



## CHAPTER lxxxii.

An Act for conferring further powers upon the Metropolitan Railway Company in relation to their own and other Undertakings and for authorising Agreements with other companies and bodies and for other purposes.

A.D. 1892.

[20th June 1892.]

WHEREAS by the Metropolitan Railway Act 1889 the period for the completion of the portion of the railway authorised by the Aylesbury and Rickmansworth Railway Act 1881 between the junction therewith of the branch railway of the Metropolitan Railway Company (in this Act called "the Company") to Chesham and Aylesbury as deviated under the authority of the Metropolitan Railway Act 1885 (in the said Act and herein-after called "the Aylesbury section") was extended and it is expedient that the same should be further extended as provided by this Act:

And whereas the Tower Company Limited (in this Act called "the Tower Company") are or claim to be the owners of a valuable estate adjoining the Wembley Park Station of the Company a portion of which containing in extent one hundred and twenty acres or thereabouts they have agreed to lease to the Metropolitan Tower Construction Company Limited (in this Act called "the Construction Company") for the term of nine hundred and ninety-nine years from the twenty-fifth day of December one thousand eight hundred and ninety-one to be laid out as a park with a tower and other buildings and places for recreation and amusement and the Tower Company and the Construction Company have already expended upwards of fifty thousand pounds thereon:

And whereas the said park is intended shortly to be opened and considerable advantage is expected to accrue therefrom to the Company in respect of the increase of passenger traffic and also to the Metropolitan Surplus Lands Committee and the holders of the

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surplus lands stock (in this Act included in the expression "the Surplus Lands Committee") by enhancing the value of other property belonging to them in the immediate neighbourhood and it is expedient that powers should be conferred upon the Company and the Surplus Lands Committee to subscribe to the undertaking of the Construction Company as herein-after contained and that section 30 of the Metropolitan Railway Act 1877 and section 39 of the Metropolitan Railway Act 1885 should be amended extended and varied as provided by this Act :

And whereas it is expedient that the Company and the Surplus Lands Committee respectively should be empowered to enter into and carry into effect agreements with the Tower Company and the Construction Company respectively as herein-after mentioned :

And whereas the objects of this Act cannot be attained 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) :—

Short title.

1. This Act may be cited for all purposes as the Metropolitan Railway Act 1892.

Incorporation of Act.

2. Part II. (relating to extension of time) of the Railways Clauses Act 1863 is incorporated with and forms part of this Act.

Extending period for completion of Aylesbury section.

3. The period limited by the Aylesbury and Rickmansworth Railway Act 1881 as amended by the Metropolitan Railway (Various Powers) Act 1884 the Metropolitan Railway Act 1885 and the Metropolitan Railway Act 1889 for the completion of the Aylesbury section is hereby further extended for a period of two years from the passing of this Act and subject to the provisions of the said Acts the powers thereby conferred upon the Company for the construction of the Aylesbury section may be exercised by the Company for that period as fully and effectually as if that period had been the period prescribed by the first-mentioned Act for the exercise thereof and section 18 of that Act shall be read and construed accordingly :

If the Aylesbury section be not completed within the said period of two years from the passing of this Act then on the expiration of that period the powers by this Act granted to the Company for making and completing the same or otherwise in relation thereto shall cease except as to so much thereof as shall be then completed.

4. Section 19 of the Aylesbury and Rickmansworth Railway Act 1881 is hereby repealed and in lieu thereof the provisions herein-after contained shall have effect as fully and effectually as if they had been specifically enacted in the said Act in lieu of the said section 19. The provisions herein-before referred to are as follows viz. :—

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Application  
of penalty.

