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Act, 1892.



CHAPTER xcix.

An Act to enable the London Chatham and Dover Railway Company to make agreements with the Dover Harbour Board and for other purposes. A.D. 1892.
[20th June 1892.]

WHEREAS it is expedient that the London Chatham and Dover Railway Company (in this Act called "the Company") be authorised to abandon the construction of so much of the railway in the parishes of Sittingbourne and Milton or one of them all in the county of Kent authorised by the London Chatham and Dover Railway Act 1876 as has not been constructed and that the stock in which the money deposited with the Court of Chancery in England with reference to such railway was invested together with the accumulated interest or dividends thereof should be released and transferred as herein-after provided :

And whereas it is expedient that the time limited by the London Chatham and Dover Railway Act 1888 for the completion of the widenings of the Company's railway authorised by the London Chatham and Dover Railway Act 1879 and described in section 4 of that Act should be extended :

And whereas it is expedient that the Company for the purposes of their general undertaking be empowered to purchase by compulsion or agreement the lands in this Act mentioned :

And whereas it is also expedient that the Company be empowered to widen the bridge carrying the Company's railway over the road formerly called Cemetery Road and now Gibbon Road in the parish of St. Giles Camberwell in the county of London :

And whereas it is expedient to empower the Company to widen as herein-after provided the staircase leading to and from the central platform of the Company's Walworth Road Station :

And whereas it is expedient that the footpath leading to and footbridge across the station of the Company's railway at New

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A.D. 1892. — Brompton in the parish of Gillingham in the county of Kent so far as the same are situated on the property of the Company should be stopped up and the use thereof by the public discontinued :

And whereas it is expedient that the agreement made and entered into between the Company and the mayor aldermen and burgesses of the borough of Ramsgate dated the twenty-ninth day of May 1891 and scheduled to this Act should be confirmed :

And whereas plans of the works proposed to be authorised by this Act and plans of the lands houses and other property required or which may be taken for the purposes of this Act with books of reference to those plans containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of those lands houses and other property were duly deposited with the respective clerks of the peace for the counties of Kent and of London and are herein-after respectively referred to as the deposited plans and books of reference :

And whereas by the Dover Harbour Act 1891 (in this Act referred to as "the recited Act") the Dover Harbour Board (in this Act referred to as "the Harbour Board") were for the purpose of making a deep water harbour at Dover authorised to construct among other things certain piers or jetties in the bed of the sea which among other things will have the effect of protecting the harbour against the direct action of the winds and waves :

And whereas by section 48 of the recited Act the Harbour Board were authorised from time to time to enter into and carry into effect agreements with the South Eastern Railway Company (in this Act referred to as "the South Eastern Company") and the London Chatham and Dover Railway Company or any other railway company (in the said section 48 referred to as "the contracting party") (1) with respect to the use by the contracting party of the piers and works authorised by the recited Act or any of them or any part thereof (2) with respect to the use by the contracting party of Dover Harbour as it existed at the passing of the recited Act and as it will from time to time exist before and after the completion of the piers and works by the recited Act authorised (3) with respect to the dues to be demanded and taken from the contracting party in Dover Harbour as it existed and will exist as aforesaid and in or on the piers and works by the recited Act authorised as and when in part or wholly completed and in the water area within the same or any part thereof and with respect to the compounding for or commutation of dues by payment of fixed annual or other sums of money or otherwise (4) with respect to the erection of works for

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the accommodation of the contracting party and the payment in whole or in part by the contracting party of the cost thereof either by a sum in gross or by rent or annual payment or by special dues or otherwise : A.D. 1892.

