

ANNO QUARTO
GULIELMI IV. REGIS.

No. 4.

By His Excellency Colonel GEORGE ARTHUR, Lieutenant Governor of the Island of Van Diemen's Land and its Dependencies, with the advice of the Legislative Council.

AN ACT for the better preservation of the Ports, Harbours, Havens, Roadsteads, Channels, navigable Creeks and Rivers in Van Diemen's Land, and the better regulation of the Shipping in the same.

WHEREAS the laws for the regulation of shipping in the harbours of Van Diemen's land require amendment and it has become expedient with this view to repeal an act of the Governor of New South Wales, with the advice of the Legislative Council thereof passed in the sixth year of his late Majesty King George the Fourth "Intituled an act for the regulation of shipping in the harbours of New South Wales and Van Diemen's land respectively" so far as the same relates to Van Diemen's land, and to make other regulations and provisions in lieu thereof, for the better preservation of the ports, harbours, havens, roadsteads, channels and navigable creeks and rivers in Van Diemen's land. **BE IT THEREFORE ENACTED**, by His Excellency the Lieutenant Governor, with the advice of the Legislative Council, that from and after the first day of November one thousand eight hundred and thirty three, the said recited act shall be, and the same is hereby repealed, so far as the same relates to the harbours of Van Diemen's land.

II.—AND BE IT FURTHER ENACTED, that if at any time from and after the said first day of November 1833, the master or any other person belonging to any ship, boat or vessel of any description whatsoever, shall discharge thereout or unlade, or if at any time from and after the day aforesaid, there shall be discharged, thrown out or unladen from and out of any ship, boat, or other vessel, whatsoever being or riding within any port, harbour, haven, channel or navigable creek or river within the colony of Van Diemen's land or its dependencies, any ballast, rubbish, gravel, earth, stone, wreck or filth, excepting only upon the land where the tide or water never flows or runs, or in such other place as the Port,

Preamble.

6 Geo. IV. No. 10.

Repealed.

Ballast, rubbish, &c. not to be thrown or unladen from any vessel except on dry land.

Officer may appoint, the Master or other person commanding such ship, boat or other vessel, shall forfeit and pay a sum not less than five pounds nor more than ten pounds, to be recovered before any one or more Justice or Justices, as hereinafter mentioned.

Ballast, rubbish, &c. not to be landed on any public pier or quay.

III.—AND BE IT FURTHER ENACTED, that if any ballast, rubbish, gravel, earth, stone, wreck or filth, be landed from any ship, boat or other vessel upon any public pier, quay, or other place used for the landing of goods or passengers, or on any place on which ballast, rubbish, gravel, earth, stone, wreck or filth, shall by a public notice be prohibited to be laid, and the same shall not be removed within twenty four hours after the same shall have been landed, then and in every such case the Master or other person commanding the ship, boat or other vessel, from which such ballast, rubbish, gravel, earth, stone, wreck or filth shall have been landed, shall forfeit and pay for every such offence any sum not less than one pound nor more than five pounds, to be recovered before any one or more Justice or Justices, as hereinafter mentioned.

Tarpaulins to be used in taking in and discharging ballast.

IV.—AND BE IT FURTHER ENACTED, that in the taking of ballast into any ship or vessel, barge, boat or other craft, and also in the discharging of the same, from any ship or vessel into any barge, boat or other craft, every such ship or vessel, barge, boat or other craft, shall be provided with, and shall make use of one or more tarpaulin or tarpaulins, properly stretched and spread, in order to prevent such ballast or any part thereof from falling into the sea or into any port, harbour, haven, channel or navigable creek or river, and in case any person or persons shall either take any ballast, into any ship or vessel, barge boat or other craft, or shall discharge the same from any ship or vessel into any barge, boat, or other craft without using such sufficient tarpaulin or tarpaulins, properly stretched and spread, in order to prevent such ballast or any part thereof from falling into the sea or into any such port, harbour, haven, channel or navigable creek or river, all and every person or persons offending therein, shall for every such offence, forfeit and pay the sum of five pounds to be recovered before any one or more Justice or Justices as hereinafter mentioned.

Vessels sunk or stranded.

