I845.

No. 4.

By His Excellency George Grey, Esquire, Governor and Commander-in-
Chief of Her Majesty's Province of South Australia and its Dependencies,
and Vice-Admiral of the same, by and with the advice and consent of the
Legislative Council.

AN ORDINANCE to abolish all Harbour Rates and Port Dues
and Charges, and certain Ad Valorem Duties, and to substitute
for the same certain fixed Duties of Customs.

WHEREAS by certain Ordinances of the Governor, with the
advice and consent of the Legislative Council of South Australia,
the following Pilotage Rates, Harbour Dues, Entrance and
Clearance Charges, Wharfage Rates, Ballast Dues, and Duties of
Customs have been imposed, that is to say:

By an Ordinance passed on the twenty-second day of February, 1 Vict., No. 3, sec. 12.
one thousand eight hundred and thirty-eight, intitled "An Act
for the better preservation of the Ports, Harbours, Havens,
Roadsteads, Channels, Navigable Creeks, and Rivers in Her
Majesty's Province of South Australia, and for the better regula-
tion of shipping and their crews in the same," it was enacted
among other things (Section 12), "that the Rates of Pilotage
Pilotage Rates.

" into
"into or out of Port Adelaide from or to a distance which shall be regulated by the Harbour Master shall be those specified in Schedule B annexed; but no Pilotage shall be chargeable to any vessel registered in this Colony, or on any steam vessel while respectively employed on the coasting trade of this Province, unless the assistance of a Pilot be actually received, and it shall be lawful for the Governor, and he is hereby empowered from time to time as occasion shall require, to fix a lower scale of Rates and Charges of Pilotage for Port Adelaide, or for any particular Port or Harbour of the Province, and to give notice thereof in the Government Gazette; and it is hereby declared that from and after the publication of any such notice in the Government Gazette, the particular Rates and Charges described and set forth in such notice, and no other, shall be payable to the particular Port or Harbour specified therein:"

And by Section 13—"That no Pilot shall be in any wise bound to conduct any vessel to sea, until the full amount of the Pilotage of such vessel shall be first paid, or secured to be paid, to the satisfaction of such Pilot:"

And by Section 14—"That any Pilot detained on board an vessel of which he had been in charge longer than forty-eight hours, whether by stress of weather, quarantine or otherwise, shall be entitled to demand and be paid eight shillings per die in addition to the regular Pilotage:"

And by Section 16—"That all vessels shall cast anchor in the place pointed out by the Harbour Master, and shall also be removed from one anchorage to another, under his direction, for which removal Harbour Pilotage shall be paid according to the sums specified in Schedule C, except in cases of vessels registered in the Colony and employed in the coasting trade thereof:"

And by Section 22—"That the Master or Commander of every vessel arriving at or departing from any Port, Harbour, or Roadstead in the said Province, where an Officer for that purpose appointed by the Governor may be stationed, shall pay into the hands of such Officer the several Charges for entry inwards and clearance outwards of every vessel, as the same are respectively inserted in figures in the Schedule to this Act annexed marked with the letter D:"

And by Section 23—"That the several Rates and Charges for Wharfage on goods, merchandise, and packages landed in any of the Ports of the Province, shall be paid into the hands of the Collector..."
Collector, or other authorised Officer, as the same are respectively
set forth in figures in the Schedule to this Act annexed, marked
with the letter C:"

And by an Ordinance passed on the first day of June, one 5 Vict., No. 16.

Section 4—"That so much of the said recited Act as relates to
"Rates of Pilotage, and to the table thereof, in the Schedule to
"the said Act annexed marked B, and also so much of the said
"recited Act as relates to Harbour Dues, and to the table thereof,
"in the Schedule to the said Act annexed marked C, shall be,
"and the same is hereby repealed, excepting always as is herein
"provided:

And by Section 5—"That the Rates and Charges of Pilotage
"on all ships or vessels arriving in Port Adelaide from any distance
"not less than two leagues at sea, or departing therefrom to a like
distance at sea, shall be the same as are respectively inserted,
described, and set forth in the Schedule to this Act annexed
marked A: Provided always, that it shall be lawful for the
Governor as aforesaid, from time to time as occasion may require
by Proclamation of His Excellency, published in the Govern-
ment Gazette one month before the same shall take effect, to
"vary and reduce, and again to advance the said Rates, not exceed-
ceeding the maximum Rates specified in the said Schedule:

And by Section 6—"That the Rates and Charges of Pilotage
"on all ships and vessels arriving in the Roadstead called Holdfast
"Bay, from any distance not less than two leagues at sea, or de-
"parting therefrom to a like distance at sea, and not proceeding
"into or from Port Adelaide, shall be one-half the amount of the
"Rates and Charges in force for the time being on vessels arriving
"in or departing from Port Adelaide: Provided always, that it
shall be lawful for the Governor by Proclamation, published for
the period and in manner aforesaid, to vary, reduce, and again
increase the said Rates and Charges not exceeding the said
maximum amount of one-half the Rates and Charges, payable
"for Port Adelaide:

And by Section 7—"That instead of the sums payable as Har-
bour Pilotage, under the provisions of the aforesaid Act, and of
the Schedule C thereof, the Harbour Dues payable on all ships
or vessels entering Port Adelaide, or removing from one place
of anchorage or mooring to another, not being for the purpose
of leaving the Port, shall be the same as are respectively in-
serted,
"sorted, described and set forth in the Schedule to this Act annexed, marked B: Provided always, that it shall be lawful for the Governor from time to time, as occasion may require by Proclamation, published for the period and in manner aforesaid, to vary and reduce, and again to advance, the said Harbour Dues, not exceeding the maximum Dues specified in the said Schedule;"

