



SUPPLEMENT  
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GOVERNMENT GAZETTE

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PROCLAMATION.

By His Excellency Charles Joseph La Trobe, Esquire, Lieutenant Governor of the Colony of Victoria.

**W**HEREAS by an Act of the Lieutenant Governor and Legislative Council of the Colony of Victoria, made and passed in the sixteenth year of the Reign of Her present Majesty, intituled "*An Act to consolidate and amend the Law relating to Ports, Harbours, and Shipping in the Colony of Victoria*," It is enacted that it shall be lawful for the Lieutenant Governor of the said Colony, with the advice of the Executive Council thereof, by Proclamation, published in the *Government Gazette* from time to time, to define the limits and boundaries of Ports in the said colony, and to frame Rules for the governance and preservation of the said Ports respectively, and for the regulation of Shipping in the same, and of Pilots to be appointed as thereafter mentioned: *Now I the Lieutenant Governor aforesaid, with the advice of the said Executive Council, do hereby order and define the limits and boundaries of the undermentioned Ports in the said Colony to be as follows.*

**THE PORT OF MELBOURNE**, in the said Colony, to consist of all Inlets, Rivers, Bays, and Harbours within Hobson's Bay, and contained within a line from the Black Buoy off Point Gillibrand to Fisherman's Point.

**THE PORT OF GEELONG**, in the said Colony, to consist of all Inlets, Rivers, Bays, and Harbours within Corio Bay, and contained within a line from Point Richards to Point Wilson.

**THE PORT OF PORT PHILLIP**, in the said Colony, to consist of all Inlets, Rivers, Bays, and Harbours within the Port Phillip Bay, within a line from Point Nepean to Point Lonsdale, and not included in the Ports of Melbourne and Geelong respectively.

**THE RESPECTIVE PORTS OF PORTLAND, PORT ALBERT, PORT FAIRY, WARRNAMBOOL, AND WESTERN PORT**, to consist respectively of the customary anchorages of each of the said Harbours or Roadsteads.

And I do with the advice aforesaid further proclaim and declare the Rules and Regulations hereinafter mentioned, for the governance and preservation of the said Ports respectively, and for the Regulation of Shipping in the same.

GENERAL RULES AND REGULATIONS.

1. No boat shall go alongside of any vessel entering any Port, except those duly authorised by the Government, before the ship is properly secured at her anchorage and has been declared free by the Health or other proper Officer.

2. All vessels shall have buoys, and sufficient buoy ropes to their anchors; any

- anchor or kedge slipped, parted, or cut from, if not weighed within twelve hours, they may be weighed by order of the Port Officer, or Harbour Master at the risk and expense of the Owner, and when no buoy rope has been attached, the anchor or kedge to be forfeited.
3. All vessels are to unshot their guns before they anchor, and no guns or fire-arms, except in self defence, are to be discharged from any ship unless permission in writing has been obtained from the Harbour Master.
4. All vessels moored or at anchor are to have both cables clear, and in readiness to slack away when required.
5. No vessel shall be unmoored on Sunday from her anchorage, or from her berth alongside any quay, and no work is to be done on board vessels in Harbour on Sunday, except such as may be necessary for the cleanliness and safety of the ship, or by the express permission in writing from the Harbour Master.
6. No Boat to ride astern of any Vessel at anchor, within the Ports of Melbourne and Geelong, at a greater distance from such Vessel than three fathoms.
7. No pitch, tar, resin, oil, or other combustible matter shall be heated on board any Vessel or boat, without the permission in writing of the Port Officer or Harbour Master.
8. No fires shall be ignited, or allowed to burn, on board any vessel in any part of a Port or Harbour of Victoria, where Vessels lay for the purpose of loading or unloading cargo, between the hours of 10 p.m. and 5 a.m., except on the days of arrival and departure.
9. No person shall make fast any vessel, raft, timber, or other article, to any Buoy, Beacon, or Sea-mark, or in any way injure such.
10. No unauthorised person shall throw a dead body into any Port, or allow any dead animal to be left on the shores thereof.
11. In the event of death on board of any vessel, the Master of such vessel is to cause the body to be buried on shore, reporting the particulars to the Port Officer, Harbour Master, or Heath Officer; and should such death have been sudden, he must also report the circumstances immediately to the Coroner.
12. All Masters of ships exceeding "two hundred tons" burthen, lying in any of the Ports of the said Colony shall cause a sufficient guard or watch to be kept on deck both by day and night, of one man if the ship shall not exceed the burthen of "three hundred" tons, or of two men if the ship shall exceed that burthen.
13. Masters requiring to careen or heave down their vessels for the purpose of inspection or repair, must apply to the Port Officer or Harbour Master of the Port for permission, except where such work is purposed to be done on private property.
14. Accidents involving personal injury, loss of life, or property from collision of vessels or upsetting of boats, to be reported to the Port Officer or Harbour Master as soon as practicable.
15. All Masters and others in charge of vessels or traders, entering any port in this Colony, shall hoist their number or distinguishing flag, and keep the same flying until answered at the respective Signal Stations. Such vessels as are not provided with Marryat's Code of Signals, or a distinguishing flag, the Commanders must adopt some distinguishing flag, and communicate the same to the Harbour Master.
- Harbour Master.*
16. It shall be competent, at any time, for the Port Officer, or Harbour Master, or a person deputed by either of them, to remove, or cause to be removed, any ship, lighter, boat, or timber, from any berth alongside any quay or anchorage, from or to any part of the Harbour, whenever such removal, shall in his opinion, for the general accommodation of the shipping, be proper.
17. All masters or other persons in charge of vessels, are immediately to strike their top-gallant yards and masts; to have their jib and spanker booms rigged close in; and moor or clear hawse when called upon by the Port Officer or Harbour Master, or person deputed by either of them, to do so; and are generally to follow such directions as the state of the weather, the crowded condition of the Port or River, or other circumstances may render necessary or expedient in the judgment of the Port Officer or Harbour Master, with a view to the safety and interest of the whole shipping.
18. The master of any vessel desiring to remove such ship, either from her moorings, or from her berth alongside any quay, must make an application in writing to the Port Officer or Harbour Master for that purpose.
19. No person shall without due authority, interfere with any Port Officer, Harbour Master, or person deputed by either of them, in the execution of his duty, or resist, obstruct, or impede him in the proper performance thereof.
- Pilots.*
20. Qualified persons appointed by the Lieutenant Governor to act as Pilots, are to board all Ships arriving off the Heads, except such as shall have a White Flag flying at the main mast head, which will denote the Ship, being by law exempt from the necessity of accepting the services of a Pilot; and such Pilots are to produce their appointments whenever required to do so by the Masters of such Ships.
21. The Master of every Ship not by law exempt from the necessity of accepting the services of a Pilot, is to place her in charge of the first Pilot (duly appointed) that may come alongside.

