



ANNO DECIMO TERTIO & DECIMO QUARTO

# VICTORIÆ REGINÆ.

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## *Cap. xliii.*

An Act to amend the Act relating to the Harbour of *Montrose*, and to enable the Trustees to borrow a further Sum of Money.

[15th *July* 1850.]

**W**HEREAS an Act was passed in the First Year of the Reign of Her present Majesty, intituled *An Act for improving the Harbour of the Burgh of Montrose in the County of Forfar*: And whereas the Trustees acting under the Authority of the said Act were authorized to raise, and apply for the Purposes thereof, the Sum of Forty thousand Pounds; but such Sum has been found insufficient, and it is expedient and necessary that the said Trustees should be authorized to borrow an additional Sum of Money, and that the said Act should be altered and amended: 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 Harbours, Docks, and Piers Clauses Act, 1847," shall be incorporated with and form Part

7 W. 4. &  
1 Vict. c. 99.

Certain Pro-  
visions of  
10 & 11 Vict.  
of c. 27. incor-

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porated with  
this Act.

of this Act, except the Clauses thereof with respect to the Police of the Harbour, Dock, or Pier: Provided always, that the Clauses of "The Harbours, Docks, and Piers Clauses Act, 1847," with respect to the Construction of the Harbour, Dock, or Pier, and with respect to Life Boats, and with respect to keeping a Tide and Weather Gauge, shall not come into operation with respect to the Construction of Works and to the Trustees until required by the Lord High Admiral of the United Kingdom of *Great Britain and Ireland*, or the Commissioners for executing the Office of Lord High Admiral, such Requirement to be signified to the Trustees in Writing under the Hand of the Secretary of the Admiralty, and upon such Requirement the said Clauses shall come into operation accordingly; and provided also, that the several Rates and Duties authorized to be taken by the Trustees by the said recited Act and this Act shall and may be taken from and after the respective Times specified therein.

Certain Pro-  
visions of  
first-recited  
Act repealed.

II. And be it enacted, That the following Sections in the said first-recited Act shall from and after One Month after the passing of this Act cease to be in force; (that is to say,) the Sections numbered in the Copies thereof printed by Her Majesty's Printers 9 to 18, both inclusive, 49 and 50, 56 and 57, 59, 60, and 61, 81 to 92, both inclusive, 94 and 95, and 98 to 111, both inclusive; but the said recited Act, save such Parts thereof as are amended by this Act, or are inconsistent with or are otherwise provided for by the said "Harbours, Docks, and Piers Clauses Act, 1847," shall remain in all other respects in full Force; and the said first-recited Act, so amended, and this Act, together with the said "Harbours, Docks, and Piers Clauses Act," so incorporated, shall for the several Objects and Purposes relating to the said Harbour be read and construed as One Act.

General  
Meetings of  
Trustees to  
be held First  
Monday of  
every Month.

III. And be it enacted, That the First stated General Meeting of the Trustees under this Act shall be held within the Town Hall of *Montrose* on the Second *Monday* after the passing of this Act, at Twelve of the Clock Noon; and that thereafter a stated General Meeting of the Trustees shall be held in the Town Hall of *Montrose* upon the First *Monday* of every Month at the same Hour, or in such other Place and at such other Hour as the Trustees may from Time to Time fix and appoint for the assembling of stated General Meetings.

Regulating  
Adjourned  
and Special  
General  
Meetings.

IV. Provided always, and be it enacted, That intermediate Meetings of the Trustees may be held by Adjournment, as herein-after provided, and that Special General Meetings may be called by the Provost of the Burgh of *Montrose*, and also by the Clerk, on Requisition

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tion being made to him, stating the Object of the intended Meeting, under the Hands of any Three of the Trustees, which Special General Meetings the Clerk shall be bound to summon within Four Days next after such Requisition shall have been delivered to him; and a written or printed Notice of Special General Meetings to be called by the Provost, specifying the Purpose of the Meetings, and a like Notice of Special General Meetings to be called by the Clerk on Requisition, containing a Copy of such Requisition, shall be delivered to each of the Trustees, or put into the Post Office at *Montrose* addressed to each of the said Trustees, at least Four Days before the Meeting shall be held; and that no Business shall be considered at any Special Meeting called by the Provost, or by the Clerk on Requisition, as aforesaid, but such as may be set forth in the said Notice; and that at all stated, adjourned, or Special Meetings Seven Trustees shall be the Quorum; and the Provost of *Montrose* for the Time, or in his Absence the eldest Bailie thereof, and in Absence of the Provost and eldest Bailie such One of the Trustees as shall be chosen by the Meeting, shall preside, and shall have a deliberative, and also, in case of Equality, a casting Vote, in all Matters and Questions which shall come before them: Provided also, that after the Meeting shall have been constituted and the Chair taken the Person in the Chair shall not be displaced by any subsequent Arrival of the Provost and eldest Bailie or either of them, but shall continue to officiate as Chairman or Preses till the Close of the Meeting.

V. And be it enacted, That the Trustees or a Majority of them present at any Meeting may adjourn the same to any other Day and Hour, not later than Twenty-one Days from the Day on which such Adjournment shall take place; and that if there shall not be Seven Trustees present within Fifteen Minutes after the Time appointed for any Meeting of Trustees, it shall be lawful for the Trustees present, or the major Part of them, or for any One Trustee, if only One be present, to adjourn the Meeting to any other Day and Hour, not later than Twenty-one Days from the Day of such Adjournment. Meetings may be adjourned.

VI. And be it enacted, That Notice of all stated or adjourned Meetings shall be given to every Trustee by Letters addressed to them at their usual Places of Residence, and delivered to them, or put into the Post Office at *Montrose*, at least Four Days previous to such Meeting; and that a Certificate by the Clerk, or any other Person appointed by the Trustees or by their Clerk, that he duly addressed and posted a Copy of the same to each of the Trustees in Terms hereof, shall be deemed and held sufficient legal Proof that such Notices were so given. Notice of Meetings to be given.

VII. And

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Committees  
may be ap-  
pointed.

VII. And be it enacted, That the Trustees may appoint Committees consisting of such Number of their Body, not being fewer than Three, as they think fit, for carrying into effect any of the Provisions of this and the said recited Act which the Trustees shall from Time to Time think proper to intrust to such Committees, and they may at any Meeting continue, alter, or discontinue such Committees.

Meetings of  
Committees.

VIII. And be it enacted, That such Committees may meet from Time to Time, and may adjourn from Place to Place, as they think proper, for carrying into effect the Purposes of their Appointment; but no such Committees shall exercise the Powers intrusted to them except at a Meeting at which there shall be present not less than Three of its Members; and at all Meetings of Committees the Convenor thereof shall be Chairman, and in his Absence One of the other Members present shall be appointed Chairman; and all Questions at any Meeting of the Committee shall be determined by a Majority of the Members present, and in case of an equal Division of Votes the Chairman shall have a casting Vote, in addition to his Vote as a Member of the Committee,

Proceedings  
to be entered  
in a Book.

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

Trustees not  
to be per-  
sonally liable  
for Acts done  
in the Ca-  
pacity of a  
Trustee.

X. And be it enacted, That no Trustee by being Party to or executing in his Capacity of Trustee any Contract or other Instrument on behalf of the Trustees, or otherwise lawfully executing any of the Powers given to the Trustees, shall be subject to be sued or prosecuted either individually or collectively by any Person whomsoever; and the Bodies or Goods or Lands of the several Trustees shall not be liable to Execution of any legal Process by reason of any Contract or other Instrument so entered into, signed, or executed by them, or by reason of any other lawful Act done by them in the Execution of any of their Powers as Trustees; and the Trustees respectively,  
their

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their Heirs, Executors, and Administrators, shall be indemnified out of the Rates and other Monies coming to the Hands of the Trustees by virtue of this and the said recited Act for all Payments made or Liability incurred in respect of any Acts done by them, and for all Losses, Costs, and Damages which they may incur in the Execution of the Powers granted to them.

XI. And be it enacted, That if at any Time subsequently to the Appointment or Election of any Trustee he shall accept or continue to hold any Office or Place of Trust or Profit under the said recited Act or this Act, or be concerned in any Contract other than a Contract of Lease or a Feu Contract or Disposition of Heritable Property let or sold under the Regulations prescribed by the said recited Act or this Act, as Principal or Surety, or participate in any Manner in any Work to be done under the Authority of the said recited Act or this Act, such Person shall thenceforth cease to be a Trustee, and his Office shall become vacant, on an Entry to the Effect that such Vacancy has occurred being made by the Trustees in their Sederunt Book : Provided always, that no Person, being a Shareholder or Member of any Company established by Act of Parliament or Charter, or of any Company constituted by voluntary Contract, and consisting of a greater Number of Partners than Fifteen, shall be prevented from acting as a Trustee by reason of any Contract entered into between such Company and the Trustees ; but no such Trustee, being a Member of such Company, shall vote on any Question relating to the Execution of this or the said recited Act in which such Company is interested.

No Trustee to hold Office, nor be concerned in a Contract.

