CHAPTER cxxvii.

An Act to empower the London County Council to make street improvements and to purchase lands for various purposes to make provisions with respect to contributions by local authorities the formation of wards in parishes and the management of parks to authorise the grant of a pension to the Chairman of Quarter Sessions for the County of London and the payment of compensation in certain cases and for other purposes. A.D. 1895.

[6th July 1895.]

WHEREAS it is expedient to confer on the London County Council (herein-after called "the Council") powers to make the improvements herein-after described:

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 establishment of a weights and measures office and also for the establishment of a coroner's court in connexion with a mortuary to be erected by the board of works for the Greenwich district 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 it is expedient that provision should be made as herein-after set forth with regard to contributions by local authorities to the improvements and acquisition of lands and that other provisions relative thereto should be made as hereafter set forth:

And whereas under the powers of the Thames Tunnel (Blackwall) Act 1887 the London County Council are constructing a tunnel or subway under the River Thames between Greenwich and Poplar which tunnel or subway is approaching completion:

And whereas under the powers of the said Act the Council are constructing approaches to the said tunnel and in connexion

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therewith are about to commence a widening of the main road from Greenwich to Woolwich known as Trafalgar Road:

And whereas the Woolwich and South East London Tramway Company (hereafter called "the company") have a tramway consisting for the most part of a single line along the portion of road so to be widened and it has been agreed between the Council and the company and it will conduce to the public convenience that the said portion of tramway should be altered and relaid as a double line in connexion with the widening of the said portion of street:

And whereas it is also expedient to make provisions such as are in this Act contained with respect to a pension to the chairman of quarter sessions for the county of London and with respect to compensation and it is also expedient that provisions should be made with respect to other matters as set forth in this Act:

And whereas the Council have caused to be deposited with the clerk of the peace for the county of London plans and sections describing the line and levels of the works by this Act authorised and the lands which may be taken for the purposes thereof and 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 sections and book of reference are respectively referred to in this Act as the deposited plans sections 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 are as follows:—

	£
Blackstock Road (Islington) widening -	12,000
Widening approach (south side) to Woolwich Ferry - - - - -	3,000
Ben Jonson Road (Mile End Old Town) widening - - - - -	3,070
Purchase of lands - - - -	22,000

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):— A.D. 1895.

PART I.

Introductory.

1. This Act may be cited as the London County Council (General Powers) Act 1895. Short title.

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):— Interpretation of terms.

"The Council" means the London County Council;

"The improvements" means the widenings of streets and the works connected therewith by this Act authorised;

"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.

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PART II.

Improvements.

Blackstock Road (Islington) widening.

4. Subject to the provisions of this Act in the line and within the limits of deviation shown on the deposited plans and according to the levels shown on the deposited sections the Council may widen Blackstock Road in the parish of Saint Mary Islington in the county of London on the east side of the said road the widening to extend from the southern entrance to Askell Mews opposite Elwood Street to the northern entrance to Askell Mews nearly opposite to Myrtle Street.

Widening approach (south side) to Woolwich Ferry.

5. Subject to the provisions of this Act the Council may purchase and take land in the parish of Woolwich on the south side of the River Thames for widening Nile Street or the approach leading from High Street (South Woolwich) to the Woolwich Ferry so far as such land is delineated on the deposited plans and described in the deposited book of reference.

Millbank Penitentiary site approaches.

6. Subject to the provisions of this Act the Council may purchase and take for the purpose of forming entrances to a portion of the old Millbank Penitentiary site to be acquired by them for the purposes of working class dwellings the lands herein-after described viz. :—

Lands and buildings in the parish of Saint John the Evangelist Westminster and county of London situate between Causton Street and the site of the old Millbank Penitentiary comprising the houses and premises numbered 2 4 6 and 8 Winchester Terrace Causton Street; and

Lands and buildings in the same parish at the corner of Earl Street and Vincent Street and between those streets and the site of the old Millbank Penitentiary comprising the houses and premises numbered 1 3 5 and 7 Vincent Street;

so far as such lands are delineated on the deposited plans and described in the deposited book of reference.

Ben Jonson Road (Mile End Old Town) widening.

