

CARENAGE PIER ACT

CHAPTER 51:03

Act
6 of 1948

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UNOFFICIAL VERSION

L.R.O.

UPDATED TO 31ST DECEMBER 2016

Note on Subsidiary Legislation

This Chapter contains no subsidiary legislation.

Note on Adaptation

Under paragraph 6 of the Second Schedule to the Law Revision Act (Ch. 3:03) the Commission amended certain references to public officers in this Chapter. The Minister's approval of the amendments was signified by LN 52/1980, but no marginal reference is made to this Notice where any such amendment is made in the text.

CHAPTER 51:03

CARENAGE PIER ACT

ARRANGEMENT OF SECTIONS

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CHAPTER 51:03

CARENAGE PIER ACT

1950 Ed.
Ch. 41 No. 5.
6 of 1948.

An Act to enable Alcoa Steamship Company Incorporated to erect and maintain a Pier at Carenage.

Commencement.

[30TH APRIL 1948]

Short title.

1. This Act may be cited as the Carenage Pier Act.

Interpretation.

2. In this Act—

“Company” means the Alcoa Steamship Company Incorporated its successors and assigns;

“pier” means the pier and any extension thereof and works connected therewith authorised by this Act.

Right to construct pier.

3. Subject to the conditions and restrictions contained in this Act, the Company shall have the right to construct a pier from the lands at Tembladora, Carenage, in the County of St. George, more particularly described in the Deed referred to in section 7, and to drive piles into the bottom of the sea for the protection thereof, according to plans deposited with the Commissioner of State Lands, and in all respects in accordance with those plans, and from time to time to erect all bulwarks and all such works as may be necessary for the protection or repairing of the same, and the said pier shall, subject as hereinafter provided, be vested in the Company in full and absolute dominion.

Right to extend pier.

4. Whenever the Company is desirous of constructing any extension of the pier, it shall deposit with the Commissioner of State Lands plans of the extension, and upon the Minister approving of the extension by writing under his hand, it may proceed with the construction of the extension, and for that purpose the Company shall have the same rights and powers as are vested in the Company for the purpose of construction mentioned in section 3, and the extension shall, subject as provided below, be vested in the Company in full and absolute dominion.

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5. The Company shall, at its own expense, exhibit and keep lighted every night from sunset to sunrise such lights for the guidance of vessels as the Harbour Master shall from time to time approve; if the Company fails or neglects to comply with this provision, it is for each offence liable on summary conviction to a fine of seven hundred and fifty dollars.

Lights.

6. (1) Any person who without reasonable cause or excuse fastens any vessel or other matter or thing to the pier or any part thereof, or trespasses upon the pier or any part thereof or wilfully obstructs the approach by sea or land to the pier, is liable on summary conviction to a fine of one hundred and fifty dollars.

Penalty for trespass and obstruction.

(2) Any person in the employ of the Company may take any such vessel, or other matter or thing which he finds fastened to the pier or any part thereof, and detain the same for a reasonable time until a complaint can be made before a Magistrate, and, in case of a conviction, until the amount of the penalty imposed by the Court has been satisfied.

7. The pier shall become and be the property of the State without any compensation to the Company upon the termination of the lease of certain lands situated at Tembladora, Carenage, granted by deed dated the 28th August 1947, and made between the State of the one part and Alcoa Steamship Company Incorporated of the other part and registered as No. 8464 of the protocol of deeds for the year 1947.

Pier to become property of the State on termination of lease to Company.

8. Nothing in this Act shall affect or be deemed to affect the rights of the State or of any bodies politic or corporate or of any other persons except such as are mentioned or referred to in this Act and those claiming by, through, from or under them.

Saving of State and other rights.