

[26 GEO. 5. &
1 EDW. 8.]

*Grimsby Corporation
(Trolley Vehicles) Order
Confirmation Act, 1936.*

[Ch. lxxxix.]



CHAPTER lxxxix.

An Act to confirm a Provisional Order made by the Minister of Transport under the Grimsby Corporation Act 1921 relating to Grimsby Corporation trolley vehicles. [31st July 1936.]

A.D. 1936.

WHEREAS under the authority of section thirty-nine of the Grimsby Corporation Act 1921 the Minister of Transport has made the Provisional Order set out in the schedule to this Act annexed :

11 & 12
Geo. 5.
c. lxxvi.

And whereas a Provisional Order made by the Minister of Transport under the authority of the said section is not of any validity or force whatever until the confirmation thereof by Act of Parliament :

And whereas it is expedient that the Provisional Order made by the Minister of Transport under the authority of the said section and set out in the schedule to this Act annexed be confirmed by Act of Parliament :

Be it therefore 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 :—

1. This Act may be cited as the Grimsby Corporation (Trolley Vehicles) Order Confirmation Act 1936.

Short title.

[Price 2d. Net]

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Confirmation
of
Order in
schedule.

2. The Order set out in the schedule to this Act annexed shall be and the same is hereby confirmed and all the provisions thereof in manner and form as they are set out in the said schedule shall from and after the passing of this Act have full force and validity and the date of the same shall be the date of the passing of this Act.

SCHEDULE.

A.D. 1936.

GRIMSBY CORPORATION (TROLLEY
VEHICLES).

Order authorising the mayor aldermen and burgesses of the county borough of Grimsby to use trolley vehicles upon additional routes in the borough of Grimsby and the urban district of Cleethorpes.

1.—(1) This Order may be cited as the Grimsby Corporation (Trolley Vehicles) Order 1936.

Short and
collective
titles.

(2) The Grimsby Corporation Act 1921 the Grimsby Corporation Act 1927 and this Order may be cited together as the Grimsby Corporation (Trolley Vehicles) Acts and Order 1921 to 1936.

2. In this Order the following expressions have unless the subject or context otherwise requires the meanings hereinafter assigned to them (namely):—

Interpreta-
tion.

“The borough” means the county borough of Grimsby;

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

“The Act of 1921” means the Grimsby Corporation Act 1921;

11 & 12 Geo. 5.
c. lxxvi.

“The Act of 1927” means the Grimsby Corporation Act 1927;

17 & 18 Geo. 5.
c. lxxvii.

“Trolley vehicle” has the meaning assigned to that expression by section 4 (Interpretation) of the Act of 1921.

3. Subject to the provisions of this Order the Corporation may use trolley vehicles upon the following routes in addition to any routes upon which they are already authorised to use trolley vehicles (that is to say):—

Power to
use trolley
vehicles upon
certain
routes.

Route No. 1 (1 furlong and 1·4 chains or thereabouts in length to be situate in the borough) commencing at the south end of Hainton Avenue by a junction with Route No. 4 authorised by the Act of 1921 passing thence along Weelsby Road in an easterly direction to

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the junction of that road with Recto Avenue thence along Recto Avenue to its junction with Rialto Avenue thence along Rialto Avenue in a westerly direction to its junction with Hainton Avenue and terminating in Hainton Avenue at its junction with Rialto Avenue by a junction with the said Route No. 4;

Route No. 2 (1 furlong and 4·8 chains or thereabouts in length to be situate in the borough and in the parish of Cleethorpes in the urban district of Cleethorpes) commencing in Cleethorpe Road at its junction with Rutland Street by a junction with a route authorised by the Act of 1927 passing thence along Rutland Street in a south-westerly direction to the junction of that street with Hamilton Street thence along Hamilton Street in a south-easterly direction to the junction of that street with Park Street thence along Park Street in a north-easterly direction to its junction with Cleethorpe Road and terminating in Cleethorpe Road at its junction with Park Street by a junction with the said authorised route :

