



CHAPTER lviii.

An Act to confer further powers upon the Milford Docks Company and for other purposes. A.D. 1898.
[1st July 1898.]

WHEREAS by the Milford Docks Act 1874 the Milford Docks Company (in this Act called "the Company") were incorporated and by that Act and the Milford Docks Act 1875 were empowered to make the docks and works therein respectively described:

And whereas various Acts have from time to time been passed relating to the Company and their affairs:

And whereas by the Milford Docks Act 1890 (herein-after called "the Act of 1890") the Company were authorised to construct the pier and street diversion therein more specifically described and the period for the completion of such works was limited to five years from the passing of that Act which received the Royal Assent on the fourth day of July one thousand eight hundred and ninety and by the Milford Docks Act 1894 (herein-after called "the Act of 1894") such period was extended until the fourth day of July one thousand eight hundred and ninety-eight:

And whereas it is expedient that such period be further extended and that the Company be authorised to purchase the lands and exercise the powers herein-after mentioned:

And whereas the schedule to this Act contains a statement of the capital of the Company:

And whereas by the Milford Docks Act 1892 (herein-after called "the Act of 1892") the directors of the Company were authorised to create and issue a special charge debenture stock (to be called Milford Docks special charge debenture stock and in this Act referred to as "special charge debenture stock") secured primarily as regards principal upon certain interests in the Milford Haven Dock and Railway Company and other like interests which they were authorised to acquire (in the said Act and herein-after referred to as "the railway undertaking") and as regards interest upon a

A.D. 1898. fund formed out of the net receipts of the Company in respect of the interests so acquired (in the said Act and herein-after referred to as "the railway undertaking fund") and also (as regards both principal and interest) as a first charge upon the general undertaking of the Company ranking *pari passu* as regards the principal with the debenture stock A but as regards interest in priority to that stock :

And whereas by the Act of 1894 the Company were authorised to grant special mortgages to be called Milford Docks special mortgages (herein-after referred to as "special mortgages") in lieu of and secured in the same manner and with the same priorities as such special charge debenture stock :

And whereas it is expedient that the Company be authorised to issue such special charge debenture stock or special mortgages as the case may be notwithstanding that the interests of the Milford Haven Dock and Railway Company may not have been acquired by the Company :

And whereas by the Milford Docks Act 1883 it is provided that the number of directors of the Company shall not be less than six and it is expedient that such minimum number be reduced :

And whereas plans of the lands intended to be acquired 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 such lands have been deposited with the clerk of the peace for the county of Pembroke and are in this Act referred to as "the deposited plans and book of reference" respectively :

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 as the Milford Docks Act 1898.

Incorporation of Acts.

2. The Lands Clauses Acts are except where inconsistent with or varied by this Act incorporated with and form part of this Act.

Interpretation.

3. In this Act the several expressions and words to which meanings are assigned by the Act of 1892 and the Act of 1894 and the Acts incorporated with those Acts and this Act respectively have the same respective meanings unless there be something in the subject or context repugnant to such construction.

4. Proceedings for the recovery of any demand not exceeding fifty pounds made under the authority of this Act or any incorporated enactment whether provision is or is not made for the recovery in any specified court or manner may be taken in the county court.

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Recovery of demands under fifty pounds.

5. The period limited for the completion of the pier and street diversion authorised by the Act of 1890 as extended by the Act of 1894 is hereby further extended for a period of three years from the fourth day of July one thousand eight hundred and ninety-eight and the Act of 1890 shall be read and have effect as if such extended time had been originally named therein as the period limited for the completion of the works thereby authorised and as if the Milford Haven Urban District Council had been named therein instead of the Milford Improvement Commissioners.

Extension of time for completion of works.

6. Subject to the provisions of this Act the Company may for the purposes of the Act of 1890 and the general purposes of their undertaking enter upon take and use the lands herein-after mentioned and respectively shown upon the deposited plans and described in the deposited book of reference or some of them or some parts thereof respectively (that is to say) :—

Power to take additional lands.

(1) The lands and buildings lying between the portion of the street in the town of Hakin known as Point Street which by the Act of 1890 is authorised to be stopped up and the diversion of Point Street authorised by the said Act of 1890 ;

(2) The lands adjoining and on the west side of the Company's property and lying between that property and the lane leading from the street in the town of Hakin now or formerly known as Bridge Street to the Saint Anne's Road ;

(3) Certain lands now in the occupation of the Company being the site of the gasworks formerly belonging to the Milford Improvement Commissioners or Milford Haven Urban District Council and the quay adjoining the same near and northward of Victoria Bridge :

Provided that nothing in this Act contained shall authorise the Company to interrupt or interfere with the free access by the public over the existing road leading from Point Street aforesaid to the foreshore at Hakin Point in the parish of Hubberston.

