ANNO TRICESIMO SEPTIMO

Georgii III. Regis.

CAP. LXXXVI.

An Act for amending an Act, paſſed in the Thirty-ſecond Year of the Reign of His preſent Majeſty, intituled, *An Act for the Maintenance and Improvement of the Harbour of* Ramſgate, *in the County of* Kent; *and for cleanſing, amending, and preſerving, the Haven of* Sandwich, *in the ſame County.*

[19th *June* 1796.]

WHEREAS an Act was paſſed in the Thirty-ſecond Year of the Reign of His preſent Majeſty, intituled, *An Act for the Maintenance and Improvement of the Harbour of* Ramſgate, *in the County of* Kent; *and for cleanſing, amending, and preſerving the Haven of* Sandwich, *in the ſame County*, whereby it was amongſt other Things enacted, that the Elder Brethren of *Trinity Houſe Deptford Strond* for the Time being, the Lord Warden of the Cinque Ports and his Deputy for the Time being, the Mayor of *Sandwich* for the Time being, and divers other Perſons, in the ſaid Act particularly named, ſhould be, and they were thereby appointed Truſtees for carrying the ſaid Act into Execution, and for enlarging, building, finiſhing, maintaining, ſupporting, and improving the ſaid Harbour of *Ramſgate*; and that any Nine or more of the ſaid Truſtees, of whom the Chairman, or in his Abſence the Deputy Chairman, or in the Abſence of both of them, the Deputy Maſter

Preamble. 32 *Geo.* III, Cap. 74, recited.

Maſter of *Trinity Houſe Deptford Strond* ſhould be One, ſhould, in all Caſes where the contrary was not provided for by the ſaid Act, be a ſufficient Number to conſtitute a Meeting for tranſacting the Buſineſs of the ſaid Act: And whereas it hath frequently happened that the ſaid Chairman, Deputy Chairman, and Deputy Maſter of *Trinity Houſe*, have been all prevented from attending, or that a ſufficient Number of Truſtees, as preſcribed by the ſaid Act, have not met for the Diſpatch of Buſineſs, whereby great Delays and Inconvenience have ariſen, ſo that the ſaid Act requires to be amended, and ſome other Powers and Proviſions are wanting for carrying the Intent thereof into complete Effect: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King'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,

A General Meeting of the Truſtees of *Ramſgate Harbour* to be held for the Purpoſe of appointing a Committee of Managers or Directors.

That a General Meeting of the Truſtees, appointed by the ſaid Act, ſhall be held at the *Ramſgate Harbour Office*, in *Auſtin Friars*, in the City of *London*, within Fourteen Days after the paſſing of this Act, of which Meeting, and the Purpoſe thereof, Seven Days Notice at the leaſt ſhall be given in *The London Gazette*, by the Secretary of the ſaid Truſtees for the Time being; and that at ſuch General Meeting a Committee ſhall be appointed, conſiſting of the ſaid Chairman and Deputy Chairman for the Time being, and the Deputy Maſter of the *Trinity Houſe* aforeſaid, together with Nine others of the Truſtees, to be choſen and elected by Ballot at the ſaid General Meeting, and ſuch Committee ſhall be called *The Committee of Managers or Directors*, and ſhall hold Meetings monthly, or oftener, (if neceſſary), for tranſacting the Buſineſs and Affairs of the ſaid Act; and they, or any Five or more of them, ſhall be, and are hereby declared to be alone competent and ſufficient, in all Reſpects, to manage and tranſact the Buſineſs and Affairs of the ſaid Act, and ſhall have the Powers and Authorities which are thereby given to the Nine or more Truſtees as therein mentioned; and in caſe it ſhall happen that the Chairman and Deputy Chairman ſhall be both abſent at any of the Meetings of the ſaid Committee of Managers or Directors, then and ſo often it ſhall and may be lawful for ſuch of the Members of the ſaid Committee of Managers or Directors as ſhall be preſent (provided they amount to the Number Five) to elect and appoint, from amongſt themſelves then preſent, a Chairman and Deputy Chairman for the Day, who ſhall have the ſame Power and Authority as the Chairman and Deputy Chairman aforeſaid would have had if they had been reſpectively preſent.

Aſcertaining the Powers of the Committee.