XII. And be it enacted, That if any Person shall act as a Trustee, being incapacitated to act, or not being duly qualified, or after having become disqualified, he shall for every such Offence forfeit any Sum not exceeding Fifty Pounds, to be paid to the Treasurer under the said recited Act and this Act, and applied to and for the Purposes thereof ; and such Penalty may be recovered, with full Costs of Suit, in any competent Court, at the Instance of any Person qualified to vote in the Election of any Trustee under this Act who shall sue for the same ; but nevertheless all Acts and Proceedings of any Person acting as a Trustee, being incapacitated, not being duly qualified, or being disqualified, done previous to the Award of such Penalty, shall be as valid as if such Person had been duly qualified.

Penalty on unqualified Persons acting as Trustees.

XIII. And be it enacted, That no Trustee shall be incapable of acting as a Judge or Justice of the Peace in any Matter or Thing relating to the Execution of this or the said recited Act, by reason of his being such Trustee.

Trustees may be Justices.

[*Local.*]

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XIV. And

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Notices, how  
to be served  
on Trustees.

XIV. And be it enacted, That in all Cases where it may be requisite or necessary to serve any Notice upon the Trustees, or any Citation or Summons or other legal Proceedings against them, the Service upon the Clerk or Treasurer of the Trustees, or at the Office of the said Clerk or Treasurer, or left at the Place of Abode of either of them, shall alone be deemed good and sufficient Service of the same upon the Trustees; provided that in all Cases of Arrestment such Notice shall be served on the Treasurer as well as the Clerk.

Authenti-  
cation of  
Notices.

XV. And be it enacted, That in all Cases where it may be requisite or necessary for the Trustees to serve any Summons, Demand, or Notice, or other Document, the same may be in Writing or Print, or partly in Writing or Print; and if the same require Authentication, the Signature thereof by the Clerk of the Trustees shall be a sufficient Authentication.

Power to  
appoint Offi-  
cers, and  
Officers  
under recited  
Act to con-  
tinue.

XVI. And be it enacted, That the Trustees may from Time to Time appoint and employ a Treasurer, Clerk, Collector, and all such other Officers to assist in the Execution of this and the said first-recited Act as they shall think necessary and proper, and may from Time to Time remove any such Officers, or any other Officer or Person appointed or employed by them before the passing of this Act, and appoint others in the Room of such as shall be so removed, or as may die, resign, or discontinue their Offices, and may pay such Salaries and Allowances to the said Officers respectively as they the said Trustees shall think reasonable: Provided always, that every Officer or Person appointed or employed under the said recited Act shall continue to hold and exercise his Office and Employment until he shall be displaced or removed by the Trustees; and every such Officer or Person shall have the same Powers, and be subject to the like Rules, Regulations, Pains, and Penalties, as if he had been appointed by the Trustees after the passing of this Act.

Officers to  
account.

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

XVIII. And

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XVIII. And be it enacted, That if any such Officer or Person fail to render such Account, or to produce and deliver up all the Vouchers and Receipts relating to the same in his Possession or Power, or to pay the Balance thereof, when thereunto required, or if for Five Days after being thereunto required he fail to deliver up to the Trustees, or to any Person appointed by them to receive the same, all Books, Papers, and Writings, Property, Effects, Matters, and Things, in his Possession or Power, relating to the Execution of this or the said recited Act, or belonging to the Trustees, then, on Complaint thereof being made to the Sheriff, such Sheriff shall summon such Officer or Person to appear before him the said Sheriff at a Time and Place to be set forth in such Summons to answer such Charge; and upon the Appearance of such Officer or other Person, or upon Proof that such Summons was personally served upon him, or left at his last known Place of Abode, such Sheriff may hear and determine the Matter in a summary Way, and may adjust and declare the Balance owing by such Officer or Person; and if it appear, either upon Confession of such Officer or Person, or upon Evidence, or upon Inspection of the Account, that any Monies of the Trustees are in the Hands of such Officer or Person, or owing by him to the Trustees, such Sheriff may order such Officer or Person to pay the same; and if he fail to pay the Amount it shall be lawful for such Sheriff to grant a Warrant to levy the same by Pounding and Sale of the Effects of such Officer or Person, or in default thereof to commit the Offender to Gaol, there to remain, without Bail, for a Period not exceeding Three Months, unless the same be sooner paid.

Remedy  
against Offi-  
cer failing to  
account.

XIX. And be it enacted, That if any such Officer or Person summoned as aforesaid refuse to make out such Account in Writing, or to produce and deliver to the Sheriff the several Vouchers and Receipts relating thereto, or to deliver up any Books, Papers, or Writings, Property, Effects, Matters, or Things, in his Possession or Power, belonging to the Trustees, such Sheriff may commit such Offender to Gaol, there to remain until he shall have delivered up all the Vouchers and Receipts in his Possession or Power relating to such Accounts, and all the Books, Papers, Writings, Property, Effects, Matters, and Things in his Possession or Power belonging to the Trustees.

Penalty on  
Officers re-  
fusing to  
make out  
Account and  
deliver up  
Documents,  
&c.

XX. Provided always, and be it enacted, That if any Trustee or other Person acting on behalf of the Trustees shall make Oath that he has good Reason to believe, upon Grounds to be stated in his Deposition, and that he does believe, that it is the Intention of any such Officer or Person as aforesaid to abscond, the Sheriff before whom the Complaint is made may, instead of issuing his Summons, issue his Warrant for bringing such Officer or Person before the said Sheriff;

Where Offi-  
cer about to  
abscond, a  
Warrant may  
be issued in  
the first  
instance.

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Sheriff; but no Person executing such Warrant shall keep such Officer or Person in Custody longer than Twenty-four Hours without bringing him before the Sheriff; and the Sheriff before whom such Officer or Person may be brought may either discharge such Officer or Person, if he think there is no sufficient Ground for his Detention, or order such Officer or Person to be detained in Custody, so as to be brought before him at a Time and Place to be named in such Order, unless such Officer or Person give Bail to the Satisfaction of such Sheriff for his Appearance before him to answer the Complaint of the Trustees.

Sureties not to be discharged.

XXI. And be it enacted, That no such Proceeding against or Dealing with any such Officer or Person as aforesaid shall deprive the Trustees of any Remedy which they might otherwise have against any Surety of such Officer or Person.

Accounts to be kept.

XXII. And be it enacted, That full and true Accounts shall be kept of all Sums of Money received or expended on account of the said recited Act or this Act by the Trustees, and all Persons employed by or under them, and of the Articles, Matters, and Things for which such Sums of Money shall have been received or disbursed and paid; and the Trustees shall also cause Books to be provided and kept by their Treasurer, in which shall be entered true and regular Accounts of Money received and paid out; and such Books shall at all reasonable Times be open to the Inspection of any Trustee or Creditor on the Rates authorized to be levied by this and the said recited Act, without Fee or Reward.

Accounts to be balanced annually.

XXIII. And be it enacted, That the Accounts of the Monies received and expended by the Trustees under the said recited Act and this Act shall be balanced yearly as on the Thirty-first Day of *May*; and that an Abstract of the said Accounts shall be made up and produced at the stated General Meeting of the Trustees to be held on the First *Monday of July* in every Year, or at some Adjournment thereof, or at the first stated or Special Meeting after the First *Monday of July*, together with a Statement in Writing of all Sums or Debts resting and owing by the Trustees at the said Thirty-first Day of *May*, on Bonds, open Account, or otherwise undischarged, so far as known at the Time.

Power to Sheriff to appoint an Auditor, who shall audit Accounts of the Trustees.

XXIV. And be it enacted, That the Sheriff of the County of *Forfar* shall annually appoint a fit and proper Person to audit and docquet the Accounts of the Trustees; and in the event of any such Person dying, or being incapable of acting from any other Cause, the said Sheriff, as often as the same may happen, shall appoint another Person to supply the Vacancy occasioned thereby; and the Person acting

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acting under such Appointment shall in the Month of *July* in each Year attend in *Montrose*, and proceed to examine the Accounts of the Receipts and Disbursements of the Trustees for the Year ending on the Thirty-first Day of *May* preceding, and compare the said Disbursements with the Vouchers instructing the same, for which Purpose the said Vouchers, and all Books, Papers, and Documents in any way relating to the Business of the said Harbour, shall be produced or made patent to the said Auditor, and that the Auditor shall have Power to require from all Persons in the Employment of the Trustees all such Information as the said Persons may be able to give with respect to the Conduct and Management of the Business of the said Harbour; and thereafter such Auditor shall prepare an Account in abstract of the total Receipts and Expenditure of all Funds levied by virtue of the said recited Acts and this Act for the Year ending the Thirty-first Day of *May* preceding, under the several distinct Heads of Receipt and Expenditure, with a Statement of the Balance of the said Accounts, and shall audit and certify the same, and on or before the First *Monday* of *August* yearly transmit or deliver his Report to the Trustees, who shall consider the same at the stated General Meeting to be held on that Day, or at the first stated or adjourned General Meeting thereafter, or at a Special Meeting to be called for the Purpose, and approve or disapprove of the said Report, and of the Accounts of the Treasurer, Collector of Rates, and other Officers and Servants who may have been empowered to receive or disburse any of the Monies of the Trustees, or defer the Consideration of the said Report and Accounts for any Period not exceeding Fourteen Days; and the Trustees shall pay to the Auditor such Sum, not exceeding Ten Guineas, for his Trouble in making the Audit, as the said Sheriff shall from Time to Time fix and determine.

