construct
works.

17. The Trustees may make construct and maintain in the lines and situations and according to the levels shown on the deposited plans and sections the works herein-after described or some part or parts thereof together with all necessary and proper embankments excavations piers quays breakwaters jetties wharves mooring buoys and mooring posts cranes shears and other machinery sheds roads approaches bridges rails sidings tramways slips landing places beacons lights and gas and water pipes and other works and conveniences and may enter upon take and use such of the lands delineated on the deposited plans and described in the deposited book of reference as may be required for the said purposes.

Description
of works.

18. The works herein-before referred to and authorised by this Act are—

- (1) A river wall along the southern bank of the river of Wick commencing at the south-east corner of the south abutment of the harbour bridge over the river of Wick and proceeding thence in an easterly direction for a distance of five hundred and twenty feet or thereby and there terminating which work will be solid throughout:
- (2) A retaining wall commencing at the termination of river wall Work No. 1 and proceeding in a south-westerly direction for a distance of two hundred and thirty feet or thereby and terminating at the north side of the north pier at a point one thousand five hundred feet or thereby measured in a westerly direction from its outer extremity which work will be solid throughout:
- (3) The reclamation raising and making-up of the ground or foreshore enclosed by Works Nos. 1 and 2 and the existing north pier wall:
- (4) A quay commencing at the termination of Work No. 1 and proceeding in a south-easterly direction for a distance of five hundred and fifty feet or thereby and there terminating which work will be solid throughout:

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- (5) A quay wall commencing at a point on the north side of the north pier seven hundred and sixty feet or thereby measured in a westerly direction from the outer or seaward extremity of said north pier and proceeding thence in a northerly direction for a distance of three hundred and forty feet or thereby and terminating there by a junction with Work No. 4 which work will be solid throughout:
- (6) A tidal basin for boats situated to the north of the north pier enclosed by Works Nos. 2 4 and 5 and part of the existing north pier extending in length along the said north pier six hundred feet or thereby and in breadth three hundred feet or thereby said basin to be excavated to a depth of ten feet or thereby below the level of high water of ordinary spring tides:
- (7) An entrance to tidal basin Work No. 6 through the north pier at a point one thousand two hundred and twenty feet or thereby measured in a westerly direction from the seaward extremity of the said north pier connecting with the inner basin of the harbour such entrance being spanned by a moveable bridge:
- (8) A retaining wall commencing at a point on the east side of the south pier five hundred and seventy feet or thereabouts measured in a south-westerly direction from the outer or seaward extremity of said south pier and proceeding thence in a south-easterly direction for a distance of five hundred and seventy-three feet or thereabouts and there terminating on the foreshore of Wick Bay which work will be solid throughout:
- (9) An embankment including the reclaiming raising and making-up of the ground or foreshore within the area bounded on the north by Work No. 8 and on the south by the foreshore of Wick Bay.

All which intended works will be situate within the parliamentary burgh of Wick the parish of Wick and county of Caithness and on the foreshore and in the sea adjacent thereto.

19. Subject to the provisions of this Act the Trustees may in the execution of the works hereby authorised deviate laterally from the lines of such works within the limits of lateral deviation marked on the deposited plans and vertically from the levels shown on the deposited sections to any extent not exceeding ten feet Provided that no deviation either lateral or vertical below high-water mark shall be made without the consent in writing of the Board of Trade.

Limits of
deviation.

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Trustees may
shut up any part
of harbour
during execution
of works.

20. The Trustees may if they consider it necessary or expedient shut up wholly or partially any part of the harbour during the execution of the works by this Act authorised.

Alteration of
plans.

21. The Trustees in carrying out the purposes of this Act within the limits aforesaid may make any alterations on the works shown on the deposited plans and sections within the harbour and they may construct other subsidiary works which to them may from time to time appear expedient. Provided always that they shall before adopting and carrying into execution any such alterations submit plans and sections thereof to the Board of Trade and no such alterations or works shall be adopted or executed by the Trustees unless approved of by the Board of Trade in writing.

Penalty for
obstructing
works.

22. Every person who wilfully obstructs any person acting under the authority of the Trustees in setting out the lines of the works by this Act authorised or who pulls up or removes any poles or stakes driven into the ground for the purpose of setting out the lines of the said works or defaces or destroys the said works or any part thereof shall be guilty of an offence and shall for every such offence be liable on conviction to a penalty not exceeding ten pounds.

Works to
form part of
harbour
undertaking.

23. The limits of the harbour as defined by the recited Acts shall be extended so as to include the works authorised by this Act and the lands acquired under the authority hereof and such works and lands shall be comprised in the undertaking of the Trustees and shall for all purposes form a part of the harbour.

Limiting time for
exercise of com-
pulsory power of
purchase.

24. The powers of the Trustees for the compulsory purchase of lands for the purposes of this Act shall cease after the expiration of three years from the passing of this Act.

Period for
completion
of works.

25. If the works by this Act authorised are not completed within twelve years from the passing of this Act then on the expiration of that period the powers by this Act granted to the Trustees for making and completing the same or otherwise in relation thereto shall cease except as to so much thereof as is then completed or in process of completion.

Accesses to
and from
shore &c.

26. During the construction of the works by this Act authorised on or near the foreshore and also at all times after completion thereof the Trustees shall make and permanently maintain at their own expense and to the satisfaction of the Board of Trade for the free use of the public such footways and carriage-ways over under or across the works as the Board of Trade may from time to time

direct or approve and shall also make and permanently maintain at the like expense and to the like satisfaction on the seaward side of the embankments or works such boat slips or other facilities for boats and for passengers landing therefrom or embarking thereon as the Board of Trade may from time to time direct or approve. A.D. 1899.
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27. The Trustees shall not under the powers of this Act purchase or acquire in any district within the meaning of the Public Health (Scotland) Act 1897 ten or more houses which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or except with the consent of the Secretary for Scotland ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied. Restriction on taking houses of labouring class.

If the Trustees acquire or appropriate any house or houses under the powers by this Act granted in contravention of the foregoing provision they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the Secretary for Scotland by action in the court of session and shall be carried to and form part of the Consolidated Fund of the United Kingdom Provided that the Court may if it think fit reduce such penalty.

The expression "labouring class" means mechanics artizans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any such persons who may be residing with them.

28. The Trustees shall not under the powers of this Act construct on the shore of the sea or of any creek bay arm of the sea or navigable river communicating therewith where and so far as the tide flows and reflows any work without the previous consent of the Board of Trade to be signified in writing under the hand of one of the secretaries or assistant secretaries of the Board of Trade and then only according to such plan and under such restrictions and regulations as the Board of Trade may approve of such approval being signified as last aforesaid and where any such work may have been constructed the Trustees shall not at any time alter or extend the same without obtaining previously to making any such alteration or extension the like consents or approvals If any such work be commenced or completed contrary to the provisions of this Act the Board of Trade may abate and remove the same Works below high-water mark not to be commenced without consent of Board of Trade.

A.D. 1899. — and restore the site thereof to its former condition at the costs and charges of the Trustees and the amount of such costs and charges shall be a debt due from the Trustees to the Crown and shall be recoverable as a Crown debt or summarily.

Temporary
lights on
works during
construc-
tion.

29. The Trustees shall on or near the works below high-water mark hereby authorised during the whole time of the constructing altering or extending the same exhibit and keep burning at their own expense every night from sunset to sunrise such lights (if any) as the Board of Trade from time to time require or approve.

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

Trustees to
exhibit
lights.

30. The Trustees shall at the outer extremity of their works below high-water mark exhibit and keep burning from sunset to sunrise such lights (if any) as the Commissioners of Northern Lighthouses shall from time to time direct.

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

Abatement
of work
abandoned
or decayed.

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

Provision
against
damage to
navigation.

32. In case of injury to or destruction or decay of the works or any part thereof the Trustees shall lay down such buoys exhibit such lights or take such other means for preventing so far as may be danger to navigation as shall be directed by the Commissioners of Northern Lighthouses and shall apply to those Commissioners for directions as to the means to be taken and the Trustees shall be liable to a penalty not exceeding ten pounds for every calendar month during which they omit so to apply or refuse or neglect to obey any directions given in reference to the means to be taken.

Survey of
works by
Board of
Trade.

33. If at any time the Board of Trade deem it expedient for the purposes of this Act to order a survey and examination of any work constructed by the Trustees under the powers of this Act on in over through or across tidal lands or tidal water or of the intended site of any such work the Trustees shall defray the expense

of the survey and examination and the amount thereof shall be a debt due from the Trustees to the Crown and be recoverable as a Crown debt or summarily. A.D. 1899.

34. If in the course or by means of the execution of any of the works by this Act authorised any part of the shores or bed of the said river of Wick or of the sea beyond the mouth thereof belonging to Her Majesty shall be inned gained or reclaimed from the water the said Trustees shall not have or exercise any right upon the same or in respect thereof and shall not enter upon take use or interfere with the land so inned gained or reclaimed for any purpose whatsoever without the consent in writing of the Board of Trade on behalf of Her Majesty but such innings gaining or reclamation shall enure absolutely for the benefit of the Queen's Majesty Her heirs and successors. Any land reclaimed by works not to be taken without consent of Board of Trade.

35. The Trustees may either in whole or in part lease feu or let for any period not exceeding twenty years any embankments to be constructed by them under the authority of this Act or any other embankments already executed by them or any part of the lands at the harbour for the purposes of fish-curing storage accommodation erection of buildings or otherwise as the Trustees may elect and upon such terms pecuniary or otherwise and for such period or periods as the Trustees shall determine. Trustees may lease or feu embankments &c.

36. For the purposes of this Act the Trustees may by agreement purchase feu or lease and hold and use any land and foreshore not exceeding ten acres but nothing in this Act shall exonerate the Trustees from any action indictment or other proceeding for nuisance in the event of any nuisance being caused or permitted by them on any land acquired by them under the powers of this section. Power to take lands by agreement.

