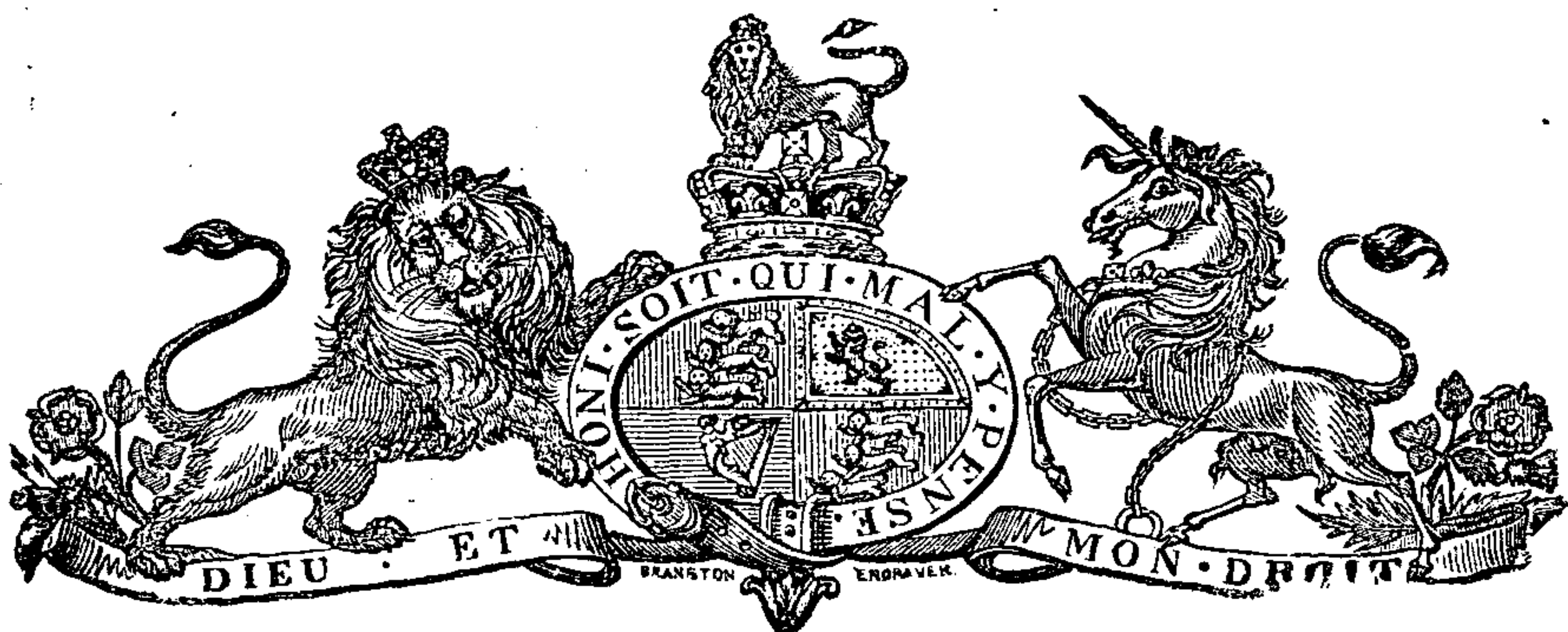




ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

Cap. cccxlv.

An Act for constructing a Pier at *Portbury* in the County of *Somerset*, and for making a Railway from the same to the City of *Bristol*, with a Branch Railway connected therewith.

[3d August 1846.]

WHEREAS the constructing of a Pier in the Parish of *Portbury* in the County of *Somerset*, and also a Railway to commence by a Junction with the said intended Pier, and to terminate by means of a Junction with the *Bristol and Exeter* Railway in the Parish of *Bedminster* in the City and County of *Bristol*, and a Branch Railway diverging from the said first-mentioned Railway, to commence in the said Parish of *Portbury*, and to terminate in the Parish of *Portishead* in the said County of *Somerset*, would be of great public Advantage, by facilitating the embarking and disembarking of Passengers and Merchandize from Steam Packets and other Vessels at such Pier, and by opening an additional, certain, and expeditious Means of Communication between the said Places, and also by facilitating Communication between more distant Towns and Places: And whereas the Persons hereafter named are willing, at their own Expence, to carry such Undertaking into execution,

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corporated
with this Act.

cution, but the same 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, That the several Acts of Parliament following, (that is to say,) the Companies Clauses Consolidation Act, 1845, the Lands Clauses Consolidation Act, 1845, and the Railway Clauses Consolidation Act, 1845, shall be incorporated with and form Part of this Act.

Short Title.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, it shall be sufficient to describe it as "*The Portbury Pier and Railway Act, 1846.*"

Subscribers
incorporated.

III. And be it enacted, That *Abraham Gray Harford Battersby, William Miles, Philip William Skinner Miles, John William Miles, William Watson, Richard Jenkins Poole King, Henry Bush, Joseph Cookson, Thomas Kington, Charles Ludlow Walker, George Woodroffe Franklyn, James George, Thomas Hill, George Jones*, Esquires, and all other Persons and Corporations who have already subscribed or shall hereafter subscribe to the Undertaking, and their Executors, Administrators, Successors, and Assigns respectively, shall be united into a Company for the Purposes of the said Undertaking, according to the Provisions of the said recited Acts and of this Act, and for other the Purposes herein and in the said recited Acts contained; and for the Purposes aforesaid such Company shall be incorporated by the Name of "*The Portbury Pier and Railway Company,*" and by that Name shall be a Body Corporate, with perpetual Succession, and shall have Power to purchase and hold Lands for the Purposes of the Undertaking, within the Restrictions herein and in the recited Acts contained.

Capital.

IV. And whereas the estimated Expence of constructing the Pier and Railway is Two hundred thousand Pounds; be it enacted, That the Capital of the Company shall be Two hundred thousand Pounds.

Number and
Amount of
Shares.

V. And be it enacted, That the Number of Shares into which the Capital shall be divided shall be Four thousand, and the Amount of each Share shall be Fifty Pounds.

Calls.

VI. And be it enacted, That Five Pounds *per* Share shall be the greatest Amount of any One Call which the Company may make on the Shareholders, and Two Months at the least shall be the Interval between each Call.

Power to
borrow
Money on
Mortgage.

VII. And be it enacted, That it shall be lawful for the Company to borrow on Mortgage or Bond any Sums not exceeding in the whole the Sum of Sixty-six thousand six hundred and sixty-six Pounds, but no Part of such Sum shall be borrowed until the whole of the said Capital or Sum of Two hundred thousand Pounds shall have

have been subscribed for, and One Half thereof shall have been actually paid up.

VIII. And be it enacted, That it shall be lawful for the Mortgagees of the Company to enforce the Payment of the Arrears of Principal and Interest due on any such Mortgages by the Appointment of a Receiver; and in order to authorize the Appointment of such Receiver, in the event of the Principal Monies due on such Mortgages not being duly paid, the Amount owing to the Mortgagees by whom Application shall be made shall not be less than Twenty thousand Pounds in the whole. Mortgagees may enforce Payment of Arrears by Appointment of a Receiver.

IX. And be it enacted, That the first Ordinary Meeting of the Company shall be held within Three Months next after the passing of this Act; and all Meetings, whether ordinary or extraordinary, shall be held in the City of *Bristol*. First and other Meetings.

X. And be it enacted, That the Number of Directors shall be Fifteen, and the Qualification of a Director shall be the Possession in his own Right of Twenty Shares in the Undertaking. Number and Qualification of Directors.

XI. And be it enacted, That it shall be lawful for the Company to increase or reduce the Number of Directors, provided that the increased Number do not exceed Eighteen, and that the reduced Number be not less than Nine. Power to vary the Number of Directors.

XII. And be it enacted, That *Abraham Gray Harford Battersby, William Miles, Philip William Skynner Miles, John William Miles, William Watson, Richard Jenkins Poole King, Henry Bush, Joseph Cookson, Thomas Kington, Charles Ludlow Walker, George Woodroffe Franklyn, James George, John Savage, Thomas Hill, and George Jones*, Esquires, shall be the first Directors of the Company. First Directors.

XIII. And be it enacted, That the Directors appointed by this Act shall continue in Office until the first Ordinary Meeting to be held after the passing of this Act, and at such Meeting the Shareholders present, personally or by Proxy, may either continue in Office the Directors appointed by this Act, or any Number of them, or may elect a new Body of Directors, or Directors to supply the Places of those not continued in Office, the Directors appointed by this Act being eligible as Members of such new Body; and at the first Ordinary Meeting to be held in every Year thereafter the Shareholders present, personally or by Proxy, shall elect Persons to supply the Places of the Directors then retiring from Office, agreeably to the Provisions in the said Companies Clauses Consolidation Act, 1845, and in this Act, contained; and the several Persons elected at any such Meeting, being neither removed nor disqualified, nor having resigned, shall continue to be Directors until others are elected in their Stead, in manner provided by the said Companies Clauses Consolidation Act, 1845, and in this Act, or either of them. Directors to continue in Office until first Meeting after passing of Act.