XXV. And be it enacted, That after the said Accounts of Receipt and Expenditure shall have been allowed or approved of, an Abstract of the same as made up by the Auditor, with a Copy of the Balance Sheet of the said Accounts, shall be printed on or before the First *Monday* of *October* in each Year, and that a Copy thereof shall be delivered to each of the Trustees under this Act, to each of the Members of the Town Council of *Montrose*, to the Town Clerk of *Montrose*, and to such other Persons or Bodies as the Trustees may from Time to Time direct; and the Trustees shall also publish a Copy thereof by Advertisement in One or more of the local Newspapers on or before the First Day of *November* then next; and the Trustees shall also transmit a Copy thereof, certified by their Clerk, free of Charge, to the Sheriff Clerk for the County of *Forfar* at *Forfar*, on or before the First Day of *November* then next; and the same shall be open to the Inspection of the Public at all seasonable Hours, on Payment of One Shilling for each such Inspection.

Abstract of Accounts, when approved, to be printed and distributed.

[*Local.*]

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XXVI. And

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Power to borrow additional Money.

XXVI. And be it enacted, That it shall be lawful for the said Trustees to borrow and raise at Interest, for the Purposes of the said Harbour, on the Security of the Rates and Duties payable to them in virtue of this and the said recited Act, and other Revenue and Property of the said Harbour, any Sum or Sums of Money not exceeding in the whole the Sum of Seven thousand Pounds, in addition to the said Sum of Forty thousand Pounds authorized to be borrowed under the Authority of the said recited Act.

Provisions of recited Act as to borrowing extended to this Act.

XXVII. And be it enacted, That all Monies to be borrowed under the Authority of this Act shall be secured, and such Security shall and may afterwards be transferred, in the same Manner and Form as is directed by the said recited Act with reference to the Money borrowed or to be borrowed under the Authority thereof; and all the Provisions of the said recited Act with respect to the borrowing, and to the Security, and to the Repayment of the Sums thereby authorized to be borrowed, shall extend and apply to the Monies hereby authorized to be borrowed.

Debts charged on former Rates to be charged on Rates under this Act.

XXVIII. And be it enacted, That the Rates leviable under the Authority of this Act, and contained in the Schedules (A. and B.) annexed, shall be liable to and charged with all the Debts, Claims, and Demands whatsoever to which the Rates and other Sums payable under the said recited Act shall be subject and liable at the Time when the same shall cease under the Provisions aforesaid; and that all Assignments or other Securities granted under the said recited Act shall bind and be as effectually charged upon the said Rates payable under this Act as if the said Rates had been specifically and expressly conveyed and charged by such Assignments or other Securities.

Reborrowing.

XXIX. And be it enacted, That if, after having borrowed any Part of the Money which they are authorized to borrow, the Trustees pay off the same, it shall be lawful for them again to borrow the Amount so paid off, and so on from Time to Time, under the Limitations herein-after mentioned.

Assignments to be without Preference.

XXX. And whereas the whole of the several Persons to whom Assignments have been granted under the said recited Act, and who are now entitled to the Monies thereby secured, have, in consideration of the greater Security afforded to them by the Provisions herein contained for the Establishment and Maintenance of a Sinking Fund, consented to waive any Claim to Preference or Priority in respect of their said Assignments over the Assignments and Securities to be hereafter granted by the Trustees: Be it enacted, That the several Persons to whom Assignments have before the passing of this Act been

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been granted under the said recited Act, and their Assigns, and all Persons to whom Assignments or Securities shall hereafter be made, or who are or who shall be entitled to the Monies thereby secured, shall be entitled, one with another, to their respective Proportions of the said Rates, Duties, and other Revenue and Property of the said Harbour, according to the Sums secured to such Persons respectively, and to be repaid the Sums so secured, without any Preference one above the other by reason of the Priority of the Date of any such Securities or Assignments, or on any other Account whatsoever, and all such Persons shall be ranked *pari passu*, without respect to the Dates of such Assignments or Securities: Provided always, that nothing herein contained shall be held to affect any Loan by or Assignment or Security in favour of the Exchequer Bill Loan Commissioners or their Assigns, or the Compensation of Six hundred Pounds *per Annum* provided by the said recited Act to be paid to the Magistrates and Town Council of *Montrose* on behalf of the Community of *Montrose*.

XXXI. And be it enacted, That a Register of every Assignment or Security to be granted under the Authority of this and the said recited Act shall be kept by the Clerk to the Trustees; and within Twenty-one Days after the Date of any such Assignment a Copy thereof, or an Entry or Memorial, specifying the Date of such Assignment, the Amount contained in such Assignment, and the Names of the Parties thereto, with their proper Designations, shall be made in such Register; and such Register may be perused at all reasonable Times by any Person interested in such Assignment, without Fee or Reward.

Register of Assignments.

XXXII. And be it enacted, That within Thirty Days after the Date of every Transfer of any such Assignment or Security, if such Transfer be executed within the United Kingdom, or otherwise within Thirty Days after the Arrival thereof in the United Kingdom, it shall be produced to the said Clerk, and thereupon the said Clerk shall cause a Copy or an Entry or Memorial thereof to be made in the same Manner as in the Case of the original Assignment; and after such Entry every such Transfer shall entitle the Transferee, his Executors, Administrators, or Assigns, to the full Benefit of the original Assignment in all respects; and no Party, having made such Transfer, shall have Power to make void, release, or discharge the Assignment so transferred, or any Money thereby secured.

Entry of Transfers of Assignments.

XXXIII. And be it enacted, That every Assignment or other Security for Money, and every Transfer of any Assignment or other Security for Money, to be granted or made by virtue of the said recited Act or this Act, and all Transfers of Interest thereon respectively,

Assignments and Transfers of Interest to be stamped.

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tively, shall be by Deed duly stamped, wherein the Consideration for the same shall be duly stated, anything in this or the said recited Act contained to the contrary notwithstanding.

Repayment  
of Money  
borrowed.

XXXIV. And be it enacted, That the Trustees may at all Times pay off any Money borrowed under the Powers of this and the said recited Act, or any Part thereof, on giving not less than Six Months previous Notice; and such Notice shall be by Writing, given either personally to the Creditor to be paid off, or, if such Creditor be unknown, or cannot be found, such Notice shall be given by Advertisement in the *Edinburgh Gazette*, and in some Newspaper published in the County of *Forfar*; and at the Expiration of the said Notice Interest shall be payable on the Money secured at the Rate allowed at the Time by the Majority of the Chartered Banks in *Edinburgh*.

Power to set  
apart Money  
to form a  
Sinking Fund  
for Liqui-  
dation of  
Debt.

XXXV. And whereas it is expedient to make additional Provision for maintaining and regulating a Sinking Fund for the gradual Liquidation of the Debt affecting the said Harbour: Be it enacted, That from and after One Month after the passing of this Act the Trustees shall, out of the Rates, Duties, and Revenues and other Monies paid or to become payable to them under the said recited Act and this Act, set apart yearly the Sum of Six hundred Pounds as a Sinking Fund, to be applied in Repayment of the Sums borrowed or to be borrowed by the Trustees as aforesaid, which Sinking Fund of Six hundred Pounds *per Annum* shall continue to be raised and applied in the Liquidation of the Debt of the said Harbour until the same shall have been reduced to Thirty thousand Pounds.

Sinking Fund  
to be formed  
by monthly  
Payments  
into Bank.

XXXVI. And be it enacted, That the Treasurer of the Trustees shall, from and after One Month after the passing of this Act, out of the Rates, Duties, Revenues, and other Monies to be received by him in virtue of the said recited Act and this Act, pay monthly into an Account to be opened with One of the Branches in *Montrose* of any Bank incorporated by Act of Parliament or Royal Charter, and to be entitled "Sinking Fund of the Trustees of the Harbour of *Montrose*," the Sum of Fifty Pounds, which monthly Payments shall constitute the said annual Sinking Fund of Six hundred Pounds, and all Interest arising from the Sums of Money deposited from Time to Time in the said Account shall be added to and form Part of the said Sinking Fund.

Application  
of Sinking  
Fund.

XXXVII. And be it enacted, That the Trustees shall from Time to Time, and at least once in every Two Years, pay or apply the said Sinking Fund to be formed as aforesaid for and towards Repayment

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*pro tanto* of the Debt affecting the said Harbour, and to no other Purpose whatsoever; provided that each and every Payment of any Sum of Money into the said Sinking Fund shall be deemed a Reduction and Extinction to the like Extent of the Sum authorized to be borrowed by the Trustees, and the Power of the Trustees of borrowing Money under the said recited Act and this Act shall be limited and restricted accordingly.

