

ANNO QUINQUAGESIMO PRIMO

GEORGII III. REGIS.

CAP. LXVI.

An Act to amend and render more effectual ſeveral Acts for promoting the Trade of *Dublin*, by rendering its Port and Harbour more commodious; and for erecting, repairing, and maintaining Light-houſes round the Coaſt of *Ireland*, and to raiſe a Fund for defraying the Charge thereof.

[10th *June* 1811.]

WHEREAS it is neceſſary to make further Proviſion for defraying the Expence of purchaſing Ground for, and for building new Light-houſes; and for repairing, fitting up, completing, and keeping in Repair the ſeveral Light-houſes, Beacons, and Sea Marks which have been or may be erected and built round the Coaſts of *Ireland*: 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, That from and after the Expiration of Ten Days after the Day of the paſſing of this Act, there ſhall be payable and paid to the Corporation for preſerving and improving the Port of *Dublin*, by the Owners or Maſters of every Ship or Decked Veſſel which ſhall paſs any Light-houſe or Light-houſes on the Coaſts of *Ireland*, the Sums, Rates, and Duties following; that is to ſay,

There ſhall be paid for Veſſels paſſing Light-houſes on the Coaſt of Ireland, the Rates following:

For every *Britiſh* or *Iriſh* Ship or Decked Veſſel navigated according to Law, which ſhall paſs any ſuch Light-houſe or Light-houſes, for and in reſpect of every Light-houſe which ſuch Ship or Veſſel ſhall paſs, and for and in reſpect of every Time of paſſing any and every ſuch Light-houſe or Light-houſes, whether the ſaid Ship or Veſſel ſhall be outward or homeward bound, or on a Foreign Voyage, or ſailing Coaſtwiſe, the Sum of One

Rates.

Penny

Penny for every Ton Burthen of such Ship or Vessel for and in respect of every such Light-house, and every Time of passing the same:

And for every Foreign Ship or Decked Vessel passing as aforesaid, the Sum of Two-pence for every Ton Burthen, for and in respect of every such Light-house, and every Time of passing the same.

Vessels passing the Floating Light on the Riſh Bank to pay the Rates following:

II. And be it further enacted, That from and after the Time when a Floating Light shall be established on the *Riſh Bank* on the South Side of *Dublin* Bay, there shall be paid to the said Corporation for preserving and improving the Port of *Dublin*, by the Owners or Masters of every Ship or Decked Vessel which shall pass such Floating Light on the *Riſh Bank*, the Sums, Rates and Duties following; that is to say,

Rates.

For every *British* or *Iriſh* Ship or Decked Vessel navigated according to Law, which shall pass such Floating Light; and for and in respect of every Time such Ship or Vessel shall pass such Floating Light, whether the said Ship or Vessel shall be outward or homeward bound, or on a Foreign Voyage, or sailing Coastwise, the Sum of One Halfpenny for every Ton Burthen of such Ship or Vessel, for and in respect of every Time of passing the said Floating Light:

And for every Foreign Ship or Decked Vessel passing such Floating Light as aforesaid, the Sum of One Penny for every Ton Burthen of such Ship or Vessel, for and in respect of every Time of passing the said Floating Light.

And the Produce of the said last-mentioned Duties shall by the said Corporation be appropriated and applied to the Maintenance of the said Floating Light, and a separate Amount shall be kept by the said Corporation of the Receipt and Expenditure thereof, and the same shall be separately accounted for by the said Corporation.

Rates to be paid for Entries of Ships.

III. And be it further enacted, That from and after the Expiration of Ten Days after the Day of the passing this Act, there shall be payable and paid to the said Corporation for preserving and improving the Port of *Dublin*, the Rates and Duties following; that is to say, upon every Entry inwards and on every Entry outwards of any Ship or Vessel made in any Port of *Ireland*, and upon every Entry, Cocket, or Warrant, in any such Port for shipping any Goods, Wares or Merchandize, inwards or outwards, or from any Port in *Ireland* to any other Port therein, where the Value of such Goods, Wares, or Merchandize shall exceed the Sum of Five Pounds, the Sum of One Shilling and Sixpence.

