

[26 GEO. 5. & Nottinghamshire and [Ch. xxviii.]
1 EDW. 8.] Derbyshire Traction Act, 1936.



CHAPTER xxviii.

An Act to empower the Nottinghamshire and Derbyshire Traction Company to run trolley vehicles on an additional route to extend the Company's powers of running public service vehicles to provide for the sub-division of the shares in the capital of the Company and for other purposes. [21st May 1936.] A.D. 1936.

WHEREAS the Nottinghamshire and Derbyshire Traction Company (hereinafter called "the Company") were incorporated by the Nottinghamshire and Derbyshire Tramways Act 1903 by their then name of the Nottinghamshire and Derbyshire Tramways Company and under the powers contained in the Nottinghamshire and Derbyshire Tramways Acts 1903 to 1922 constructed and acquired certain tramways in the counties of Nottingham and Derby: 3 Edw. 7. c. ccii.

And whereas under the powers conferred by the Nottinghamshire and Derbyshire Traction Act 1928 and the Nottinghamshire and Derbyshire Traction Company (Trolley Vehicles) Order 1933 (confirmed by the Nottinghamshire and Derbyshire Traction Company (Trolley Vehicles) Order Confirmation Act 1933) the said tramways were abandoned and the Company run services of trolley vehicles and omnibuses in substitution therefor: 18 & 19 Geo. 5. c. xciii. 23 & 24 Geo. 5. c. xxxi.

And whereas it is expedient that the Company should be authorised to run trolley vehicles upon the route described in this Act and that the provisions

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A.D. 1936. — contained in this Act with respect to trolley vehicles should be enacted :

And whereas it is expedient that the Company should be empowered to run public service vehicles as by this Act provided :

And whereas the Company are empowered to raise capital to the amount of three hundred and fifty thousand pounds and to borrow on mortgage any sum not exceeding one-half part of the amount of the capital at the time issued :

And whereas the Company have issued twenty-eight thousand one hundred and three shares of ten pounds each the whole of which are fully paid and the Company have not exercised any part of their borrowing powers :

And whereas it is expedient that the capital of the Company should be divided into shares of one pound each and that such provisions in connection with such division or consequential thereon should be made as are in this Act contained :

And whereas it is expedient that such other powers be conferred upon the Company and such other provisions be made as are in this Act more particularly set forth :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted and be it enacted by the King'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 :—

PRELIMINARY.

Short title.

1. This Act may be cited as the Nottinghamshire and Derbyshire Traction Act 1936.

Citation of Acts.

2. The Nottinghamshire and Derbyshire Traction Acts and Order 1903 to 1933 and this Act may be cited as the Nottinghamshire and Derbyshire Traction Acts and Order 1903 to 1936.

Interpretation.

3. In this Act the several words and expressions to which by the Act of 1928 or the Acts wholly or partially incorporated therewith meanings are assigned shall have

[26 GEO. 5. & Nottinghamshire and Derbyshire Traction Act, 1936. [Ch. xxviii.]
1 EDW. 8.]

the same respective meanings unless varied by this Act or unless there be something in the subject or context repugnant to such construction And in this Act unless the context otherwise requires the following expressions shall have the respective meanings in this section applied to them (that is to say) :—

A.D. 1936.

“ the Company ” means the Nottinghamshire and Derbyshire Traction Company ;

“ the Act of 1928 ” means the Nottinghamshire and Derbyshire Traction Act 1928 ;

“ the existing Acts and Order ” means the Nottinghamshire and Derbyshire Traction Acts and Order 1903 to 1933 ;

“ the trolley vehicles ” means the trolley vehicles provided worked and run by the Company ;

“ public service vehicle ” has the meaning given to that expression by the Road Traffic Acts 1930 to 1934 ;

“ the authorised capital ” means the capital of three hundred and fifty thousand pounds which the Company are authorised to raise by the creation and issue of shares ;

“ the existing shares ” means the twenty-eight thousand one hundred and three shares of ten pounds each fully paid in the authorised capital created and issued at the passing of this Act ;

“ the converted shares ” means the shares into which the existing shares shall on the appointed day be converted under the provisions of this Act ;

“ the appointed day ” means the thirty-first day of December one thousand nine hundred and thirty-six.

TROLLEY VEHICLES AND PUBLIC SERVICE VEHICLES.

4. The Company may subject to the provisions of this Act provide maintain and equip trolley vehicles and work and run the same along the following route in the county of Derby (that is to say) :—

Additional
trolley
vehicle
route.

