



CHAPTER xviii

An Act to empower the mayor aldermen and burgesses of the borough of Maidstone to construct street works and a diversion of the Len River and to acquire lands for those and other purposes to make further provision in reference to lands and for other purposes.

[27th July 1955.]

WHEREAS—

(1) The borough of Maidstone (hereinafter called “the borough”) in the county of Kent is a municipal borough under the government of the mayor aldermen and burgesses of the borough (hereinafter called “the Corporation”):

(2) It is expedient to empower the Corporation to construct the street works and the diversion of the Len River which are referred to in this Act:

(3) It is expedient to empower the Corporation to acquire lands for the several purposes mentioned in this Act and to make further provision in regard to lands:

(4) A deed of declaration of trust made the seventh day of November nineteen hundred and three after reciting that the Corporation were the owners in fee simple of the land and premises therein described (in this Act referred to as “Mill Street Gardens”) and that the mayor of the borough had by means of subscriptions from various persons raised the sum of one thousand pounds to be applied for the purposes of acquiring Mill Street Gardens declared that in consideration of the said sum paid by the said mayor to the Corporation the Corporation should for ever hold Mill Street Gardens as and for a public garden and pleasure ground:

(5) It is expedient to discontinue the use of Mill Street Gardens as a public garden and pleasure ground:

(6) It is expedient that the other provisions contained in this Act be enacted:

(7) The purposes of this Act cannot be effected without the authority of Parliament:

(8) Approved expenditure on the works authorised by this Act is eligible for contributions from the Minister of Transport and Civil Aviation out of the road fund and from the county council of the administrative county of Kent:

(9) Estimates have been prepared by the Corporation for the purposes hereinafter mentioned and such estimates are as follows:—

	£
(a) the construction of the street works authorised by this Act and works in connection therewith	95,115
(b) the diversion of the Len River authorised by this Act and works in connection therewith	6,535

(10) The works included in such estimates are permanent works and it is expedient that the proportion of the cost thereof to be borne by the Corporation should be spread over terms of years:

(11) In relation to the promotion of the Bill for this Act the requirements of Part XIII of the Local Government Act 1933 have been observed:

(12) A plan and sections showing the lines and levels of the works authorised by this Act and also a book of reference containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the clerk of the county council of the administrative county of Kent and are hereinafter respectively referred to as the deposited plan sections and book of reference:

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say):—

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the Maidstone Corporation Act 1955.

2. This Act is divided into Parts as follows:—

Part I.—Preliminary.

Part II.—Lands.

Part III.—Street works.

Part IV.—Diversion of river.

Part V.—Finance and miscellaneous.

PART I

—cont.

Division of
Act into Parts.

3. The Lands Clauses Acts except section 92 and sections 127 to 132 of the Lands Clauses Consolidation Act 1845 (so far as such Acts are applicable for the purposes of and are not varied by or inconsistent with this Act) are hereby incorporated with and form part of this Act.

Incorporation
of Lands
Clauses Acts.

4.—(1) In this Act the several words and expressions to which meanings are assigned by section 343 of the Public Health Act 1936 have the same respective meanings unless there be something in the subject or context repugnant to such construction.

Interpretation.

(2) In this Act unless the subject or context otherwise requires—

“ the Act of 1933 ” “ the Act of 1936 ” and “ the Act of 1947 ” mean respectively the Local Government Act 1933 the Public Health Act 1936 and the Town and Country Planning Act 1947 ;

“ the borough ” means the borough of Maidstone ;

“ the Corporation ” means the mayor aldermen and burgesses of the borough ;

“ the council ” means the council of the borough ;

“ the county council ” means the county council of the administrative county of Kent ;

“ the declaration of trust ” means the declaration of trust referred to in the preamble to this Act ;

“ enactment ” includes an enactment in this Act or in any general or local Act and any order byelaw or regulation for the time being in force within the borough ;

“ the Lands Clauses Acts ” means the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 by Part V of the Act of 1947 by the Lands Tribunal Act 1949 by the Town and Country Planning Act 1954 and by this Act ;

“ Mill Street Gardens ” has the meaning assigned to it in the preamble to this Act ;

“ the Minister ” means the Minister of Housing and Local Government ;

“ the town clerk ” means the town clerk of the borough ;

PART I
—cont.

“ the tribunal ” means the tribunal or other authority to whom any question of disputed purchase money or compensation under this Act is referred in pursuance of the Acquisition of Land (Assessment of Compensation) Act 1919 as amended by the Lands Tribunal Act 1949.