37. The Trustees may in addition to any money already borrowed or authorised to be borrowed by them for the purposes of the harbour from time to time borrow on the security of the rates and dues authorised by the recited Acts as amended by this Act and this Act and the other revenues of the Trustees and the lands works and property vested in them any sum or sums of money not exceeding twenty-five thousand pounds and in the event of any part of such sum being repaid by the Trustees otherwise than by means of a sinking fund or by annual repayments or annuities they may again borrow the amounts so paid off and so from time to time And the Trustees may grant bonds or mortgages for the sums so borrowed to the persons advancing or lending the money containing an assignation of the said rates dues revenues lands works and property as a security for the repayment of the money Power to borrow further moneys.

A.D. 1899. — so to be borrowed with the interest thereof and all the provisions as to the security re-borrowing borrowing on cash account and interest warrants and sinking fund contained in the recited Acts with reference to the sums therein authorised to be borrowed shall subject to the provisions of this Act apply to the additional sums to be borrowed under this Act. Provided always that the provisions of the recited Acts and this Act as to the sinking fund shall not apply to any moneys borrowed or to be borrowed by the Trustees on terms of repayment thereof by way of annuity or instalments.

Application
of borrowed
money.

38. The money borrowed under the authority of this Act shall be applied only to purposes to which capital is properly applicable.

Existing
bonds &c. to
have priority.

39. All bonds mortgages and assignments affecting the rates dues revenues lands works and property of the Trustees subsisting at the passing of this Act shall during the continuance thereof have priority over any bonds mortgages and assignments in security to be granted as aforesaid for money borrowed by virtue of this Act.

Collateral
securities for
borrowed
moneys.

40. As collateral security for the moneys to be borrowed under the authority of this Act or any part thereof and the due and punctual payment of the principal and interest thereof—

(1) The town council being a rating authority as defined by section 7 of the Public Works Loans Act 1882 may (subject to the provisions of this Act) if they think it expedient for the inhabitants at large of the royal burgh of Wick charge any fund or rate under their control for the behoof of the community and also as commissioners acting under the Burgh Police (Scotland) Act 1892 for the purpose of aiding the Trustees in raising a loan from the Public Works Loan Commissioners or any other persons and may give such aid by guaranteeing the principal and interest of the loan or part thereof or by borrowing the sum required or part thereof and advancing it to the Trustees or partly in one way and partly in the other :

(2) In like manner the commissioners being a rating authority as defined by section 7 of the Public Works Loans Act 1882 may (subject to the provisions of this Act) if they think it expedient for the inhabitants at large of the burgh of Pulteneytown charge any fund or rate under their control for the purpose of aiding the Trustees as aforesaid in raising a loan from the Public Works Loan Commissioners or any other persons and may give such aid by guaranteeing the principal and interest of the loan or part thereof or by borrowing the

sum required or part thereof and advancing it to the Trustees or partly in one way and partly in the other : A.D. 1899.

(3) Neither the town council nor the commissioners shall give any charge under the powers conferred upon them by this Act except in pursuance of a special resolution for the purpose. Such special resolution shall be passed by a majority of two-thirds of the members present at one meeting of the town council or the commissioners respectively as the case may be and shall be published once at least in each of two successive weeks in a local newspaper circulating in Wick and Pulteneytown and confirmed at a second meeting of the town council or commissioners as the case may be by a like majority of members present held not less than fourteen days after the first publication of the notice of such resolution and not less than three months after the meeting at which the resolution is passed :

(4) The Trustees shall in the month of September in every year so long as any guarantee or guarantees of the town council or commissioners is in force ascertain whether their resources will enable them after retaining in hand a proper balance for current expenditure and claims and a reserve not exceeding two hundred pounds for contingencies to meet the interest on and any instalments due or falling due towards repayment of principal of any loan raised by them from the Public Works Loan Commissioners or any other persons. If their resources will after retaining such balance and reserve as aforesaid be insufficient they shall before the end of the same month of September by writing under the hand of the clerk claim payment of such sum as they shall deem to be the amount of the deficiency from the town council or commissioners in proportion to the amount of their respective guarantees as aforesaid. The town council and the commissioners or either of them in order to enable them to judge of the propriety of such claim or claims may by themselves or by any person or persons on their behalf examine the books accounts and papers of the Trustees so far as they relate to or affect the subject-matter of the claim or claims and the Trustees shall give them or such person or persons as aforesaid all other information in their possession or power relating to or affecting the said subject-matter. If the town council or commissioners shall be of opinion that the amount of the claim or claims is incorrect or that the claim or claims against them or either of them is otherwise improper and signify such opinion under the hand

A.D. 1899.

of their clerk to the Trustees the matter in difference shall be referred to the determination of an arbiter to be appointed by the Board of Trade as herein-after provided. If in manner foresaid it shall be found that there is a deficiency it shall be the duty of the town council or the commissioners to fulfil their respective guarantees by providing and paying the amount of such deficiency due by them respectively to the Trustees but the town council and the commissioners shall in respect of any claim to be made by the Trustees in any month of September be allowed as respects one half of the amount due by each of them till the end of the following month of November and as respects the other half of the amount due by each of them till the end of the following month of May during which to raise and provide the amount payable by each of them. Such amount when paid to the Trustees shall be applied by them in meeting the actual deficiency and for no other purpose and if there is any surplus after paying the actual deficiency such surplus shall be repaid to the town council or commissioners in proportion to the amount of their respective guarantees as aforesaid :

- (5) If the town council or commissioners as the case may be make default in fulfilling their guarantee or guarantees in manner by this Act provided the Trustees may recover the amount due thereunder as a simple contract debt by action in any court of competent jurisdiction but the remedies hereby provided shall be in addition to all other powers and remedies which the lenders may have under the charge or guarantee in pursuance of the provisions of this Act :
- (6) All sums paid by the town council or commissioners in fulfilment of such guarantee shall be repaid by the Trustees to the town council or commissioners as the case may be with interest at the rate of three per centum per annum from the date of payment as soon as the resources of the Trustees will admit and any doubt or difference as to the time and amount of any such repayment shall on the application of the town council or commissioners who may have such claim against the Trustees stand referred to and be settled by an arbiter to be named by the Board of Trade :
- (7) All moneys repaid by the Trustees to the town council or commissioners in respect of such guarantee or guarantees as aforesaid shall be carried to the credit of the fund or rate out of which any payments have been made by the town council or commissioners on account of such guarantee :

(8) The town council or the commissioners respectively shall provide out of the assessments levied by them within their respective burghs or districts any sums from time to time required for the fulfilment of such guarantee and shall from time to time raise and levy as part of such burgh assessments such sums as may be necessary for that purpose: A.D. 1899.

(9) Moneys borrowed by the town council or the commissioners after the passing of this Act under the provisions of this section shall be repaid within sixty years from the time of borrowing by equal instalments of principal and interest:

(10) All charges existing at the time of the passing of this Act on the burgh assessments of the royal burgh of Wick or the burgh of Pulteneytown shall during the continuance thereof have priority over any guarantee or security given by the town council or commissioners respectively under the authority of this Act:

(11) Any dispute arising between the Trustees and the town council or commissioners with respect to the construction of this Act or the giving effect to the same or with respect to their duties or obligations under this Act shall on the written application of either party to the Board of Trade stand referred to and be determined by an arbiter to be appointed by that Board and the determination of such arbiter shall be binding on the Trustees the town council and the commissioners and be final for all purposes.

41. Nothing in this Act shall operate to empower the Trustees to borrow any loan from the Public Works Loan Commissioners Provided that if the Public Works Loan Commissioners advance any loan to the Trustees under the Harbours and Passing Tolls &c. Act 1861 and the Acts amending the same— Provision as to loans by Public Works Loan Commissioners.

(A) That loan and the security therefor shall not have priority over any loan previously borrowed by the Trustees or the security therefor except so far as the creditors consent to such priority but shall have priority over any loan subsequently borrowed by the Trustees and the security therefor; and

(B) The amount which the Trustees are authorised to borrow under this Act shall be diminished by the amount of any loan to be borrowed from the Public Works Loan Commissioners under the Harbours and Passing Tolls &c. Act 1861 and the Acts amending the same.

42. Any person lending or paying money under the recited Acts or this Act to the Trustees shall not be bound to inquire as to Protection of lenders from inquiry.

A.D. 1899. — the observance by the Trustees of any provisions of the recited Acts or this Act or of any Act incorporated therewith or be bound to see to the application or be answerable for any loss or non-application of such money or of any part thereof.

For appointment of a judicial factor.

43. The mortgagees of the Trustees may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a judicial factor. In order to authorise the appointment of a judicial factor in respect of arrears of principal the amount owing to the mortgagees by whom the application for a judicial factor is made shall not be less than one thousand pounds.

Unattended vessels may be removed from harbour.

44. Section 57 of the Harbours Docks and Piers Clauses Act 1847 shall for the purposes of this Act extend to and include any vessel which may be left or may remain in the harbour unattended.

Vessels placed on strand or seashore may be destroyed after notice.

45. Upon giving seven days' previous notice by advertisement in a newspaper published or circulating in Wick and Pulteneytown the Trustees may direct any vessel placed upon the strand or sea shore by virtue of the authority of this Act or of any Act incorporated with this Act or which otherwise may be found upon the strand or seashore to be destroyed and the costs of such advertisement and of the expenses incurred in destroying said vessel may be recovered by the Trustees from the owner thereof before any court of competent jurisdiction and such owner shall have no claim or charge against the Trustees in respect of the removal and destruction of such vessel by virtue of the provisions of this Act.

Harbour not to be used as stores for curing.

46. From and after the passing of this Act the harbour shall not be used by vessels or boats or ships of whatever description as stores or receptacles for the purpose of curing herrings or other fish.

Power to lease warehouses cranes &c.

47. The Trustees may let on lease for any period not exceeding twenty years any warehouses buildings sheds cranes or weighing or other machines or conveniences provided by them at such rents and upon such terms and conditions as shall be agreed upon between the Trustees and the persons taking using or occupying the same.

Warehouses may be insured.