In the urban district of Heanor 1 furlong 3·8 chains or thereabouts in length commencing by a

A.D. 1936,
—

junction with the existing trolley vehicle route in Ilkeston Road at its junction with Mundy Street and proceeding along Mundy Street Wilmot Street and the continuation of Wilmot Street through the market place to and terminating by a junction with the existing trolley vehicle route at the north-east corner of the market place :

Provided that if the powers conferred by this section are not exercised within five years from the passing of this Act such powers shall upon the expiration of that period cease and determine except as far as they shall then have been exercised :

Provided further that the Company shall not operate trolley vehicles on the route hereinbefore described on—

- (a) six consecutive days in any year during the annual Heanor Wakes;
- (b) six consecutive days in any year during the annual Heanor Fair; and
- (c) any such other days not exceeding three in any year as the Heanor Urban District Council may require and of which request shall have given not less than seven days' notice in writing to the Company.

Provision
for turning
trolley
vehicles.

5. The Company may make such provision as the Minister may approve on or adjacent to any route along which the Company are for the time being authorised to use trolley vehicles or at or adjacent to either end of any such route for the turning of such trolley vehicles and may for the purpose of such turning run trolley vehicles along or across any street or road or part of a street or road or across any footpath (whether comprised in any such trolley vehicle route or not) in which such provision is made :

Provided that before equipping any route for working trolley vehicles to include a turning point or before arranging for a new turning point the Company shall submit plans of the turning point to the Minister for approval and shall also submit a copy of such plans to the chief officer of police of the police district in which the turning point is proposed to be situate and to the local authority and the road authority and that

[26 GEO. 5. & Nottinghamshire and Derbyshire Traction Act, 1936. [Ch. xxviii.]
1 EDW. 8.]

before approving any such plans the Minister shall give to the local authority and the road authority an opportunity of making representations with reference thereto and shall consider any such representations which may be made to him : A.D. 1936.

Provided also that—

- (a) the powers of this section shall not be exercised in respect of any footpath or of any street or road not forming part of any route along which the Company are for the time being authorised to use trolley vehicles without the consent of the local authority and of the road authority of the district in which such street or road is situate;
- (b) no provision shall be made for the turning of trolley vehicles on any road or street maintained by a railway company without the consent in writing of such company;
- (c) the consent of a local authority road authority or railway company under the aforesaid provisions (a) and (b) shall not be unreasonably withheld and any question as to whether any such consent is unreasonably withheld shall be determined by the Minister :

Provided further that the powers of this section shall not be exercised in respect of any trolley vehicle route over which the Company have running powers by virtue of section 10 (As to tramways of Nottingham Corporation leased to Company) of the Act of 1928.

6.—(1) Subject to the provisions of the Act of 1928 and this Act the Company may place erect and maintain any necessary and proper standards brackets conductors mains cables wires posts poles and any other necessary or convenient apparatus and equipment for the purpose of working the trolley vehicles by electrical power in under or over the surface of any land not being a street or road and not being land vested in or leased to a local authority and for such purpose may enter upon and open and break up such land. As to electrical works.

(2) For the purpose of this section the provisions of section 22 of the Electricity (Supply) Act 1919 and section 11 of the Electricity (Supply) Act 1922

[Ch. xxviii.] *Nottinghamshire and Derbyshire Traction Act, 1936.* [26 GEO. 5. & 1 EDW. 8.]

A.D. 1936. — shall be deemed to be incorporated in this Act and shall be read and construed and have effect as if the said standards brackets conductors mains cables wires posts poles and any other necessary or convenient apparatus or equipment were electric lines within the meaning of the Electricity (Supply) Acts 1882 to 1935 and as if the expression "terms" in section 22 of the Electricity (Supply) Act 1919 included pecuniary terms.

Trolley vehicles not to be deemed omnibuses.
52 & 53 Vict. c. 14.

7. The trolley vehicles shall not be deemed to be omnibuses within the meaning of the Town Police Clauses Act 1889.

Trolley vehicles not to be deemed stage carriages.
5 & 6 Vict. c. 79.

8. The trolley vehicles shall not be deemed to be stage carriages for the purposes of sections 13 to 15 of the Railway Passenger Duty Act 1842 but for the purpose of calculating the number of passengers in excess of the seating capacity that may be carried thereon shall be deemed to be public service vehicles within the meaning of the Road Traffic Acts 1930 to 1934 and of any regulations made by the Minister thereunder.

Power to run public service vehicles.
20 & 21 Geo. 5. c. 43.

