CHAPTER lxxii.

An Act to confer further powers upon the London Tilbury and Southend Railway Company. A.D. 1904.

[22nd July 1904.]

WHEREAS it is expedient that powers should be conferred upon the London Tilbury and Southend Railway Company (in this Act called "the Company") to widen their railway at and near their station at Barking in the county of Essex:

And whereas the said railway crosses on the level near the said station a street known as East Street in the urban district of Barking Town:

And whereas it is provided by the London Tilbury and Southend Railway Act 1902 (in this Act referred to as "the Act of 1902") section 42 that in place of the existing level crossing in East Street Barking the Company should as soon as reasonably practicable and within three years from the passing of that Act carry the said street over the railway by means of a bridge the plans whereof so far as regards provision for the safe working of the railway should have been approved by the Board of Trade and that the cost of the construction of such bridge should be borne by the Company and by the urban district council of Barking Town in such proportion as might in default of agreement be determined by arbitration under the provisions of the Arbitration Act 1889 and also that for the purpose of the acquisition of any land necessary for the construction of such bridge and its approaches the Board of Trade might issue a certificate in like manner and having like effect as a certificate issued under section 8 of the Railways Clauses Act 1863: 2 Edw. 7. c. clxxi.

[*Price* 1s. 3*d*.]

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And whereas the Company cannot without further powers construct in accordance with the requirements of the said section a suitable bridge with convenient approaches thereto:

And whereas it is expedient that the said section should be repealed and that powers should be conferred for the construction at the sole expense of the Company of the said bridge and approaches as in this Act set forth:

And whereas it is also expedient that the Company should be empowered in connection with the said widening of their railway at Barking to close the level crossing over their railway at Tanner Street and to alter the footbridge roads and footpath in the neighbourhood thereof and to execute the other works hereinafter described:

And whereas the Company are empowered by the Act of 1902 to make an alteration of Campbell Road in the metropolitan borough of Poplar and it is expedient that they should be empowered for the purpose of the said works to purchase certain lands and parts of premises in the neighbourhood of the said work:

And whereas it is expedient that the other provisions of this Act should be made:

And whereas plans and sections showing the lines and levels of the widenings and works authorised by this Act and the lands required or which may be taken for the purposes thereof and plans of the lands which may be acquired under 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 the said lands have been deposited with the respective clerks of the peace for the counties of London and Essex and the said plans sections and book of reference are in this Act referred to as the deposited plans sections and book of reference respectively:

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 King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say):—

Short title.

1. This Act may be cited as the London Tilbury and Southend Railway Act 1904.

Incorporation of general Acts.

2. The following Acts and parts of Acts are (except where the same are expressly varied by or are inconsistent with the provisions of this Act) incorporated with and form part of this Act (namely):—

The Lands Clauses Acts;

The Railways Clauses Consolidation Act 1845; and

Part I. (Construction of a railway) of the Railways Clauses Act 1863.

Interpretation.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partly 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 Tilbury and Southend Railway Company;

The expression "the Act of 1902" means the London Tilbury and Southend Railway Act 1902;

The expression "the Barking Council" means the council of the urban district of Barking Town in the county of Essex;

"Parish clerks" and "clerks of the several parishes" in sections 7 8 and 9 of the Railways Clauses Consolidation Act 1845 shall as regards the administrative county of London mean the town clerks of the metropolitan boroughs;

The expression "the railway" in the Railways Clauses Consolidation Act 1845 and the Railways Clauses Act 1863 means the widenings of railway and the other works authorised by this Act.

Widenings of railway.