And whereas by the recited Act the Harbour Board were authorised subject to and in accordance with the provisions of that Act and for the purposes of that Act and the former Harbour Acts (as defined by the recited Act) from time to time to raise any sum or sums not exceeding in the whole six hundred and sixty-one thousand seven hundred and thirty-seven pounds by the creation and issue of redeemable debenture stock and it was provided that of such stock a portion not exceeding four hundred thousand pounds should if the Harbour Board resolve that the same and the interest thereon should rank before and have priority over the remainder of such stock and the interest thereon bear interest at a rate not exceeding five per centum per annum and should be called "Dover Harbour Redeemable First Debenture Stock" and that the remainder should bear interest at such rate as the Harbour Board should by resolution determine and be called "Dover Harbour Redeemable Second Debenture Stock" and it was also provided that all and each of the said stocks respectively should bear the same rate of interest :

And whereas by the recited Act (section 26) it was also provided that the said debenture stock with the interest thereon should be a charge on all the net revenues of the Harbour Board arising from their harbour undertaking and on all property belonging to them (not being property actually used in connexion with the harbour undertaking) in priority to all other charges and incumbrances thereon save only the principal and interest secured by such mortgages charges or assignments granted before the first issue of debenture stock as shall for the time being be subsisting :

And whereas it was by the recited Act (section 44) provided that the Harbour Board may demand and take a sum not exceeding one shilling in this Act called "the special rate" in respect of every person carried or about to be carried as a passenger in any vessel between Dover and any port or place on the continent and embarking or landing in the harbour as it will from time to time exist during the construction and after the completion of the works by the recited Act authorised or at any of such piers or works such sum to be paid if demanded before such person is allowed to embark or land in the harbour :

And whereas the Company carry a very large and important traffic between the continent of Europe and Dover and with a view

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A.D. 1892. to the safe and uninterrupted carriage of this traffic including the carriage of the mails by means of the steam vessels of the Company it is of great importance that the piers and works authorised by the recited Act should be carried out with as little delay as possible :

And whereas the Harbour Board finding themselves unable to raise the capital required for the piers jetties and works authorised by the recited Act have applied to the Company to assist them to do so by means of such a guarantee as will secure a dividend upon such capital or so much thereof as may be necessary to complete the works for providing efficient berthage and other accommodation within Dover Harbour protected from the direct action of stormy seas for the steamers employed by the Company in the carriage of such continental traffic.

And whereas in consideration of the safety and accommodation so to be provided the Company are willing subject to the approval of Parliament to grant such guarantee to the effect and in manner herein-after mentioned and it is expedient that they be authorised to make and carry into effect agreements with that view as herein-after provided :

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 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 :—

Short title. 1. This Act may be cited as the London Chatham and Dover Railway Act 1892.

Incorporation of General Acts. 2. The Lands Clauses Acts and the Railways Clauses Consolidation Act 1845 and Part II. (relating to extension of time) of the Railways Clauses Act 1863 are except where expressly varied by this Act incorporated with and form part of this Act.

Interpretation. 3. In this Act the several words and expressions to which meanings are assigned by the Acts incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction The expression "the Company" means the London Chatham and Dover Railway Company the expression "the South Eastern Company" means the South Eastern Railway Company the expression "the Harbour Board" means the Dover Harbour Board the expression "the Act

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of 1876" means the London Chatham and Dover Railway Act 1876 A.D. 1892.
the expression "the recited Act" means the Dover Harbour Act
1891 and for the purposes of this Act the expression "superior
courts" or "court of competent jurisdiction" or any other like
expression in this Act or any Act wholly or partially incorporated
herewith shall be read and have effect as if the debt or demand with
respect to which the expression is used were a simple contract debt
and not a debt or demand created by statute.

4. The expression "parish clerks" and "clerks of the several Interpretation
parishes" in sections seven eight and nine of the Railways of term
Clauses Consolidation Act 1845 shall with reference to the Com- "parish
pany and as regards those parishes or places within the metropolis clerks."
as defined by the Metropolis Management Act 1855 in which by
the standing orders of either House of Parliament plans sections
and other documents are required to be deposited with the clerk of
the vestry of the parish or with the clerk of the district board for
the district in which the parish is included mean in the first case the
vestry clerks of those parishes and in the second case the clerks of
those district boards respectively.