48. The Trustees may if they think fit but not otherwise insure from loss or damage by fire all or any of the warehouses sheds or buildings already erected or which may hereafter be erected by them.

Trustees may act as warehousemen &c.

49. The Trustees may within the harbour act as warehousemen wharfingers and storekeepers and render such services as are usually

A.D. 1899.

rendered by dock companies for payment of such rents or charges as shall from time to time be fixed by the Trustees by the owners of goods warehoused or deposited or the person in charge of such goods.

50. The Trustees shall at the request of any person warehousing or depositing goods in any warehouse or on or in any of the quays or yards of the Trustees specially appropriated for the purpose or entitled to any goods so warehoused or deposited issue and deliver to him a certificate (in a form approved by the Trustees) of the goods or a warrant (in a form approved by the Trustees) for delivery of the goods so warehoused or deposited or any specified part thereof.

Trustees may issue certificates of deposited goods and warrants for delivery of goods.

51. Goods specified in any such certificate shall for all the purposes of this Act be deemed the property of the person in that behalf named in the certificate.

Effect of certificate.

52. The owner or person having the charge of any goods warehoused stored or yarded within the harbour shall before the removal of such goods from the warehouses stores or yards of the Trustees and at such date or dates as shall from time to time be fixed by the Trustees pay such rates and charges as shall be then due and payable on such goods and in case such owners or importers proprietor or proprietors consignee or consignees or person shall fail or neglect so to do the Trustees or such person as shall be appointed by them may at their own hand cause all such goods to be publicly sold the duties of customs and excise in respect to such goods being first paid and the produce of such sale shall be applied in payment of the rates and charges imposed by or payable under the recited Acts and this Act or of any other sums which may be owing to the Trustees or for which they may be liable or have undertaken liability and the overplus arising from such sale shall be paid to such owners or persons Provided that the said goods shall not be sold until the Trustees shall have given at least one week's previous notice in writing to such owners or persons and shall have inserted such notice in a newspaper published or circulating in Wick and Pulteneytown and have affixed the same in a conspicuous place in the office of the Trustees In the case of perishable goods (of which the Trustees shall be the sole judges) such sale may take place upon giving such previous public notice as the Trustees shall deem reasonable and sufficient in the circumstances.

Warehoused goods may be sold for payment of rates &c.

53. The Trustees may at their discretion use as a bonded warehouse any of their warehouses or any part thereof which may be

Warehouses may be used as bonded warehouses.

A.D. 1899. — duly approved by the Commissioners of Customs or of Inland Revenue when such are intended for the deposit of goods liable to the duties of customs or excise.

Trustees may give bond for duties on warehoused goods.

54. The Trustees may if required give to the Commissioners of Customs or of Inland Revenue general security by bond under their common seal for payment of the duties on or for the due exportation of goods deposited in their warehouses and yards.

Trustees may give security for bonding warehouses &c.

55. The Trustees may give such bonds or securities under their common seal as may be required by the laws for the time being in force relating to bonding warehouses and bonding yards.

Warehouses to be secured.

56. All warehouses belonging to the Trustees in which goods prohibited to be used for home consumption or liable to the duties of customs or excise may be deposited shall if required by the Commissioners of Customs or of Inland Revenue be secured in such manner as shall be approved by such Commissioners.

Power to erect fish market.

57. The Trustees may erect provide and maintain a fish market for the accommodation of the parliamentary burgh and port of Wick at any convenient place on or adjacent to the harbour and on any lands belonging to the Trustees or which they may acquire by agreement with all such appliances and fittings as they may deem necessary and suitable for the purposes thereof and they may divide or allocate any parts or part thereof into stalls or other defined or limited places and make provision for the cleansing and general management thereof and may in like manner divide or allocate the ground outside the same or any part thereof as they may from time to time deem suitable and convenient for traffic or for the purposes of such market and such market shall be open daily or otherwise as the Trustees shall from time to time determine and during such hours as they shall fix Nothing in this section shall exempt the Trustees from any action or proceeding for nuisance in the event of any nuisance being caused by the use of such market.

Officer for fish market.

58. The Trustees may appoint such person or persons as they think fit to superintend the traffic within the market and to carry out the regulations byelaws and orders of the Trustees thereat.

Use and letting of market.

59. The Trustees may demand levy and recover a reasonable rate as market dues on all white fish brought into the market and also from parties using the market for the purpose of selling herrings or any other kinds of fish by sample and the Trustees may also let or grant the privilege or exclusive use of any stalls or

A.D. 1899.
 —

defined spaces in such market by the day week or month quarter half-year year or otherwise (but not for more than a year at any one time) to fishdealers and others for the deposit and public or private sale of fish and for other traffic connected therewith at or for such rates rents or other payments and on such other terms and conditions as the Trustees shall from time to time think fit and such rates rents and payments shall be payable in advance and no person shall be allowed by the Trustees to have access to or the use of such market for the purpose of depositing or conducting sales of fish or for other traffic of any kind until payment thereof.

60. The Trustees shall provide in or near such fish market a receptacle for all fish offal and fish refuse and other refuse whatsoever and the occupier of every stall or space shall daily before the close of business for the day deposit or cause to be deposited in such receptacle all such offal or decayed or decaying fish or other matter whatsoever which may be in such stall or space and sweep wash and clean the same and such offal and refuse shall be the property and at the disposal of the Trustees.

Receptacle
 for fish offal
 and refuse.

61. Any person committing a breach of any of the provisions of this Act or any byelaw relating to the fish market or traffic thereat shall be guilty of an offence and shall be liable for each such offence in a penalty not exceeding five pounds and the Trustees may make such byelaws as they think fit for the conduct and management of the fish traffic at the harbour and in and adjacent to the fish market under such penalties as shall be therein specified and such byelaws shall be deemed to be within the power to make byelaws conferred by the Commissioners Clauses Act 1847 and the Harbours Docks and Piers Clauses Act 1847 respectively in so far as incorporated with the recited Acts and this Act and shall be subject to approval or confirmation by the sheriff in the manner therein provided.

Regulations
 for fish
 traffic.

62. The Trustees may in addition to any other powers of borrowing conferred by this Act borrow any moneys not exceeding the sum of three thousand pounds for the erection of the fish market or purposes in connection therewith on the security of the buildings and premises of the said market and the revenues thereof and may grant any mortgage bond and disposition in security or other deed or deeds necessary for rendering such security effectual.

Trustees may
 borrow on
 security of
 fish market
 and revenues.

63. The Trustees may contract agree or enter into an arrangement with the Royal National Lifeboat Institution for providing a lifeboat and other life-saving apparatus for service at the harbour

Trustees may
 arrange with
 Royal Na-
 tional Life-

A.D. 1899.

boat Institu-
tion for life-
boats &c. for
harbour and
may con-
tribute to
such institu-
tion.

and in the event of that institution providing such lifeboat or life-saving apparatus the Trustees may so long as any such contract agreement or arrangement exists or so long as such institution shall continue to provide such lifeboat or other life-saving apparatus contribute annually to the funds of such institution a sum not exceeding the total amount of the rates to be derived under Schedule (D.) of this Act for the year for which such contribution may be granted.

Prosecution
of offences
and recovery
of penalties.

64. Notwithstanding anything contained in section 117 of the Act of 1879 all offences committed in contravention of and all penalties fines forfeitures damages expenses and costs imposed by virtue of the recited Acts and this Act or any byelaws made in pursuance of the recited Acts and this Act may be prosecuted or recovered and enforced at the instance of the Trustees or the clerk or the treasurer before the sheriff or in the police court of the burgh of Pulteneytown established under the Burgh Police (Scotland) Act 1892 and the sheriff and the magistrates of the police court of the burgh of Pulteneytown may exercise all the powers authority and jurisdiction conferred under said section upon the magistrates of the royal burgh of Wick Any prosecution by virtue of the authority of this section before the sheriff may be at the instance of procurator fiscal of the sheriff court of Caithness at Wick and before the magistrates of the police burgh of Pulteneytown at the instance of the burgh prosecutor of the police court of that burgh.

Execution of
warrants by
constables.

65. In all proceedings instituted for the recovery of penalties imposed by the recited Acts or this Act or imposed under any byelaw or byelaws enacted by the Trustees and in force at the passing of this Act or which may be enacted under the recited Acts and this Act every warrant granted in such proceedings for the citation or apprehension of any person charged with a contravention of the recited Acts or this Act or of any such byelaw or byelaws or for the citation of witnesses or for the apprehension of a witness where the same shall be competent may be lawfully and competently executed at any place within the county of Caithness either by an officer of the court or magistrate granting the warrant or by a constable or police officer acting under the authority of any Act of Parliament although addressed to officers of court issuing the warrant and at any place within Scotland by any constable or police officer or by an officer of the court or magistrate granting the same and any constable or police officer charged with the execution of such warrant shall be bound on application by the party prosecuting or his authorised agent to

execute such warrant and shall be entitled to the fees or remuneration prescribed therefor under the Summary Jurisdiction (Scotland) Acts 1864 and 1881. A.D. 1899.

66. Any constable appointed by the Trustees under the provisions of the Act of 1879 and the Acts incorporated therewith may exercise the powers conferred upon a constable under the preceding section. Warrants may be executed by constables appointed under Act of 1879 &c.

67. All penalties under this Act shall be recovered and applied as directed by the Act of 1879 as amended by this Act and in the same manner and to the same effect as if such penalties had been enacted and imposed by the Act of 1879. Recovery of penalties imposed by this Act.

68. The harbour-master or any officer acting under the authority of the recited Acts and this Act or any constable acting under the authority of any Act of Parliament and all persons called by them or any of them to their assistance may seize and detain any person who shall be found committing any offence against the provisions of this Act or the recited Acts or any Act incorporated therewith or of any byelaw in force or to be made in pursuance of the recited Acts and this Act and whose name and residence shall be unknown to the harbour-master officer or constable aforesaid or who may be resident furth of the county of Caithness and shall with all convenient despatch convey him for trial upon a complaint to be brought under the Summary Jurisdiction (Scotland) Acts 1864 and 1881 charging him with such offence before the sheriff or a justice or a magistrate or magistrate or judge of police of the burgh of Wick or burgh of Pulteneytown without any warrant or authority other than the authority of this Act and such sheriff justice magistrate or magistrate or judge of police shall proceed with all convenient despatch in the matter of the complaint against such offender. Apprehension and trial of transient offenders.