XXXVIII. And be it enacted, That in order that the Revenue of the said Harbour may be from Time to Time adjusted with reference to what is required for the Sinking Fund, and the several Purposes of the said recited Act and this Act, the Trustees shall increase or reduce the Rates and Duties specified in the Schedules (A.) and (B.) annexed to this Act to such an Extent as may from Time to Time be found necessary or expedient, anything in the said recited Act or this Act to the contrary notwithstanding; and with that View the Trustees shall, at some Stated or Special Meeting to be held not later than One Month after the passing of this Act, authorize and order to be levied, taken, and collected such increased Rates, over and above the Rates specified in the said Schedules (A.) and (B.), as they shall estimate to be necessary for the Purposes aforesaid, which increased Rates shall commence at the Expiration of Ten Days after Notice of the Resolution of the Trustees authorizing such Increase shall have been given in some One Newspaper published in *Montrose*, and shall continue to be paid till the Thirtieth Day of *September* One thousand eight hundred and fifty-one, inclusive of that Day; and in the Month of *August* One thousand eight hundred and fifty-one, and in the Month of *August* annually thereafter, the said Trustees shall, at a Stated or Special Meeting, on due Consideration of the Amount of Revenue received for the Year ending the Thirty-first Day of *May* preceding, and of the probable Amount of Revenue to be derived for the succeeding Year (so as to provide as nearly as possible for the Purposes aforesaid), fix and declare the Increase to be levied or Reduction to be made upon the Rates specified in the said Schedules (A. and B.) (if any) for the Year to commence on the First Day of *October* following: Provided always, that in any Year when there shall be a Surplus of Revenue over Expenditure on balancing the Trust Accounts at the Thirty-first Day of *May*, as herein provided, such Surplus shall be held to be a Part of the Revenue of the succeeding Year, and shall be taken into account as such in estimating the probable Revenue of such succeeding Year; and provided also, that after any Resolution of the said Trustees to increase or diminish the said Rates for any Year commencing as aforesaid, such increased or reduced Rates shall continue to be paid and levied from Year to Year until otherwise expressly ordered by the Trustees at any Meeting

Power to  
adjust Rates  
with refer-  
ence to  
Sinking  
Fund.

[*Local.*]

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to be held in the said Month of *August* in any Year as aforesaid: Provided further, that no such Increase shall exceed One Fourth Part of the Rates and Duties specified in the said Schedules (A.) and (B.) to this Act annexed, and that it shall not be lawful for the Trustees to reduce the Rates and Duties specified in the said Schedules (A.) and (B.) until by the Operation of the aforesaid Sinking Fund or otherwise the Amount of Debt affecting the said Harbour shall be reduced to Forty thousand Pounds or under.

Rates under  
recited Act  
to cease.

XXXIX. And be it enacted, That from and after One Month after the passing of this Act the several Rates contained in the Schedules (A.) and (B.) to the said recited Act shall cease to be leviable or payable, and the several Rates specified in the Schedules (A.) and (B.) to this Act annexed shall, subject to the Power of increasing or reducing the same herein contained, be levied and received in lieu thereof.

Rates pay-  
able on  
Ships.

XL. And be it enacted, That from and after the Period last mentioned it shall be lawful for the Trustees to demand and take, for every Ton Measurement of every Vessel entering or going out of the said Harbour or Precincts thereof, the Rates mentioned in Schedule (A.) hereunto annexed, subject to the Exemptions, Conditions, and Regulations in such Schedule mentioned.

Further  
Tonnage  
Rates on  
Vessels re-  
maining in  
Harbour  
longer than  
Sixty Days.

XLI. And be it enacted, That if any Vessel using the said Harbour, whether the same shall previously have paid or been liable to pay Tonnage Rates or not, shall remain therein for any longer Space of Time than Sixty Days, the Trustees may demand for every such Vessel a further Rate of One Penny *per* Ton for every Month, and so in proportion for any Period less than a Month, during which any such Vessel shall remain in the said Harbour beyond the said Period of Sixty Days, in addition to the Tonnage Rates payable by virtue of this Act: Provided always, that such additional Rates shall not be payable for any Vessel which shall have been prevented from leaving the said Harbour by any Embargo or Stress of Weather.

Rates pay-  
able on  
Goods.

XLII. And be it enacted, That from and after One Month after the passing of this Act it shall be lawful for the Trustees to demand and take, for all Goods mentioned in the Schedule (B.) hereunto annexed, which shall be shipped or unshipped, received or delivered, within the said Harbour or Precincts thereof, the Rates in the said Schedule (B.) specified with respect to such Goods respectively, subject to the Exemptions, Conditions, and Regulations in such Schedule mentioned; and as to all such Goods as shall not be specified in the said Schedule, the Trustees may demand and take a Rate  
equal

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equal to the Rate for the Time being payable in respect of Goods of a similar Nature, Package, and Quality.

XLIII. And be it enacted, That the Trustees may, as they shall see convenient, compound for any Time not exceeding One Year to and with the Owner, Consignee, or Agent, or other Person having the Charge of any Steam or other Vessel plying to and from the said Harbour of *Montrose* and the Precincts thereof, and any Port or Place in the United Kingdom of *Great Britain* and *Ireland*, or entering or going out of the River *South Esk*, which shall make more than One Trip *per Week*, for the Payment of such Sum of Money as they the said Trustees shall think proper in lieu of the Tonnage Rate which would be payable on such Vessels, provided such Composition Money be paid in advance at such Periods as the said Trustees shall fix: Provided always, that all Compositions made by the Trustees under this Act shall at all Times be made equally and impartially towards all Persons and Companies, and not in favour of or against any particular Person or Company; and all Persons and Companies whomsoever shall be entitled to compound with the said Trustees on the same Terms as shall have been granted in any similar Compositions which the said Trustees may have at the Time agreed to with any other Person or Company.

Trustees may compound for Rates on Steam Vessels.

XLIV. Provided always, and be it enacted, That nothing in this Act contained shall authorize or be so construed as to authorize the levying or exacting of any Duties, Dues, or Imposts of any Description on Vessels navigating or on Goods or Articles landed in the Basin of *Montrose* to the Westward of the Chain Bridge and Inch Bridge across the River *South Esk*, other than such Duties, Dues, or Imposts as have heretofore been in use to be levied, or which the Magistrates and Town Council of *Montrose* had a Right to levy in the said Basin to the Westward of the said Bridges, prior to the passing of the said recited Act; and provided also, that nothing in this Act contained shall authorize or be so construed as to authorize the levying or exacting of any Duties, Dues, or Imposts of any Description on Goods or Articles landed or shipped at *Ferryden*, other than such Duties, Dues, or Imposts as have heretofore been in use to be levied, or which the Magistrates and Town Council of *Montrose* had a Right to levy, at the said Pier, prior to the passing of the said recited Act.

Old Rates only to be levied in the Basin West of the Bridges.

and at Ferryden.

XLV. And be it enacted, That when the Collector of Rates, in calculating the Rates payable on Vessels or on Goods, shall find that there is a Remainder or fractional Part of such Rates of a lower Denomination than One Halfpenny, the said Collector is hereby authorized to demand and take from all Persons whatsoever liable in such Rates.

Fractional Parts of a Penny, how to be levied.

One

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One Halfpenny in lieu of such fractional Part of a Halfpenny; and when such fractional Part shall exceed One Halfpenny and be under One Penny, then such Collector may demand and take One Penny in lieu of such fractional Part of a Penny.

Rates to be charged equally.

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

Power to Trustees to employ Steam Tugs.

XLVII. And be it enacted, That it shall be lawful for the Trustees, if they deem it expedient, and upon a Requisition in Writing being made to them, signed by the Owners and Masters of Vessels registered at the Port of *Montrose* whose Tonnage shall amount to Three Fourths of the Tonnage of the whole Vessels registered at the same Port, to hire or otherwise employ a Steam Tug or other Towing Vessel, to be commanded by a licensed Pilot, for the Purpose of towing or hauling Vessels into and out of the said Harbour: Provided always, that it shall not be lawful for any other Person or Persons, without the Leave and Authority of the Trustees first applied for and obtained, to use or employ any Steam Tug or other Towing Vessel within the said Harbour, except those to be provided, employed, and used by or by Authority of the said Trustees, as herein-before mentioned; and every Person offending against the Provisions in this Enactment contained shall forfeit for each Offence any Sum not exceeding Ten Pounds.

Penalty on Persons using Steam Tugs without Authority of Trustees.

Tug Dues.

XLVIII. And be it enacted, That upon the Trustees providing such Tug or Towing Vessel it shall be lawful for them and they are hereby authorized to levy and apply for the Purposes thereof the Dues specified in the Schedule (D.) hereunto annexed upon all Vessels entering the said Harbour, whether such Vessels require the Use and Assistance of the said Tug or Towing Vessel or not; and also to levy upon all Vessels using or employing the said Tug or Towing Vessel, or to which the Assistance of such Tug or Towing Vessel shall have been required and tendered, whether the same shall have been used or not, and to apply for the like Purposes, such reasonable Towing Charges as the Trustees may from Time to Time fix and establish: Provided always, that where the Dues specified in the said Schedule (D.) shall have been paid for any Vessel on entering the Harbour, and where such Vessel in entering or leaving the Harbour has also become liable for Towing Charges, by requiring or receiving the Assistance of such Tug or Towing Vessel, the Dues paid for such Vessel under the said Schedule (D.) shall be deducted from such Towing Charges: Provided also, that it shall not be lawful for the Trustees to apply any other Monies arising to them from any other

Towing Charges.

