CHAPTER cxiii.

A.D. 1890.

An Act to extend the powers of the Porthdinlleyn Railway Company for the acquisition of Lands for and the completion of their authorised Railway and for other purposes. [25th July 1890.]

WHEREAS by the Porthdinlleyn Railway Act 1884 (in this Act called "the Act of 1884") the Porthdinlleyn Railway Company (in this Act called "the Company") were incorporated and were authorised to make and maintain the railway and works in that Act described:

And whereas by the Porthdinlleyn Railway Act 1888 (in this Act called "the Act of 1888") the powers of the Company for the compulsory purchase of lands granted by the Act of 1884 were revived and extended and the period for the completion of the railway and works authorised by the Act of 1884 (herein-after called "the railway") was extended as therein provided:

And whereas it is expedient that the powers for the compulsory purchase of lands and for the completion of the railway should be further extended as by this Act provided:

And whereas no part of the Company's capital has been issued and it is expedient that the powers and provisions contained in the Act of 1888 for the payment of interest out of capital during the period limited by that Act for the construction of the railway should be extended and should apply to and be exercised by the Company during the extended period limited by this Act for the completion of the railway:

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

A.D. 1890.

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 Porthdinlleyn Railway Act 1890.

Incorporation of part of general Act.

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.

Interpretation.

3. In this Act the several words and expressions to which meanings are assigned by the Acts of 1884 and 1888 and the Act partially incorporated herewith shall have the same respective meanings unless there be something in the subject or context repugnant to such construction.

Powers for compulsory purchase of lands revived.

4. The powers conferred upon the Company by the Act of 1884 for the compulsory purchase of the lands for the purposes of that Act are hereby further extended and shall continue in force and may be exercised until but not after the expiration of two years from the seventh day of August one thousand eight hundred and ninety.

Extension of time for construction of railway.

5. The powers granted by the Act of 1884 for the construction of the railway are hereby further extended and may be exercised by the Company for the period of three years from the seventh day of August one thousand eight hundred and ninety-two and on the expiration of that period those powers shall cease except as to so much of the said railway as is then completed and sections thirty-six and thirty-seven of the Act of 1884 respectively shall be read and construed as if the period limited by this Act for the completion of the railway had been the period limited by the Act of 1884 for the completion thereof:

If the said railway be not completed within the said extended period of three years then on the expiration of that period the powers by this Act granted for making and completing the same or otherwise relating thereto shall cease to be exercised except as to so much thereof as shall then be completed.

Restriction on taking houses of labouring class.

6. The Company shall not under the powers of this Act or of the Acts of 1884 and 1888 as extended by this Act purchase or acquire without the consent of the Local Government Board in any city borough or other urban sanitary district or in any parish or part of a parish not being within an urban sanitary district ten or more houses which after the passing of this Act have been or on the fifteenth day of December next before the passing of this Act or of the Acts of 1884 or 1888 as the case may be were occupied either

wholly or partially by persons belonging to the labouring class as tenants or lodgers: A.D. 1890.

For the purposes of this section the expression "labouring class" includes mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them.

Application of section 10 of Act of 1888 to extended period for construction of works.

7. The powers and provisions contained in section ten of the Act of 1888 for the payment of interest out of capital during the period limited by that Act for the construction of the railway shall be extended and shall apply to and be exercised by the Company during the extended period limited by this Act for the completion of the railway.

Provision as to general Railway Acts.

8. Nothing in this Act shall exempt the Company or their railways 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 to be taken by the Company.

Saving rights of Crown under Crown Lands Act.

9. Nothing contained in this Act or to be done under the authority thereof shall in any manner affect the title to any of the subjects or any rights powers or authorities mentioned in or reserved by sections twenty-one and twenty-two of the Crown Lands Act 1866 and belonging to or exerciseable on behalf of Her Majesty Her heirs or successors.

Costs of Act.

10. 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 Company.

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