4. Subject to the provisions of this Act the Company may make and maintain in the lines and according to the levels shown on the deposited plans and sections the widenings of railway and works in the county of Essex hereinafter described with all proper stations sidings approaches works and conveniences connected therewith respectively and may enter upon take and use such of the lands delineated on the deposited plans and described in the deposited book of reference as may be required for those purposes:—

A Widening (No. 1) of the Company's Forest Gate branch railway on the north side thereof commencing in the parish

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of Little Ilford in the urban district of East Ham at a point 2 chains or thereabouts measured in a westerly direction along the said railway from the centre of the River Roding and terminating in the parish of Barking in the urban district of Barking Town at a point 2 chains or thereabouts measured along the said railway in an easterly direction from the public footbridge known as Hart's Lane footbridge :

A Widening (No. 2) of the Company's main line of railway on the north side thereof wholly in the said parish of Barking commencing at the termination of the Widening (No. 1) hereinbefore described and terminating by a junction with the Company's said main line of railway at a point 20 chains or thereabouts measured in an easterly direction from the level crossing over that railway at East Street.

Further works by Company.

5. Subject to the provisions of this Act the Company shall make and maintain in the lines and according to the levels shown on the deposited plans and sections the works in the parish and urban district of Barking in the county of Essex hereinafter described and may for the purposes of and in connection with the said works make such alterations in the levels of the streets roads and footpaths affected thereby as are shown upon the deposited plans and sections and may enter upon take and use such of the lands delineated on the deposited plans and described in the deposited book of reference as may be required for that purpose or as are described in this section :—

(1) They shall alter and lengthen at its northern end the footbridge over the Company's Forest Gate branch railway at Hart's Lane :

(2) They shall erect a new footbridge over their said railway at a point 9 yards or thereabouts to the westward of the existing footbridge over the said railway at or near the level crossing at Tanner Street and upon the completion and opening of the said new footbridge they may remove the said existing footbridge :

(3) They shall divert the footpath now leading to the said existing footbridge on the southern side of the said railway such diversion to commence on the east side of Tanner Street 13 yards or thereabouts southward of the existing level crossing gate and to terminate opposite the entrance gates on the northern side of the North Street Board School :

(4) They shall alter and lengthen at its northern end the bridge carrying Queen's Road over their said railway :

(5) They shall construct a new road commencing in Church Road fifty yards or thereabouts northward of the northernmost fence of the said railway and terminating in Wakering Road at or near the junction thereof with Bamford Road :

(6) They shall alter East Street (now crossed by their said railway on the level near their Barking Station) and Longbridge Road and shall carry the said street and road or one of them over the said railway by means of a bridge such alteration to commence on the northern side of the railway at a point in Longbridge Road at or near its junction with Glenny Road and to terminate on the southern side of the railway at a point in East Street 2 chains or thereabouts measured in a northerly direction from the junction with East Street of Linton Road and Ripple Road ;

And in connection therewith may alter the level or inclination of part of Glenny Road Wakering Road Salisbury Avenue Somerby Road and Cambridge Road :

(7) They shall in connection with the alteration of East Street and Longbridge Road hereinbefore referred to connect by means of a staircase the footpath running along the south side of the said railway east of East Street with East Street as altered and the new bridge or approach carrying the same over the said railway and upon the completion and opening for public traffic of the said alteration of East Street and Longbridge Road and the said staircase they may remove the existing footbridge over their said railway at or near East Street.

Stopping up level crossings and rights of way.

6.—(1) Upon the completion and opening for traffic of the alteration of East Street and Longbridge Road and of the bridge carrying the same over the railway of the Company all rights of crossing on the level over the said railway by East Street or Longbridge Road and all rights of way over so much of the said street and road as will be situate between the boundaries of the Company's property shall be and the same are by virtue of this Act stopped up and extinguished and the site and soil of the said

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street and road between the boundaries of the Company's property so far as not already vested in the Company shall thereupon vest in them.