69. Nothing contained in this Act shall be deemed to exempt the harbour or the Trustees from the provisions of the Merchant Shipping Act 1894 or of any general Act relating to merchant shipping harbours or docks or to dues on shipping or on goods carried in vessels now in force or which shall be passed during the present or any future session of Parliament or from any revision or alteration under the authority of Parliament of the rates authorised by this Act. Trustees and harbour not to be exempted from provisions of Merchant Shipping Act.

70. All the provisions contained in the recited Acts or either of them in so far as they are not repealed or altered by the Order of 1883 and this Act (including the forms of bonds or mortgages Application of recited Acts.

A.D. 1899. — transfers declarations interests warrants and discharges) shall be and the same are hereby in so far as applicable extended and applied to the powers purposes of and to the rates and dues authorised by this Act.

Extension of
10 & 11 Vict.
c. 27. (ss. 28
99) as to
exemption of
Government
Department
officers &c.

71. Sections 28 and 99 of the Harbours Docks and Piers Clauses Act 1847 as incorporated with this Act shall apply to and for the benefit of any Government department in the same manner as they apply to and for the benefit of any Government departments specially named in those sections.

Saving of
Crown rights
under Crown
Lands Act.

72. Nothing contained in this Act or to be done under the authority thereof shall in any manner affect the title to any of the subjects or any rights powers or authorities mentioned in or reserved by sections 21 and 22 of the Crown Lands Act 1866 and belonging to or exerciseable by or on behalf of Her Majesty.

Saving rights
of Crown in
foreshore.

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

Expenses of
Act.

74. All costs charges and expenses of and incident to the preparing and passing of this Act or otherwise in relation thereto shall be paid by the Trustees.

SCHEDULES referred to in the foregoing Act. A.D. 1899.

SCHEDULE (A.)

I.—RATES FOR VESSELS.

Class I.

	£	s.	d.
1. For all vessels to or from any port in Great Britain or Ireland per register ton - - - - -	0	0	4
2. For all pleasure yachts not carrying goods or passengers for hire to or from any port or place in Great Britain or Ireland per register ton - - - - -	0	0	2

Class II.

1. For all vessels to or from all other places not in Great Britain or Ireland per register ton - - - - -	0	0	8
2. For all pleasure yachts not carrying goods or passengers for hire to or from any port or place not in Great Britain or Ireland per register ton - - - - -	0	0	3

For vessels entering the harbour for safety or windbound or steam vessels for bunker coals only and not breaking bulk nor taking in goods (stores for their own use excepted) the following rates shall be paid namely:—

One penny per register ton if on a voyage to or from any port or place in Great Britain or Ireland and twopence per register ton if on a voyage to or from any other port or place.

But in the case of all classes if they break bulk or take in goods (except stores as aforesaid) full rates shall be paid.

The rates above specified shall not be charged both on the arrival of a vessel inwards and on her next following sailing outwards but shall be charged only on one of them and it shall be in the option of the Trustees to charge the said rates according to the class either on the sailing inwards or on the sailing outwards And vessels with cargo or part cargo from or loading cargo or part cargo to any place not in Great Britain or Ireland shall be liable for the rates under Class II. notwithstanding that such vessels may have either touched at any other place in Great Britain or Ireland to discharge part cargo or may proceed from the harbour to any other place in Great Britain or Ireland to load part cargo.

[Ch. lxxv.] *Wick and Pulteney Harbours* [62 & 63 VICT.]
Act, 1899.

£ s. d.

A.D. 1899. If the rates shall be charged on the sailing outwards there shall be deducted therefrom the amount of rates that may have been previously paid on the sailing inwards but if any vessel having sailed inwards sail outwards in ballast the rates shall be charged only on the sailing inwards.

For vessels sailing from the harbour and put back by stress of weather or other cause without having accomplished the voyage no additional rates shall be charged on such return.

For vessels remaining in the harbour there shall be paid in advance a rate of 3*d.* per register ton for a month or for any period less than a month in which such vessels shall remain in the harbour after the expiration of one month from their arrival and 1*d.* per register ton per month thereafter.

Any period less than a month after the expiration of any entire month shall for the purposes of the above rate be deemed a month and the rate shall not be chargeable for any vessels while under repair on slips or in graving or dry docks.

Exemption.

No rate shall be charged for tug steamers plying by the authority or licence of the Trustees while such tug steamers are employed only in towing vessels into or out of the harbour.

II.—RATES FOR FISHING VESSELS AND BOATS.

For each boat whether decked or undecked (including steam fishing boats) engaged at the harbour in the prosecution of the herring fishery solely a composition in full of tonnage rates for the period of the herring fishing season (from 1st July to 1st October) payable in advance either 2*s.* per ton or the sum of - - 1 5 0

For every boat engaged in the white fishery or other fishery other than the herring fishery as a composition for any of the following fishing seasons payable in advance:—

For the season from—

1st October to 1st January - - - - 0 5 0

1st January to 1st July - - - - 0 15 0

The above compositions shall not apply to steam trawlers or steam liners of a gross tonnage of more than 30 tons.

For each boat whether decked or undecked not engaged for the season in the herring fishery at the harbour but loading or discharging herrings on entering the harbour each time - - 0 2 6

For each boat whether decked or undecked loading or discharging fresh fish at any season of the year except boats engaged at the herring fishery during the regular season thereof on entering the harbour each time:—

If 25 tons register and under and not a steam fishing vessel - - 0 1 6

If a steam fishing vessel 25 tons register and under - - 0 3 0

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	£	s.	d.	A.D. 1899.
If above 25 tons register including steam fishing vessels per register ton - - - - -	0	0	2	
For all boats whether decked or undecked loading or discharging any other article than fish on entering the harbour each time the same as coasting vessels.				
For all boats whether decked or undecked coming into the harbour windbound or on account of stress of weather with or without cargoes :—				
If not exceeding 20 tons register and not a steam fishing vessel	0	1	0	
If above 20 and not exceeding 30 tons register and not a steam fishing vessel - - - - -	0	1	6	
If a steam fishing vessel not exceeding 30 tons register - - -	0	1	6	
For all boats including steam fishing vessels above 30 tons register the same as coasting vessels.				
<i>Note.</i> —The rates on the three last classes for any one year may be compounded for in respect of any boats under 25 tons register by a payment to the Trustees of 25s. and in the case of steam fishing vessels under 25 tons register by a payment of £3 10s. and on such payment being made no further rates shall be levied for such boat or steam fishing vessel within the year so long as employed as described in these three classes.				
For all boats remaining in the harbour after the expiration of four weeks from the date of their arrival for the purpose of being fitted out or for any purpose whatever if not engaged in fishing 2s. per boat for each week or part of a week over and above the dues exigible on arrival.				
The foregoing shall apply not only to boats and steam fishing vessels belonging to Great Britain and Ireland but also to boats and fishing vessels belonging to foreign countries.				

General Note.

All rates on vessels where not otherwise provided to be paid before leaving the harbour.

In all cases the harbour authority to have the option of charging rates either on the nett registered tonnage or on one third of the gross tonnage.

Vessels belonging to the Commissioners of Northern Lighthouses shall be exempt from the above-mentioned rates.

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SCHEDULE (B.)

RATES FOR GOODS.

						£	s.	d.
Aerated waters of all kinds	-	-	-	-	per ton	0	1	8
Ale and beer	-	-	-	-	per ton	0	2	6
„ in bottles	-	-	-	-	per ton	0	2	6
Ammonia water	-	-	-	-	per ton	0	1	0
Anchors	-	-	-	-	per ton	0	5	0
Animalised carbon	-	-	-	-	per ton	0	1	0
Ashes viz. :—								
Pot and Pearl	-	-	-	-	per ton	0	2	0
Weed	-	-	-	-	per ton	0	1	0
Asphalte or bitumen	-	-	-	-	per ton	0	1	0
Bacon and hams	-	-	-	-	per ton	0	2	6
Barilla	-	-	-	-	per ton	0	1	6
Barley hulled	-	-	-	-	per ton	0	1	6
Barley dust	-	-	-	-	per ton	0	1	0
Barrels empty herring	-	-	-	-	each	0	0	1
Barytes	-	-	-	-	per ton	0	1	6
Baskets	-	-	-	-	per dozen	0	0	6
Beef fresh and salted	-	-	-	-	per ton	0	2	6
Beer spruce or black	-	-	-	-	per ton	0	2	6
Billiard tables	-	-	-	-	per cwt.	0	0	2
Bicycles or tricycles	-	-	-	-	each	0	0	3
Biscuits	-	-	-	-	per ton	0	2	6
Blacking	-	-	-	-	per cwt.	0	0	1
Bleaching salts and powder	-	-	-	-	per cwt.	0	0	1
Blood of cattle	-	-	-	-	per ton	0	1	0
Blubber	-	-	-	-	per 250 gallons	0	6	6
Boats viz. :—								
Under 12 feet keel	-	-	-	-	each	0	1	6
12 to 14 feet keel	-	-	-	-	each	0	2	6
14 to 16 „ „	-	-	-	-	each	0	3	0
16 to 18 „ „	-	-	-	-	each	0	3	6
18 to 20 „ „	-	-	-	-	each	0	4	0
20 and above	-	-	-	-	each	0	5	0
Cobles viz. :—								
Under 12 feet long	-	-	-	-	each	0	1	6
12 to 14 feet long	-	-	-	-	each	0	2	0
14 to 16 „ „	-	-	-	-	each	0	2	6
16 to 18 „ „	-	-	-	-	each	0	3	0
18 to 20 „ „	-	-	-	-	each	0	3	6
Other cobles in proportion.								

