



ANNO NONO

# GEORGIIV. REGIS.

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## *Cap. cxiv.*

An Act to explain and amend Two Acts of the Fifty-first Year of His late Majesty and the Sixth Year of His present Majesty, for the Improvement of the Port, Harbour, and Town of *Liverpool*; and to authorize the Trustees of the *Liverpool Docks* to pay for certain Lands and Hereditaments purchased under the said Acts.

[27th June 1828.]

**W**HEREAS by an Act passed in the Fifty-first Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the Improvement of the Port and Town of Liverpool, and amending the several Acts relating to the Docks, Quays, and other Works belonging to the said Port*, it was amongst other Things enacted, that the Mayor, Aldermen, Bailiffs, and Common Council of the said Borough of *Liverpool*, and their Successors, should, for the Purpose of carrying all the former Acts therein recited and the said now reciting Act into Execution, and as to all Acts, Matters, and Things relating to the Docks, Quays, Basins, Works, and Buildings erected or made under the said former Acts, or which

[Local.] 31 B should

51G.3.c.143.

should be erected or made under the said now reciting Act, and regulating, managing, and maintaining the same, and as to all Acts, Matters, and Things relating thereto or to the Execution of the said former Acts and that Act, and effecting the Purposes thereof, be called and known by the Name and Style of "The Trustees of the *Liverpool Docks*," and by that Name should have perpetual succession and a Common Seal; and by the said Act (after reciting that the Mayor, Bailiffs, and Burgesses of *Liverpool* were Owners of a Tract of Ground in the Township of *Toxteth Park* in the County of *Lancaster*, lying immediately adjoining the South End of the *Queen's Dock*, and extending southwardly to a Mill belonging to *Joseph Jackson*, Part of which Ground would be necessary for the Enlargement of the said *Queen's Dock*, for the erecting of another Dock to the Southward of the said *Queen's Dock*, and for making additional Graving Docks and Two additional Basins, with Quays and other Conveniences to the same; and that in consideration of that Part of the Site of the old Wet Dock, which was therein-after particularly described, being given up and appropriated to the said Corporation of *Liverpool* for the Purpose of a Public Market, the Common Council of the said Town had agreed at their own Expence to enlarge the said *Queen's Dock* One hundred and ninety Yards in Length southwardly, and in Breadth not less than One hundred and five Yards, and to form the Quays to such Enlargement,) it was enacted, that from and immediately after the passing thereof, such Part of the said Land as might be wanted for the Purposes aforesaid should be vested in the said Trustees, to be applied and appropriated to the Purposes of the said Act, in the enlarging of the said *Queen's Dock*, in making such new Dock, and such Graving Docks, Basins, Quays, and Works as aforesaid, and to no other Use, Intent, or Purpose whatsoever; and the said Trustees were thereby authorized to make and complete such Southward Dock, and additional Graving Docks, Basins, Quays, Walls, and other Conveniences as therein mentioned; and it was further enacted by the said Act, that it should be lawful for the said Trustees at any Time or Times thereafter to purchase of the Corporation of *Liverpool* the Strand of the River *Mersey* within the Borough of *Liverpool* aforesaid, or any Part thereof, at such Price as should be ascertained by a Jury, to be summoned for that Purpose in manner thereby directed for ascertaining the Value of any Lands to be taken under the said Act, and to contract and agree with the Owner and Owners of the Strand lying within *Toxteth Park*, for the Purchase of such Strand, or of any Part or Parts thereof, not extending to the Southward beyond *Jackson's Tide Mill*, and of any Houses, Buildings, Lands, or Tenements adjoining the said Strand, and to pay the Purchase or Consideration Money for the same out of the Monies to be raised by virtue of the said Act, and that the said Strand and Premises, when so purchased, should vest in the said Trustees, for the Purposes of the said former Acts and the Act now in recital, for the Improvement of the Port of *Liverpool*, and for the Accommodation of the Trade thereof; and it was by the said Act enacted, that the said Trustees should have Power to contract with the Owners or Occupiers of and all other Persons interested in the Houses, Buildings, Lands, or Tenements mentioned in the Schedule to the said Act marked (C.), for the