5. The Company shall abandon the construction of so much as Abandonment
has not been constructed of the railway (in this Act called "the of portion of
Sittingbourne Branch Railway") in the parishes of Sittingbourne and Sittingbourne
Milton in the county of Kent authorised by the Act of 1876. Branch Rail-
way.

6. The abandonment by the Company under the authority of Compensation
this Act of the Sittingbourne Branch Railway and works shall not for
prejudice or affect the right of the owner or occupier of any land to damage to
receive compensation for any damage occasioned by the entry of the land by
Company on such land for the purpose of surveying and taking entry &c.
levels or probing or boring to ascertain the nature of the soil or for purposes
setting out of the line of railway and shall not prejudice or affect of railway
the right of the owner or occupier of any land which has been abandoned.
temporarily occupied by the Company to receive compensation for
such temporary occupation or for any loss damage or injury which
may have been sustained by such owner or occupier by reason
thereof or of the exercise as regards such land of any of the powers
contained in the Railways Clauses Consolidation Act 1845 or the
Act of 1876.

7. Where before the passing of this Act any contract has been Compensation
entered into or notice given by the Company for the purchasing of to be
any land or easement for the purposes of or in relation to any por- made in
tions of the Sittingbourne Branch Railway or works authorised to respect of
be abandoned by this Act the Company shall be released from ali railway
abandoned.

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A.D. 1892. liability to purchase or to complete the purchase of any such lands but notwithstanding full compensation shall be made by the Company to the owners and occupiers or other persons interested in such lands for all injury or damage sustained by them respectively by reason of the purchase not being completed pursuant to the contract or notice and the amount and application of the compensation shall be determined in manner provided by the Lands Clauses Consolidation Act 1845 as amended by any subsequent Act for determining the amount and application of compensation paid for lands taken under the provisions thereof.

Providing
for release
of deposit.

8. Subject to the provisions of this Act and of section twenty-one of the Act of 1876 with respect to compensation to landowners and other persons injured and for the protection of creditors the High Court may and shall at any time after the passing of this Act on the application of the person or persons or the majority of the persons named in the warrant or order mentioned in section twenty of the Act of 1876 or the survivors or survivor of such persons or the executors or administrators of such survivor order that the sum of one thousand five hundred pounds mentioned in the said section twenty of the Act of 1876 or any stocks or funds in which the same may have been invested and the interest or dividends thereon shall be paid or transferred to the person or persons so applying or to any other person or persons whom they or he may appoint in that behalf and upon such order being made the said sum of one thousand five hundred pounds or any stocks or funds in which the same may have been invested and the interest or dividends thereon shall be paid or transferred accordingly.

Extension of
time for com-
pletion of
widenings of
Company's
railway au-
thorised in
1879.

9. The time limited by the London Chatham and Dover Railway Act 1888 for the completion of the widenings of the Company's railway authorised by section 4 of the London Chatham and Dover Railway Act 1879 is hereby extended until the twenty-seventh day of May one thousand eight hundred and ninety-four.

Power to
Company to
acquire lands
for general
purposes.

10. Subject to the provisions of this Act the Company in addition to the other lands which they are by this Act authorised to acquire may from time to time enter upon take use and appropriate for the purposes of their undertaking and for providing increased accommodation all or any of the lands herein-after mentioned delineated on the deposited plans and described in the deposited books of reference (that is to say) :—

Certain lands factory and wharf in the parish of Christchurch in the county of London known as Rennie's Wharf Holland Street Southwark;

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Certain lands in the parish of Beckenham in the county of Kent; A.D. 1892.

Certain lands in the parish of Gillingham in the county of Kent: —

But nothing in this Act shall exonerate the Company from any action indictment or other proceeding for nuisance in the event of any nuisance being caused by them upon any land taken under the powers of this section.

11. Notwithstanding anything contained in this Act or shown on the deposited plans it shall not be lawful for the Company to encroach upon any part of any street or footway or without the consent of the London County Council to erect or maintain any building beyond the general line of building in any street. Buildings not to be brought beyond general line.

