CHAPTER clxxxii.

An Act to incorporate a Company for the establishment regulation and maintenance of a general market and for making new streets and improvements in connexion therewith in the parishes of St. Thomas and St. Mary on the north side of the City of Dublin and for other purposes. A.D. 1882.

[10th August 1882.]

WHEREAS the establishment of a general market at or near the site of Moore Street Market in the parishes of St. Thomas and St. Mary on the north side of the city of Dublin for the sale of meat fish poultry game milk butter eggs cheese corn flour bread groceries fruit flowers vegetables goods wares manufactures and other marketable commodities would be a great advantage to the inhabitants of the north side of the city of Dublin and to the public.

And whereas the making of certain new streets and improvements in connexion with the market would not only form suitable approaches thereto but be a local and public improvement.

And whereas the traffic through Upper and Lower Sackville Street in the city of Dublin is greatly impeded by Nelson's Pillar which is erected between the said streets and in the centre thereof and it would be of local and public advantage if the said Pillar were taken down and re-erected at the northern end of Upper Sackville Street.

And whereas it would greatly facilitate the traffic from the north-eastern side of Dublin entering it by Lower and Upper Gloucester Street if the latter street were continued into Upper Sackville Street in a right line with Upper Gloucester Street.

And whereas the several persons herein-after named together with others are desirous of forming themselves into a Company for the purpose of carrying out the before-mentioned objects and it is expedient that they be incorporated into a Company and the necessary powers conferred upon them.

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And whereas plans showing the situation and lines of the intended new market and new streets and improvements and of the lands and houses authorised to be taken compulsorily under this Act together with a book of reference to the plans containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of the said lands and houses have been deposited with the clerk of the peace for the county of the city of Dublin which said plans and book of reference are in this Act referred to as the deposited plans and book of reference.

And whereas the objects of this Act cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:—

Short title.

1. This Act may be cited for all purposes as the Moore Street Market and North Dublin City Improvement Act 1882.

Interpretation of terms.

2. In this Act the term the "Company" shall mean the Moore Street Market and North Dublin City Improvement Company incorporated by this Act; the term the "corporation" shall mean the Right Honourable the Lord Mayor aldermen and burgesses of the city of Dublin; the term the "market" shall mean the Moore Street Market and all market places and market houses and all dwelling-houses buildings shops stalls works approaches and conveniences connected therewith as by this Act authorised. The term "market undertaking" shall mean the market and all other property real and personal of the Company and all the rights powers privileges claims and demands of the Company in respect thereof under this Act. The term "Lands Clauses Acts" shall mean the Lands Clauses Consolidation Act 1845 as amended by the Lands Clauses Consolidation Acts Amendment Act 1860, the Railways Act (Ireland) 1851, the Railways Act (Ireland) 1860, the Railways Act (Ireland) 1864, and the Railways Traverse Act. The term "justice" shall mean one of the divisional justices of the Dublin police district of the Dublin metropolis.

8 & 9 Vict. c. 18.
23 & 24 Vict. c. 106.
14 & 15 Vict. c. 70.
23 & 24 Vict. c. 97.
27 & 28 Vict. c. 71.
31 & 32 Vict. c. 70.

Incorporation of general Acts.
8 & 9 Vict. c. 16.
26 & 27 Vict. c. 118.
32 & 33 Vict. c. 48.
10 & 11 Vict. c. 14.
10 & 11 Vict. c. 34.

3. The Companies Clauses Consolidation Act 1845 Part 1 (relating to cancellation and surrender of shares) and Part 3 (relating to debenture stock) of the Companies Clauses Act 1863 and the Companies Clauses Act 1869 the Lands Clauses Acts and the Markets and Fairs Clauses Act 1847 and the several provisions of the Towns Improvement Clauses Act 1847 incorporated with

the Dublin Improvement Act 1849 except where the same are expressly altered or varied by this Act are incorporated with and form part of this Act. 12 & 13 Vict. c. 97.

Provisions of 12 & 13 Vict. c. 97., &c. applicable to this Act.

4. The Dublin Improvement Act 1849 and the Acts amending the same and all byelaws made under the several Acts relating and applicable to the erection or building of houses within the city of Dublin shall apply to the market and buildings to be erected under the provisions of this Act.

Company incorporated.

5. Sir James William Mackey, Henry Joseph Gill, John Findlater David Drimmie, and William Freeman and all other persons and corporations who have already subscribed to or shall hereafter become proprietors in the undertaking and their executors administrators successors and assignees respectively shall be and are hereby united into a Company for the purposes of establishing and regulating the market and for other the purposes of this Act and for those purposes shall be and are hereby incorporated by the name of the "Moore Street Market and North Dublin City Improvement Company" and by that name shall be a body corporate with perpetual succession and a common seal with power to purchase take hold sell let lease and otherwise dispose of lands and other property for those purposes but subject to the restrictions of this Act and to carry this Act in all respects into execution.

Capital.

6. The capital of the Company shall be one hundred thousand pounds divided into ten thousand shares of ten pounds each.

Shares not to issue until one fifth paid up.

7. The Company shall not issue any share created under the authority of this Act nor shall any share vest in the person accepting the same unless and until a sum of not less than one fifth of the amount of such share shall have been paid in respect thereof.

Calls.

8. One fifth of the amount of the share shall be the greatest amount of a call and two months at least shall be the interval between successive calls and four fifths of the amount of a share shall be the utmost aggregate amount of the calls made in any year upon any share.

Receipt on behalf of disqualified persons.

9. If any money shall be payable to any shareholder being a minor idiot or lunatic the receipt of the guardian of the estate of such minor idiot or lunatic shall be a sufficient discharge for the same.

Power to borrow on mortgage.

10. The Company may from time to time borrow on mortgage of the undertaking any sum not exceeding in the whole twenty-five thousand pounds but no part thereof shall be borrowed until the whole capital of one hundred thousand pounds is issued and

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accepted and one half thereof is paid up and until the Company shall have proved to the justice who is to certify under the 40th section of the Companies Clauses Consolidation Act 1845 before he so certifies that the whole of such capital has been issued and accepted and that one half thereof has been paid up and that not less than one-fifth part of the amount of each separate share in such capital has been paid on account thereof before or at the time of the issue or acceptance thereof and that such capital was issued bonâ fide and is held by the persons or corporations to whom the same was issued or by their executors administrators successors or assigns and that such persons or corporations their executors administrators successors or assigns are legally liable for the same and upon production to the justice of the books of the Company and all other evidence which he shall require he shall grant a certificate that the proof aforesaid has been given which shall be sufficient evidence thereof.