7. Subject to the provisions of this Act in the line and within the limits of deviation shown on the deposited plans and according to the levels shown on the deposited sections the Council may widen Ben Jonson Road at the Stepney Green end in the hamlet of Mile End Old Town and the hamlet of Ratcliff or one of them in the county of London the widening to be on the north side of Ben Jonson Road extending from the junction therewith of High Street to the junction therewith of Ocean Street:

Provided that the Council may (and shall if required so to do by the vestry of the hamlet of Mile End Old Town and the Limehouse District Board of Works under their common seals) transfer to the said vestry and district board all the powers of effecting the said widening 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 the purchase and taking of lands for the said improvement and of carrying out the said improvement and otherwise in connexion therewith shall so far as applicable apply to the said vestry and district board instead of to the Council.

Power to take lands.

8. Subject to the provisions of this Act the Council may enter upon take and use all or any of the lands shown on the deposited plans and described in the deposited book of reference which they may require for the purposes of the improvements and for providing space for the erection of houses and buildings adjoining or near to the improvements.

Purchase of land for various purposes.

9. Subject to the provisions of this Act the Council may purchase and take the lands herein-after described so far as they are delineated on the deposited plans and described in the deposited book of reference viz. :—

For the purposes of the Metropolitan Fire Brigade Act 1865—

Land with the buildings thereon in the parish of Saint Mary Islington and county of London situate on the west side of Florence Street and being the premises numbered 42 43 44 and 45 in the said street:

For the purposes of the establishment of a weights and measures office and also for the establishment of a coroner's court in connexion with a mortuary to be erected by the board of works for the Greenwich district or either of those purposes—

Land with the houses or buildings thereon in the parish of Saint Alphege Greenwich and county of London adjoining the Saint Alphege Recreation Ground on the east side and situate between the said ground and the rear of houses in Church Street together with the site of the passage leading thereto from Church Passage and other adjoining lands:

But always without prejudice to the right of the owners and occupiers of the houses and shops numbered 27 29 and 31 Church Street to use the properties numbered 9 and 10 on the deposited plans in the said last-mentioned parish as an access to Lamb Lane and in the event of the compensation to the parties interested in any of the said properties being settled

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under the Lands Clauses Acts the value of the right so reserved shall be taken into account in considering any consequential damage to the property not taken:

And it shall be lawful for the Council and the board of works for the Greenwich district to enter into and carry into effect agreements for the sale or disposal of the whole or any part of the said last-mentioned land to that board for the purposes of a mortuary or otherwise.

Power to certain persons to grant easements &c. by agreement.

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.

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

11. If any omission misstatement 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 misstatement 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 misstated 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.

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

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

and used as aforesaid 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.

Costs of arbitration &c. in certain cases.

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 empannelling 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.

Power to stop up ways temporarily for the purposes of improvements.

14. The Council for the purposes and during the making of the improvements 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

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open for traffic and may make from time to time such orders for regulating the traffic as to them shall seem proper.

Streets may be raised or lowered.

15. Subject to the provisions of this Act the Council may for the purposes of and in connexion with the improvements alter the line or level of any of the streets and places described on the deposited plans or sections as intended to be diverted raised or lowered in the manner shown on such plans or sections.

Power to deviate from levels &c.

16. In making any of the works for or connected with the improvements the Council may subject to the provisions of this Act deviate to any extent from the line thereof within the limits of deviation defined on the deposited plans and the Council may subject to the provisions of this Act deviate to any extent from the levels thereof defined on the deposited sections not exceeding three feet from the levels thereof as defined on the said sections.

Power to make subsidiary works.

17. Subject to the provisions of this Act and within the limits of deviation defined on the deposited plans the Council in connexion with and for the purposes of the works by this Act authorised and as part of the works to be executed under the powers of this Act may make junctions and communications with any streets interfered with by or contiguous to the works and may divert widen or alter the line or level of any street for the purpose of connecting the same with the said works And the Council may alter and interfere with any drain or sewer providing a proper substitute before interrupting the flow of sewage in any such drain or sewer and they may execute any works for the protection of any adjoining land or buildings Any lamp posts paving metalling or materials in on or under any street so altered or diverted and any materials of any drain or sewer so altered shall vest in the Council and all substituted drains and sewers shall be under the same jurisdiction care management and direction as the existing drains and sewers for which they may be so substituted.

