CHAPTER xxxvi.

An Act for amending the Metropolitan Market Acts 1857 and 1865 and for other purposes. [2nd July 1896.] A.D. 1896.

WHEREAS under the Metropolitan Market Act 1851 (in this Act called the Act of 1851) the mayor aldermen and commons of the city of London at the expense of the mayor and commonalty and citizens of the said city purchased a site for and erected and established a cattle market for the metropolis in lieu of the market formerly held at Smithfield together with slaughterhouses and lairs for cattle and other buildings and conveniences and expended four hundred and forty thousand pounds on the said purchase and in the formation of the market and in the erection of the slaughterhouses lairs for cattle taverns public houses and other buildings and conveniences connected therewith and of the roads and approaches thereto and therefrom and borrowed the said sum on the credit of the tolls dues rents and payments receivable under the said Act and of the funds and revenues of the said mayor and commonalty and citizens:

And whereas under the Act of 1851 there was power to sell and dispose of any lands acquired under the said Act which lands should appear not to be required for the purposes of such Act:

And whereas the Act of 1851 was wholly repealed by the Metropolitan Market Act 1857 (in this Act called the Act of 1857) which conferred fresh powers for the management and control of the said cattle market and slaughterhouses and lairs and taverns public houses and other buildings and conveniences upon the said mayor aldermen and commons and enacted that they should maintain and uphold the cattle market established under the authority of the Act of 1851 and should receive certain tolls and payments for the use of the said market with the slaughterhouses lairs for cattle taverns public houses and other buildings and conveniences then already erected or built in connexion therewith or for the purpose thereof:

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And whereas by the Act of 1857 power was given to the mayor aldermen and commons to provide build and maintain a meat market with stalls shops and other conveniences in connexion with the said cattle market but in consequence of the establishment of the Metropolitan Meat Market under the Metropolitan Meat and Poultry Market Act 1860 such meat market in connexion with the said cattle market has been found unnecessary and not required for the convenience of the public:

And whereas by the Act of 1857 and by the Metropolitan Market Act 1865 (in this Act called the Act of 1865) limited powers of leasing houses taverns public-houses and shops and also certain specified slips or pieces of land were conferred upon the said mayor aldermen and commons but the power to sell and dispose of any lands which appeared not to be required for the purposes of the Act of 1851 was not re-enacted either in the Act of 1857 or in the Act of 1865:

And whereas all money borrowed under the borrowing powers of the said mayor aldermen and commons for the purpose of defraying expenses under the Acts of 1857 and 1865 was by the last-mentioned Act to be secured by bonds under the common seal of the mayor and commonalty and citizens of the city of London and money was from time to time borrowed at interest on the credit of the tolls rents and payments held by or accruing to the said mayor and commonalty and citizens under the said Acts of 1857 and 1865 and of the revenues of the said mayor and commonalty and citizens to whom power was given to pay off any money borrowed and to re-borrow the same or any other amount:

And whereas by the Metropolitan Cattle Market Act 1875 (in this Act called the Act of 1875) it was enacted that the said market was thereafter to be called the Metropolitan Cattle Market and the powers of leasing certain slips of land and pieces of ground expressly contained in the Act of 1857 were altered and amended but there was no general power given to sell lease or dispose of any land not required for the purposes of either of the said Acts of 1851 and 1857:

And whereas the tolls rents and payments received by the said mayor aldermen and commons in respect of the said market have always been insufficient to meet the yearly interest of the moneys borrowed by them under the powers of the Acts of 1857 and 1865 after paying the general expenses of maintaining and carrying on the said market:

And whereas the site of the said market is not fully occupied and portions of the same are not now and under probable market requirements will not in future be necessary for any of the purposes

of the said market and it is desirable that powers should be given to the said mayor aldermen and commons to sell and dispose of or to exchange for other lands or to lease for building or other purposes any part of such site not necessary for the said market and to sell and dispose of the ground rents and reversions of certain of the houses and buildings erected under the powers contained in the Acts of 1851 1857 1865 and 1875 on such terms and on such conditions as to the mayor aldermen and commons may from time to time seem most advantageous:

And whereas certain roads and approaches to the said market constructed under the said Acts of 1851 1857 1865 and 1875 will in future be without the site of the said market and it is desirable that the said roads and approaches should become public highways and that the future maintenance of the said roads and approaches should under the provisions of this Act be imposed upon the vestry of the parish of Saint Mary Islington within whose district such roads and approaches are:

And whereas a certain general or pedlars market has grown up within the said market and it is desirable that the powers of appointing officers and making byelaws and of charging for the use of stalls standings and conveniences conferred by the Acts of 1857 and 1865 upon the said mayor aldermen and commons should be applicable to the management and control of such general or pedlars market:

And whereas the objects aforesaid cannot be attained 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:—

Interpretation.