Additional Ballaſt Rates to be paid.

IV. And whereas the Rates and Charges at present payable by Law for Ballaſt delivered or taken on board Ships in the Harbour of *Dublin* are insufficient to defray the present Expences of obtaining and delivering the same; be it therefore enacted, That from and after the Expiration of Ten Days after the Day of the passing of this Act, the Master, Commander, or Owner of every Ship or Vessel belonging to *Great Britain* or *Ireland*, or the *British* Plantations, and of every Foreign Ship or Vessel, who shall take in Ballaſt from the Office of the said Corporation, for preserving and improving the Port of *Dublin*, within the Port of *Dublin*, or in the several Creeks or Harbours thereunto belonging, or in any Place whatsoever within the Jurisdiction or which is subject to the Power or Authority of the said Corporation, shall pay or cause to be paid to the Ballaſt

Master or other Officer who shall be appointed by the said Corporation to receive the same, in Addition to the several Sums of Money, Rates, and Charges now payable by Law, the several and respective further and additional Sums of Money, Duties, Rates, and Charges following; that is to say,

Rates of Ballast.

For every Ton of Ballast which shall be delivered or taken on board any Ship, Boat, or Vessel belonging to *Great Britain* or *Ireland*, or any Part of the United Kingdom, or to the *British* Plantations, within the Harbour of *Dublin*, or any of the Creeks or Harbours thereunto belonging, in Addition to all former Rates and Duties, the further Sum of Two-pence:

For every Ton of Ballast which shall be delivered or taken on board any Foreign Ship, Boat, or Vessel in Addition to all former Rates and Duties, the further Sum of Sixpence:

Which said last mentioned Duties shall be applied by the said Corporation, so far as the same shall be necessary, towards defraying the Expences of obtaining and delivering such Ballast, and the Surplus thereof in Manner directed by this Act.

An additional Tonnage Rate to be paid.

V. And whereas the Tonnage Duty now payable by Law on Ships and Vessels arriving in the said Harbour of *Dublin* is insufficient to support the Expence of improving the said Harbour; be it further enacted, That from and after the Expiration of Ten Days after the passing of this Act, the Master, Commander, or Owner of every Ship or Vessel coming into the said Harbour of *Dublin*, shall pay or cause to be paid for the Use of the said Corporation to the said Ballast Master of the Ballast Office of the Port of *Dublin*, or other Officer who shall be appointed by the said Corporation to receive the same, in Addition to the several Rates of Tonnage now payable by Law, the several further Sums, Rates, and Duties following; that is to say,

Rates of Tonnage.

For every Foreign Ship or Vessel, (or such as shall not belong to any of His Majesty's Subjects of the United Kingdom or the *British* Plantations) arriving or coming into the Harbour of *Dublin*; for every Ton of the Burthen of such Ship or Vessel on every Voyage which such Ship or Vessel shall make to the said Harbour of *Dublin*, in Addition to all former Tonnage Rates and Duties, the further Sum of Six-pence:

For every Ship or Vessel which shall belong to any of His Majesty's Subjects arriving or coming into the said Harbour of *Dublin* (except Vessels arriving in the said Harbour entirely laden with Coals, and coasting Vessels coming and trading from any Part of *Ireland*, to the said Harbour); for every Ton of the Burthen of such Ship or Vessel on every Voyage which such Ship or Vessel shall make to the said Harbour of *Dublin*, in Addition to all former Tonnage Rates and Duties, the further Sum of Three-pence:

For every Ship or Vessel arriving in the said Harbour laden with Coals, and every Coaster, that is to say, every Ship or Vessel coming and trading from any Part of *Ireland* to *Dublin*, or the Creeks or Harbours thereof; for every Ton of the Burthen of such Ship or Vessel on every Voyage which such Ship or Vessel shall make to the said Harbour of *Dublin*, in Addition to all former Rates and Duties, the further Sum of Two-pence.

The Duties hereby granted to be in Addition to all former Duties.

VI. And be it further enacted, That the ſaid reſpective Duties hereinbefore granted and made payable, ſhall be in Addition to and over and above all other Tonnage Duties, and all other Duties in reſpect of the paſſing of any Light-houſe, and all other Duties upon any Entry, Cocket, or Warrant payable in *Ireland* under or by virtue of any Act or Acts in force at the Time of the paſſing of this Act.