Alteration of position of water gas and other pipes.

18. The Council may for any purpose in connexion with the improvements upon the lands acquired by them under the powers of this Act and also in any street within the limits of deviation defined on the deposited plans 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 any street to be lowered or raised nor 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 :

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

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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.

Council empowered to lay out carriage-ways.

19. Subject to the provisions of this Act the Council may cause such parts of the improvements to be laid out for carriageway and such parts thereof for footway as they may think proper and may upon the lands acquired by or vested in them under the powers of this Act and within the limits of deviation defined on the deposited plans construct erect and provide such vaults cellars arches sewers drains subways and other works and conveniences as they may think proper for the purposes of the improvements and in laying out or forming such carriageway and footway and works the Council may in addition to the powers by this Act conferred exercise the same powers and authorities as are vested in and shall be subject to the same liabilities only in respect thereof as are imposed upon any vestry or district board of works in the county of London when they stop up temporarily any thoroughfare or any part thereof in the repairing or repaving of any street.

Directing how the pavement shall be laid and made.

20. The Council shall for the purposes of and in connexion with the improvements in a substantial and workmanlike manner fill or cause to be filled in all and every the vaults cellars and open places over which it may be necessary to new pave (except such as are capable of being used as cellars vaults or areas) with good sound hard brick or other rubbish to be well rammed down to prevent the ground from giving way and shall well and effectually pave over all the said ground with a sufficient quantity of materials of proper quality and dimensions and shall in like manner erect and build any underground arches which they may think necessary and also relay and repair the streets which they may disturb or alter in carrying the purposes of this Act into execution Provided always that nothing herein contained shall extend or be construed to extend to charge the Council with the liability or expense of repairing or

making good such pavement or arches in future but when the same shall have been in the first instance so paved relaid erected built and repaired as aforesaid the same shall for ever thereafter be kept in repair by the authority in whom the management and repair of the street are vested or by any other parties or persons liable to repair the same.

Alterations of sewers and drains.

21. 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 for the purposes of the improvements as shall appear necessary for executing the purposes of this Act so as that no public 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 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.

22. The Council within the limits of deviation defined on the deposited plans may for the purposes of and in connexion with the improvements 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.

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

Period for completion of improvements.

24. If the improvements be not completed within five years from the passing of this Act then on the expiration of that period the powers of the Council under this Act for the execution of the improvements shall cease (except so far as the same shall have been then completed).

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Completion of improvements.

25. When each of the improvements 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 so much of such improvement as shall have been laid out for carriageway or footway shall form part of the street and may be used by the public accordingly The land acquired by the Council for and thrown into the improvements shall be and remain vested in the Council and the maintenance repair paving cleansing and lighting thereof 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.

Power to sell materials.

26. 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.

27. 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 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.

As to sale of ground rents.

28. 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.

Council may sell land in

29. 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

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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.

the first instance without having previously granted a lease thereof.

Council may let or exchange lands.

30. 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 the improvements and not required for the improvements 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.

31. 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.

32. 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.

33. 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 improvements 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 improvements) 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.

Agreements for closing accounts in case of joint works.

34. Where under the powers of this or any other existing Act an improvement has been or is to be carried out at the joint cost of the Council and of any vestry district board or other authority it shall be lawful for the Council and such vestry district board or other authority to enter into and carry into effect any agreement for determining the amount of the respective contributions of the Council vestry district board or other authority and for settling and closing the account between them in relation to the improvement although the improvement may not be at the time completed and although the total cost of the improvement may not have been at the time ascertained and either party may accept from the other of them and the other of them may make a conveyance or assignment of any estate or interest in any surplus lands in connexion with such settlement in such manner as may be agreed between them.

Restriction on taking houses of labouring class.

35. (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.

(2) For the purpose of this section the expression "labouring class" includes mechanics artizans 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.

Saving rights of the Crown.

36. Nothing contained in this Act shall authorise the Council to take use or in any manner interfere with any land or hereditaments or any rights of whatsoever description belonging to the Queen's most Excellent Majesty in the right of Her Crown and under the management of the Commissioners of Woods without the consent in writing of the Commissioners of Woods on behalf of Her Majesty first had and obtained for that purpose (which consent such Commissioners are hereby authorised to give) neither shall anything in this Act contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exercisable by the Queen's Majesty Her heirs or successors.