V.—AND BE IT FURTHER ENACTED, that if any ship or other vessel, shall after the said first day of November 1833, be sunk, stranded, or run on shore, in any port, harbour, haven, roadstead, channel or navigable river, within the said colony or its dependencies, or having been previously sunk, shall be permitted to remain so sunk, and the owner or owners, or some other person or persons, having or pretending to have any property therein, or the command thereof, shall not clear such port, harbour, haven, roadstead, channel, creek or navigable river, of such ship or vessel and of all wreck and parts of the same, within one calender month after such owner or owners, or other person shall be required so to do, by a notice under the hand of the Port Officer where there shall be one appointed, or of any one Justice of the Peace, or shall not appear and give security to the satisfaction of such Port Officer or Justice, for the removal of such ship or vessel and of all wrecks and parts of the same, within such other reasonable time as the said Justice or Port Officer shall appoint, then and in every such case it shall and may be lawful for any two Justices of the Peace and they are hereby authorised and required upon the complaint of the said Port Officer, Justice, or other person, to issue their warrant for seizing and removing such ship or vessel and also the rigging and tackle thereof, in such man-

To be removed within one month.

In default to be removed and sold.

ner as such Justices shall order and direct, and for causing the same to be sold, and with or out of the money arising from such sale, to pay the charges and expenses of clearing the port, harbour, haven, roadstead, channel, creek or river where such ship or vessel shall lie and also the charges and expenses of seizing and removing and selling such ship or vessel, rigging or tackle, paying the overplus if any to the Treasurer of the said colony, to be applied as hereinafter directed.

VI.—AND BE IT FURTHER ENACTED, that if after the passing of this act, any tree or trees be felled on the bank of any navigable river or creek, so that any part of such tree or trees shall be in or over the water, or within high water mark, and the same be not removed within ten days after having been so felled, the owner or occupier of the land from which such tree or trees shall be cut, shall forfeit and pay the sum of ten shillings for every tree so cut and not removed, to be recovered before any one or more Justice or Justices, in manner hereinafter directed.

Trees in or over navigable creeks or rivers to be removed.

VII.—AND BE IT FURTHER ENACTED, that if any timber or other bulky article be left on any public quay or pier after twenty four hours' notice in writing to remove such articles, signed by the Port Officer or any Officer of the Customs or any Justice of the Peace shall have been given to the owner, or proprietor, or person in charge of such timber or other article, it shall be lawful for any two Justices of the Peace on proof of such notice having been given to issue their warrant for seizing and removing such timber or other article, and for selling the same and with or out of the money arising from such sale, to pay the charges and expenses of such seizure, removal and sale, paying the overplus if any to the owner of such timber or other article.

Timber or other bulky articles not to be left on any pier.

VIII.—AND BE IT FURTHER ENACTED, that if any person shall remove or wilfully injure or destroy any buoy, beacon, or sea mark used for the convenience of navigation, or for the preservation of vessels, or shall make any ship, vessel, boat, raft, timber or other article fast to any such buoy, beacon or sea mark, every such person shall on conviction before any two or more of His Majesty's Justices of the Peace for the said colony, be liable to forfeit and pay any sum not less than ten pounds nor more than one hundred pounds.

Penalty for persons wilfully injuring beacons or sea-marks.

IX.—AND BE IT FURTHER ENACTED, that every ship or vessel arriving at any port or harbour in this colony, from parts beyond the seas shall be boarded by the Port Officer or other person deputed by him, to whom the Master or Commander, shall furnish such particulars of his voyage, the ship's crew and passengers, and shall deliver such documents in his possession respecting the same as shall be required of him, and the said Port Officer or other person so deputed, shall deliver to the Master or Commander for his guidance, a printed abstract of this Act or Ordinance, together with a printed copy of the regulations in the schedule thereunto annexed, marked with the letter A.

Masters of vessels to furnish particulars of ship's crew, passengers, &c.