9. Subject to the provisions of Part IV of the Road Traffic Act 1930 as amended by subsequent Acts the Company may run public service vehicles and provide work and maintain road services of such vehicles.

Byelaws.

10. The Company may make byelaws for the prevention of nuisances in or against any premises held by the Company in connection with their public service vehicles Provided that any such byelaws shall be made subject to and in accordance with the provisions of the Tramways Act 1870 with respect to the making of byelaws.

Incorporation of provisions of Act of 1928.

11. The following provisions of the Act of 1928 shall extend and apply to and for the purposes of this Act as fully and effectually as if such provisions had been re-enacted with any necessary modifications and with the substitution of "public service vehicles" for "omnibuses" in this Act (that is to say):—

- Section 13 (As to electrical works);
- Section 15 (Company to have exclusive right of using trolley vehicle apparatus);
- Section 17 (Licence duties on trolley vehicles);

[26 GEO. 5. & *Nottinghamshire and* [Ch. xxviii.]
1 EDW. 8.] *Derbyshire Traction Act, 1936.*

- Section 18 (Approval of vehicles and equipment by Minister); A.D. 1936.
- Section 19 (Inspection by Minister);
- Section 20 (Company to provide reasonable service);
- Section 21 (Application of certain provisions of Tramways Act 1870 to trolley vehicles);
- Section 22 (For protection of gas and water mains of local authorities);
- Section 23 (Provisions as to motive power);
- Section 24 (Provisions as to use of electrical power);
- Section 25 (Byelaws);
- Section 26 (Application to trolley vehicles of certain provisions of existing Acts);
- Section 27 (Amendment of section 66 (4) of Act of 1903);
- Section 28 (For protection of county councils);
- Section 32 (Power to local authorities to purchase undertaking);
- Subsections (3) (6) (8) and (9) of section 33 (Power to run omnibuses);
- Section 34 (For protection of Derby Corporation);
- Section 35 (Fares and charges for passengers);
- Section 36 (Passengers' luggage);
- Section 37 (Parcels &c.);
- Section 38 (Periodical revision of fares and charges);
- Section 39 (Service for labouring classes);
- Section 40 (List of fares &c. to be exhibited);
- Section 41 (As to fares on Sundays or holidays);
- Section 43 (Application to trolley vehicles and omnibuses of certain provisions of existing Acts);
- Section 44 (For further protection of Ilkeston Corporation);

A.D. 1936,
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- Section 45 (Restricting advertisements on trolley vehicles);
- Section 46 (Power to purchase lands);
- Section 47 (Conveyance of mails);
- Section 48 (Attachment of signs indicating stopping places);
- Section 49 (Cloak rooms &c.);
- Section 50 (Lost property);
- Section 51 (For further protection of railway companies);
- Section 52 (Saving for railway companies);
- Section 53 (Working and other agreements);
- Section 54 (Power to provide vehicles and equipment);
- Section 55 (Power to hold patent rights);
- Section 64 (Application of moneys);
- Section 65 (Orders &c. of Minister);
- Section 66 (As to making of byelaws);
- Section 68 (Recovery of demands);
- Section 69 (Recovery of penalties &c.):

Provided that for the purpose of such extension and application—

- (i) the said section 28 shall be read and have effect as if—
 - (a) the words “ forming part of the specified routes ” were omitted from that section; and
 - (b) the words “ county road ” and “ county bridge or bridge carrying a county road ” were substituted for the words “ main road ” and “ county or main road bridge ” respectively wherever such words occur in that section;
- (ii) the said section 38 shall not apply to fares and charges on public service vehicles which the Company are by this Act authorised to run;
- (iii) the said section 50 shall not apply to property found in public service vehicles.

OBJECTS OF COMPANY.

A.D. 1936.

12.—(1) As from the passing of this Act the Company shall be deemed to be incorporated for the purpose of providing road transport services and for other purposes of the existing Acts and Order as amended by this Act and of this Act and of any other Act or Order from time to time relating to the Company.

Objects of Company.

(2) So much of section 4 (Company incorporated) of the Act of 1903 as is inconsistent with subsection (1) of this section is hereby repealed.

FINANCIAL PROVISIONS.

13.—(1) Notwithstanding anything contained in the existing Acts and Order the authorised capital shall as from the appointed day be divided into three hundred and fifty thousand shares of one pound each.

Subdivision of shares in existing capital.

(2) On the appointed day each of the existing shares shall be and is hereby converted into ten ordinary shares of one pound each and such alterations in the register of shareholders as may be necessary for giving effect to the provisions of this section shall be made therein.