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PART III.

Contributions.

Contributions by local authorities.

37. The district boards of works for the districts and the vestries of the parishes herein-after mentioned respectively shall and they are hereby required from time to time to contribute towards the costs and expenses of the Council in relation to the works and purchases herein-after respectively stated such sums on account of such costs and expenses as the Council may from time to time require to the extent of but not exceeding in each case the fixed sum or the proportion of such costs and expenses herein-after stated with reference thereto and the said boards and vestries respectively may for the purpose of paying any such contribution or any part thereof borrow the requisite moneys and for the purpose of securing the repayment with interest of any moneys to be borrowed as aforesaid the district board or vestry may mortgage and assign all the moneys or rates authorised to be raised by the district board or vestry 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 any district board or vestry under this section of this Act The contributions required by this section are—

(1) Towards the Blackstock Road (Islington) widening—

By the vestry of the parish of Saint Mary Islington one half of the costs and expenses thereof:

(2) Towards the purchase by the Council of certain land in the parish of Plumstead and county of London for the purpose of an addition to Bostall Heath—

By the vestry of the parish of Plumstead one third of the costs and expenses thereof:

(3) Towards the purchase by the Council of certain lands in the parish of Saint Paul Deptford and county of London for the purpose of an open space—

By the board of works for the Greenwich district eight thousand two hundred and fifty pounds towards the costs and expenses thereof:

(4) Towards the acquisition by the Council of certain land in the Isle of Dogs in the parish of All Saints Poplar and county of London for the purposes of an open space—

By the board of works for the Poplar district three thousand five hundred pounds towards the costs and expenses thereof:

A.D. 1895.

(5) Towards the acquisition by the Council of certain land in the parish of Lambeth and county of London for the purpose of forming an additional entrance to Brockwell Park—

By the vestry of the parish of Lambeth one third of the costs and expenses thereof provided that such contribution do not exceed two thousand pounds :

Provided that any sums of money which the Greenwich district board of works may from time to time require to raise for the purpose of their contribution under this section towards the said purchase of lands in the parish of Saint Paul Deptford and any moneys which they may from time to time require to raise in order to repay moneys borrowed for the purpose of such contribution and the interest thereon may be ordered to be levied and shall be levied from the parish of Saint Paul Deptford and all the provisions of the Metropolis Management Act 1855 and the Acts amending the same with regard to the collection and levying by any district board of moneys for defraying expenses which have not been incurred for the equal benefit of the whole of their district shall apply to the collection and levying of any moneys charged under the provisions of this section upon the said parish of Saint Paul Deptford.

Account of receipts and payments (Blackstock Road Islington).

38. The Council shall from time to time keep a separate account in relation to the costs and expenses of the Blackstock Road (Islington) widening and for the purpose of ascertaining the sum to be paid under the provisions of this Act to the Council by the vestry of the parish of Saint Mary Islington the Council shall notwithstanding the provisions of the Metropolitan Board of Works (Loans) Act 1869 or any other Act carry to the said account all sums of money (if any) which may from time to time be paid to the Council under the provisions of this Act on account of the Blackstock Road (Islington) widening whether such sums arise from the sale of materials or the sale or letting of lands or any other sums which respectively recoup the Council part of the expenses incurred by them in carrying this Act into execution with respect to the said widening and shall furnish copies of the said account to the said vestry.

Contributions towards cost of widening Ben Jonson Road.

39. With respect to contributions towards the cost of the widening of Ben Jonson Road the following provisions shall have effect :—

(1) The Council shall contribute one half of the costs and expenses thereof provided that the sum contributed by the Council shall not exceed three thousand and seventy pounds :

A.D. 1895.

(2) The residue of the costs and expenses thereof after the deduction of the sum paid by the Council as aforesaid shall be divided into two equal parts of which one part shall be provided by the board of works for the Limehouse district and one part shall be provided by the vestry of the hamlet of Mile End Old Town and the said district board and vestry respectively may for the purpose of paying any such contribution or any part thereof borrow the requisite moneys and for the purpose of securing the repayment with interest of any moneys to be borrowed as aforesaid the said district board and vestry respectively 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 district board and vestry under this section of this Act.

