



ANNO VICESIMO & VICESIMO PRIMO

# VICTORIÆ REGINÆ.

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## *Cap. cl.*

An Act to enable the Metropolitan Board of Works to form a Park for the Northern Suburbs of the Metropolis, to be called *Finsbury Park*.

[17th August 1857.]

**W**HEREAS the Formation of a Park for the Northern Suburbs of the Metropolis, to be devoted to the Use and Recreation of the Public, would be of great public Advantage, and conducive to the Health and Enjoyment of the Inhabitants thereof: And whereas by an Act passed in the Session of Parliament holden in the Eighteenth and Nineteenth Years of the Reign of Her present Majesty, intituled *An Act for the better Local Management of the Metropolis*, in this Act called the Metropolitan Local Management Act, 1855, the Metropolitan Board of Works were empowered to make, widen, or improve any Streets, Roads, or Ways for facilitating the Passage and Traffic between various Parts of the Metropolis, or to contribute and join with any Persons in any such Improvements as aforesaid, and to take by Agreement or Gift any Land, Right in Land, or Property for the Purposes aforesaid (or otherwise), for the Improvement of the Metropolis, on such Terms and Conditions as they might think fit; and such Board, where it appeared to them that further Powers were required for the Purposes of any Work for

18 & 19 Vict.  
c. 120.

[*Local.*]

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the



*The Finsbury Park Act, 1857.*19 & 20 Vict.  
c. 112.

the Improvement of the Metropolis or public Benefit of the Inhabitants thereof, might make Applications to Parliament for that Purpose, and the Expenses of such Application might be defrayed as other Expenses of the said Board: And whereas by an Act passed in the Session of Parliament holden in the Eighteenth and Nineteenth Years of the Reign of Her present Majesty, intituled *An Act to amend the Act of the last Session of Parliament, Chapter 120, for the better Local Management of the Metropolis*, after enacting as therein specified, and reciting that Doubts were entertained whether the Provision in Section 144 of the said Act of the last Session authorizing the Metropolitan Board of Works, where it appeared to them that further Powers were required for the Purpose of any Work for the Improvement of the Metropolis or public Benefit of the Inhabitants thereof, to make Applications to Parliament for that Purpose, and providing that the Expenses of such Application might be defrayed as other Expenses of the said Board, extended to authorize Applications to Parliament by such Board for Powers for providing Parks, Pleasure Grounds, Places of Recreation, and open Spaces, and that it was expedient to remove such Doubts, it was therefore enacted, that the Powers given to the said Board to make Applications to Parliament, and the Provision for the Expenses of such Application, extended respectively to Applications to Parliament for the Purpose of providing Parks, Pleasure Grounds, Places of Recreation, and open Spaces for the Improvement of the Metropolis or the public Benefit of the Inhabitants thereof, and to the Expenses of all such Applications: And whereas Plans of the said proposed Park showing the Situation thereof, and the Lands proposed to be taken for the Purposes thereof, and also Books of Reference containing the Names of the Owners, Lessees, and Occupiers of the Land proposed to be taken for the Purposes of the said Park, have been deposited with the Clerk of the Peace for the County of *Middlesex*: And whereas the Chief Commissioner of Works and Public Buildings has considered and approved the Plans for the same proposed Park: And whereas the Metropolitan Board of Works are unable to carry into effect the said Improvements without the Authority of Parliament: 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,)

8 & 9 Vict.  
c. 18. incor-  
porated.

I. "The Lands Clauses Consolidation Act, 1845," (except such of the Provisions thereof as are expressly varied by or excepted from this Act) is incorporated with and forms Part of this Act, and the Expression "the Promoters of the Undertaking" in such Act means for the Purposes of this Act "the Metropolitan Board of Works."

II. In



*The Finsbury Park Act, 1857.*

II. In citing this Act for any Purpose it shall be sufficient to use the Expression "The *Finsbury Park Act, 1857.*" Short Title.

