CHAPTER cxlv.

An Act to authorise the London Chatham and Dover Railway Company to widen certain bridges to stop up certain level crossings to acquire additional lands to make agreements with the Dover Harbour Board and for other purposes. [25th July 1898.] A.D. 1898.

WHEREAS it is expedient that the London Chatham and Dover Railway Company (herein-after called "the Company") should be empowered to widen the bridges herein-after described over their railway in the parish of Dover:

And whereas it is expedient that the Company should be empowered to remove the footbridge over their railway on the western side of Preston Street in the parish of Faversham Within and borough of Faversham in the county of Kent and in lieu thereof to construct a subway passing under the railway of the Company in that street for the use of foot passengers:

And whereas it is expedient that the Company should be authorised to stop up and discontinue the level crossing over their railway at Preston Street aforesaid and so much of the said street on either side of the said level crossing as is herein-after described:

And whereas it is expedient that the Company should be authorised to make and maintain the road herein-after described in the parish of Bromley in extension of the road there known as the Exmouth Road and on the completion thereof to use the said Exmouth Road as an access thereto:

And whereas it is expedient that the Company should be authorised to acquire by compulsion or agreement for the purposes of their undertaking the lands herein-after described in the county of Kent:

And whereas the Dover Pier branch railway of the Company over which all their traffic to and from the Admiralty Pier at Dover including the whole of their continental traffic passes is carried

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across the street in the borough of Dover called the Crosswall and Hawkesbury Street upon the level thereof and whereas the traffic upon the said pier branch is now very great and will be further increased when the said Admiralty Pier is extended and the works for the accommodation of the continental traffic now in progress at Dover Harbour are carried out and whereas the existence of the said level crossings is not only dangerous to the public but is a serious impediment to the regular and uninterrupted working of the whole continental traffic of the Company:

And whereas the Deal and Dover Railway of the Company and the South Eastern Railway Company which is vested in and worked and maintained by the South Eastern and London Chatham and Dover Joint Committee (in this Act referred to as "the Joint Committee") passes over Hawkesbury Street in the borough of Dover upon the level thereof and the said level crossing is both dangerous to the public and impedes the regular and convenient working of the traffic of the said two Companies:

And whereas the streets called respectively Limekiln Street and Elizabeth Street were widened and improved by the Company at great expense for the accommodation of the general wheel and foot passenger traffic of the borough to and from Clarence Place and the South Eastern Railway Station with a view to rendering unnecessary the use of the said level crossings for the purposes thereof and the Company have also at their own expense constructed and maintain a bridge for foot passengers at the Crosswall aforesaid:

And whereas it is expedient that the Company should be authorised to stop up the said level crossings at the Crosswall and Hawkesbury Street respectively and that the use of the same for public traffic should be discontinued and that the site and soil of the level crossing at the Crosswall and of the level crossing at Hawkesbury Street respectively should be vested in the Company:

And whereas by the Dover Corporation Tramways Order 1896 the mayor aldermen and burgesses of the borough of Dover (in this Act referred to as "the corporation") were authorised to construct a tramway therein called Tramway No. 1 across the level crossing at the Crosswall aforesaid:

And whereas it is expedient that the powers so granted to the corporation to make maintain and work so much of the said Tramway No. 1 as was authorised to be carried across the level crossing at the Crosswall aforesaid should be repealed:

And whereas by section 23 of the London Chatham and Dover Railway Act 1892 the Company were authorised to make and carry into effect an agreement or agreements with the Dover Harbour

Board (herein-after referred to as "the harbour board") whereby (upon and subject to the conditions by the said section prescribed) in consideration of the advantages to be secured to the Company by the construction of the works authorised by the Dover Harbour Act 1891 and the accommodation to be afforded to the Company by the same the Company were empowered to guarantee such sum as might be necessary together with the several rates and dues in the said section specified to enable the harbour board to pay a dividend not exceeding four pounds per centum per annum upon the sums of four hundred thousand pounds and two hundred and sixty-one thousand seven hundred and thirty-seven pounds of debenture stock authorised by the Dover Harbour Act 1891 to be created and issued by the harbour board:

And whereas the sums authorised as aforesaid by the Dover Harbour Act 1891 to be raised by the harbour board have been found insufficient to enable them to complete the works authorised by the Dover Harbour Act 1891 and to carry out the alterations and enlargement of the same which have been found to be necessary and the harbour board have applied to the Company to extend and enlarge their existing guarantee to the extent herein-after prescribed which the Company subject to the approval of Parliament has agreed to do and it is expedient that they be authorised to make and carry into effect agreements with that view as herein-after provided:

And whereas plans and sections 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 and also books of reference to those several plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the clerk of the peace for the county of Kent and are herein-after respectively referred to as the deposited plans sections and books of reference:

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:—

1. This Act may be cited as the London Chatham and Dover Railway Act 1898. Short title.

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Incorporation of Acts.

2. The Lands Clauses Acts and the Railways Clauses Consolidation Act 1845 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 harbour board" means the Dover Harbour Board;

The expression "the corporation" means the mayor aldermen and burgesses of the borough of Dover;

The expression "the joint committee" means the South Eastern and London Chatham and Dover Joint Committee.

Power to widen certain bridges.

4. Subject to the provisions of this Act the Company may make and maintain in the lines and according to the levels shown upon the deposited plans and sections the works herein-after mentioned and may enter upon take and use such of the lands delineated on the deposited plans and described in the deposited books of reference as may be required for those purposes:

The works herein-before referred to and authorised by this Act are—

(1) The widening of the bridge on both sides thereof carrying Limekiln Street over the railway of the Company in the parish and borough of Dover and county of Kent:

(2) The widening of the bridge on the north side thereof carrying the Folkestone Road over the railway of the Company in the parish of Dover and county of Kent.

Power to extend Exmouth Road Bromley.

5. Subject to the provisions of this Act the Company may make and maintain in the line and according to the level shown on the deposited plans and sections a road in the parish of Bromley in the county of Kent in extension of the road known as Exmouth Road commencing at the northern end of that road and terminating at the Bromley Station goods yard of the Company and for the purpose of the said road they may enter upon take and use the lands and property delineated on the deposited plans and described in the deposited books of reference and the Company and the public may upon the completion of the road so authorised and in connexion therewith use that road and the said Exmouth Road upon such terms and conditions as may be agreed on between the Company and the owner or owners for the purposes of access to the

station and goods yard of the Company at Bromley and for all other purposes. A.D. 1898.

Power to make subway at Preston Street Faversham.

6. Subject to the provisions of this Act the Company may make and maintain a subway for foot passengers under the railway of the Company on the western side of Preston Street in the parish of Faversham Within and borough of Faversham in the county of Kent with suitable approaches thereto and for the purposes of such subway they may enter upon take and use so much of the lands and property delineated on the deposited plans and described in the deposited books of reference as shall be necessary for the construction of the said subway and approaches The said subway and approaches shall be constructed in accordance with a plan signed on behalf of the Company by G. B. Roche the principal engineer of the Company and by F. F. Giraud on behalf of the mayor aldermen and burgesses of the borough of Faversham The said subway shall be always well and sufficiently lighted and lined with best white glazed bricks and the steps thereof shall be protected by a glass roof at each end of the subway and shall have on one side thereof a sufficient handrail When and so soon as the said subway 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 footbridge across the railway of the Company on the western side of Preston Street aforesaid and so much of the footway leading thereto as is situate on lands belonging to the Company.

Power to Company to acquire lands for general purposes.

7. Subject to the provisions of this Act the Company may enter upon take use and appropriate for the general purposes of their undertaking 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 in the parish of Herne Bay in the county of Kent situate on the north side of and adjoining the station and goods yard of the Company at Herne Bay:

Certain lands in the parish of Herne Bay in the county of Kent situate on the north side of the railway of the Company and on the west side of the bridge carrying the railway over the Canterbury Road:

Certain lands in the parish of Wrotham in the county of Kent situate on the north side of the station and goods yard of the Company at Wrotham.