Purchase thereof for the Purposes of the said Act; and all Bodies Politic, Corporations, and incapacitated Persons were thereby authorized to sell and convey the same Premises; and it was enacted, that if any such Bodies Politic, Corporations, or Persons should not agree with the said Trustees for the Sale of any of the said Premises, or in certain other Cases therein mentioned, it should be lawful for the Mayor of the said Corporation of *Liverpool* for the Time being to issue his Warrant under his Hand and Seal, directed to the Sheriff of the County of *Lancaster*, or if he should be interested then to any One of the Coroners of the said County, for summoning and returning a Jury; and (after directing the Proceedings before such Jury) it was enacted, that such Jury, upon their Oaths, to be administered as therein directed, should assess the Value of the Premises in question, and the Price or Recompence to be awarded for the same; and the said Mayor, Aldermen, and Bailiffs, or any Five or more of them, whereof the Mayor and One of the Bailiffs to be Two, should give Judgment for the Sums to be assessed by such Jury; and it was declared, that such Verdict and Assessment should be binding upon all Parties interested as therein mentioned; and by the said Act it was and is provided and enacted, that the Jury which should be summoned for ascertaining the Value of Lands, Tenements, Hereditaments, and Premises to be purchased by the said Trustees of the Corporation of *Liverpool*, under the Provisions of the said Act, should be summoned to appear and should appear before the Sheriff of the County of *Lancaster*, and the said Sheriff should have, use, and exercise the same Powers and Authorities relative to summoning the Jury, and summoning, swearing, and examining upon Oath the Witnesses, and relative to other Proceedings by or before such Jury for ascertaining the Value of any Lands, Tenements, Hereditaments, and Premises to be purchased by the said Trustees of the said Corporation, as the Mayor, Aldermen, and Bailiffs, or any Five of them, under the now reciting Act, relative to the Proceedings of other Juries for ascertaining the Value of Lands, Tenements, and Hereditaments purchased under that Act by the said Trustees of any other Persons; and by the said Act it was enacted, that in all Cases where any Lands, Buildings, and Premises, the Property of the Corporation of *Liverpool*, should be wanted for the Purposes of that Act or any of the said former Acts, the Value or Consideration Money to be paid for the same should be ascertained and awarded by a Jury, to be impannelled and sworn as therein-before mentioned; and in the said Schedule to the said Act marked (C.), purporting to comprise the Lands, Tenements, and Hereditaments which the said Trustees were thereby authorized to purchase, is contained amongst other Things the following Description; (that is to say,) "Land and Strand, with the Walls and Buildings upon the same, belonging to the Corporation of *Liverpool*, in the Occupation of Messieurs *Bibby* and *Ryan*, and of *Bland* and *Challoner*": And whereas by another Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act for the further Improvement of the Port, Harbour, and Town of Liverpool, and for altering, extending, and amending the several Acts relating thereto*, further Provisions were made for carrying into Effect the Purposes of the said former Acts, in the Construction and Completion of a new Dock to be called *Brunswick Dock*,

*Dock*, and certain Basins, Quays, and other Works, to the Southward of the aforesaid Dock called the *Queen's Dock*, and also Provision for the Construction of other new Docks, Basins, Quays, and Works, to the Northward of the Basin belonging to the Dock called the *Prince's Dock*; and the said Dock Trustees were (amongst other Things) empowered to purchase for the Purposes of the said now reciting Act, and in the Manner prescribed by the said former Act, all or any of the Premises comprised in the Schedules to the same, marked (A.), (B.), (C.), and (D.); and in the Schedule to the last-mentioned Act marked (A.) is specified amongst other Things "The Land and Strand belonging to the Corporation of *Liverpool*, to the Northward of the then present North Docks and Works of the said Trustees, in *Liverpool*, between High and Low Water Mark, as far as the same is required by virtue of that Act, and the reversionary Interest and reserved Rents payable upon the above Premises belonging to the Corporation of *Liverpool*;" and in the Schedule to the same Act marked (D.), amongst other Premises situated on the West Side of *Sefton Street* is specified, "Land and Strand belonging to the Corporation of *Liverpool*, extending from the Basin and Works to the Southward of the *Brunswick Basin*, between High and Low Water Mark, as far as the same is required by virtue of that Act:" And whereas in pursuance of the said recited Acts the several Works and Improvements thereby directed have been proceeded with: And whereas on or about the Thirtieth Day of *June* One thousand eight hundred and nineteen the said Trustees of the *Liverpool* Docks caused a Jury to be summoned by the Sheriff of the said County of *Lancaster*, pursuant to the Directions of the said recited Act of the Fifty-first Year of King *George* the Third, for the Purpose of assessing the Price to be paid by the said Trustees to the Corporation of *Liverpool*, for certain Land which had been taken or was about to be taken by the said Trustees for the Purposes of the said Act, which Land consisted of or formed the Sites of the now *Half-tide Dock*, at the South End of the *Queen's Dock*, and the new Basin called *Brunswick Basin*, and the Quays and other Works connected with the same respectively; and the said Jury did accordingly assess and fix a Price to be paid for the said Land, and Judgment was given for the Payment thereof according to the Provisions of the said Act of the Fifty-first Year of King *George* the Third: And whereas on or about the Twenty-ninth Day of *March* One thousand eight hundred and twenty-six the said Trustees caused another Jury to be impannelled in like Manner, for assessing and determining the Price to be paid by them to the said Corporation, for other Lands and Tenements to be taken for the Purposes of the said Acts, and an Assessment was made and a Price fixed by the said Jury upon the Lands then in question, which comprised as well the Land and Strand lying to the Southward of the said *Half-tide Dock* and *Brunswick Basin*, as the Land and Strand forming the Sites of the said new intended Dock called *Brunswick Dock*, and the Graving Docks and Basins, Quays and other Works belonging thereto, which Land and Strand were included in the aforesaid Description in Schedule (C.) to the said first-recited Act, and Part thereof was also included in the aforesaid Description contained in Schedule (D.) of the said secondly-recited Act, as also the

