ANNO PRIMO & SECUNDO

VICTORIÆ REGINÆ.

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C A P. LXVI.

An Act for maintaining a Lighthouse at *Gibraltar*, and respecting Lighthouses not within the United Kingdom. [4th *August* 1838.]

WHEREAS by an Act passed in the Seventh Year of His late Majesty King *William* the Fourth, intituled *An Act for vesting Lighthouses, Lights, and Sea Marks on the Coasts of* England *in the Corporation of* Trinity House *of* Deptford Strond, *and for making Provisions respecting Lighthouses, Lights, Buoys, Beacons, and Sea Marks, and the Tolls and Duties payable in respect thereof,* Provision was made for vesting certain Lighthouses on the Coasts of *England* in the Master, Wardens, and Assistants of the Corporation of *Trinity House* of *Deptford Strond*, and their Successors, in order that they might have the Management of all Lighthouses on the said Coasts; and by the said Act the Lighthouse at *Heligoland* was vested in the said Master, Wardens, and Assistants: And whereas a Lighthouse is about to be erected on Her Majesty's Possessions at *Gibraltar* for the Protection and Guidance of Vessels entering or departing from the *Mediterranean Sea*, and it is desirable that such Lighthouse should be placed under the Management of the said Master, Wardens, and Assistants, and that further Provisions should be made respecting the Tolls payable in respect of Lighthouses not within the United Kingdom: Be it therefore enacted by the

6 & 7 W. 4. c. 79.

7 P Queen's

Gibraltar Lighthouse vested in the Trinity House.

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 from the passing of this Act the said Lighthouse at *Gibraltar*, with the Lands, Buildings, and Appurtenances thereunto belonging or occupied for the Purposes thereof, and all the Fixtures, Apparatus, and Furniture respectively belonging thereto or used therewith, shall become the Property of and absolutely vest in the said Master, Wardens, and Assistants, and their Successors; and thenceforth they shall be deemed to be in the actual Occupation thereof, freed from all former and other Estates, Rights, Titles, Interests, Claims, and Demands, whether of Her Majesty or of any other Person, and the Maintenance, Control, and Management of the said Lighthouse shall be in the said Master, Wardens, and Assistants.

Gibraltar Light Tolls.

II. And be it enacted, That from the first Exhibition of a Light in the said Lighthouse at *Gibraltar* there shall be paid to the said Master, Wardens, and Assistants from Time to Time, towards the Maintenance of the said Lighthouse, the following Tolls; (that is to say,)

Departure from United Kingdom.

In respect of every Vessel not belonging to Her Majesty, for each Time of departing from any Port or Place in the United Kingdom to any Port or Place in the *Mediterranean Sea*, or at, within, or near to the Entrance of the said Sea, One Shilling:

Arrival at Gibraltar.

In respect of every Vessel not belonging to Her Majesty (except Vessels which have cleared from the United Kingdom, and there paid the said Toll), for each Time of arriving at *Gibraltar*, One Shilling:

Departure from Gibraltar.

In respect of every Vessel not belonging to Her Majesty, for each Time of departing from *Gibraltar*, One Shilling:

Arrival in United Kingdom.

In respect of every Vessel not belonging to Her Majesty (except Vessels which have cleared from *Gibraltar*, and there paid the said Toll), for each Time of arriving at any Port or Place in the United Kingdom from any Port or Place in the *Mediterranean Sea*, or at, within, or near to the Entrance of the said Sea, One Shilling.

Application of Provisions of recited Act to certain Lighthouses abroad:

III. And be it enacted, That the following Provisions of the said Act passed in the Seventh Year of His said late Majesty shall, so far as they are applicable, apply to the said Lighthouse at *Gibraltar*, and to all Lighthouses not within the United Kingdom, at any Time vested in the said Master, Wardens, and Assistants, and to the Tolls payable in respect thereof; (that is to say,)

Collection of Tolls.

So much of the said Act as relates to the Collection of Tolls payable in respect of Lighthouses throughout the United Kingdom:

Collectors.

So much thereof as relates to the Appointment of Collectors:

Customs Officers.

So much thereof as relates to the Duties of Officers of Customs in relation to such Tolls:

Recovery of Tolls.

So much thereof as relates to the Power of Distress, and other Remedies for the Recovery of Tolls unpaid:

So much thereof as relates to the Reduction, Relinquishment, or Modification of Tolls, and the Regulations to be made for the Purpose of relieving Vessels in respect of such Tolls: Alteration of Tolls.

So much thereof as relates to the Power to alter the Situation of Lighthouses: Site of Lighthouses.

So much thereof as relates to the laying of Accounts before Parliament: Accounts.

So much thereof as relates to the Interpretation of Words and Expressions used therein; and Interpretation.

So much thereof as relates to the Regulation of pleading in legal Proceedings against Persons for any thing done under the said Act. Legal Proceedings.

And the Collector and Officers of Customs at any Port or Place within Her Majesty's Dominions abroad shall from Time to Time perform all the Duties by the said Act required to be performed by the same Officers within the United Kingdom; and the Commissioners of Her Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, and the said Corporation, may give the requisite Directions accordingly to the Officers acting under them respectively. Duties of Customs Officers abroad.

IV. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others. Public Act.

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