Any buildings erected on any land acquired under this Act in the county of London (except such buildings or parts of buildings as may be used for the purposes of a station) shall be subject to the provisions of the Acts relating to buildings in the metropolis.

12. Subject to the provisions of this Act the Company may construct and maintain on the lines shown on the deposited plans a widening to the extent of twenty feet or thereabouts on each side of the bridge carrying their railway over the road formerly called Cemetery Road and now Gibbon Road in the parish of Saint Giles Camberwell in the county of London and for the purpose of such widening the Company may enter upon take and use the lands and property delineated on the deposited plans and described in the deposited books of reference. Power to widen Company's railway over Gibbon Road.

13. If the widening of the bridge authorised by the immediately preceding section is not completed within five 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 widening of the said bridge or otherwise in relation thereto shall cease except as to so much thereof as is then completed. Period for completion of widening of railway.

14. The widening of the said bridge over Gibbon Road shall be so constructed that the level of the underside at the centre of the span of the extension of the existing bridge required for such widening shall be not less throughout than 90.06 feet above Ordnance datum and that there shall be a clear space throughout above the road measured on the square not less than the span of the existing bridge. The abutments supporting such widening shall be faced with white glazed bricks and the works for the said widening shall be of a reasonably ornamental character and design and they shall be made and maintained so as to prevent so far as is practicable the dripping of water therefrom on any part of the road footway area or forecourt and to deaden the sound of engines carriages and traffic. Provision as to bridge over the Gibbon Road.

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A.D. 1892. — passing over them and the parapets of the bridge and works shall be carried up to the height of six feet above the level of the rails.

Plans &c. of bridges to be submitted to the London County Council.

15. The Company shall not execute or commence the erection of any such works as aforesaid until they shall have given to the London County Council twenty-one days' notice in writing of their intention to commence the same by leaving such notice at the office of the said county council with plans elevations sections and other necessary particulars of the construction of the said works and until the county council shall have signified their approval of the same unless the county council fail to signify such approval or their disapproval or other directions within twenty-one days after service of the said notice and delivery of the said plans elevations sections and other particulars as aforesaid and the Company shall comply with and conform to all reasonable directions and regulations of the county council in the execution and subsequent maintenance of such works and shall save harmless the county council against all and every expense to be occasioned thereby.

Provision as to reconstruction of Company's existing bridge over Gibbon Road at cost of county council.

16. If the London County Council shall at any time hereafter by requisition in writing call upon the Company to reconstruct their existing bridge over Gibbon Road so as to admit of an improved headway under the same equal to that provided by the portion of the bridge as widened under the powers and provisions of this Act within such reasonable period as may be defined in the said requisition and shall in such requisition undertake to provide and pay to the Company the entire cost of such reconstruction and all loss damages and expenses in the working of their traffic or otherwise which the Company may incur by reason or in consequence of such reconstruction the Company shall proceed to execute the necessary works for giving effect to such requisition and shall complete the same to the reasonable satisfaction of the county council and if any difference shall arise between the Company and the county council with respect to the matters aforesaid or any of them the same shall be determined by an arbitrator to be appointed by the Board of Trade upon the application of either of the parties and the arbitrator shall have power to decide by whom or in what proportions the expense of the arbitration shall be paid and his decision shall be final.

Exhibition of placards.

17. The Company shall not affix or exhibit or permit to be affixed or exhibited upon any part of the works authorised by this Act or any hoarding upon any lands which they are by this Act authorised to acquire within view of any public street within the county of London any placards or advertisements except such as shall have

been approved in writing by the clerk or other officer of the council and if any such placard or advertisement be affixed or exhibited the council and their authorised officers may remove the same but this provision shall not prevent the Company from exhibiting on any part of the works authorised by this Act placards giving information to the public as to the traffic or business of the Company.

