CAP. XXVIII.

An Act to amend the *Galway* Harbour and Port Act (1853).

[13th *August* 1859.]

'WHEREAS by an Act passed in the Session of Parliament holden in the Sixteenth and Seventeenth Years of the Reign of Her present Majesty, intituled *An Act for making a Pier and Breakwater in the Bay of* Galway, *and for conferring additional Powers on the* Galway *Harbour Commissioners, and for other Purposes*, it is, amongst other things, enacted, that it should be lawful for the said Harbour Commissioners to demand and take the Tolls and Rates in the respective Schedules to the said Act annexed: And whereas the Tolls and Rates by the said Act authorized to be levied are, subject to the necessary Expenses of the Repair of the Works of the said Harbour, now paid to a Receiver appointed by the Commissioners of Public Works, and applied, as by the said Act directed, in discharge of a Public Debt due to the said last-mentioned Commissioners: And whereas it is expedient to amend the said *Galway* Harbour and Port Act, 1853:' 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: 16 & 17 Vict. cevii.

I. That for and notwithstanding anything to the contrary in the said Act contained, it shall and may be lawful to and for the Commissioners of Public Works in *Ireland*, and to and for the Receiver, Collector, or Officer heretofore or hereafter to be appointed by them, or acting for or on their Behalf, to charge and collect the Tonnage Rates set forth in Schedule A. to the said Act annexed on every Vessel, without Limitation of Tonnage, entering and lying in the Floating Dock, or alongside the Pier or Piers, Jetty or Jetties, in the said Schedule set forth, and also to charge and collect the several Rates and Dues by the said Schedule chargeable for Boats entering and using the said Floating Dock or Canal. Power to charge Rates on all Vessels entering and using the Floating Dock.

II. The said "*Galway* Harbour and Port Act, 1853," and the several Acts incorporated therewith, and this Act, shall be construed as One Act. Acts to be construed together.

CAP. XXIX.

An Act to repeal a certain Toll levied upon Fishing Vessels passing the *Nore*.

[13th *August* 1859.]

'WHEREAS an Act was passed in the Tenth Year of the Reign of Her present Majesty, intituled *An Act to repeal, alter, and amend the several Acts relating to* Billingsgate Market *in the City of* London: And whereas the said Act contained, amongst other Provisions, the following; that is to say, 9 & 10 Vict. c. ccxlvi.

'"That all Fishing Smacks, Steam Boats, or other Description of Vessels which shall be "solely employed in the catching, carrying, or importing Fish for the Supply of the said "Market shall be and they are hereby exempted from all Claims, Dues, and Customs what-"soever while the said Fishing Smacks, Steam Boats, or other Description of Vessels shall "be solely engaged in such Employment, save and except the Tolls payable by virtue of "this Act, and the Payment by each Fishing Smack, Steam Boat, or other Description of "Vessel of the Sum of Two Shillings *per* Voyage for each Time of passing the *Nore* with "Fish for the said Market, as herein-after mentioned: *Section* 17. Fishing Boats to be exempt from all Dues, except Tolls, and 2*s*. per Cargo each Voyage on passing the Nore.

'"That the Owner, Master, chief Officer, or other Person who shall have the Care or "Conduct of any Fishing Smack, Steam Boat, or other Description of Vessel which shall "be wholly or partly made use of for catching, carrying, or importing Fish, or which shall "be wholly or partly laden with Fish for the Supply of the said Market, and passing the "*Nore* with such Fish for the said Market, shall, within Three Days after such Fishing *Section* 18. Fishing Boats to pay 2*s*. each Voyage, on passing the Nore, to the Collector of

'"Smack,

Customs, London.

‘ “ Smack, Steam Boat, or other Description of Vessel shall have passed the *Nore*, pay to
‘ “ the Person who for the Time being shall act as Deputed Clerk in the Coast Office under
‘ “ the Collector Outwards in the Port of *London* at the Custom House, *London*, the Sum
‘ “ of Two Shillings *per* Voyage for each Time of passing the *Nore* with any such Fish on
‘ “ board as aforesaid:

Section 19. Account of Cargo of Fishing Boats to be given.

‘ “ That at the Time of making the said Payment of Two Shillings as aforesaid the
‘ “ Owner, Master, chief Officer, or other Person who shall have the Care or Conduct of
‘ “ such Fishing Smack, Steam Boat, or other Description of Vessel, or his Agent, shall
‘ “ deliver to the Person who shall for the Time being act as such Deputed Clerk as
‘ “ aforesaid an Account, as near as may be, of the Quantity and Description of Fish so
‘ “ imported for the said Market:

Section 20. Penalty on neglecting to pay 2*s.* or deliver an Account of Cargo.

‘ “ That in case the said Owner, Master, chief Officer, or other Person having the Care
‘ “ or Conduct of any such Fishing Smack, Steam Boat, or other Description of Vessel, or
‘ “ his Agent, shall refuse or neglect to pay the said Sum of Two Shillings, or to deliver
‘ “ the said Account as aforesaid, to such Person as aforesaid, the said Owner, Master,
‘ “ chief Officer, or other Person, or his Agent, shall forfeit and pay, on Conviction before
‘ “ any Justice, a Penalty of not exceeding Ten Pounds, to be paid to and for the Use of
‘ “ the Marine Society; and that it shall be lawful for the said Marine Society, but for no
‘ “ other Party, to prefer such Complaint as aforesaid before the said Justice as aforesaid,
‘ “ and to recover the same Penalty in the Manner herein-after mentioned:

Section 21. Clerk to enter Monies paid and Account of Cargoes in a Book, and to make weekly Returns to the Marine Society.