aforesaid

aforesaid Land and Strand situated to the Northward of the said Dock called the *Prince's Dock*, comprised in Schedule (A.) of the said secondly-recited Act; and the Jury so summoned as last mentioned did accordingly assess a Sum to be paid for all the Lands and Premises then submitted to their Verdict, and Judgment was given for the Payment thereof according to the Provisions of the said recited Acts: And whereas the Sum of Thirty thousand one hundred and four Pounds Fifteen Shillings, being the Sum so assessed as aforesaid on or about the Thirtieth Day of *June* One thousand eight hundred and nineteen, has been paid or secured to be paid by the said Trustees of the *Liverpool Docks* to the said Mayor, Bailiffs, and Burgesses; and Doubts have arisen on the Construction of the said herein-before recited Act of the Fifty-first Year of His late Majesty, whether the said Trustees of the *Liverpool Docks* were authorized to pay to the said Mayor, Bailiffs, and Burgesses the Amount of the Sums so assessed as aforesaid on or about the Thirtieth Day of *June* One thousand eight hundred and nineteen and the Twenty-ninth Day of *March* One thousand eight hundred and twenty-six, for the said Land and Hereditaments directed to be appropriated to the Purposes of the said Docks and other Works and Conveniences as aforesaid; and in order to remove such Doubts, and to carry into Effect the original Agreement entered into between the said Trustees and the Common Council of the Town of *Liverpool* aforesaid, on behalf of the said Mayor, Bailiffs, and Burgesses, it is expedient that the said Trustees should be authorized to pay for the Land and Hereditaments so assessed as aforesaid, and that the Provisions of the said Two several recited Acts should be carried into Execution according to such Agreement: And whereas the said Mayor, Bailiffs, and Burgesses are or claim to be the sole Owners of the said Land and Hereditaments so assessed as aforesaid on or about the Thirtieth Day of *June* One thousand eight hundred and nineteen and the Twenty-ninth Day of *March* One thousand eight hundred and twenty-six, and His Majesty in right of His Duchy of *Lancaster* claims to be entitled to Part of the said Lands and Hereditaments as herein after mentioned; and the said Mayor, Bailiffs, and Burgesses, and the said Trustees of the *Liverpool Docks*, are desirous that the said Assessments should therefore remain valid, except as to His said Majesty, and His said Majesty has consented thereto, subject to the Provision herein-after contained touching the Claims of His Majesty; May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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, That the said several Assessments of the Thirtieth Day of *June* One thousand eight hundred and nineteen and the Twenty-ninth Day of *March* One thousand eight hundred and twenty-six, shall be and the same are hereby confirmed and established, and declared to be valid, binding, and effectual, to all Intents and Purposes whatsoever, except and subject to any Claim of His Majesty as herein-after provided for.

Assessments  
of 30th June  
1819 and  
29th March  
1826 con-  
firmed.

II. And be it further enacted, That from and after the passing of this Act it shall and may be lawful for the said Trustees of the

Trustees to  
pay or give  
Security for

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*Liverpool*

Money assessed to the Corporation for Land, &c. in Liverpool.

