

1951

THE TEIGNMOUTH QUAY COMPANY  
LIMITED

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BYELAWS

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# THE TEIGNMOUTH QUAY COMPANY LIMITED

## BYELAWS

### **Preamble**

The Teignmouth Quay Company Limited, in exercise of the powers conferred upon them by the Harbours, Docks, and Piers Clauses Act, 1847, and the Teignmouth Quays Orders, 1887 and 1893, and of all other powers enabling them in this behalf, do hereby make the following Byelaws :—

### **1. Commencement of Byelaws**

These Byelaws shall come into operation on the expiration of fourteen days after the date of the allowance and confirmation thereof by the Minister of Transport. From that date the Byelaws made under the provisions of Sections 83 and 84 of the Harbours, Docks, and Piers Clauses Act, 1847, and Section 28 of the Teignmouth Quays Order, 1887, and allowed and confirmed by the Board of Trade on the 20th December 1901 are hereby repealed.

### **2. Interpretation**

In these Byelaws the following words and expressions shall have the meanings hereby assigned to them respectively except where such meaning is inconsistent with the context :—

“The Company” means the Teignmouth Quay Company Limited. “Vessel” means any ship, lighter, keel, barge, boat, raft or craft of every kind and whether or not mechanically propelled.

"The Orders" means the Teignmouth Quays Orders, 1887 and 1893.

"The Quays and Docks" means the Quays and Docks authorised by the Orders.

"Mooring" shall include any rope, shackle, chain or other means by which a vessel is or may be secured or kept under control.

"The Area" shall mean the area below high water mark within a radius of 100 feet from every point of the Quays and Docks.

3.  
**Control of Labour**

No person shall be employed or assist in the loading or unloading of any vessel lying at the Quays and Docks without the permission of the Company, except he be one of the crew of such vessel or in the service of the Company.

4.  
**Nuisances**

No person shall commit any nuisance or deposit any rubbish or refuse within the Area or upon the Quays and Docks or upon any other works constructed in pursuance of the Orders and being the property of the Company.

5.  
**Stone Throwing**

No person shall wantonly throw any stone or other dangerous missile within the Area or upon any part of the Quays and Docks.

6.  
**Interfering with Rails and Trucks**

No person shall interfere with any of the chains, lights, life-buoys, machinery, plant, railway lines or trucks on any part of

Quays and Docks or on any other works constructed in pursuance of the Orders or remove anything from or throw anything into the trucks.

- 7. Control of Traffic**                      The immediate charge and regulatio. of the traffic and keeping clear and uninterrupted the Quays and Docks shall devolve upon such servant or servants as may be authorised for that purpose by the Company and no person shall loiter so as to cause any hindrance or obstruction upon such property.
- 8. Refusal to quit the Quays**                      No person not having any lawful business in or upon the Quays and Docks shall refuse to leave the same after having been ordered to quit by an Officer of the Company.
- 9. Abusing or impeding Officers**                      No person shall impede or obstruct any Officer of the Company or make use of any insulting language towards him while engaged in the execution of his duties or in enforcing compliance with these Byelaws.
- 10. Defacing Notice Boards**                      No person shall deface or destroy any board or paper on the property of the Company whereon any Notices, Rules, Orders, Byelaws, Tolls or Rates shall be painted, printed or affixed.
- 11. Wilful Damage**                      No person shall do or cause or permit or suffer to be done any wilful damage, spoil or mischief whatsoever to any part of the

Quays and Docks or to any other property of or under the control of the Company or to property consigned to the charge of the Company.

2. **Goods or Ballast** No goods or ballast shall be deposited on or discharged to or from any of the Quays and Docks or other property of the Company or into any part of the Area otherwise than as the Company's Officers may direct.
13. **Use of Clay Shoots and Tarpaulins** No person when not using the Company's Loading ramps shall load or unload from any vessel lying alongside the Quays or in the Docks any clay, coal, stone, slates, ballast, or any other similar goods or materials without taking due precautions by the use of wooden shoots, sail, tarpaulin, or other suitable thing to prevent any of the said goods or materials from falling into the water or on to the foreshore.
14. **Bathing** No person shall bathe from the Quays or in the Docks.
15. **Berthing** The Master of every vessel moored or about to be moored at or alongside any of the Quays or in the Docks shall be subject at all times to any orders or directions which an Officer of the Company may give as to the berth to be occupied, the manner of mooring and unmooring or removal of the vessel or any other matter within the jurisdiction of the Company and no person shall remove any vessel from one berth to another without the permission of any such Officer.

16. **Fenders** All vessels resorting to the Quays shall use fenders to the satisfaction of the Company's Officers.
17. **Use of the Area** No person shall lay down, place or fix any mooring buoy or other tackle within the Area or allow any vessel to lie or remain to be anchored or moored within the Area or carry out any repairs to or scrape any vessel except on the following conditions :—
- (a) There shall be no unreasonable interference with the use of the Area by other persons.
  - (b) No obstruction shall be caused to the approach to the Company's quays, docks and slipways.
  - (c) There shall be no interference with the rights of the public in relation to the Company's slipways. These rights are defined in Section 9 (ii) of the Teignmouth Quays Order 1887 and Section 8 (2) of the Teignmouth Quays Order 1893.
  - (d) Save with the express permission in writing of the Company no vessel of over 40 feet in length shall remain in the Area.
  - (e) Save with the express permission in writing of the Company no vessel shall remain in the Area for the purpose of undergoing repairs which will occupy more than seven days.



(f) Any mooring, buoy, tackle or vessel shall be removed to some place outside the Area if in the opinion of the Company such removal is necessary because of a temporary emergency in the affairs of the Company and only during the period of that emergency.

(g) No legal liability shall rest upon the Company in the case of loss or damage to any mooring, buoy, tackle or vessel within the Area.

(h) There shall be compliance with Teignmouth Harbour Byelaws in so far as these affect the Area.

18.  
Saving rights of  
Messrs. Renwick  
Wilton & Dobson  
Limited

Nothing in these Byelaws contained shall prejudice the rights enjoyed by Messrs. Renwick Wilton & Dobson Limited under and by virtue of a Lease dated the 31st July 1947 and made between the Company of the one part and Messrs. Renwick Wilton & Dobson Limited of the other part.

19.  
Penalties

Any person who offends against any of the foregoing Byelaws shall be liable to a penalty not exceeding ~~five~~ pounds for each offence, provided always that any such penalty shall be in addition to any damages which may be recoverable by the Company or by any person for any loss or injury to them or him or to their or his property consequent on such offence.

THE Common Seal of the Teignmouth  
Quay Company Limited was hereunto  
affixed this 22nd day of December 1950  
in the presence of :



T. M. SWAIN  
K. A. MADGE      Directors  
R. W. SING      Secretary

The Minister of Transport hereby allows and  
confirms the foregoing Byelaws.

Signed on behalf of the Minister of Transport  
this second day of January 1951.

AUBREY CLARK  
An Assistant Secretary