How the Duties ſhall be collected and diſpoſed of.

VII. And be it further enacted, That the ſeveral Duties by this Act granted on Ships and Veſſels paſſing any Light-houſe on the Coaſt of *Ireland*, or paſſing the ſaid Floating Light on the *Riſh Bank* on the South Side of the Bay of *Dublin*, ſhall be paid to and collected by the Collector or other Chief Officer of the Cuſtoms, or to ſome Perſon to be appointed by the ſaid Corporation, for the Purpoſe of receiving the ſame in ſuch Port of the United Kingdom into which any Ship or Veſſel paſſing any ſuch Light-houſe or Light-houſes ſhall arrive next after the paſſing of ſuch Light-houſe or Light-houſes reſpectively; and that the Collectors of His Majeſty's Cuſtoms, Comptrollers, Receivers of Entries, Surveyors, or Searchers, Waiters, and all other Officers of the Cuſtoms whatever, or their reſpective Deputies or Clerks at any of the Ports, Harbours, or Places of the United Kingdom, ſhall not, after the Commencement of the ſaid Duties, take or receive any Entry or Cocket or other Diſcharge or Clearance, or take any Report outwards, for any Ship or Veſſel liable or ſubject to the ſaid Duties, until the ſaid Duties ſhall be paid purſuant to the Directions of this Act to the reſpective Collectors of Cuſtoms, or to the Perſons appointed by the ſaid Corporation to collect the ſaid Duties, nor until the Maſter or Owner of any Ship or Veſſel ſubject to the Payment of the ſaid Duties ſhall ſhow and produce a Receipt for ſuch Duties accordingly to the Officer required to take or receive any ſuch Entry, Cocket, Diſcharge, Clearance, or Report outwards aforeſaid; and that the ſaid Duties in reſpect of Light-houſes ſhall from Time to Time be accounted for by the Collectors and Receivers thereof, and ſhall be by ſuch Collectors paid into the Receipt of His Majeſty's Exchequer in *Ireland*, for the Uſe of the ſaid Corporation, for preſerving and improving the Port of *Dublin*, and ſhall be iſſued from Time to Time by the ſaid Commiſſioners for executing the Office of Lord High Treaſurer of *Ireland*, to the ſaid Corporation under the Authority of this Act; and the ſaid Duties when ſo paid over to the ſaid Corporation (except the Duty in reſpect of a Floating Light on the *Riſh Bank* in *Dublin* Bay, which ſhall be applied to the Maintenance of ſuch Light when the ſame ſhall be erected) ſhall by the ſaid Corporation be applied to the Purpoſes of an Act made in the laſt Seſſion of Parliament, intituled, *An Act to enable the Corporation for preſerving and improving the Port of* Dublin, *to erect, maintain, and repair Light-houſes round the Coaſts of* Ireland, *and to raiſe a Fund for defraying the Charge thereof*, in Manner and under the Regulations in the ſaid recited Act mentioned and contained, and that the Duty by this Act impoſed on every Entry, Cocket, or Warrant in any Port in *Ireland*, ſhall be levied, collected and received by the Officers of Cuſtoms and paid over to the ſaid Corporation in ſuch and the like Manner as the Duties granted on ſuch Entries by the ſaid recited Act, made in the laſt Seſſion of Parliament, are directed to be levied, collected, and received by ſuch Officers and paid over to the ſaid Corporation; and that the additional Duties or Charges by this Act granted for Ballaſt delivered or taken on board Ships, and the additional Duties by this Act impoſed in reſpect of Ships coming into the Harbour of *Dublin*, ſhall be

