ANNO TRICESIMO.

VICTORIÆ REGINÆ.

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No. XI.

An Act to amend the Scale of Fees charged for the Entrance and Clearance of Vessels, Licences to Scows, Boats and other Craft, and Dues for Landing Permits, as well as other Matters relating to the Same, in the Port of Victoria, including Esquimalt.

[*17th September*, 1866.

WHEREAS, it is expedient to repeal the "Victoria and Esquimalt Harbor Dues Act, 1865," and to amend the Scale of Fees charged for the Entrance and Clearance of Vessels into the Ports of Victoria and Esquimalt for the Licenses of Scows, Boats and other Craft plying in the said Ports, and for Landing Permits: Be it enacted by the Governor on Her Majesty's behalf, by and with the Advice and Consent of the Legislative Council and Assembly, as follows:

Repeal of Harbour Dues Acts of 1862 & 1865.

I. "The Victoria and Esquimalt Harbor Dues Act, 1862," and "the Harbor Dues Amendment Act, 1865, are hereby repealed.

Duties in Schedule A to be collected.

II. That from and after the Passing of this Act, there shall be raised, levied collected and paid to and for the use of Her Majesty, Her Heirs and Successors, in lieu of the Charges heretofore existing the Charges in Schedule A, to this Act annexed.

III. The

Exemptions.

III. The Governor may exempt from the Payment of Harbor Dues, Steamers carrying the Mails under Agreement without Remuneration from Government, and any Vessel coming into either of the aforesaid Harbors for the Purpose of obtaining a Crew, Stores or Passengers.

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IV. All Vessels, whilst employed exclusively in the Coasting or carrying Trade between Places within this Colony, shall be exempt from the Charges for Entrance and Clearance aforesaid; but the Masters of such Vessels shall report themselves to the Harbor Master whenever such Vessel shall enter or depart from any Port of Entry of the said Colony; and such Vessels as last aforesaid shall be liable to the Licenses mentioned in Schedule B hereunto annexed.

Boats and Scows as in Schedule C.

V. There shall be charged upon Scows and other Craft (not being pleasure Boats) employed in freighting, lading or unlading Vessels, or carrying Goods or Passengers in or between the Harbors of Victoria and Esquimalt, or *vice versa*, other the Harbors or Ports of Entry in this Colony, the Licenses mentioned in Schedule C, to this Act annexed.

Penalty for plying without licence.

VI. Any Vessel or Craft carrying Goods or Passengers as aforesaid, or being employed in the Coasting Trade as aforesaid without having paid the necessary License or Fees aforesaid, shall be liable to Confiscation.

oods chargeable—permit goods in transitu.

VII. No Goods other than the Produce of the Colony, and Passengers' Luggage, shall be landed from any Vessel in any Harbor or Port of Entry until the Same and the Value thereot shall have been first reported to the Harbor Master, and the Permit to Land the Same shall have been received from the Harbor Master or his Deputy or Deputies; and there shall be charged and paid for such Landing Permit the Sum mentioned in Schedule D, to this Act annexed: Provided that all Permits on goods *bona fide* manifested *in transitu* for Ports beyond the Limits of this Colony shall be charged One Dollar.

Declaration and Affidavit on goods in transitu.

VIII. Provided always that any Person taking a Permit on Goods manifested *in transitu* hereinafter called a Permit *in transitu*, shall sign and swear before the Harbor Master, a Declaration in the Form following:

I, A. B., do hereby declare that the Goods intended to be landed under Permit, No. are *bona fide in transitu*, and I bind myself on behalf of all Persons interested in the said Goods to pay to the Treasurer of Vancouver Island the Sum of $500 in the Event of Bulk being broken of the Goods therein mentioned previously to their leaving this Colony, except with the Permission of the Harbor Master: Provided always that nothing herein contained shall prevent any necessary breaking of bulk for the Purpose of repacking damaged or perishable Articles, provided the Same be effected with the Permission and under the Supervision of the Harbour Master.

Sworn before me this day of 18 .

(Signed) *Harbour Master*;

IX. The

IX. The Harbour Master may administer an Oath of the Truth of his Declaration to any Person required to swear to the same. Harbour Master to administer oath as above.

X. The Treasurer may recover by Summary Process as hereinafter mentioned from any Person interested in any Goods landed under a Permit in transitu, the sum of $500 in the event of Bulk being broken in contravention of the said Declaration, whether such Person be authorized to make such Declaration or not. Recovery of penalty for breach of engagement in breaking bulk.

XI. Any Person landing any Goods, save as aforesaid, or neglecting or refusing to pay the Licence or Fees aforesaid, shall be liable to a Fine of not more than Two Hundred and Fifty dollars to be recovered by a Summary Process before any Justice of the Peace; and in default of payment, to Imprisonment for a Period not exceeding one month; and the Goods so landed may be confiscated to the use of Her Majesty, Her Heirs and Successors. Penalty for improperly landing goods or not paying fees

XII. That "The Ports of Entry Act, 1863," and this Act shall be read together and construed as one Act. Ports of Entry Act, 1863 to be read with this Act.

XIII. This Act may be cited as "The Harbour Dues Act, 1866." Short Title.

Passed the Legislative Assembly this 6th day of August, 1866.

R. W. TORRENS,
CLERK OF THE LEGISLATIVE ASSEMBLY.

Passed the Legislative Council this 31st day of August, 1866.

E. J. NESBITT,
CLERK OF THE COUNCIL.

I assent to this Act in the Name and on Behalf of Her Majesty, this 17th day of September, 1866.

A. E. KENNEDY,
GOVERNOR.

SCHEDULE A.

Fees for Entrance and Clearance for Vessels Entering and Clearing the Ports of Vancouver Island and its Dependencies.

All vessels under 15 tons burden	$	1 00.
" of 15 and not exceeding 30 tons burden		1 50.
" of 30 and not exceeding 50 tons burden		2 00.
" of 50 and not exceeding 100 tons burden		3 00.
" of 100 and not exceeding 200 tons burden		5 00.
" of 200 and not exceeding 300 tons burden		6 00.
" of 300 and not exceeding 400 tons burden		8 00.
" of 400 and not exceeding 500 tons burden		10 00.
" of 500 and not exceeding 600 tons burden		15 00.

And an extra $5 on every 100 tons above 600 tons.

SCHEDULE B.

Half-yearly Licenses for Coasters under 10 tons	5	00.
" of 10 tons and not exceeding 30 tons burden	10	00.
" of 30 tons and not exceeding 50 tons burden	15	00.
" of 50 tons and upwards	20	00.

SCHEDULE C.

Boat under 16 feet in length, per quarter	5	00.
Boat of 16 feet, and not exceeding 10 tons burden per quarter	7	50.
Lighters and Scows under 10 tons burden, per quarter	10	00.
Lighters and Scows of, and not exceeding 10 tons, per quarter	11	00.
For every additional ton		25.

SCHEDULE D.

For each Invoice under $100 value	1	50.
For every additional $100 and for any portion of less value than $100 over the first $100 the additional sum of		50.
For every Invoice of Potatoes	5	00.
" Turnips, carrots or other roots or vegetables.	2	50.

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