Deposit money not to be repaid except

8. Whereas pursuant to the standing orders of both Houses of Parliament and to the Parliamentary Deposits Act 1846 a sum of three hundred and twenty-two pounds being five per centum on the

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so far as widenings and works completed.

amount of the estimate in respect of the widenings and works by this Act authorised has been deposited with or transferred into the name of the paymaster-general for and on behalf of the Supreme Court in respect of the application to Parliament for this Act (which sum is referred to in this Act as "the deposit fund") Be it enacted that notwithstanding anything contained in the said Act the deposit fund shall not be paid or transferred 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 said widenings and works complete the same and if the Company shall make default in so completing the said widenings and works the deposit fund shall be applicable and shall be applied as provided by the next following section of this Act.

Application of deposit.

9. If the Company do not previously to the expiration of the period limited for the completion of the said widenings and works complete the same then and in every such case 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 said widenings and works 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 as aforesaid in such manner and in such proportions 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 then the deposit fund or such portion thereof as may not be required as aforesaid shall be repaid or retransferred to the depositors Provided that until the deposit fund has been repaid or retransferred 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.

Period for compulsory purchase of lands.

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

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Period for completion of works.

11. If the works authorised by this Act are 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 same or otherwise in relation thereto shall cease except as to so much thereof as is then completed.

Stopping up level crossings at Dover.

12. Before the said level crossings at Hawkesbury Street and the Crosswall respectively and the said tramway over the last-named crossing shall be stopped up and discontinued as herein-after provided an inquiry shall be held by the Lord Balfour of Burleigh whom failing by some other person to be appointed by the Board of Trade upon the application of the Company the corporation and the South Eastern Railway Company or any one or more of them as sole arbitrator forthwith to ascertain and determine having regard to all the circumstances whether and how far the existing route from Snargate Street by way of Limekiln Street and Elizabeth Street and so onwards is reasonably sufficient as a means of transit for traffic in goods and passengers to and from Clarence Place and the South Eastern Railway Station in lieu of the existing means of transit for such traffic over the said level crossings and what alterations additions or deviations if any should be made thereto thereon and therefrom for improving the same or whether any and what alternative route should be provided and what proportion of the costs of constructing such alternative route should be borne by the Company and the corporation respectively having regard to their relative interests and the advantages or disadvantages to them respectively of the abolition of the said level crossings and of the construction of any such alternative route and also to the fact that the capital expended and to be expended by the Dover Harbour Board upon the works now in progress for the improvement of the port and harbour of Dover is guaranteed by the Company The arbitrator shall also have power to decide what altered tramway route shall be provided in lieu of the existing tramway over the Crosswall level crossing and by whom the cost of such altered tramway shall be paid In any inquiry by the arbitrator the South Eastern Railway Company and the traders of Dover who presented a petition against the Bill for this Act in the House of Lords or a majority of them shall be entitled to be heard When and so soon as effect shall be given by the Company to the award of the said arbitrator or such portion thereof as he may prescribe of which in case of difference he shall be the judge then subject to the provisions of this Act the Company

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may stop up and discontinue for public traffic the following level crossings (that is to say):—

(1) The level crossing over the Dover Pier branch railway of the Company at the Crosswall in the parish and borough of Dover and county of Kent:

(2) The level crossing as shown on the deposited plans over the railway of the Company and of the Joint Committee at Hawkesbury Street in the said parish and borough:

And thenceforth the site and soil of the level crossings so stopped up and discontinued shall be and remain vested in the Company.

Power to stop up level crossing and portion of Preston Street at Faversham.

13. On and after the passing and subject to the provisions of this Act the Company may stop up and discontinue for public traffic the following level crossing on their railway and also so much of Preston Street as is herein-after mentioned (that is to say):—

(1) The level crossing over the railway of the Company at Preston Street in the parish of Faversham Within and Preston Within in the county of Kent:

(2) Preston Street aforesaid for a distance of 30 feet or thereabouts measured from the centre line of the railway where it crosses that street on the northern side thereof and for a distance of 38 feet or thereabouts measured as aforesaid on the southern side thereof:

And thenceforth the site and soil of the level crossing and street so stopped up and discontinued other than the site and soil now supporting and necessary for the support of the main sewer of the mayor aldermen and burgesses of the borough of Faversham and the water and gas mains of the Faversham water company and the Faversham gas company respectively in Preston Street Faversham shall be and remain vested in the Company.