III. In this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,) Interpretation of Terms.

The Word "Person" shall include Corporation, whether aggregate or sole :

The Word "Streets" shall include Streets, Courts, or Alleys, Highways, Lanes, Roads, Thoroughfares, or public Passages or Places :

The Expression "the Board" shall mean "the Metropolitan Board of Works :"

The Expression "*New River Company*" shall mean the Governor and Company of the *New River* brought from *Chadwell* and *Amwell* to *London*.

IV. The Metropolitan Board of Works shall be and they are hereby empowered to carry this Act into execution. Metropolitan Board of Works to execute Act.

V. It shall be lawful for the Board from Time to Time to appoint a Committee to manage and transact all or any of the Matters or Purposes which the Board are hereby empowered to do, execute, or perform, which Committee shall have so much or so many of the Powers, Authorities, and Discretion by this Act given to and reposed in the Board as the Board shall think fit or proper to delegate to such Committee. Board to appoint Committee to carry the Act into execution.

VI. If any Person, being a Member of the said Committee, shall be directly or indirectly interested or concerned in any Contract which shall be made or entered into by or on behalf of such Committee for or concerning any of the Works to be performed or done in pursuance of this Act, or for or concerning any Materials to be used or employed therein, every such Contract shall be void, and the Person who, being a Member of such Committee, shall be so interested or concerned shall be liable to a Penalty of One hundred Pounds; and such Penalty may be recovered by any Person, with full Costs of Suit, in any of the Superior Courts. Members of Committee not to be interested in Contracts.

VII. It shall be lawful for the Board and they are hereby empowered to provide, form, and maintain a Park or Enclosure for the Use, Recreation, and Enjoyment of the Public, to be called "*Finsbury Park,*" situate in the Parishes of *St. Mary Islington* and *Hornsey* respectively in the County of *Middlesex*. Power to form and maintain Park.

VIII. It



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Power to Board to purchase compulsorily certain Property herein named.

VIII. It shall be lawful for the Board, for the Purposes aforesaid, to purchase and take, compulsorily or by Agreement, and to hold all or any of the Lands and Property herein-after mentioned and described, other than and except the Lands, Works, and Waters of the *New River Company*; (that is to say,) all those several Pieces or Parcels of Land situated in the Parishes of *St. Mary Islington* and *Hornsey* respectively, and containing in the whole Two hundred and fifty Acres or thereabouts, bounded on the North by a Line nearly ranging with Tile Kilns across Land belonging to or reputed to belong to *George Moore* and *Thomas Twining Wing*, and on the East by the *Green Lanes Road* and by the North, South, and West Boundaries of the Filtering Beds and Reservoirs belonging to the *New River Company*, and on the South by the River belonging to the *New River Company* and by Land belonging to *Henry Rydon Esquire*, and on the West by *Stroud Green Lane*, the *Great Northern Railway*, *Highbury Vale*, and *Blackstock Lane*, which said Pieces or Parcels of Land are intersected from East to West by the *Seven Sisters Road*, and are Portions of the said Pieces or Parcels of Land which are marked or shown upon the Plan so deposited with the Clerk of the Peace for the County of *Middlesex* aforesaid, or within the Limits of Deviation marked upon the said Plan.

Power to lay out, plant, and enclose the Park, and purchase Buildings, &c.

IX. The Board shall lay out, plant, and enclose the said Park, and build any Lodge or Lodges or other ornamental Buildings therein, and in such Manner as they shall think fit, and may cause any of the Buildings which shall be on the Hereditaments so to be purchased to be pulled down, and apply the Produce of the Sale of the Materials for any of the Purposes aforesaid.

Board may construct Bridges, &c.

X. The Board may construct such Bridges as they may deem necessary over the *New River* within the said Park.

Power to Board to appoint Officers, &c., and take Security, if they think fit.

XI. It shall be lawful for the Board from Time to Time to appoint Officers as they may think fit for the Purposes of this Act, and from Time to Time to remove the Officers so appointed or any of them, and to allow such Salaries and Allowances as the Board may think proper: Provided always, that the Board may and they are hereby authorized and empowered, if they shall think proper so to do, to take such Security from any such Officer for the due and faithful Execution of his Office as the Board shall think fit.

Power to Board to make Byelaws, and impose Penalties.