XIV. And be it enacted, That a Quorum of a Meeting of Directors shall be Three. Quorum of Directors.

XV. And

Committee
of Directors.

XV. And be it enacted, That the Number of Directors of which Committees appointed by the Directors shall consist shall be not less than Three; and the Quorum of such Committees shall be such as the Directors shall, at the Time of appointing the said Committee, prescribe.

Newspapers
for Insertion
of Adver-
tisements.

XVI. And be it enacted, That all Advertisements relating to the Affairs of the Company shall be inserted in at least Two *Bristol* Newspapers.

Pier and
Railway to
be construct-
ed according
to deposited
Plans.

XVII. And whereas a Plan showing the Line or Situation of the said Pier, and Plans and Sections of the Railway showing the Line and Levels thereof, and also Books of Reference containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands through which the same are intended to pass, have been deposited with the Clerks of the Peace of the Counties following; that is to say, *Somerset* and *Bristol*; be it enacted, That, subject to the Provisions in this and the said recited Acts contained, it shall be lawful for the Company to make and maintain the said Pier, Railway, and Works in the Line and upon the Lands delineated on the said Plans, and described in the said Books of Reference, and to enter upon, take, and use such of the said Lands as shall be necessary for such Purpose.

Company
not to take
certain
Lands.

XVIII. And be it enacted, That nothing in this Act contained shall authorize the Company to make any lateral Deviation into any Lands not numbered upon the said Plans, or, being numbered thereon, not described in the said Books of Reference, without the Consent in Writing of the Owner and Occupier thereof.

Main Line of
Railway.

XIX. And be it enacted, That the said Pier shall be situate in the said Parish of *Portbury*, and the Railway shall commence in the said Parish of *Portbury*, and shall pass from, through, or into the following Places, (that is to say,) *Portbury*, *Easton in Gordano* otherwise *Saint George's*, *Wraxall*, *Abbots Leigh*, and *Long Ashton*, in the said County of *Somerset*, and *Bedminster* in the City and County of the City of *Bristol*, and shall terminate by means of a Junction with the said *Bristol and Exeter* Railway in the said Parish of *Bedminster* in the City and County of the City of *Bristol*.

Branch
Railway.

XX. And be it enacted, That the said Branch Railway shall commence by a Junction with the said first-mentioned Railway in the said Parish of *Portbury*, and shall pass through or from thence into and terminate in the Parish of *Portishead* in the said County of *Somerset*.

Company to
erect Build-
ing for the
Use of Cus-
toms.

XXI. And be it enacted, That the said Company shall, when required by the Commissioners of Her Majesty's Customs, erect and build, to the Satisfaction of the said Commissioners, suitable Offices for the Transaction of the Business of the Customs, and shall at all Times keep the same in good and sufficient Repair.

XXII. And

XXII. And be it enacted, That the Quantity of Land to be taken by the Company for extraordinary Purposes shall not exceed Fifteen Acres.

Lands for extraordinary Purposes.

XXIII. And be it enacted, That the following public Road may be crossed by the Railway on the Level, that is to say, Number 28, Parish Road, in the Parish of *Abbots Leigh* in the County of *Somerset*.

A certain public Road may be crossed on the Level.

XXIV. And whereas there is a certain Creek or Channel leading from and out of the said Roadstead or Anchorage Ground towards a Place called *Portishead Pill*, which said Creek or Channel is navigable for and occasionally used by small sailing Vessels with standing Rigging: And whereas it is intended by the said Company to build a Bridge in the said Creek or Channel, for the Purpose of carrying the said Railway over the same to *Portishead Point*, and it is essential that the Trade carried on by such Vessels as aforesaid should be protected; be it enacted, That the said Company shall, if required by the said Mayor, Aldermen, and Burgesses, as Owners of the Port of *Bristol*, and Conservators of the Rivers within the same, erect and maintain across the said Creek or Channel leading to or communicating with *Portishead Pill*, and the Wharf or Landing Place at *Portishead*, a Drawbridge or Swivel Bridge, and that the Buttresses to support the said Bridge shall be such as to leave a clear Space in Width of not less than Thirty Feet, and that the said Drawbridge or Swivel Bridge shall be so constructed as to open and shut so as to admit sailing Vessels, with standing Rigging, to pass through the same; and that the said Company shall employ and pay a proper Person to take charge of, and who shall open and shut the said Drawbridge or Swivel Bridge from Time to Time, at all Periods of the Tide, by Day and by Night, when the Tide shall be navigable, to admit sailing and other Vessels, with standing Rigging, to pass through the tidal Way of the said Drawbridge or Swivel Bridge; and the said Company shall be wholly responsible for the opening, shutting, and Management of the said Bridge; and such Bridge shall in all respects be constructed to the Satisfaction of an Engineer to be appointed by the said Mayor, Aldermen, and Burgesses of the City of *Bristol*, and of the Engineer of the Company, or in case of any Difference or Dispute between such Two Engineers, then to the Satisfaction of an Engineer to be appointed by such Two Engineers for that Purpose as an Umpire between them; and in case such Two Engineers shall refuse, or for the Space of Twenty-one Days neglect to appoint such Umpire, after Request of either Party, to such Arbitration, it shall be lawful for the Board of Trade, on the Application of either Party, to appoint an Engineer to be such Umpire, who shall and is hereby required to settle such Difference or Dispute between such Two first-mentioned Engineers, and the Decision of such Umpire on the Matters in difference shall be final.

Drawbridge to be erected over the Creek leading to *Portishead Pill*.

XXV. And be it enacted, That the Powers of the Company for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing of this Act.

Compulsory Purchase of Lands limited.

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XXVI. And

Period for
Completion
of Works.

XXVI. And be it enacted, That the Pier and Railway shall be completed within Five Years from the passing of this Act, and on the Expiration of such Period the Powers by this or the recited Acts granted to the Company for constructing the Pier and Railway, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the Pier and Railway as shall then be completed.

Certificate of
Chairman of
Quarter Ses-
sions to be
Evidence
that Pier is
complete.

XXVII. And be it enacted, That a Certificate under the Hands of any Chairman of the Quarter Sessions of the Peace for the County of *Somerset* shall be conclusive Evidence that the Pier is completed, and fit for the Accommodation of Vessels to load and unload thereat; and any such Chairman shall sign such Certificate, on proper Proof being adduced to him that the Pier is in the State herein-before mentioned.

As to Com-
munication
with the
Bristol and
Exeter Rail-
ways.

XXVIII. And be it enacted, That the Junction with the said *Bristol and Exeter* Railway hereby authorized to be made, and all such Openings in the Ledges or Flanches of the said Railway as may be necessary or convenient for effecting such Communications, shall be made under the Direction and Superintendence of the Engineer for the Time being of the said *Bristol and Exeter* Railway Company.

Saving the
Rights of the
Bristol and
Exeter Rail-
way Com-
pany.

XXIX. Provided always, and be it enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, take away, or interfere with any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the said *Bristol and Exeter* Railway Company under and by virtue of the several Acts relating thereto.

Limits of the
Pier for the
Collection of
Rate.

XXX. And be it enacted, That the Limits of the Pier for the Purposes of this Act shall be the Pier and the Space lying between the Pier and the Shore, and a Line running parallel with the Pier at a Distance of One hundred and fifty Yards from the North Side of the Pier, and a straight Line drawn due North and South at a Distance of One hundred and fifty Yards from the West End of the Pier, and a Line running parallel with the last-mentioned Line at a Distance of One hundred and fifty Yards from the East End of the Pier.

Rates on
Passengers
at Pier.

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

Rates on
Goods ship-
ped or un-

XXXII. And be it enacted, That when and so soon as the said Pier shall be completed, or so far formed that Vessels can lade and unlade thereat, it shall be lawful for the Company to demand and receive

receive for all Articles, Goods, or Things in the Schedule (A.) to this Act mentioned which shall be shipped or unshipped, received or delivered, from or upon the said Pier, or within the Limits thereof, any Sum not exceeding the several Rates in the said Schedule (A.) specified.