X.—AND BE IT FURTHER ENACTED, that if the Master or other person commanding any ship or vessel in any of the ports of this colony, shall in any case fail or neglect to observe all the regulations contained in the schedule A hereunto annexed, or any part thereof, or shall do or commit any thing contrary to the true and plain meaning of the said regulations, such master or other person so offending shall for every such offence forfeit and pay the sum of five pounds, except in the case of a breach of the regulation No. 1 of the said schedule, to be recovered as hereinafter mentioned.

Penalty for masters or commanders for non-observance of Port Regulations.

All letters, parcels, &c.
to be delivered up to the
boarding officer.

XI.—AND BE IT FURTHER ENACTED, that the Master or Commander of shall any ship or vessel arriving at any of the said ports or harbours, deliver up to the Port Officer, or other person authorised by him all public despatches, letters, and parcels, addressed to the Lieutenant Governor, or any public officer of the Government, post-office mails and letters, whether the same be in parcels or loose; upon such Port Officer or other person so authorised signing a receipt for the same, and the Master or Commander of such ship or vessel, shall repair to the Post Office as soon after his arrival as shall be practicable, and shall there subscribe a declaration of his having duly delivered all such despatches, letters, parcels and post-office mails as aforesaid intrusted to his charge, whereupon he shall receive from the Post Master a certificate of such declaration having been made, which certificate shall be produced by the said Master at the Custom House before making his report at that place, and any Master or Commander failing or neglecting to deliver up any such public despatches, letters, parcels and post-office mails, shall forfeit and pay a sum not exceeding fifty pounds nor less than one pound, to be recovered in the manner hereinafter directed.

Pilots to be licensed.

XII.—AND BE IT FURTHER ENACTED, that it shall be lawful for the Governor, Lieutenant Governor, or other person for the time being lawfully administering the Government of this colony, to grant licenses to persons duly qualified to act as pilots for any of its ports or harbours subject to such regulations as such Governor, Lieutenant Governor, or other person shall from time to time make, and the same licenses from time to time to revoke.

All vessels arriving and
departing shall receive
pilots.

XIII.—AND BE IT FURTHER ENACTED, that from and after the passing of this Act, the Master or other person in command of every ship or vessel not being a coasting vessel arriving from parts beyond the sea, at or off any port or harbour in Van Diemen's land, wherein any pilot shall have been appointed for the purpose of entering any of the said ports or harbours shall deliver and give such ship or vessel in charge to the first licensed pilot who shall offer himself, in order to conduct the same into port, and such pilot shall if required by such Master or Commander produce his license to act as pilot as hereinbefore mentioned, and no Master or Commander of any such ship or vessel shall proceed to sea from any of the said ports or harbours, or quit his station or anchorage in any of the same, in order to proceed to sea, without receiving on board some pilot appointed as aforesaid, to conduct the said ship or vessel to sea and if any ship or vessel shall enter any of the said ports or harbours without receiving such licensed pilot as shall have offered himself as aforesaid or shall attempt to proceed to sea without receiving on board thereof some pilot as aforesaid, the Master or person in command thereof, shall forfeit and pay a fine equal in amount to such sum as the pilotage of such ship or vessel would have amounted to if a pilot had been received on board.

On penalty equal to amount
of pilotage.

Charges of pilotage.

XIV.—AND BE IT FURTHER ENACTED, that the rates and charges of pilotage on ships or vessels into and out of any such port or harbour, shall be the same as are respectively inserted, described, and set forth in figures, in the table to this Act annexed, marked with the letter B.

Pilots not bound to con-
duct vessels out until
pilotage be paid.

XV.—AND BE IT FURTHER ENACTED, that no pilot as aforesaid shall be in anywise bound to conduct any ship or vessel to sea, until the full amount of the outward pilotage of such ship or vessel shall be first paid or secured to be paid to the satisfaction of such pilot.

XVI.—AND BE IT FURTHER ENACTED, that every pilot in charge of any ship or vessel entering into or proceeding out of any such port who shall remain on board such ship or vessel while under quarantine; or who shall be delayed in the performance of his duty by any act of the Master or other person in charge of such ship or vessel, shall be entitled to demand and receive in addition to the amount of pilotage charged under the regulations hereinbefore mentioned, the sum of eight shillings for each and every day he may so remain on board, or be so delayed in the performance of his duty by such Master or other person in charge of such ship as aforesaid.