XII. It shall be lawful for the Board from Time to Time to make Byelaws for regulating, ordering, and governing the said Park and the Conduct of the Business relating thereto, and the Board may from Time to Time alter or repeal any such Byelaws, and may by such Byelaws impose such reasonable Penalties as they think fit, not exceeding



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exceeding Forty Shillings for each Breach of such Byelaws, but so that every such Byelaw be framed as to allow the Justices before whom any Penalty imposed thereby may be sought to be recovered to order the whole or Part only of such Penalty to be paid: Provided always, that no Byelaw of the Board shall be of any Force or Effect until the same has been approved under the Hand of One of Her Majesty's Principal Secretaries of State, and such Byelaws shall be sealed with the Seal of the Board and published as herein-after mentioned.

Byelaws, before acted on, to be approved by Secretary of State.

XIII. Copies of all Byelaws for the Time being in force under this Act affecting other Persons than the Officers of the Board shall be printed in legible Characters on Boards to be set up and continued at each and every of the Entrances, or in some conspicuous Position in the Park, and such Boards shall from Time be renewed, replaced, and restored when and so often as the same are destroyed, defaced, or removed: Provided always, that if any such Board be destroyed, defaced, or removed, such Byelaws shall continue in force and such Penalties shall be payable respectively during such Time as may be reasonably required, not exceeding Three Days, for renewing, replacing, or restoring the same, in the same Manner as if the Destruction, Removal, or Defacement had not occurred.

Byelaws to be set up in the Park.

XIV. The maintaining and keeping in order the said Park and otherwise regulating and improving the same shall be under the Care, Management, and Control of the said Board, and the said Board shall have and exercise all the Powers and Authorities given by this Act.

Management of the Park to be in the Board.

XV. The Expenses incurred by the Board of applying for and passing this Act, and preparatory or incident thereto, and the Expenses of carrying this Act into execution, shall be and are hereby included in the Expenses which are authorized to be defrayed by the Board under and in the Manner provided by "The Metropolis Local Management Act, 1855."

Expenses of Board to be defrayed as authorized by 18 & 19 Vict. c. 120.

XVI. No Officer of the Board shall be in anywise concerned or interested in any Contract or Work made with or executed for the Board; and if any such Officer be so concerned or interested, or shall, under colour of his Office or Employment, exact, take, or accept any Fee or Reward whatsoever other than his proper Salary and Allowances, he shall be incapable of afterwards holding or continuing in any Office or Employment under the Board, and shall forfeit and pay the Sum of Fifty Pounds, which may be recovered by any Person, with full Costs of Suit, by Action of Debt; provided that no Person, being a Shareholder of any Joint Stock Company established by Act of Parliament or by Charter, shall be prevented from being employed as

Penalty on Officers, &c. being interested in Contracts or exacting Fees.

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an Officer of the Board by reason of any Contract between such Company and the Board, or of any Work executed by such Company.

Power to Board to divert Streets, &c., making Compensation to Owners.

XVII. It shall be lawful for the said Board and they are hereby empowered for the Purpose of forming and enclosing the said Park or otherwise, and from Time to Time, to alter and divert such of the Streets, Roads, and Watercourses, other than the *New River* and the Works and Waters of the *New River* Company, delineated upon the Plan deposited as aforesaid, and lying within the Boundary of the Pieces of Land hereby authorized to be purchased, as to the Board may seem necessary.

Power to Board to stop up Parts of Carriage and Foot Ways of Streets.

XVIII. It shall be lawful for the Board, and they are hereby authorized and empowered, during the forming and enclosing the said Park and Approaches, to stop up or cause to be stopped up all or such Part of the Carriage or Foot Ways of any Streets, Roads, or Ways which shall be necessary for the Purposes of this Act, and for that Purpose to put up or cause to be put up sufficient Bars, Posts, and other Erections, and to make such Orders for regulating the Passage of all Carts, Carriages, Horses, and Foot Passengers as to them shall seem proper.

Not to interfere with Metropolis Roads North of the Thames without Consent.