collected

collected and levied in like Manner, and under the like Powers and Authorities as other Duties of the like Nature may by Law be collected and levied by the said Corporation; and that the said additional Duties and Charges in respect of Ballast shall be applied towards the defraying the Expences of obtaining and delivering the same, and that the Surplus of the said Duties and Charges after such Expences shall be defrayed; and also the Additional Duties by this Act imposed in respect of the Tonnage of Ships coming into the Harbour of *Dublin*; and also so much of the said Duty of One Shilling and Sixpence on every Entry, Cocket, or Warrant as aforesaid, as shall be payable or paid within the Port of *Dublin*, shall, by the said Corporation for preserving and improving the Port of *Dublin*, be applied towards the erecting a Light on the *Rish Bank* on the South Side of *Dublin* Bay, for the better Preservation of the Ships and Vessels against the Dangers resulting from the said *Rish Bank* to Ships and Vessels entering into, going out of, or passing by the said Harbour, and passing up and down *Saint George's Channel*, and towards erecting a Light-house on the Hill of *Howth* in a more convenient and useful Situation for Mariners than the one now erected is placed in.

Ships of War, &c. and Fishing Vessels exempted from Duty, and Ships in Ballast to pay only One Half.

VIII. Provided always, and be it further enacted, That this Act shall not extend to charge with the Rate or Duty hereby imposed on the Tonnage of Ships and Vessels passing Light-houses, any of His Majesty's Ships of War, nor any Ship or Vessel whatever being the Property of His Majesty, His Heirs or Successors, or of the Royal Family, nor any Fishing Vessels, Smacks, or Boats, and that all coasting Vessels sailing in Ballast only, from any Port in *Ireland* to any other Port therein, shall pay only One Half of the said Rates and Duties; any Thing herein-before mentioned and contained to the contrary notwithstanding.

Notice of the completing of Light-houses to be given in the Gazettes.

Duty not payable till Light is put up.

IX. Provided also, and be it further enacted, That if any Light-house which shall not, at the Time of the passing of this Act, be completed in such Manner as to have the Lights or Signals put up therein, shall, at any Time after the passing of this Act, be built, erected, or repaired on any Parts of the Coasts of *Ireland*, then and in such Case a Notice of the Time when such Light-house has been, or will be completed, so as to have Lights or Signals put up therein, shall be given by the said Corporation for preserving and improving the Port of *Dublin*, Three several Times in the *London* and *Dublin Gazettes*; and the Duties by this Act granted on the Tonnage of Ships and Vessels passing any such Light-house shall not commence or be payable until after the Time mentioned in such Notice, nor unless such Lights or Signals shall be put up in such Light-house at the Time mentioned in such Notice.

The River Anna Liffey and the Harbour, &c. shall be under the Care of the Corporation for preserving the Port of Dublin.

X. And whereas the several Acts passed in the Parliament of *Ireland* in the Twenty-sixth, Thirty-second, Thirty-third and Fortieth Years of His present Majesty's Reign, for promoting the Trade of *Dublin*, by rendering its Port and Harbour more commodious, and for repairing and preserving the Walls of the River *Anna Liffey*, in the City of *Dublin*, require to be further amended; be it therefore enacted, That the Care, Management, and Superintendance of the Whole of the said River *Anna Liffey*, and of the Quays and Walls bounding the same on both Sides of the said River, and also of the Harbour of *Dublin*, and of the Strands thereof, and of the Bays, Creeks, and Harbours within the said Harbour

of *Dublin*, on the North and South Sides of the said Harbour of *Dublin*, commencing on the North Side of the said River, Strand, Harbour and Bay, from and including *Barrack Bridge*, otherwise called *Bloody Bridge*, in the County of the City of *Dublin*, and extending to and including the Harbour of *Sutton*, in the County of *Dublin*; and on the South Side River, Strand, Harbour, and Bay, commencing from and including the same Bridge, and extending to and including the Harbour of *Dalkey*, in the County of *Dublin*, and the Quays and Walls called the North, South, and East Walls, and all the Bridges now over the said River *Anna Liffey*, or which hereafter may be built or erected within the said Limits over the same, and the building and repairing of the said Walls; and the Care and Superintendance of the said Bridges shall, from and after the passing of this Act, be, and the same are hereby vested in the Corporation for preserving and improving the Port of *Dublin*, and their Successors for ever, with all such Power and Authorities as by the said Acts, or any other Act or Acts, are given to or vested in the said Corporation, to all Intents and Purposes whatsoever.