For protection of corporation of Faversham.

14. For the protection of the mayor aldermen and burgesses of the borough of Faversham (in this section called "the corporation") the following provisions shall notwithstanding anything contained in this Act or shown on the deposited plans and sections have effect (that is to say):—

(1) Before commencing any work by this Act authorised in Preston Street other than the lines of the Company's railway in or under which any main sewer pipes or other property (herein-after called "apparatus") of the corporation are situate the Company shall deliver to the corporation plans and sections and a description of the works so proposed to be executed describing the proposed manner of executing the same and

such plans sections and description shall be delivered to the corporation at least fourteen days before the commencement of any such work:

If it should appear to the corporation that such work will interfere with or endanger any of their apparatus or impede the flow of sewage there-through the corporation may give notice to the Company to lower or otherwise alter the position of such apparatus or to support the same or to substitute temporarily or otherwise other apparatus in such manner as may be considered necessary and to lay or place under any apparatus cement concrete or other like substance for the purpose of supporting the same and any difference as to the necessity of such lowering alteration support substitution laying or placing cement concrete or other like substance shall be settled as herein-after provided and all such works shall be done and executed by and at the expense of the Company but to the satisfaction and under the superintendence of the engineer of the corporation and the reasonable costs charges and expenses of such superintendence shall be paid by the Company and if the corporation by notice in writing to the Company within seven days after the receipt by them of notice of the intended commencement by the Company of any such work so require the corporation may by their own engineer or workmen do and execute such works so far as they interfere with or affect the apparatus of the corporation and the Company shall on the completion thereof pay to the corporation the reasonable expenses incurred by them in the execution thereof:

(2) In the event of such plans sections and description so delivered to the corporation as aforesaid not being objected to within fourteen days after delivery of the same the Company may proceed to execute the work in strict accordance therewith but not otherwise without the consent of the Corporation:

(3) The corporation may if they deem fit employ watchmen or inspectors to watch and inspect the works whereby any apparatus of the corporation will be interfered with or affected during their construction repair or renewal and the reasonable wages of such watchmen or inspectors shall be borne by the Company and be paid by them to the corporation:

(4) The expense of all repairs or renewals of any apparatus of the Corporation or any works in connexion therewith which may at any time hereafter be rendered necessary by the Acts or defaults of the Company their contractors agents workmen or servants or any person in the employ

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of them or any or either of them or rendered necessary by reason of any subsidence resulting from the works of the Company whether during the construction of the works or at any time thereafter shall be borne and paid by the Company:

(5) It shall be lawful for the corporation and the engineers workmen and others in their employ at all times when it may be necessary to enter upon the lands and premises in Preston Street authorised by this Act to be taken by the Company where there are or shall be existing any apparatus of the corporation and to do all such works in and upon such lands and premises as may be necessary for repairing maintaining or removing or replacing or extending such apparatus in or under the same lands and premises Provided always that in so doing the corporation their engineers or workmen or others in the employ of the corporation shall not interrupt or endanger the train service of the Company's railway or the user of any of the works by this Act authorised and provided also that the corporation shall make good and reimburse to the Company all damages to the works by this Act authorised occasioned by the exercise of the powers by this section reserved:

(6) If any difference shall arise with respect to any matter under this section between the Company and the corporation or their respective engineers or concerning any plans sections or description to be delivered to the corporation under the foregoing provisions of this section the matter in difference shall be referred to and settled by an arbitrator to be appointed on the application of either party by the Board of Trade.

For protection of Faversham Water Company Limited.