(3) Except where the context otherwise requires any reference in this Act to any enactment shall be construed as a reference to that enactment as applied extended amended or varied by or by virtue of any subsequent enactment including this Act.

PART II

LANDS

Power to
acquire lands.

5.—(1) Subject to the provisions of this Act the Corporation may enter upon take and use such of the lands in the borough delineated on the deposited plan and described in the deposited book of reference as may be required for the purposes of the works authorised by this Act and the improvement and development of frontages or of any lands abutting on or adjacent to any street:

Provided that nothing in this Act shall authorise the Corporation to acquire compulsorily any interest of the Crown in the properties numbered respectively 19 and 22 on the deposited plan.

(2) The powers of the Corporation for the compulsory purchase of land under this section shall cease after the expiration of five years from the first day of December nineteen hundred and fifty-five.

Use of
Mill Street
Gardens.

6. Notwithstanding any restriction contained in the declaration of trust the Corporation may discontinue the use of Mill Street Gardens as a public garden and pleasure ground.

Correction
of errors in
deposited plan
and book of
reference.

7.—(1) If any omission misstatement or wrong description of any land or of the owner lessee or occupier of any land is found to have been made on the deposited plan or in the deposited book of reference the Corporation after giving ten days' notice to the owner lessee and occupier of the land in question may apply to two justices having jurisdiction in the borough for the correction thereof.

(2) If on any such application it appears to the justices that the omission misstatement or wrong description arose from mistake the justices shall certify the fact accordingly and shall in their certificate state the particulars of the omission or in what respect any matter is misstated or wrongly described.

(3) Any such certificate shall be deposited with the clerk of the county council and a copy thereof shall be deposited with

the town clerk and thereupon the deposited plan and the deposited book of reference shall be deemed to be corrected according to the certificate and it shall be lawful for the Corporation to take the land and execute the works in accordance with the certificate.

PART II.
—cont.

(4) Any certificate or copy deposited under this section with any person shall be kept by him with the other documents to which it relates.

8.—(1) For the purposes of this Act the following provisions of this section shall have effect in substitution for section 92 of the Lands Clauses Consolidation Act 1845. Acquisition of part only of certain properties.

(2) No person shall be required to sell a part only of any house building or factory or of a park or garden belonging to a house if he is willing and able to sell the whole of the house building factory park or garden unless the tribunal determines—

(a) in the case of a house building or factory that such part as is proposed to be taken can be taken without material detriment to the house building or factory; or

(b) in the case of a park or garden that such part as aforesaid can be taken without seriously affecting the amenity or convenience of the house to which it belongs.

(3) If the tribunal determines as aforesaid compensation shall be awarded in respect of any loss due to the severance of the part proposed to be taken in addition to the value of that part and thereupon the person interested shall be required to sell to the Corporation that part of the house building factory park or garden.

9. At any time after serving a notice to treat in respect of any land that may be acquired compulsorily under this Act but not less than one month after giving the owner and occupier of the land notice of their intention to exercise the powers of this section the Corporation may enter on and take possession of the land or such part thereof as is specified in the last-mentioned notice without previous consent and without compliance with sections 84 to 90 of the Lands Clauses Consolidation Act 1845: Power to expedite entry.

Provided that the Corporation shall pay the like compensation for land of which possession is taken under this section and the like interest on the compensation awarded as would have been payable if the provisions of those sections had been complied with.

PART II
—cont.

Power to enter
for survey or
valuation.

10. Any person acting on behalf of the Corporation and duly authorised by the town clerk may at all reasonable times enter on any land that may be acquired compulsorily under this Act for the purpose of surveying or valuing the land:

Provided that no land shall be entered under this section unless the Corporation not less than twenty-four hours before the first entry and not less than twelve hours before any subsequent entry have given notice to the owner and occupier of the land.

Disregard
of recent
improvements
and interests.

11. In determining any question of disputed compensation or purchase money in respect of land acquired under this Act the tribunal shall not take into account—

(a) any improvement or alteration made or building erected after the fourth day of April nineteen hundred and fifty-five; or

(b) any interest in the land created after the said date; which in the opinion of the tribunal was not reasonably necessary and was made erected or created with a view to obtaining or increasing the compensation or purchase money.

Extinction
of private
rights of way.

12.—(1) All private rights of way over any land that may be acquired compulsorily under this Act shall as from the acquisition of the land whether compulsorily or by agreement be extinguished.