Arrears may be enforced by appointment of a receiver.

11. The mortgagees of the undertaking of the Company may enforce payment of the arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver: In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than three thousand pounds in the whole.

Debenture stock.

12. The Company may grant and issue debenture stock subject to the provisions of Part III. of the Companies Clauses Act, 1863 but notwithstanding anything therein contained the interest of all debenture stock and of all mortgages at any time created and issued or granted by the Company under this or any subsequent Act shall subject to the provisions of any subsequent Act rank pari passu (without respect to the dates of such securities or of the Acts of Parliament or resolutions by which the stock and mortgages were authorised) and shall have priority over all principal moneys secured by such mortgages.

Application of moneys.

13. All moneys raised under the provisions of this Act whether by shares debenture stock or borrowing shall be applied for the purposes of this Act only.

First ordinary meeting.

14. The first ordinary meeting of the Company shall be held within twelve months after the passing of this Act.

Number of directors.

15. The Company may from time to time fix the number of directors of the Company provided that the number be not more than seven nor less than three.

Qualification of directors.

16. The qualification of a director shall be the possession in his own right of not less than twenty-five shares.

Quorum.

17. The quorum of a meeting of directors shall be three.

First directors and election of directors.

18. Sir James William Mackey, Henry Joseph Gill, John Findlater David Drimmie, and William Freeman, and two other persons to be nominated by them or the majority of them and consenting to such nomination shall be the first directors of the Company and shall continue in office until the first ordinary meeting held after the passing of this Act. At that meeting the shareholders present in person or by proxy may either continue in office the directors appointed by this Act or nominated as aforesaid or any of them or may elect a new body of directors or directors to supply the place of those not continuing in office the directors appointed by this Act or nominated as aforesaid being if qualified eligible for re-election and at the first ordinary meeting to be held in every year after the first ordinary meeting the shareholders present in person or by proxy subject to the power herein-before contained for varying the number of directors shall elect persons to supply the places of the directors then retiring from office agreeably to the provisions in the Companies Clauses Consolidation Act 1845 contained and the several persons elected at any such meeting being neither removed nor disqualified nor having died nor resigned shall continue in office as directors until others are elected in their stead in manner provided by the same Act.

Power to Company to provide market place.

19. The Company upon the site shown upon the deposited plans and described in the deposited book of reference when they shall have acquired the same and within such limits as they shall think fit may make establish maintain and regulate a market to be called "The Moore Street Market" and may form construct maintain and regulate such market places market houses and all such dwelling-houses buildings shops stalls works approaches and conveniences therein or connected therewith as they think fit for the sale of meat fish poultry game milk butter eggs cheese corn flour bread groceries fruit flowers vegetables goods wares and manufactures and other marketable commodities and from time to time appropriate the same respectively for the sale therein of any of the said commodities or for such other purposes of this Act as they may think fit.

Power to Company to enlarge market place.

20. The Company may from time to time subject to the provisions of this Act alter enlarge or improve the market and any such market places market houses dwelling-houses buildings shops stalls works approaches conveniences therein or connected there-

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with and may maintain and regulate the same when so altered enlarged or improved.

Power to make improvements.

21. Subject to the provisions of this Act the Company may in the lines and situation shown on the deposited plans and within the limits of deviation shown on the said plans make and carry into execution the several works and improvements following:

1. A covered arcade with all necessary and convenient shops houses and buildings in the parishes of St. Thomas and St. Mary in the county of the city of Dublin commencing at the western side of Upper Sackville Street in the said parish of St. Thomas at the house numbered 54, Upper Sackville Street and extending thence in a westerly direction for one hundred and seventy-five feet or thereabouts to the boundary of the said parish in Moore Lane and thence in a westerly direction for one hundred and seventy-five feet or thereabouts to the east side of Moore Street in the said parish of St. Mary where the houses numbered 45 and 46 Moore Street are situate and there terminating.
2. A new street in continuation of Upper Gloucester Street with all proper and convenient footpaths drains and conveniences in the said parish of St. Thomas commencing in Marlborough Street in its western side at a point where the imaginary centre line of Marlborough Street intersects the imaginary centre line of Lower Gloucester Street and extending thence in a westerly direction to Upper Sackville Street to a point situate in Upper Sackville Street on the eastern side thereof being thirty-eight feet or thereabouts in a northerly direction from the northern boundary of the house No. 23 Upper Sackville Street occupied by Sir James William Mackey.
3. The taking down and removal of Nelson's Pillar from its present site between Upper and Lower Sackville Street in the said parish of St. Thomas and re-erecting the same on a new site at the northern end of Upper Sackville Street in the said parish in the centre of the said street and to the south of a line drawn across the southern side of Great Britain Street.
4. The widening of Cole's Lane on the western side thereof in the said parish of St. Mary.
5. The widening of Riddle's Row on the southern side thereof in the said parish of St. Mary.
6. The widening of McCann's Lane partly on the north and partly on the south sides thereof and the diversion of the same from a point situate at the south-east angle of the

premises No. 6 Denmark Street and the stopping up of the same between the point of diversion and Cole's Lane.

7. The widening of Sampson's Lane partly on the north and partly on the south sides thereof and the diversion of the same from a point situate in the centre line of the said street so widened on the north side of said existing McCann's Lane seventy feet or thereabouts in a westerly direction from its junction with Moore Street at the west side thereof and the stopping up of the same between the point of diversion and Cole's Lane. And as regards new streets or widening and alteration of streets upon the levels shown on duplicate plans signed by Thomas Drew, civil engineer, and by Parke Neville, civil engineer, a copy of which shall be deposited with the clerk of the peace for the county of the city of Dublin within one month after the passing of this Act.

The Company shall make full compensation to all persons injuriously affected by any alteration made by them in the level of any existing street lane row or passage such compensation to be settled in manner provided by the Lands Clauses Consolidation Act, 1845.