15. For the protection of the Faversham Water Company Limited (in this section called "the water company") the following provisions shall notwithstanding anything in this Act contained or shown on the deposited plans and sections have effect (that is to say):—

(1) Before commencing any works by this Act authorised in Preston Street other than the lines of the Company's railway in or under which any mains pipes syphons or other works (herein-after called "apparatus") of the water company are situate the Company shall deliver to the water company plans and sections and a description of the works so proposed to be executed describing the proposed manner of executing the same and such plans sections and description shall be delivered to the water company at least fourteen days before the commencement of any such work:

If it should appear to the water company that such works will interfere with or endanger any of their apparatus or impede the supply of water the water company may give notice to the Company to lower or otherwise alter the position of such apparatus or to support the same or to substitute temporarily or otherwise other apparatus in such manner as may be considered necessary and to lay or place under any apparatus cement concrete or other like substance for the purpose of supporting the same and any difference as to the necessity of such lowering alteration support substitution laying or placing cement concrete or other like substance shall be settled as herein-after provided and all such works shall be done and executed by and at the expense of the Company but to the satisfaction and under the superintendence of the engineer of the water company and the reasonable costs charges and expenses of such superintendence shall be paid by the Company And if the water company by notice in writing to the Company within seven days after the receipt by them of notice of the intended commencement by the Company of any such works so require the water company may by their own engineer or workmen do and execute such works so far as they interfere with or affect the apparatus of the water company and the Company shall on the completion thereof pay to the water company the reasonable expenses incurred by them in the execution thereof:

(2) In the event of such plans sections and description so delivered to the water company as aforesaid not being objected to within fourteen days the Company may thereupon proceed to execute the same but always in strict accordance therewith and not otherwise unless with the consent of the water company:

(3) The water company may if they deem fit employ watchmen or inspectors to watch and inspect the works whereby any apparatus of the water company will be interfered with or affected during their construction repair or renewal and the reasonable wages of such watchmen or inspectors shall be borne by the Company and be paid by them to the water company:

(4) If any interruption in the supply of water by the water company shall without the written authority of the water company be in any way occasioned by the Company or by the act or acts of any of their contractors agents workmen or servants or any person in the employ of them or any or either of them the Company shall forfeit and pay to the water company for the use and benefit of the water company a sum

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equal to the value of any water that may be lost to them by reason of such interruption :

(5) The expense of all repairs or renewals of any apparatus of the water company or any works in connexion therewith which may at any time hereafter be rendered necessary by the acts or defaults of the Company their contractors agents workmen or servants or any person in the employ of them or any or either of them or rendered necessary by reason of any subsidence resulting from the works of the Company whether during the construction of the works or at any time thereafter shall be borne and paid by the Company :

(6) It shall be lawful for the water company and the engineers workmen and others in their employ at all times when it may be necessary to enter upon the lands works and premises in Preston Street authorised by this Act to be taken by the Company where there are existing any apparatus of the water company and to do all such works in and upon such lands and premises as may be necessary for repairing maintaining or removing or replacing or extending such apparatus in or under the same lands and premises Provided always that in so doing the water company their engineers or workmen or others in the employ of the water company shall not interrupt or endanger the train service of the Company or the user of any of the works by this Act authorised and provided also that the water company shall make good and reimburse to the Company all damages to the works by this Act authorised occasioned by the exercise of the powers by this section reserved :

(7) If any difference shall arise with respect to any matter under this section between the Company and the water company or their respective engineers or concerning any plans sections or description to be delivered to the water company under the foregoing provisions of this section the matter in difference shall be referred to and settled by an arbitrator to be appointed on the application of either party by the Board of Trade.

For protection of Faversham Gas Company.

16. For the protection of the Faversham Gas Company (in this section called "the gas company") the following provisions shall notwithstanding anything in this Act contained or shown on the deposited plans and sections have effect (that is to say) :—

(1) Before commencing any works by this Act authorised in Preston Street other than the lines of the Company's railway in or under which any mains pipes syphons or other works (herein-after called "apparatus") of the gas company are situate the Company shall deliver to the gas company plans

and sections and a description of the works so proposed to be executed describing the proposed manner of executing the same and such plans sections and description shall be delivered to the gas company at least fourteen days before the commencement of any such work:

If it should appear to the gas company that such works will interfere with or endanger any of their apparatus or impede the supply of gas the gas company may give notice to the company to lower or otherwise alter the position of such apparatus or to support the same or to substitute temporarily or otherwise other apparatus in such manner as may be considered necessary and to lay or place under any apparatus cement concrete or other like substance and any difference as to the necessity of such lowering alteration support substitution laying or placing cement concrete or other like substance shall be settled as herein-after provided and all such works shall be done and executed by and at the expense of the Company but to the satisfaction and under the superintendence of the engineer of the gas company and the reasonable costs charges and expenses of such superintendence shall be paid by the Company And if the gas company by notice in writing to the Company within seven days after the receipt by them of notice of the intended commencement by the Company of any such works so require the gas company may by their own engineer or workmen do and execute such works so far as they interfere with or affect the apparatus of the gas company and the Company shall on the completion thereof pay to the gas company the reasonable expenses incurred by them in the execution thereof:

(2) In the event of such plans sections and description so delivered to the gas company as aforesaid not being objected to within fourteen days the said works shall be executed in strict accordance therewith:

(3) The gas company may if they deem fit employ watchmen or inspectors to watch and inspect the works whereby any apparatus of the gas company will be interfered with or affected during their construction repair or renewal and the reasonable wages of such watchmen or inspectors shall be borne by the Company and be paid by them to the gas company:

(4) If any interruption in the supply of gas by the gas company shall without the written authority of the gas company be in any way occasioned by the Company or by the act or acts of any of their contractors agents workmen or servants or any person in the employ of them or any or either of them the

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Company shall forfeit and pay to the gas company for the use and benefit of the gas company a sum equal to the value of any gas that may be lost to them by reason of such interruption:

(5) The expense of all repairs or renewals of any apparatus of the gas company or any works in connexion therewith which may at any time hereafter be rendered necessary by the acts or defaults of the Company their contractors agents workmen or servants or any person in the employ of them or any or either of them or rendered necessary by reason of any subsidence resulting from the works of the Company whether during the construction of the works or at any time thereafter shall be borne and paid by the Company:

(6) It shall be lawful for the gas company and the engineers workmen and others in their employ at all times when it may be necessary to enter upon the lands works and premises of the Company at any point or place in Preston Street where there are existing any apparatus of the gas company and to do all such works in and upon such lands and premises as may be necessary for repairing maintaining or removing or replacing or extending such apparatus in or under the same lands and premises Provided always that in so doing the gas company their engineers or workmen or others in the employ of the gas company shall not interrupt or endanger the train service of the Company or the user of any of the works by this Act authorised and provided also that the gas company shall make good and reimburse to the Company all damages to the works by this Act authorised occasioned by the exercise of the powers by this section reserved:

(7) If any difference shall arise with respect to any matter under this section between the Company and the gas company or their respective engineers or concerning any plans sections or description to be delivered to the gas company under the foregoing provisions of this section the matter in difference shall be referred to and settled by an arbitrator to be appointed on the application of either party by the Board of Trade.

Amendment of section 6 of Dover Corporation Tramways Order 1896.

17. From and after the time when under the provisions of this Act the Company shall be entitled to stop up and discontinue the Crosswall level crossing for public use the power conferred upon the corporation by the Dover Corporation Tramways Order 1896 to carry the Tramway No. 1 by that Order authorised across the pier branch of the railway of the Company at Crosswall in the parish

and borough of Dover on the level thereof shall be and is hereby repealed.

Agreements with Dover Harbour Board.

18. 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 them by the construction of the piers jetties and other works now or hereafter authorised to be constructed by the harbour board at Dover and the accommodation to be afforded to the Company thereby the Company may in like manner and subject to the same conditions and provisions as are set forth in section 23 of the London Chatham and Dover Railway Act 1892 or such of them as may be found applicable and expedient extend the guarantee by the Company by that section authorised to a further sum not exceeding one hundred and thirty-eight thousand two hundred and sixty-three pounds of any additional capital which the harbour board have been or may be authorised to raise for the purposes of their undertaking.

Restriction on taking houses of labouring class.

19. The Company shall not under the powers of this Act purchase or acquire 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 Local Government Board 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" 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.

Power to apply corporate funds to purposes of Act.

20. 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 raise by shares or stock 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.

21. Nothing in this Act contained shall exempt the Company or the railway 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

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rates of fares and charges or of the rates for small parcels which the Company are authorised to take.

Costs of Act.

22. 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.

Printed by Eyre and Spottiswoode,
for
T. Digby Pigott, Esq., C.B., the Queen's Printer of Acts of Parliament.

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