	£	s.	d.	A.D. 1899.
Bones of cattle bone ash and bone meal - - - per ton	0	1	0	—
Bones of cattle ground (export) - - - per ton or 48 bushels	0	1	0	
Books and stationery - - - per cwt.	0	0	2	
Boots - - - per cwt.	0	0	2	
Bottles - - - per cwt.	0	0	2	
„ broken and cullet - - - per ton	0	0	6	
Boxwood (for kippers) - - - per cwt.	0	0	1	
Bran pollard and sharps - - - per ton	0	1	0	
Brass - - - per cwt.	0	0	2	
Bricks - - - per 1000	0	1	6	
Brimstone - - - per ton	0	1	6	
Bristles - - - per cwt.	0	0	9	
Brooms (common) - - - per dozen	0	0	2	
Bulrushes - - - per cwt.	0	0	8	
Butter - - - per cwt.	0	0	2	
Calamine or zinc ore - - - per ton	0	1	0	
Cane - - - per cwt.	0	0	2	
Candles - - - per ton	0	2	6	
Canvas - - - per cwt.	0	0	2	
Carpets rugs and upholstery articles - - - per ton	0	3	4	
Carriages with springs viz. :—				
Under 5 cwt. - - - each	0	2	6	
5 cwt. and under 7½ cwt. - - - each	0	5	0	
7½ cwt. and under 10 cwt. - - - each	0	7	6	
10 cwt. and above - - - each	0	10	0	
Carrots - - - per ton	0	1	0	
Carts and waggons (with or without springs) - - - per ton	0	2	6	
Casks boxes sacks and kits empty except returned empties as provided for in the notes to this schedule - - - per ton	0	2	6	
Cattle and live animals :—				
Asses and mules - - - each	0	1	0	
Bulls cows and oxen - - - each	0	1	0	
Calves - - - each	0	0	6	
Sheep lambs and goats - - - each	0	0	1	
Horses - - - each	0	2	0	
Entire horses - - - each	0	5	0	
Pigs - - - each	0	0	3	
Dogs and foxes - - - each	0	0	6	
Ferrets - - - each	0	0	1	
Rabbits - - - per cwt.	0	0	2	
Ducks hens and other fowls - - - each	0	0	1	
Wild animals - - - each	0	1	0	
Cattle foods and feeding stuffs not otherwise enumerated per ton	0	1	0	
Cement - - - per ton	0	1	0	
Chalk - - - per ton	0	1	0	
Charcoal and charcoal blacking - - - per ton	0	2	0	

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							£	s.	d.
Cheese	-	-	-	-	-	per cwt.	0	0	2
Chimney tops or cans (clay)	-	-	-	-	-	each	0	0	1
China	-	-	-	-	-	per ton	0	2	6
Chocolate	-	-	-	-	-	per cwt.	0	0	3
Chrome ore	-	-	-	-	-	per ton	0	1	0
Cider	-	-	-	-	-	per cwt.	0	0	3
Cinders	-	-	-	-	-	per ton	0	0	9
Clay viz. :—									
China or stone clay	-	-	-	-	-	per ton	0	0	9
Fire clay and loam clay	-	-	-	-	-	per ton	0	0	6
Pipe clay	-	-	-	-	-	per ton	0	1	0
Clocks	-	-	-	-	-	per cwt.	0	0	3
Clothiery haberdashery silk mercery not otherwise enumerated	-	-	-	-	-	per ton	0	2	6
Clover seeds	-	-	-	-	-	per ton	0	1	8
Coal dust	-	-	-	-	-	per ton	0	0	8
Coals	-	-	-	-	-	per ton	0	0	8
Cocoa	-	-	-	-	-	per cwt.	0	0	2
Cocoanuts	-	-	-	-	-	per 100	0	0	4
Coffee	-	-	-	-	-	per cwt.	0	0	2
Coke	-	-	-	-	-	per ton	0	0	10
Colours	-	-	-	-	-	per cwt.	0	0	2
Confections	-	-	-	-	-	per cwt.	0	0	2
Copper viz. :—									
Bars rods sheets and nails	-	-	-	-	-	per ton	0	2	6
Utensils for distilleries and other purposes	-	-	-	-	-	per ton	0	5	0
Old	-	-	-	-	-	per ton	0	2	0
Ore	-	-	-	-	-	per ton	0	1	0
Copperas	-	-	-	-	-	per ton	0	1	6
Coprolites	-	-	-	-	-	per ton	0	0	9
Cordage and wire rope	-	-	-	-	-	per ton	0	2	0
Cordage (old not in use)	-	-	-	-	-	per ton	0	1	0
Corks and corkwood	-	-	-	-	-	per ton	0	2	6
Corn viz. :—									
Barley or bere malt wheat rye beans and peas	-	-	-	-	-	per quarter	0	0	3
Oats	-	-	-	-	-	per quarter	0	0	2
Maize	-	-	-	-	-	per ton	0	1	6
Cotton seed	-	-	-	-	-	per ton	0	1	0
Cotton wool	-	-	-	-	-	per ton	0	2	6
„ manufactured	-	-	-	-	-	per ton	0	2	6
Crystal	-	-	-	-	-	per ton	0	2	6
Currants raisins and dried fruits	-	-	-	-	-	per cwt.	0	0	1½
Cutch and gambia	-	-	-	-	-	per ton	0	2	6
Drain pipes	-	-	-	-	-	per ton	0	1	0
„ pipe collars	-	-	-	-	-	per ton	0	1	0
Drugs medicines and medicinal oil	-	-	-	-	-	per cwt.	0	0	2

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		£	s.	d.	A.D. 1899.
Dung	- - - - -	per ton	0	0	4
Earthenware	- - - - -	per ton	0	2	6
Earthenware pipes (glazed)	- - - - -	per ton	0	1	0
Eggs	- - - - -	per cwt.	0	0	2
Empty boxes (returned)	- - - - -	each	0	0	1
Esparto grass	- - - - -	per ton	0	1	0
Feathers	- - - - -	per ton	0	5	0
Felt	- - - - -	per ton	0	2	0
Fire-clay retorts flue covers quarls vent linings and other manufactures of fire-clay except bricks	- - - - -	per ton	0	1	0
Fish pickled (except herrings)	- - - - -	per 26 $\frac{2}{3}$ gallons	0	0	2
„ dry	- - - - -	per ton	0	1	8
„ fresh haddocks cod ling and all fish not enumerated	- - - - -	per ton	0	3	4
„ large fresh cod ling skate in the discretion of the harbour authority	- - - - -	per score	0	0	2
Fish offal	- - - - -	per ton	0	0	6
Flax	- - - - -	per ton	0	2	6
„ codilla	- - - - -	per ton	0	2	6
„ manufactured	- - - - -	per ton	0	2	6
Flint for potters	- - - - -	per ton	0	0	6
Flour	- - - - -	per ton	0	2	0
Flower roots	- - - - -	per cwt.	0	0	2
Fruit viz. :—					
Apples pears berries and all other fruits	- - - - -	per ton	0	2	6
Furniture	- - - - -	per ton	0	5	0
Furrier's waste	- - - - -	per ton	0	0	4
Game viz. :—					
Hares	- - - - -	per cwt.	0	0	2
Rabbits	- - - - -	per cwt.	0	0	2
All other	- - - - -	per cwt.	0	0	2
Gelatine of scrows	- - - - -	per ton	0	2	0
Ginger	- - - - -	per cwt.	0	0	2
„ preserved	- - - - -	per cwt.	0	0	3
Glass window and plate	- - - - -	per cwt.	0	0	2
Glue	- - - - -	per cwt.	0	0	4
Grease	- - - - -	per ton	0	2	0
Groceries of all kinds not enumerated	- - - - -	per ton	0	2	6
Guano	- - - - -	per ton	0	1	6
Gunpowder dynamite and other explosives	- - - - -	per ton	0	6	0
Gypsum ground	- - - - -	per ton	0	1	0
„ unground	- - - - -	per ton	0	0	6
Hair dry wet or plaster	- - - - -	per ton	0	2	0
Hardware	- - - - -	per ton	0	2	6
Hats	- - - - -	per ton	0	2	6

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			£	s.	d.
Hay and straw	-	-	0	1	0
Hemp	-	-	0	2	6
„ dressed	-	-	0	2	6
„ codilla	-	-	0	2	6
Herrings viz. :—					
Fresh direct from sea	-	-	0	0	3
„ cured exported	-	-	0	0	3
„ cured or partially cured	-	-	0	0	3
„ smoked partially smoked or preserved in bulk or in boxes	-	-	0	1	6
Hides and skins raw and undressed	-	-	0	2	6
Honey	-	-	0	0	3
Hoofs	-	-	0	2	0
Hoops of wood	-	-	0	0	0½
„ of iron	-	-	0	1	8
Hops	-	-	0	2	6
Horns	-	-	0	2	9
Horn tips sloughs shavings and waste	-	-	0	1	0
Husbandry implements viz. :—					
Ploughs	-	-	0	0	9
Harrows	-	-	0	0	9
Wheelbarrows	-	-	0	0	4
Other implements	-	-	0	2	6
Ice	-	-	0	1	0
Iron viz. :—					
Bar bolt angle rod plate sheet nails wire and hoop (not otherwise enumerated)	-	-	0	1	8
Forged ironwork and machinery	-	-	0	2	6
Steam boilers whole or in pieces	-	-	0	2	6
Grates stoves and tinned work pots and other hollow cast-iron work	-	-	0	2	6
All other castings	-	-	0	2	6
Rust	-	-	0	1	0
Pig	-	-	0	1	0
Old	-	-	0	0	6
Ore	-	-	0	0	6
Junk or old ropes	-	-	0	1	6
Jute	-	-	0	1	0
„ manufactured	-	-	0	1	6
Kelp	-	-	0	1	0
Kiln pavement	-	-	0	0	4
Lard	-	-	0	2	0
Lead	-	-	0	2	6