§ 10, 16 Vict.  
No. 12.

7. 16 Vict.  
No. 12.

8. 15 Vict.  
No. 12.

§ 17, 16 Vict.  
No. 12.

22. The Master of any Ship requiring a Pilot to conduct her to sea, must make an application in writing, at least "twelve" hours previously, at the office of the Port Officer, or Harbour Master.

23. Pilots "twenty-four hours" after securely anchoring any Ship at the Heads of Port Phillip Bay, or any place in any Port of the said Colony, may, if such Ship be prevented from going to sea by stress of weather, or any act of the Master, leave such Ship until she is ready for sea.

24. Pilots, or any other person in charge of Ships not being from a Port in the Colony of Victoria, are to hoist a Blue Flag at the main mast head, and keep the same flying until boarded by a Health Officer.

25. The master of every ship, which by law is exempt from payment of pilotage, is, on arriving within three leagues of any harbour of the said Colony, to cause a White Flag to be hoisted at the main mast head, and if bound into Port Phillip, keep the same flying until past Swan Point.

26. No Pilot shall be taken to sea by the master of any vessel excepting in cases of absolute and unavoidable necessity.

#### *River Yarra Yarra.*

27. No ship, lighter, or boat, shall anchor between the lines of buoys marking the fairway leading to the entrance of the river Yarra Yarra, nor in the middle of any other fairway, or any navigable river, but when detained they shall lay close over on either side of the river, and parallel with it, nor shall any hawser, cable, chain, or rope, be placed across any such fairway, or river, without due permission of the Harbour Master.

#### *Wharves and Jetties.*

28. The time allowed ships to occupy berths at quays, for the purpose of discharging cargo, shall be (exclusive of Sundays and public holidays, and the day of removal):—

|                                     |         |
|-------------------------------------|---------|
| For ships under 100 tons.....       | 2 days. |
| For ships from 100 to 150 tons..... | 4 "     |
| "    150 to 200 ".....              | 5 "     |
| "    200 to 250 ".....              | 6 "     |
| "    250 to 300 ".....              | 7 "     |
| "    300 to 350 ".....              | 8 "     |
| "    350 to 400 ".....              | 9 "     |
| "    400 to 450 ".....              | 10 "    |
| "    450 to 500 ".....              | 11 "    |

And so on at the rate of two days for every additional hundred tons register.

29. Ships discharging cargo at outside berths to be allowed two days for one of the foregoing scale. Cargo may be discharged from any ship lying outside, over and across the decks of any ship lying alongside of any quay.

30. All goods landed on any wharf or jetty, are to be so placed as to keep the mooring posts, or rings, free, and allow a clear passage of at least eight feet, from the edge of the wharf nearest the vessel, upon which space no goods are allowed to remain.

31. Any vessel whose time at a discharging berth has expired, or which the Officer or Harbour Master considers it necessary to remove, and on board which there shall not be sufficient men or ballast, or the requisite tackle, to enable her to be removed therefrom, shall be removed by the Port Officer or Harbour Master, at the expense of the owner. § 9, 16 Vict. No. 12.

#### *Ballast.*

32. No ballast, rubbish, gravel, earth, stone, wreck, filth, or refuse is to be thrown from any ship or boat, or by any person, into any port, river, or anchorage, in the said Colony of Victoria, except only where the tide or water never flows or runs, nor be landed or shipped in any part of the said Colony, except at the places pointed out by the Port Officer or Harbour Master of the nearest port, and all such ballast, rubbish, gravel, earth, stone, wreck, filth, or refuse, shall be removed as and where such Port Officer or Harbour Master may direct. § 9, 16 Vict. No. 12.

33. Masters of ships are not to raise sand or other materials at any port of the said Colony for ballasting their ships, except at places duly appointed by the Port Officer or Harbour Master of the Port.

34. Proper tarpaulins are to be used in discharging or taking in ballast, coals, rubbish, gravel, earth, or filth, so as effectually to prevent any part thereof falling overboard.

#### *Penalty.*

35. The penalty which may be inflicted upon any person for the non-observance of any of the above Rules is from five to one hundred pounds.

Given under my Hand and the Seal of the Colony, at the Government Offices, Melbourne, this 2nd day of October, in the year of Our Lord One thousand eight hundred and fifty-two, and in the sixteenth year of Her Majesty's Reign.

(L. S.)

C. J. LA TROBE.

By His Excellency's Command,

W. LONSDALE.

GOD SAVE THE QUEEN!

