



CHAPTER clxxxviii.

An Act to empower the London County Council to purchase lands for various purposes to extend the time for purchase of lands at York Water Gate to confer further powers on the Council with respect to Main Roads to confer further powers on Vestries and District Boards of Works and for other purposes. A.D. 1896.

[7th August 1896.]

WHEREAS it is expedient to confer on the London County Council (herein-after called "the Council") powers to purchase the lands herein-after described in connexion with the improvement of the eastern approach to Lambeth Bridge and the formation of an access by means of a staircase or steps to the southern approach to Wandsworth Bridge :

And whereas it is expedient to confer on the Council powers to purchase a portion of the churchyard of the parish of Plumstead in connexion with the widening of High Street Plumstead by the vestry of the parish of Plumstead and for the transfer of such powers to the said vestry if required by that body :

And whereas it is also expedient that the Council should be empowered to purchase the lands at Hackney Marshes herein-after described and that provision should be made for throwing the said lands into the open space known as Hackney Marshes :

And whereas the Council require sites or enlargements of sites for the purposes of the Metropolitan Fire Brigade Act 1865 and for the purposes of the construction of a gas-meter testing station and it is expedient that they should be empowered to purchase the lands herein-after described for those purposes respectively : 28 & 29 Vict. c. 90.

And whereas the time limited by the London Open Spaces Act 1893 for the compulsory purchase of lands in connexion with the improvement at the York Water Gate referred to in Part IV. of that Act will expire on the twenty-ninth day of June 56 & 57 Vict. c. lxxi.

[Ch. clxxxviii.] *London County Council (General [59 & 60 Vict.] Powers) Act, 1896.*

A.D. 1896. one thousand eight hundred and ninety-six and it is expedient that the Council should have further time for the purchase of the said lands :

41 & 42 Vict. c. 77.
54 & 55 Vict. c. 63. And whereas it is expedient that the Council should be empowered to proceed under section 16 of the Highways and Locomotives (Amendment) Act 1878 as amended by the Highways and Bridges Act 1891 and that the existing provisions of the said Act of 1891 under which the county of London is excepted from the operation of that Act should be modified as in this Act provided :

And whereas it is also expedient that sundry further powers should be conferred on the Council and further provisions made as in this Act provided :

And whereas the Council have caused to be deposited with the clerk of the peace for the county of London plans of the lands which may be taken compulsorily under the powers of this Act and a book of reference to such plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of those lands and such plans and book of reference are respectively referred to in this Act as the deposited plans and book of reference :

And whereas estimates have been prepared by the Council as to the amount which they will require to expend out of borrowed money or money raised by the creation and issue of stock for the purposes of this Act and such estimates amount in the aggregate to seventeen thousand pounds :

And whereas the purposes aforesaid 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 (that is to say) :—

PART I.

INTRODUCTORY.

Short title. 1. This Act may be cited as the London County Council (General Powers) Act 1896.

Interpretation of terms. 2. In this Act the following words and expressions 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) :—

“The Council” means the London County Council:

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“Street” has the meaning assigned to that term in the Metropolis Management Act 1855 and the Acts amending the same:

When any matter shall require to be done before justices the expression “two justices” shall be understood to mean two justices acting together in petty sessions or a metropolitan police magistrate sitting alone:

And the several words and expressions to which by the Acts wholly or partly incorporated herewith meanings are assigned have in this Act the same respective meanings unless there be in the subject or context something repugnant to or inconsistent with such construction:

Provided that for the purposes of this Act the expressions “the promoters of the undertaking” and “the Company” in the Lands Clauses Acts shall be construed to mean the Council and that 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 partly 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.

3. The Lands Clauses Acts are (except where expressly varied by this Act) incorporated with and form part of this Act.

Incorporation of Lands Clauses Acts.

PART II.

PURCHASE OF LANDS &c.

4. Subject to the provisions of this Act the Council may purchase and take for or in connexion with the improvement of the eastern approach to Lambeth Bridge—

Purchase of lands in connexion with improvement of eastern approach to Lambeth Bridge.

Lands in the parish of Lambeth and county of London bounded on the north by the Lambeth Road and on the west by the Albert Embankment on the south by Ferry Street and on the east by High Street Lambeth;

delineated on the deposited plans and described in the deposited book of reference and the Council may also stop up Bunyan Place in the said parish when they have become owners in possession of all property abutting thereon and as from the date of such stopping all rights of way over Bunyan Place shall be extinguished and the site thereof shall vest in the Council.