Pilots detained on board ship 48 hours to receive 8s. per day.

XVII.—AND BE IT FURTHER ENACTED, that every pilot licensed by virtue of this Act or Ordinance who shall refuse, neglect or delay to take charge of any ship or vessel unless upon good and sufficient cause to justify such refusal, neglect, or delay, or who shall quit any such ship or vessel, or decline the pilotage thereof after he has been engaged, and before the service shall have been performed for which he was hired, or shall by drunkenness render himself incapable of conducting any ship or vessel, or do any injury to the same, or to the tackle or furniture thereof, shall on conviction before any two or more Justices of the Peace, forfeit any sum not exceeding Twenty Pounds.

Penalty for pilots neglecting or refusing to take charge of vessels.

XVIII.—AND BE IT FURTHER ENACTED, that whenever any ship or vessel not being employed in the coasting trade from one port of Van Diemen's land to another, shall arrive within any of the said ports or harbours, the Harbour Master of the port where such ship or vessel shall arrive, shall with due diligence repair on board such ship or vessel, and shall appoint the place where every such ship or vessel shall cast anchor, and as often as the Master or Commander of any such ship or vessel shall be desirous of removing the same from one place of mooring or anchorage to another, such Master or Commander shall notify to the Harbour Master his desire, and the said Harbour Master shall with all convenient speed go on board of such ship or vessel, and unless he see good and sufficient reason to the contrary, shall direct the removal thereof, and for every such service so performed, such Harbour Master shall be entitled to receive one penny per register ton of such ship or vessel, and it shall be competent for the said Harbour Master to remove any ship or vessel from any berth along side any quay, or in any part of the harbour whenever such removal shall in his opinion be necessary for the general accommodation of the shipping.

Duties of the Harbour Master.

Harbour Master's fees.

XIX.—AND BE IT FURTHER ENACTED, that the rates contained in the table hereunto annexed, marked with letter C, shall be paid to the Collector of the Customs upon the arrival of vessels in the rivers Derwent or Tamar, and the same shall be paid over to the Colonial Treasurer, and be appropriated to the maintenance of the light house on Iron-pot Island in the Derwent and Denbow Head on the Tamar, and such others as may from time to time be erected.

Entry and clearance fees.

XX.—AND BE IT FURTHER ENACTED, that the several rates and charges for wharfage on goods, merchandize and packages entered to be landed at any port in this colony, shall be paid into the hands of the Collector of Customs or his Deputy, as the same is respectively inserted, described and set forth in figures in the table to this Act annexed, marked with the letter D, and the said Collector of Customs or his Deputy shall

Rates for wharfage.

pay over the amount so received by him to the Colonial Treasurer, to be employed as hereinafter is directed.

XXI.—AND BE IT FURTHER ENACTED, that the Master or Commander of every ship or vessel arriving from parts beyond the sea at any port or harbour in this colony, where an officer of Customs may be stationed, shall upon entry of such ship or vessel at the Custom House pay into the hands of the Collector of Customs a duty of six-pence per ton on every ton of such ship or vessel, according to her registered tonnage, in lieu of all former charges of tonnage, entry and clearance fees permission to trade, bonds and fees, on the registry of vessels, and change of master, and the Collector of Customs, shall pay over the amount so received by him to the Colonial Treasurer, to be applied as hereinafter is directed.

XXII.—AND BE IT FURTHER ENACTED, that any person except the pilot, Port Officer or Harbour Master, or such other person as shall or may be specially authorized by the Governor, Lieutenant Governor or person administering the Government of the colony, who shall upon any account or pretence whatever, go on board or alongside of any ship or vessel arriving at any of the said ports or harbours with convicts, before all such convicts shall have been discharged and landed from and out of such ship or vessel, shall forfeit and pay a sum not less than two pounds nor more than ten pounds, to be recovered as hereinafter directed.

