ELIZABETH II



1981 CHAPTER xiii

An Act to relieve the British Railways Board from certain statutory obligations relating to Victoria Station in London; and for other purposes. [21st May 1981]

WHEREAS—

(1) By the Transport Act 1962 the British Railways Board (hereinafter referred to as " the Board ") were established: 1962 c. 46.

(2) It is the duty of the Board under the said Act of 1962 (inter alia) to provide railway services in Great Britain and, in connection with the provision of railway services, to provide such other services and facilities as appear to the Board to be expedient, and to have due regard, as respects all those railway and other services and facilities, to efficiency, economy and safety of operation:

(3) In order to provide improved services and facilities for railway passengers travelling between Victoria Station in the city of Westminster (hereinafter referred to as " the station ") and Gatwick Airport in the county of West Sussex it is necessary for the Board to carry out at the station certain development comprising (inter alia) the construction of a passenger terminal

building and another building to provide replacement accommodation and facilities for persons and services displaced by the construction of the said terminal building:

(4) The Board have been granted planning permission by the Greater London Council for the carrying out of the said development which includes the construction of an office building above the said terminal building:

(5) Various protective provisions made in favour of named persons and contained in enactments relating to the station constitute restrictions on the nature and extent of any development which may be carried out at the station and the Board are thereby inhibited from undertaking the development of the nature hereinbefore described:

(6) It is accordingly expedient that certain of the provisions imposing such restrictions and other obligations should be re-enacted with amendments and that other such provisions should be repealed as provided in this Act:

(7) It is further expedient that the other provisions in this Act contained should be enacted:

(8) 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 British Railways (Victoria) Act 1981.

Interpretation.

2. In this Act—

" the Board " means the British Railways Board;

" the ornamental walls " means the walls of an ornamental character on the boundary of the station along the east side of Buckingham Palace Road between Grosvenor Hotel and Eccleston Bridge and between Eccleston Bridge and Elizabeth Bridge;

" the station " means Victoria Station in the city of Westminster consisting of the land and railways comprised in the undertaking of the Board northwards of Ebury Bridge;

" the trustees " means the trustees for the time being of the will of the most noble the second Duke of Westminster

deceased and includes their successors in title as owners of any building fronting the west side of Buckingham Palace Road between Lower Belgrave Street and Pimlico Road.

Repeals.

3. The enactments specified in columns (1) and (2) of the Schedule to this Act are hereby repealed to the extent mentioned in column (3) of that schedule.

Preservation of ornamental walls.

4. For the protection of the trustees, the Greater London Council and the Westminster City Council (in this section referred to as " the protected interests ") the following provisions shall, unless otherwise agreed in writing between the Board and the protected interests, apply and have effect:—

(1) The Board shall continue to maintain the ornamental walls and shall not demolish them or make such alterations thereto as will materially affect their appearance except with the consent of the protected interests, whose consent shall not be unreasonably withheld:

(2) Any difference arising between the Board and any of the protected interests under this section (other than a difference as to the meaning or construction of this section) shall be referred to and settled by arbitration.

For protection of trustees of will of late second Duke of Westminster. 1971 c. 78.

5. For the protection of the trustees the following provisions shall, unless otherwise agreed in writing between the Board and the trustees, apply and have effect:—

(1) In this section—

" advertisement " has the same meaning as in the Town and Country Planning Act 1971;

" building " means any building or structure within the boundaries of the station;

" specified work " means the construction of a building fronting a street and includes any external alteration to any such building:

(2) The Board shall, before commencing any specified work, furnish to the trustees details by way of designs and drawings of the specified work, and any other information reasonably required by the trustees with respect to such work, for their reasonable approval and shall not commence the specified work until the said designs and drawings have been approved in writing or settled by arbitration:

Provided that, if within two months after such designs and drawings have been furnished to the trustees they

shall not have intimated their disapproval thereof and the grounds of their disapproval, they shall be deemed to have approved the same:

(3) Any specified work shall be carried out in accordance with designs and drawings approved or deemed to be approved or settled under paragraph (2) of this section:

(4) The Board shall not affix or exhibit any advertisement, or permit any advertisement to be affixed or exhibited, upon—

(*a*) any part of a building within view of Buckingham Palace Road, Eccleston Bridge, Elizabeth Bridge or Ebury Bridge;

(*b*) the parapets of the said bridges; or

(*c*) the ornamental walls;

except with the consent of the trustees, whose consent shall not be unreasonably withheld:

Provided that nothing in this paragraph shall prevent—

(i) the Board from affixing or exhibiting any notice or timetable giving information to the public as to the railway and other services and facilities provided by the Board;

(ii) the affixing or exhibiting of any advertisement or notice in accordance with the requirements of any enactment:

(5) Any difference arising between the trustees and the Board under this section (other than a difference as to the meaning or construction of this section) shall be referred to and settled by arbitration.

Arbitration.

6. Where under this Act any difference is to be referred to or settled by arbitration, then such difference shall be referred to and settled by a single arbitrator to be agreed between the parties or, failing agreement, to be appointed on the application of either party (after notice in writing to the other) by the President of the Institution of Civil Engineers.

Costs of Act.

7. All costs, charges and expenses of and incidental to the preparing for, obtaining and passing of this Act, or otherwise in relation thereto, shall be paid by the Board and may in whole or in part be defrayed out of revenue.

SCHEDULE

Section 3.

REPEALS

Chapter (1)	Short title (2)	Extent of repeal (3)
21 & 22 Vict. c. cxviii.	Victoria Station and Pimlico Railway Act 1858.	Section L (Provision as to the Levels and Construction of Parapets, and Plantations and Approaches of St. George's and Eccleston Bridges, and for Maintenance of all the Bridges, &c.). Section LVII (Company not to erect, &c. on any Frontage any Houses, &c. unless Designs are approved by Marquess of Westminster, &c.). Section LVIII (For the Protection of the Property held on Building Leases by the Executors of the late Thomas Cubitt). Section LIX (Provisions for further Protection of Mr. Cubitt's Property).
26 & 27 Vict. c. cciv.	London, Chatham, and Dover Railway Act 1863.	In section 85 (For Protection of Property of the Marquis of Westminster, Mr. Sloane Stanley, and Mr. Cubitt's Trustees), paragraphs 1 to 6, 7 in its application to sections L and LVII of the Victoria Station and Pimlico Railway Act 1858, 8 and 9.
26 & 27 Vict. c. ccxxvii.	Victoria Station and Pimlico Railway Act 1863.	Section 8 (Tolls on new and improved lines), in its application to sections L, LVII, LVIII and LIX of the Victoria Station and Pimlico Railway Act 1858 and section 85 of the London, Chatham, and Dover Railway Act 1863.
53 & 54 Vict. c. cxlviii.	London Brighton and South Coast Railway (Various Powers) Act 1890.	Section 20 (For the protection of the Duke of Westminster). Section 21 (Company may remove roofing at entrance to Victoria Station).
55 & 56 Vict. c. cxxii.	London Brighton and South Coast Railway (Various Powers) Act 1892.	Section 7 (For the protection of the London County Council). Section 8 (As to land in parish of Saint George Hanover Square). Section 12 (For the protection of the Duke of Westminster).
62 & 63 Vict. c. ccv.	London Brighton and South Coast Railway (Various Powers) Act 1899.	Section 24 (Special provision relating to the widening of Victoria Station). Section 31 (Exhibition of placards in the county of London).

SCH. —*cont.*

Chapter (1)	Short title (2)	Extent of repeal (3)
5 Edw. 7. c. xcv.	South Eastern and London, Chatham and Dover Railways Act 1905.	Section 20 (Amendment of section 85 of London, Chatham, and Dover Railway Act 1863).
14 & 15 Geo. 5. c. lxvi.	Southern Railway Act 1924.	Section 87 (As to entrance to Victoria Station from Eccleston Bridge).

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British Railways (Victoria) Act 1981

CHAPTER xiii

ARRANGEMENT OF SECTIONS

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SCHEDULE—Repeals.