And by Section 8—" That it shall be lawful for the Governor from time to time, whenever it may appear expedient, by Proclamation published for the period and in manner aforesaid, to make and ordain such Rates and Charges of Pilotage as may seem fit and expedient, and also to make and ordain such Harbour Dues as may seem fit to be levied, for and in respect of all ships or vessels entering any other Port, Harbour, or Roadstead in the said Province, or from or to a distance which shall from time to time be regulated by the Harbour Master, and to another, not being for the purpose of leaving such Port Harbour, or Roadstead; and to vary and reduce, and again to advance the said Pilotage Rates and Harbour Dues, not exceeding the maximum Dues specified in the said Schedules A and B respectively;"

And by Section 10—" That the several Dues specified in the Schedule C hereto annexed, shall be leviable and paid in respect of all vessels arriving in or departing from the Port of Adelaide, or the Roadstead of Holdfast Bay, as the case may be: Provided always, that it shall be lawful for the Governor, by Proclamation published for the period, and in manner aforesaid, from time to time to vary, reduce, and again to advance the said Tonnage Dues, in such manner as may be deemed advisable, not exceeding the maximum Dues hereby imposed;"

And by Section 11—" That in lieu of the Rates and Charges for Wharfage fixed by the recited Act, and set forth in the Schedule thereto annexed, marked E, it shall be lawful for the Governor, by Proclamation published for the period and in the manner aforesaid, from time to time to authorise and appoint such other Rates and Charges to be levied for Wharfage as may seem fit and expedient, not exceeding the maximum Wharfage Rates specified in the Schedule hereto annexed, marked D;"

And by Section 13—" That for and in respect of the supply of ballast,
Act

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quire,
fore-"ballast, there shall and may be levied for and in respect of every
ship or vessel supplied with ballast a Rate or Due of five shillings
for each and every ton of ballast so supplied, or such other Rates
and Dues as may from time to time be appointed by the Governor,
by proclamation published for the period and in manner afore-
said;"

And by an Ordinance passed on the twelfth day of August, one 6 Vict No. 2,
thousand eight hundred and forty-two, intituled "An Act to amend
the Laws for the regulation of the Customs and Trade in South
Australia," it is enacted among other things:

Section 3—"That from and after the commencement of this Act, Section 3 and Scho-
in lieu and instead of all other Duties of Customs, there shall be
raised, levied, collected, and paid unto Her Majesty for the public
uses of the Province and support of the Government thereof,
(amongst others) the several Duties of Customs hereinafter men-
tioned, to wit: On tea, sugar, coffee, and rice imported, a Duty of
five pounds sterling on every hundred pounds in value thereof,
and so in proportion for every greater or less value:"

And whereas it is expedient that all Harbour Rates, Port Dues,
and Charges, and the aforesaid Duties of Customs on tea, sugar,
coffee, and rice, and the several enactments and provisions respecting
the same should be repealed, and that certain fixed Duties of Cus-
toms should be substituted:

BE IT THEREFORE ENACTED BY HIS EXCELLENCY THE GOVERNOR
of South Australia, by and with the advice and consent of the Leg-
islative Council thereof—That from and after the passing hereof, Repeal.
the several Rates and Dues before mentioned, and all Port Dues
and Charges heretofore levied in South Australia; and the several
Duties of Customs on tea, sugar, coffee, and rice hereinbefore enu-
merated, shall cease and be no longer payable; and the before
recited and all other enactments and provisions respecting the same,
shall be and are hereby repealed; excepting always in so far as the
said enactments repeal any former Act or any part thereof, and
except so far as relates to anything lawfully done before the com-
mencement hereof; and provided that the several Ordinances before
recited shall be and remain in force in so far as not herein expressly
repealed.

II. And be it enacted, that in lieu of the aforesaid Dues, Rates,
and Port Charges, and of the Duties of Customs herein enumerated,
there shall be raised, levied, collected, and paid unto Her Majesty
for the public uses of the Province and support of the Government
thereof

New fixed Duties of Customs.
thereof, on the several goods, wares, and merchandise set forth in the Schedule to this Ordinance annexed, the several Duties of Customs set forth in figures in the said Schedule.

III. And be it enacted, that this Ordinance shall be deemed a Law relating to the Customs and Trade, and shall be construed as one Act with the said recited Ordinance passed on the twelfth day of August, one thousand eight hundred and forty-two, "to amend the Laws for the regulation of the Customs and Trade in South Australia."

G. GREY,
Governor and Commander-in-Chief.

Passed the Legislative Council this Third day of July, One Thousand Eight Hundred and Forty-five.

W. L. O'HALLOREAN,
Clerk of Council.

SCHEDULE
SCHEDULE REFERRED TO.

TABLE OF DUTIES payable under this Ordinance.

<table>
<thead>
<tr>
<th>Item</th>
<th>£</th>
<th>s</th>
<th>d</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. On Tea, per pound weight</td>
<td>0</td>
<td>0</td>
<td>2</td>
</tr>
<tr>
<td>2. On Sugar, not refined, per hundred weight</td>
<td>0</td>
<td>2</td>
<td>0</td>
</tr>
<tr>
<td>\hspace{1cm} refined or candy, ditto</td>
<td>0</td>
<td>4</td>
<td>0</td>
</tr>
<tr>
<td>3. Coffee, per hundred weight</td>
<td>0</td>
<td>4</td>
<td>0</td>
</tr>
<tr>
<td>4. Rice, per hundred weight</td>
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<td>1</td>
<td>6</td>
</tr>
<tr>
<td>5. Porter, ale, beer, cider, and perry, imported bottled, per gallon</td>
<td>0</td>
<td>0</td>
<td>4</td>
</tr>
<tr>
<td>\hspace{1cm} draught</td>
<td>0</td>
<td>0</td>
<td>3</td>
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