XXXIII. And be it enacted, That when and so soon as the said Pier shall be completed, or so far formed that Vessels can lade or unlade thereat, or lie under the Protection thereof, it shall be lawful for the Company to demand and receive for every Vessel using the said Pier, or coming within the Limits thereof, any Sum not exceeding the several Rates specified in the said Schedule (A).

XXXIV. And be it enacted, That every Vessel and Boat belonging to or employed in the Service of or seized or detained on behalf of Her Majesty, Her Heirs and Successors, and every Vessel in the Service of the Customs or Excise, and all Officers or Persons employed therein respectively, or in the Service or Employ of the Admiralty or Ordnance, shall have free Use of the said Pier without any Charge or Rate whatsoever being made for the same, and without any Toll or Rate being payable for any Stores belonging to or purchased for Her Majesty's Service, or for any Baggage belonging to such Officers or Persons aforesaid, and nothing in this Act contained shall confer any Power or Control over any of the said Vessels or Boats, their Officers or Crews: Provided always, that if any Person shall claim and take the Benefit of any such Exemption as aforesaid, without being entitled thereto, every such Person shall for every such Offence forfeit and pay the Sum of Ten Pounds.

XXXV. And be it enacted, That nothing herein contained shall extend to charge with any of the Tolls or Rates hereby imposed any Packet Boat or Post Office Packet, being a Packet Boat or Post Office Packet as defined under the Provisions of any Act relating to the Post Office, or any Post Office Bag of Letters conveyed or to be conveyed by any such Packet Boat or Packet, or by any other Vessel whatever, or any of the Officers of the Post Office, but all such Officers shall have the free Use of the said Pier without any Charge or Rate whatsoever being made on them for using the same.

XXXVI. And be it enacted, That nothing in this Act contained shall authorize the Company to collect any Rate for or in respect of any Vessel coming within the Limits of the said Pier for the Purposes of Anchorage or Shelter only, and not loading or unloading, or embarking or disembarking Passengers, Live Stock, or Goods of any Description.

XXXVII. And be it enacted, That it shall be lawful for the Company to demand and take for the Use of any Cranes and Weighing Machine erected by the Company, of and from the Owner or Person having the Charge of any Thing loaded or unloaded, weighed or measured, by means of the same, such reasonable Rates as the Company shall from Time to Time appoint.

XXXVIII. And

Penalty on
giving undue
Preference.

XXXVIII. And be it enacted, That the Company, its Agents and Servants, shall not give any undue Preference to Persons or Goods which shall have passed or shall be intended to pass along the Railway, or any Railway communicating therewith, or to Vessels carrying such Goods, as against other Persons or other Goods of a like Nature, or Vessels carrying such other Goods, as respects the Use of the said Pier or any of the Conveniences thereunto belonging, or as respects the Tolls, Rates, or Charges to be taken by the Company, either as regards the Amount thereof or otherwise; and in case the Company, its Agents or Servants, shall give any such undue Preference, the Company shall for every such Offence forfeit and pay the Sum of Five Pounds.

Vessels re-
turning from
Stress of
Weather, &c.
not to pay
Rates.

XXXIX. Provided always, and be it enacted, That if any Vessel having shipped a Cargo at the Pier for which the Rates herein-before mentioned shall have been paid, shall after leaving the said Pier be obliged, from Stress of Weather or other Cause, to return with the same Cargo within the Limits of the said Pier, the Rates so paid shall not again be payable in respect of such Vessel.

How Ton-
nage of
British regis-
tered Vessels
to be ascer-
tained.

XL. And be it enacted, That the Tonnage of every *British* Vessel liable to the Payment of any Tonnage Rate under this Act, and duly registered according to Law, shall be ascertained according to the certified Tonnage in the Register, and the Tonnage of all other Vessels shall be ascertained according to the Rules of Law.

Collection of
Rates.

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

Masters to
report
Arrival of
Vessels.

Penalty for
Neglect.

XLII. And be it enacted, That the Master or Commander of any Vessel liable to any of the said Rates shall, within Six Hours after the Arrival of such Person at the said Pier or within the Limits thereof, report to the Pier Master for the Time being the Arrival of such Vessel, and the Place from whence it came; and any Master or Commander of any Vessel who shall fail to make such Report within the Time aforesaid shall for every such Offence be liable to a Penalty not exceeding Five Pounds.

Master of
Vessel to
produce
Certificate of
Registry.

XLIII. And be it enacted, That the Master or Commander of every registered Vessel shall, on Demand, produce the Certificate of the Registry of such Vessel to any Person authorized by the Company to collect the Rate in respect of such Vessel; and if any such Master or Commander shall refuse or neglect to produce such Certificate to any such Person on Demand he shall forfeit any Sum not exceeding Ten Pounds.

XLIV. And

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

Recovery of Rates by Distraint of Ship and Tackle.

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

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

XLVI. And be it enacted, That the Company shall from Time to Time cause to be painted on Boards, in large and legible Characters, and affixed on some conspicuous Part of the Pier, a List of the several Rates which shall be from Time to Time payable in respect of the said Pier, and no Rate shall be payable in respect of the said Pier during such Time as such Lists shall not continue so affixed, or for any Matter or Thing not specified in such List: Provided always, that if any such List shall be removed, stolen, destroyed, injured, or obliterated, the Rates shall continue to be payable during such Time as may be reasonably required for the Restoration or Reparation of such List, in the same Manner as if such Lists had continued affixed, and in the State required by this Act.

Lists of Rates to be painted on Boards, and fixed in some conspicuous Place.

XLVII. And be it enacted, That when the Cargo of any Vessel arriving at the said Pier, or within the Limits thereof, or any Part of such Cargo, shall be intended to be unshipped at the said Pier, or within the Limits thereof, the Master or Commander of such Vessel shall, within Three Hours after the Arrival of such Vessel, deliver to the Person for the Time being appointed to collect the last-mentioned Rates mentioned in the Schedule the following Particulars; (that is to say,)

Masters of Vessels to give Accounts of Goods intended to be unshipped.

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The Name of the Consignee of the Cargo or Part of the Cargo of such Vessel intended to be unshipped ;

And if the whole Cargo of such Vessel shall be intended to be unshipped, a Copy of the Bill of Lading or Manifest of the Cargo of such Vessel ;

Or if Part only of the Cargo of such Vessel is intended to be so unshipped, a true Account in Writing of the Kinds, Weights, and Quantities of the several Goods, Articles, and Things intended to be so unshipped :

And every such Master or Commander shall, if required by the Person appointed to collect the Rates aforesaid, give to such Person One Hour's Notice of the Time at which the Cargo of such Vessel, or any Part of the same, is intended to be unshipped.

Penalty on Masters giving no Account, or a false Account.

XLVIII. And be it enacted, That any Master or Commander of any Vessel, the Cargo or Part of the Cargo of which shall be intended to be unshipped within the Limits aforesaid, who shall fail to deliver or give any of the Particulars or the Notice hereinbefore required to be delivered or given by such Master or Commander, or shall deliver or give any false Particular or Notice, shall for every such Offence be liable to a Penalty not exceeding Ten Pounds.

Master of Vessel to give an Account of Goods intended to be unshipped.

XLIX. And be it enacted, That the Master or Commander of any Vessel on board of which any Goods, Articles, or Things shall be shipped from the said Pier, or within the Limits thereof, shall give to the Person for the Time being appointed by the Company to collect the last-mentioned Rates a true Account, signed by the Consignor, of the Kinds, Quantities, and Weights of such Goods, Articles, or Things, before the same shall be shipped in such Vessel ; and any Master or Commander who shall fail to give such Account, or shall give a false Account, and any Consignor who shall sign a false Account of any such Goods, Articles, or Things, shall respectively for every such Offence be liable to a Penalty not exceeding Twenty Pounds.

In case of Dispute, Goods to be weighed or measured.

L. And be it enacted, That if any Difference shall arise between the Person for the Time being appointed by the Company to collect the last-mentioned Rates, and the Master or Commander of any Vessel, or the Owner, Consignor, or Consignee of any Goods, concerning the Weight or Quantities of any Goods, Articles, or Things in respect of which any Rates are payable by this Act, it shall be lawful for such Collector to cause all such Goods, Articles, or Things to be weighed or measured (as the Case may require), and, if necessary, to detain the Vessel in which such Goods, Articles, or Things may be, until the same shall have been weighed or measured.

Expences of weighing or measuring of Goods.