(3) The Company shall be entitled to declare and pay a dividend on the existing shares for the year ending on the appointed day as if the existing shares had not been converted under this Act.

14. The respective holders for the time being of the converted shares shall be entitled in respect thereof to the like rights privileges and priorities in all respects as those to which if this Act had not been passed they would have been entitled in respect of the existing shares for which the converted shares held by them are substituted by virtue of this Act.

Converted shares to confer like rights as existing shares.

15. The converted shares to which any person shall become entitled under the provisions of this Act shall be held in the same rights upon the same trusts and subject to the same powers provisions charges and liabilities as those upon or to which the existing shares for which such converted shares are substituted were held or were subject immediately before the appointed day and shall be dealt with applied and disposed of accordingly

Shares to be held on same trusts &c.

A.D. 1936. — and so as to give effect to and not to revoke any deed will or other instrument (whether executed before or after the appointed day) disposing of or affecting any such existing shares and trustees executors or administrators or other parties under disability shall and may accept such converted shares in substitution for the existing shares held by them and may retain dispose of or otherwise deal with the same as fully and freely in all respects as they might have retained disposed of or otherwise dealt with such existing shares.

Provisions
as to
exchange of
certificates.

16. The Company shall call in the certificates of the existing shares and shall issue in exchange for those certificates to the respective proprietors thereof free of charge certificates of converted shares for the respective amounts to which those proprietors are under this Act respectively entitled but no proprietor shall be entitled to a new certificate until he shall have delivered up to the Company to be cancelled the existing certificate for which such certificate is to be substituted. If any such existing certificate shall have been lost or destroyed the new certificate shall be issued upon such terms as to evidence of loss or destruction and indemnity as the directors may think sufficient. Until the issue of such new certificates the existing certificates shall have and possess the same rights and advantages as if they were certificates for those respective amounts of converted shares but if any holder of any existing shares neglects or omits to send or deliver to the Company his existing certificates for the period of one year after notice in writing sent by registered letter to such holder at the address appearing in the shareholders address book the Company may suspend the payment of any dividend declared or made payable upon or in respect of the converted shares to which such holder is entitled under the provisions of this Act until such existing certificates are sent or delivered to the Company or are proved to the reasonable satisfaction of the directors to have been lost or destroyed and until such indemnity as the directors may think fit shall have been given.

As to
transfers.

17. All transfers or other dispositions of any of the existing shares shall after the appointed day and notwithstanding the provisions thereof be valid and have due effect given to them respectively as transfers of the

[26 GEO. 5. & *Nottinghamshire and Derbyshire Traction Act, 1936.* [Ch. xxviii.]
1 EDW. 8.]

amount of converted shares which is substituted under the provisions of this Act for the existing shares thereby expressed to be transferred or disposed of although the instrument transferring or disposing of such shares shall describe the same by the name or denomination which the shares transferred or disposed of had before conversion under the provisions of this Act and the bequest of or any covenant or provision in any will deed or agreement (whether executed before or after the appointed day) relating to any specific nominal amount of any of the existing shares shall be held to apply to a nominal amount of converted shares equal to that into which such existing shares are converted by virtue of this Act. A.D. 1936.

18.—(1) The Company may issue as redeemable preference shares any preference shares which the Company are authorised to create and issue under section 44 (Power to issue portion of authorised capital as preference shares) of the Act of 1922 provided that the resolution authorising the creation or issue of such redeemable preference shares (hereinafter in this section referred to as “redeemable shares”) shall specify the terms and conditions on which such redeemable shares shall be redeemed. Redeemable preference shares.

(2) If it is so provided in the resolution under which the redeemable shares are created or issued the Company may—

- (a) call in and pay off the redeemable shares or any part thereof at any time before the date fixed for redemption; and
- (b) redeem the redeemable shares or any part thereof either by paying off the same or by issuing to any shareholder subject to his consent other shares in substitution therefor and may for the purpose of providing money for paying off the redeemable shares or of providing substituted shares create and issue new shares (either redeemable or irredeemable) or reissue redeemable shares originally created and issued under this section Provided that the creation and issue for the purpose of any particular class of capital does not make the total nominal amount of such capital exceed the amount of that class of capital which the Company are for the time

A.D. 1936.

being authorised to raise save so far as such creation and issue is for the purpose of paying off redeemable shares issued under the provisions of this section or of providing shares substituted therefor under this section.

