

No. 149.

AN ACT

To amend an act, entitled "An act to establish a Board of Commissioners of Navigation for the River Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor," approved the eighth day of June, one thousand nine hundred and seven (Pamphlet Laws, page four hundred ninety-six); amending sections five and six thereof so as to express with greater certainty the intention of the General Assembly with respect to the enforcement of the rules and regulations made and promulgated by the commissioners pursuant to the authority conferred upon them by said act.

Section 1. Be it enacted, &c., That section five of an act, entitled "An act to establish a Board of Commissioners of Navigation for the River Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor," approved the eighth day of June, one thousand nine hundred and seven (Pamphlet Laws, page four hundred ninety-six), which reads as follows:—

Board of Commissioners of Navigation for the River Delaware.

"Section 5. The commissioners shall have power to make surveys and soundings to ascertain the capacities of the aforesaid river and its navigable tributaries for commercial purposes, and to prepare plans therefrom, and to keep records thereof. They shall also have power to regulate, fix, and establish bulkhead and pierhead lines, and the distance between piers, subject to the regulation of the United States Government; to adopt and promulgate rules and regulations for the construction, extension, alteration, improvement, and repair of wharves, piers, bulkheads, docks, slips and basins. *It shall be the duty of the president of the commissioners to take the necessary action to enforce the laws of the Commonwealth, and the rules and regulations promulgated by the commissioners pertaining to the anchoring of ships, vessels, and boats, and pertaining to wharves, piers, bulkheads, docks, slips, and basins:* Provided, That, for the purposes of this section, the commissioners shall not have jurisdiction within any city of the first class," be, and the same is hereby, amended to read as follows:—

Section 5, act of June 8, 1907 (P. L. 496), cited for amendment.

Section 5. The commissioners shall have power to make surveys and soundings to ascertain the capacities of the aforesaid river and its navigable tributaries for commercial purposes, and to prepare plans therefrom, and to keep records thereof. They shall also have power to regulate, fix, and establish bulkhead and pier-

Powers of commissioners.

head lines, and the distance between piers, subject to the regulation of the United States Government; to adopt and promulgate rules and regulations for the construction, extension, alteration, improvement, and repair of wharves, piers, bulkheads, docks, slips, and basins: Provided, That, for the purposes of this section, the commissioners shall not have jurisdiction within any city of the first class.

Cities of the first class.

Section 2. That section six of said act, which reads as follows:—

Section 6, act of June 8, 1907 (P. L. 496), cited for amendment.

“Section 6. If any person or persons shall refuse or neglect to comply with the directions of the president of the commissioners in matters within the jurisdiction of his office, or shall knowingly fail to comply with the rules and regulations by the commissioners duly made, *published*, and established, as aforesaid, or if any person or persons, whosoever, shall obstruct or prevent the said president of the commissioners in the execution of his duties, such person or persons, aforesaid, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay, for each and every offense, a fine not exceeding five hundred dollars,” be, and the same is hereby, amended to read as follows:—

Duty of president.

Section 6. *It shall be the duty of the president of the commissioners to take the necessary action to enforce the laws of the Commonwealth and the rules and regulations made and promulgated by the commissioners pursuant to the authority conferred upon them by sections four and five of said act as hereby amended; and if any person or persons shall refuse or neglect to comply with the directions of the president of the commissioners in matters within the jurisdiction of his office, or shall knowingly fail to comply with the rules and regulations by the commissioners duly made, promulgated, and established, as aforesaid, or if any person or persons whosoever shall obstruct or prevent the said president of the commissioners in the execution of his duties, such person or persons shall be guilty of a misdemeanor, and, upon conviction thereof, shall be sentenced to pay, for each and every offense, a fine not exceeding five hundred dollars.*

Neglect or refusal to comply with regulations.

Misdemeanor

Penalty

APPROVED—The 26th day of April, A. D. 1921.

WM. C. SPROUL.