LI. And be it enacted, That if the Goods, Articles, or Things so weighed or measured shall be of greater Weight or Measure than shown from the Manifest, Account, or Statement delivered or made

by the Master or Commander of the Vessel in which the same may be, or by the Owner, Consignor, or Consignee thereof, the Expences of such weighing or measuring shall be paid to the Company or their Collector, and shall be recovered by the Company or their Collector by the same Means as herein provided for the Recovery of Rates due in respect of such Goods, Articles, and Things; but if such Goods, Articles, and Things shall be of the same or less Weight or Quantity than shown by the Manifest, Account, or Statement so delivered or made as aforesaid, the Company shall pay all the Expences of such weighing or measuring, and shall also pay to the Master or Commander of the Vessel, or to the Owner, Consignor, or Consignee of such Goods, Articles, or Things, all Expences which may be occasioned to any such Person by reason of such weighing or measuring.

LII. And be it enacted, That the Rates payable to the Company in respect of any Goods, Articles, or Things shipped or unshipped from or at or within the Limits of the said Pier shall be paid as follows; (that is to say,) if such Goods, Articles, or Things shall be shipped, such Rates shall be paid by the Owner or Consignor of such Goods, Articles, or Things previous to the Shipment of the same; if such Goods, Articles, or Things shall be unshipped, such Rates shall be paid by the Owner or Consignee of such Goods, either before the Expiration of Two Calendar Months next after the same shall have been unshipped, or previous to the Removal of the same from the Premises of the Company, which shall first happen.

Rates on
Goods by
whom and
when pay-
able.

LIII. And be it enacted, That if Default shall be made in the Payment of any Rates payable under this Act in respect of any Goods, Articles, or Things, it shall be lawful for the Person for the Time being appointed by the Company to collect such Rates to distrain any such Goods, Articles, or Things, or if the same shall be removed from the Pier and Premises of the Company, to distrain any other Goods, Articles, or Things on the Pier or Premises of the Company belonging to the Person liable to pay such Rates, and to sell any such Distress, and out of the Proceeds of such Sale to pay the Rates due to the Company; provided that the Person collecting any such Rates shall, before making any such Distress as aforesaid, pay all Duties which may be payable to Her Majesty in respect of the Goods, Articles, or Things so distrained, and may retain the Amount of Duties so paid out of the Proceeds arising from the Sale of such Distress; or it shall be lawful for the Company to recover such Rates upon Goods, Articles, or Things, and also the Rates upon any Vessel coming within the Limits of the said Pier, by Action in any of the Superior Courts.

Recovery of
Rates on
Goods.

LIV. And to the end that the Rates by this Act imposed may be effectually levied, be it enacted, That it shall be lawful for any Person appointed to collect any such Rates to enter, either alone or with any other Person, into any Vessel loading or unloading at the said Pier, and to ascertain the Rates payable in respect of any Goods, Articles, or Things therein.

Collector of
Rates may
enter Vessels
to ascertain
Rates.

LV. And

Penalty on
evading
Payment of
Rates.

LV. And be it enacted, That if any Master or Commander of any Vessel shall evade the Payment of any Rates payable to the Company, he shall pay to them Three Times the Amount of such Rates, and the same shall be recovered from such Master or Commander in the same Manner as Penalties imposed by this Act are directed to be recovered, or by Action in any of the Superior Courts.

43G.3.c.140. LVI. And whereas, under and by virtue of an Act passed in the Forty-third Year of the Reign of His Majesty King *George* the Third, intituled *An Act for improving and rendering more commodious the Port and Harbour of Bristol*, and of another Act passed in the
46G.3. c.35. Forty-sixth Year of the Reign of His said Majesty, intituled *An Act to alter and amend an Act passed in the Forty-third Year of His present Majesty, intituled 'An Act for improving and rendering more commodious the Port and Harbour of Bristol,' and for extending the Powers and Provisions of the said Act*, and of another Act passed in the
48G.3. c.11. Forty-eighth Year of the Reign of His said Majesty, intituled *An Act for completing the Improvement of the Port of Bristol*, and of another
49G.3. c.17. Act passed in the Forty-ninth Year of the Reign of His said Majesty, intituled *An Act to enable the Bristol Dock Company to borrow a further Sum of Money for completing the Improvements of the Port and Harbour of Bristol*, and of another Act passed in the Third Year of
3 G. 4. c. 21. the Reign of His Majesty King *George* the Fourth, intituled *An Act to alter, amend, and explain the several Acts passed for improving and rendering more commodious the Port and Harbour of Bristol*, or under or by virtue of some or One or more of the said several Acts, certain Rates or Duties in the said several Acts, or some or One of them, particularly mentioned, described, specified, and set forth, are payable to the *Bristol Dock Company* for every Ship or Vessel entering into the Port of *Bristol* (except as in the said Acts, or some or One of them, excepted), by the Master or Commander, Owner or Owners of every such Ship or Vessel, according to the Register Tonnage of the said Ship or Vessel, and for all Goods, Wares, Merchandizes, and Commodities whatsoever imported into the said Port of *Bristol*, excepted as therein excepted, by the Owner or Owners, Consignee or Consignees of such Goods, Wares, Merchandizes, or other Commodities : And whereas the said Pier will be situated within the said Port of *Bristol*, and it is expedient that Powers should be granted to reduce or relinquish all or any of such Rates and Duties in the Cases hereinafter specified ; be it therefore enacted, That it shall be lawful for the Directors of the said Dock Company, with the Consent of the Court of Quarter Sessions for the City and County of *Bristol*, after Fourteen Days Notice of the Intention to apply to the said Court for that Purpose shall have been published twice in Two *Bristol* Newspapers, to contract with the *Portbury* Pier and Railway Company for the permanent or temporary, total or partial, Remission, Reduction, Alteration, Grant, or other Disposition of all or any of the Rates, Tolls, or Duties payable to the said Dock Company for or in respect of such Ships or Vessels as shall enter the Port of *Bristol*, and shall use the said Pier, and shall quit the said Port without having entered or used any of the Locks, Basins, or other Works of or belonging to the said Dock Company, and for or in respect of Goods, Wares, Merchandizes, or Commodities liable to such Rates and Duties which may be imported

Power to
Dock Com-
pany to
contract
with the
Company in
respect of
Rates, &c.

imported in such last-mentioned Ships or Vessels which shall be landed at the said Pier; and every such Contract may contain such Covenants, Clauses, Provisoos, and Conditions as may be agreed upon between the contracting Parties.

LVII. Provided always, and be it enacted, That nothing in this Act contained shall extend to abridge, lessen alter, or affect any of the Rights, Powers, or Privileges of the *Bristol Dock Company*, or the Directors or Proprietors thereof, further than is herein enacted.

Saving Rights of *Bristol Dock Company*.

LVIII. Provided always, and be it enacted, That nothing herein contained shall extend to abridge or lessen, or in anywise prejudice or interfere with any of the Rights, Powers, Immunities, Privileges, or Authorities of the Mayor, Aldermen, and Burgesses of the City of *Bristol*, as Conservators of the Port and Harbour of *Bristol*, further than is herein enacted, nor with any of the Rights, Powers, Immunities, Privileges, or Authorities of the Masters, Wardens, and Commonalty of the Society of Merchant Venturers of the City of *Bristol*.

Saving Rights of certain public Bodies in *Bristol*.

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

Power to appoint Pier Master.

LX. And be it enacted, That the Powers by this Act given to the Pier Master shall extend to every Vessel within the Limits of the Pier.

Limits of Pier Master's Jurisdiction.

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

Powers of Pier Master.

For regulating the Manner in which any Vessel shall lie in the Limits aforesaid, and the Position, mooring or unmooring, placing or removing of any Vessel within the said Limits:

For regulating the Manner in which Passengers shall land from or embark on any Vessel, and the Manner in which any Vessel shall take in or discharge its Cargo, or any Part thereof, or shall take in or deliver Ballast at the said Pier, or within the said Limits:

For regulating the Government of any Vessel within the said Limits, and the Use of the Pier:

Provided always, that it shall be lawful for such Pier Master to direct that any Vessel shall not lie or anchor within a Distance of One hundred and fifty Yards of any Part of the said Pier or Bridge: Provided also, that nothing herein contained shall extend to authorize such Pier Master to do or cause to be done any Act in any way repugnant to or inconsistent with any Law relating to the Customs, or to any Regulation of the Commissioners of Her Majesty's Customs.

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

Penalty on Pier Master exercising Powers unreasonably.

[*Local.*]

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LXIII. And

Penalty on
Masters, &c.
obstructing
Pier Master.

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

Power for
Pier Master
to cause
Vessels to be
be removed.

LXIV. And be it enacted, That if the Master or Commander of any Vessel within any Part of the said Limits shall not moor, unmoor, place, or remove such Vessel according to the Directions of the said Pier Master for the Time being, in Writing, given to the said Master or Commander, it shall be lawful for any such Pier Master to cause such Vessel to be moored, unmoored, placed, or removed according to the Directions aforesaid, and to employ a sufficient Number of Persons for that Purpose; and the Expences attending such mooring, unmooring, placing, or removing shall be paid by such Master or Commander.