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other Rates, Duties, or Revenues for or towards the Purposes of any such Tug or Towing Vessel; and the Receipts and Expenditure for or on account of such Tug or Towing Vessel shall be entered in a separate Account to be kept for that Purpose, distinct from all other Sums received and expended by the Trustees.

XLIX. And be it enacted, That it shall be lawful for the Trustees, if they deem it expedient, to supply and put on board of any Vessel such Quantity of Ballast as the Master or Owner of such Vessel may desire, charging such Master or Owner for the said Ballast; but without Prejudice to all such Masters or Owners being at liberty to procure Ballast for their Vessels in any other Way they may think proper.

Power to  
Trustees to  
supply  
Ballast for  
Ships.

L. And be it enacted, That it shall be lawful for the Trustees to appoint and license a sufficient Number of Persons to be Meters and Weighers and Porters for the said Harbour.

Power to  
appoint  
Meters, &c.

LI. And be it enacted, That for and notwithstanding anything in "The Harbours, Docks, and Piers Clauses Act, 1847," to the contrary, the Bye Laws made and now in force for the Regulation of the said Harbour under the Provisions of the said recited Act relating thereto shall continue and be in full Force and Effect for the Space of Six Months after the passing of this Act, without any Confirmation, in like Manner as if such Bye Laws had been made and confirmed by or under the Provisions of this Act.

Existing Bye  
Laws to re-  
main in force  
for Six  
Months after  
passing of  
this Act.

LII. And be it enacted, That all the Costs, Charges, and Expenses of and attending the passing of this Act or incidental thereto shall be paid by the said Trustees out of the first Monies which shall come to or be in their Hands, and in preference to any other Payment whatsoever.

Expenses of  
Act.

LIII. And be it enacted, That in citing the said recited Act or this Act for any Purpose whatsoever it shall be sufficient to use the respective Expressions "The *Montrose* Harbour Act, 1837," and "The *Montrose* Harbour Act, 1850."

Short Titles  
of this and  
the recited  
Act.

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

Public Act.

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## SCHEDULE (A.)

## (TONNAGE RATES.)

	£	s.	d.
I. For all Vessels navigating to the Southward of the Tropic of Capricorn, per Register Ton - - -	0	1	6
II. Between the Equator and the Tropic of Capricorn -	0	1	3
III. Between the Tropic of Cancer and the Equator - -	0	1	0
IV. To or from any Port in North America, Greenland, Davis' Straits Fisheries, and all within the Straits of Gibraltar -	0	0	8
V. To or from any Port in Europe to the North of Dronthiem in Norway, and to or from the Azores, Madeira, or Teneriffe Islands, and the West Coast of Africa, between the Tropic of Cancer and the Straits of Gibraltar -	0	0	7
VI. To or from any Port on the Coast of Europe, between Gibraltar and Dronthiem in Norway, including both these Ports, and all Ports in the Baltic - - -	0	0	5
VII. To or from any Port in Great Britain or Ireland, including the Islands of Guernsey, Jersey, Alderney, Sark, Man, the Shetland Islands, and Orkneys - - -	0	0	3
VIII. All Vessels loaded with Coals or Lime only from any Port in Great Britain, &c., excepting Scotland - - -	0	0	2
IX. All Vessels loaded with Coals or Lime only from any Port in Scotland, and all Vessels while engaged in the Herring Trade - - - - -	0	0	1½
X. All Steam Vessels from any Port in Great Britain or Places enumerated in No. VII., carrying Passengers and their Luggage exclusively - - - - -	0	0	2
XI. All Steam Vessels carrying Goods and Passengers to pay the same Rates as Sailing Vessels.			

It shall be in the Option of the Trustees to charge either the Tonnage Dues on the Voyage inwards or on the Voyage outwards, at the Rates specified in the above Schedule, and if the Charge be made on the Voyage outward, there shall be deducted from it the Amount of the Dues that may have been previously paid on the Voyage inwards; but if such Vessels sail in Ballast they shall be charged with Dues on the inward Voyage only.

All Vessels launched at the Port of Montrose to pay Half Tonnage Dues on the Voyage outwards, provided they take Goods on board; but if they sail in Ballast, no Dues shall be charged.

All

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All Vessels with Cargoes to be permitted to enter the Harbour of Montrose, for Safety or Convenience, by Payment of One Half of the Tonnage Dues; but if they shall take Goods on board (Stores for their own Use excepted), or break Bulk, they shall be liable in the full Tonnage Dues.

All Vessels remaining in Harbour to pay, after Two Months, One Penny per Register Ton per Month in advance.

Each Vessel entering the Harbour, and loading or unloading Goods or Ballast within the same, or performing both Operations before leaving the Harbour, to pay in Name of Plank Money (whether a Plank be used or not) as follows:

	£	s.	d.
Vessels amounting to and not exceeding 20 Tons	-	0	1 0
Exceeding 20 Tons and not exceeding 50 Tons	0	1	6
50 - - - 100	-	0	2 0
100 - - - 150	-	0	2 6
150 - - - 200	-	0	3 0
200 - - - 250	-	0	3 6
250 - - - 300	-	0	4 0
300 - - - 350	-	0	4 6
350 - - - 400	-	0	5 6
400 and upwards	-	0	6 6

## EXEMPTIONS.

All Vessels leaving the Harbour for the Purpose of taking on board Ballast in any Part of the River South Esk, and returning to the said Harbour with Ballast, shall not be liable in Shore Dues for such Return.

All Vessels sailing from the Port, and put back by Stress of Weather or any other Cause, without having accomplished her Voyage, shall not be liable in additional Dues for such Return.

All Vessels arriving in Ballast for the sole Purpose of being repaired and departing in Ballast shall be exempted from Tonnage Dues inwards, provided any such Vessel leaves the Harbour within One Month after being so repaired.

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## SCHEDULE (B.)

## (RATES ON GOODS.)

Articles of Import and Export.	Rates.			Per Weight or Measure.
	£	s.	d.	
Acorns - - - - -	0	0	3	Per Quarter.
Alabaster - - - - -	0	2	0	Per Ton.
Ale, strong - - - - -	0	0	2	Per Barrel Bulk.
Almonds. <i>See</i> Grocery.				
Alum, Rock - - - - -	0	1	0	Per Ton.
Apples - - - - -	0	0	1	Per Bushel.
Argol - - - - -	0	2	0	Per Ton.
Ashes, viz.				
Pot or Pearl - - - - -	0	1	6	Ditto.
Weed and Wood - - - - -	0	1	6	Ditto.
Bacon or Hams - - - - -	0	0	3	Per Barrel Bulk.
Barilla - - - - -	0	1	6	Per Ton.
Bar Iron. <i>See</i> Iron.				
Bark, viz.				
Oak - - - - -	0	1	6	Ditto.
Quercitron - - - - -	0	2	0	Ditto.
Barley. <i>See</i> Corn.				
Shelled or Pearl ditto - - - - -	0	0	1	Per Cwt.
Basket Rods - - - - -	0	0	1	Per Bundle.
Baskets; viz.				
Under Twelve Inches in Diameter	0	0	1	Per Dozen.
Above Twelve Inches in Diameter	0	0	2	Ditto.
Bay Berries. <i>See</i> Berries.				
Beans. <i>See</i> Corn.				
Beef or Pork - - - - -	0	0	3	Per Barrel Bulk.
Beer, Spruce - - - - -	0	0	2	Ditto.
Berries; viz.				
Bay - - - - -	0	0	6	Ditto.
Juniper - - - - -	0	0	6	Ditto.
Yellow - - - - -	0	0	6	Ditto.
Cran - - - - -	0	0	6	Ditto.
Biscuit - - - - -	0	1	0	Per Ton.
Blacking - - - - -	0	0	4	Per Barrel Bulk.
Black Lead. <i>See</i> Lead.				
Bleaching Powder - - - - -	0	1	6	Per Ton.
Bones of Cattle - - - - -	0	0	3	Ditto.
Bone Dust - - - - -	0	0	6	Per Ton of Forty Bushels.
Books - - - - -	0	0	6	Per Barrel Bulk.
Bottles of Green or Common Glass not less than Pints - - - - -	0	0	2	Per Gross.
Bottles, broken - - - - -	0	0	3	Per Ton.
Bran - - - - -	0	0	8	Per Chaldron.
Brandy. <i>See</i> Spirits.				
Brass - - - - -	0	0	2	Per Cwt.