(2) Any person who suffers loss by the extinguishment of any right under this section shall be entitled to be paid by the Corporation compensation to be determined in case of dispute under and in accordance with the Acquisition of Land (Assessment of Compensation) Act 1919 as amended by the Lands Tribunal Act 1949.

Grant of
easements
by persons
under
disability.

13.—(1) Any person empowered by the Lands Clauses Acts to sell and convey or release lands may if he thinks fit subject to the provisions of those Acts grant to the Corporation any easement or right required for the purposes of this Act in or over or affecting any such lands (not being an easement or right of water in which some person other than the grantor has an interest).

(2) The provisions of the said Acts with respect to lands and rentcharges so far as they are applicable shall extend and apply to any such grant and to any such easement or right as aforesaid.

Provision of
substituted
sites.

14. The power of the Corporation of purchasing land by agreement shall include power to purchase land by agreement for the purpose of providing substituted sites or facilities for the owners and occupiers of land that may be acquired under any enactment.

15.—(1) The Corporation may enter into and carry into effect an agreement or arrangement with the owner or occupier of any land acquired under this Act with respect to his reinstatement elsewhere.

PART II
—cont.

Power to
reinstale
owners or
occupiers of
property.

(2) Any such agreement may provide for the exchange of land and for that purpose the Corporation may pay or receive money for equality of exchange.

16.—(1) The Corporation may pay to any person displaced from any building acquired under this Act and carrying on a trade or business therein such reasonable allowance as they think fit towards the loss which in their opinion he will sustain by reason of the disturbance of his trade or business in consequence of his having to quit the building.

Allowances to
displaced
persons.

(2) In estimating the said loss the Corporation shall have regard to the period for which the premises occupied by that person might reasonably have been expected to be available for the purpose of his trade or business and the availability of other premises suitable for that purpose.

(3) The provisions of this section shall be in addition to and not in derogation of any enactment or any rule of law relating to compensation for disturbance.

17.—(1) The Corporation may enter into and carry into effect agreements with any person being the owner of or interested in any land abutting on any portion either of the works authorised by this Act or of land that may be acquired under this Act with respect to the sale by the Corporation to him of any land (including any part of a street or highway appropriated by the Corporation under this Act and not required for those works).

Agreements
with adjoining
owners.

(2) The Corporation may accept as satisfaction of the whole or any part of the consideration for any such sale the grant by the purchaser of any land required by the Corporation for the purposes of this Act or any easement or right so required.

18.—(1) (a) The Corporation may stop up the whole or such portion as they think fit of so much of Undercliff as is shown on the deposited plan as intended to be stopped up.

Stopping up
of highway
and towpath.

(b) The Corporation may stop up the portion of the river towpath between the points marked "B" and "C" on the deposited plan.

(2) As from the stopping up of the said highway or towpath all rights of way over or along the same shall be extinguished and the Corporation may appropriate and use the sites thereof.

PART II
—cont.

(3) Any person who suffers loss by the extinguishment of any private right under this section shall be entitled to be paid by the Corporation compensation to be determined in case of dispute under and in accordance with the Acquisition of Land (Assessment of Compensation) Act 1919 as amended by the Lands Tribunal Act 1949.

PART III

STREET WORKS

Power to
construct
street works.

19. Subject to the provisions of this Act the Corporation may within the borough make and maintain in the lines and according to the levels shown on the deposited plan and sections the street works referred to in this section together with all necessary and proper works and conveniences connected therewith or incidental thereto (that is to say):—

Work No. 1 A new street (including an extension of the bridge over the Len River) commencing by a junction with High Street and Maidstone Bridge and terminating by a junction with Mill Street where Mill Street Gardens adjoins that street ;

Work No. 2 A widening of High Street on the northern side and a widening of Fairmeadow on both sides.

Limits of
deviation.

20. In the construction of the street works authorised by this Part of this Act the Corporation may deviate from the lines thereof as shown on the deposited plan to any extent not exceeding the limits of deviation shown on that plan and from the levels thereof as shown on the deposited sections to any extent not exceeding five feet either upwards or downwards.

Power to
make
subsidiary
works.