(3) All redeemable shares created and issued in exercise of the powers of this section shall (except as may be otherwise expressly provided by the resolution creating the same) be issued subject to the condition that the Company may under the powers conferred or to be conferred by this Act and by any subsequent Act or Order create and issue further amounts of redeemable shares ranking *pari passu* therewith as regards principal as well as interest.

Power to pay commissions.

19. The Company on any offer of shares or securities which the Company are or may at any time be authorised to issue may pay out of capital a commission not exceeding (except with the consent of the Minister) five per centum to any person in consideration of his subscribing or agreeing to subscribe whether absolutely or conditionally for such shares or securities or procuring or agreeing to procure subscriptions therefor whether absolute or conditional if the payment of the commission and the amount or rate per centum of the commission paid or agreed to be paid are disclosed in the prospectus advertisement or other document of the Company inviting subscriptions or offers for such shares or securities. Nothing in this section shall affect any power of the Company to pay brokerage.

Calls.

20. In respect of any capital issued after the passing of this Act the directors may notwithstanding anything contained in the existing Acts and Order make such calls upon the respective shareholders in respect of the amount of capital respectively subscribed or owing by them of such amounts and at such times as the directors may think fit.

Company may incur temporary loans.

21.—(1) The directors may for the purposes of or in connection with the undertaking borrow or raise moneys on temporary loans from bankers by means of overdrafts or otherwise or by the issue of notes or bonds of a currency of not less than five years and of not more than ten years.

[26 GEO. 5. & *Nottinghamshire and Derbyshire Traction Act, 1936.* [Ch. xxviii.]
1 EDW. 8.]

(2) The powers of raising moneys conferred by this section shall be in addition to any powers for the time being of the Company to borrow on mortgage of the undertaking Provided that the aggregate amount outstanding at any one time of the moneys raised under this section shall not exceed fifty thousand pounds. A.D. 1936.

ADMINISTRATIVE PROVISIONS.

22. Any meeting of the Company whether ordinary or extraordinary may be convened by notice delivered at or sent by post to the registered address or other known address of each proprietor of the Company Provided that the notice if delivered shall be delivered at such address as aforesaid not less than six clear days or if sent by post shall be prepaid and posted not less than seven clear days before the date of the meeting In proving that any such notice has been sent by post it shall be sufficient to prove that the notice was properly addressed and put into the post and prepaid not later than the time hereby prescribed. Notice of meetings.

23.—(1) At all general meetings of the Company whether ordinary or extraordinary every holder of ordinary shares shall on a show of hands be entitled to one vote and on a poll to one vote in respect of each one pound of such ordinary shares held by him Provided that no shareholder shall be entitled to vote at any meeting in respect of any share on which any call remains unpaid. Voting.

(2) Except as otherwise expressly provided by the resolution creating the same no person shall be entitled to vote in respect of any share to which a preferential dividend shall be assigned.

24. Notwithstanding anything in the Companies Clauses Consolidation Act 1845 the attorney of any holder of ordinary or preference shares in the capital of the Company duly authorised in writing to appoint a proxy may appoint a proxy to vote for and on behalf of such holder and for that purpose may execute on behalf of the holder the necessary form of proxy Provided that the instrument appointing the attorney shall be transmitted to the secretary at the same time as the instrument appointing the proxy. Appointment of proxies.

A.D. 1936.

Joint holders.

25. Notwithstanding anything contained in the Companies Clauses Consolidation Act 1845 where several persons are jointly entitled to and registered as holders of any ordinary or preference shares in the capital of the Company any one of those persons may vote at any meeting (at which holders of shares of the same class are entitled to vote) either personally or by proxy in respect of the shares as if he were solely entitled thereto but if more than one of such joint holders be present at any meeting personally or by proxy that one of the said persons so present whose name stands first on the register in respect of the share shall alone be entitled to vote in respect thereof Several executors or administrators of a deceased member in whose name any share stands shall for the purpose of this section be deemed joint holders thereof.

Qualification of directors.

26.—(1) As from the appointed day the qualification of a director shall be the possession of not less than one hundred shares and every director who is not qualified at the time of his appointment as a director shall obtain his qualification within two months after his appointment and if any director does not within such two months obtain his qualification he shall vacate his office as director and shall be incapable of being re-appointed a director until he has obtained his qualification.