8. The stopping up discontinuing closing and appropriating but only within the boundaries of the property acquired by the Company for the purposes of this Act of Anglesea Market Moore Market Market Street and the courts and passages on the eastern side thereof Moore Place Strongs Court and Greggs Lane otherwise Findlaters Place and all existing rights of way courts and passages included within the limits of deviation shown in the deposited plans and within the limits of lands acquired by the Company. And the streets lanes and row mentioned in this section when and as made widened altered or diverted shall vest in the corporation and in constructing any new street or widening and altering any existing street lane or row the Company shall provide suitable footpaths to be formed of granite kerbing and Limmer asphalte the asphalte to be at least three fourths of an inch thick and shall cause the remainder of the surface of any such street lane or row to be concreted to a depth of six inches and to be paved with squared stone setts in like manner as the most approved street pavement for the time being of the corporation and to the reasonable satisfaction of the city engineer and the Company shall maintain such new streets and the widened or altered portions of existing streets

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in good repair for a period of twelve months from the time of their completion respectively.

Compensation to be made in respect of private rights extinguished.

22. The Company shall make full compensation to all parties interested in respect of all private rights of way or other private rights (if any) which by the last preceding section are extinguished or interfered with and such compensation shall be settled in manner provided by the Lands Clauses Consolidation Act 1845 with respect to the purchase and taking of lands otherwise than by agreement and for that purpose any and every right so extinguished or interfered with shall be deemed to be an interest in land.

Power to deviate.

23. In carrying out the several works and improvements by this Act authorised the Company may subject to the provisions of this Act deviate laterally from the lines shown on the deposited plans within the limits of deviation shown on such plans.

Application of road material excavated by Company.

24. Any paving metalling material matter or substance excavated by the Company from any street under the authority of this Act may be used by them in making the new streets and the improvements and alterations in existing streets and any such paving metalling material matter or substance not required or used for such purposes shall remain vested in the corporation.

Notice to be served on engineer of the corporation before stopping up streets, &c.

25. Before the Company proceeds temporarily to stop up alter or divert any street lane passage sewer drain or water pipe belonging to or under the control of the corporation they shall give to the engineer or other officer of the corporation under whose control or management the same may be notice in writing of their intention to stop up alter or divert the same not less than three clear days before beginning to do so and no such street lane passage sewer drain or water pipe shall be stopped up altered or diverted except under the regulations and according to such plan as shall be approved of by such engineer or other officer provided always that if such engineer or other officer fail to attend at the time fixed for the temporary stopping up alteration or diversion of such street lane passage sewer drain or water pipe after having had such notice of the intention of the Company as aforesaid or shall not propose any plan for the same or shall refuse or neglect to superintend the operation the Company may perform the works specified ins uch notice without the superintendence of such engineer or other officer.

Streets, &c., broken up to be reinstated without delay.

26. When the Company either by themselves or by their contractors or by any persons to whom they shall have sold any building materials shall proceed to take down any house or houses or to temporarily stop up interfere with alter or divert any such street lane passage sewer drain or water pipe as aforesaid they shall

cause sufficient hoardings and dust screens to be erected and shall with all convenient speed complete the work for which the same shall be interfered with and fill in the ground and reinstate and make good the road or pavement or the sewer drain or water pipe so stopped up altered or diverted and carry away the rubbish occasioned thereby and remove all hoardings and shall at all times whilst any such street lane or passage shall be so stopped up or interfered with cause the same to be fenced and guarded and shall cause a light sufficient for the warning of passengers to be set up and maintained against or near such street lane or passage where the same shall be stopped up or interfered with every night during which the same shall be stopped up or interfered with and shall keep any road or pavement which has been broken up in good repair for three months after replacing and making good the same, and for such further time if any not being more than twelve months in the whole as the soil so broken up shall continue to subside.

Penalty for default.

27. If the Company make default in complying with any of the provisions of the two preceding sections they shall forfeit to the corporation a penalty not exceeding five pounds for each day during which any such default as aforesaid shall continue after they shall have received notice thereof.

In case of default engineer may reinstate and recover the expenses.

28. If any such default as last aforesaid be made the engineer or other officer of the corporation having the control or management of the street lane passage sewer drain or water pipe in respect of which such default shall be made may cause such default to be remedied and any work made necessary thereby to be executed and the expense of remedying such default or executing such work shall be repaid to such engineer or other officer by the Company and accounted for by him to the corporation and such expenses may be recovered in the same manner as damages are recoverable under this Act.

Corporation and Company may contract for making and paving roads.

29. The corporation on the one hand and the Company on the other hand may from time to time enter into carry into effect and from time to time alter renew or vary contracts agreements or arrangements with respect to the making or paving of the whole or any portion of the roadway of any streets made improved or altered by the Company under this Act and the proportion to be paid by either of them for the expense of such making and paving as aforesaid.

As to construction of works.

30. The Company before exercising the powers in this Act contained under section 21 subsections 1, 2 and 3 shall first carry out

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the erection of the market authorised under section 19 and shall complete the works specified in subsections 4, 5, 6, 7 and 8 of section 21 and in the execution of so much of the works authorised by this Act as relate to the closing of thoroughfares no existing thoroughfares shall be closed until the new or substituted thoroughfare shall have been completed and opened for public traffic.

Company may alter position of sewers, gas and water pipes, &c.

31. In the execution of the several works and improvements by this Act authorised the Company may on under or over any lands or houses taken by the Company and within the limits of deviation shown on the deposited plans raise sink or otherwise alter the position of any sewer drain gas or water pipe and also any mains or other pipes laid down by any corporation company or person who may supply the inhabitants of such houses or places with gas or water and also subject to the provisions of the Telegraph Act, 1878, any pipe wire tube or apparatus laid down for telegraphic or other purposes and may remove any other obstruction so as the same be done with as little detriment and inconvenience as possible to such corporation company person or inhabitants and as the circumstances will admit and making full compensation for any damage caused by any such alteration.

41 & 42 Vict. c. 76.

Power to take lands.

32. Subject to the provisions of this Act the Company may from time to time enter upon take and use such of the lands shown on the deposited plans and described in the deposited book of reference as they may require for the purposes of this Act and may stop up all streets courts yards squares passages and places within the limits of deviation defined on the said plans and within the boundaries of the property acquired by the Company for the purposes of this Act and appropriate the site thereof for the purposes of this Act.

Corrections of errors as to lands.

33. If any omission mis-statement or wrong description of any lands or of any owner lessee or occupier of any lands described in the deposited plans and book of reference be discovered the following provisions shall have effect that is to say :—

The Company may apply to a justice for the correction thereof giving ten days notice in writing to the owners lessees and occupiers of the lands affected by the proposed correction and if it appear to such justice that the omission mis-statement or wrong description arose from mistake they shall certify the same stating in the certificate the particulars of the omission mis-statement or wrong description.