‘ “ That such Person as aforesaid shall make a correct Entry in a Book to be kept for
‘ “ that Purpose of the Sums paid to him as aforesaid, and also of the said Account of the
‘ “ several Cargoes as aforesaid, and shall make a weekly Return of the same to the said
‘ “ Marine Society; and in the event of such Person as aforesaid neglecting to make such
‘ “ Entry or Return as aforesaid, such Person as aforesaid shall forfeit and pay, upon Con-
‘ “ viction before any Justice, a Penalty of Five Pounds, to be paid to and for the Use of
‘ “ the said Marine Society as aforesaid, upon their Complaint, and to be recovered by them
‘ “ as herein-after mentioned:

Section 22. Application of the 2*s.* per Voyage.

‘ “ That the said Sum of Two Shillings so to be paid as aforesaid shall be applied in
‘ “ manner following; (that is to say,) there shall be kept and retained by and for the Use
‘ “ of the Person so receiving the said Sum of Two Shillings *per* Voyage the Sum of
‘ “ Sixpence, and the remaining One Shilling and Sixpence is hereby vested in the said
‘ “ Marine Society, and shall be paid by such Person from Time to Time to the said Society,
‘ “ whose Receipt shall be and is hereby declared to be at all Times a full Discharge to such
‘ “ Person for the same, which said Sum of One Shilling and Sixpence shall be applied by
‘ “ the said Society for the general Purposes of the said Society:

Section 23. Marine Society to appoint Inspectors of Fishing Vessels.

‘ “ That the said Marine Society are hereby authorized to appoint, and from Time to
‘ “ Time, at their Pleasure, to remove, One or more Officer or Officers, to be called the
‘ “ Inspector or Inspectors of Fishing Vessels, who shall take account of the Arrival and
‘ “ passing of all Fishing Smacks, Steam Boats, and other Description of Vessels wholly or
‘ “ partly laden with Fish for the Supply of the said Market, and of the Quantity and
‘ “ Description of Fish on board the same, and shall make a Return of the same to the said
‘ “ Marine Society; and that it shall be lawful for the said Officer or Officers to enter upon
‘ “ and board any Fishing Smack, Steam Boat, or other Description of Vessel which he
‘ “ shall suspect of having Fish on board for the said Market; and all and every the
‘ “ Masters, chief Officers, or other Person or Persons having the Care or Conduct of the
‘ “ said Fishing Smacks, Steam Boats, or other Description of Vessels are hereby required
‘ “ to give to the said Inspectors such Account of the Arrival and passing thereof, and of
‘ “ the Quantities and Description of Fish on board the same, according to the best of their
‘ “ Knowledge; and any Person or Persons refusing to give such Account, or hindering
‘ “ such Inspector or Inspectors in the Execution of his or their said Office, or preventing
‘ “ or endeavouring to prevent any Person or Persons on board such Vessel or Vessels from
‘ “ giving such Account as aforesaid, shall, on Conviction before a Justice, be subject to a
‘ “ Penalty not exceeding Five Pounds, to be paid to and for the Use of the said Marine
‘ “ Society

' " Society as aforesaid, upon their Complaint, and to be recovered by them as herein-after
' " mentioned:

" ' Provided, that nothing herein contained shall extend to entitle the said Officer to
' " hinder, annoy, or molest any Fisherman or Person employed in the Fishery in the
' " carrying on of his lawful Calling, or unnecessarily to interfere with any Steam Vessel
' " under way:" *Section 24. Such Officers not to molest any Fisherman.*

' And whereas it is expedient that the said Toll imposed by the said recited Enactments
' be abolished: And whereas the said Marine Society have consented to such Abolition:'
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; that is to say,

I. The said recited Provisions of the said recited Act are hereby repealed. *Recited Sections repealed.*

II. The Commissioners of Her Majesty's Treasury may award to any Person who by reason of the passing of this Act is deprived of any Salary or Emolument, such Amount of Compensation as shall appear to them to be just and reasonable, and any Compensation so awarded shall be paid out of such Monies as shall be provided by Parliament for that Purpose. *Treasury may award Compensation to Persons deprived of Offices.*

CAP. XXX.

An Act to extend the Enactments relating to the Copper Coin to Coin of mixed Metal. [13th *August* 1859.]

' WHEREAS Her Majesty may think fit for the Public Convenience to cause to be
' issued Coins of Bronze or mixed Metal instead of Copper Moneys, or for the Pur-
' poses of the like Payments for which Copper Moneys have been made current:' 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:

I. When any Coin of Bronze or mixed Metal shall be current by virtue of any Proclamation that may be issued by Her Majesty, all the Penalties and Provisions of the Act of the Session holden in the Second and Third Years of King *William* the Fourth, Chapter Thirty-four, "for consolidating and amending the Laws relating to the Coin," which are applicable to the current Copper Coin, or Offences or Acts relating thereto, shall be applicable to such current Coin of Bronze or mixed Metal, or the like Offences or Acts relating thereto; and Sections Twelve and Fourteen of the said Act, and all other Provisions of such Act, and all Enactments whatever, where current Copper Coin is mentioned or referred to, shall be construed and take effect as if, in addition to current Copper Coin, current Coin of Bronze or mixed Metal had been also in every such Case mentioned or referred to. *Enactments concerning the Copper Coin, 2 & 3 W. 4. c. 34. to apply to Coins of mixed Metal.*

CAP. XXXI.

An Act to amend the Law relating to Probates and Letters of Administration in *Ireland*. [13th *August* 1859.]

' WHEREAS in the Twenty-first and Twenty-second Year of Her present Majesty an
' Act was passed, intituled *An Act to amend the Law relating to Probates and Letters*
' *of Administration in* Ireland, herein-after designated "The Court of Probate Act:" And
20 & 21 Vict. c. 79.