XIX. Nothing in this Act contained shall take away, alter, or diminish any of the Rights, Powers, or Privileges vested in the Commissioners of the Metropolis Turnpike Roads North of the *Thames*, or authorize the Board to break up any of the Turnpike Roads under the Control of the said Commissioners, or any Part thereof, or to make any Encroachments upon such Roads, or to alter the Level thereof, or in any Manner to interfere with the Drainage of the Roads, where such Roads are beyond the Limits of the "Metropolis Local Management Act, 1855," without the Consent of the said Commissioners, or of their General Surveyor for the Time being for that Purpose first had; but nevertheless if any Difference shall arise between the said Commissioners and the said Board, the Matter in difference shall be referred to the President of the Board of Trade, or to some Officer whom he may appoint.

Board to make Roads from Lands of G. Moore and T. Twining Wing to Green Lanes Road.

XX. The Board shall make proper and convenient Roads for preserving the Communication between the Lands belonging or reputed to belong to *George Moore* and *Thomas Twining Wing* Esquires, lying upon the West and North Sides respectively of the said Park, so as to provide a Thoroughfare from the said Lands into and out of the Road now called the *Green Lanes*, leading to *Southgate*, and into and out of the *Seven Sisters Road*: Provided that if any Dispute should arise as to such Communication, the same shall be referred to the Chief Commissioner of Works and Buildings, and such intended



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intended substituted Roads shall be completed before the existing Communications with the said Lands are interfered with.

XXI. It shall be lawful for the Board and they are hereby empowered to cause to be arched over or filled up all such Sewers, or Part or Parts thereof, which shall lie and be in or near to the said Park and its Approaches respectively, as shall appear necessary for completing the Purposes of this Act, so as that no public Sewer whatsoever or any private Drain (unless the same become unnecessary by reason of the Purchase of the Property entitled to the Use thereof) shall be in anywise disturbed, injured, or prejudiced without another Sewer or Drain being made in lieu thereof equally serviceable and convenient to the Individual or Neighbourhood: Provided always, that at the Time of filling up any Sewer or Drain, or Part thereof as aforesaid, the Board shall cause to be made and built other good and sufficient Sewers and Drains of the same or greater Size or Capacity, and upon the same or lower Levels, than the Sewers or Drains which shall be filled up, and when made and completed the said Sewers and Drains shall be under the same Jurisdiction, Care, Management, and Direction as the existing Sewers or Drains.

Sewers or Drains to be arched over or filled up.

Board at the Time of filling up any Sewer, &c., to build a similar Sewer, &c.

XXII. It shall be lawful for the Board for the Purposes of this Act to raise, sink, or otherwise alter or cause to be altered the Mains, and the Leaden or other Pipes which, for the Purposes of conveying Water or Gas to any House or other Place, shall be laid into or from any Main or Pipe laid down by any of the Companies or Societies who furnish the Inhabitants with Water or Gas, in such Manner as shall be consistent with the Sections numbered respectively Nineteen, Twenty, Twenty-one, and Twenty-three of the "Railways Clauses Consolidation Act, 1845," which Sections shall be incorporated with this Act; and in the Construction thereof the Expression "the Company" shall mean "the Board," and the Expression "the Railway" shall mean "the Park," and to remove all other Obstructions, so as the same respectively be done with as little Detriment and Inconvenience to the said Companies, Societies, and Inhabitants as the Circumstances of the Case will admit.

Power to Board to raise, sink, or alter Water or Gas Pipes.

XXIII. For the Purposes of this Act it shall be lawful for the Board to take and use any Lands which they are by this Act authorized to purchase and take, and to pull down and remove, or to cause to be pulled down and removed, any Houses or Buildings situate thereon which they may deem necessary or expedient to take, use, or pull down and remove for the Purposes of this Act, at any Time at the Expiration of Six Months after Notice in Writing from the Board, or their Clerk or Agent duly authorized, of the Intention to take or use the same shall have been left at the principal Office or Place of

Power to take Houses and Land for the Purposes of this Act.



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of Business of or given to the principal Officer of the Corporation interested in or entitled to or by this Act or "The Lands Clauses Consolidation Act, 1845," enabled to sell and convey any such Lands, Houses, or Buildings, or to the Person who shall be the Owner and Occupier of such Lands, or have been left at his usual or last known Place of Abode or Business, or, in case such Owner is unknown, or cannot after due Inquiry be found, have been left with the Tenant or Occupier of the same Lands, Houses, or Buildings, or affixed upon some Part of such Lands, Houses, or Buildings.