The certificate shall be deposited with the clerk of the peace for the county of the city of Dublin who shall safely keep the

same in like manner and subject to the like regulations as the deposited plans and book of reference. Thereupon the deposited plans and book of reference shall be deemed to be corrected according to the certificate and the Company may enter on take and use the lands for the several purposes to which they are appropriated by this Act in accordance with the certificate as if there had not been any omission misstatement or wrong description and a copy of or extract from such certificate purporting to be under the hand of the clerk of the peace aforesaid (which copy or extract he shall give when required under his hand to any person interested) shall be conclusive evidence of such correction.

Limitation of time for compulsory purchase of lands.

34. The powers of the Company for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of four years from the passing of this Act.

Time for completion of works.

35. If the market works and improvements by this Act authorised are not completed within six years from the passing of this Act then on the expiration of that period the powers by this Act granted to the Company for making and completing the same or otherwise in relation thereto shall cease to be exercised except as to so much thereof as shall then be completed.

Notice to be given of taking houses of labouring classes.

36. The Company shall not less than eight weeks before they take in any parish fifteen houses or more occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers make known their intention to take the same by placards, handbills or other general notice placed in public view upon or within a reasonable distance from such houses and the Company shall not take any such houses until they have obtained the certificate of a justice that it has been proved to his satisfaction that they have so made known their intention.

Company to procure accommodation for persons of the labouring classes to be displaced.

37. Before taking fifteen houses or more in any parish occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers who may for the time being be the occupier or occupiers of any house or part of any house which the Company are by this Act authorised to acquire the Company shall (unless the Company and such person or persons otherwise agree) procure sufficient accommodation for such person or persons: provided always that if any question shall arise as to the sufficiency of such accommodation the same shall be determined by a justice and the Company may apply for the purposes of this section any moneys which may be raised under the authority of this Act.

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Provisions as to Nelson's Pillar.

38. The Company may on giving one month's notice to the trustees of Nelson's Pillar herein-after mentioned at any time after the erection of the market authorised under section 19 and the completion of the works specified in subsections 4, 5, 6, 7, and 8 of section 21 of this Act and after obtaining the certificate in writing of the Recorder of Dublin certifying such erection and completion (which certificate the Recorder shall give on being satisfied in that behalf by such evidence as he thinks sufficient) take down and remove Nelson's Pillar and the Company shall within one month thereafter begin to re-erect and within two years complete the re-erection of such Pillar with the statue thereon on the site shown on the deposited plans to the satisfaction of the engineer of the Commissioners of Public Works in Ireland and the Company shall be liable to a penalty of one hundred pounds for every month after the expiration of such two years during which the said Pillar shall not have been re-erected with the statue thereon to the satisfaction of the engineer aforesaid and James C. Colville, Edmund D'Olier, William Digges La Touche, and Maurice Cane and other the trustees of Nelson's Pillar shall within one month after such re-erection transfer to the Company in aid of the expense of such taking down removal and re-erection all moneys stocks funds and securities held or possessed by them for the purposes of the maintenance of such Pillar and they shall thereupon be freed and discharged from all further performance of the trusts on which such moneys stocks funds or securities were held by them and from all liability in respect thereof or of the maintenance of Nelson's Pillar.

Application of moneys, &c. transferred to Company.

39. The Company shall apply the moneys stocks funds and securities transferred to them by the said trustees towards the expenses of taking down removing and re-erecting Nelson's Pillar and to no other purpose and the balance of such expenses shall be paid by the Company.

Nelson's Pillar when re-erected to vest in the Commissioners of Public Works Ireland.

40. The Company shall within six calendar months from the date of service of the month's notice on the trustees of Nelson's Pillar as heretofore provided cause the sum of two hundred pounds New Three per Cent. Bank Annuities to be transferred in the books of the Governor and Company of the Bank of Ireland to the names of the Commissioners of Public Works in Ireland and thereupon and when and so soon as Nelson's Pillar shall have been erected by the Company on the site shown on the deposited plans the said Pillar shall vest in the said Commissioners of Public Works and shall thenceforth be maintained and repaired by them.

For protection of St. Thomas'

41. Nothing in this Act contained shall authorise the Company or the corporation to enter upon take use or in any way interfere

with the parish church of St. Thomas in the county of the city of Dublin and the churchyard thereunto appertaining which said church and churchyard are distinguished by the numbers 19 20 and 21 on the deposited plans without the previous consent in writing of the select vestry of the said church of the Archbishop of Dublin and of the representative church body of the Church of Ireland. A.D. 1882. Church and churchyard.

42. In the event of St. Thomas parish church being taken by the Company for the purposes of the intended new street the following provisions shall apply :— Provisions as to St. Thomas' Church.

(*a*) The Company shall if required by the select vestry of the said church the Archbishop of Dublin and the representative church body of the Church of Ireland provide a site for the rebuilding of the said church at or near the north-east corner of the intended new street and shall not take enter upon or in any way interfere with the said church or the churchyard thereof until such new site has been provided.

(*b*) The Company may with the assent of the select vestry the Archbishop of Dublin and the representative church body of the Church of Ireland rebuild the said church on said site.

(*c*) The Company may with the assent of the select vestry the Archbishop of Dublin and the representative church body of the Church of Ireland obtain the substitution of Trinity Church Gardiner Street for Saint Thomas Church as the parish church of the said parish in manner herein-after provided.

(*d*) The Company may with the assent of the select vestry the Archbishop of Dublin and the representative church body of the Church of Ireland agree with the trustees of Trinity Church in Gardiner Street in the said parish for the transfer by them of such church to the representative church body of the Church of Ireland to be and be used thenceforth as the parish church of St. Thomas parish instead of St. Thomas Church and it shall be lawful for the said trustees to make such transfer and for the representative church body to accept the same and the Company shall pay to the incumbent and officers of Trinity Church such compensation as shall be agreed on between them or as failing agreement shall be settled by an arbitrator to be appointed in manner prescribed by the Railways (Ireland) Act 1851 for the appointment of an arbitrator to adjudicate upon the compensation to be paid for lands.

(*e*) As soon as Trinity Church shall have been duly transferred and conveyed to the representative church body of the Church of Ireland it shall become and be the parish church of St. Thomas parish instead of St. Thomas Church and shall be held

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by the said church body on the same trusts and for the same purposes as St. Thomas Church is now held by them and the incumbent officers and parishioners of St. Thomas Church shall have the same rights and duties and be in the same position in every respect with regard to Trinity Church as they now have or are with regard to St. Thomas Church.