(2) Upon the completion and opening for traffic of the several works described in subsections (2) and (5) of the section of this Act of which the marginal note is "Further works by Company"—

(A) All rights of crossing on the level over the railway of the Company by Tanner Street; and

(B) All rights of way over—

(i) So much of Tanner Street as will be situate between the boundaries of the Company's property;

(ii) So much of Queen's Road as lies between Wakering Road and the new road hereinbefore described between Church Road and Wakering Road;

(iii) So much of Church Road as will be situate between the Company's railway and the said new road; and

(iv) So much of Bamford Road as is situate to the southward of the junction thereof with Wakering Road;

shall be and the same are by virtue of this Act stopped up and extinguished and the site and soil of the said portions of streets so far as not already vested in the Company shall thereupon vest in them:

Provided that the Company shall make full compensation to all parties interested in respect of any private rights of way extinguished by virtue of this section and such compensation shall be settled in manner provided by the Lands Clauses Acts with reference to the taking of lands otherwise than by agreement.

Repeal of section 42 of London Tilbury and Southend Railway Act 1902.

7. Section 42 of the Act of 1902 (Construction of bridge in place of level crossing) is hereby repealed.

Agreements between Company and Essex County Council and Barking Council as to stopping up level crossings and works to be executed.

8. It shall be lawful for the Company on the one hand and the Barking Council and the Essex County Council or either of them on the other hand to enter into and carry into effect any agreements with respect to the alteration of East Street and Longbridge Road and the approaches thereto hereinbefore referred to and with respect to any of the works within the urban district of Barking Town by this Act authorised.

Power to Company to purchase additional lands.

9. Subject to the provisions of this Act the Company in addition to the other lands which they are by this Act authorised to acquire may for the purpose of or in connection with the alteration of the level of Campbell Road referred to in the Act of 1902 enter upon and take compulsorily or by agreement the following lands (namely) :—

Lands in the parish of Bromley Saint Leonard in the metropolitan borough of Poplar in the county of London situate on both sides of Campbell Road extending between points respectively 7 chains or thereabouts northward and 4 chains or thereabouts southward of the bridge carrying the Company's railway over Campbell Road and comprising the house and premises No. 92 Campbell Road and a piece of land at the rear and side thereof and the forecourts of the premises known as Nos. 43 to 79 and 85 to 103 (odd numbers) and 58 to 82 and 94 to 104 (even numbers) all inclusive Campbell Road.

Owners may be required to sell parts only of certain properties.

10. And whereas in the construction of the works by this Act authorised or otherwise in exercise by the Company of the powers of this Act it may happen that portions only of certain other properties shown or partly shown on the deposited plans will be sufficient for the purposes of the Company and that such portions or some other portions less than the whole can be severed from the remainder of the said properties without material detriment thereto Therefore the following provisions shall have effect :—

(1) The owner of and persons interested in any of the properties whereof the whole or part is described in the Schedule to this Act and whereof a portion only is required for the purposes of the Company or each or any of them are hereinafter included in the term "the owner" and the said properties are hereinafter referred to as "the scheduled properties" :

(2) If for twenty-one days after the service of notice to treat in respect of a specified portion of any of the scheduled properties the owner shall fail to notify in writing to the Company that he alleges that such portion cannot be severed from the remainder of the property without material detriment thereto he may be required to sell and convey to the Company such portion only without the Company being obliged or compellable to purchase the whole the Company paying for the portion so taken

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and making compensation for any damage sustained by the owner by severance or otherwise:

(3) If within such twenty-one days the owner shall by notice in writing to the Company allege that such portion cannot be so severed the jury arbitrators or other authority to whom the question of disputed compensation shall be submitted (hereinafter referred to as "the tribunal") shall in addition to the other questions required to be determined by it determine whether the portion of the scheduled property specified in the notice to treat can be severed from the remainder without material detriment thereto and if not whether any and what other portion less than the whole (but not exceeding the portion over which the Company have compulsory powers of purchase) can be so severed:

(4) If the tribunal determine that the portion of the scheduled property specified in the notice to treat or any such other portion as aforesaid can be severed from the remainder without material detriment thereto the owner may be required to sell and convey to the Company the portion which the tribunal shall have determined to be so severable without the Company being obliged or compellable to purchase the whole the Company paying such sum for the portion taken by them including compensation for any damage sustained by the owner by severance or otherwise as shall be awarded by the tribunal:

(5) If the tribunal determine that the portion of the scheduled property specified in the notice to treat can notwithstanding the allegations of the owner be severed from the remainder without material detriment thereto the tribunal may in its absolute discretion determine and order that the costs charges and expenses incurred by the owner incident to the arbitration or inquiry shall be borne and paid by the owner:

(6) If the tribunal determine that the portion of the scheduled property specified in the notice to treat cannot be severed from the remainder without material detriment thereto (and whether or not they shall determine that any other portion can be so severed) the Company may withdraw their notice to treat and thereupon they

shall pay to the owner all costs charges and expenses reasonably and properly incurred by him in consequence of such notice:

(7) If the tribunal determine that the portion of the scheduled property specified in the notice to treat cannot be severed from the remainder without material detriment thereto but that any such other portion as aforesaid can be so severed the Company in case they shall not withdraw the notice to treat shall pay to the owner all costs charges and expenses reasonably and properly incurred by him in consequence of such notice or such portion thereof as the tribunal shall having regard to the circumstances of the case and their final determination think fit.

The provisions of this section shall be in force notwithstanding anything in the Lands Clauses Consolidation Act 1845 contained and nothing contained in or done under this section shall be held as determining or as being or implying an admission that any of the scheduled properties or any part thereof is or is not or but for this section would or would not be subject to the provisions of section 92 of the Lands Clauses Consolidation Act 1845.

The provisions of this section shall be stated in every notice given thereunder to sell and convey any premises.

Power to alter steps areas pipes &c.

11. The Company within the limits of deviation defined on the deposited plans may for the purposes of and in connection with the alteration of the level of Campbell Road referred to in the Act of 1902 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 Company shall make reasonable compensation to any person who suffers damage by any such alteration.

Power to acquire lands by agreement.

12. The Company may acquire by agreement and may hold and use for the general purposes of their undertaking and for the extraordinary purposes mentioned in the Railways Clauses Consolidation Act 1845 any lands not exceeding twenty acres in addition to the other lands which the Company are by this Act

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authorised to take but nothing in this Act or in that Act shall exempt the Company from any indictment action or other proceeding for nuisance in the event of any nuisance being caused or permitted by them upon any land so acquired.

Company empowered or may be required to underpin or otherwise strengthen houses near works.

13. And whereas in order to avoid in the execution and maintenance of any works authorised by this Act injury to the houses and buildings within one hundred feet of the works it may be necessary to underpin or otherwise strengthen the same Therefore the Company at their own costs and charges may and if required by the owners or lessees of any such house or building shall subject as hereinafter provided underpin or otherwise strengthen the same and the following provisions shall have effect (that is to say):—

(1) At least ten days' notice shall unless in case of emergency be given to the owners lessees and occupiers or by the owners or lessees of the house or building so intended or so required to be underpinned or otherwise strengthened :

(2) Each such notice if given by the Company shall be served in manner prescribed by section 19 of the Lands Clauses Consolidation Act 1845 and if given by the owners or lessees of the premises to be underpinned or strengthened shall be sent to the principal office of the Company :

(3) If any owner lessee or occupier of any such house or building or the Company as the case may require shall within seven days after the giving of such notice give a counter-notice in writing that he or they as the case may be disputes the necessity of such underpinning or strengthening the question of the necessity shall be referred to the arbitration of an engineer to be agreed upon or in case of difference to be appointed at the instance of either party by the Board of Trade :

(4) Such referee shall forthwith upon the application of either party proceed to inspect such house or building and determine the matter referred to him and in the event of his deciding that such underpinning or strengthening is necessary he may and if so required by such owner lessee or occupier shall prescribe the mode in which the same shall be executed and the Company

may and shall proceed forthwith so to underpin or strengthen the said house or building:

(5) The Company shall be liable to compensate the owners lessees and occupiers of every such house or building for any inconvenience loss or damage which may result to them by reason of the exercise of the powers granted by this enactment:

(6) If in any case in which any house or building shall have been underpinned or strengthened on the requisition of the Company such underpinning or strengthening shall prove inadequate for the support or protection of the house or building against further injury arising from the execution or use of the works of the Company then and in every such case unless such underpinning or strengthening shall have been done in pursuance of and in the mode prescribed by the referee the Company shall make compensation to the owners lessees and occupiers of such house or building for such injury provided the claim for compensation in respect thereof be made by such owners within twelve months and by such lessees or occupiers within six months from the discovery thereof:

(7) Nothing in this enactment contained nor any dealing with any property in pursuance of this enactment shall relieve the Company from the liability to compensate under the 68th section of the Lands Clauses Consolidation Act 1845 or under any other Act:

(8) Every case of compensation to be ascertained under this enactment shall be ascertained according to the provisions of the Lands Clauses Acts:

(9) Nothing in this section shall repeal or affect the application of the 92nd section of the Lands Clauses Consolidation Act 1845.

Power to take easements &c. by agreement.

14. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Act grant to the Company any easement right or privilege (not being an easement right or privilege of water in which persons other than the grantors have an interest) required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable

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in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Period for compulsory purchase of lands.

15. 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.

For protection of Barking Council.

16. For the protection of the Barking Council the following provisions shall unless otherwise agreed in writing between the Company and the Barking Council have effect (that is to say):—

(1) All costs charges and expenses of and incidental to the widening and alteration of East Street and Longbridge Road and the construction of the bridge carrying the same over the railway of the Company and the approaches and sub-approaches to the said bridge as by this Act authorised (including the cost of and incidental to the acquisition of all lands whether acquired under the provisions of this Act or otherwise) shall be borne by the Company:

(2) In constructing the said bridge and approaches the Company shall make the same of not less width between the parapets than fifty feet and so that the gradient of no part thereof or of the approaches thereto shall be steeper than one in thirty:

(3) The Company shall construct the sub-approaches to the said bridge of not less width than that of the streets from which such sub-approaches respectively afford access to the said bridge and so that the gradient of no part of any such sub-approach shall be steeper than one in twenty-five:

(4) The Company shall form the roadways over the said bridge and the approaches and sub-approaches thereto with foundations of hard broken bricks or other suitable material to a depth of nine inches after consolidation with six inches of broken granite and shall make and form pathways on each side of the said bridge and approaches of a width of eight feet six inches and pathways on each side of the sub-approaches of the respective widths of the existing pathways All such pathways shall be paved with artificial stone flagging and with a granite kerb and channel laid on concrete:

(5) The Company shall construct the new road from Church Road to Wakering Road shown on the deposited plans with pathways on each side of seven feet six inches in width and with a carriage-way twenty-five feet in width and such road and pathways shall be constructed in all respects as provided in the last subsection:

(6) The Company shall complete the said East Street Bridge and the approaches and sub-approaches thereto within two years after the passing of this Act:

(7) The Company shall not close any part of Tanner Street until the lengthening and alteration of the bridge carrying Queen's Road over the railway of the Company and the construction of the road between Church Road and Wakering Road authorised by this Act are completed and the said bridge and road have been opened for traffic:

(8) In altering and lengthening as aforesaid the bridge carrying Queen's Road over the railway of the Company the Company shall not make the gradient of the roadway over the said bridge or the approach thereto on the northern side steeper than the existing gradient thereof:

(9) The Barking Council shall consent to the closing to vehicular traffic for such reasonable periods not exceeding twelve months in the whole as the Company may require of so much of Longbridge Road and East Street as may be necessary for the purpose of executing and completing the alterations thereof and the constructing of the bridge carrying the same over the railway of the Company and the approaches and sub-approaches to such bridge which are by this Act authorised:

(10) The said East Street and Queen's Road bridges and the approaches and sub-approaches thereto respectively and the roadways and pathways thereof respectively shall remain and at all times be the property of the Company but the Barking Council shall at their own expense at all times maintain and repair such roadways and pathways and the Barking Council shall also at all times after the completion of the new road referred to in subsection (5) of this section maintain and repair at their own expense such roadway and pathways

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Waterway of River Roding not to be reduced.