Penalty on
not comply-
ing with Di-
rections of
the Pier
Master.

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

Pier Master
may cut
Ropes or
slacken
Chains when
necessary.

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

Pier Master
may cause
Wrecks, &c.
to be re-
moved.

LXVII. And be it enacted, That it shall be lawful for the said Pier Master for the Time being to remove any Wreck and other Obstruction within the aforesaid Limits of his Jurisdiction, and the Expence of removing any such Wreck or Obstruction shall be repaid by the Owner of the same.

Penalty on
Masters, &c.
damaging
Pier, &c.

LXVIII. And be it enacted, That every Master, Pilot, or other Person having the Charge of any Vessel or Float of Timber, through whose wilful Act or Negligence any Damage shall be done to the said Pier, Machinery, or other Works or Property of the Company by means of such Vessel or Float of Timber, shall pay for and repair all

all such Damage; and all such Damage, if the Amount claimed does not exceed Fifty Pounds, shall be ascertained and recovered in the same Manner as any Damages for the Recovery of which no special Provision is contained is to be recovered; and it shall also be lawful for the Justice before whom the same is recovered to cause the Vessel or Float of Timber causing such Damage, and any Tackle and Furniture thereof, to be distrained and detained until the Amount of Damage and Costs awarded by him shall be paid, and if the same shall not be paid within Seven Days after the taking of such Distress, to cause the Property so distrained or any Part thereof, to be sold, and out of the Proceeds of such Sale to pay the Amount of Damage and Costs awarded by such Justice, and all the Charges incurred by the Distress, Detention, and Sale of such Property.

Penalty may be recovered by Distraint of Tackle, &c.

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

Owner or Master of Vessel answerable for Acts of Servants.

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

Masters may recover Amount of Damage from Servants.

LXXI. And be it enacted, That it shall be lawful for the Company to demand any Tolls for the Use of the Railway, not exceeding the following; (that is to say,)

Tolls:

In respect of the Tonnage of all Articles conveyed upon the Railway, on any Part thereof, as follows:

On Articles of Merchandize:

For all Dung, Compost, and all Sorts of Manure, Lime and Limestone, and all undressed Materials for the Repair of public Roads or Highways, *per Ton per Mile* not exceeding One Penny; and if conveyed by Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding One Halfpenny:

For all Coals and Culm, *per Ton per Mile* not exceeding One Penny; and if conveyed in Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding One Halfpenny:

For

For all Coke, Charcoal, and Cinders, all Stones for building, pitching, and paving, all Bricks, Tiles, Slates, Clay, Sand, Ironstone and Iron Ore, Pig Iron, Bar Iron, Rod Iron, Hoop Iron, and all other similar Descriptions of Wrought Iron and Iron Castings not manufactured into Utensils or other Articles of Merchandize, *per Ton per Mile* not exceeding Three Halfpence; and if conveyed in Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding One Halfpenny:

For all Sugar, Grain, Corn, Flour, Hides, Dyewood, Earthenware, Timber, Staves, Deals, Metals (except Iron), Nails, Anvils, Vices, and Chains, *per Ton per Mile* Two-pence; and if conveyed in Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding Three Farthings:

For all Cotton and other Wools, Drugs, manufactured Goods, and all other Wares, Merchandize, Fish, Articles, Matters, or Things, *per Ton per Mile* not exceeding Three-pence; and if conveyed in Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding One Penny:

For every Carriage, of whatever Description, having more than Two Wheels, and not being a Carriage adapted and used for travelling on a Railway, and not weighing more than One Ton and a Half, carried or conveyed on a Truck or Platform, *per Mile* not exceeding Four-pence Halfpenny:

For every Two-wheeled Carriage, of whatever Description, not being a Carriage adapted and used for travelling on a Railway, and not weighing more than One Ton, carried or conveyed on a Truck or Platform, *per Mile* not exceeding Three-pence:

And a Sum of Two-pence *per Mile* for every additional Quarter of a Ton, or fractional Part of a Quarter of a Ton, which any such Carriage may weigh; and if conveyed on a Truck or Platform belonging to the Company, an additional Sum *per Mile* not exceeding Two-pence:

On Passengers and Cattle.

In respect of Passengers and Animals conveyed in Carriages upon the Railway, as follows:

For any Person conveyed in or upon any such Carriage, *per Mile* not exceeding Two-pence; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum *per Mile* not exceeding One Penny:

For every Horse, Mule, Ass, or other Beast of Draught or Burden conveyed in or upon any such Carriage, *per Mile* not exceeding Three-pence; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum *per Mile* not exceeding One Penny:

For every Ox, Cow, Bull, or Neat Cattle conveyed in or upon any such Carriage, *per Mile* not exceeding One Halfpenny; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum *per Mile* not exceeding One Halfpenny:

For every Calf, Pig, Sheep, Lamb, or other small Animal conveyed in or upon any such Carriage, *per Mile* not exceeding One Farthing; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum not exceeding One Farthing.

LXXII. And

LXXII. And be it enacted, That the Toll which the Company may demand and receive for the Use of Engines or other Power for propelling Carriages on the Railway shall not exceed Three Farthings *per* Mile for each Passenger or Animal, or for each Ton of Goods or other Articles, in addition to the several other Tolls or Sums by this Act authorized to be taken. Toll for propelling Power.

LXXIII. And be it enacted, That the following Provisions and Regulations shall be applicable to the fixing of such Tolls; (that is to say,) Regulations as to Tolls.

For Articles or Persons conveyed on the Railway for a less Distance than Six Miles, the Company may demand the said Tolls as for Six Miles :

For a Fraction of a Mile beyond Six Miles, or beyond any greater Number of Miles, the Company may demand Tolls on Merchandize for such Fraction in proportion to the Number of Quarters of a Mile contained therein; and if there be a Fraction of a Quarter of a Mile, such Fraction shall be deemed a Quarter of a Mile; and in respect of Passengers, every Fraction of a Mile beyond an integral Number of Miles shall be deemed a Mile :

For a Fraction of a Ton the Company may demand Toll according to the Number of Quarters of a Ton in such Fraction; and if there be a Fraction of a Quarter of a Ton, such Fraction shall be deemed a Quarter of a Ton :

With respect to all Articles except Stone and Timber, the Weight shall be determined according to the usual Avoirdupois Weight: With respect to Stone and Timber, Fourteen Cubic Feet of Stone, Forty Cubic Feet of Oak, Mahogany, Teak, Beech, or Ash, and Fifty Cubic Feet of any other Timber shall be deemed One Ton Weight, and so in proportion for any smaller Quantity.

LXXIV. And with respect to small Packages, and single Articles of great Weight, be it enacted, That, notwithstanding the Rate of Tolls prescribed by this Act, the Company may lawfully demand the Tolls following; (that is to say,) Tolls for small Parcels, and Articles of great Weight.

For the Carriage of small Parcels (that is to say, Parcels not exceeding Five hundred Pounds Weight each,) the Company may demand any Sum which they think fit: Provided always, that Articles sent in large aggregate Quantities, although made up of separate Parcels, such as Bags of Sugar, Coffee, Meal, and the like, shall be deemed small Parcels, but such Terms shall apply only to single Parcels in separate Packages :

For the Carriage of any One Boiler, Cylinder, or single Piece of Machinery, or single Piece of Timber or Stone, or other single Article, the Weight of which, including the Carriage, shall exceed Four Tons, but shall not exceed Eight Tons, the Company may demand such Sum as they think fit, not exceeding Sixpence *per* Ton *per* Mile :

For the Carriage of any single Piece of Timber, Stone, Machinery, or other single Article, the Weight of which, with the Carriage, shall exceed Eight Tons, the Company may demand such Sum as they think fit.

[*Local.*]

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LXXV. And

Passengers
Luggage.

LXXV. And be it enacted, That every Passenger travelling upon the Railway may take with him his ordinary Luggage, not exceeding One hundred Pounds in Weight for First-class Passengers, Sixty Pounds in Weight for Second-class and Third-class Passengers, without any Charge being made for the Carriage thereof.

Maximum
Charges for
Conveyance
of Passen-
gers

LXXVI. And be it enacted, That it shall not be lawful for the Company to demand or receive any greater Sum in respect of the Carriage of Passengers conveyed on the Railway than Three-pence Halfpenny *per Passenger per Mile* in respect of any Passenger travelling in a First-class Carriage, Two-pence Halfpenny *per Passenger per Mile* in respect of any Passenger travelling in a Second-class Carriage, and One Penny Halfpenny *per Passenger per Mile* in respect of any Passenger travelling in a Third-class Carriage, including the Charges for the Use of Carriages and locomotive Power, and all other Charges incidental to such Conveyance.