XXIII.—AND in order to prevent any ship or vessel lying in any of the said ports, harbours, havens, roadsteads, channels, creeks or rivers of the said colony, from being piratically seized by convicts. BE IT FURTHER ENACTED that all Masters or Commanders of ships or vessels so lying as aforesaid, shall cause a sufficient watch or guard to be kept on deck both by day and night, of not less than two men, if the ship or vessel shall exceed the burthen of one hundred and fifty tons measurement, or of one man if the ship or vessel be of less tonnage, or shall forfeit and pay for every neglect in so doing, a penalty of five pounds to be recovered as hereinafter directed.

XXIV.—AND in order to prevent the escape of convicts from this colony. BE IT FURTHER ENACTED that the Master of every ship or vessel shall forty-eight hours before clearing out at the Custom-house, deliver to the Collector or Controller of Customs, a list in duplicate containing the names of the crew, and passengers intending to leave the colony in such ship or vessel, one of which lists the Collector or Controller is forthwith to forward to the office of the Police Magistrate, and it shall and may be lawful for any Magistrate, Peace Officer, Port Officer or Officer of Customs and their Assistants, to search every such ship or vessel, and to detain any person or persons found on board the same, whose name or names shall not be contained in the said list, and to cause him or them to be brought on shore, or otherwise detained as circumstances may require, and if the Master or Commander of any ship or vessel, shall permit any person to embark on board the ship or vessel, whose name has not been entered in the list delivered to the Collector or Controller of Customs as aforesaid, every such Master or Commander shall forfeit and pay the sum of fifty pounds, to be recovered as hereinafter directed. Provided that the

Persons prohibited going alongside any vessel having convicts on board.

Proper watch to be kept on deck day and night.

Masters about to leave to deliver list of crew and passengers.

Any person not contained therein to be detained.

No person not inserted in list to embark under a penalty.

Police Magistrate or his Assistant may grant to any person whose name is not contained in the list aforesaid, a special permission to depart from the colony in such ship or vessel.

XXV.—AND BE IT FURTHER ENACTED, that if any person in charge of any ship, boat or other vessel, in any of the said ports, harbours, havens, roadsteads, channels, creeks or rivers, shall not answer to the challenge of any officer of the Customs, sentry or other person acting in the discharge of his duty such person in charge as aforesaid, shall forfeit and pay the sum of twenty shillings, to be recovered as hereinafter directed.

Vessels and boats to answer all challenges.

XXVI.—AND BE IT FURTHER ENACTED, that if any person shall resist the Master or other person commanding any ship or vessel, or any Magistrate, Peace Officer, Port Officer, or Officer of Customs, and their Assistants in his or their endeavours to search for or secure a convict on board such ship or vessel, or shall aid or assist in the release of any convict who may be discovered and apprehended on board the same, every such person so resisting as aforesaid, or so aiding or assisting in the release of any convict who may be so discovered and apprehended, shall be deemed guilty of felony, and being convicted thereof, shall be transported for seven years.

Penalty for resisting.

XXVII.—AND BE IT FURTHER ENACTED that no boat excepting such boats as shall belong to such ship or vessel, shall be towed or kept alongside of any ship or vessel whilst under weigh, proceeding from any of the said ports or harbours, without the permission of the Port Officer or person deputed by him or the pilot on board, and in case any person shall act contrary to this regulation, and shall not remove his boat from any such ship or vessel upon being required so to do by such Port Officer or person deputed by him or the pilot, every person so offending, shall for every such offence, forfeit and pay the sum of five pounds to be recovered as hereinafter directed.

No boats to be towed by a vessel when under weigh

XXVIII.—AND BE IT FURTHER ENACTED, that if any Master or other person commanding any ship or vessel, shall know that any convict is concealed on board such ship or vessel, and shall not immediately deliver every such convict so concealed into the charge of a peace officer or the Principal Superintendent of convicts for the time being, such Master or other person commanding such ship or vessel, shall be and be deemed and taken to be guilty of a misdemeanor, and shall be subject and liable to all such and the like pains and penalties, as persons contriving, aiding, abetting or assisting in the escape or intended escape of convicts from the said colony, are subject, and liable by law.

Penalty on masters of vessels not delivering up convicts knowing them to be concealed on board.