17. In constructing the Widening (No. 1) by this Act authorised the Company shall if and so far as they shall obtain the consent of the Commissioners of Sewers for the levels of Havering and Dagenham Ripple Barking East Ham Leyton and Walthamstow in the respective counties of Essex Middlesex and Kent and the consent of the Conservators of the River Thames and of the Board of Trade so far as such last-mentioned consents are necessary and subject to the provisions of this Act make such alterations of the channel of the River Roding as may be necessary to provide that the accommodation for the waters of the said river after the completion of the said widening shall not by reason of the construction of such widening be less than that existing immediately before the commencement of such construction.

For protection of Essex Sewers Commissioners.

18. For the protection of the Commissioners of Sewers for the levels of Havering and Dagenham Ripple Barking East Ham Leyton and Walthamstow in the respective counties of Essex Middlesex and Kent (in this section called "the commissioners") the following provisions shall unless otherwise agreed between the Company and the commissioners have effect (that is to say) :—

(1) Before commencing under the powers of this Act to cut alter or otherwise interfere with the banks foreshore river walling sewers and watercourses under the jurisdiction of the commissioners the Company shall submit to the commissioners plans sections and drawings showing all details of any such works which the Company propose to carry out:

(2) Within fourteen days after the receipt of such plans sections and drawings the commissioners shall intimate to the Company their approval or disapproval thereof and if the commissioners shall fail within the said period to make such intimation they shall be deemed to have approved the said plans sections and drawings :

(3) The Company shall not unless the commissioners shall have previously intimated to them their approval of such plans sections and drawings commence any such works until after the expiration of the said period of fourteen days nor until all objections of the commissioners to the said plans sections and drawings of which they shall have given notice to the Company before the expiration of the said period shall have been disposed of by arbitration in the manner hereinafter provided :

(4) All such works shall be carried out by the Company under the superintendence and to the reasonable satisfaction of the commissioners and the reasonable expenses of the commissioners' engineer incurred in necessary supervision of any such works where the same shall affect or interfere with the said banks foreshore river walling sewers and watercourses shall be paid by the Company on demand:

(5) Any question as to whether objections of the commissioners to the said plans sections and drawings or requirements or objections of the commissioners with reference to the carrying out of the works are reasonable or otherwise shall be determined by an arbitrator to be agreed upon by the Company and the commissioners or failing agreement to be appointed by the President of the Institution of Civil Engineers.

For protection of Hoare and Company Limited.

19. Before commencing the construction of any of the works described in subsections (6) and (7) of the section of this Act of which the marginal note is "Further works by Company" or stopping up any portion of East Street or Longbridge Road the Company shall if so required by Messrs. Hoare and Company Limited purchase the whole of the premises in East Street aforesaid known as the Railway Hotel and the provisions of the Lands Clauses Acts shall apply to such purchase as if the premises were lands acquired and taken by the Company for the purposes of the Act of 1902 and of this Act or either of them.

For protection of London County Council.

20. The following provisions shall unless otherwise agreed have effect for the protection of the London County Council (in this section called "the council") (that is to say):—

(1) The London Building Act 1894 and any Act amending the same shall (subject to any special exemptions in favour of railway companies therein contained) apply to the execution of any works by the Company on any lands in the administrative county of London acquired or held under the provisions of this Act:

(2) The Company shall not where any house or building shall have been wholly or in part demolished by them leave any adjoining structures or any portion of a partly demolished structure in any unsightly condition for a longer period than is reasonably necessary:

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(3) The Company shall not affix or exhibit or permit to be affixed or exhibited upon any part of the works in the county of London authorised by this Act or upon any building or hoarding and whether during or after the construction of the works within view of any public street any placards or advertisements except such as shall have been approved in writing by the clerk or other officer of the council and if any such placard or advertisement be affixed or exhibited without such approval the council and their authorised officers may remove the same but this provision shall not prevent the Company from exhibiting on the outside of any station placards giving information to the public as to the traffic of the Company.

