

CHAPTER 41. No. 5.

CARENAGE PIER.

AN ORDINANCE TO ENABLE ALCOA STEAMSHIP COMPANY INCORPORATED TO ERECT AND MAINTAIN A PIER AT CARENAGE. Ordinance No. 6-1948.

[30th April, 1948.]

Commencement.

1. This Ordinance may be cited as the Carenage Pier Ordinance. Short title.

2. In this Ordinance—

Interpretation.

“ 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 Ordinance.

3. (1) Subject to the conditions and restrictions contained in this Ordinance, the Company shall have the right to construct a pier from the lands at Timbladora, 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 Sub-Intendant of Crown 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 construct pier.

(2) If the pier authorised to be constructed under this section shall not be completed before the 31st of December, 1949, the sum of money deposited with the Accountant General by the Company in accordance with the provisions of the Standing Orders of the Legislative Council shall be forfeited by His Majesty the King.

Right to
extend pier.

4. Whenever the Company shall be desirous of constructing any extension of the pier, it shall deposit with the Sub-Intendant of Crown Lands plans of such extension, and upon the Governor in Council approving of such extension by writing under his hand it may proceed with the construction of such 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 such extension shall, subject as hereinafter provided, be vested in the Company in full and absolute dominion.

Lights.

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 of; if the Company fails or neglects to comply with this provision, it shall for each offence be liable, on summary conviction, to a fine of ninety-six dollars.

Penalty for
trespass and
obstruction.

6. (1) Any person who shall without reasonable cause or excuse fasten any vessel or other matter or thing to such pier or any part thereof, or shall trespass upon such pier or any part thereof or shall wilfully obstruct the approach by sea or land to such pier, shall be liable, on summary conviction, to a fine of twenty-four dollars.

(2) It shall be lawful for any person in the employ of the Company to take any such vessel, or other matter or thing which he shall find fastened to such 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 shall have been satisfied.

7. The pier shall become and be the property of His Majesty without any compensation to the Company upon the termination of the lease of certain lands situate at Timbladora, Carenage, granted by deed dated the 28th of August, 1947, and made between the Governor 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 His Majesty on termination of lease to Company.

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

Saving of Crown and other rights.