XXIX.—AND BE IT FURTHER ENACTED, that all fines and forfeitures incurred under and by virtue of this Act, which are not specially directed to be sued for in the Supreme Court, or to be recovered before one Justice of the Peace, shall be recoverable upon conviction in a summary way, before any two or more Justices of the Peace of the colony, and if any such fines and forfeitures shall not be paid within seven days after such conviction as aforesaid, it shall and may be lawful for the Justice or Justices as the case may be, to issue his or their warrant to levy such fines and forfeitures, together with the expences of the conviction, upon the goods and chattels of the party or parties against whom such conviction shall be obtained as aforesaid, and in

Recovery of penalties.

default of such goods and chattles the Justice or Justices may cause the body or bodies of the said party or parties, to be arrested and committed to prison, there to remain for six calendar months, unless such fines and forfeitures, with the expences of such conviction shall be sooner paid.

Appeal to Quarter Sessions.

XXX.—AND BE IT FURTHER ENACTED, that if any person convicted of any offence or offences punishable by this Act, before any one or more Justice or Justices of the Peace as aforesaid, shall think himself or herself aggrieved by such decision, such person shall be at liberty to appeal from any such conviction, to the next Court of Quarter Sessions of the Peace, which shall be held nearest to the place where such offence shall have been committed and the execution of every judgment so appealed from, shall be suspended in case the person so convicted shall with two sufficient sureties immediately before such Justice or Justices, enter into a bond or recognizance to His Majesty, his heirs and successors in the penal sum of double the amount of the penalty so incurred or forfeited, which bond or recognizance respectively, such Justice or Justices is and are hereby authorised and required to take, and such bond or recognizance shall be conditioned to prosecute such appeal with effect, and to be forthcoming to abide the judgment and determination of the said Court of Quarter Sessions, and to pay such costs as the said Court shall award on such occasion, and the Justices at the said Court of Quarter Sessions, are hereby authorized and required to hear and determine the matter of the said appeal, and to award such costs as to them shall appear just and reasonable, to be paid by either party, and such decision shall be final between the said parties to all intents and purposes.

No conviction to be quashed for informality.

XXXI.—AND BE IT FURTHER ENACTED, that no conviction before any Justice or Justices under this Act, nor any adjudication made on appeal therefrom, shall be quashed for want of form, or be removed by writ of certiorari or otherwise into the Supreme Court, and no warrant or commitment, shall be held void by reason of any defect therein, provided it be therein alledged, that the party has been convicted, and that there be a good and valid conviction to sustain the same.

Actions to be commenced within three months.

XXXII.—AND BE IT FURTHER ENACTED, that if any action or suit shall be commenced against any person or persons, for any thing done in pursuance of this Act, then and in every such case, such action or suit shall be prosecuted within three months after the fact committed, and not afterwards, and the defendant in every such action or suit, shall and may plead the general issue, and at the trial thereof, give this Act and the special matter in evidence, and if the matter or thing complained of shall appear to have been done under the authority, and in the execution of this Act, or if any such action or suit shall be brought after the time limited for bringing the same, then the Assessors or Jury shall find for the defendant, and if the plaintiff shall become nonsuit, or discontinue his or her action, after the defendant shall have appeared, or have a verdict against him or her, or if upon demurrer, judgment shall be given against the plaintiff, the defendant shall and may recover treble costs, and have the like remedy for recovery thereof, as any defendant hath in any case by law.

Defendant may plead the general issue.

Appropriation of fines.

XXXIII.—And BE IT FURTHER ENACTED, that all fines and forfeitures, together with all sums collected under this act and not other-

wise specially appropriated, shall go to His Majesty, his heirs and successors, for the public uses of the said colony, and the support of the Government thereof.

GEORGE ARTHUR.

Passed the Legislative Council
this eighth day of October one
thousand eight hundred and
thirty-three.

ADAM TURNBULL,

Clerk of the Council.

SCHEDULE A. REFERRED TO.