Special constables.

21. Subject to the conditions herein set forth any two justices having jurisdiction in any one of the counties or boroughs in which the constables hereinafter mentioned are to act may on the application of the Company appoint all or so many as they think fit of the persons recommended to them for that purpose by the Company to act as special constables upon and within the whole of the railways stations and works belonging or leased to or worked by the Company either solely or jointly with any other company and every or any part thereof respectively and the following provisions shall apply to every appointment so made:—

(1) Every person so appointed shall make oath or declaration in due form of law before a justice having jurisdiction in any one of the counties or boroughs in which such person is to act duly to execute the office of a constable:

(2) Every person so appointed and having been sworn or having made such declaration as aforesaid shall during the continuance of his appointment have all the powers protection and privileges of a constable in respect of the exercise of his duties and may follow and arrest any person who has departed from any of the said railways stations or works after committing therein or thereon any offence for which he might have been arrested while within or upon the said railways stations or works:

(3) Any two justices assembled and acting together or the Company may dismiss from his office or accept the

resignation of any constable so appointed and thereupon all powers protection and privileges belonging to such person by virtue of such appointment shall wholly cease No person so dismissed or resigning shall be capable of being re-appointed except with the consent of the authority by whom he was dismissed:

(4) The local authorities of any county or borough shall not be liable for any expense of or be responsible for any acts or defaults of such constables or for anything connected with or consequent upon their appointment and nothing in this Act contained shall restrict or affect the jurisdiction or powers of the respective local authorities of the county or borough as the case may be or the police force under their control:

(5) A constable appointed as aforesaid shall not act as such under the authority of this Act unless he be in uniform or provided with an authority to act as a constable which authority the justice before whom such constable makes oath or declaration as aforesaid is hereby empowered to grant and if the constable be not in uniform he shall show such authority whenever called upon to do so.

Widenings to form part of existing undertaking.

22. The widenings and the works connected therewith respectively executed under the authority of this Act shall for the purposes of tolls rates and charges and all other purposes whatsoever be part of the London Tilbury and Southend Railway and comprised in the undertaking of the Company.

Company may apply their funds to purposes of Act.

23. The Company may apply to the purposes of this Act being in all cases purposes to which capital is properly applicable any moneys which they are already authorised to raise and which may not be required by them for the purposes for which the same were authorised to be raised.

Recovery of demands in county court.

24. Proceedings commenced before the first day of January one thousand nine hundred and five for the recovery of any sum not exceeding fifty pounds and proceedings taken on and after that date for the recovery of any demand not exceeding one hundred pounds made under the authority of this Act or any other Act relating to the Company or any incorporated enactment whether provision is or is not made for the recovery in any specified court or manner may be taken in the county court.

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Provision as to general Railway Acts.

25. 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 and more impartial audit of the accounts of railway companies now in force or which may hereafter pass during this or any future session of Parliament or from any future revision or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels.

Costs of Act.

26. 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.

The SCHEDULE referred to in the foregoing Act.

Describing Properties of which Portions only may be required.

Parish.	Nos. on deposited Plans.
Bromley Saint Leonard -	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 45 46 47 48 49 50.
Widening No. 1.	
Barking - - -	5 9.
Widening No. 2.	
Barking - - -	16 17 18 19 20 21 22 23 24 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 73 74 75 76 77 78 79 80 81.
Alteration of East Street and Longbridge Road.	
Barking - - -	192 193 202 203 204 205 206 207 208 209 212 213 214 215 218 219 220 221 222 223 224 225 226 227 228 229 230 231 254 255 256 257 258 306 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374.

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