7. The powers by this Act conferred upon the Company for the compulsory purchase of lands shall cease after the expiration of three years from the passing of this Act.

Period for compulsory purchase of lands.

8. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Act grant to the Company any easement right or privilege (not being an easement right or privilege

Power to take easements &c. by agreement.

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of water in which persons other than the grantors have an interest) required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lauds and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Errors and omissions in plans &c. to be corrected.

9. If there be any omission mis-statement or wrong description of any lands or of the owners lessees or occupiers of any lands shown on the deposited plans or specified in the deposited book of reference the Company may after ten days notice to the owners lessees and occupiers of the lands affected apply to a court of summary jurisdiction for the correction thereof and if it appear to such court that the omission mis-statement or wrong 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 is mis-stated or wrongly described and such certificate shall be deposited with the clerk of the peace for the county of Pembroke and shall be kept by such clerk of the peace along with the other documents to which it relates and thereupon the deposited plans and book of reference shall be deemed to be corrected according to such certificate and the Company may take the lands in accordance with such certificate.

Restriction on taking houses of labouring class.

10. The Company shall not under the powers of this Act or of the Act of 1890 as further extended by this Act purchase or acquire in any city borough or other urban district or in any parish or part of a parish not being within an urban district ten or more houses which on the fifteenth day of December next before the passing of this Act or of the Act of 1890 as the case may be were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or except with the consent of the Local Government Board ten or more houses which were not so occupied on the respective fifteenth day of December aforesaid but have been or shall be subsequently so occupied.

For the purposes of this section the expression "labouring class" means 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.

As to special charge

11. Special charge debenture stock and special mortgages respectively authorised to be created and issued or granted by the

Act of 1892 as amended by the Act of 1894 may be so created and issued or granted as the case may be by the directors of the Company prior to the acquisition of any interests in the Milford Haven Dock and Railway Company which the Company are by section 36 of the Milford Docks Act 1883 authorised to acquire and on condition that such stock or mortgages shall be charged only upon the security of the undertaking of the Company with the priorities prescribed by the Act of 1892 as amended by the Act of 1894 and (if the directors so think fit) on the further condition that in the event of the acquisition of any such interests in the Milford Haven Dock and Railway Company all or any part of such special charge debenture stock or special mortgages and the interest thereon shall also become a charge upon the railway undertaking and the railway undertaking fund respectively to the extent and with the priorities mentioned in the Act of 1892 provided that in the event of any such special mortgages being granted the sum raised by such special charge debenture stock and special mortgages together shall not in the aggregate exceed the amount authorised by the Act of 1892 as amended by the Act of 1894 and any moneys to arise from the creation and issue of such special charge debenture stock or the granting of such special mortgages as the case may be shall (except in the case of special charge debenture stock or special mortgages issued or granted for the purposes of paying off special mortgages or of redeeming redeemable special charge debenture stock which shall be applied to those purposes respectively) be applied in or towards the payment of the costs and expenses of and incident to the preparation of applying for and obtaining the passing of this Act as well as of the Act of 1892 and the Act of 1894 and may be applied to the purchase of any of the lands by this Act authorised to be acquired and in or towards all or any of the purposes mentioned in section 29 of the Act of 1890 and section 11 of the Act of 1892.

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 debenture
 stock and
 mortgages.

12. The Milford Docks Act 1883 shall operate as if in section 40 thereof (Substituted provisions as to directors) the word "four" were substituted for the word "six."

Reducing
 minimum
 number of
 directors.

13. All costs charges and expenses of and incident to the preparing applying for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company and any debenture stock or mortgages which the Company are authorised to create and issue or grant may be created and issued or granted or the proceeds thereof applied for such purposes.

Costs of
 Act.

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The SCHEDULE referred to in the foregoing Act.

STATEMENT OF CAPITAL.

	Capital authorised.	Capital issued.
	£	£
Ordinary Shares	350,000	191,410
Second Preference Stock	250,000	197,698
First Preference Stock	300,000	223,592
Debenture Stock B	140,000	140,000
Debenture Stock A	460,000*	416,477
Special Charge Debenture Stock	70,000	None.

* NOTE.—On the issue of the special charge debenture stock this amount reduced by £30,000.

Printed by EYRE and SPOTTISWOODE,

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T. DIGBY FIGOTT, Esq., C.B., the Queen's Printer of Acts of Parliament.

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