(2) Notwithstanding anything in the Companies Clauses Consolidation Act 1845 no person shall be disqualified from being a director by reason of his holding any office or place of trust or profit under the Company or by reason of his being interested in any contract with the Company nor shall any director be required to cease from voting or acting as a director by reason of his accepting any such office or place of trust or profit or becoming interested in any such contract Provided that in the case of his being or becoming interested in any contract with the Company whether such interest shall arise before or after his appointment as a director the nature of his interest in the contract shall be disclosed by him at the meeting of the directors at which the contract is agreed upon if his interest then exists or in any other case at the first meeting of the directors after the acquisition of his interest or after his appointment and that no such director shall as a director vote in respect of any such contract and if he does so vote his

vote shall not be counted but this prohibition shall not apply to any contract by or on behalf of the Company to give to the directors or any of them any security by way of indemnity. A.D. 1936.

27.—(1) If any director shall devote to the business of the Company either his whole time and attention or more of his time and attention than in the opinion of the directors would usually be so devoted by a person holding such office or shall undertake or perform any duties or services other than those which in the opinion of the directors would usually be undertaken or performed by a person holding such office or shall be called upon to perform and shall perform extra services for any of the purposes of the Company then and in any of those cases the directors may remunerate the director so doing either by a fixed sum annual or otherwise or in such other manner as shall be determined by the directors and such remuneration may at the discretion of the directors be either in addition to or in substitution for all or any part of any other remuneration to which the director may be entitled. Provided that the amount of such remuneration shall be disclosed in the next annual report of the directors or in the next annual accounts of the Company. Further provisions as to directors.

(2) Each director shall be reimbursed out of the funds of the Company his reasonable travelling and out-of-pocket expenses while employed on the business of the Company or attending meetings of the directors or of the Company.

28.—(1) The directors may grant such gratuities pensions or allowances or make such other payments as they may think fit to any employee of the Company or where in their opinion adequate provision is not otherwise made to the widow or family or any dependant of any such employee and may if they think fit establish and maintain a fund for that purpose. Power to grant pensions &c.

(2) The directors may enter into and carry into effect agreements with any insurance company or other association or company for securing to any such employee widow family or dependant as aforesaid such gratuities pensions allowances or payments as are by this section authorised to be granted or made and may for all or any of the purposes of this section apply set aside and accumulate the funds and revenues of the Company.

A.D. 1936.

(3) In this section the word "employee" includes any officer workman or servant.

Execution of deeds.

29. Any deed to which the Company are a party and any other document requiring to be sealed by the Company shall be held to be validly executed on behalf of the Company if it is sealed with the common seal of the Company and subscribed on behalf of the Company—

(a) by any two of the directors; or

(b) by any one of the directors and the secretary or other person appointed in that behalf by the directors;

and such subscription on behalf of the Company shall be equally binding whether attested by witnesses or not.

MISCELLANEOUS.

Inquiries by Minister.

30. The Minister may hold such inquiries as he may consider necessary in regard to the exercise of any powers or duties conferred upon him or the giving of consents under the existing Acts and Order and this Act and subsections (2) to (5) of section 290 (Power of government departments to direct inquiries) of the Local Government Act 1933 shall apply to any such inquiry as if it were an inquiry held in pursuance of subsection (1) of that section and the Company were a local authority.

23 & 24
Geo. 5. c. 51.

Saving provisions of Road Traffic Acts 1930 to 1934.
20 & 21 Geo. 5. c. 43.
24 & 25 Geo. 5. c. 50.

31. Nothing in this Act shall be in derogation of the provisions of Part IV of the Road Traffic Act 1930 or of Part IV of the Road Traffic Act 1934.

Repeal.

32.—(1) The following provisions of the existing Acts and Order are hereby repealed (viz.) :—

The Act of 1903—

Section 70 (Calls).

The Act of 1906—

Section 11 (As to qualification of directors);

Section 12 (Alteration of notice of meetings).

The Act of 1922—

Section 45 (Restriction as to votes in respect of preferential shares).

[26 GEO. 5. & *Nottinghamshire and Derbyshire Traction Act, 1936.* [Ch. xxviii.]
1 EDW. 8.]

The Act of 1928—

A.D. 1936.

Section 16 (Trolley vehicles not to be deemed light locomotives or motor cars);

So much of subsection (1) of section 33 (Power to run omnibuses) as relates to the working and running by the Company of omnibuses along routes other than the specified routes and subsections (2) (4) (5) and (7) of that section;

Section 67 (Inquiries by Minister).

(2) As from the appointed day section 80 (Qualification of directors) of the Act of 1903 shall be and is hereby repealed.

33. All costs charges and expenses of and incidental to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company. Costs of Act.

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