(*f*) As soon as St. Thomas Church and churchyard shall have been taken by the Company all rights of burial in the churchyard or vaults shall absolutely cease and the Company shall appropriate and lay out the site of the said churchyard or so much thereof as is not required for the intended new street as a public garden or pleasure ground.

(*g*) The Company may from time to time fence level turf plant or otherwise improve St. Thomas churchyard and shall maintain the same and any graves tombs or monuments therein in decent order and in a proper sanitary condition and may with the consent of the heirs or personal representatives of any person whose remains are interred therein remove any tombstone or monument and they may without such consent remove any such tombstone or monument if the inscription thereon shall have become illegible or if upon diligent inquiry the Company shall be unable to find such heirs or personal representatives provided that any such tombstone or monument so removed shall be placed in some other part of the churchyard.

(*h*) The Company shall cause the remains of any person interred or deposited in or under St. Thomas Church or the churchyard thereof to be decently removed and interred in any consecrated burial ground wherein burials may legally take place.

(*i*) Every such removal of remains may be made without any faculty but shall be made subject to the directions of the Local Government Board (Ireland).

(*j*) The heirs or personal representatives of any person whose remains are interred or deposited in or under the said church or the churchyard thereof may if they so prefer at the cost of the Company (such cost not to exceed ten pounds in any case) remove the remains of such person to any consecrated burial ground within the county of Dublin wherein burials may legally take place.

Extinguishment of market rights, &c.

43. When and so soon as the Company have acquired any of the lands delineated on the deposited plans and described in the deposited book of reference all franchises liberties and rights of market (if any) in respect of or upon such lands existing at the

time of such acquisition and all other easements rights or privileges (not otherwise expressly provided for by this Act) in under or upon the said lands shall be extinguished and shall cease to be exercised by any person. In case any person shall within three months after the acquisition of such lands by the Company claim any compensation on account of such franchise liberty right of market easement power or privilege in respect of or upon such lands then and in such case the claim of such person to such franchise liberty right of market easement power or privilege and (if the same shall be decided to be just) to any compensation in respect thereof shall be decided by an arbitrator to be appointed in manner prescribed by the Railways (Ireland) Act 1851 for the appointment of an arbitrator to adjudicate upon the compensation to be paid for lands.

Power to appropriate lands &c.

44. The Company may from time to time appropriate any of the lands houses or property acquired by them under the provisions of this Act and not required by them for the purposes of the market or other works or improvements to any of the purposes following (that is to say) they may sell or dispose of the said lands houses and property or grant leases of the same or any part thereof on such terms and subject to such conditions as they think fit or they may take down any part of the buildings situated on such lands and may sell and dispose of the materials thereof and may lay out the said lands anew and in such way and manner as they may deem best or they may upon such lands as aforesaid erect buildings and houses for the accommodation of members of the labouring classes displaced by them under the powers of this Act and may let such buildings and houses then erected or any of them and grant leases of the same or any of them or may sell or dispose thereof and exchange the same at or for such rents or considerations and upon such terms and subject to such conditions as they think fit and may provide for the making of approaches in through over or to such lands.

Market tolls.

45. The Company from time to time may demand and take from any person bringing into the market any meat fish poultry game milk butter eggs cheese corn flour bread groceries fruit vegetables flowers goods wares manufactures or other marketable commodities or occupying or using any shop stall standing shed station or place or convenience within such market after the same or sufficient portion shall have been opened for public use such tolls as the Company may from time to time appoint not exceeding the market tolls respectively specified in the First and Second Schedules to this Act.

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Market tolls for stalls, &c. payable by successive occupiers.

46. The several tolls payable in respect of the occupation or user of any shop stall shed standing or other place or convenience shall be paid not only by the original taker or occupier thereof or occupier thereof for part of the day if he do not occupy it for a whole day but also by any subsequent taker or occupier of the same for any subsequent part of the same day.

Weighing and measuring tolls.

47. The Company from time to time may demand and take for the weighing or measuring of any articles sold or brought for sale by weight or measure in or into the market from any person having the article weighed or measured at any weighing house or place for weighing or measuring provided by the Company any tolls not exceeding the weighing and measuring tolls respectively specified in the Third Schedule to this Act annexed and such tolls shall be paid before any such article is weighed or measured.

Tolls may be taken by officers of Company.

48. The several tolls respectively specified in the several schedules to this Act annexed may be demanded and taken by the officers of the Company.

Letting of stalls, weighing houses, &c.

49. The Company from time to time may let but for no longer term than three years any of the stalls shops sheds standings stations weighing houses places for weighing or measuring and other places and conveniences and the dwelling-houses buildings and grounds in the market or connected therewith to any person on such terms and subject to such conditions as the Company and such person may agree on and except where otherwise expressly provided the term for which any such premises may be let shall be determinable by one week's notice and in case any person shall after the expiration of one week after the service of such notice to quit by the Company refuse or neglect to deliver possession of such premises to the Company or their agent the Company may in addition to their other remedies in such cases recover the possession thereof by summary proceedings before a justice in manner prescribed by the Summary Jurisdiction (Ireland) Act 1851 with respect to the decision of claims to the possession of small tenements.

14 & 15 Vict. c. 92.

Recovery of rents, &c. by distress.

50. All tolls rents or other moneys due to the Company under this Act may be levied by distress of all or any articles in respect of which such tolls rents or moneys are payable or of any other articles in the market belonging to the person liable to pay such tolls rents or moneys.

Recovery of rents, &c., otherwise than by distress.

51. Nothing in this Act shall prevent the Company from recovering any toll rent or other money due or payable to them in any court of competent jurisdiction or by any other lawful means.

Company may grant licenses.

52. The Company may from time to time and at all times license for such time as they shall think fit not exceeding one year any number of porters basket men basket women barrow men or barrow women they think proper to ply for hire and to be employed in and about the market and no persons shall ply for hire either as a porter basket man basket woman barrow man or barrow woman without being so licensed as aforesaid under a penalty not exceeding forty shillings and the porters basket men and basket women barrow men and barrow women shall be subject to all byelaws for their regulation and government from time to time made by the Company but such prohibition shall not apply to any person hired elsewhere than in and about the said market or acting in any such capacity outside the limits thereof nor to any servant of any purchaser or vendor within the market.