5. Subject to the provisions of this Act the Council may purchase and take for the purpose of making a staircase or steps to form

Purchase of lands for purposes of

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erection of
staircase at
Wandsworth
Bridge.

an access for foot passengers to the footway along the western side of Wandsworth Bridge lands situate in the parish of Wandsworth and county of London adjoining and to the southward of the footpath or roadway passing under the southern approach to Wandsworth Bridge (Bridge End Road) delineated on the deposited plans and described in the deposited book of reference and the Council may make on such lands the staircase or steps herein-before referred to and construct such railings and form such enclosure around and in the neighbourhood of the said staircase or steps as they may think fit. When the construction of the staircase or steps is completed a certificate thereof shall be issued under the seal of the Council and any copy of such certificate certified under the hand of the clerk of the Council shall in all proceedings and for all purposes be admissible and received as evidence that such certificate has been duly made and from the date of such certificate the said staircase or steps may be used by the public accordingly :

The lands acquired by the Council for the purpose of the said staircase or steps shall be and remain vested in the Council and the maintenance repair paving cleansing and lighting of such staircase or steps shall be under the care management control and jurisdiction of the authority in whom the management and repair of streets is vested in the same manner as other streets in their district.

Purchase of
lands in
connexion
with widen-
ing of High
Street Plum-
stead.

6. Subject to the provisions of this Act the Council may purchase and take lands being part of the churchyard of the parish of Plumstead delineated on the deposited plans and described in the deposited book of reference in order to provide for the widening of High Street Plumstead in the parish of Plumstead and county of London on the north side of the road where the said churchyard abuts upon the said road :

Provided that the Council may (and shall if required so to do by the vestry of the parish of Plumstead under their common seal) transfer to the said vestry all the powers of effecting the said purchase and taking of lands conferred on the Council by this Act and that in the event of any such transfer all the powers and provisions of this Act with respect to such purchase and taking of lands and otherwise in connexion therewith shall so far as applicable apply to the said vestry instead of to the Council and nothing herein contained shall be deemed to impose on the Council any liability or obligation with respect to the maintenance or repair of any part of the widened street :

The costs and expenses of and incidental to the said purchase and carrying out the improvement shall be provided by the vestry of the parish of Plumstead and the said vestry may for the purpose

of paying such costs and expenses borrow the requisite moneys and for the purpose of securing the repayment with interest of any moneys to be borrowed as aforesaid the said vestry may mortgage and assign all the moneys or rates authorised to be raised by them under the Metropolis Management Act 1855 and all the provisions of sections 183 to 191 of the last-mentioned Act as amended by any subsequent Act shall apply to any borrowing by the said vestry under this section of this Act.

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7. Subject to the provisions of this Act the Council may purchase and take the lands known as the "White House" beerhouse and property connected therewith situate at Hackney Marshes in the parish of Hackney and county of London situate adjoining the River Lea at the White House Bridge over the said river delineated on the deposited plans and described in the deposited book of reference.

Purchase of lands at Hackney Marshes.

As from the date of such acquisition the said lands shall form part of the open space known as Hackney Marshes and shall be subject to the same provisions and byelaws as if they had formed part of Hackney Marshes as vested in the Council under the provisions of the London Open Spaces Act 1893.

8. Subject to the provisions of this Act the Council may purchase and take the lands herein-after described delineated on the deposited plans and described in the deposited book of reference (viz.) :—

Purchase of lands for various purposes.

For the purposes of the Metropolitan Fire Brigade Act 1865—

STREATHAM.—Lands in the parish of Streatham and county of London at the junction of Babington Road and Inverleith Avenue extending from Inverleith Avenue for a distance of one and a half chains or thereabouts along the west or north-west side of Babington Road ;

SHEPHERD'S BUSH.—Lands in the parish of Saint Peter and Saint Paul Hammersmith and county of London situate on the south side of the Uxbridge Road and adjoining and on the east side of Pennard Road :

For the purposes of the construction of a gas meter testing station—

Lands in the parish of Saint Mary Newington and county of London on the north-east side of Devonshire Street situate between Devonshire Street and the site of the London County Sessions House Newington.