Provided that—

- (a) Before equipping any trolley vehicle route to include a turning point or before arranging for a new turning point on any route the Corporation shall submit plans of the turning point to the Minister of Transport for approval;
- (b) If the Corporation shall not have commenced to use trolley vehicles upon each of the routes authorised by this Order within five years from the passing of the Act confirming this Order or such extended time as the Minister of Transport may upon the application of the Corporation allow the powers conferred by this Order shall so far as they relate to the use of trolley vehicles upon the route upon which the Corporation shall not have commenced to use trolley vehicles cease to be exerciseable.

Application
of Part V
of Act of
1927.
20 & 21
Geo. 5. c. 43.

4. The provisions of Part V (Tramways trolley vehicles and omnibuses) of the Act of 1927 as amended by the Road Traffic Act 1930 and of the enactments applied thereby in so far as those provisions relate to trolley vehicles and are applicable to the purposes and not inconsistent with the provisions of this Order shall apply to the trolley vehicles used by the Corporation under the powers of this Order and to the routes authorised by this Order and the streets and roads comprised therein or adjacent thereto and any other streets or roads in the borough in like

manner as they apply to the trolley vehicles used by the Corporation under the powers of the said Part V and to the routes authorised by the said Part V and the streets and roads comprised therein or adjacent thereto and any other streets or roads in the borough.

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5. All regulations and byelaws relating to the trolley vehicles authorised by the Act of 1921 and the Act of 1927 and made in pursuance of those Acts or any other enactment shall with any necessary modifications apply to the trolley vehicles used by the Corporation under the powers of this Order.

Application
of byelaws
&c.

6. The provisions of section 250 (Procedure &c. for making byelaws) of the Local Government Act 1933 shall not apply in respect of byelaws to be made in pursuance of this Order under section 46 (Byelaws by local authority Promoters may make certain regulations) of the Tramways Act 1870 or under the following provisions of the Act of 1921 (namely):—

Procedure
for making
byelaws.
23 & 24
Geo. 5. c. 51.
33 & 34 Vict.
c. 78.

Section 53 (Byelaws for trolley vehicles);

Section 56 (Power to reserve carriages or vehicles for special purposes);

Section 57 (Shelters or waiting rooms).

7.—(1) The Corporation shall have power in addition and without prejudice to their powers of borrowing under the Local Government Act 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 of the said table and they shall pay off all money so borrowed within such periods as the Corporation may determine not exceeding those respectively mentioned in the third column of the said table (namely):—

Power to
borrow.

1	2	3
Purpose.	Amount.	Period for repayment.
(a) The provision of apparatus and equipment and the construction of other works necessary for working trolley vehicles along the routes authorised by this Order.	£535	Twenty years from the date or dates of borrowing.
(b) The payment of the costs charges and expenses of this Order.	The sum requisite.	Five years from the confirmation of this Order.

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

(3) In the application of the said provisions of the Local Government Act 1933 to the borrowing of any further money for the purposes of this Order the Minister of Transport shall be the sanctioning authority.

(4) The provisions of this section shall not limit the powers conferred upon the Corporation by section 178 (Power to use one form of mortgage for all purposes) of the Act of 1921 or by section 72 (Consolidated loans fund) of the Grimsby Corporation (Dock &c.) Act 1929.

19 & 20
Geo. 5.
c. lxxxix.

Inquiries by
Minister of
Transport.

8. The Minister of Transport may hold such inquiries as he may consider necessary in regard to the exercise of any powers conferred upon him or the giving of consents under this Order and section 290 of the Local Government Act 1933 shall apply accordingly.

Costs of
Order.

9. All costs charges and expenses of and incidental to the preparing and obtaining and confirming of this Order or otherwise incurred in relation thereto as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation.

Printed by EYRE AND SPOTTISWOODE LIMITED

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Acts of Parliament

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