CAP. CXXVIII.

An Act to abate the Nuisance arising from the Smoke of Furnaces in the Metropolis and from Steam Vessels above *London Bridge*.

[20th *August* 1853.]

'WHEREAS it is expedient to abate the Nuisance arising from the Smoke of Furnaces in the Metropolis and from Steam Vessels above *London Bridge*:' Be it therefore 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, as follows:

Furnaces in the Metropolis to consume their own Smoke.

I. From and after the First Day of *August* One thousand eight hundred and fifty-four every Furnace employed or to be employed in the Metropolis in the working of Engines by Steam, and every Furnace employed or to be employed in any Mill, Factory, Printing House, Dyehouse, Iron Foundry, Glasshouse, Distillery, Brewhouse, Sugar Refinery, Bakehouse, Gasworks, Waterworks, or other Buildings used for the Purpose of Trade or Manufacture within the Metropolis, (although a Steam Engine be not used or employed therein,) shall in all Cases be constructed or altered so as to consume or burn the Smoke arising from such Furnace; and if any Person shall, after the First Day of *August* One thousand eight hundred and fifty-four within the Metropolis use any such Furnace which shall not be constructed so as to consume or burn its own Smoke, or shall so negligently use any such Furnace as that the Smoke arising therefrom shall not be effectually consumed or burnt, or shall carry on any Trade or Business which shall occasion any noxious or offensive Effluvia, or otherwise annoy the Neighbourhood or Inhabitants, without using the best practicable Means for preventing or counteracting such Smoke or other Annoyance, every Person so offending, being the Owner or Occupier of the Premises, or being a Foreman or other Person employed by such Owner or Occupier, shall, upon a summary Conviction for such Offence before any Justice or Justices, forfeit and pay a Sum not more than Five Pounds nor less than Forty Shillings, and upon a Second Conviction for such Offence the Sum of Ten Pounds, and for each subsequent Conviction a Sum double the Amount of the Penalty imposed for the last preceding Conviction: Provided always, that nothing in this Act shall extend or apply to any Glass Works or Pottery Works established and existing within the Metropolis before the passing of this Act, with the Exception however of all Steam Engine Furnaces and Slip Kiln Furnaces employed in and belonging to such Works respectively, to which Furnaces the Provisions of this Act shall extend and apply.

Steam Vessels on the Thames above London Bridge to consume their own Smoke.

II. From and after the First Day of *August* One thousand eight hundred and fifty-four every Steam Engine and Furnace used in the working of any Steam Vessel on the River *Thames* above *London Bridge* shall be constructed so as to consume the Smoke arising from such Engine and Furnace; and if after the said First Day of *August* One thousand eight hundred and fifty-four any Steam Engine or Furnace by which any Steam Vessel shall be worked while the same shall be above *London Bridge* shall not be constructed so as to consume or burn its own Smoke, or such Steam Engine or Furnace which shall be so constructed shall be wilfully or negligently used so that the Smoke arising therefrom shall not be effectually consumed or burnt, the Owner or Master or other Person having Charge of such Vessel shall, on a summary Conviction for such Offence before any Justice or Justices, forfeit and pay any Sum not greater than Five Pounds nor less than Forty Shillings, and upon a Second Conviction for such Offence a Sum of Ten Pounds, and upon every other subsequent Conviction for such Offence a Sum double the Amount of the Penalty imposed for the last preceding Conviction.

Penalty not to attach where only Fuel not emitting Smoke is used.

III. Provided always, That the Words "consume or burn the Smoke" shall not be held in all Cases to mean "consume or burn all the Smoke," and that the Justice or Justices before whom any Person shall be summoned may remit the Penalties enacted by this Act if he or they shall be of opinion that such Person has so constructed or altered his Furnace as to consume or burn as far as possible all the Smoke arising from such Furnace, and has carefully

carefully attended to the same, and consumed or burned as far as possible the Smoke arising from such Furnace.