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18. Whereas pursuant to the standing orders of both Houses of Parliament and to an Act of the ninth year of the reign of Her present Majesty chapter 20 a sum of one hundred pounds being five per centum on the amount of the estimate in respect of the widening of the railway over Gibbon Road by this Act authorised has been deposited with the Paymaster General for and on behalf of the Supreme Court (which sum is in this Act referred to as "the deposit fund") Be it enacted that notwithstanding anything contained in the said Act the deposit fund shall not be paid to or on the application of the person or persons or the majority of the persons named in the warrant or order issued in pursuance of the said Act or the survivors or survivor of them which persons survivors or survivor are or is in this Act referred to as the depositors unless the Company shall previously to the expiration of the period limited by this Act for the completion of the widening of the railway open the same for the public conveyance of passengers and if the Company shall make default in so opening the widening of the railway or any part thereof the deposit fund shall be applicable and shall be applied in manner provided by the next following section of this Act.

Deposit money not to be repaid except the widening of railway is opened.

19. If the Company do not previously to the expiration of the period limited for the completion of the widening of the railway complete and open the same for the public conveyance of passengers then the deposit fund 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 widening of the railway 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 aforesaid in such manner and in such proportion as to the High Court may seem fit and if no such compensation is payable or if a portion of the deposit fund has been found sufficient to satisfy all just claims in respect of such compensation

Application of deposit.

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then the deposit fund 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 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 re-transferred to the depositors Provided that until the deposit fund has been repaid or re-transferred to the depositors or has become otherwise applicable as herein-before mentioned any interest or dividends accruing thereon shall from time to time and as often as the same shall become payable be paid to or on the application of the depositors.

Power to widen staircase of central platform of Walworth Road station.

20. Subject to the provisions of this Act the Company may widen the staircase belonging to them leading to and from the central platform of the Company's Walworth Road Station in the parish of Saint Mary Newington in the county of London and they may for the purposes of such widening enter upon take and use the lands and property delineated on the deposited plans and described in the deposited books of reference.

Power to stop up and discontinue for public traffic foot-bridge over Company's New Brompton Station and portions of footpath leading thereto.

21. When and so soon as the public carriage road and bridge over their railway constructed by the Company immediately to the westward of the Company's station at New Brompton in the parish of Gillingham in the county of Kent shall be completed to the satisfaction of two justices and opened for public traffic the Company may stop up and discontinue for public traffic the foot-bridge across the said station and so much of the footway leading thereto as is situate on lands belonging to the Company and may thenceforth limit and confine the use of the same to the purposes of the Company's traffic in and to their said station.

Confirming agreement between Company and corporation of Ramsgate.

22. The agreement made between the Company of the one part and the mayor aldermen and burgesses of the borough of Ramsgate of the other part of which a copy is set forth in the schedule to this Act is hereby confirmed and made binding on the parties thereto.

If under the provisions to that effect in the said agreement contained the Company shall for the purpose of redeeming the annual sum of three hundred and fifty pounds thereby stipulated to be paid by them to the corporation pay to the corporation the sum of ten thousand pounds as therein mentioned the corporation shall apply such sum in repayment pro tanto of the principal of loans outstanding and raised by them for purposes of street improvement and if there be no such loans outstanding then in repayment of any other loans charged on the same rates as the loans for street improve-

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ment The payments to any sinking fund applicable to the repayment of such loans may be reduced to such extent and upon such terms as may from time to time be approved by the Local Government Board. A.D. 1892.