Account of receipts and payments (Ben Jonson Road widening).

40. A separate account shall be kept in relation to the costs and expenses of the widening of Ben Jonson Road and for the purpose of ascertaining the amount to be paid under the provisions of this Act by the Council by the board of works for the Limehouse district and the vestry of the hamlet of Mile End Old Town respectively all sums of money (if any) which may from time to time be received under the provisions of this Act on account of the widening of Ben Jonson Road whether such sums arise from the sale of materials or the sale or letting of lands or any other sums which respectively recoup part of the expenses incurred in carrying this Act into execution with respect to the said widening shall be carried to the said account.

PART IV.

Tramway Alteration at Trafalgar Road Greenwich.

Alteration of tramway Trafalgar Road Greenwich.

41. In altering Trafalgar Road in the parish of Greenwich between Vanbrugh Hill and Christchurch Street under the powers of the Thames Tunnel (Blackwall) Act 1887 it shall be lawful for the Council by agreement with the company and upon such terms relating to the mode and cost of reconstruction and terms of purchase by the Council or otherwise as may be agreed and with the consent of the Greenwich district board to remove the tramway existing in the portion of the road to be altered or any part thereof and to reconstruct the same as a double line throughout in such

situation as may be agreed between the Council the company and the district board and the said tramway as reconstructed shall be deemed to be for all purposes part of the tramways of the company as authorised by the Provisional Order relating thereto.

PART V.

Division of Parishes into Wards.

Division of parishes into wards.

42. Section 15 of the London County Council (General Powers) Act 1893 with respect to the re-arrangment of wards shall be read and have effect as if the words "and that the whole number of wards shall not exceed eight" were omitted.

PART VI.

Pension to Chairman of Quarter Sessions—Compensation.

Pension to chairman of court of quarter sessions.

43. It shall be lawful for the Council to grant and pay a pension to the chairman of the court of quarter sessions of the county of London in the event of his retiring from office.

Compensation.

44. The Council shall have power in their discretion to pay compensation to any workman or person employed by them who has been or may be injured in course of his work or employment and to the widow and children or any of them of any such workman or person who while so working or employed shall die or sustain injury resulting in death Such compensation as aforesaid may be paid either in one sum or by periodical payments at such times and extending over such period as the Council may think fit and the Council may if they think fit contract either prospectively or retrospectively and for such consideration to be paid by the Council as they may think proper with any insurance office society or company for the payment by such office society or company of any such compensation as aforesaid The expenses of the Council under this section shall be considered as expenses incurred by them for general county purposes and shall be defrayed accordingly Nothing in this Act and no compensation which may be paid or become payable thereunder shall take away or prejudicially affect any right or claim to damages or compensation which any such workman or person as aforesaid or his widow or children may have against any person or body other than the Council or (except so far as may be agreed when such compensation is granted) against the Council.

A.D. 1895.

PART VII.

Miscellaneous.

Further provisions as to management of parks.

45. In addition to any other powers of the Council with respect to management of parks and open spaces it shall be lawful for the Council to provide and let on hire boats on any water in any of such parks or open spaces and to erect on such parts of such parks and open spaces as they may think fit gymnasia for the use of children and to enclose the same:

Provided that nothing in this section contained shall be deemed to authorise the Council to provide boats on any river stream pond or other waterwork belonging to or forming part of the water undertaking of the governor and company of the New River brought from Chadwell and Amwell to London without the consent in writing of the said governor and company and under and subject to such terms and conditions as may be agreed between them and the Council.

Bridges over Thames to be county bridges.

46. Notwithstanding anything contained in the Metropolis Toll Bridges Act 1877 or the London Parks and Works Act 1887 the bridges over the River Thames and Deptford Creek within the county of London belonging to the Council shall as from the passing of this Act be deemed to be county bridges.

PART VIII.

Financial.

Money to be raised on capital account.

47. (1) The Council may expend on capital account for the purposes of carrying out the improvements including the purchases of land by this Act authorised such money as they may from time to time think fit not exceeding forty thousand and seventy 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-six.

(2) The Council shall make provision for the redemption of such stock or the repayment of any money borrowed or expended on capital account for the purposes of this Act within a period of

not exceeding sixty years from the date of the expenditure of such money 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.

As to payments under this Act.

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

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