21. Within the limits of deviation shown on the deposited plan the Corporation in connection with and for the purposes of this Act and as part of the street works authorised by this Part of this Act may execute or do any of the following works or things:—

(a) alter and extend Maidstone Bridge at its junction with the new street Work No. 1 and at its junction with Fairmeadow ;

(b) make and maintain footpaths and promenades and widen or alter existing footpaths and provide grass verges gardens and seats ;

(c) make junctions and communications with any existing streets (whether or not they are dedicated to the public use or repairable by the inhabitants at large) intersected or interfered with by or contiguous to the said street

works and divert widen or alter the line or alter the level of any such existing street for the purpose of connecting the same with the said street works ;

- (d) stop up and appropriate the site and soil of so much of any streets as shall be rendered unnecessary by the exercise of the powers of this Part of this Act ;
- (e) alter any building ;
- (f) execute any works for the protection of any land or buildings ;
- (g) execute any works and do any things necessary for the strengthening and supporting of any walls of buildings ;
- (h) alter or remove any monument drinking trough lamp-post refuge railings or other structure erected upon any street or land ; and
- (i) raise sink or otherwise alter the position of any of the steps areas cellars windows and pipes or spouts belonging to any house or building and remove all other obstructions so that the same be done with as little delay and inconvenience to the inhabitants as the circumstances of the case will admit ;

and shall make compensation for any damage done by them in exercise of the powers of this section and the amount of such compensation shall be determined in case of dispute under and in accordance with the Acquisition of Land (Assessment of Compensation) Act 1919 as amended by the Lands Tribunal Act 1949.

22.—(1) Where any highway or part of a highway is stopped up in pursuance of the powers conferred by section 21 (Power to make subsidiary works) of this Act the following provisions shall unless otherwise agreed in writing between the Corporation and the Postmaster-General have effect in relation to any telegraphic line belonging to or used by the Postmaster-General which is under in upon over along or across such highway or part of a highway at the time of such stopping up :—

For protection
of Postmaster-
General.

- (a) The power of the Postmaster-General to remove the line shall be exercisable notwithstanding the stopping up of the highway or part of the highway so however that the said power shall not be exercisable as respects the whole or any part of the line after the expiration of a period of three months from the date mentioned in subsection (2) of this section unless before the expiration of that period the Postmaster-General has given notice to the Corporation of his intention to remove the line or that part thereof as the case may be ;
- (b) The Postmaster-General may by notice to the Corporation in that behalf abandon the said line or any part

PART III
—cont.

- thereof and shall be deemed as respects the line or any part thereof to have abandoned it at the expiration of the said period of three months unless before the expiration of that period he has removed it or given notice of his intention to remove it ;
- (c) The Postmaster-General shall be entitled to recover from the Corporation the expense of providing in substitution for the line and any telegraphic line connected therewith which is rendered useless in consequence of the removal or abandonment of the line a telegraphic line in such other place as the Postmaster-General may require ;
- (d) Where under paragraph (b) of this subsection the Postmaster-General abandons the whole or any part of a telegraphic line it shall vest in the Corporation and the provisions of the Telegraph Acts 1863 to 1954 shall not apply in relation to the line or part in question as respects anything done or omitted after the abandonment thereof.

(2) As soon as the whole or any part of any highway has been stopped up the Corporation shall send by post to the Postmaster-General a notice informing him of such stopping up and the period of three months mentioned in subsection (1) of this section shall commence to run from the date on which such notice is sent.

(3) In this section the expression "telegraphic line" has the same meaning as in the Telegraph Act 1878.

PART IV

DIVERSION OF RIVER

Power to divert Len River.

23. Subject to the provisions of this Act the Corporation may within the borough make and maintain in the lines and according to the levels shown on the deposited plan and sections the work hereinafter described together with all necessary works and conveniences connected therewith:—

A diversion of the Len River in connection with Work No. 1 authorised by this Act commencing at a point one hundred and forty-nine feet or thereabouts west of the western edge of Mill Street Bridge and terminating by a junction with the river Medway.

Power to deviate in construction of river work.

24. The Corporation in constructing the work by this Part of this Act authorised may deviate laterally from the line or situation of that work as shown on the deposited plan to any

extent not exceeding the limits of deviation shown on that plan and may deviate vertically from the levels thereof shown on the deposited sections to any extent not exceeding six feet either upwards or downwards.

PART IV
—cont.

25. Within the limits of deviation shown on the deposited plan the Corporation in connection with and for the purposes of this Act and as part of the work authorised by this Part of this Act may— Subsidiary powers.