			£	s.	d.	A.D. 1899.
Lead Shot	-	-	-	-	-	per ton 0 2 6
„ Ore	-	-	-	-	-	per ton 0 1 6
„ Sugar of	-	-	-	-	-	per cwt. 0 0 2
Leather	-	-	-	-	-	per cwt. 0 0 2
Lime	-	-	-	-	-	per ton or 30 bushels 0 0 9
Linen yarn	-	-	-	-	-	per ton 0 2 6
Linseed	-	-	-	-	-	per ton 0 1 8
Loam	-	-	-	-	-	per ton 0 0 4
Locust beans whole or ground	-	-	-	-	-	per ton 0 1 0
Lucifer matches	-	-	-	-	-	per ton 0 2 6
Madder ground	-	-	-	-	-	per ton 0 2 6
„ root	-	-	-	-	-	per ton 0 2 6
Manganese	-	-	-	-	-	per ton 0 1 0
Mangold wurzel	-	-	-	-	-	per ton 0 0 6
Manures manufactured not otherwise enumerated (import)	-	-	-	-	-	per ton 0 1 6
„ „ „ „ (export)	-	-	-	-	-	per ton 0 1 6
Margarine	-	-	-	-	-	per cwt. 0 0 2
Mats cargo and dunnage	-	-	-	-	-	per ton 0 0 9
Meal viz. :—						
Oat-meal pease-meal maize-meal bere-meal	-	-	-	-	-	per ton 0 1 4
Mill waste	-	-	-	-	-	per ton 0 1 0
Molasses	-	-	-	-	-	per ton 0 1 8
Moss litter	-	-	-	-	-	per ton 0 1 0
Musical instruments	-	-	-	-	-	per cwt. 0 0 2
Mussels	-	-	-	-	-	per ton 0 0 6
Nutmegs	-	-	-	-	-	per cwt. 0 0 2
Nuts	-	-	-	-	-	per cwt. 0 0 2
Oakum	-	-	-	-	-	per cwt. 0 0 2
Ochre	-	-	-	-	-	per cwt. 0 0 1
Oil (not otherwise enumerated)	-	-	-	-	-	per ton 0 2 6
„ cake (import)	-	-	-	-	-	per ton 0 1 6
„ „ (export)	-	-	-	-	-	per ton 0 1 0
Onions	-	-	-	-	-	per cwt. 0 0 1
Oranges	-	-	-	-	-	per ton 0 2 6
Oysters and shell fish (not otherwise enumerated)	-	-	-	-	-	per ton 0 0 6
Paints	-	-	-	-	-	per cwt. 0 0 2
Paper	-	-	-	-	-	per ton 0 2 6
Paper shavings	-	-	-	-	-	per ton 0 1 0
Paraffin oil and petroleum	-	-	-	-	-	per ton 0 1 8
Paste or mill boards	-	-	-	-	-	per ton 0 2 6
Peas (split and boilers)	-	-	-	-	-	per ton 0 1 8
Peats	-	-	-	-	-	per ton 0 0 8
Pepper and pimento	-	-	-	-	-	per ton 0 2 6

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			£	s.	d.
Pewter - - - - -	-	per ton	0	2	0
Phosphates manufactured - - - - -	-	per ton	0	1	0
Pictures (same as furniture).					
Pigs' heads - - - - -	-	per cwt.	0	0	1½
Pipes tobacco - - - - -	-	per cwt.	0	0	2
Pitch - - - - -	-	per ton	0	2	6
„ oil - - - - -	-	per ton	0	2	6
Plants trees and shrubs - - - - -	-	per cwt.	0	0	2
Plaster of Paris - - - - -	-	per ton	0	1	8
Pork (fresh or salted) - - - - -	-	per ton	0	2	0
Porter - - - - -	-	per ton	0	2	6
„ in bottles - - - - -	-	per ton	0	2	6
Potatoes - - - - -	-	per ton	0	1	0
Poultry (all kinds) - - - - -	-	per cwt.	0	0	2
Preserved provisions - - - - -	-	per ton	0	2	6
Pumice stones - - - - -	-	per cwt.	0	0	2
Pyrites - - - - -	-	per ton	0	0	6
„ (burnt or spent) - - - - -	-	per ton	0	0	3
Rags - - - - -	-	per ton	0	1	6
Rails composite or steel and iron - - - - -	-	per ton	0	1	8
Rape seed and ruben seed - - - - -	-	per ton	0	1	0
Rice - - - - -	-	per ton	0	2	0
Rosin - - - - -	-	per ton	0	1	0
Rye grass seeds - - - - -	-	per ton	0	1	8
Saddlery articles - - - - -	-	per cwt.	0	0	2
Sago - - - - -	-	per ton	0	2	0
Sailcloth - - - - -	-	per cwt.	0	0	2
Salmon - - - - -	-	per cwt.	0	0	3
Saltpetre refined - - - - -	-	per ton	0	2	0
Salt imported - - - - -	-	per ton	0	0	9
„ exported in bulk - - - - -	-	per ton	0	0	3
„ exported in barrels (barrels included) - - - - -	-	per 26½ gallons	0	0	1½
Salts muriates nitrates sulphates saltpetre and other salts for manures not otherwise enumerated) - - - - -	-	per ton	0	1	0
Sand (not exported—as ballast) - - - - -	-	per ton	0	0	4
Sawdust and wood chips - - - - -	-	per ton	0	1	0
Sealskins - - - - -	-	per score	0	0	4
Seeds not otherwise enumerated - - - - -	-	per ton	0	1	8
Sewing machines - - - - -	-	each	0	0	2
Sheep skins with wool - - - - -	-	per cwt.	0	0	2
„ pelts - - - - -	-	per cwt.	0	0	2
Shoes of all kinds - - - - -	-	per cwt.	0	0	2
Shumac - - - - -	-	per ton	0	2	6
Sids or oat husks - - - - -	-	per ton	0	0	6
Slates - - - - -	-	per ton	0	1	0

			£	s.	d.	A.D. 1899.
Slate slabs	-	-	-	-	-	per ton 0 1 6
Snuff	-	-	-	-	-	per cwt. 0 2 0
Soap	-	-	-	-	-	per cwt. 0 0 1
Soda and soda ash	-	-	-	-	-	per ton 0 1 0
Soot	-	-	-	-	-	per ton 0 0 6
Spirits	-	-	-	-	-	per ton 0 3 4
Starch	-	-	-	-	-	per cwt. 0 0 2
Steel	-	-	-	-	-	per ton 0 2 6
Stones viz. :—						
Carriage-way granite	-	-	-	-	-	per ton 0 0 6
Kerb pavement and building	-	-	-	-	-	per ton 0 0 6
Rubble and chips	-	-	-	-	-	per ton 0 0 6
Road metal	-	-	-	-	-	per ton 0 0 6
Freestone building	-	-	-	-	-	per ton 0 0 6
Rigging stones	-	-	-	-	-	per ton 0 1 6
Millstones grindstones and scythe stones	-	-	-	-	-	per ton 0 1 6
Marble stones	-	-	-	-	-	per ton 0 2 6
Flag stones Turin or Caithness	-	-	-	-	-	per ton 0 0 6
Polished granite stones	-	-	-	-	-	per ton 0 1 6
All other description of stones	-	-	-	-	-	per ton 0 1 0
Stoneware	-	-	-	-	-	per ton 0 2 6
Stucco	-	-	-	-	-	per ton 0 1 0
Sugar raw	-	-	-	-	-	per ton 0 2 6
„ refined	-	-	-	-	-	per ton 0 2 6
Tallow and paraffin wax	-	-	-	-	-	per ton 0 2 0
Tanners' waste	-	-	-	-	-	per ton 0 0 6
Tar	-	-	-	-	-	per 31½ gallons 0 0 3
Tares	-	-	-	-	-	per ton 0 1 0
Teas	-	-	-	-	-	per cwt. 0 0 3
Terra alba or sulphate of lime	-	-	-	-	-	per ton 0 1 0
Tiles	-	-	-	-	-	per 1000 0 1 0
Tin	-	-	-	-	-	per ton 0 2 0
Tin plates	-	-	-	-	-	per ton 0 2 0
Tobacco	-	-	-	-	-	per cwt. 0 0 3
Tow	-	-	-	-	-	per ton 0 1 6
Toys	-	-	-	-	-	per ton 0 2 6
Turnips	-	-	-	-	-	per ton 0 0 6
Turpentine	-	-	-	-	-	per cwt. 0 0 2
Twine	-	-	-	-	-	per cwt. 0 0 1½
Varnish	-	-	-	-	-	per cwt. 0 0 2
Vases or sculptured marble	-	-	-	-	-	per cwt. 0 0 3
Vegetables	-	-	-	-	-	per ton 0 1 8
Veneers all kinds	-	-	-	-	-	per cwt. 0 0 4
Vinegar	-	-	-	-	-	per cwt. 0 0 1
Vitriol and acids in carboys	-	-	-	-	-	per ton 0 1 8

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			£	s.	d.
Wax paraffin	-	-	0	2	0
Whalebone or whale fins	-	-	2	0	0
Wheels coach carriage or cart	-	-	0	0	9
Whitening	-	-	0	0	6
Willow reeds	-	-	0	0	2
Wine	-	-	0	3	4
„ bottled	-	-	0	3	4
Wire netting	-	-	0	1	6
Wood viz. :—					
Beech oak ash elm and all other hard woods rough					
or round or in plank or sided	-	-	0	1	0
Masts and spars	-	-	0	1	0
Fir deals planks and boards or battens	-	-	0	1	0
Railway sleepers	-	-	0	1	0
Lathwood	-	-	0	1	0
Cart wheel spokes and felloes	-	-	0	0	3
Wedges	-	-	0	1	0
Pitprops not exceeding 6 inches in average diameter	-	-	0	1	0
Doors windows and other framed goods for building purposes	-	-	0	2	2
Wainscot	-	-	0	1	6
Deal ends 3 inches thick and under 4 feet in length and firewood	-	-	0	0	9
Rickers and oar spars under 30 feet in length and under 4 inches diameter	-	-	0	0	4
Oars	-	-	0	0	4
Handspokes	-	-	0	0	4
Treenails	-	-	0	0	6
Wood by weight :—					
Bar wood box wood Brazil wood cam wood ebony fustic lignum vitæ logwood Nicaragua wood red wood Sassafras mahogany wainscot &c.	-	-	0	2	0
Wood staves and billets :—					
Herring barrel billets	-	-	0	1	0
Herring barrel staves	-	-	0	1	0
All other kinds not enumerated	-	-	0	0	4
Wood pulp	-	-	0	1	6
Wool sheep's	-	-	0	3	4
„ manufactured	-	-	0	3	4
Yarn viz. :—					
Lint and cotton	-	-	0	3	4
Hemp	-	-	0	2	6
Worsted	-	-	0	3	4
Yeast	-	-	0	2	0

		£	s.	d.	A.D. 1899.
Zinc	- - - - -	0	2	0	—
All goods not otherwise enumerated in the foregoing					
schedule	- - - - -	0	0	1½	
If by measurement	- - - - -	0	0	3	

The ton mentioned in the foregoing Schedule is the ton of twenty hundred weight.

