



CHAPTER ccxv.

An Act to extend the time for the completion of the Dundee Suburban Railway and for other purposes. A.D. 1896.

[7th August 1896.]

WHEREAS by the Dundee Suburban Railway Act 1884 (herein-after called "the Act of 1884") the Dundee Suburban Railway Company (herein-after called "the Company") were incorporated with power to make certain railways in the county of Forfar :

And whereas by the Dundee Suburban Railway Act 1889 (herein-after called "the Act of 1889") the time limited by the Act of 1884 for the completion of the said railways was extended :

And whereas by the Dundee Suburban Railway Act 1892 (herein-after called "the Act of 1892") the time limited for the completion of the said railways was further extended :

And whereas by the Dundee Suburban Railway Act 1894 (herein-after called "the Act of 1894") the time limited for the completion of the said railways was extended to the twenty-eighth day of July one thousand eight hundred and ninety-six and the powers of the Company for completing the said railways will expire on that date :

And whereas it is expedient that the time limited for the completion of the said railways should be further extended :

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 :—

1. This Act may be cited as the Dundee Suburban Railway Act Short title.
1896.

A.D. 1896.

Incorporation of part of Act.

Extension of time for completion of railways.

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

3. The time limited by the Acts of 1884 1889 1892 and 1894 for the construction and completion of the railways and works by the Act of 1884 authorised is hereby extended for a period of two years from the twenty-eighth day of July one thousand eight hundred and ninety-six Provided nevertheless that notwithstanding anything in this Act contained the powers granted to the Company by the Act of 1884 for making and completing the said railways and works shall cease unless the Company shall within three months from the passing of this Act acquire and pay for the land in the parish of Dundee and county of Forfar shown on the plans and described in the books of reference deposited in Parliament in respect of the Act of 1884 required by the Company for the construction of the railways and works by that Act authorised and belonging or reputed to belong to Robert McGavin at the price and upon the terms contained in the agreement dated seventeenth July one thousand eight hundred and ninety-four set forth in the schedule to this Act The said agreement as set forth in the said schedule is hereby confirmed and made binding upon the said Robert McGavin and upon the Company.

Restriction on taking houses of labouring class.

4. The Company shall not under the powers of this Act purchase or acquire in any district within the meaning of the Public Health (Scotland) Act 1867 ten or more houses 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 except with the consent of the Secretary for Scotland ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied.

For the purposes 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 such persons who may be residing with them.

Provision as to general Railway Acts.

5. Nothing in this Act contained shall exempt the Company or their railways 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

or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels authorised to be taken by the Company. A.D. 1896.

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

A.D. 1896.

The SCHEDULE referred to in the foregoing Act.

38 Parliament Street S.W.

17th July 1894.

DEAR SIRS

DUNDEE &c. RAILWAY BILL.

In respect of the withdrawal of the opposition of your clients Messrs. Guthrie and McGavin to this Bill we on behalf of the promoters undertake as follows :

- (1) To pay two hundred pounds as in full of the amount of the claim of the late Mr. Guthrie's trustees.
- (2) To pay six hundred pounds in respect of your clients costs of opposing this Bill.
- (3) The above sums to be paid before the Third Reading of the Bill in the House of Commons.
- (4) Your clients land to be bought at the price specified in the agreements between the promoters of the Company dated 10th March 1884 and 10th and 12th June 1889 and your clients with interest at three per cent. from 28th July 1891 until payment exclusive of rents and feu duties which are to be retained by the proprietors.
- (5) The purchase to be completed by 15th January 1895.
- (6) The Company to relieve your clients from feuars claims.

We are dear Sirs

Yours truly

DURNFORD & Co.

POOLE & ROBINSON.

We agree to the above on behalf of the Petitioners.

GRAHAMES CURREY & SPENS.

SHIELL & SMALL.

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