Constables may be empowered to enter and inspect Furnaces and Steam Engines.

IV. If the Owner or Occupier of any Premises or the Commander of any Steam Vessel to which the Provisions of this Act shall apply shall refuse to allow their Premises or Steam Vessel to be inspected by a Person duly authorized by the Commissioners of Police for that Purpose, it shall be lawful for any Constable authorized by Warrant under the Hand of One of Her Majesty's Principal Secretaries of State, or (in the Metropolitan Police District) by the Order in Writing of the Commissioners of Police of the Metropolis, or (in the City of *London* or Liberties thereof) by the Order in Writing of the Commissioner of Police of the said City and Liberties, with or without any Assistant, to enter into and upon any Building or Premises in the Metropolis in which any Furnace may be, or in which such noxious Trade or Business may be carried on, or into any Steam Vessel on the River *Thames* between *London Bridge* and *Richmond Bridge*, and to examine into the Construction of such Furnace, into the Manner of carrying on such Trade or Business, or into the Construction of the Steam Engine and Furnace by which such Vessel shall be worked; and any Person obstructing any such Constable or his Assistant in the Execution of any such Warrant or Order shall, upon a summary Conviction for such Offence before any Justice or Justices, forfeit and pay any Sum not exceeding Twenty Pounds.

No Information to be laid except by Authority of Secretary of State or Commissioners of Police.

V. Provided always, That no Information shall be laid against any Person for the Recovery of any Penalty under this Act, except by the Authority of One of Her Majesty's Principal Secretaries of State, or in the Metropolitan Police District by the Commissioners of Police of the Metropolis, or in the City of *London* or Liberties thereof by the Commissioner of Police of the said City and Liberties respectively, acting under the Orders and Directions of such Secretary of State.

Definition of Metropolis. 15 & 16 Vict. c. 85.

VI. In this Act the Expression "the Metropolis" shall have the same Meaning and Construction as is assigned to such Expression for the Purposes of the Act of the last Session of Parliament, Chapter Eighty-five, "to amend the Laws concerning the Burial of the Dead "in the Metropolis."

Not to affect 14 & 15 Vict. c. 75. or 16 & 17 Vict. c. cxli.

VII. Nothing in this Act shall be held to alter or repeal any of the Provisions of the City of *London* Sewers Act, 1851, or of the *Whitechapel* Improvement Act, 1853.

Penalties recoverable under 11 & 12 Vict. c. 43.

VIII. All Penalties by this Act imposed shall be recoverable according to the Provisions of the Act of the Twelfth Year of Her present Majesty, Chapter Forty-three.

CAP. CXXIX.

An Act further to amend the Law relating to Pilotage. [20th *August* 1853.]

'WHEREAS it is expedient that the Right of piloting Ships Outwards from the Port 'of *London*, and the Right of piloting Ship Inwards to the same Port, should be vested 'in One Body of Pilots, and that such Pilots should be subject to uniform Authority and 'Control:' 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, as follows:

Union of Trinity House and Cinque Port Pilots.

So much of 6 G. 4. c. 125. as relates to Cinque Port Pilots, and 9 G. 4. c. 86., repealed.

I. So much of the Act of the Sixth Year of the Reign of King *George* the Fourth, Chapter One hundred and twenty-five, as relates to the Society or Fellowship of the *Trinity House* of *Dover*, *Deal*, and the *Isle of Thanet*, or to the Pilots of the said Society or Fellowship, commonly called the Cinque Port Pilots, and the whole of the Act of the Ninth Year of King *George* the Fourth, Chapter Eighty-six, shall be repealed, save as herein-after mentioned.

Power to the Trinity House to license Pilots for the Passage

II. It shall be lawful for the *Trinity House*, after such Examination and in such Manner as by the Second Section of the said Act of the Sixth Year of the Reign of King *George* the Fourth is provided in respect of the Pilots to be licensed under the Authority therein contained,