CHAPTER ix.

An Act to revive the Powers for the compulsory purchase of Lands for and to extend the time limited for the completion of the Railway authorised by the Newark and Ollerton Railway Act 1887 and for other purposes. A.D. 1891.

[11th May 1891.]

WHEREAS by the Newark and Ollerton Railway Act 1887 (in this Act called "the Act of 1887") the Newark and Ollerton Railway Company (in this Act called "the Company") were incorporated and authorised to make and maintain the railway in the county of Nottingham in that Act particularly described:

And whereas by the Act of 1887 the time for the compulsory purchase of lands for the purposes of the railway by that Act authorised was limited to three years from the passing of that Act and the time for the completion of the said railway was limited to five years from the passing of such Act and the said Act received the Royal Assent on the fifth day of July one thousand eight hundred and eighty-seven:

And whereas the time limited by the Act of 1887 for the compulsory purchase of lands for the purposes of the said railway expired on the fifth day of July one thousand eight hundred and ninety and the time limited for the completion of the said railway will expire on the fifth day of July one thousand eight hundred and ninety-two and it is expedient that the powers of the Company for the compulsory purchase of lands for the purposes of the said railway should be revived and extended and that the time for the completion of the said railway should be extended in manner herein-after provided:

And whereas the purposes aforesaid cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and

A.D. 1891.

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 Newark and Ollerton Railway Act 1891.

Incorporation of Act.

2. The provisions of Part II (relating to extension of time) of the Railways Clauses Act 1863 are (except where expressly varied by this Act) incorporated with and form part of this Act and shall extend to the revival and extension of powers for the compulsory purchase of lands by this Act authorised.

Revival of powers of Act of 1887 for compulsory purchase of lands.

3. The powers of the Company under the Act of 1887 with respect to the compulsory purchase or taking of and entry upon lands for the purposes of the railway authorised by that Act are hereby revived and extended and may be exercised at any time within but shall not be exercised after the expiration of two years from the passing of this Act.

Extending provisions as to labouring class houses.

4. The provisions of section 31 of the Act of 1887 shall extend and apply to the purchase or acquisition by the Company under the powers of the Act of 1887 as revived and extended by this Act of ten or more houses in any city borough or other urban sanitary district or any parish or part of a parish not being within an urban sanitary district which since the passing of this Act have been or on the fifteenth day of December one thousand eight hundred and eighty-six were occupied wholly or partially by persons belonging to the labouring class as defined by that section as tenants or lodgers.

Extension of time for completion of railway.

5. The time limited by the Act of 1887 for the completion of the railway thereby authorised is hereby extended to three years from the fifth day of July one thousand eight hundred and ninety-two and that period shall for the purposes of sections 35 and 36 of the Act of 1887 be deemed to be the period originally limited for the construction of the same and if the said railway is not completed within the period limited by this Act then on the expiration of such period the powers by the Act of 1887 and this Act granted to the Company for making and completing the same or otherwise in relation thereto shall cease except as to so much thereof as shall then be completed.

Application of provisions of Railway and Canal Traffic Act 1888 as to revision of rates.

6. Section 24 of the Railway and Canal Traffic Act 1888 and any enactment which may be passed in the present or any future session of Parliament extending or modifying that enactment shall with any necessary modifications apply to the Company in all respects as if it were one of the companies to which the provisions of the said enactment in terms applied Provided that the time within

which the revised schedule of maximum rates and charges prescribed by the said section shall be submitted to the Board of Trade shall be three years from the fifth day of July one thousand eight hundred and ninety-two or such further time as the Board of Trade may permit.

Provision as to general railway Acts.

7. Nothing in this Act contained shall exempt the Company or the railway authorised by the Act of 1887 from the provisions of any general Act relating to railways or the better and more impartial audit of the accounts of railway companies now in force or which may hereafter pass during this or any future session of Parliament or from any future revision or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels authorised by the Act of 1887.

Costs of Act.

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

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

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