Fee for license.

53. Every such license shall be issued for a sum not exceeding three shillings for one year and such sum shall be paid to the Company by or on behalf of the persons to whom such license shall be issued.

Power to Company to appoint officers &c.

54. The Company may from time to time appoint such persons as they may think necessary to superintend the market and such officers and servants as they may think requisite for the execution of this Act and may from time to time remove the same.

After market is open no person to hawk within certain limits.

55. From and after the time when the market shall be opened for public use no person (save an auctioneer selling by auction in any other than the public streets or a licensed hawker) shall sell or expose for sale in any place within the several streets following that is to say Lower Dominick, Moore, Great Britain, Henry and Denmark Streets, Clarkes and Mulligans Courts, Riddles Row, M'Cann's, Cole's, Sampsons and Sackville Lanes, Henry and Moore Places and Moore Market all in the county of the city of Dublin abutting upon the said market or the approaches thereto other than in the market or in his own dwelling-house shop warehouse or inclosed yard or store any commodity whatsoever which may be sold in said market under the provisions of this Act or in respect of which rates or tolls are by this Act authorised to be taken and any person or persons offending against the provisions of this section shall be liable to a penalty not exceeding forty shillings for every such offence.

Power to collect parcels, &c., and to enter into agreements for transmission of same.

56. The Company may and they are hereby authorised to collect and deliver goods and marketable commodities coming from or destined for the market and to make charges for such services and the Company may from time to time enter into contracts or arrange-

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ments with any railway or other company or person with respect to the interchange transmission collection and delivery of parcels goods and marketable commodities coming from or destined for the market and with respect to the fixing collection division appointment and appropriation by and between the Company and any such railway or other company or person of the tolls rates or charges in respect thereof and to all matters and things incidental thereto.

Power for corporation to purchase undertaking.

57. If at any time after the passing of this Act the corporation shall express in writing under their corporate seal to the Company their desire to become the owners of the market undertaking and works connected therewith and the Company shall agree to the terms proposed by the corporation the Company shall be at liberty and are hereby authorised to enter into an agreement for the sale and transfer of the market undertaking and works connected therewith to the corporation upon such terms and in the event of the Company not agreeing to the terms proposed by the corporation the Company shall enter into an agreement for the sale and transfer of the market undertaking and works connected therewith to the corporation upon the terms and for such purchase money or compensation as shall be ascertained under and in manner provided by the Lands Clauses Acts with respect to the settlement of questions of disputed compensation for lands. The sale and transfer by the Company of their market undertaking to the corporation under this Act shall be witnessed by a deed of transfer duly stamped and on the execution thereof by the Company the market undertaking of the Company shall by virtue thereof and of this Act be transferred to and vested in the corporation and the corporation shall thereupon have hold use and enjoy the market undertaking in as full ample and beneficial a manner as the Company immediately before such sale and transfer had held used and enjoyed the same and the corporation shall be subject to all obligations and liabilities in respect of the market undertaking of the Company and works connected therewith and in respect of Nelson's Pillar and statue as if the name of the corporation had been inserted in this Act instead of the name of the Company.

Corporation may acquire undertaking.

58. If at any time within two months after the passing of this Act the corporation shall express in writing under their corporate seal to the Company their desire to become owners of the market undertaking on the payment of all costs charges and expenses of and incident to the preparing and applying for and the obtaining and passing of this Act, the Company shall thereupon sell and transfer to the corporation all the powers conferred by this Act except the powers relating to the share or loan capital of the

Company or to the directors or to the constitution of the Company and after such sale and transfer the corporation may exercise the powers so sold and transferred and shall be subject to all obligations and liabilities in respect thereof and of Nelson's Pillar and statue as if the name of the corporation had been inserted in this Act instead of the name of the Company.

Power to corporation to raise funds under Dublin Improvement Act.

59. The corporation may and they are hereby empowered to raise the necessary funds for the said purchase under the powers and privileges conferred upon the council by the Dublin Improvement Acts and this Act as if the market undertaking had been a market existing at the time of the passing of the Dublin Improvement Act 1849.

Power to the corporation to raise money for the purposes of this Act.

60. In addition to any other means for raising moneys for the purposes of this Act, the corporation from time to time may borrow and re-borrow on mortgage of the receipts and revenue of the market undertaking after they have acquired the same such moneys as may be required for payment of the purchase money and for the other expenditure of the corporation under this Act properly chargeable against capital not exceeding in the whole twenty thousand pounds and may apply the moneys so raised accordingly but they shall not apply for any purpose properly chargeable against revenue any money so raised provided that the corporation shall not re-borrow any sum so borrowed and paid off by means of a sinking fund.

Corporation to provide sinking fund.

61. The corporation shall provide and from time to time apply a sinking fund for paying off the principal moneys borrowed by them under this Act and the amount which they shall set apart in every year for the sinking fund shall be one-twentieth part of the sums so borrowed.

Application of tolls under Act.

62. Subject to the provisions herein contained all the tolls and other income of the corporation under this Act shall from time to time be applied as if the same were tolls rents or income payable in respect of markets belonging to or acquired by the corporation under the provisions of the Dublin Improvement Acts.

Expenditure under Act.

63. All the expenditure of the corporation under and for the purposes of this Act and which is not otherwise by this Act sufficiently provided for shall be defrayed by them out of the funds or rates applicable for the purchase or maintenance of markets under the Dublin Improvement Acts.

As to market accounts.

64. The corporation shall keep separate and distinct accounts of all their receipts credits payments and liabilities under and for the

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purposes of this Act and the accounts so kept shall be distinguished as their "market accounts."

Saving rights of Lord Mayor and corporation.

65. The rights powers and authority of the Right Honourable the Lord Mayor of Dublin as clerk of the markets for the time being and also of the corporation in their corporate capacity and as a sanitary authority shall be hereafter exercised and enjoyed in as large and ample a manner as they have been hitherto exercised and enjoyed by them respectively whether by prescription charter or statute law but more especially under or by virtue of the provisions of the Dublin Improvement Act 1849.

Confirmation of byelaws.