23. Subject to the conditions and provisions herein-after expressed the Company may make and carry into effect an agreement or agreements with the Harbour Board whereby in consideration of such advantages as shall be secured to the Company by the construction of the piers jetties and other works authorised by the recited Act and the accommodation to be afforded to the Company by the same and in connection therewith the Company may guarantee from such date or dates and subject to such terms and conditions as may be agreed upon the amount necessary together with the special rate authorised as aforesaid of one shilling in respect of every passenger to or from the continent landing or embarking in the harbour as defined in the recited Act or such lesser sum as may be agreed between the Company and the Harbour Board from time to time to be levied in respect of passengers passing through the harbour as before defined and brought by or passing to excursion pleasure or other similar trains of the Company or the South Eastern Company, and the other rates and dues leviable by the Harbour Board to enable the Harbour Board to pay by regular half-yearly payments interest or dividend at a rate not exceeding four pounds per centum per annum upon the sum of four hundred thousand pounds of Dover Harbour Redeemable First Debenture Stock and also upon the sum of two hundred and sixty-one thousand seven hundred and thirty-seven pounds of Dover Harbour Redeemable Second Debenture Stock authorised to be created and issued by them as aforesaid or so much thereof as may be agreed upon and may for the time being be paid up. Provided always that such guarantee shall only operate and take effect so long as the net revenues of the Harbour Board from all sources shall at any time or times not be sufficient to pay the stipulated interest or dividend on the said stock and that during the continuance of such guarantee and during the construction and after the completion of the piers and works authorised by the recited Act the Harbour Board shall be bound to levy the said special rate of one shilling or such lesser sum in respect of excursion pleasure or other similar traffic as may from time to time be agreed upon between the Company and the Harbour Board as aforesaid and to apply all moneys received in respect thereof towards payment of the interest or dividend so guaranteed and shall furnish to the Company every

Power to
make agree-
ment with
Dover
Harbour
Board for
guarantee
by the
Company.

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half year accounts of the moneys received in respect of such special rate or otherwise and applicable in payment of the said guaranteed interest or dividend and shall during the continuance of such guarantee duly and efficiently provide and maintain the piers jetties works and conveniences which the Company by any agreement made under the provisions of this section may stipulate shall be provided and maintained for the accommodation of their traffic and of the steamers by means of which the same is carried on.

Period for compulsory purchase of lands by Company.
Restriction on taking houses of labouring class.

24. The powers of the Company for the compulsory purchase of lands under the powers of this Act shall cease after the expiration of three years from the passing of this Act.

25. The Company shall not under the powers of this Act or under the powers of the London Chatham and Dover Railway Company's Acts of 1879 and 1888 as extended by this Act purchase or acquire in any parish in the metropolis as defined by the Metropolis Management Act 1855 twenty or more houses without the consent of the Secretary of State for the Home Department nor in any parish exclusive of the metropolis without the consent of the Local Government Board ten or more houses which after the passing of this Act have been or on the fifteenth day of December next before the passing of this Act or of the respective former Act by which such purchase or acquisition was originally authorised as the case may be were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers :

For the purposes of this section the expression "labouring class" means and includes mechanics artizans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any such persons who may be residing with them.

Power to apply corporate funds to purposes of Act.

26. The Company may apply for the purposes of this Act to which capital is properly applicable any moneys which they now have in their hands or which they have power to raised by shares or mortgage and which may not be required for the purposes for which the same were authorised to be raised.

Provision as to general Railway Acts.

27. Nothing in this Act contained shall exempt the Company or the railways of 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

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pass during this or any future session of Parliament or from any future revision or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels which the Company are authorised to take. A.D. 1892.

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

A.D. 1892.

SCHEDULE referred to in the foregoing Act.

AN AGREEMENT made this 29th day of May 1891 between the London Chatham and Dover Railway Company (herein-after referred to as "the Company") of the one part and the Mayor Aldermen and Burgesses of the Borough of Ramsgate in the county of Kent (herein-after referred to as "the corporation") of the other part Whereas by an agreement bearing even date herewith and made between Her Majesty's Board of Trade of the one part and the corporation of the other part the corporation have agreed to carry out certain street improvements including the widening of the road extending between the town quay and the railway station of the Company and the sea-shore at Ramsgate in the said county of Kent such widening being more particularly shown between the points marked "A" and "B" respectively on the plan attached hereto and therein coloured yellow And whereas the said road is the principal approach to the said Ramsgate Station of the Company and is in part very narrow and a source of danger and inconvenience to persons going to and from the said station and the widening of the said road will be of great advantage to the Company and the corporation are not prepared to execute the works connected with the widening of the said road except upon the condition that the Company shall assist them in defraying the cost thereof by an annual payment as herein-after mentioned Now therefore it is hereby mutually agreed between the parties hereto as follows:—

1. Upon the completion to the satisfaction of the Company's engineer for the time being of the said widening and of the works connected therewith as shown between the points marked "A" and "B" upon the said plan attached hereto and therein coloured yellow and upon delivering to the secretary for the time being of the Company a certificate under the hand of the engineer for the time being of the borough of Ramsgate aforesaid that the said widening has been opened to the public for traffic an annual sum of £350 shall commence to accrue and become payable by the Company to the corporation.

