CHAPTER xxx

An Act to confirm a Provisional Order made by the Minister of Transport and Civil Aviation under the Maidstone Corporation Act 1923 relating to Maidstone Corporation trolley vehicles.

[23rd July 1958.]

WHEREAS under the authority of section seventeen of the Maidstone Corporation Act 1923 the Minister of Transport and Civil Aviation has made the Provisional Order set out in the schedule to this Act annexed:

And whereas a Provisional Order made by the Minister of Transport and Civil Aviation under the authority of the said section is not of any validity or force whatever until the confirmation thereof by Act of Parliament:

And whereas it is expedient that the Provisional Order made by the Minister of Transport and Civil Aviation under the authority of the said section and set out in the schedule to this Act annexed be confirmed by Act of Parliament:

Be it therefore 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:—

Confirmation of Order in schedule.

1. The Order set out in the schedule to this Act annexed shall be and the same is hereby confirmed and all the provisions thereof in manner and form as they are set out in the said schedule shall from and after the passing of this Act have full force and validity and the date of the same shall be the date of the passing of this Act.

Short title.

2. This Act may be cited as the Maidstone Corporation (Trolley Vehicles) Order Confirmation Act 1958.

SCHEDULE

MAIDSTONE CORPORATION (TROLLEY VEHICLES)

Provisional Order authorising the mayor aldermen and burgesses of the borough of Maidstone to maintain and use trolley vehicles upon a route in the borough of Maidstone.

Short and collective titles.

1.—(1) This Order may be cited as the Maidstone Corporation (Trolley Vehicles) Order 1958.

(2) The Maidstone Corporation (Trolley Vehicles) Orders 1927 to 1946 and this Order may be cited together as the Maidstone Corporation (Trolley Vehicles) Orders 1927 to 1958.

Interpretation.

2. In this Order the following expressions have unless the subject or context otherwise requires the meanings hereinafter assigned to them (namely) :—

"the Act of 1923" and "the Order of 1927" mean respectively the Maidstone Corporation Act 1923 and the Maidstone Corporation (Trolley Vehicles) Order 1927;

"the borough" means the borough of Maidstone;

"the Corporation" means the mayor aldermen and burgesses of the borough;

"trolley vehicle" means a mechanically propelled vehicle adapted for use upon roads without rails and moved by electrical power transmitted thereto from some external source.

Additional trolley vehicle route.

3. The Corporation may use trolley vehicles upon the following trolley vehicle route in the borough (that is to say):—

A route (6 furlongs 2·5 chains or thereabouts in length) commencing at the junction of Sutton Road with the new road to be named Wallis Avenue West and passing along that new road to its junction with Brishing Lane thence along Brishing Lane to its junction with the new road to be named Bell Road thence along that new road to and terminating at its junction with the said new road (Wallis Avenue West):

Provided that before equipping the trolley vehicle route to include a turning point or before arranging for a new turning point on the route the Corporation shall submit plans of the turning point to the Minister of Transport and Civil Aviation for approval.

Power to borrow.

4.—(1) The Corporation may from time to time independently of any other borrowing power borrow at interest for and in connection with the purposes mentioned in the first column of the following table the respective sums mentioned in the second column thereof and they shall pay off all moneys so borrowed within the

respective periods mentioned in the third column of the said table (namely) :—

1 Purpose	2 Amount	3 Period for repayment calculated from the date or dates of borrowing.
(*a*) The provision of electrical vehicle equipment and the construction of other works necessary for working trolley vehicles on the route authorised by this Order.	£14,500	Twenty years.
(*b*) the payment of the costs charges and expenses of this Order.	The sum requisite	Five years.

(2) For the purposes of subsection (2) of section 156 (Power to borrow) of the Act of 1923 as modified by section 197 of the Local Government Act 1933 the purposes of this Order shall be deemed to be purposes of Part II (Trolley vehicles omnibuses and light railways) of the Act of 1923.

Saving for powers of Treasury.

5. It shall not be lawful to exercise the powers of borrowing conferred by this Order (other than the power of borrowing to pay the costs charges and expenses of preparing obtaining and confirming this Order) otherwise than in compliance with the provisions of any Order for the time being in force made under section 1 of the Borrowing (Control and Guarantees) Act 1946.

Application of provisions of Act of 1923.

6. The provisions of the Lands Clauses Acts and of Part II of the Act of 1923 (except sections 8 and 23 of that Act) as applied to the Order of 1927 by section 2 (Incorporation of Acts) and section 7 (Application of Part II of Act of 1923) of that Order and the provisions of section 176 (Application of revenue of trolley vehicle and omnibus undertakings) of the Act of 1923 shall so far as applicable and with any necessary modifications extend and apply to the exercise of the powers of this Order as if the same were with any such modifications set out in this Order.

Application of provisions of section 8 of Order of 1927.

7. Section 8 (As to lands) of the Order of 1927 shall so far as applicable and with any necessary modifications extend and apply to the exercise of the powers of this Order as if the same were with any such modifications set out in this Order.

Undertaking to form part of trolley vehicle undertaking.

8. The undertaking authorised by this Order shall be deemed to form part of the trolley vehicle undertaking authorised by the Act of 1923 and the Maidstone Corporation (Trolley Vehicles) Orders 1927 to 1946.

Saving for town and country planning.

9. This Order shall be deemed to be an enactment passed before and in force at the passing of the Town and Country Planning Act 1947 for the purposes of subsection (4) of section 13 and subsection (1) of section 118 of that Act.

Costs of Order.

10. All costs charges and expenses of and incidental to the preparing and obtaining and confirming of this Order or otherwise incurred in relation thereto as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation.

Table of Statutes referred to in this Act

Short title	Session and chapter
Maidstone Corporation Act 1923	13 & 14 Geo. 5 c. xxxi.
Local Government Act 1933	23 & 24 Geo. 5 c. 51.
Borrowing (Control and Guarantees) Act 1946 ...	9 & 10 Geo. 6 c. 58.
Town and Country Planning Act 1947	10 & 11 Geo. 6 c. 51.

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