- (a) alter and divert the Len Stream and extend and culvert that stream so as to join the diversion of the Len River authorised by this Part of this Act ;
- (b) make provide and maintain all necessary and convenient walls embankments piling fences culverts drains weirs sluices and footpaths and all such machinery works and appliances as may be required ;
- (c) stop up and discontinue such portions of the Len River and the Len Stream as will be rendered unnecessary by reason of the diversions thereof under the powers of this Part of this Act and fill in the channels of the said portions of river and stream ;
- (d) execute any works for the protection of any adjoining lands or buildings ; and
- (e) remove alter divert or stop up any drain sewer channel or watercourse the Corporation providing a proper substitute before interrupting the flow of sewage in any drain or sewer or water in any channel or watercourse ;

and shall make compensation for any damage done by them in exercise of the powers of this section and the amount of such compensation shall be determined in case of dispute under and in accordance with the Acquisition of Land (Assessment of Compensation) Act 1919 as amended by the Lands Tribunal Act 1949.

26. The Corporation may for the purpose of the work by this Part of this Act authorised enter upon and use so much of the bed and banks of the Len River and the Len Stream as is within the limits of deviation shown on the deposited plan and as may be required for that purpose and they may also for the purposes of executing and placing temporary works and conveniences in connection with such work occupy and use temporarily so much of such bed and banks within the said limits as may be required for those purposes or any of them. Power to use bed and banks of Len River and Len Stream.

PART V

FINANCE AND MISCELLANEOUS

Power to borrow.

27.—(1) The Corporation shall have power in addition and without prejudice to their powers of borrowing under the Act of 1933 from time to time to borrow without the consent of any sanctioning authority for and in connection with the purposes mentioned in the first column of the following table the respective sums mentioned in the second column thereof and they shall repay any sum so borrowed within such periods as the Corporation may determine not exceeding those respectively mentioned in the third column of the said table (namely):—

(1)	(2)	(3)
Purpose	Amount	Period for repayment calculated from the date or dates of borrowing
(a) The purchase of lands under the powers of this Act	The sum requisite	Sixty years.
(b) The construction of the street works authorised by this Act and works in connection therewith	£9,400	Twenty years.
(c) The diversion of the Len River authorised by this Act and works in connection therewith	£1,300	Thirty years.
(d) The payment of the costs charges and expenses of this Act	The sum requisite	Five years.

(2) The provisions of Part IX of the Act of 1933 so far as they are not inconsistent with this Part of this Act shall extend and apply to money borrowed under this section as if it were borrowed under the said Part IX and the period fixed by this section for the repayment of any money borrowed shall as respects that money be the fixed period for the purposes of the said Part IX.

Saving for powers of Treasury.

28. It shall not be lawful to exercise the powers of borrowing conferred by this Act (other than the power of borrowing to pay the costs charges and expenses of this Act) otherwise than in compliance with the provisions of any order for the time being in force under section 1 of the Borrowing (Control and Guarantees) Act 1946.

29. The following sections of the Act of 1936 shall have effect as if references therein to that Act included a reference to this Act:—

PART V
—cont.

Application
of general
provisions
of Act of
1936.

- Section 283 (Notices to be in writing; forms of notices etc.);
- Section 284 (Authentication of documents);
- Section 285 (Service of notices etc.);
- Section 286 (Proof of resolutions etc.);
- Section 288 (Penalty for obstructing execution of Act);
- Section 296 (Summary proceedings for offences);
- Section 297 (Continuing offences and penalties);
- Section 304 (Judges and justices not to be disqualified by liability to rates);
- Section 328 (Powers of Act to be cumulative).

30. For the protection of the South Eastern Gas Board (in this section referred to as "the board") the following provisions shall unless otherwise agreed in writing between the Corporation and the board apply and have effect:—

For protection
of South
Eastern Gas
Board.

- (1) Notwithstanding anything in this Act or shown on the deposited plans the Corporation shall not acquire otherwise than by agreement any apparatus:
- (2) If the Corporation for the purpose of the construction of an authorised work acquire or appropriate any lands or any interest therein in under over or across which any apparatus is placed they shall not seek to remove that apparatus or to extinguish any right of the board to maintain repair renew or inspect that apparatus in under over or across those lands until adequate alternative apparatus shall have been constructed and be in operation to the reasonable satisfaction of the board:
- (3) If the Corporation for the purpose of the construction of an authorised work require the removal of any apparatus and give to the board written notice of such requirement together with a plan and section of the proposed work and of the proposed position of the alternative apparatus to be provided or constructed so as to provide adequate alternative apparatus in lieu of the apparatus to be removed or if in consequence of the construction of an authorised work the board shall require to remove any apparatus the Corporation shall afford to the board the necessary facilities and rights for the construction of adequate alternative apparatus in on or over other land of the Corporation and thereafter for the maintenance repair renewal and inspection of such apparatus:

PART V
—cont.