Property not to be taken without Consent, unless delineated on Plan.

XXIV. Provided always, That the Board shall not be authorized to take any Lands for the Purposes of this Act belonging to the *New River* Company without their Consent, nor any other Lands, except such as are delineated on the Plans deposited as aforesaid, and described in the Books of Reference thereto, without the Consent of the Owner, Lessee, and Occupier thereof, unless such Lands shall have been omitted by Mistake, and the Fact that such Omission proceeded from Mistake shall have been certified in manner hereinafter provided for.

Errors and Omissions in Plans, &c. may be corrected, by Justices, who shall certify the same.

XXV. If any Omission, Mis-statement, or erroneous Description shall have been made of any Lands, or of the Owners, Lessees, or Occupiers of any Lands, on the said Plans, or in the Books of Reference thereto, it shall be lawful for the Board, after giving Ten Days Notice to the Owners of the Lands affected by such proposed Correction, to apply to Two Justices for the Correction thereof; and if it shall appear to such Justices that such Omission, Mis-statement, or erroneous Description arose from Mistake, they shall certify the same accordingly, and they shall in such Certificate state the Particulars of any such Omission, and in what respect any such Matter shall have been mis-stated or erroneously described; and such Certificate shall be deposited with the Clerk of the Peace for the County of *Middlesex*; and such Certificate shall be kept by such Clerk of the Peace along with the other Documents to which they relate, and thereupon such Plan or Book of Reference shall be deemed to be corrected according to such Certificate, and it shall be lawful for the Board to take the Lands in accordance with such Certificate.

Certificate to be deposited.

Board empowered to treat for the Purchase of Lands, &c.

XXVI. It shall be lawful for the Board and they are hereby empowered to treat and agree for the Purchase of any Lands authorized to be taken and used by them as aforesaid, and of any subsisting Leases, Terms, Shares, Estates, and Interests therein and Charges thereon, or such of them or such Part thereof as the Board shall think proper.

Powers for compulsory

XXVII. The Powers of the Board for the compulsory Purchase or taking of the Lands authorized to be taken by this Act shall not be exercised



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exercised after the Expiration of Five Years, to be computed from the passing of this Act. Purchases limited.

XXVIII. The One hundred and thirty-third Section of the "Lands Clauses Consolidation Act, 1845," shall not be incorporated with or form Part of this Act. Section 133. of 8 & 9 Vict. c. 18. not to apply.

XXIX. And whereas, by reason of the Exercise of the Powers by this Act granted, there may be Deficiencies in the Assessments for Land Tax in the said Parishes, Precincts, and Districts through or in which the Works hereby authorized may be performed or done: The Board therefore, in case they shall become possessed by virtue of this Act of any Premises charged with the Land Tax, shall from Time to Time, until the Works hereby authorized shall be completed and assessed to such Land Tax, be liable to make good the Deficiency arising within any Parish, Precinct, or District by reason of any Lands having been taken or used for the Purposes of this Act, and such Deficiency shall be computed according to the Rental at which such Lands, with any Buildings thereon, were valued or rated at the Time of the passing of this Act, and the Board shall pay all Deficiencies, on Demand thereof, to the Collector of the said Assessments; nevertheless, if at any Time the Board think fit to redeem such Land Tax, they may do so in accordance with the Powers in that Behalf given by the Acts for the Redemption of the Land Tax. Provision for Deficiencies in Land Tax.

XXX. Provided always, That the Board, their Lessees or Assigns, shall not, in the Execution of any of the Powers by this Act given, diminish or interfere with the Channel of the *New River* or the Flow of Water through the same, or construct or lay down any Works, Sewers, Drains, Houses, Erections, or Buildings whereby or by the User whereof the Water therein or in the Mains of the *New River* Company may be fouled, or the free Access of Air to the said Channel obstructed; and the Board, their Lessees or Assigns, shall not make any Alteration of the Levels of the Land purchased or taken under this Act, whereby the Depth of Ground between the Surface and any of the Mains of the *New River* Company shall be reduced to less than Eighteen Inches, or whereby the Access to the *New River* shall be hindered. New River Company not to be interfered with.