2. The Company shall pay such annual sum of £350 to the corporation so long only as the access to the said station of the Company and to the said sea-shore by the said road so widened as aforesaid shall be available to the public and the said road and improvements maintained in proper manner by the corporation.

3. Such annual sum of £350 shall be paid by the Company to the treasurer for the time being of the corporation by equal half-yearly payments the first of such half-yearly payments to be made six months after the date of the opening of the said road so widened to the public as aforesaid.

4. The Company shall have the right at any time hereafter to redeem the said annual sum of £350 on either of the half-yearly dates fixed for the payment thereof by paying to the corporation the sum of £10,000 whereupon the

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said annual sum of £350 shall cease to be payable and the Company shall be relieved of all liability under this agreement which shall thereupon cease and determine. But the corporation shall in the event of the Company exercising the aforesaid right of redemption still maintain and repair the said improvements and road and shall if so required by the Company enter into a covenant with them to that effect.

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5. The Company will if so required by the corporation insert in any Bill that may hereafter be promoted by the Company due provisions for the confirmation by Parliament of this agreement and will use their utmost reasonable endeavours to procure such confirmation.

In witness whereof the respective common seals of the Company and the corporation have been hereunto affixed.

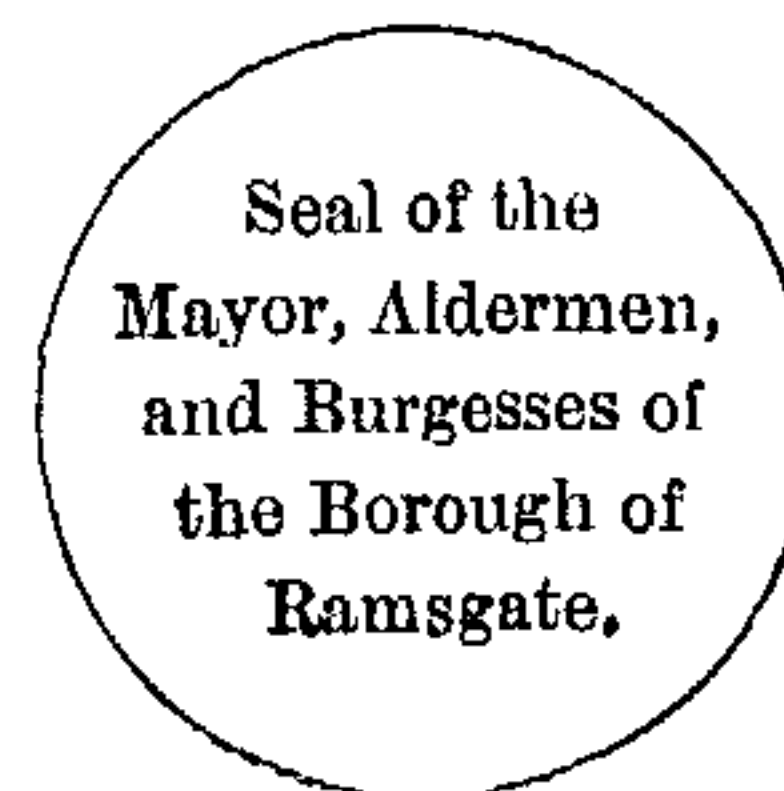
The common seal of the London Chatham and Dover Railway Company was hereunto affixed in the presence of

JOHN MORGAN
Secretary.



The common seal of the Mayor Aldermen and Burgesses of the Borough of Ramsgate was hereunto affixed in the presence of

W. A. HUBBARD
Town Clerk.



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