Maximum
Charges for
Conveyance
of Goods and
Cattle.

LXXVII. And be it enacted, That it shall not be lawful for the Company to charge, in respect of the several Articles, Matters, and Things, and of the several Descriptions of Animals, herein-after mentioned, conveyed on the Railway, any greater Sum, including the Charges for the Use of Carriages, Waggon, or Trucks, and for locomotive Power, and all other Charges incident to such Conveyance (except a reasonable Charge for the Expence of loading and unloading, where such Service is performed by the Company), than the several Sums herein-after mentioned; (that is to say,)

For all Dung, Compost, and all Sorts of Manure, Lime and Limestone, and all undressed Materials for the Repair of public Roads or Highways, *per Ton per Mile* Two-pence:

For all Coals and Culm, the Sum of Two-pence *per Ton per Mile*:

For all Coke, Charcoal, and Cinders, all Stones for building, pitching, and paving, all Bricks, Tiles, Slate, Clay, Sand, Ironstone and Iron Ore, Pig Iron, Bar Iron, Rod Iron, Hoop Iron, and all other similar Descriptions of Wrought Iron and Iron Castings not manufactured into Utensils or other Articles of Merchandize, *per Ton per Mile* Two-pence Three Farthings:

For all Sugar, Grain, Corn, Flour, Hides, Dyewoods, Earthenware, Timber, Staves, Deals, Metals (except Iron), Nails, Anvils, Vices, and Chains, *per Ton per Mile* Three-pence Halfpenny:

For all Cotton and other Wools, Drugs, manufactured Goods, and all other Wares, Merchandize, Fish, Articles, Matters, or Things, *per Ton per Mile* Four-pence Halfpenny:

For every Carriage, of whatever Description, having more than Two Wheels, and not being a Carriage adapted and used for travelling on a Railway, and not weighing more One Ton and a Half, *per Mile* Sixpence; and if having only Two Wheels, and not weighing more than One Ton, *per Mile* Four-pence:

For every Horse, Mule, Ass, Ox, Cow, Bull, or Neat Cattle, *per Mile* Four-pence Halfpenny:

For every Calf, Pig, Sheep, Lamb, or other small Animal, *per Mile* One Penny.

LXXVIII. Pro-

LXXVIII. Provided always, and be it enacted, That if any Person shall desire to hire and retain a separate Waggon or Truck for the Conveyance of Cattle or Sheep belonging to him, it shall not be lawful for the Company to charge any greater Sum, including all the Charges aforesaid, than One Shilling *per* Mile for every Waggon or Truck capable of containing conveniently Six Beasts of an ordinary Size, or Thirty Sheep.

Tolls for
separate
Trucks for
Cattle, &c.

LXXIX. Provided always, and be it enacted, That the Restriction as to the Charges to be made for Passengers shall not extend to any Special Train which may be required to be run upon the Railway, but shall apply only to the ordinary Trains appointed or to be appointed from Time to Time by the Company for the Conveyance of Passengers and Goods upon the Railway.

Restriction
as to Charges
not to apply
to Special
Trains.

LXXX. Provided always, and be it enacted, That nothing herein contained shall be held to prevent the Company from taking any increased Charges, over and above the Charges herein-before limited, for the Conveyance of Goods of any Description, by Agreement with the Owners of or Persons in charge of such Goods, either in respect of the Conveyance thereof by Passenger Trains, or by reason of any other special Service performed by the Company in relation thereto.

Company
may take
increased
Charges by
Agreement.

LXXXI. And be it enacted, That it shall be lawful for the Company, with the Approbation of at least Three Fifths of the Votes of the Proprietors present, either personally or by Proxy, at some Meeting specially convened for the Purpose, to demise or lease, for such Term of Years, and for such Consideration or annual Rent or Reservations, and generally upon such Terms and Conditions as they shall think proper, the Pier, Railway, and other Works by this Act authorized to be made, or any Part thereof, when completed, to the *Bristol and Exeter* Railway Company and to the *Great Western* Company, or to either of such Companies.

Power to
lease the
Railway to
the Bristol
and Exeter
and Great
Western
Railway
Companies.

LXXXII. And be it enacted, That it shall be lawful for the said *Portbury* Pier and Railway Company, by and with the like Approbation and Authority as aforesaid, to sell and transfer the Undertaking by this Act authorized, or any Part thereof, or any Share or Interest therein, to the said *Bristol and Exeter* Railway Company and *Great Western* Railway Company, or either of them (but subject to any existing Mortgages, Contracts, Agreements, or Liabilities affecting the same); and on the Completion of such Purchase (of which Completion a Transfer or Conveyance, duly stamped for denoting the Payment of the full and proper Stamp Duty by Law payable in respect of the Purchase Money, and under the respective Corporate Seals of the said *Bristol and Exeter* Railway Company and *Great Western* Railway Company, or either of such Companies (as the Case may be), and of the said *Portbury* Pier and Railway Company, shall be sufficient Evidence,) the said *Bristol and Exeter* Railway Company and *Great Western* Railway Company, or such Company as may have purchased the same, may have and hold the said Undertaking, or the Part thereof, or the Share therein purchased by them, and

Power to sell
the Railway.

and use, exercise, and enjoy, or participate in the Use, Exercise, and Enjoyment of all the Rights, Powers, and Privileges conferred by this Act on the said *Portbury* Pier and Railway Company: Provided always, that in the event of the whole of the Undertaking by this Act authorized being purchased by the said *Bristol and Exeter* Railway Company and *Great Western* Railway Company, or either of such Companies, then from and after the Completion of such Purchase all Powers and Authorities which may become vested in the said *Bristol and Exeter* Railway Company and *Great Western* Railway Company, or either of such Companies, by virtue of such Purchase, may be exercised by them, or such Company as shall have purchased the same, and the Corporate Seal of the said *Portbury* Pier and Railway Company used when necessary in reference thereto, in like Manner as though the said Undertaking formed Part of the Undertaking of such Company, and that they had been originally authorized to carry the same into effect in lieu of the said *Portbury* Pier and Railway Company: Provided also, that before the Company shall sell the said Pier under the Power herein-before contained, they shall offer the same for Sale to the Mayor, Aldermen, and Burgesses of the City of *Bristol*; and it shall not be lawful for the Company to sell the said Pier to any other Party for a less Price or Consideration than they shall offer to sell the same to the said Mayor, Aldermen, and Burgesses.

Company to be dissolved if the whole Undertaking sold, but not otherwise.

LXXXIII. And be it enacted, That in the event of the whole of the Undertaking by this Act authorized being purchased by the said *Bristol and Exeter* Railway Company and *Great Western* Railway Company, or either of such Companies, then from and after the Completion of such Purchase the Company incorporated by this Act shall be dissolved and cease to exist, save and except for the Purpose of winding up the Affairs of the said Undertaking: Provided always, that, notwithstanding any thing herein contained, if a Portion only of the Undertaking by this Act authorized shall be sold, the said Company shall not be dissolved or cease to be incorporated, but shall remain a Body Corporate, for the Purpose of completing, maintaining, using, and working the Remainder of the Undertaking which may not be sold, and for all other Purposes connected therewith, in like Manner as though no such Sale had taken place.

Repeal of 4 & 5 Vict. c. 53.

LXXXIV. And whereas the Pier by this Act authorized to be constructed is intended to supersede and render unnecessary the Pier authorized to be constructed under and by virtue of an Act passed in the Session of Parliament held in the Fourth and Fifth Years of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act for making a Pier in the Parish of Portbury in the County of Somerset, with Works and Approaches connected therewith*, and it is therefore expedient that such last-mentioned Act should be repealed; be it therefore enacted, That the same shall be and is hereby declared to be repealed.

Saving the Rights of the Trinity House.