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Articles of Import and Export.	Rates.	Per Weight or Measure.
	£ s. d.	
Bricks - - - - -	0 1 0	Per 1,200.
Brimstone - - - - -	0 1 6	Per Ton.
Bristles - - - - -	0 0 6	Per Cwt.
Bulrushes - - - - -	0 1 0	Per Load.
Bulls. <i>See Cattle.</i>		
Butter - - - - -	0 0 4	Per Barrel Bulk.
Blubber - - - - -	0 1 0	Per 252 Imp. Gallons.
Barrels, empty, Herring - - -	0 0 3	Per Dozen.
Calves Velves - - - - -	0 0 2	Per Cwt.
Candles - - - - -	0 0 4	Per Barrel Bulk.
Cane Reeds - - - - -	0 0 6	Per 1,200.
Carpets. <i>See Cloth.</i>		
Casks, empty, not being returned		
Packages - - - - -	0 0 3	Per Puncheon.
Other Casks in proportion.		
Cattle; viz.		
Bulls - - - - -	0 0 6	Each.
Cows and Oxen - - - - -	0 0 6	Ditto.
Calves - - - - -	0 0 3	Ditto.
Horses - - - - -	0 1 0	Ditto.
Pigs - - - - -	0 0 2	Ditto.
Sheep - - - - -	0 0 2	Ditto.
Lambs - - - - -	0 0 1	Ditto.
Caviare - - - - -	0 0 6	Per Barrel Bulk.
Chalk - - - - -	0 0 3	Per Ton.
Cheese - - - - -	0 2 0	Ditto.
Chestnuts - - - - -	0 0 6	Per Barrel Bulk.
Cider - - - - -	0 0 2	Ditto.
Cinnamon. <i>See Grocery.</i>		
Clay; viz.		
China Clay or Stone Clay - -	0 0 6	Per Ton.
Pipe - - - - -	0 0 6	Ditto.
Cochineal - - - - -	0 1 0	Per Cwt.
Cocoa - - - - -	0 3 0	Per Ton.
Coffee - - - - -	0 0 4	Per Barrel Bulk.
Cocoa Nuts - - - - -	0 0 3	Per 100.
Copper - - - - -	0 3 0	Per Ton.
Old - - - - -	0 1 6	Ditto.
Ore - - - - -	0 0 6	Ditto.
Copperas - - - - -	0 0 6	Ditto.
Coral - - - - -	0 0 6	Per Cwt.
Cordage - - - - -	0 1 6	Per Ton.
Corks - - - - -	0 0 3	Per Barrel Bulk.
Corkwood - - - - -	0 2 0	Per Ton.
Corn; viz.		
Barley - - - - -	0 0 1½	Per Quarter.
Beans - - - - -	0 0 1½	Ditto.
Indian Corn - - - - -	0 0 1½	Ditto.
Malt - - - - -	0 0 2	Ditto.
Oats - - - - -	0 0 1½	Ditto.
Pease - - - - -	0 0 1	Ditto.
Rye - - - - -	0 0 1½	Ditto.
Wheat - - - - -	0 0 2	Ditto.

[Local.]

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Articles of Import and Export.	Rates.			Per Weight or Measure.
	£	s.	d.	
Carrots - - - - -	0	0	4	Per Ton.
Cow, Ox, or Bull Hair. <i>See</i> Hair.				
Cows. <i>See</i> Cattle.				
Cranberries. <i>See</i> Berries.				
Crystal - - - - -	0	0	6	Per Barrel Bulk.
Culm - - - - -	0	0	4	Per Ton.
Currants. <i>See</i> Grocery.				
Coals, Scotch, English, and Smithy -	0	0	2 $\frac{3}{4}$	Ditto.
Cinders - - - - -	0	0	8	Per Chaldron.
Codilla - - - - -	0	1	0	Per Ton.
Cloth—Brown or bleached Linens; viz.				
Osnaburghs - - - - -	0	0	1	Per Piece.
Sheeting - - - - -	0	0	1	Ditto.
Dowlas - - - - -	0	0	1	Ditto.
Ducks - - - - -	0	0	1	Ditto.
Raven Ducks - - - - -	0	0	1	Ditto.
Ticklenburghs - - - - -	0	0	1	Ditto.
Drillings - - - - -	0	0	1	Ditto.
Shirtings - - - - -	0	0	1	Ditto.
Silesias - - - - -	0	0	1	Ditto.
Hessians or Wrappering, 40 Inches and under - - - - -	0	0	1	Ditto.
Hessians or Wrappering, for every 10 Inches above 40 -	0	0	0 $\frac{1}{4}$	Ditto.
Sail Cloth - - - - -	0	0	0 $\frac{1}{2}$	Ditto.
Bagging and Sacking of all Kinds, under 34 Inches - - - - -	0	0	0 $\frac{1}{2}$	Ditto.
Above 34 Inches and under 44 Inches - - - - -	0	0	0 $\frac{3}{4}$	Ditto.
Pimento Bagging - - - - -	0	0	0 $\frac{3}{4}$	Ditto.
Tarpaulings - - - - -	0	0	0 $\frac{3}{4}$	Ditto.
Browns - - - - -	0	0	0 $\frac{3}{4}$	Ditto.
Linen Cloth, when cut down into shorter Lengths, to pay according as the original Piece would have been rated.				
Sacks, made - - - - -	0	0	0 $\frac{1}{2}$	Per 25.
All Linen Cloth imported for the Purpose of being bleached -	0	0	2	Per Barrel Bulk.
Carpeting, Jute - - - - -	0	0	1	Per Piece.
Rugs - - - - -	0	0	6	Per Barrel Bulk.
Canvass, broad - - - - -	0	0	2	Ditto.
Clothiery - - - - -	0	0	6	Ditto.
Haberdashery, comprehending Cotton and Silk Goods -	0	0	6	Ditto.
Hosiery - - - - -	0	0	6	Ditto.
Cement - - - - -	0	1	0	Per Ton.
Coaches, Chaises, Gigs, and other similar Carriages - - - - -	0	0	4	Per Barrel Bulk.
Chimney Cans - - - - -	0	1	0	Per 100.
Chinaware - - - - -	0	1	0	Per Hhd.
Cotton Wool - - - - -	0	1	6	Per Ton.
Dogs, Sporting, only - - - - -	0	0	6	Each.

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Articles of Import and Export.	Rates.			Per Weight or Measure.
	£	s.	d.	
Drugs, and all Merchandize for Drug-gists - - - -	0	0	6	Per Barrel Bulk.
Earthenware - - - -	0	0	6	Per Crate.
Ditto, in Bulk - - - -	0	2	6	Per 100 Dozen.
Eggs - - - -	0	0	3	Per Barrel Bulk.
Elephants Teeth - - - -	0	0	6	Per Cwt.
Emery Stones - - - -	0	0	1	Ditto.
Feathers - - - -	0	0	6	Ditto.
Figs. <i>See</i> Grocery.				
Fish Oil. <i>See</i> Oil.				
Flint Stones - - - -	0	0	4	Per Ton.
Flower Roots - - - -	0	0	3	Per Barrel Bulk.
Furriers Waste - - - -	0	0	3	Per Ton.
Flax - - - -	0	1	6	Ditto.
Flour - - - -	0	0	2	Per Sack.
Fish, salted, dry - - - -	0	5	0	Per Boat.
Ditto - - - -	0	1	0	Per Ton.
Garden Seeds. <i>See</i> Seeds.				
Geneva. <i>See</i> Spirits.				
Ginger - - - -	0	0	6	Per Barrel Bulk.
Preserved - - - -	0	0	3	Per Cwt.
Glass - - - -	0	0	6	Per Crate.
Broken - - - -	0	0	4	Per Ton.
Glue - - - -	0	0	3	Per Barrel Bulk.
Goats Hair. <i>See</i> Hair.				
Grapes - - - -	0	0	1	Per Jar.
Grease - - - -	0	1	0	Per Ton.
Grocery; viz.				
Almonds - - - -	0	0	6	Per Barrel Bulk.
Cinnamon - - - -	0	0	6	Ditto.
Currants - - - -	0	0	6	Ditto.
Figs - - - -	0	0	6	Ditto.
Pepper - - - -	0	0	6	Ditto.
Pimento - - - -	0	0	6	Ditto.
Plums - - - -	0	0	6	Ditto.
Prunes - - - -	0	0	6	Ditto.
Raisins - - - -	0	0	6	Ditto.
Gunpowder - - - -	0	0	3	Per Cwt.
Ginseng - - - -	0	0	6	Ditto.
Guano, and patented and chemically prepared Manures - - - -	0	1	0	Per Ton.
Hair; viz.				
Cow, Ox, or Bull - - - -	0	0	2	Per Cwt.
Goats Hair or Wool - - - -	0	0	2	Ditto.
Horse - - - -	0	0	2	Ditto.
Hair Powder - - - -	0	0	6	Ditto.
Hardware - - - -	0	0	4	Per Barrel Bulk.
Hats - - - -	0	0	4	Ditto.
Hay - - - -	0	1	0	Per Ton.
Hemp, rough - - - -	0	1	6	Ditto.
Herrings - - - -	0	0	1½	Per Barrel.
Hides - - - -	0	2	0	Per 100.