1. In this Act the word "Corporation" shall mean the mayor aldermen and commons of the city of London in common council assembled and shall include the mayor and commonalty and citizens.

Short title.

2. This Act may be cited as the Metropolitan Market Act 1896 and this Act and the Metropolitan Market Acts 1857 and 1865 and the Metropolitan Cattle Market Act 1875 may be cited together as the Metropolitan Market Acts 1857 to 1896.

Site of market defined.

3. Notwithstanding anything contained in the Acts of 1857 and 1865 the site of the market shall be confined within the limits of the area specified in Schedule A hereto and all the land and buildings at present included in the area of the said market erected on the site purchased by the Corporation and not specified in the

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said schedule shall after the passing of this Act be freed and discharged from all liabilities and obligations arising out of any of the provisions of the Acts of 1857 and 1865 except as regards the limitation of the height of any buildings and except as regards the provisions in any lease granted under the powers of leasing contained in such respective Acts A map or plan of the said area as specified in the said schedule signed in triplicate by the Right Honourable Albert Edmund Earl of Morley Chairman of Committees of the House of Lords and herein-after referred to as "the signed plan" shall be deposited as to one copy thereof in the Office of the Clerk of the Parliaments as to another copy in the office of the town clerk of the city of London and as to another copy in the office of the clerk of the peace for the city of London and all persons may at all reasonable times inspect and peruse the copy of such map or plan to be deposited with the town clerk or the copy of such map or plan to be deposited with the clerk of the peace for the city of London on the payment of one shilling for every such inspection.

Power of sale lease &c. of lands ground rents reversions &c.

4. The Corporation may from time to time sell or otherwise dispose of all or any of the plots or pieces of land and of the buildings and conveniences and of the ground rents and reversions of the houses or buildings more particularly described in Schedule B hereto or the Corporation may exchange any of the same for other lands or buildings ground rents or reversions or may lease the same for any term of years and the lands buildings ground rents or reversions sold exchanged or leased under the powers of this section shall be freed and discharged from any obligation or liability arising out of the Acts of 1857 and 1865 except as regards the limitation of the height of any buildings and except as regards the provisions in any lease granted under the powers of leasing contained in such respective Acts and the Corporation may make execute and do any deed act or thing proper for effectuating any such sale disposition exchange or lease Provided always that all moneys received by the Corporation under or by virtue of the powers contained in this section shall be placed to the credit of the account of the Metropolitan Market and shall be used subject to the provisions of this Act for the discharge from time to time as the same may become due of moneys borrowed and secured under the provisions of the Acts of 1857 and 1865 or of the Corporation of London (Loans) Act 1892 but the powers of the Corporation to re-borrow money paid off shall not apply to any money so discharged as aforesaid And provided also that as regards the piece of land numbered 4 in the said schedule containing about eleven acres the London County Council and the vestry of the parish of Saint Mary Islington or either of them shall have the option of purchasing the

same for the purposes of the Metropolitan Open Spaces Acts at any time during the six months next succeeding the passing of this Act or as regards those portions of the same now used by the Corporation as lairs which shall continue to be so used during such period within the six months next succeeding the time when they shall cease to be so used or occupied.

Certain roads to become public highways.

5. The roads and parts of roads set out in Schedule C hereto shall from and after the passing of this Act be taken over and maintained as public highways by the vestry of the parish of Saint Mary Islington on such terms and conditions as may be agreed upon between the Corporation and the said vestry Provided always that if the Corporation and the vestry shall fail to agree upon such terms and conditions the same shall be decided by arbitration under the provisions of the Arbitration Act 1889 and any such failure to agree shall be deemed to be a submission under the provisions of the said Act.

Regulations &c. of general market.

6. The Corporation may from time to time on such days and at such times as they think fit set apart any convenient place or places within the site of the market as specified in Schedule A hereto for the use or accommodation of general dealers or pedlars and may charge rent or payment for any stall standing shed or other convenience provided for such use or accommodation but no such rent or payment shall exceed the amounts specified in Schedule D hereto and any such rent or payment may be recovered and shall be dealt with as if it was expressly included within the provisions of the Acts of 1857 and 1865.