Appointing how the Members of the Committee of Managers or Directors ſhall from Time to Time go out of Office, and their Succeſſors be appointed.

II. And be it further enacted, That ſuch Three of the ſaid Committee as at the ſaid Election ſhall have had the leaſt Number of Votes, ſhall go out of Office on the Third *Wedneſday* in *March* which will be in the Year One thouſand ſeven hundred and ninety-nine, and on which Day the General Annual Meeting of the Truſtees is directed to be held by the ſaid Act, and ſhall be ſucceeded by Three other Truſtees, to be elected by Ballot at the ſame General Annual Meeting, to ſerve for Three Years; and that ſuch Three other of the ſaid Committee ſo to be appointed, as ſhall have ſtood next in Inferiority of Votes at the ſaid original Election, ſhall go out of Office at the General Annual Meeting to be held in the Year One thouſand eight hundred, and be ſucceeded by Three others, to be elected as aforeſaid, at the ſame Meeting, for a like

like Term of Three Years; and that the other Three of the ſaid firſt-appointed Committee ſhall go out of Office at the General Annual Meeting to be held in the Year One thouſand eight hundred and one, and be ſucceeded in Manner aforeſaid; and that after that Time the Members of the Committee ſhall go out in Rotation at the End of the Third Year from their Appointment, and their Places be ſupplied by other Truſtees, to be elected by Ballot as aforeſaid at every General Annual Meeting, ſo that there may be at all Times a ſtanding Committee of Nine Perſons, excluſive of the Chairman and Deputy Chairman, and Deputy Maſter aforeſaid, who ſhall be Members of all Committees; and that no Member of the Committee, who ſhall go out by Rotation, ſhall be competent to be re-elected a Member of the ſaid Committee till after an Interval of One Year from the Time of his going out of Office; and that as often as it ſhall happen that One or more Vacancy or Vacancies ſhall happen in the Committee of Managers or Directors appointed as aforeſaid, by Death, Reſignation, or otherwiſe, before the regular Period of going out, every ſuch Vacancy ſhall, in like Manner, be filled up by Ballot at the next Annual Meeting for Election of Committee Men, which ſhall be held after every ſuch Vacancy; and that Notice of every ſuch Vacancy ſhall be inſerted in the Notice for the ſubſequent General Meeting at which the ſame is to be filled up; and every Perſon ſo elected to ſupply any Vacancy, ſhall continue a Member of the ſaid Committee ſo long only as the Member in whoſe Place he ſhall be elected would have done: Provided always, that in caſe it ſhall happen at the Firſt Annual Election, that any Two or more Perſons ſhall have an equal Number of Votes, then and in ſuch Caſe the Names of the Perſons having ſuch equal Number of Votes ſhall be put into a Box to be kept for that Purpoſe, and be drawn out by the Clerk, and the Truſtee whoſe Name ſhall be firſt drawn out ſhall be deemed to have the leſſer Number of Votes, and ſo ſucceſſively until the Whole ſhall be drawn.

For altering the Days of the General Meetings of the Truſtees.

III. And whereas, by the ſaid recited Act it was enacted, that there ſhould be a General Meeting of the Truſtees held on the Firſt *Wedneſday* in every Month, for carrying on and conducting the Purpoſes of the ſame Act: And whereas it will be much more convenient to the ſaid Truſtees that ſuch Meetings ſhould be held on the Second *Friday* in every Month inſtead of the Firſt *Wedneſday*; be it therefore further enacted, That every ſuch General Meeting for the Purpoſes aforeſaid, ſhall hereafter be held on the Second *Friday* in every Month, in the ſame Manner as directed by the ſaid Act with reſpect to the General Meetings thereby appointed; provided that nothing herein contained ſhall extend to prevent the Truſtees, aſſembled at any Meeting, from meeting as much oftener as the Majority of them ſhall agree upon.

For adjourning General Meetings, in caſe a ſufficient Number of Truſtees ſhall not attend to appoint a Committee.

IV. And be it further enacted, That in caſe at any General Meeting to be held by virtue of the ſaid Act, or this Act, a ſufficient Number of Truſtees ſhall not attend, the Secretary to the Truſtees for the Time being ſhall adjourn ſuch Meeting to that Day Fortnight, and ſhall give Seven Days Notice thereof at leaſt in the *London Gazette*, and ſo from Time to Time until a ſufficient Number of Truſtees ſhall attend to form a General Meeting.