XXXI. The *New River* Company may at all Times hereafter lay down any new or additional Mains and Pipes, and examine, remove, alter, repair, and renew any of their Mains or Pipes for the Time being laid in or under any Lands which, or their Rights and Easements in and over which, shall have been purchased under the Powers of this Act, and examine and cleanse the Channel of the *New River* in the Passage thereof through the same Lands, and remove therefrom, place, New River Company may lay and renew Mains, &c.

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and lay upon the Banks thereof Stones, Ice, Mud, Rubbish, Weeds, Vegetables, and other Matters which it may from Time to Time be necessary to remove from their Works ; and for the Purposes aforesaid the *New River* Company, their Agents, Servants, and Workmen, may at all reasonable Times hereafter, with or without Horses and Carts, enter upon any of the same Lands : Provided always, that in the Execution of these Powers the *New River* Company shall do as little Damage as may be, and whenever the Surface of the Ground is disturbed by them they shall restore the same to the previous Condition thereof, or as near thereto as may be, and shall remove all such Matters as shall be laid on the said Lands as aforesaid with all reasonable Despatch.

Certain Works for Park to be made at the Expense of the Board, and to Satisfaction of *New River* Company, as far as affects *New River*.

XXXII. That in the event of the Board acquiring the Estate of the Ecclesiastical Commissioners adjoining upon the Filtering Reservoirs of the *New River* Company near the *Green Lanes*, and appropriating the Land for the Purposes of a Park, the Board shall, if the Board of Trade shall so require, fence the *New River* and Reservoir from the Public ; and all such Roads, Sewers, Bridges, Communications, and other Works as shall be desired by the said Board, whether adjoining upon the said Reservoirs or crossing the *New River* or the Mains or Works of the *New River* Company, shall be constructed by and at the Expense of the said Board ; and as to such of the same as interfere with, infringe upon, or pass over any of the Works of the said *New River* Company, the same shall be constructed under the Superintendence and to the Satisfaction of the Engineer for the Time being of the said *New River* Company, and the *New River* Company shall be exonerated from any Obligation under which they now lie to the Ecclesiastical Commissioners for the Formation of Roads, Sewers, or Bridges, with a view to the Occupation of the same Ground for Building Purposes or otherwise.

As to Settlement of Disputes between Board and *New River* Company.

XXXIII. Any Disputes which may arise between the *New River* Company and the Board with reference to the Construction, Execution or Non-execution, Observance or Non-observance of any of the Powers or Provisions of this Act, or to any Matter incidental thereto or connected therewith, (except Questions the Settlement of which is provided for by "The Lands Clauses Consolidation Act, 1845," herewith incorporated,) shall, unless a Judge of any of the Superior Courts of Common Law shall, on Application to be made to him in a summary Way, otherwise direct, be settled by Arbitration ; and for this Purpose the Clauses and Provisions of "The Railways Clauses Consolidation Act, 1845," with respect to the Settlement of Disputes by Arbitration, are incorporated with this Act, with this Alteration, namely, that the Appointment of any Arbitrator on the Part of the Board shall be under their Common Seal.

XXXIV. The



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XXXIV. The Board may, within Ten Years after the Completion of the Park, sell or dispose of to any Person or Persons, and grant and convey, such Parts of the said Lands, not exceeding Twenty Acres in the whole, which they may have purchased under the Authority of this Act, and which shall not be wanted for the Purposes of this Act: Provided always, that the original Vendors or their Representatives of any such Land or Portion of Land proposed to be sold by the said Board shall have the Right of Pre-emption of such Land or such Portion of Land at its then Price, and subject to such Covenants and Conditions as shall be inserted in Conveyances from the Board to other Purchasers.

Power to Board to sell Land not wanted.

XXXV. The Receipt of the Board for any Purchase Moneys, Rents, or Profits, or other Money payable to the Board by virtue of this Act, shall be a sufficient and effectual Discharge for the Money in such Receipt expressed or acknowledged to be received, and the Persons to whom the same shall be given shall not afterwards be answerable or accountable for the Misapplication or Nonapplication of the Money in such Receipt expressed or acknowledged to be received.