66. All byelaws made under the authority conferred by this Act except such as may relate solely to the officers servants or licensees of the Company shall be submitted to the Lord Mayor for his approval and every such byelaw when approved of by the Lord Mayor in manner aforesaid shall be confirmed printed and published and used as evidence and be subject to the same regulations in all respects as the byelaws authorised to be made by the mayor aldermen and burgesses of the city of Dublin under the provisions of the Dublin Improvement Act 1849 so far as the same are applicable and in case the said Lord Mayor shall refuse to approve of any such byelaw as shall be submitted to him as aforesaid the same may be submitted by the said Company to the Lord Lieutenant of Ireland and if at any time within a period of forty days after the same shall have been so submitted the said Lord Lieutenant by and with the advice of Her Majesty's Privy Council in Ireland shall disallow the same byelaws or any part thereof such byelaws or part thereof disallowed shall not come into operation but if the same or any part thereof be not so disallowed then after the expiration of forty days after the same shall have been so submitted as aforesaid and shall have been published once in the Dublin Gazette and in two of the newspapers circulating in the city of Dublin the same shall be deemed to be confirmed and in operation and a copy of the Dublin Gazette purporting to be printed by the Queen's authority containing any such byelaws shall be conclusive evidence of such byelaws and of the same having been duly made and approved in the manner provided by this Act.

For protection of Alliance Gas Company.

67. For the protection of the Alliance and Dublin Consumers Gas Company (herein-after referred to as "the Alliance Company") the following provisions shall be observed and have effect (that is to say) :—

In the construction or execution of the works by this Act authorised or any of them.

(1.) The Company if they shall deem it necessary to raise

sink or otherwise alter the position of any mains pipes or other works belonging to the Alliance Company shall cause the same to be done with as little detriment and inconvenience to the Alliance Company and to any houses premises or persons supplied with gas or other illuminating power by means of such mains pipes or other works as the circumstances will permit.

(2.) The Company shall not remove or displace any mains pipes or other works belonging to the Alliance Company or do anything to interrupt or impede the supply of gas or other illuminating power into through or by means of such mains pipes or other works until good and sufficient arrangements have been made by the Company for enabling the supply of gas or other illuminating power to be carried on by the Alliance Company.

(3.) The Company shall repair and make good all damage done to the property of the Alliance Company by disturbance occasioned by the construction of any of the works authorised by this Act.

(4.) The Company if they construct any work over any main or pipe of the Alliance Company shall construct and maintain a good and sufficient culvert over such main or pipe (so as to cover the same and make it accessible for the purpose of repairs) together with all other works necessary for the protection from injury of such main or pipe and the Company in case they undermine any gas main or other work of the Alliance Company shall cause the same to be temporarily supported during the execution of the work and the foundation afterwards made good or in case it is found absolutely necessary to remove such gas main or work shall make good and effectual arrangements for enabling the supply of gas or other illuminating power to be carried on otherwise than through or by means of such main or work.

(5.) All works herein-before authorised or required to be executed by the Company involving interference with any mains pipes syphons plugs or other works of the Alliance Company or the supply thereby of gas or other illuminating power shall be executed at the cost of the Company and to the reasonable satisfaction in all things of the Alliance Company or their engineer if they or he think fit to attend after receiving not less than forty-eight hours notice from the Company or their proper officer of any

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such works which notice the Company (save in cases of sudden emergency) shall be bound to give.

(6.) If the Company or any of their contractors agents officers workmen or servants or any person in the employment of them or any of them interrupt the supply of gas or other illuminating power by the Alliance Company the Company shall make good any loss occasioned thereby to the Alliance Company and the amount shall be determined by arbitration in manner next herein-after provided.

(7.) Any dispute or controversy between the Alliance Company and the Company touching or concerning the true meaning or construction of this Act or any of the provisions thereof or any payment to be made by the Company to the Alliance Company under such provisions shall be referred to arbitration in accordance with the provisions of the Railway Companies Arbitration Act 1859 as if the Alliance Company and the Company were two railway companies.

22 & 23 Vict. c. 59.

(8.) Except as is by this Act expressly provided nothing in this Act shall take away lessen prejudice or alter any of the estates rights interests powers and privileges vested in or possessed by the Alliance Company under the special Acts relating to that company or otherwise howsoever.

Company not exempt from provisions of general Acts.

68. Nothing in this Act shall exempt the Company from the provisions of any general Act hereafter passed with respect to markets or from any revision by Parliament of the tolls by this Act granted to the Company.

Costs of Act.

69. All the costs charges and expenses of and incident to the preparing and applying for and the obtaining and passing of this Act shall be borne and paid by the Company.

SCHEDULES referred to in the foregoing Act.

SCHEDULE I.

TOLLS IN RESPECT OF COMMODITIES BROUGHT INTO THE MARKET

		Tolls.	
		s.	*d.*
For every bull ox or steer cow or heifer if sold by the carcase	not exceeding	2	6
For every calf sheep lamb or pig if sold by the carcase	not exceeding	1	0
For every hundredweight of beef if sold by the hundredweight	not exceeding	0	9
For every double of mutton if sold by the double	not exceeding	0	6
For every quarter of veal if sold by the quarter	not exceeding	0	3
Fowl for each dozen if sold by the dozen	not exceeding	1	0
Fowl for each one hundred if sold by the hundred	not exceeding	8	0
Geese and turkeys for each dozen if sold by the dozen	not exceeding	2	0
Geese and turkeys for every fourteen pounds if sold by the pound	not exceeding	0	3
Game and rabbits for each brace	not exceeding	0	3
Hares for each hare	not exceeding	0	2
Fish. Codfish for each four if sold by fours	not exceeding	0	4
„ Codfish for each dozen if sold by the dozen	not exceeding	1	0
„ Soles for each eight pair if sold by the pair	not exceeding	1	0
„ Herrings for each ten dozen if sold by the dozen	not exceeding	0	5
„ Salmon and trout for each fourteen pounds if sold by the pound	not exceeding	0	6
„ Turbot for each turbot according to size	not exceeding	0	6
„ Oysters for each ten dozen oysters	not exceeding	2	0
„ Lobsters for every ten lobsters	not exceeding	0	10
„ Fresh or cured :—			
When brought in carts or trucks per hundredweight	not exceeding	0	2
When brought in barrels boxes or baskets	not exceeding	0	3
When brought in small packages	not exceeding	0	0½
All other fish if sold by number per each dozen	not exceeding	1	0
If sold by weight for every fourteen pounds	not exceeding	0	6
Bacon or pork. For every flitch	not exceeding	0	2
„ For every tierce barrel or other package per hundredweight	not exceeding	0	2
Fruit. Hamper basket whisket tub case pad round pot prickle molly seive barge pannier nihud			
„ Under one bushel imperial measure	not exceeding	0	0½
„ One bushel but not exceeding one-and-a-half bushel	not exceeding	0	1