*Port Regulations to be observed by all Masters
and Commanders of ships or vessels in any
port in the Island of Van Diemen's Land.*

1.—All ships and vessels arriving in any harbour in this colony having gunpowder on board exceeding the quantity of twenty-five pounds, shall hoist an Union Jack at the main, and no ship or vessel shall anchor at the usual anchorage in any such harbour until all the gunpowder on board exceeding the quantity of twenty-five pounds be secured in such magazine or magazines and conformably to such regulations as shall from time to time be appointed and made for those purposes by the Governor, Lieutenant Governor, or officer for the time being administering the Government of this colony with the advice of the Executive Council thereof, and if the Master or Commander of any ship or vessel shall offend against this regulation, or any of the regulations so to be made as aforesaid, he shall forfeit and pay a penalty or sum not exceeding Fifty Pounds nor less than Ten Pounds; and if any ship or vessel shall be found moored or anchored at the usual anchorage in any harbour in this colony, having gunpowder on board, exceeding in quantity twenty-five pounds, after such magazine or magazines as aforesaid shall have been appointed for such harbour, the Master or Commander thereof shall, for such offence, forfeit and pay a like penalty of not less than Ten Pounds, nor exceeding Fifty Pounds. Provided that nothing herein contained, shall be taken to apply to gunpowder belonging to His Majesty, or for His Majesty's service.

Vessels landing or taking
in gunpowder.

2.—Every ship or vessel arriving in any of the harbours of this colony importing any goods or merchandize, shall be allowed thirty working days to discharge her cargo, after which period, should she not be discharged, the Master or Commander thereof, shall pay to the tidewaiter

Vessels allowed 30 days to
discharge cargo after
which to pay 6s. per day
to tide waiter until dis-
charged.

Masters to get spritsail yards fore and aft and rig in jib and driver booms when required.

No vessel to unmoor or quit anchorage without notice to the Harbour Master.

Or again weighing anchor without permission.

Vessels quitting the colony not to weigh anchor until after examination and when under weigh not to bring to or suffer any boat to come alongside.

Exceptions.

Persons dying on board ship in harbour to be buried ashore.

Vessels arriving to unshot their guns.

on board the same at the rate of six shillings sterling per day, until the whole of the cargo, or such part thereof as shall be intended to be landed in such harbour, shall have been finally discharged.

3.—All Masters and Commanders of ships in any of the harbours of this colony, shall get their spritsail yards fore and aft, and shall rig in their jib and driver booms, when thereto required by the Harbour Master, or his Assistant, and shall strike the yards and topmasts, top their yards, and get in their anchors and swinging booms.

4.—No Master or Commander of any ship or vessel is to unmoor or quit the anchorage in any of the ports of this colony, without giving previous notice to the Harbour Master, nor having unmoored and set sail with the intention of going to sea shall he again come to anchor in any of the said ports of this colony, without permission of the Port Officer or person deputed by him, unless compelled so to do by stress of weather or other unavoidable cause, and in any of such cases he is not to fail, on demand, to deposit his clearance with the Port Officer or person deputed by him, until about to sail, nor shall again weigh anchor without permission from the Port Officer or person so deputed.

5.—And to prevent the escape of convicts, the Master or Commander of every ship or vessel about to sail from any of the ports of this colony and to leave the island, shall not weigh anchor until the said ship or vessel shall have been duly examined and searched, and having weighed anchor and sailed from any of the said ports, shall not bring up afterwards within any of the same unless compelled by weather or other unavoidable cause, nor suffer his ship or vessel to be afterwards boarded by any boat or vessel whatsoever excepting the boats of the Marine Police, Customs, and Pilots.

6.—When any person shall die on board of any ship or vessel lying in any of the ports of this colony, the Master or Commander of such ship or vessel, shall cause the body of such deceased person to be brought on shore, and interred.

7.—All vessels entering any of the harbours in this colony are to unshot their guns at the distance of not less than two miles from the anchoring station.

SCHEDULE B. REFERRED TO.

PILOTAGE RATES.

A Table of Rates of Pilotage payable to licensed Pilots on ships and vessels into and out of any port or harbour in Van Diemen's Land for which a Pilot shall be appointed.

Into and out of the Port of Hobart-town.