Receipt of Board to be effectual Discharges.

XXXVI. For the Purpose of defraying the Expenses of carrying this Act into execution it shall be lawful for the Board from Time to Time to borrow and take up at Interest any Sums of Money which the Board may require for the Purposes of this Act, and for securing the Repayment of the Moneys so to be borrowed, with Interest, the Board may issue Bonds under their Corporate Seal, or may mortgage and assign over the Moneys or Sums charged, raised, and assessed, or to be charged, raised, and assessed, by them by virtue of "The Metropolis Local Management Act, 1855," or any Part thereof respectively, to the Person who shall lend and advance such Money, or his Trustees, as a Security for the Repayment of the Money so to be borrowed, together with Interest for the same.

The Board to raise Money for the Purposes of this Act.

XXXVII. Every such Bond or Mortgage shall be by Deed duly stamped, in which the Consideration shall be truly stated, and any such Bond may be according to the Form in the Schedule to this Act annexed or to the like Effect.

Form of Bonds and Mortgages.

XXXVIII. The Sections of "The Metropolis Local Management Act, 1855," numbered respectively One hundred and eighty-four to One hundred and ninety-one, both inclusive, are incorporated with this Act, and shall be applicable, so far as the same are not inconsistent herewith, to the Mortgages and Bonds by this Act authorized to be granted and issued.

Certain Provisions of 18 & 19 Vict. c. 120. incorporated.

XXXIX. All Persons to whom such Bonds or Mortgages shall be made, or who shall be entitled to the Moneys thereby secured, shall, in Preference.

Bonds and Mortgages to be without Preference.



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in proportion to the Sums therein respectively mentioned, be Creditors on the said Moneys raiseable under "The Metropolis Local Management Act, 1855," equally one with another, without any Preference in respect to the Priority of advancing such Moneys, or of the Dates of any such Bonds or Mortgages respectively.

Power to raise Money on Annuities.

XL. In case the Board shall think it advisable or more advantageous to raise all or any Part of the Money to be borrowed under this Act by granting Annuities for Life or for Terms of Years instead of raising the same by Bonds or on Mortgage, it shall be lawful for the Board, by Deed under their Corporate Seal, to grant an Annuity to any Person who shall contribute and pay to the Treasurer of the Board any Sum of Money which to the Board shall seem right and proper for the absolute Purchase of an Annuity to be paid and payable during the Life of any such Contributor, or the Life of such Person as shall be nominated by such Contributor at the Time of Payment of his Contribution or Purchase Money, or for any Term of Years which may be agreed upon, and such Grant may be according to the Form in the Schedule to this Act annexed, or to the like Effect.

As to Register, Transfer, &c. of Annuities.

XLI. The Provisions in "The Metropolis Local Management Act, 1855," with respect to the Register, Transfer, and Register of Transfers of Mortgages shall be respectively applicable to the Register, Transfer, and Register of Transfers of Annuities granted by virtue of the Provisions herein-before contained.

Form of Transfer.

XLII. The Form of Transfer of Mortgages contained in Schedule (F.) to "The Metropolis Local Management Act, 1855," shall be applicable, as far as may be practicable or convenient, to the Transfer of Annuities and Bonds granted or issued under the Authority of this Act.

Mortgages, &c. to be charged on the Rates.

XLIII. All Moneys raised by Mortgage or Bond, and all Sums of Money payable by way of Annuity by virtue of this Act, shall be chargeable upon and payable out of the Moneys or Rates which the Board are authorized to raise or assess by virtue of "The Metropolis Local Management Act, 1855."

Expenses of Mortgages and Annuities.

XLIV. The Expenses of every Bond, Mortgage, and Grant of Annuity shall from Time to Time be defrayed by the Board out of the Money raised by the same.

Application of Moneys to be borrowed.