Goods of all descriptions rated by the ton shall be charged according to gross weight fractional parts of a ton shall be charged proportionally and the minimum charge for a single package shall be one penny.

All goods landed from any vessel and re-shipped in the same or another vessel in the original packages and without being transferred from the importer or if the said goods have been put into other packages from the original packages having been destroyed or damaged shall only pay duties on landing and may be re-shipped in the same or another vessel upon her departure outwards without paying duties again.

When herring barrels are exported empty and are returned to the port and harbour packed with herrings the owners (if the exporters of the barrels) shall be entitled to an allowance or drawback of the amount of rates paid on exportation for such barrels out of the rates payable on importation for such herrings.

All goods having paid duties and belonging still to the same person and under the same voyage shall not be again liable to duties though such goods should require to be landed or to be re-shipped by the original proprietor.

If any goods for which rates shall have been paid when loaded shall from any accident or otherwise be unloaded no rates shall be charged a second time for such goods on being re-loaded if they belong to the original owner.

Where any goods shall have been shipped and the rates therefor paid and such goods shall thereafter be re-landed within the harbour by reason of the detention therein of the vessel by stress of weather and shall not be re-shipped such rates shall be repaid.

Exemptions.

Empty boxes casks bags and pack-sheets returned to the original shipper after importation or exportation with goods.

The luggage of each passenger not exceeding two and a half cwt. but for all above that weight the rate of two shillings and sixpence per ton shall be paid by each passenger.

The furniture and luggage of fishermen coming to or returning from the herring fishing at the commencement or end of each fishing season.

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SCHEDULE (C.)

RATES FOR LIGHTS FLAGS AND SIGNALS.

For all vessels including steam fishing vessels and trawlers per register ton - - - - - One farthing
These rates shall only be demanded and received during so long as lights flags and signals are exhibited in accordance with the provisions of the Act of 1879 and the Order of 1883.

SCHEDULE (D.)

RATES FOR THE LIFEBOAT AND LIFEBOAT ESTABLISHMENT.

	£	s.	d.
For all vessels from any port or place in Great Britain or Ireland each vessel - - - - -	0	1	0
For all vessels from any other port or place each vessel - - - - -	0	2	0
For all boats engaged in the prosecution of the herring fishing for the season per boat - - - - -	0	1	0
For steam fishing vessels for each entry 6d. or alternatively a composition for the year payable in advance - - - - -	0	3	6

SCHEDULE (E.)

RATES FOR THE USE OF CRANES WEIGHING MACHINES HAWSERS AND LIGHTERS.

1. Cranes :—	£	s.	d.
For one hour or any shorter time - - - - -	0	1	6
For every additional hour - - - - -	0	1	0
The time to be calculated from the outgoing of the handles until they are returned.			
2. Weighing machines :—			
For weighing 30 tons and under - - - - - per ton	0	0	2
„ over 30 tons and under 50 tons - - - - - „	0	0	1½
„ over 50 tons - - - - - „	0	0	1
In addition to the above rates an additional charge not exceeding one shilling per hour shall be payable to the Trustees for the services of the attendant at each weighing machine for every hour or part of an hour for which his attendance is required after 6 o'clock p.m. and until 6 o'clock a.m.			

	Outside of Harbour.			Inside of Harbour.			A.D. 1899.
	£	s.	d.	£	s.	d.	
3. Hawsers :—							
6 inches - - - - -	2	0	0	1	0	0	
5 inches - - - - -	0	10	0	0	10	0	
4 inches - - - - -	0	5	0	0	5	0	
3 inches - - - - -	0	5	0	0	5	0	
4. Lighters :—							
For a load or part of a load including wages of one man to take charge of lighter - - - - -				0	8	0	

SCHEDULE (F.)

RATES FOR FRESH WATER.

	£	s.	d.
For steam vessels (excluding fishing vessels) under 60 tons register - - - - - each time	0	2	0
For steam vessels under 60 tons register for filling or partly filling boiler (excluding fishing vessels) - - - - - each time	0	5	0
For steam vessels over 60 tons register - - - - - each time	0	2	0
For steam vessels over 60 tons register filling or partly filling boiler each time	0	7	6
For sailing vessels - - - - - each time	0	2	0
For steam fishing vessels - - - - - each time	0	0	6
For steam fishing vessels filling or partly filling boiler - each time	0	5	0
For fishing boats belonging to the port of Wick engaged in fishing during the summer herring fishing season for such season payable in advance a composition of - - - - -	0	1	0
For fishing boats belonging to the port of Wick for winter fishing season payable in advance a composition of - - - - -	0	1	0
For fishing boats with steam boiler (not propelled by steam) belonging to the port of Wick engaged in the fishing during the summer herring fishing season or during the winter fishing season for each such season payable in advance a composition of -	0	2	0
For fishing boats not belonging to the port of Wick but engaged in the fishing during the summer herring fishing season or during the winter herring fishing season for each such season a compo- sition payable in advance of :—			
If with steam boiler and not propelled by steam - - - - -	0	3	0
If without steam boiler - - - - -	0	1	6
For fishing boats not compounded for as above for each entry to the harbour - - - - -	0	0	6

A.D. 1899.

Exemptions.

Sailing and steam vessels making five payments in any one year of the above rates for each entry (exclusive of rates for filling or partly filling boiler which shall not be subject to composition) shall be exempt from such further water rates during such year.

Fishing boats (not propelled by steam) not compounding and making five payments of the rates above exigible in any one year shall be exempt from further water rates for such year.

SCHEDULE (G.)

WICK AND PULTENEY HARBOURS.

Form of Nomination Paper.

We *A.B.* [*here insert name and designation as in the Register of Electors*] and *C.D.* [*here insert name and designation as aforesaid*] being electors in the class of electors viz.—[*Here insert the particular Class of Electors for election in which candidate to be proposed such as "Ratepayers of the Harbour" or "Proprietors of Lands and Heritages" or "Shipowners"*] hereby propose *E.F.* [*here insert name and designation as in Register*] for election as a trustee at the next ensuing election of the Wick and Pulteney Harbours Trustees in the foresaid class of electors.

Given under our hands this _____ day of _____ [*insert date*].

A.B. _____

C.D. _____

To the Returning Officer
in the

Election of the Wick and Pulteney Harbours Trustees.

SCHEDULE (H.)

WICK AND PULTENEY HARBOURS.

Wick _____

[*Insert date.*] Sir,

I beg to intimate to you that you have this day been duly nominated for election as a Trustee of the harbours in the class of electors [*here insert class of electors such as "Ratepayers of the harbour" "Shipowners" or "Proprietors of Lands and Heritages"*].

I have also further to intimate that in respect there are more than one nomination for election in the foresaid class of electors a poll will take place in said class of electors within _____

[*Insert place of poll.*]

A.D. 1899.

upon Tuesday the _____
between the hours of ten o'clock forenoon and four o'clock afternoon in terms of the harbour statutes. [Insert date of poll.]

You may withdraw your candidature for election as a trustee by delivering to me or lodging at my office _____
on or before twelve o'clock noon on Saturday next a notice of withdrawal of your candidature signed by you in terms of Schedule (J.) annexed to the Wick and Pulteney Harbours Act 1899. A form of notice may be obtained on application to me.

[Insert office address.]

[To be signed by Returning Officer.]

Returning Officer.

To _____

[Insert address of person nominated as in register of electors.]

SCHEDULE (J.)

WICK AND PULTENEY HARBOURS.

Notice of Withdrawal of Candidate for Election as Harbour Trustee.

[Date] _____

I _____

[Here insert name and designation as in Register of Electors.]

having been nominated for election at the ensuing election of Trustees in the Class of Electors _____
do hereby withdraw my name as a candidate for election in said Class of Electors.

[Here insert class of electors such as "Rate-payers of the Harbour" "Shipowners" or "Proprietors of Lands and Heritages."]

[Person nominated for election signs here.]

To _____

[Insert name and address of Returning Officer.]

A.D. 1899.

SCHEDULE (K.)

WICK AND PULTENEY HARBOURS.

Election of Trustees.

The returning officer hereby gives notice that the following persons have been duly nominated as candidates for election to the office of Trustee:—

In the class of ratepayers of the harbour.

[Here insert name and designation as in Register of Electors.]

In the class of shipowners.

[Here insert name and designation as in Register of Electors.]

In the class of proprietors of lands and heritages.

[Here insert name and designation as in Register of Electors.]

And notice is hereby further given in terms of the Wick and Pulteney Harbours Act 1899 that in respect the number of persons nominated for election in the foresaid classes of electors does not exceed the number of vacancies to be supplied at the said election there will be no poll and it is hereby further declared that the persons before named and designed have been duly elected Trustees in the respective class of electors before mentioned in which they have been nominated.

Returning Officer.

Wick _____ *[Insert date.]*

SCHEDULE (L.)

WICK AND PULTENEY HARBOURS.

Notice of Poll in Election of Trustees.

I hereby give notice that the following persons have been duly nominated as candidates for election to the office of Trustee:—

¹ In the class of ratepayers of the harbour.