Every sum so recovered by way of penalty as aforesaid shall be applicable and after due notice in the London Gazette shall be applied towards compensating any landowners or other persons whose property has been interfered with or otherwise rendered less valuable by the commencement construction or abandonment of the railway or any portion thereof or who have been subjected to injury or loss in consequence of the compulsory powers of taking property conferred upon the Company by this Act and for which injury or loss no compensation or inadequate compensation has been paid and shall be distributed in satisfaction of such compensation as aforesaid in such manner and in such proportions as to the High Court may seem fit and if no such compensation is payable or if a portion of the sum or sums of money so recovered by way of penalty as aforesaid has been found sufficient to satisfy all just claims in respect of such compensation then the said sum or sums of money recovered by way of penalty or such portion thereof as may not be required as aforesaid shall if a receiver has been appointed or the Company is insolvent or the undertaking has been abandoned be paid or transferred to such receiver of the Company or be applied in the discretion of the Court as part of the assets of the Company for the benefit of the creditors thereof and subject to such application shall be repaid or retransferred to the Company.

5. The Company may from time to time enter into and carry into effect and rescind agreements and arrangements with the Tower Company and the Construction Company respectively with respect to the following matters or any of them (that is to say):—

Power to  
Company  
Surplus  
Lands Com-  
mittee Tower  
Company  
and Con-  
struction  
Company  
to make  
agreements.

The through booking of traffic between or coming from or destined for the railways of the Company or of any company or companies for the time being working or using the Metropolitan Railway or interchanging traffic with the Company and the land estate and property of the Surplus Lands Committee or of the Tower Company or of the Construction Company or any of them :

And the fixing collection appropriation apportionment and distribution of the through and other rates and charges arising from such traffic.

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Power to  
Company  
and Surplus  
Lands Com-  
mittee to  
subscribe and  
apply funds  
to purposes  
of Construc-  
tion Com-  
pany.

6. The Company and the Surplus Lands Committee with the authority of a resolution of three fourths of the votes of their respective shareholders or stockholders present in person or by proxy at a general meeting of such Company or of the holders of the Metropolitan Railway surplus lands stock as the case may be specially convened for the purpose may from time to time respectively subscribe such sums not exceeding in each case thirty thousand pounds as may be determined by any such resolution towards the general purposes of the Construction Company including the construction and maintenance of their works and the said Company and Committee respectively may with the like authority contribute and apply in or towards payment of their said subscription any moneys which they are already authorised to raise and which may not be required by them respectively for the purposes of their respective undertakings or any other moneys belonging to them respectively or respectively under their control and the Company or Committee so respectively subscribing such sums shall in respect of the sums to be subscribed and the corresponding shares in the Construction Company to be held by them have all the powers rights and privileges and be subject to all the obligations and liabilities of proprietors of shares in the Company.

Extending  
powers of  
Company  
and Surplus  
Lands Com-  
mittee as to  
investments.

7. The provisions contained in section 30 of the Metropolitan Railway Act 1877 with reference to the investment of the reserve fund therein authorised and the annual income derived therefrom and the provisions of sub-section 6 (E) of section 39 of the Metropolitan Railway Act 1885 with reference to the application by the Surplus Lands Committee of the net proceeds arising from the sale of any part or parts of the surplus lands or which may arise from premiums on the granting or renewal of leases or otherwise shall respectively extend to and include the application of such reserve fund annual income and net proceeds respectively or any part thereof towards the sums which the Company and the Surplus Lands Committee are by the last preceding section respectively authorised to subscribe and the Company and Surplus Lands Committee are hereby respectively authorised to apply such reserve fund annual income or net proceeds accordingly.

Provision as  
to general  
railway  
Acts.

8. Nothing in this Act contained shall exempt the Company from the provisions of any general Act relating to railways or the better or more impartial audit of the accounts of railway companies now in force or which may hereafter pass during this or any future session of Parliament or from any future revision under the

[55 & 56 VICT.] *Metropolitan Railway Act, 1892.* [Ch. lxxxii.]

authority of Parliament of the maximum rates of fares and charges A.D. 1892.  
or of the rates for small parcels.

9. All costs charges and expenses of and incident to the pre- Costs of Act.  
paring for obtaining and passing of this Act or otherwise in  
relation thereto shall be paid by the Company.

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