CHAPTER lxvii.

An Act to extend the time for the completion of the authorised works for enlarging and improving the Port and Harbour of Neath and for other purposes. A.D. 1889.

[9th July 1889.]

WHEREAS by the Neath Harbour Act 1874 (herein-after called "the Act of 1874") the Neath Harbour Commissioners (herein-after called "the Commissioners") were incorporated and by that Act and the Neath Harbour Act 1884 (herein-after called "the Act of 1884") the Commissioners were empowered to execute the works therein respectively described:

And whereas by the Neath Harbour Acts 1880 1884 and 1886 the time for completing the works authorised by the Act of 1874 was extended until the sixteenth day of July one thousand eight hundred and eighty-nine and it is expedient that such time should be further extended to the twenty-eighth day of July one thousand eight hundred and ninety-two:

And whereas by the Neath Harbour Act 1886 (herein-after called "the Act of 1886") the unexercised powers of the Commissioners to borrow money on mortgage and to create debenture stock were cancelled and the Commissioners were authorised to raise one hundred and twenty-five thousand pounds as a first charge on their undertaking and it is expedient that facilities should be granted for the raising thereof:

And whereas the purposes 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 as the Neath Harbour Act 1889.

A.D. 1889.

Incorporation of general Act.

2. Part II. (relating to extension of time) of the Railways Clauses Act 1863 is incorporated with and forms part of this Act and in construing the provisions of that Act for the purposes of this Act the works respectively authorised by the Act of 1874 and the Act of 1884 shall be deemed to be a railway and the Commissioners shall be deemed to be a railway company.

Extension of time for completion of works.

3. The period limited for the completion of the works authorised by the Act of 1874 as extended by the Act of 1886 is hereby further extended to the twenty-eighth day of July one thousand eight hundred and ninety-two and the Act of 1874 shall be read and have effect as if such extended time had been originally named therein as the period limited for the completion of the works thereby authorised.

Application of Telegraph Act 1878 to works of Commissioners.

4. The works authorised by the Act of 1874 shall for the purposes of section 6 of the Telegraph Act 1878 be deemed to be an undertaking authorised by Act of Parliament passed after the first day of January one thousand eight hundred and seventy-eight and the Postmaster-General shall have the same rights powers and authorities in under upon along over and across such works as are conferred upon him by that section with respect to undertakings mentioned or referred to in such section.

Facility for raising money authorised by Act of 1886.

5. The Commissioners may from time to time grant or issue mortgages under the Act of 1886 on such terms and conditions and for such sums or at such price above or below the nominal amount of such mortgages as they may find to be requisite for raising the money authorised by the said Act for completing the unfinished works at the harbour Provided always that in the event of the whole or any part of such mortgages being granted or issued for a sum or at a price below the nominal amount thereof or less than par value and resulting in a deficiency of the nominal amount of the money authorised by the Act of 1886 to be raised the Commissioners may grant or issue mortgages for such additional amount as shall be equivalent to the deficiency so resulting but no such mortgage shall be granted or issued for a sum or at a price lower than ninety pounds cash for every one hundred pounds for which the mortgage may be granted or issued Provided also that the amount which the Commissioners are empowered to raise by mortgage under the Act of 1886 shall not be increased by the exercise of the powers of this section so that the whole sum so raised by

mortgage under the Act of 1886 shall exceed one hundred and thirty-seven thousand five hundred pounds. A.D. 1889.

Costs of Act.

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

Printed by Eyre and Spottiswoode,
FOR
T. Digby Pigott, Esq., the Queen's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
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