For altering the Power for Recovery of Penalties and Forfeitures.

V. And whereas by the ſaid Act it was alſo enacted, That all Penalties and Forfeitures, which by the ſaid Act, or any Bye Laws, Rules, Orders, or Ordinances, to be made in purſuance thereof, ſhould be impoſed or incurred, as mentioned in the ſame Act, the Manner of recovering and levying whereof was not otherwiſe particularly directed, ſhould be levied and recovered by Action of Debt, as therein particularly mentioned, or by Diſtreſs and Sale, by virtue of the Warrant of any Juſtice of the Peace, Mayor, Alderman, Bailiff, or other Magiſtrate of the Town, Diſtrict, or Place, wherein the Offender or Offenders ſhould reſide, which Warrant ſuch Juſtice of the Peace, Mayor, Alderman, Bailiff, or other Magiſtrate, was thereby required to grant, either on the Confeſſion of the Party, or the Information of One or more Witneſs or Witneſſes upon Oath, and which Oath ſuch Juſtice, Alderman, Bailiff, or other Magiſtrate, was thereby required to adminiſter, and in caſe of no ſufficient Diſtreſs being found, that ſuch Juſtice of the Peace, Mayor, Alderman, Bailiff, or other Magiſtrate, ſhould and might commit ſuch Offender to Priſon, without Bail or Mainprize, for any Space of Time not exceeding Three Months nor leſs than Thirty Days, at his Diſcretion, unleſs ſuch Fine or Fines ſhould be ſooner paid: And whereas Offences are very frequently committed againſt the ſaid Act, or the Bye Laws, Rules, Orders, and Ordinances, made in purſuance thereof, by Perſons not reſiding within *Ramſgate* or *Sandwich* aforeſaid, againſt whom the Magiſtrates of *Ramſgate* and *Sandwich* aforeſaid apprehend they have no Power to grant Warrants, and in conſequence thereof ſuch Offenders eſcape from Juſtice, and with Impunity commit Offences againſt the ſame Act; be it therefore further enacted, That it ſhall and may be lawful to and for any Juſtice of the Peace, Alderman, Bailiff, or other Magiſtrate of any Town, Diſtrict, or Place, wherein ſuch Offender or Offenders may happen to be found, to grant a Warrant or Warrants againſt ſuch Offender or Offenders, for the Purpoſes expreſſed in the ſaid Act, and in every Reſpect to proceed againſt ſuch Offender or Offenders in like Manner as if ſuch Offender or Offenders had reſided within the Town, Diſtrict, or Place, where he, ſhe, or they may happen to be found or apprehended.

For defraying the Expences of the Committee Meetings.

VI. And whereas the aforeſaid Office of Member of the ſaid Committee of Managers or Directors, will be attended with conſiderable Trouble to the Truſtees who from Time to Time ſhall be elected into ſuch Office, and the frequent Attendance of ſuch Truſtees will greatly promote the Benefit of the ſaid Truſt; be it therefore further enacted, That the Annual Sum of Three hundred Pounds ſhall be allowed to the ſaid Committee of Managers or Directors for their Attendance; and which ſaid Annual Sum of Three hundred Pounds the Committee of Treaſury appointed by virtue of the ſaid Act are authorized and directed to pay and allow to the aforeſaid Committee of Managers or Directors, as they ſhall, from Time to Time, chuſe to call for or receive the ſame.

For paying the Expences of the Act.

VII. And be it further enacted, That all the Expences incurred in obtaining and paſſing this Act, and in relation thereto, ſhall be paid by and out of the Tolls and Duties raiſed and to be raiſed under Authority of the ſaid Act paſſed in the Thirty-ſecond Year of His Majeſty's Reign.

VIII. And

VIII. And be it further enacted, That this Act ſhall be judged, deemed, and taken, to be a Publick Act; and ſhall be judicially taken Notice of as ſuch, by all Judges, Juſtices, and other Perſons whatſoever, without ſpecially pleading the ſame. Publick Act.

FINIS.