[Here insert names and designations of candidates nominated as appearing in register of electors.]

¹ In the class of shipowners.

[Here insert names and designations of candidates nominated as appearing in register of electors.]

¹ In the class of proprietors of lands and heritages.

[Here insert names and designations of candidates nominated as appearing in register of electors.]

And notice is hereby further given that as one Trustee only *[or otherwise as the case may be]* is to be elected in each of said classes *[or in said class as the case may be]* a poll in each of the said classes *[or in said class as the case may be]*

be] will be taken within [insert place of poll] between the hours of ten o'clock forenoon and four o'clock afternoon on Tuesday [insert day of month] January [insert year]. A.D. 1899.

Returning Officer.

Wick [insert date.]

¹ Note.—Where a poll will only be required in one or two of the above classes of electors the above notice will be altered accordingly by leaving out any reference to the class of electors in which there is no contested election.

SCHEDULE (M.)

REGULATIONS FOR THE POLL IN THE ELECTION OF TRUSTEES.

1. *Appointment of Presiding Officers and Poll Clerks.*—The returning officer may appoint one presiding officer and such number of poll clerks as he may think necessary to officiate in the election of each class of electors in which a poll has been fixed to take place.

2. *Returning Officer acting as Presiding Officer.*—In the event of a poll or contested election taking place in only one class of electors in any election the returning officer may himself act as presiding officer.

3. *Preparations for Poll.*—In each class of electors in which a poll has been fixed to take place the returning officer shall provide—(1) a ballot box so constructed that a ballot paper can be introduced therein but cannot be withdrawn without the box being unlocked (2) a sufficient number of printed ballot papers containing a list of the candidates described as in their respective nomination papers and arranged alphabetically in the order of their surnames (3) materials for the marking of the votes on the ballot papers and (4) a copy of the register of electors certified by the clerk of the Trustees for the use of the presiding officer.

4. *Polling Stations.*—At the place appointed for the poll the returning officer shall provide a separate polling station for the accommodation of electors entitled to vote in each class of electors. In the event of a poll being required in more than one class of electors the returning officer may arrange for the polling stations for each class of electors being constructed in the same room and such polling station shall be furnished with such number of compartments in which the voters can mark their votes screened from observation as the returning officer may think necessary.

5. *Stamping of Ballot Paper.*—The returning officer at each polling station shall provide an instrument for stamping the ballot papers with an official mark as herein-after provided.

6. *Appointment of Agents.*—Each candidate for election shall be entitled to appoint one agent to represent him in the election. Such appointment shall be in writing (or printed) and shall be signed by the candidate making the appointment and delivered to the returning officer (or to the presiding officer) previous to the commencement of the poll otherwise the appointment shall be invalid.

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7. *Persons entitled to attend at Polling Station.*—The only persons entitled to be present within the polling station shall be the returning and presiding officers the clerks appointed by the returning officer the candidates their agents and such other persons as the returning officer may appoint for the purpose of preserving order at the polling station.

8. *Declaration of Secrecy.*—Before the opening of the poll the returning officer and every person authorised by these regulations (including the candidates) to be present within the polling station or at the counting of votes as herein-after provided shall make a declaration of secrecy in the presence if he is the returning officer of a justice of the peace and if he is any other officer candidate or agent of a justice of the peace or the returning officer Such declaration of secrecy shall be in the following terms:—

“I solemnly promise and declare that I will not communicate except for some purpose authorised by law any information as to the persons who have voted or not voted or as to the candidates for whom any vote has been given at the election of Trustees [or a Trustee] of the Wick and Pulteney Harbours Trust to take place within [insert place of poll] on the [insert date of poll].”

Such declaration of secrecy shall be signed by the person making the same and by the returning officer or justice of the peace as the case may be before whom the same is taken and shall bear the date upon which the declaration is made.

9. *Contravention of Declaration.*—Every person making such declaration of secrecy who shall act in contravention thereof shall be liable on summary conviction before the sheriff to imprisonment for any term not exceeding six months with or without hard labour.

10. *Persons not making Declaration not to be allowed within Polling Station.*—The returning or presiding officer shall not permit any person who has not made a declaration of secrecy as herein-before provided to attend within the polling station.

11. *Commencement of Poll.*—The returning officer or presiding officer at any polling station immediately before the commencement of the poll shall show the ballot-box empty to such persons if any as may be present in such station so that they may see that it is empty The ballot-box shall then be locked up by the presiding officer in charge thereof and the presiding officer shall place his seal upon it in such manner as to prevent its being opened without breaking such seal and shall place it in his view for the receipt of ballot papers and keep it so locked and sealed.

12. *Mode of Voting.*—When any person comes up to vote the returning officer or presiding officer shall ascertain if the person is entitled to vote and if so immediately before a ballot paper is delivered to the elector it shall be marked on both sides with the official mark either stamped or perforated and the number name or description of the elector as stated in the certified copy of the register of electors aforesaid shall be called out and the number of such elector in the register shall be marked on the counterfoil of the ballot paper and a mark shall be placed on the register against such number to denote that he has received a ballot paper but without showing the particular ballot paper which he has received.

13. *Marking Ballot Paper.*—The elector on receiving the ballot paper shall forthwith proceed into one of the compartments in the polling station and there by a cross or crosses as the case may be according to the number of candidates to be elected placed opposite the name or names of the candidate or candidates (as the case may be) for whom he votes mark his paper. He shall then fold it up so as to conceal his vote and shall then put his ballot paper so folded up into the ballot box. He shall vote without undue delay and shall quit the polling station as soon as he has put his ballot paper into the ballot box. A.D 1899.

14. *Presiding Officer to mark Votes in certain Cases.*—The returning officer or the presiding officer as the case may be on the application of any elector who is incapacitated by blindness or other physical cause from voting in manner herein-before prescribed or (if the poll be taken on a Saturday) of any elector who declares that he is of the Jewish persuasion and objects on religious grounds to vote in manner herein-before prescribed or of any elector who declares that he is unable to read shall in the presence of the candidates or their agents cause the vote of such elector to be marked on a ballot paper in manner directed by such elector and the ballot paper to be placed in the ballot box and the name of every elector whose vote is marked in pursuance of this provision and the reason why it is marked shall be entered on a list of votes marked by the returning officer or the presiding officer as the case may be. The returning officer shall after the votes have been counted include the said list within the packet containing the ballot papers subject to the provisions of these regulations.

15. *Spoilt Ballot Papers.*—A voter who has inadvertently dealt with his ballot paper in such manner that it cannot be conveniently used as a ballot paper may on delivering to the presiding officer the ballot paper so inadvertently dealt with and proving the fact of the inadvertence to the satisfaction of the returning officer or presiding officer as the case may be obtain another ballot paper in place of the ballot paper so delivered up (in these regulations called a spoilt ballot paper) and the spoilt ballot paper shall be immediately cancelled.

16. *Order within Polling Station.*—The returning or presiding officer shall make arrangements for preserving order within the polling station and shall regulate the admission of electors so that those voting shall not be liable to be overlooked or otherwise put to inconvenience and shall see that each voter retires immediately after giving his vote.

17. *Validity of Votes.*—Any ballot paper on which more votes are given than the voter is entitled to give or on which anything is written or marked by which the voter can be identified shall be invalid and shall not be counted. The decision of the returning officer as to the validity of any disputed vote shall be final and conclusive.

18. *Proceedings at close of Poll.*—Immediately after the time fixed for the close of the poll the returning officer in the presence of the candidates or their agents shall break open the seal of the ballot box open the same examine the ballot papers and record and sum up the votes for each candidate. He shall then make up the whole of the ballot papers into a packet and shall write on

A.D. 1899. the outside of the packet a description of its contents the date of the election the particular class of electors to which the contents relate and shall seal up and deliver the same to the clerk of the Trustees to be kept by him subject to the instructions of the Trustees.

19. *Proceedings where there are more than one contested Election.*—

- (1) In the event of there being a poll in an election of a trustee or trustees in more than one class of electors the presiding officer (when not the returning officer) shall at the close of the poll in the presence of the candidates or their agents seal with his own seal the ballot box in use at his polling station unopened but with the key attached and shall deliver the box as soon as practicable to the returning officer:
- (2) The returning officer shall make arrangements for the counting of the votes in the several ballot boxes in the presence of the candidates or their agents as soon as practicable after the close of the poll and shall give to the candidates notice of the time and place at which he will begin to count the same:
- (3) At the time appointed the returning officer shall break open the seals of the different ballot boxes open the same examine the ballot papers and record and sum up in each class of electors the votes for each candidate recorded therein.

20. *Appointment of Clerks to count Votes.*—The returning officer may appoint such number of clerks as he may deem necessary for the purpose of assisting in the counting of the votes.

21. *Persons entitled to be present at Counting.*—The returning officer his assistants and clerks and the agents of the candidates and no other person except with the sanction of the returning officer may be present at the counting of votes.

22. *Presiding Officer may delegate Powers.*—The presiding officer may do by the clerks appointed to assist him any act which he is required or authorised to do by this Act at a polling station.

SCHEDULE (N.)

WICK AND PULTENEY HARBOURS.

Election of Trustees.

The Returning Officer in the Annual Election under the Pulteney Harbours Act 1879 the Wick and Pulteney Harbours Order 1883 and the Wick and Pulteney Harbours Act 1899 of a Trustee in each Class of Electors as follows *First* RATEPAYERS of the HARBOUR *Second* SHIPOWNERS of the PORT and *Third* PROPRIETORS of LANDS and HERITAGES Hereby Certifies that in the First Class [*Here insert name and designation as in Register of Electors of person elected in the Class of Ratepayers of the Harbour*] has been duly elected a Trustee that in the Second Class [*Here*

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insert name and designation as in Register of Electors of person elected in the Class of Shipowners of the Port] has been duly elected a Trustee and that in the Third Class [*Here insert name and designation as in Register of Electors of person elected in the Class of Proprietors of Lands and Heritages*] has been duly elected a Trustee.

Returning Officer.

Wick [insert date].

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