Not to diminish the Power of Grand Juries in appointing Overseers in respect of Bridges over the River.

XI. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend any Way to alter or diminish the Power of any Grand Jury or Grand Juries in the County or County of the City of *Dublin* to appoint Overseers for any Works in respect of any Bridge or Bridges over the said River *Anna Liffey*, for the Execution whereof any Presentment or Presentments shall be made by any such Grand Jury or Grand Juries, nor in any way to contradict or interfere with any Presentment whatever respecting or relating to the building, rebuilding or repairing any such Bridge or Bridges made or to be made by any such Grand Jury or Grand Juries, nor to contradict or interfere with any Powers vested by Law in such Grand Jury or Grand Juries respecting the same, nor any Proceedings towards the carrying into Effect any such Presentment under the Authority of any Act or Acts in force at the Time of the passing of this Act.

The Corporation may borrow Money on the Credit of the Rates.

XII. And whereas the said Corporation may find it necessary, in order to enable them the more effectually to carry into Execution the Purposes of the said recited Acts and of this present Act, to borrow a Sum or Sums of Money upon the Credit of the Taxes, Payments, Rates, Duties, and Revenues arising under the said recited Acts and this present Act; be it therefore enacted, That it shall and may be lawful to and for the said Corporation to take up and borrow upon the Credit of all or any of the said Taxes, Payments, Rates, Duties and Revenues in the said former Acts or in this Act contained, by and with the Consent and Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, and of the Lord High Treasurer of *Ireland*, or Commissioners for executing the Office of Lord High Treasurer of *Ireland*, or any Three of them, any Sum or Sums of Money which the said Corporation shall think necessary, at any Rate of Interest not exceeding Five Pounds *per Centum per Annum*, and for that Purpose to issue Debentures of One hundred Pounds each under their Common Seal for the Sum or Sums of Money so to be borrowed, in such Manner and Form as the said Corporation by any Bye Laws to be entered into by them pursuant to the Directions of the said recited Act, or any of them, shall appoint; and the said Debentures and the Sums therein respectively contained, together with the Interest thereof, and the Sinking Fund applicable to the Reduction thereof

thereof in Manner herein-after mentioned, shall be actual Charges and Liens upon the said Taxes, Payments, Rates, Duties, and Revenues, or so much thereof as shall be specified in such Debentures respectively: Provided always, that the Money so to be borrowed at any Time after the passing of this Act, shall not exceed in the whole the Sum of Fifty thousand Pounds; any Thing in the said recited Acts or this Act to the contrary notwithstanding.

Fund established for paying off the Debt.

XIII. And be it further enacted, That a yearly Sum equal to the Amount of One Pound for every One hundred Pounds, of all Sums which at any Time after the passing of this Act shall be borrowed by the said Corporation on the Credit of the said Taxes, Rates, Duties, and Revenues, or any Part of them, under the Authority of this Act, shall yearly and every Year, from and immediately after the Twenty-fourth Day of *June* One thousand eight hundred and eleven, be taken by the said Corporation from the Produce of the said Taxes, Payments, Rates, Duties and Revenues, and shall be laid out by Four equal quarterly Sums on the Twenty-ninth Day of *September*, the Twenty-fifth Day of *December*, the Twenty-fifth Day of *March*, and the Twenty-fourth Day of *June*, or within Thirty Days thereof in each and every Year, in the Name of the said Corporation in the Purchase of Three Pounds Ten Shillings *per Centum* Annuities transferrable at the Bank of *Ireland*, or in such other Stock in the Public Funds at the Bank of *Ireland* as the said Corporation shall in their Discretion think fit; and also that all Dividends which shall accrue and become payable, for and on account of such Stock in the said Public Funds as shall be so purchased as aforesaid, and also all Dividends which shall arise and be payable from such Accumulation of the said Stock as is herein-after directed to be made, shall Half-yearly, or as soon as such Dividend shall from Time to Time accrue and become payable, be laid out in the Name of the said Corporation, in the Purchase of such Stock or Funds as aforesaid, and so from Time to Time during the Continuance of the said former Acts and this Act, until such Stock so to be purchased as aforesaid shall be worth to be sold a Sum of One hundred Pounds, and then and not before the said Annuities or other Stock so to be purchased in the Public Funds as aforesaid shall be sold, and the Money arising therefrom shall be applied in the purchasing such Debenture when the same can be procured at or under Par, and every Debenture so purchased shall be immediately cancelled, and so from Time to Time a yearly Sum equal to the Amount of One Pound for every One hundred Pounds of all Money borrowed by and due from the said Corporation under the Authority of this Act, shall continue to be invested in such Funds and Annuities, and shall accumulate and shall be applied whenever the same shall amount to the Sum of One hundred Pounds as aforesaid, until the whole of all Sums borrowed and to be borrowed by the said Corporation under the Authority of this Act shall be fully paid off and discharged.