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

LXXXVI. And whereas under and by virtue of an Act passed in the Eleventh Year of the Reign of His Majesty King *George the Fourth*, intituled *An Act for building a Bridge over the River Avon from Clifton in the County of Gloucester to the opposite Side of the River in the County of Somerset, and for making convenient Roads and Approaches to communicate therewith*, and of several Acts passed respectively in the Sixth Year of the Reign of His late Majesty King *William the Fourth*, and in the Fourth and in the Session of Parliament held in the Eighth and Ninth Years of the Reign of Her present Majesty Queen *Victoria*, for continuing and amending such first-mentioned Act, the Trustees named in or appointed under or by virtue of such first-mentioned Act have commenced such Bridge, and considerable Progress has been made towards the Completion of the same, and of the Roads and Approaches connected therewith: And whereas in the said Act passed in the Session of Parliament held in the Eighth and Ninth Years of the Reign of Her said present Majesty, it is enacted, that it should be lawful for the said Trustees to enter into any Contract or Agreement with any Party willing to complete the said Bridge, Roads, or Approaches, or to execute any of the Works connected therewith, for the Completion thereof respectively, and also to agree with such Party to grant to such Party or to such Persons as they might appoint a Lease or other Assurance of the said Bridge, Roads, and Approaches, and of the Tolls authorized to be collected thereon, on the said Bridge, Roads, and Approaches, or other Works connected therewith, being completed by such Party to the Satisfaction of the Engineer for the Time being to the said Trustees, and on the Completion of the same as aforesaid it should be lawful for the said Trustees to grant a Lease or other Assurance of the said Bridge, Roads, and Approaches, and of the said Tolls, to the Party with whom they should have entered into such Contract or Agreement as aforesaid, or to such Persons as they should appoint: And whereas it would be of great Advantage to the Company and to the Public if the Company were authorized to enter into such Contract or Agreement with the said Trustees; be it therefore enacted, That it shall be lawful for the Company, with the Approbation of Three Fifths of the Shareholders present, personally or by Proxy, in General Meeting specially convened for the Purpose, to enter into such Contract or Agreement with the said Trustees for completing the said Bridge, Roads, and Approaches, and of any Works connected with the same, and on the Completion of the same, for the Acceptance of a Lease or other Assurance of the said Bridge, Roads, and Approaches, and of the Tolls authorized to be collected thereon, and on such Agreement being entered into to carry the same into execution, and to accept such Lease, and upon such Conditions, and under such Covenants, Stipulations, and Agreements, as may be agreed upon.

Power to
take a Lease
of Clifton
Bridge.

LXXXVII. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for*

Railway to
be subject
to the Pro-
visions of
1 & 2 Vict.
c. 98.,
3 & 4 Vict.
c. 97.,

[Local.]

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the

5 & 6 Vict.
c. 55., and
7 & 8 Vict.
c. 85.

the better Regulation of Railways, and for the Conveyance of Troops; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Sessions of Parliament; and for other Purposes in relation to Railways; be it enacted, That nothing in this Act contained shall be held to exempt the said Railway or the said Company from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railway and Company, so far as the same shall be applicable thereto.

Railway to
be subject to
Provisions of
any future
general Act

LXXXVIII. Provided always, and be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railway by this Act authorized from the Provisions of any general Act relating to this Act, or of any general Act relating to Railways, which may pass during the present or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by this Act.

Public Act.

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

SCHEDULES referred to in the foregoing Act.

SCHEDULE (A.)

Of Rates on Vessels, Passengers, Goods, Wares, and Merchandize.

For every Vessel propelled or moved by Steam or Machinery, the following Sums:	£	s.	d.
For any Time such Vessel shall remain not exceeding One Hour, per Ton - - - - -	0	0	0½
Exceeding 1 Hour and not exceeding 2 Hours, per Ton -	0	0	1
2 Hours - - - 3 - - -	0	0	1½
3 - - - 4 - - -	0	0	2
4 - - - 5 - - -	0	0	2½
5 - - - 6 - - -	0	0	3
6 - - - 12 - - -	0	0	4
And for any further Time such Vessel shall remain, a further Sum at and after the Rate of 4d. per Ton for every 12 Hours			
For every other Vessel, for any Time it shall remain not exceeding 24 Hours, the Sum of 1s. per Ton.			
And for any further Time, after the Rate of 1s. per Ton for every 24 Hours.			
For every Passenger or other Person, any Sum not exceeding the Sums following:			
From or to any Vessel passing to or from any Port or Place East- ward of the Holmes - - - - -	0	0	3
From or to any Vessel passing to or from any Port in the Bristol Channel Westward of the Holmes - - - - -	0	0	6
From or to any Vessel passing to or from any other Port in Great Britain and Ireland - - - - -	0	1	0
From or to any Vessel passing to or from any British Possession, Colony, or Foreign Port - - - - -	0	10	0
For every Person who shall use the Pier or other Works for the Purpose of Pleasure, Exercise, or otherwise, for every Time, not exceeding - - - - -	0	0	2
Or, per Day, not exceeding - - - - -	0	0	6

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For Horses, Mules, Asses, Cattle, Sheep, Lambs, Pigs, Calves, and Carriages, any Sum not exceeding the Sums following:

	Horses and Mules, each.	Cattle, per Head.	Sheep, Lambs, and Pigs, per Head.	Calves, per Head.	One-horse Carriages, each.	Two-horse Carriages, each.
	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.
From or to any Vessel passing to or from any Port or Place Eastward of the Holmes - -	2 0	1 0	0 1	0 2	1 6	4 0
From or to any Vessel passing to or from any Port in the Bristol Channel Westward of the Holmes - -	2 6	1 6	0 1	0 2	2 0	6 0
From or to any Vessel passing to or from any other Port in Great Britain and Ireland -	3 0	2 0	0 2	0 4	3 0	8 0
From or to any Vessel passing to or from any British Possession, Co- lony, or Foreign Port }	10 0	5 0	0 4	1 0	5 0	10 0

And for every Ass, Half the Rate chargeable for a Horse and Mule.

For all Goods, Wares, and Merchandize shipped or unshipped within the Limits of the Pier, any Sums not exceeding the Sums following:	£	s.	d.
For every Quarter of Wheat, Oats, Rye, Barley, Malt, Beans, Peas, Tares, Mustard Seed, Canary and Seeds of every Deno- mination, not exceeding - - - - -	0	0	2
Anchor, per Hundred Weight - - - - -	0	0	3
Ashes, per Barrel - - - - -	0	0	1
Alum, per Hundred Weight - - - - -	0	0	1
Anchovies, per Barrel - - - - -	0	0	1
Ale, Porter, Cyder, or Perry, per Cask - - - - -	0	0	1
Ditto, in Bottles, per 12 Dozen - - - - -	0	0	1
Anchor Stock, per Foot, Run - - - - -	0	0	1
Apples and Pears, per Sack of Three Bushels - - - - -	0	0	2
Asparagus, per Basket - - - - -	0	0	2
Beer, per Butt - - - - -	0	0	4
— per Hogshead - - - - -	0	0	2
— per Half Hogshead - - - - -	0	0	1
Bran or Pollard, per Eight Bushels - - - - -	0	0	1
Beer, Table, per Nine Gallons - - - - -	0	0	1
Beef or Pork contained in any Cask, per Hundred Weight - - - - -	0	0	1
Barrel Boards or Staves, per Thousand - - - - -	0	0	9
Butts, Staves, per Hundred - - - - -	0	1	0
And all other Staves in proportion.			
Battens, Petersburg, per Hundred - - - - -	0	0	6
Boards or Battens, close, per Hundred - - - - -	0	0	4½
Billiard Table - - - - -	0	2	6
Bedstead, Mahogany - - - - -	0	0	3
— Every other - - - - -	0	0	2
Bricks, per Thousand - - - - -	0	0	4½
Barilla, per Ton - - - - -	0	1	0
— per Sewn - - - - -	0	0	2