9. So much of section 7 of the London County Council (Improvements) Act 1894 as enables the Council to purchase and

Repeal of provisions of Act of 1894

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as to land at
Hammer-
smith.

Power to
certain
persons to
grant ease-
ments &c. by
agreement.

Errors and
omissions in
plans &c. to
be corrected
by magis-
trate who
shall certify
the same.

Power to
Council to
enter upon
property for
survey and
valuation.

take for the purposes therein specified the land in the parish of Saint Peter and Saint Paul Hammersmith and county of London situate opposite the northern end of Mardale Street Goldhawk Road therein described is hereby repealed.

10. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may (if they think fit) subject to the provisions of the Lands Clauses Acts and of this Act grant to the Council any easement right or privilege (not being an easement right or privilege of water in which other than the parties to the agreement have an interest) required for the purposes of this Act in over or affecting any such lands and for the purposes of this Act the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such easements rights and privileges as aforesaid and to any grant of the same respectively.

11. 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 shown on the deposited plans or described in the deposited book of reference the Council may after ten days notice to the owners lessees and occupiers of the lands affected by such proposed correction apply to a metropolitan police magistrate for the correction thereof and if it shall appear to such magistrate that such omission mis-statement or erroneous description arose from mistake he shall certify the same accordingly and he 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 London and shall be kept by such clerk of the peace along with the other documents to which it relates and thereupon such plans or book of reference shall be deemed to be corrected according to such certificate and the Council may take the lands in accordance with such certificate.

12. The Council and their surveyors officers and workmen and any person duly authorised in writing under the hand of the clerk of the Council may from time to time at all reasonable times in the day upon giving in writing for the first time twenty-four hours and afterwards from time to time twelve hours previous notice enter upon and into the lands and buildings by this Act authorised to be taken or any of them for the purpose of surveying and valuing the said lands and buildings without being deemed trespassers and without being subject or liable to any fine penalty or punishment on account of entering or continuing upon any part of the said lands and buildings.

13. The court or person to whom any question of disputed purchase-money or compensation under this Act is referred shall if so required by the Council award and declare whether a statement in writing of the amount of compensation claimed has been delivered to the Council by the claimant giving sufficient particulars and in sufficient time to enable the Council to make a proper offer and if they or he shall be of opinion that no such statement giving sufficient particulars shall have been delivered one half of the costs of the arbitration or as the case may be one half of the costs of the proceedings before the sheriff (including the costs of summoning empanelling and returning the jury and of taking the inquiry and in recording the verdict and judgment therein) shall be defrayed by the person with whom the Council shall have such question and the remaining half shall be defrayed by the Council anything in the Lands Clauses Consolidation Act 1845 to the contrary notwithstanding Provided that it shall be lawful for any judge of the High Court to permit any claimant after seven days notice to the Council to amend the statement in writing of the claim delivered by him to the Council in case of discovery of any error or mistake therein or for any other reasonable cause such error mistake or cause to be established to the satisfaction of the judge after hearing the Council if they object to the amendment and such amendment shall be subject to such terms enabling the Council to investigate the amended claim and to make an offer de novo and as to postponing the hearing of the claim and as to costs of the inquiry and otherwise as to such judge may seem just and proper under all the circumstances of the case Provided also that this section shall be applicable only in cases where the notice to treat under the Lands Clauses Consolidation Act 1845 either contained or was endorsed with a notice of the effect of this section.

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Costs of arbitration &c. in certain cases.

14. The Council for the purposes of and during the construction of any works under the powers of this Act may in or upon the lands shown in connexion therewith upon the deposited plans stop up or cause to be stopped up temporarily all or any part of any carriageway or footway which they shall think necessary for such purposes to be stopped up and may from time to time put or cause to be put up sufficient palisades hoardings bars posts and other erections and may construct temporary works for keeping any such carriageway and footway open for traffic and may make from time to time such orders for regulating the traffic as to them shall seem proper.

Power to stop up ways temporarily.

15. Subject to the provisions of this Act and within the limits of the lands to be purchased as defined on the deposited plans the Council in connexion with any of the purposes for which the said lands may

Power to make subsidiary works.

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Alteration of position of water gas and other pipes.

