ANNO VICESIMO QUARTO & VICESIMO QUINTO

VICTORIÆ REGINÆ.

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CAP. CVI.

An Act to enable the Admiralty to close the Harbour of *Portpatrick* in *Scotland* during the Execution of certain Works in such Harbour sanctioned by Parliament. [6th *August* 1861.]

WHEREAS Parliament having voted the Sum of Twenty thousand Pounds for the Improvement of the Harbour of *Portpatrick* in *Scotland*, with a view to the Resumption of the Packet Service between *Scotland* and *Ireland*, the Commissioners for executing the Office of Lord High Admiral of the United Kingdom have on the Part of Her Majesty contracted for the Execution of certain Works, in order that such Harbour may be improved accordingly, for the Use of a Packet Service with *Ireland*: And whereas it is expedient that the Admiralty shall have Power to close up the said Harbour during the Execution of the said Works: 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:

Power for Admiralty to close the Harbour.

1. It shall be lawful for the Lord High Admiral of the United Kingdom, or the Commissioners for executing the Office of the said Lord High Admiral, or any Two of such Commissioners, by Writing under

under his or their Hand or Hands, to stop up and close, either partly or altogether, the said Harbour of *Portpatrick* during the Execution of the said Works, when and so long and so often as the said Lord High Admiral or the said Commissioners shall deem fit, and during the Time the said Harbour shall be so stopped up or closed it shall not be lawful for any Person to navigate or move or cause to be navigated or moved any Ship or any Vessel, Boat, or Barge of any Description into or out of or within the said Harbour, save and except in such Cases and under such Circumstances and Restrictions as the said Lord High Admiral or the said Commissioners shall by Writing under his or their Hand or Hands permit.

Penalty for navigating Ship, &c. in the Harbour when ordered to be closed.

2. If any Person navigate or move, or cause to be navigated or moved, any Ship, Vessel, Boat, or Barge, contrary to the Provisions of this Act, every such Offender shall forfeit and pay any Sum not exceeding Twenty Pounds, and shall also pay the full Amount of all Damage (if any) which the said Works, and the Machinery and other Means for executing such Works, or any of them, or any Part thereof, may have thereby sustained; and every such Penalty, and the Amount of every such Damage, (if any,) shall be paid to such Officer or Person as the said Lord High Admiral or the said Commissioners may direct, notwithstanding any Law to the contrary, and may be recovered by the Procurator Fiscal of any Court, or any Person or Persons who shall, with the Permission of the said Lord High Admiral or the said Commissioners, sue for the same before any Sheriff or Two Justices of the Peace; and it shall be lawful for the Sheriff or Justices before whom any Complaint for the Recovery of any Penalty or Damage may be brought to proceed in a summary Way, and to grant Warrant for bringing the Parties complained upon immediately before him or them, and on Proof on Oath by One or more credible Witness or Witnesses, or other legal Evidence, forthwith to determine and give Judgment in such Complaint, without any written Pleadings or Record of Evidence, and to grant Warrant for the Recovery of any Penalties, Expenses, and Damage decerned for, failing Payment within Eight Days after Conviction, by Poinding, and Imprisonment for a Period, at the Discretion of the Sheriff or Justices, not exceeding Six Calendar Months.

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