XLV. All the Money which shall be raised under the Authority of this Act shall be applied, in the first place, in paying the Expenses incurred by the Board of applying for, obtaining, and passing this Act, and preparatory or incident thereto, and afterwards in purchasing Lands, and making such Park and other Improvements connected therewith



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therewith as are hereby authorized, and as the Board shall direct to be made, and in or towards Payment of the Bonds, Mortgages, and Annuities for the Time being existing under the Authority of this Act, and in or towards carrying into effect the other Purposes of this Act; and any Surplus shall be applicable to the Purposes to which the general Funds authorized to be raised by the Board are by "The Metropolis Local Management Act, 1855," directed to be applied, and Accounts shall be kept separately as to this Undertaking, and the Works hereby authorized for the general Works and Operations of the Board.

XLVI. The Board may enter into all such Contracts as they may think fit for forming and providing the said Park, Conveniences, and Matters by this Act authorized to be provided, and for any others in relation to the Purposes of this Act in respect of which it may appear to the Board expedient to enter into Contracts.

The Board  
may con-  
tract.

XLVII. The Accounts and Proceedings of the Board in the Execution of their Powers under this Act shall be kept balanced, audited, and reported upon in the same Manner, and shall be under the same Regulations, as is provided for in respect of the Accounts and Proceedings of the Board under "The Metropolis Local Management Act, 1855," and for that Purpose the Sections of the said last-mentioned Act numbered respectively One hundred and ninety-two, One hundred and ninety-three, One hundred and ninety-five, One hundred and ninety-six, Two hundred, and Two hundred and one are incorporated with this Act, and shall be applicable to the Accounts and Proceedings to be kept, balanced, audited, and reported upon under this Act: Provided always, that the said Accounts and Proceedings of the Board under this Act shall be kept and entered up in Books separately and apart from the general Accounts and Proceedings of the Board under "The Metropolis Local Management Act, 1855."

Accounts to  
be kept.



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*The Finsbury Park Act, 1857.*

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## SCHEDULE referred to in the foregoing Act.

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*Form of Bond.*

## The Metropolitan Board of Works.

Bond No. £

By virtue of "The Act, 1857," we, the Metropolitan Board of Works, in consideration of the Sum of £ to us in hand paid by *A.B.* of do bind ourselves and our Successors unto the said *A.B.* his Executors, Administrators, and Assigns, in the penal Sum of £ . The Condition of the above Obligation is such that if the said Board shall pay to the said *A.B.* his Executors, Administrators, or Assigns, at on the Day of which will be in the Year One thousand eight hundred and fifty the Principal Sum of Pounds, together with Interest for the same at the Rate of Pounds per Cent. per Annum, payable half-yearly on the Day of and the Day of then the above-written Obligation is to become void, otherwise to remain in full Force.

Given under our Common Seal this Day  
One thousand eight hundred and

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*Form of Security for granting Annuity.*

By virtue of "The Act, 1857," the Metropolitan Board of Works, in consideration of the Sum of Pounds paid to the Treasurer of the said Board by *A.B.* of for the Purposes of the said Act, do hereby grant unto the said *A.B.* an Annuity of Pounds out of the Moneys and Rates authorized to be raised and assessed by the said Board by virtue of an Act passed in the Eighteenth and Nineteenth Years of the Reign of Her Majesty Queen Victoria, intituled "An Act for the better Local Management of the Metropolis," which Annuity of Pounds shall be paid to the said *A.B.* or his Assigns during the Term of his Life [*or to the said A.B., his Executors, Administrators, or Assigns, during the Life of C.D., as the Case may be,*] upon the

Day



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*The Finsbury Park Act, 1857.*

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Day of \_\_\_\_\_ in every Year during the Life of him the said  
 [or, as the Case may be, for a Term of \_\_\_\_\_ Years,  
 commencing at and from \_\_\_\_\_ the Day of  
 at \_\_\_\_\_], the First Payment thereof to be made on the  
 Day of \_\_\_\_\_ next ensuing the Date hereof  
 [or by equal half-yearly or quarterly Payments, as the Case may be,  
 on the \_\_\_\_\_ Day of \_\_\_\_\_ respectively].

Dated this \_\_\_\_\_ Day of \_\_\_\_\_ One thousand  
 eight hundred and \_\_\_\_\_

(L.S.)  
*Common Seal of the Board.*

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