16. The Council may for any of the purposes for which the said lands may be respectively acquired raise sink or otherwise alter the position of any watercourse water pipe or gas pipe belonging to or connected with any house or building and also any main or other pipe laid down or used by any company or person for carrying a supply of water or gas and also any pipe tube wire or apparatus laid down or placed for telegraphic or other purposes and any pipe tube wire or apparatus laid down or placed for supplying electricity and may remove any other obstruction making proper substituted works during any alteration and causing as little detriment and inconvenience as circumstances admit to any company or person and making reasonable compensation to any company or person who suffers damage by any such alteration Provided always that before the Council alter the position of any main or other pipe laid down or used by any such company or person they shall (except in cases of emergency) give to the company or person to whom the same belongs notice of their intention to do so specifying the time at which they will begin to do so such notice to be given seven days at least before the commencement of the work for effecting such alteration and such work shall be done under the superintendence (at the expense of the Council) of the company or person to whom such pipe belongs unless such company or person refuses or neglects to give such superintendence at the time specified in the notice for the commencement of such work or discontinues the same during the execution of such work and the Council shall execute such work to the reasonable satisfaction of the engineer of such company or person Provided also that the Council shall not cause the position of any water or gas main or other pipe to be altered so as to leave over such main or other pipe in any part a covering of less than two feet where the covering now existing is not less than two feet unless the Council shall in such case protect

the same pipes from frost or injury by artificial covering to the satisfaction of the engineer of such company or person or more than six feet where the covering now existing does not exceed six feet or more than such existing covering where the same exceeds six feet unless the Council in such case provide special means of access to the same to the satisfaction of the engineer of such company or person :

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If any difference arise between the Council or their engineer and any such company or person or their or his engineer touching the amount of any costs expenses or charges under the provisions of this Act to be paid by the Council to any such company or person or touching any work matter or thing with reference to such mains or other pipes under such provisions to be done or executed by the Council or the mode of doing or executing the same such difference shall be settled by an engineer to be agreed upon by the engineer of the Council and of any such company or person respectively or failing agreement by such engineer as shall on the application of the engineer either of the Council or of any such company or person be named by the President for the time being of the Institute of Civil Engineers whose decision shall be final and binding and the expenses of the reference shall be borne as the referee may direct :

Provided also that the Council shall not raise sink or otherwise alter the position of any pipe tube wire or apparatus laid down for telegraphic or other purposes and belonging to the Postmaster-General except in accordance with and subject to the provisions of the Telegraph Act 1878 :

Provided always that nothing in this section shall extend to prejudice or affect any of the provisions for the protection of any undertakers authorised to supply electrical energy contained in any special Act or any Provisional Order confirmed by Act of Parliament.

17. The Council may cause to be removed arched over or filled up all such sewers or drains or parts thereof which shall be in or near the streets to be interfered with in connexion with the execution of the purposes of this Act so as that no sewer or drain (unless the same become unnecessary by reason of the purchase of the property entitled to the use thereof) shall be in any wise disturbed injured or prejudiced without another sewer or drain being made in lieu thereof equally serviceable and convenient Provided always that before removing or filling up any sewer or drain or part thereof as aforesaid the Council shall where necessary cause to be made and built other good and sufficient sewers and drains in substitution for the sewers or drains which shall be filled up and when made and completed

Alterations
of sewers and
drains.

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the said sewers and drains shall be under the same jurisdiction care management and direction as the existing sewers or drains.

Power to
alter steps
areas pipes
&c.

18. The Council within the limits of the lands to be acquired as defined on the deposited plans may for the purposes of and in connexion with the execution of the purposes of this Act raise sink or otherwise alter or cause to be altered the position of any of the steps areas cellars cellar-flaps gratings fencings windows and watercourses pipes or spouts belonging to any house or building and may remove all other obstructions so as the same be done with as little delay and inconvenience to the inhabitants as the circumstances of the case will admit and the Council shall make reasonable compensation to any company society or person who suffers damage by any such alteration.

Limitation of
time for
purchase of
lands.

19. The powers of the Council for the compulsory purchase or taking of lands for the purposes of this Act shall cease after the expiration of three years from the passing of this Act.

Power to sell
materials.

20. The Council may sell or dispose of all building and other materials of any houses and buildings acquired by them under the powers of this Act and all lamp-posts paving metalling and materials in under or upon any road street or other place altered by them for the purposes of this Act and any materials obtained in the alteration of or interference with any drain or sewer which are vested in the Council under the powers of this Act.

Power to
lease surplus
lands.