*The Montrose Harbour Act, 1850.*

Articles of Import and Export.	Rates.			Per Weight or Measure.
	£	s.	d.	
Honey - - - - -	0	0	2	Per Cwt.
Hoops of Wood, all of the Size of Puncheon Hoops, and under	0	0	9	Per 1,200.
All above - - - - -	0	1	0	Ditto.
Iron - - - - -	0	1	0	Per Ton.
Hops - - - - -	0	0	4	Per Cwt.
Horns, Slugs, and Tips - - - - -	0	2	6	Per Ton.
Horse. <i>See Cattle.</i>				
Household Furniture - - - - -	0	0	2	Per Barrel Bulk.
Husbandry Utensils - - - - -	0	0	2	Ditto.
Indian Corn. <i>See Corn.</i>				
Indigo - - - - -	0	1	0	Ditto.
Iron; viz.				
Bar, Bolt, and Rod - - - - -	0	0	6	Per Ton.
Plate, Sheet, and Forged Made Work - - - - -	0	1	0	Ditto.
Hoops. <i>See Hoops.</i>				
Old Iron - - - - -	0	0	6	Ditto.
Cast Iron Goods - - - - -	0	0	9	Ditto.
Ditto, commonly called Iron- mongery - - - - -	0	1	6	Ditto.
Old or Broken Cast Iron Pig - - - - -	0	0	4	Ditto.
Ink - - - - -	0	0	2	Per Barrel Bulk.
Ivory - - - - -	0	0	6	Per Cwt.
Ice - - - - -	0	0	1	Per Salmon Box.
Juniper Berries. <i>See Berries.</i>				
Junk, Old - - - - -	0	0	6	Per Ton.
Kelp - - - - -	0	0	6	Ditto.
Lard - - - - -	0	2	0	Ditto.
Latten Black - - - - -	0	2	0	Ditto.
Lead - - - - -	0	0	9	Ditto.
Black - - - - -	0	2	0	Ditto.
Ore - - - - -	0	1	0	Ditto.
Red and White - - - - -	0	2	0	Ditto.
Shot - - - - -	0	1	0	Ditto.
Leather, tanned and dressed - - - - -	0	2	0	Ditto.
Lemons - - - - -	0	0	3	Per Chest.
Limes - - - - -	0	0	3	Per Cask.
Linseed. <i>See Seed.</i>				
Oil. <i>See Oil.</i>				
Lime - - - - -	0	0	6	Per Chaldron.
Loam - - - - -	0	0	1	Per Ton.
Machinery - - - - -	0	0	2	Per Barrel Bulk.
Madder - - - - -	0	2	0	Per Ton.
Roots - - - - -	0	1	6	Ditto.
Malt. <i>See Corn.</i>				
Manganese - - - - -	0	1	0	Ditto.
Marble - - - - -	0	1	0	Ditto.
Matts, Bass - - - - -	0	0	3	Per 120.

*The Montrose Harbour Act, 1850.*

Articles of Import and Export.	Rates.			Per Weight or Measure.
	£	s.	d.	
Medicines. <i>See Drugs.</i>				
Mill Waste - - - - -	0	0	3	Per Ton.
Mohair Yarn - - - - -	0	0	2	Per Cwt.
Molasses - - - - -	0	0	9	Per Ton.
Morels - - - - -	0	0	4	Per Cwt.
Moss, Rock - - - - -	0	1	6	Per Ton.
Mum - - - - -	0	2	0	Ditto.
Manure - - - - -	0	0	1	Ditto.
Meal - - - - -	0	0	1½	Per Boll.
Musical Instruments - - - - -	0	0	6	Per Barrel Bulk.
Matches - - - - -	0	0	4	Ditto.
Nuts - - - - -	0	0	4	Ditto.
Nutmegs - - - - -	0	1	0	Per Cwt.
Oakum - - - - -	0	1	0	Per Ton.
Oats. <i>See Corn.</i>				
Oil; Linseed, Palm, Rape, Turpen- tine, and Sperm - - - - -	0	0	3	Per Barrel Bulk.
Whale or Train - - - - -	0	1	6	Per Tun of 252 Gallons.
Ochre - - - - -	0	1	0	Per Tun.
Onions - - - - -	0	0	1	Per Bushel.
Oranges - - - - -	0	0	3	Per Chest.
Orchella Weed - - - - -	0	2	0	Per Ton.
Ore of Iron. <i>See Iron.</i>				
Ore of Lead. <i>See Lead.</i>				
Paper, viz.				
Writing and Printing Paper - - - - -	0	0	6	Per Barrel Bulk.
Packing Paper - - - - -	0	0	2	Ditto.
Pease. <i>See Corn.</i>				
Pelts - - - - -	0	2	0	Per Ton.
Pepper. <i>See Grocery.</i>				
Perry - - - - -	0	0	2	Per Barrel.
Pig Iron. <i>See Iron.</i>				
Pigs. <i>See Cattle.</i>				
Pigheads - - - - -	0	0	3	Per Barrel Bulk.
Pimento. <i>See Grocery.</i>				
Pitch - - - - -	0	0	2	Per Barrel.
Plants of Trees or Shrubs - - - - -	0	0	1½	Per Barrel Bulk.
Plaster of Paris - - - - -	0	1	0	Per Ton.
Plums. <i>See Grocery.</i>				
Pumice Stones - - - - -	0	1	0	Per Ton.
Pork. <i>See Beef.</i>				
Porter, in Casks - - - - -	0	0	2	Per Barrel Bulk.
in Bottles - - - - -	0	0	1	Ditto.
Potatoes - - - - -	0	0	4	Per Ton.
Powder of Lead. <i>See Lead.</i>				
Prunellos - - - - -	0	0	6	Per Barrel Bulk.
Prunes. <i>See Grocery.</i>				
Peats - - - - -	0	0	1	Per 100.
Passengers Luggage, if under 2 Barrel Bulk, free; all above - - - - -	0	0	6	Per Barrel Bulk.
Periwinkles - - - - -	0	0	1	Per Cwt.

[Local.]

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*The Montrose Harbour Act, 1850.*

Articles of Import and Export.	Rates.	Per Weight or Measure.
	£ s. d.	
Quercitron Bark. <i>See</i> Bark.		
Quills, undressed.	0 0 1	Per 1,000.
Rags; viz.		
Linen - - -	0 0 6	Per Ton.
Other Rags, old Ropes, and old Leather - - -	0 0 3	Ditto.
Raisins. <i>See</i> Groceries.		
Rape Cakes - - -	0 1 6	Ditto.
Rape Seeds. <i>See</i> Seed.		
Red Leads. <i>See</i> Lead.		
Rice - - -	0 2 0	Ditto.
Rock Moss. <i>See</i> Moss.		
Rosin - - -	0 0 2	Per Barrel Bulk.
Rum. <i>See</i> Spirits.		
Rye. <i>See</i> Corn.		
Salt - - -	0 0 8	Per Ton of 40 Bushels.
Salt, Rock, in Lump - - -	0 0 6	Per Ton.
Saltpetre - - -	0 2 6	Ditto.
Seed; viz.		
Flax and Rape - - -	0 0 6	Per Hogshead.
Ditto - - -	0 0 3	Per Barrel.
Ditto, in Bulk - - -	0 0 2	Ditto.
Clover - - -	0 0 6	Per Bag of 3 Cwt.
Garden Seeds - - -	0 0 6	Per Barrel Bulk.
Hemp and Canary - - -	0 0 3	Ditto.
Rye Grass - - -	0 0 3	Per 8 Bushels.
Sheep. <i>See</i> Cattle.		
Shumach - - -	0 1 6	Per Ton.
Skins; viz.		
Calf - - -	0 0 3	Per Score.
Sheep - - -	0 0 3	Ditto.
Deer - - -	0 0 3	Ditto.
Kid - - -	0 0 3	Ditto.
Lamb - - -	0 0 3	Ditto.
Seal - - -	0 0 3	Ditto.
Sheep, dressed - - -	0 0 3	Per Barrel Bulk.
Hare and Rabbit - - -	0 0 1	Per Score.
Slates; viz.		
Under Size - - -	0 0 8	Per 1,200.
Sizeable - - -	0 1 3	Ditto.
Over Size - - -	0 2 0	Ditto.
Slate Pencil and Slates - - -	0 0 4	Per Barrel Bulk.
Smelts - - -	0 0 2	Per Cwt.
Snuff - - -	0 0 6	Per Barrel Bulk.
Soap - - -	0 1 6	Per Ton.
Soapers Waste - - -	0 0 3	Ditto.
Salts - - -	0 0 6	Ditto.
Spermaceti - - -	0 2 0	Ditto.
Stones; viz.		
Rubble Freestone - - -	0 0 0 $\frac{1}{4}$	Ditto.
Hewn Ashlar Freestone - - -	0 0 1	Ditto.
Rough Ashlar Freestone - - -	0 0 0 $\frac{1}{2}$	Ditto.