*Liverpool* Docks, and they are hereby authorized, empowered, and required, forthwith to pay to the said Mayor, Bailiffs, and Burgesses, their Successors or Assigns, by and out of the Rates or Duties and Monies vested in them the said Trustees, or, at the Option of the Common Council of the Town of *Liverpool* aforesaid, to secure to be paid to the said Mayor, Bailiffs, and Burgesses, their Successors or Assigns, the Sum of One hundred and ten thousand Pounds, being the Amount so assessed as aforesaid on or about the Twenty-ninth Day of *March* One thousand eight hundred and twenty-six, for so much of the said Land, Strand, and Hereditaments as is situate in *Liverpool* aforesaid, and is authorized to be purchased by the said Trustees, to the Northward of the *Prince's Dock* Basin, with Interest on the said Sum; and which said Land, Strand, and Hereditaments, from and after such Payment made, or Security given as aforesaid for the said Sum of One hundred and ten thousand Pounds, shall become absolutely vested in and be the Property of the said Trustees, for the Purposes of the said recited Act of the Sixth Year of His present Majesty, for ever, subject to the Rights and Claims of His Majesty in right of His said Duchy in such Parts of the said Hereditaments as are or were below the Low Water Mark of the River *Mersey* at ordinary Tides.

Trustees to pay Monies assessed for Land in *Toxteth Park* within Three Months after the Decision or Settlement of His Majesty's Claim.

III. And whereas a Claim hath been made on the Part of His Majesty, in respect of His Duchy of *Lancaster*, to the Strand or Shore of the said River *Mersey*, between the High and Low Water Mark, and to the Bed of the said River below Low Water Mark at ordinary Tides, in the said Township of *Toxteth Park*, and the Validity of such Claim of His Majesty in right of His said Duchy of *Lancaster* is now in progress of being ascertained; be it therefore enacted, That the said Trustees shall and they are hereby directed and required, within Three Calendar Months after the Decision or Settlement of His Majesty's Claim, in case such Decision or Settlement shall be in favour of the Corporation or the Parties under whom they claim, and against the said Claim of His said Majesty, to pay or cause to be paid to the said Mayor, Bailiffs, and Burgesses, their Successors or Assigns, by and out of the Rates or Duties and Monies vested in them the said Trustees, or, at the Option of the Common Council of the Town of *Liverpool* aforesaid, secure to be paid to the said Mayor, Bailiffs, and Burgesses, their Successors or Assigns, the Sum of Sixty-five thousand nine hundred Pounds, being the Amount so assessed as aforesaid on or about the Twenty-ninth Day of *March* One thousand eight hundred and twenty-six for the said Land, Strand, and Hereditaments situate in *Toxteth Park* aforesaid, or such Portion of the same at the Rate at which the said Assessment was made, and to which His Majesty's Claim may not be established, or in regard to which the same may be so settled as aforesaid, together with Interest on the said Sum of Sixty-five thousand nine hundred Pounds, or such Portion thereof as aforesaid, at the Rate of Four Pounds *per Centum per Annum*, from the Time of the passing of this present Act, at which Time the said Trustees shall be and be considered as in Possession of the said Land, Strand, and Hereditaments, and which shall from henceforth become vested in and be the Property of the said Trustees, for the Purposes of the said

said recited Act of the Sixth Year of the Reign of His present Majesty, for ever.

IV. And be it further enacted, That nothing in this Act contained shall alter, prejudice, affect, or in anywise interfere with, or confirm or recognize, or be deemed, taken, or construed to alter, prejudice, affect, or in anywise interfere with, or to confirm or recognize, the said Claim of His Majesty to the Strand and Shore of the said River *Mersey* in *Toxteth Park*, and to the Bed of the said River *Mersey*, whether the same respectively have been paid for or secured to be paid for, or otherwise, but the same shall be dealt with and determined as if this Act had not been made and passed; excepting so far as relates to the Authority herein-after given to the said Trustees to proceed with the Dock Works.

Act not to affect Claim of His Majesty.

V. And be it further enacted, That it shall be lawful for the said Trustees of the *Liverpool* Docks to proceed with the Works authorized to be made and constructed in and upon the Site of the said Lands and Hereditaments herein-before mentioned, and to carry into Execution the Powers and Authorities of the said recited Acts, in the same Manner as they would otherwise have been authorized to do had not any Claim of His Majesty in respect of His Duchy of *Lancaster* ever been made.

Trustees to proceed with the Works.

VI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

Public Act.

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1911

THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF CHEMISTRY  
RECORDS OF THE DEPARTMENT OF CHEMISTRY  
FROM 1892 TO 1911

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