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			Tolls. s.	Tolls. d.
	Fruit. Each additional half bushel or part thereof	not exceeding	0	0½
	„ Hogshead exceeding seven-and-a-half hundredweight gross	not exceeding	0	6
	„ Tierce exceeding three hundredweight and not exceeding seven-and-a-half hundredweight gross	not exceeding	0	3
	„ Chest - - - - - - - -		0	2
	„ Box - - - - - - - -		0	1
	Vegetables. Potatoes onions carrots or other description of vegetables for each hundredweight if sold by weight	not exceeding	0	2
	„ Peas beans or other description of vegetables for each peck if sold by the peck	not exceeding	0	0½
	Vegetables. All description of cabbage brocoli cauliflower &c. per dozen - - - -	not exceeding	0	1
	A cart load according to bulk	not exceeding	1	0
	„ Radishes bunched onions salads &c. and other vegetables if sold by the dozen for each dozen -	not exceeding	0	1
	„ Rhubarb and celery for every five bundles of one dozen sticks or bundles - -	not exceeding	0	1
Cheese.	For every hundredweight - -	not exceeding	0	2
Butter.	For every firkin - - -	not exceeding	0	4
Eggs.	In boxes or hampers - - -	from 2d to	0	4
	A crate - - - -	not exceeding	0	6
Milk.	For every gallon - - -	not exceeding	0	1

SCHEDULE II.

TOLLS IN RESPECT OF THE USE OF SHOPS STALLS STANDINGS SHEDS STATIONS OR PLACES OR CONVENIENCES WITHIN THE MARKET.

RETAIL MARKET TOLLS.

For the occupation or user of any shop stalls standing shed station or place or convenience within the market for each and every superficial foot thereof:—	Tolls. s.	Tolls. d.
If taken by the year not exceeding the sum of - - -	4	4
If taken by the half year not exceeding the sum of - -	2	2
If taken by the quarter not exceeding the sum of - -	1	1
If taken by the week not exceeding the sum of - - -	0	1
If taken by the day not exceeding the sum of - - -	0	0¼

WHOLESALE MARKET TOLLS.

For every waggon used by any person for exposing or in which shall be exposed to sale any article commodity or thing for each day not exceeding the daily sum of - - - - - -	4	0

	Tolls.	A.D. 1882
	s. *d.*	
For every cart used by any person for the like purpose for each day any daily sum not exceeding:—		
If drawn by one horse or other animal the sum of - -	2 0	
If drawn by two or more horses or other animals the sum of	3 0	
For each compartment or space on the surface of the ground used by any person for the like purpose according to the size or dimensions of the same namely for each superficial square foot thereof not exceeding the daily sum of - - - - -	0 1	

SCHEDULE III.

TOLLS IN RESPECT OF ARTICLES WEIGHED OR MEASURED.

		Tolls.
For weighing in sack any article or sack per sack	not exceeding	0 1
For every quantity of meat article or thing weighing 112 pounds or less and not in sack - - - -	not exceeding	0 1
And for every additional 112 pounds - -	not exceeding	0 1
For weighing any waggon whether loaded or unloaded	not exceeding	0 8
For weighing any cart whether loaded or unloaded	not exceeding	0 4
For measuring goods or things sold by measure per bushel or gallon	not exceeding	0 0½

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CHAPTER clxxxiii.

An Act for extending the time for the completion of the Alford and Sutton Tramways. [10th August 1882.]

A.D. 1882.

WHEREAS by the Alford and Sutton Tramways Act 1880 (in this Act called "the Act of 1880") the Alford and Sutton Tramway Company (in this Act called "the Company") were (section 4) incorporated for the purpose of making and maintaining the tramways (in that Act and this Act called "the tramways") by that Act authorised and for other the purposes of that Act and (section 6) empowered to raise a share capital of sixteen thousand pounds in one thousand six hundred shares of ten pounds each and (section 18) to borrow not exceeding four thousand pounds. 43 & 44 Vict. c. clxviii.

And whereas the period limited by the Act of 1880 (sections 30 and 35) for the compulsory purchase of lands for the purposes of that Act and for the completion of the tramways will expire on the twelfth day of August one thousand eight hundred and eighty-two and it is expedient that the same be extended as by this Act provided.

And whereas the objects 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:

1. This Act may be cited as the Alford and Sutton Tramways Act 1882. Short title.

2. Part II (relating to extension of time) of the Railways Clauses Act 1863 is (except where expressly varied by this Act) incorporated with and forms part of this Act and for the purposes of the provisions thereof the tramways shall be deemed to be a railway. Incorporation of part of 26 & 27 Vict. c. 92.

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Interpretation.

3. In this Act the several words and expressions to which meanings are assigned by the Act partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction.

Period for compulsory purchase of lands.

4. The powers of the Company for the compulsory purchase of lands for the purposes of the tramways may be exercised within but shall not be exercised after the expiration of one year from the twelfth day of August one thousand eight hundred and eighty-two.

Extension of time for completion of works.

5. The period limited by the Act of 1880 for the completion of the tramways is by this Act extended and the tramways may and shall be completed within one year from the twelfth day of August one thousand eight hundred and eighty-two and on the expiration of that period the powers by the Act of 1880 and this Act granted to the Company for executing the tramways or otherwise in relation thereto shall cease to be exercised except as to so much thereof as shall then be completed and section 33 of the Act of 1880 shall be read and construed as if the period limited by this Act for the completion of the tramways had been the period limited by that Act.

Company not exempt from provisions of present or future general Tramway Acts.

6. Notwithstanding anything contained in this Act the Company and any other company or person using any tramways to which the same applies shall be subject and liable to the provisions of any general Act which may hereafter be passed during this or any future session of Parliament relating to tramways or by which any tax or duty may be granted or imposed for or in respect of tramways or the passengers or traffic conveyed thereon and to any future revision or alteration under the authority of Parliament of the maximum rates of tolls or charges authorised by any Act relating to the Company and to any condition regulation or restriction which may be imposed upon the use of tramways or upon the use on tramways of animal power steam power and mechanical power by any such general Act as aforesaid.

Costs of Act.

7. All costs charges and expenses of and incident to the preparing applying for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company.

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