*The Montrose Harbour Act, 1850.*

Articles of Import and Export.	Rates.			Per Weight or Measure.
	£	s.	d.	
Stones; viz.				
Rubble Causeway - - -	0	0	0 $\frac{1}{4}$	Per Ton.
Causeway Stones, dressed - - -	0	0	0 $\frac{1}{2}$	Ditto.
Pavement - - -	0	0	0 $\frac{1}{2}$	Ditto.
Curb - - -	0	0	0 $\frac{1}{2}$	Ditto.
Foreign Grave Stones - - -	0	5	0	Each.
Home ditto - - -	0	2	6	Ditto.
Scythe Stones - - -	0	0	0 $\frac{1}{2}$	Per Score.
Grind Stones - - -	0	0	1	Each.
Mill Stones - - -	0	1	0	Ditto.
Spirits; viz.				
Foreign - - -	0	0	6	Per Barrel Bulk.
British - - -	0	0	4	Ditto.
Starch - - -	0	0	3	Ditto.
Steel - - -	0	1	6	Per Ton.
Sugar, raw - - -	0	1	6	Ditto.
refined - - -	0	2	0	Ditto.
Soda - - -	0	1	6	Ditto.
Stucco - - -	0	0	6	Ditto.
Smalts - - -	0	2	6	Ditto.
Salmon - - -	0	0	3	Per Box of 4 Kits.
Sugar Moulds - - -	0	0	9	Per 100.
Tallow - - -	0	1	6	Per Ton.
Tamarinds - - -	0	0	3	Per Cwt.
Tanners Waste - - -	0	0	3	Per Ton.
Tar - - -	0	0	2	Per Barrel.
Tares - - -	0	0	2	Per Quarter.
Tea - - -	0	0	8	Per Barrel Bulk.
Thread - - -	0	0	4	Ditto.
Tin of all Kinds - - -	0	2	0	Per Ton.
Tobacco - - -	0	0	6	Per Barrel Bulk.
Tongues, Smoked - - -	0	0	1	Per Dozen.
Tongues, Pickled - - -	0	0	3	Per Barrel.
Tortoiseshell - - -	0	0	6	Per Cwt.
Tow - - -	0	1	3	Per Ton.
Toys - - -	0	0	3	Per Barrel Bulk.
Tree Nails - - -	0	0	6	Per 1,200.
Turmerick - - -	0	0	1	Per Cwt.
Twine and Twisted Yarn - - -	0	2	6	Per Ton.
Tiles, Drain or Roofing - - -	0	1	0	Per 1,200.
Turnips - - -	0	0	4	Per Ton.
Valonia - - -	0	2	0	Ditto.
Vases or sculptured Marble - - -	0	0	6	Per Barrel Bulk.
Verdigris - - -	0	2	0	Per Ton.
Vermillion - - -	0	0	6	Per Cwt.
Vinegar - - -	0	0	2	Per Barrel Bulk.
Vitriol - - -	0	0	2	Per Bottle.
Water, Soda - - -	0	0	2	Per Barrel Bulk.
Willow Reeds - - -	0	0	0 $\frac{1}{2}$	Per Bundle.
Wine, in Casks - - -	0	0	6	Per Barrel Bulk.
in Bottles - - -	0	0	3	Ditto.
Whalebone, dressed or undressed - - -	0	1	6	Per Ton.

*The Montrose Harbour Act, 1850.*

Articles of Import and Export.	Rates.	Per Weight or Measure.
Wood, Foreign,—	£ s. d.	
Calliper Measure; viz.		
Batons - - - - -	0 0 9	Per 50 Cubic Feet.
Boards, Oak or Wainscot - - -	0 1 0	Ditto.
Boards, Paling - - - - -	0 0 4	Per 120.
Deals - - - - -	0 0 9	Per 50 Cubic Feet.
Deal Ends - - - - -	0 0 9	Ditto.
Firewood - - - - -	0 0 4	Per Fathom.
Handspikes - - - - -	0 0 3	Per 120.
Laths - - - - -	0 0 6	Per Fathom.
Masts, Yards, or Bowsprit Wood; viz.		
6 Inches in Diameter and under 8 Inches - - - - -	0 0 6	Per 50 Cubic Feet.
8 Inches and under 12 Inches - - - - -	0 0 9	Ditto.
12 Inches and upwards - - -	0 1 0	Ditto.
Oak Planks - - - - -	0 1 0	Ditto.
Oars and Oar Rafters - - - -	0 1 0	Per 120.
Rickers, Boat Hooks, and Hoops - - - - -	0 0 9	Ditto.
Spars - - - - -	0 0 9	Per 50 Cubic Feet.
Cart Wheel Spokes - - - - -	0 0 2	Per 60 Pieces.
Staves, Pipe, from any Port in Europe or the United States of America, above 50 Inches long - - - - -	0 0 10	Per 120.
Under 50 Inches long - - - -	0 0 6	Ditto.
Pipe, from any of the British Colonies or Plantations, above 50 Inches long - - - -	0 0 8	Ditto.
All under 50 Inches long - - -	0 0 5	Ditto.
Fir - - - - -	0 0 9	Per 50 Cubic Feet.
Oak - - - - -	0 1 0	Ditto.
Pine - - - - -	0 0 9	Ditto.
Hard Wood - - - - -	0 1 0	Ditto.
Ufers - - - - -	0 0 9	Ditto.
Wainscot Logs - - - - -	0 1 6	Ditto.
Delivered by Weight; viz.		
Barwood - - - - -	0 1 6	Per Ton.
Boxwood - - - - -	0 1 6	Ditto.
Brazilwood - - - - -	0 2 0	Ditto.
Camwood - - - - -	0 2 0	Ditto.
Ebony - - - - -	0 1 6	Ditto.
Fustic - - - - -	0 1 6	Ditto.
Lignumvitæ - - - - -	0 1 6	Ditto.
Logwood - - - - -	0 1 6	Ditto.
Mahogany - - - - -	0 1 6	Ditto.
Nicaragua Wood - - - - -	0 2 0	Ditto.
Red Wood - - - - -	0 1 6	Ditto.
Sassafras - - - - -	0 1 6	Ditto.
Wood, Home; viz.		
Fir - - - - -	0 0 6	Per 50 Cubic Feet.
Hard Wood - - - - -	0 0 8	Ditto.

*The Montrose Harbour Act, 1850.*

Articles of Import and Export.	Rates.	Per Weight or Measure.
Wood, Home; viz.	£ s. d.	
Planks and Deals } - -	0 0 6	Per 50 Cubic Feet.
Fir - - - } - -		
Planks and Deals } - -	0 0 8	Ditto.
Hard Wood - - } - -		
Cart Wheel Spokes - - -	0 0 1	Per 60 Pieces.
Hogshead Staves - - -	0 0 2	Per 120.
Barrel Staves - - -	0 0 1	Ditto.
Wool - - - - -	0 0 2	Per Cwt.
Worsted Yarn. <i>See</i> Yarn.		
Whitening - - - - -	0 0 6	Per Ton.
Yarn; viz.		
Cotton, Tow, or Hemp - - -	0 1 6	Ditto.
Lint - - - - -	0 2 0	Ditto.
Worsted - - - - -	0 0 2	Per Cwt.
Yeast - - - - -	0 0 2	Per Barrel Bulk.

All Goods shipped overside, or sent direct from one Vessel to another, for the Purpose of being exported, to pay One Half Dues only; but no Goods landed and deposited in the Sheds belonging to the Trustees, or remaining on the Quays over-night, shall be entitled to this Exemption.

All Goods having paid Shore Dues inwards shall be exempted from paying Shore Dues outwards if they be in the original State and in the original Packages; or if at the Time when the Goods are landed it be reported to the Collector that they are imported for the Purpose of being packed, press-packed, or cylindered, they shall be allowed to be exported free of Dues within One Month from the Date of such Report. Herrings imported to be cured, packed, and exported, and which shall have paid Shore Dues inwards, shall on Exportation, if such take place within Four Months of the Date of Importation, be exempted from all Shore Dues, provided it be reported to the Collector at the Time of their Importation that they are imported for the Purpose of being cured, packed, and exported.

All Goods having paid Shore Dues outwards are exempted from Dues when brought inwards if they be returned Goods to the original Shipper and in the original State.

All returned empty Boxes, Barrels, Bags, Sacks, and Pack Sheets are exempted from Dues.

All Goods not enumerated in the above Schedule to be charged by the Trustees in proportion to other Goods of similar Bulk and Value specified in the above Schedule.

Five Cubic Feet, not exceeding Two and a Half Hundred Weight, to be rated a Barrel Bulk; but when the Weight of Five Cubic Feet is greater than Two and a Half Hundred Weight, then Two and a Half Hundred Weight to be rated a Barrel Bulk.

In weighing and measuring Goods for ascertaining the Shore Dues payable, the Weight or Measurement of the Packages is to be included.

*The Montrose Harbour Act, 1850.*

## SCHEDULE (D.)

## (TUG DUES.)

On all Vessels entering the Harbour, as follows:—

	£	s.	d.
On Vessels not exceeding 40 Tons. - - -	- 0	2	0
Above 40 Tons and not exceeding 75 Tons	- 0	3	0
75 - - - 100	- 0	3	6
100 - - - 125	- 0	4	0
125 - - - 150	- 0	5	6
150 - - - 175	- 0	6	0
175 - - - 200	- 0	6	6
200 - - - 225	- 0	7	0
225 - - - 250	- 0	7	6
250 - - - 275	- 0	8	0
275 and upwards. - - -	- 0	8	6

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