Members of the Corporation not eligible to hold Offices under it.

But not to affect the present Officers.

XIV. And be it further enacted, That, from and after the passing of this Act, no Person or Persons being a Member or Members of the said Corporation for preserving and improving the Port of *Dublin*, shall be elected or be capable of being elected, or shall hold or be capable of holding any Office, Place, or Employment under the said Corporation; and that no Person holding any Office, Place, or Employment under the said Corporation shall be elected or be capable of being a Member of the said Corporation so long as he shall hold any such Office, Place, or Employment: Provided always, that nothing herein contained shall extend or be construed

construed to extend to any Person or Persons being at present Members of the said Corporation, and also at present holding any Office or Employment under the same; and that all Officers and Persons who at any Time before the passing of this Act have been elected and appointed by the said Corporation to do or perform any Offices, Duties, or other Matters in Execution of the said Acts, or any of them, and who are now in the Service and Employment of the said Corporation; and also all and every Person and Persons who shall or may hereafter from Time to Time be elected, intrusted, or appointed by the said Corporation to do, execute, or perform any such Offices, Duties, or other Matters under and by virtue of the said Acts or any of them, or this present Act, shall take and subscribe the following Oath or Affirmation; that is to say,

Officers to take the following Oath.

Oath.

"I *A. B.* do solemnly promise and swear, [*or*, being a Quaker, do solemnly affirm] That I will faithfully, diligently, and impartially, according to the best of my Skill and Knowledge, perform and execute the several Offices, Duties, Powers, Matters, and Trusts committed to me by the Corporation for preserving and improving the Port of *Dublin*, without Favour or Affection, Prejudice or Malice. So help me GOD."

Which Oath or Affirmation any Three or more of the said Corporation are hereby empowered to administer.

The Treasury may direct that the Sums remaining in charge against the Corporation for Insupers, &c. may be struck out in auditing their Accounts.

XV. And whereas in the Accounts of the said Corporation which have been heretofore audited by the Commissioners of imprested Accounts, certain Sums remain in charge against them for Insupers or Charges formerly disallowed by the said Commissioners, and also certain Sums which appear to be Debts due to the said Corporation, but which from the Nature of them cannot now be recovered: And whereas it would render the Accounts of the said Corporation more plain and simple if the Commissioners of imprested Accounts were authorized to strike out of such Accounts such Sums circumstanced as aforesaid: Be it therefore enacted, That it shall and may be lawful to and for the Lord High Treasurer, or the Commissioners for executing the Office of Lord High Treasurer of *Ireland* for the Time being, to direct the Commissioners of imprested Accounts, and the said Commissioners of imprested Accounts are hereby required, in obedience to such Direction, to strike out and deduct from the said Accounts the said Insupers, or such of them as they shall think proper; and also any Sum or Sums which shall appear in the said Accounts to be due to the said Corporation, but which shall be certified by the said Corporation, or any Three or more of the Members of the said Corporation, to the said Commissioners for executing the Office of Lord High Treasurer of *Ireland*, to be in their Opinion irrecoverable.

Persons sued may plead the General Issue.

XVI. And be it further enacted, That in case the said Corporation or any Member or Officer thereof, or any Person acting by the Directions or Authority thereof, shall be sued for any Matter or Thing done by him or them by virtue or in pursuance of this Act, or of the said recited Acts, or any of them, it shall and may be lawful for him or them to plead the General Issue, and give this Act and the special Matter in Evidence.

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