

the waters of any harbour, river, or other inland navigation, or, if there is no such person, any person interested in the navigation thereof, may make rules concerning lights and signals to be carried or the steps for avoiding collision to be taken and that those rules shall, as regards vessels navigating the said waters, be of the same force as if they were part of the collision regulations :

And whereas by Section 419, Subsection (2), of the said Act it is provided that if an infringement of the collision regulations is caused by the wilful default of the master or owner of the ship, that master or owner shall, in respect of each offence, be guilty of a misdemeanour :

And whereas the River Ouse is a harbour, river, or inland navigation within the meaning of the Act :

And whereas the Corporation of the Guild or Brotherhood of Masters and Pilots, Seamen of the Trinity House in Kingston-upon-Hull (hereinafter called "the Hull Trinity House") submitted certain Rules for the navigation of the Rivers Humber, Trent and Ouse, which were sanctioned by Her late Majesty Queen Victoria by Order in Council dated the eighth February, one thousand eight hundred and ninety :

And whereas by the Humber Conservancy Act, 1907, the powers of the Hull Trinity House as a Pilotage and Local Lighthouse Authority in respect of the River Humber or its Tributaries were transferred to the Humber Conservancy Board. Provided that the said Board should not be entitled to exercise, within the limits of Improvement under the Ouse (Lower) Improvement Act, 1884, the powers conferred by Section 421, Subsection (2) of the Merchant Shipping Act, 1894, of applying to His Majesty in Council for the making of Rules with regard to the matters mentioned in that Section :

And whereas the Undertakers of the Aire and Calder Navigation, who are interested in the navigation of the waters of the said River Ouse, have submitted to the Board of Trade certain proposed Rules for such navigation in lieu of the above-mentioned Rules sanctioned by the aforesaid Order in Council dated the eighth February, one thousand eight hundred and ninety :

And whereas it has been made to appear to His Majesty that the proposed Rules are proper and reasonable :

And whereas the provisions of Section one of the Rules Publication Act, 1893, have been complied with :

Now, therefore, His Majesty, by virtue of the powers vested in Him by the Merchant Shipping Act, 1894, and by and with the advice of His Privy Council, is pleased to make the Rules which are set forth in the Schedule hereto annexed, and to direct that the same shall come into operation and be in force as and from the first day of August, one thousand nine hundred and ten. And His Majesty is pleased, by and with the like advice, further to direct that as from the said first day of August, one thousand nine hundred and ten, the said Rules so sanctioned by the aforesaid Order in Council dated the eighth February, one thousand eight hundred and ninety, shall be altogether revoked, repealed, and abrogated.

Almeric FitzRoy.

SCHEDULE.

Preliminary.

1. These Rules may be cited as "The Lower Ouse Rules 1910."

2. These Rules shall be applicable to the Lower Ouse as defined by the Ouse (Lower) Improvement Act, 1884; viz. :—so much of the River Ouse in the County of York and the bed and foreshore thereof up to high-water mark as extends between an imaginary straight-line drawn across that river at a distance of one hundred yards below and parallel to the south side of the bridge constructed under the authority of the North Eastern Railway Company's (Hull and Doncaster Branch) Act 1863 (hereinafter called "Skelton Railway Bridge") carrying the Hull and Doncaster Branch of the North Eastern Railway across the River Ouse from the Township of Skelton in the parish of Howden in the East Riding of the County of York to the Township of Hook in the parish of Snaith in the West Riding of the said County and another imaginary straight line drawn across the said river at its confluence with the River Trent from a marked post known as the York Corporation marking post at Faxfleet Ness to another similar marking post at Bosom Cross on the south bank of the river.

3. In interpreting these Rules the following terms shall have the meanings hereby assigned to them that is to say :—

(a) The term "the Undertakers" shall mean the Undertakers of the Aire and Calder Navigation.

(b) The term "River" shall mean so much of the River Ouse as is defined in Rule 2 including the new channel and all navigable channels havens and creeks of the Lower Ouse.

(c) The term "Vessel" shall include any ship lighter dredger keel sloop barge yacht launch boat wherry raft float of timber or craft whatever whether navigated by steam or otherwise.

(d) The term "Dumb-craft" shall include canal boats mud barges or other barges lighters vessels without masts and vessels without either deck or mast sloops and keels with their masts lowered and rafts.

(e) The term "Steam Vessel" shall include any vessel propelled by machinery.

(f) The term "Master" when used in relation to any vessel shall mean any person whether the Owner Master or other person lawfully or wrongfully having or taking the command charge or management of the vessel for the time being.

(g) The term "Harbour-master" shall mean any Harbour-Master Deputy-Harbour-Master Berthing-master or Pier-master of the Undertakers and includes his assistants who when on duty shall be in uniform.

(h) The term "Whistle" shall mean any whistle siren fog-horn or other instrument by means of which sound signals can be made.

(i) Terms importing the singular only shall include the plural.

4. All vessels while navigating or anchored or moored in the river shall observe and obey the Regulations for Preventing Collisions at Sea (hereinafter referred to as "the General Regulations") made in pursuance of and for the time being in force under the Merchant Shipping Act 1894 or any subsisting statutory modification