	Into.				Out of.		
	£	s.	d.		£	s.	d.
For every vessel drawing							
10 feet and under	3	1	0	- - - -	2	7	6
11 - - - - -	3	3	6	- - - -	2	9	6
12 - - - - -	3	8	3	- - - -	2	13	6
13 - - - - -	3	15	6	- - - -	2	18	9
14 - - - - -	4	5	6	- - - -	3	6	6
15 - - - - -	5	10	0	- - - -	3	17	9
16 - - - - -	5	17	0	- - - -	4	11	0
17 - - - - -	7	1	6	- - - -	5	10	0
18 - - - - -	8	13	0	- - - -	6	14	9
19 - - - - -	10	14	6	- - - -	8	6	10
20 - - - - -	13	3	3	- - - -	10	4	9

Into and out of the Port of Launceston.

	£	s.	d.	
For every vessel drawing				
7 feet and under	3	4	6	
8 - - - - -	3	10	9	
9 - - - - -	3	17	3	
10 - - - - -	4	2	9	
11 - - - - -	4	16	6	
12 - - - - -	5	5	9	
13 - - - - -	5	15	0	
14 - - - - -	6	4	3	
15 - - - - -	6	13	6	
16 - - - - -	7	2	6	
17 - - - - -	8	1	0	
18 - - - - -	9	4	0	
19 - - - - -	11	0	9	
20 - - - - -	12	17	6	
21 - - - - -	13	16	0	

The same Rates as into.

For ships and vessels remaining below Whirlpool Reach a moiety of those rates to be demanded and paid.

Into and out of any other port or harbour the same rates as are hereinbefore set forth for the port of Hobart-town.

SCHEDULE C. REFERRED TO.

TABLE OF LIGHT DUES.

Light Dues payable to the Collector of Customs by the Masters of vessels arriving in the Derwent and Tamar.

	£	s.	d.
For every ship or vessel employed in the coasting trade } above 50 tons, and not exceeding 100 tons per register }	0	2	0
For every steam vessel the ton per register - - -	0	0	$\frac{1}{4}$
For every other ship or vessel the ton per register - -	0	0	2

SCHEDULE D. REFERRED TO.

TABLE OF WHARFAGE DUES.

Wharfage Dues to be paid to the Collector of Customs upon the entry
to be landed of Goods, Wares and Merchandize at Hobart
Town and Launceston.

For every	£	s.	d.
Tun butt - - - - -	0	2	0
Pipe or puncheon - - - - -	0	1	0
Hogshead - - - - -	0	0	9
Barrel - - - - -	0	0	6
Cask or keg of small size - - - - -	0	0	3
Crate, cask or case of earthenware, hardware, or ironmongery - - - - -	0	0	9
Bale, case, or box of wollen, linen, cotton, haberdashery, slops, wine, &c. - - - - -	0	0	9
Chest of tea - - - - -	0	0	4
Half-chest or box - - - - -	0	0	2
Bag of sugar - - - - -	0	0	3
Bag of coffee - - - - -	0	0	3
Package of rice - - - - -	0	0	3
Basket of tobacco - - - - -	0	0	3
Bag of hops - - - - -	0	1	0
Pocket of hops - - - - -	0	0	6
Bushel of grain or flour - - - - -	0	0	1
Dozen of oars - - - - -	0	0	2
Deals per hundred - - - - -	0	3	0
Staves per do. - - - - -	0	1	0
Spades and shovels per dozen - - - - -	0	0	1
Ton of iron, steel, lead, or other metal, including shot - - - - -	0	3	0
Salt per ton - - - - -	0	1	6
Flax per ton - - - - -	0	1	0
Cordage per ton - - - - -	0	2	6
Potatoes per ton - - - - -	0	1	6
Paint, oil, or turpentine, per jar, keg, case, or bottle - - - - -	0	0	2
Mill stones each - - - - -	0	2	0
Four wheeled carriage - - - - -	1	0	0
Two wheeled carriage - - - - -	0	10	0
Small package not otherwise enumerated - - - - -	0	0	3
Ton of heavy goods not otherwise enumerated - - - - -	0	3	0
Horse or mare - - - - -	0	7	6
Cedar by the log, plank, or board - - - - -	0	0	1
Coals per ton - - - - -	0	3	0

All Goods the produce of Van Diemen's Land, to be exempt from
Wharfage, also empty casks intended for the fisheries.