	£	s.	d.
Bolt of Canvas, No. 1, 2, 3 - - - - -	0	0	1
— Every other - - - - -	0	0	1
Butt, Pipe, or Puncheon, entire, or in Staves, each - -	0	0	1
Bottles, empty, per Dozen - - - - -	0	0	1
Bale, every Box, Truss, Trunk, Case, Chest, Bundle, or Parcel containing Goods not enumerated in Schedule, per Cubic Foot	0	0	0½
Ditto, per Hundred Weight - - - - -	0	0	1
Basket or Maund containing Goods not enumerated in Schedule	0	0	4
Ditto, smaller, each - - - - -	0	0	3
Ditto, empty, per Dozen - - - - -	0	0	1
Beef or Pork, per Tierce - - - - -	0	0	1
— per Barrel - - - - -	0	0	1
Butter, per Barrel - - - - -	0	0	1
— or Cheese, per Hundred Weight - - - - -	0	0	1
Biscuit, per Bag - - - - -	0	0	1½
Beans and Pease, per Sack - - - - -	0	0	1
Bottles, full, in Hampers, per Dozen - - - - -	0	0	2
Brooms, Hair, and Mops, per Dozen - - - - -	0	0	0½
Bacon, per Side - - - - -	0	0	1
Beef, per Hundred Weight - - - - -	0	0	1
Bedding, Seaman's - - - - -	0	0	1
Currants or Raisins, per Hundred Weight - - - - -	0	0	1
Coffee, per Hundred Weight - - - - -	0	0	1
Copper or Brass, wrought or unwrought, per Hundred Weight -	0	0	1
Chalk Stones, rough or hewn, per Ton - - - - -	0	0	4
Corpses, each - - - - -	1	0	0
Cordage, per Hundred Weight - - - - -	0	0	1½
Cod Fish, per Hundred Weight - - - - -	0	0	1
Clover Seed, per Sack - - - - -	0	0	1
Calves Skins, per Dozen - - - - -	0	0	3
Colours, per Firkin - - - - -	0	0	1
Carboys, each - - - - -	0	0	2
Coals, Culm, Splint, Coke, or Cinder, per Ton - - - - -	0	0	6
Chest of Drawers, Double - - - - -	0	0	8
— Single - - - - -	0	0	5
Chairs, per Dozen - - - - -	0	0	6
— each - - - - -	0	0	1
Chimney Pots, each - - - - -	0	0	1
Cabbages, per Dozen - - - - -	0	0	1
Carrots, per Hundred - - - - -	0	0	1
Deals, per Load, containing 50 Cube Feet - - - - -	0	0	9
Dogs, each - - - - -	0	0	6
Earthenware, per large Crate - - - - -	0	0	6
— per small Crate - - - - -	0	0	3
Fish, per Pot, Prickle, or Pad - - - - -	0	0	1
— per Trunk - - - - -	0	0	1
— per Bushel or Sieve - - - - -	0	0	1
Fruit, per Bushel or Sieve - - - - -	0	0	1
Flour, per Sack of Five Bushels - - - - -	0	0	1
Faggot, per Hundred - - - - -	0	0	3
Firewood, per Cord - - - - -	0	0	3
Feathers, per Hundred Weight - - - - -	0	0	1
Foxes, each - - - - -	0	1	3
Fowls and every other Sort of Poultry, per Head - - - - -	0	0	1
Flint Stones, per Ton - - - - -	0	0	1
Glassware, per large Crate - - - - -	0	0	6
— per small Crate - - - - -	0	0	3
— Window, per Crate - - - - -	0	0	4
Grindstones, each - - - - -	0	0	1

[Local.]

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	£	s.	d.
Grate or Range, large	0	0	6
— small	0	0	3
Gunpowder, per Barrel	0	0	6
Garden Stuff, per Bushel or Sieve	0	0	1
Hay, per Load of Thirty-six Trusses	0	0	6
Hops, per Bag	0	0	3
— per Pocket	0	0	2
Hams, Bacon, or Tongues, per Hundred Weight	0	0	1
Herrings, Red, per Barrel	0	0	2
Hogshead packed with Goods not enumerated in Schedule	0	0	6
Hoops, per Bundle	0	0	1
Hurdles, per Hundred	0	0	10
Harpsichord	0	1	0
Harps, each	0	0	8
Hemp, per Hundred Weight	0	0	1
Hares, Pheasants, and all other Game, per Head	0	0	1
Hides, raw or tanned	0	0	1
Iron, per Hundred Weight	0	0	1
— per Ton	0	1	0
— Pots, each	0	0	1
Kelp, per Ton	0	0	6
Laths, per Twenty Bundles	0	0	3
Lathwood, Six Feet per Fathom	0	0	6
— Five Feet ditto	0	0	4
Lead, per Hundred Weight	0	0	1
— per Ton	0	1	0
Lime, per Load of Twenty-eight Bushels	0	0	1
Leather, per Hide	0	0	3
Leeks, per Dozen Bundles	0	0	1
Lumber, and every other Article not specified before in this			
Table, per Foot Cube	0	0	1
— Dosser, Hundred Weight	0	0	1
Meal or Midlings, per Hundred Weight	0	0	1
Mahogany, in Logs or Planks, per Foot Cube	0	0	1
Masts, Ten Inches in Diameter or upwards, each	0	2	0
— Under Ten Inches, each	0	0	9
Millstones, large, each	0	0	6
— small, each	0	0	6
Molasses, per Puncheon	0	0	3
Mustard, per 30 Pound Barrel	0	0	1
Marble, per Ton	0	1	0
Nuts, per Bag	0	0	1
Nails, per Bag	0	0	1
Oil Cakes, per Thousand	0	0	9
Oranges and Lemons, per Chest	0	0	3
— per Half Chest	0	0	2
Oil, Train or Fish, per Barrel, and so in proportion for any greater			
or smaller Quantity	0	0	6
Oak or Elm Planks, per Load containing 30 Cube Feet	0	0	6
Oysters, per Bushel	0	0	1
— per Firkin or smaller Barrel	0	0	1
Ovens, each	0	0	3
Ordnance, Pieces of, Brass or Iron, per Hundred Weight	0	0	2
Onions, per Bushel	0	0	1
Oatmeal, per Sack	0	0	1
Oil, per Pipe	0	0	6
— per Hogshead	0	0	2
— per Half Hogshead	0	0	1
— per Jar	0	0	1

	£	s.	d.
Oil, per Chest	0	0	1
— per Half Chest	0	0	1
Potatoes, per Barrel	0	0	1
— per Ton	0	0	9
Plums, per Box	0	0	1
Potatoes, per Sack of Three Bushels	0	0	1
Pale Cleft, per Thousand	0	0	9
Posts and Rails, per Load of 50 Cube Feet	0	0	6
Pewter, wrought, per Hundred Weight	0	0	1
— old	0	0	1
Pianofortes, each	0	2	0
Pitch and Tar, per Barrel	0	0	2
Parcels, none to be charged less than	0	0	2
Straw, per Load	0	0	6
Sugar, Loaf, per Hundred Weight	0	0	1
— Raw, per Hundred Weight	0	0	1
Salt, per Hundred Weight	0	0	1
Spars, per Score	0	0	3
Solder, per Hundred Weight	0	0	1
Sophas, each	0	0	6
Stone, per Ton	0	0	6
— Paving, per Ton	0	0	6
Slate, per Ton, containing 24 Feet Cube	0	0	6
Stove, Register	0	0	4
— other	0	0	3
Sedan Chairs, each	0	0	6
Salmon, per Kit	0	0	1
Skins—Goat, Dog, Calf, Sheep, or Lamb, per Dozen	0	0	4
Soap, per Hundred Weight	0	0	1
Starch, per Hundred Weight	0	0	1
Staves, Pipe, per Hundred	0	0	1
— Hogshead, per Hundred	0	0	1
— Barrel, per Hundred	0	0	1
— Ends, per Hundred	0	0	1
Shot, per Bag	0	0	1
Salt Fish, per Hundred Weight	0	0	1
Shrimp Baskets, each	0	0	0½
Tallow, Soap, or Candles, per Hundred Weight	0	0	1
Tea, per Quarter Chest	0	0	2
And so on in proportion for any greater or less Quantity than a Half Chest.			
Treacle, per Hundred Weight	0	0	1
Timber, per Load containing 50 Cubic Feet	0	0	6
Tables, Dining, per Set	0	1	1
— Other Dining Tables, each	0	0	6
— Card or Pembroke, each	0	0	3
— Every other, each	0	0	3
Tombstones, each	0	2	0
— Marble	0	5	0
Tiles, plain, per Thousand	0	0	3
— Hip or Gutter, per Thousand	0	0	4
— Ridge or Pantiles, per Thousand	0	0	6
— Mathematical, per Thousand	0	0	9
— Paving, per Thousand	0	0	3
Turtle, each	0	0	10
Tobacco and Snuff, per Hundred Weight	0	0	1
Tallow, per Hundred Weight	0	0	1
Turbot, per Score	0	0	1
Trunk or Portmanteau, each	0	0	1

	£	s.	d.
Vats packed with Goods not enumerated in Schedule, each per			
Foot Cube	0	0	1
Ditto, per Hundred Weight	0	0	1
Violins or Bass Viols, each	0	0	2
Vinegar, per Hogshead	0	0	1
Wool, Yarn, or Cotton, per Hundred Weight	0	0	4
Wine (not British), Sweet Oil, or Spirits, for every Gallon contained in any Butt, Pipe, Puncheon, or Piece, or any Cask whatsoever	0	0	1
Wine or Vinegar (British), per Gallon	0	0	1
Oil or Spirits in Bottles, per Dozen	0	0	2
— per Pipe	0	0	6
— per Hogshead	0	0	3
— per Half Hogshead	0	0	2

All Goods not enumerated in this Table to pay at the Rate of 1*d.* per Cube Foot, or 3*d.* per Hundred Weight.

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