Provided that if the Corporation are unable to afford facilities and rights as aforesaid the board shall on receipt of a written notice to that effect from the Corporation forthwith use their best endeavours to obtain the necessary facilities and rights over other land:

- (4) (a) Not less than twenty-eight days before commencing to execute any authorised work which is near to or will or may affect any apparatus the removal of which has not been required by the Corporation under paragraph (3) of this section the Corporation shall submit to the board a plan section and description of the work to be executed:
- (b) Such work shall be executed only in accordance with the plan section and description submitted as aforesaid and in accordance with such reasonable requirements as may be made by the board for the alteration or otherwise for the protection of the apparatus or for securing access thereto and the board shall be entitled by their officer to watch and inspect the execution of such work:

Provided that if the board within fourteen days after the submission to them of any such plan section and description shall in consequence of the work proposed by the Corporation reasonably require the removal of any apparatus and give written notice to the Corporation of such requirement the foregoing provisions of this section shall apply and have effect as if the removal of such apparatus had been required by the Corporation under paragraph (3) thereof:

- (5) Where in consequence of this Act any part of any street in which any apparatus is situate ceases to be part of a street the board may exercise the same rights of access to such apparatus as they enjoyed immediately before the passing of this Act but nothing in this paragraph shall prejudice or affect any right of the Corporation or of the board to require removal of such apparatus under this section:
- (6) The Corporation shall pay to the board the amount by which the costs charges and expenses reasonably incurred by the board in or in connection with the inspection removal alteration or protection of any apparatus or the construction of any new apparatus that may be required in consequence of the construction of an authorised work shall exceed the value of any apparatus removed in consequence of alternative

apparatus being provided (such value being calculated after removal) and shall also make compensation to the board—

(a) for any damage caused to any apparatus in consequence of the exercise of the said powers; and

(b) for any other expenses loss damages penalty or costs incurred by the board by reason or in consequence of the execution maintenance user or failure of the authorised work or otherwise by reason or in consequence of the exercise by the Corporation of the powers of this Act:

Provided that nothing in this paragraph shall apply to or in respect of the excluded main or to any expenses loss damages penalty or costs incurred by reason or in consequence of any damage to or removal or alteration of the excluded main or any main laid down in substitution therefor:

(7) Any difference which may arise between the Corporation and the board under this section shall be referred to and determined by arbitration:

(8) In this section—

“apparatus” means any apparatus belonging to the board or for the maintenance of which they are responsible not being—

(a) the excluded main; or

(b) any apparatus in respect of which the relations between the Corporation and the board are regulated by the provisions of Part II of the Public Utilities Street Works Act 1950;

“adequate alternative apparatus” means alternative apparatus adequate to enable the board to fulfil their statutory functions in a manner not less efficient than previously;

“authorised work” means the work authorised by section 23 (Power to divert Len River) of this Act and includes any work or thing in connection with and for the purposes of any such work carried out or done under the powers of section 25 (Subsidiary powers) of this Act;

“the excluded main” means the main laid down or maintained in pursuance of the agreement dated the ninth day of April nineteen hundred and thirty-one and made between the Corporation of the one part and the Maidstone Gas Company of the other part.

PART V
—cont.
Saving for
town and
country
planning.
Costs of
Act.

31. This Act shall be deemed to be an enactment passed before and in force at the passing of the Act of 1947 for the purposes of subsection (4) of section 13 and subsection (1) of section 118 of that Act.

32. The costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation.

Table of Statutes referred to in this Act

Short title	Session and chapter
Lands Clauses Consolidation Act 1845 ...	8 & 9 Vict. c. 18.
Telegraph Act 1878	41 & 42 Vict. c. 76.
Acquisition of Land (Assessment of Compensation) Act 1919.	9 & 10 Geo. 5 c. 57.
Local Government Act 1933	23 & 24 Geo. 5 c. 51.
Public Health Act 1936	26 Geo. 5 & 1 Edw. 8 c. 49.
Borrowing (Control and Guarantees) Act 1946.	9 & 10 Geo. 6 c. 58.
Town and Country Planning Act 1947 ...	10 & 11 Geo. 6 c. 51.
Lands Tribunal Act 1949	12 & 13 Geo. 6 c. 42.
Public Utilities Street Works Act 1950 ...	14 Geo. 6 c. 39.
Town and Country Planning Act 1954 ...	2 & 3 Eliz. 2 c. 72.

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