21. The Council may when and as they shall think fit so to do demise and lease any lands acquired by them under this Act and not required for the purposes of this Act or such parts thereof as the Council shall think it expedient to let on building leases either altogether or in parcels to any person or persons who shall erect and build or covenant and agree to erect and build thereon or on any part thereof houses erections or buildings of such size or class of building and upon such plan and elevation and of such height and with such storeys as the Council shall think proper for such term or number of years as they may think fit so as there be reserved in every such demise or lease such peppercorn or other yearly rent to be incident to the immediate reversion of the premises therein comprised as to the Council shall seem reasonable and so that in every such demise or lease there be contained a covenant for the payment of the rent thereby to be reserved and such other covenants on the part of the tenant or lessee to be therein named as the Council shall reasonably be advised or require and also a clause in the nature of a condition of re-entry on non-payment of the rent thereby to be reserved or on non-observance or non-performance of the covenants therein to be

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contained on the part of the tenant or lessee to be observed and performed and every such tenant or lessee shall give such good and sufficient security for the erecting finishing and completing of every such house erection and building which he shall covenant or agree to erect within the time in which he shall have contracted to finish the same as the Council shall order and direct and the Council may if they think fit accept and take any fine for the granting of any lease and may enter into any agreement for the granting of any lease of such lands or such parts thereof and may in any such lease or agreement for a lease give to the lessee or intended lessee an option or right to purchase the fee simple in reversion in the premises leased or agreed to be leased together with all houses erections or buildings thereon at the time of the exercise of such option at such time and on such terms and conditions as they may think fit and on granting leases in pursuance of such agreements may alter the amount of the rents agreed to be reserved in such leases and may apportion the same and grant separate leases of any part of the hereditaments by any such agreement agreed to be leased as the Council think fit and may also alter or rescind any agreement as aforesaid and may accept any surrender of any lease in all respects as the Council shall think fit and any part of the said lands may be appropriated for and left as yards or courts to be attached to any houses agreed to be leased as the Council shall think fit.

22. Subject to the provisions of this Act the Council may sell and dispose of or cause to be sold and disposed of the ground rents to be reserved by the leases or demises or agreed to be reserved by any agreements for leases of any lands made under the authority of this Act and also the fee simple in reversion in such lands and in the houses erections or buildings thereon either altogether or in parcels by public auction or by private contract for such price or prices or sum or sums of money as the Council shall think reasonable and subject to such stipulations and provisions for the enjoyment thereof and as to the nature of the buildings which are to be at all times erected and built thereon and also subject to such stipulations as to the title to be produced to the hereditaments to be sold as the Council shall think fit and as regards any stipulations or provisions which may be contained in any conveyance under this enactment the same may at all times thereafter be enforced by the Council by re-entry on such lands on breach of any such stipulation or provision or otherwise in such manner in all respects as the Council shall think fit.

As to sale of ground rents.

23. Subject to the provisions of this Act the Council may if they think it expedient so to do sell and dispose of in the manner

Council may sell land in the first

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A.D. 1896. herein-before directed all or any lands acquired under the powers of this Act and not required for the purposes of this Act without having previously granted or agreed to grant any lease thereof for such price or prices or sum or sums of money as the Council shall think reasonable and subject to such stipulations and provisions for the enjoyment thereof and as to the nature of the buildings which are to be at all times erected and built thereon and also subject to such stipulations as to the title to be produced to the hereditaments to be sold as the Council shall think fit.

instance without having previously granted a lease thereof.
Council may let or exchange lands. **24.** The Council may from time to time let either from year to year or for a less period or for a term at rack rent or exchange or otherwise dispose of any building or lands or any part thereof acquired by them under the powers of this Act for or in connexion with any of the purposes of this Act and not required for such purposes and may execute and do any deed act or thing proper for effectuating any such lease exchange or other disposition.

Council to dispose of lands not wanted. **25.** Subject to the provisions of this Act the Council shall on or before the first day of September in the year one thousand nine hundred and forty-nine which period shall be the prescribed period for the purposes of section 127 of the Lands Clauses Consolidation Act 1845 sell and dispose of all lands acquired by them under the powers of this Act for the purposes of this Act and which shall not be required for any of the purposes thereof.