Powers to appoint officers and make bye-laws.

7. The Corporation may appoint officers and make byelaws for the purposes of this Act and all the provisions of the Acts of 1857 and 1865 shall apply to the appointment of such officers and to the enforcement of such byelaws and to the recovery of penalties thereunder as if such officers were appointed or such byelaws made or enforced or such penalties recovered under the Acts of 1857 and 1865.

Costs of Act.

8. All the costs charges and expenses of obtaining and passing this Act and of carrying the same into effect or otherwise relating thereto shall be defrayed by the Corporation out of any moneys received under the authority of the Acts of 1857 and 1865 or of this Act.

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The SCHEDULES to which the Act refers.

SCHEDULE (A).

Site of Market.

All that area of land with the buildings and conveniences thereon comprised within the respective intersections of North East West and South Roads together with parts of the said East and West Roads and also certain land and buildings east of East Road and west of West Road all of which land buildings and conveniences together with the parts of East and West Roads are coloured yellow on the signed plan.

SCHEDULE (B).

Plots or Pieces of Land to which Section 4 refers.

1. A piece of land together with the houses and buildings thereon situate and abutting on the northern side of North Road and to the rear of houses in Goodinge Road bounded on the east by Corporation Street and on the west by Goodinge Road and coloured pink on the signed plan.

2. A piece of land together with the buildings and conveniences thereon situate south of North Road and east of East Road and abutting on both those roads and extending from East Road to Caledonian Road and coloured pink on the signed plan.

3. A piece of land together with the buildings and conveniences thereon situate east of East Road and north of South Road and abutting on both those roads and on land forming part of the Great Northern Railway and coloured pink on the signed plan.

4. A piece of land abutting on South Road and bounded on the east south and west by the boundary wall comprising the West Paddock the Waste Paddock the South East Paddock and the Lairs together with the buildings and conveniences thereon and coloured pink on the signed plan.

5. A piece of land together with the buildings and conveniences thereon situate on the northern side of Brewery Road at its junction with York Road (formerly called Maiden Lane) and abutting on both those roads and coloured pink on the signed plan.

6. A piece of land together with the buildings and conveniences thereon situate west of West Road and north of South Road and abutting on both those roads and coloured pink on the signed plan.

7. A piece of land together with the buildings and conveniences thereon situate south of North Road and west of West Road and abutting on both those roads and on York Road and coloured pink on the signed plan. A.D. 1896.

LANDS HOUSES BUILDINGS GROUND RENTS AND REVERSIONS TO WHICH SECTION 4 REFERS.

1. Land houses and buildings situate on the north of North Road and bounded on the north by the boundary wall on the east in part by the said boundary wall and in part by Hilmarton Road and on the west by York Road and coloured blue on the signed plan.

2. A piece of land together with the houses and buildings thereon on the north side of Brewery Road and bounded on the north by the boundary wall and coloured blue on the signed plan.

3. A piece of land together with the houses and buildings thereon on the south side of Brewery Road and coloured blue on the signed plan.

4. A piece of land together with the houses and buildings thereon bounded on the west by York Road on the east by the boundary wall and on the north by South Road and coloured blue on the signed plan.

5. A piece of land together with the houses and buildings thereon bounded on the south by South Road on the west by York Road and on the east by the boundary wall and coloured blue on the signed plan.

SCHEDULE (C).

ROADS AND PARTS OF ROADS REFERRED TO IN SECTION 5.

North Road.
South Road.
The north end and south end of East Road without the site of the market as defined by this Act.
The north end and south end of West Road without the site of the market as defined by this Act.
Goodinge Road.
Corporation Street.
Surr Street.
Halse Street.
Fakenham Street.

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SCHEDULE (D).

	£	s.	d.
For every uncovered stall standing or other convenience with a depth of not less than nine feet for every twelve feet of frontage for each market day not exceeding the sum of - -	0	1	0
And for any additional six feet or lesser length of frontage not exceeding the sum of - - - - - -	0	0	6
For every covered stall standing or other convenience with a depth of not less than nine feet for every twelve feet of frontage for each market day not exceeding the sum of - - -	0	2	0
And for any additional six feet or lesser length of frontage not exceeding the sum of - - - - - -	0	1	0

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