Receipts of Council to be effectual discharges. **26.** The receipt of the Council or of any person duly authorised by the Council for any purchase money rent or money payable to the Council 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 person to whom the receipt shall be given shall not afterwards be answerable or accountable for the misapplication or non-application of the money in such receipt expressed or acknowledged to be received.

Power to Council to make agreements with owners of property &c. **27.** The Council may subject to the provisions of this Act from time to time enter into and carry into effect agreements with any person being the owner of or interested in any lands houses or property abutting on any portion of the works authorised by this Act or lands purchased and taken under the powers of this Act with respect to the sale by the Council to such person of any lands or property (including any street or thoroughfare or any part of a street or thoroughfare appropriated by the Council under the powers of this Act and not required for the purposes of this Act) for such consideration as may be agreed upon between the Council and such person and the Council may accept as satisfaction of the whole or

any part of such consideration the grant by such person of any lands or other property required by the Council for the purposes of this Act.

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28.—(1) The Council shall not under the powers of this Act purchase twenty or more houses in any parish which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or have been or shall be subsequently so occupied.

Restriction on taking houses of labouring class.

(2) For the purpose of this section the expression "labouring class" includes mechanics artisans 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 of such persons who may be residing with them.

PART III.

MISCELLANEOUS.

29. The powers of the Council for the compulsory purchase of lands in connexion with the transfer to the Council of the York Water Gate under the London Open Spaces Act 1893 are hereby extended to the twenty-ninth day of June one thousand eight hundred and ninety-nine.

Extending power for compulsory purchase of lands (York Water Gate).

30. Part II. of the Railways Clauses Act 1863 relating to extension of time shall be deemed to be incorporated with this Act and for the purposes of this Act the expressions "railway" and "railway and works" shall mean the improvement authorised by Part IV. of the London Open Spaces Act 1893 and the expression "the company" shall mean the Council.

Applying provisions of Railways Clauses Act 1863 as to extension of time.

31. Notwithstanding anything contained in the Highways and Bridges Act 1891 section 16 of the Highways and Locomotives (Amendment) Act 1878 shall apply to any part of a main road in the county of London (not including the city of London) and an order made by the Local Government Board declaring that any road or part of a road in the county of London (not including the city of London) has ceased to be a main road and become an ordinary highway shall be valid and final without confirmation by Parliament on such terms as to compensation as may be decided by the Local Government Board.

Application of certain provisions of Highways and Bridges Acts to London.

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Power to sanitary authorities to borrow for certain sanitary purposes.

32. The purposes for which under section 105 sub-section (2) of the Public Health (London) Act 1891 vestries of parishes and boards of works for districts under the Metropolis Management Act 1855 and the Acts amending the same and also the Woolwich Local Board are empowered to borrow shall extend to and include the purposes of providing shelter or house accommodation for persons removed from their homes in case of infectious disease.

Provision as to playing of music at Highbury Fields.

33. Notwithstanding anything contained in section 55 of the Metropolitan Board of Works (Various Powers) Act 1885 the Council shall have and may exercise the same powers with reference to the playing of music on any part of the open space known as Highbury Fields and referred to in the said section as they have in respect of other open spaces under their control and in respect to which they are not subject to special restrictions.

PART IV.

FINANCIAL.

Money to be raised on capital account.

34.—(1) The Council may expend on capital account for the purposes of this Act including the purchases of land by this Act authorised such money as they may from time to time think fit not exceeding seventeen thousand pounds and in order to raise or provide the money required for those purposes the Council may from time to time create and issue consolidated stock or resort to the consolidated loans fund or otherwise raise money in accordance in each case with the provisions of the Acts for the time in force regulating the raising of money for capital purposes by the Council :

Provided that nothing in this Act shall authorise the borrowing and expenditure of any money on capital account after the thirtieth day of September one thousand eight hundred and ninety-seven.

(2) The Council in accordance with the provisions in relation to redemption and repayment of the Acts relating to the raising and expenditure of money by the Council on capital account shall make provision for the redemption of stock or the repayment of money borrowed or expended on capital account for the purposes of this Act within such term not exceeding in any case sixty years as the Council with the consent of the Treasury may determine.

As to payments under this Act.

35. All costs and expenses of the Council in the execution of this Act (except so far as they may be otherwise provided for, by

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this or any other Act) shall be defrayed as payments for general county purposes within the meaning of the Local Government Act 1888 and the costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act shall be paid by the Council in like manner.

A.D. 1896.
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