

**ELIZABETH II**



**1963 CHAPTER xxiv**

An Act to empower the London Transport Board to construct works and to acquire lands, to confer further powers on the Board; and for other purposes.

[31st July 1963]

**W**HEREAS by the Transport Act, 1962, the London Transport Board (in this Act referred to as "the Board") were established:

And whereas it is the duty of the Board under the Transport Act, 1962, (inter alia) to provide or secure the provision of an adequate and properly co-ordinated system of passenger transport for the London Passenger Transport Area and to have due regard to efficiency, economy and safety of operation as respects the services and facilities provided by them:

And whereas it is expedient that the Board should be empowered to construct the works authorised by this Act and to acquire the lands referred to in this Act:

And whereas it is expedient that the other powers in this Act contained should be conferred upon the Board and that the other provisions in this Act contained should be enacted:

And whereas plans and sections showing the lines or situations and levels of the works to be constructed under the powers of this Act, and plans of the lands authorised to be acquired or used by this Act, and a book of reference to such plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the said lands, were duly deposited in the office of the

Clerk of the Parliaments and in the Private Bill Office of the House of Commons and with the clerks of the county councils of the several counties within which the said works will be constructed or the said lands are situated, which plans, sections and book of reference are respectively referred to in this Act as the deposited plans, the deposited sections and the deposited book of reference.

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:—

## PART I

### PRELIMINARY

Short and collective titles.

Division of Act into Parts.

1. This Act may be cited as the London Transport Act 1963.

2. This Act is divided into Parts as follows:—

Part I.—Preliminary.

Part II.—Works.

Part III.—Lands.

Part IV.—Protective provisions.

Part V.—Miscellaneous.

Interpretation.

3.—(1) In this Act, unless there be something in the subject or context repugnant to such construction, the several words and expressions to which meanings are assigned by the Acts wholly or partly incorporated herewith have in relation to the relative subject-matter the same respective meanings and—

“ the Act of 1845 ” means the Railways Clauses Consolidation Act, 1845;

“ the Act of 1863 ” means the Railways Clauses Act, 1863;

“ the Act of 1955 ” means the British Transport Commission Act, 1955;

“ the Act of 1956 ” means the British Transport Commission Act, 1956;

“ the Board ” means the London Transport Board;

“ the council ” means the London County Council;

“enactment” includes any public general, local or private Act and any order or other instrument having the force of an Act;

“the limits of deviation” means the limits of deviation shown on the deposited plans;

“the Minister” means the Minister of Transport;

“the tribunal” means the Lands Tribunal;

“the works” means the works authorised by Part II (Works) of this Act.

(2) Any reference in this Act to any enactment shall be construed as a reference to that enactment as applied, extended, amended or varied by, or by virtue of, any subsequent enactment, including this Act.

(3) All distances and lengths stated in any description of works, powers or lands, shall be construed as if the words “or thereabouts” were inserted after each such distance and length and distances between points on a railway shall be taken to be measured along the railway.

(4) Unless the context otherwise requires, any reference in this Act to a work identified by the number of such work shall be construed as a reference to the work of that number authorised by this Act.

4. The following Acts and parts of Acts, so far as the same are applicable for the purposes and are not inconsistent with or varied by the provisions of this Act, are incorporated with and form part of this Act, and this Act shall be deemed to be the special Act for the purposes of the said incorporated enactments:—

Incorporation  
of general  
Acts.

(a) The Lands Clauses Acts, except sections 127 to 133 of the Lands Clauses Consolidation Act, 1845:

(b) The Act of 1845, except sections 7, 8, 9, 19, 20, 22 and 23 thereof and Part I (relating to construction of a railway) of the Act of 1863:

Provided that—

(i) for the purposes of the provisions of the Act of 1845 and the Act of 1863 as incorporated with this Act, the expression “the company” where used in the said incorporated provisions means the Board;

(ii) for the purposes of sections 16 and 30 to 44 of the Act of 1845 as incorporated with this Act, Works Nos. 2 to 4 shall be deemed to be railways authorised by the special Act;

PART I  
—cont.

(iii) the provisions of sections 18 and 21 of the Act of 1845 shall not extend to regulate the relations between the Board and any other person in respect of any matter or thing concerning which those relations are regulated in any respect—

(A) by the provisions of Part II of the Public Utilities Street Works Act, 1950; or

(B) by the provisions of section 42 (For protection of gas, water and electricity undertakers) of this Act.

## PART II

## WORKS

Power to  
make works.

5. Subject to the provisions of this Act, the Board may, in the lines or situations shown on the deposited plans and according to the levels shown on the deposited sections, make and maintain the works hereinafter described with all necessary works and conveniences connected therewith:—

In the county of Essex—

In the borough of Walthamstow—

Work No. 1 A railway (one thousand four hundred and seventy yards in length) commencing by a junction with Work No. 12 authorised by the Act of 1955 at a point twenty-five yards east of the junction of Ritchings Avenue with Stonydown Avenue and terminating at a point thirty-four yards north-west of the junction of Third Avenue with Orford Road:

In the county of London—

In the metropolitan borough of Islington—

Work No. 2 A ventilating subway (one hundred and forty-four yards in length) commencing at the termination of Work No. 8 authorised by the Act of 1955 and terminating in a ventilation shaft at the rear of No. 183 Isledon Road:

In the city of London—

Work No. 3 An enlargement of the tunnel of the District Railway commencing at the western end of the station tunnel of Cannon Street Station and terminating at a point thirty-six yards west thereof in the running tunnel of the District Railway;

Work No. 4 An enlargement of the tunnel of the District Railway commencing at the eastern end of the station tunnel of Cannon Street Station and terminating at a point forty-two yards east thereof in the running tunnel of the District Railway.

6. In the execution of any, or any part, of the works the Board may deviate from the lines or situations thereof shown on the deposited plans to the extent of the limits of deviation and may deviate vertically from the levels shown on the deposited sections to any extent not exceeding ten feet upwards and to such extent downwards as may be found necessary or convenient:

PART II  
—cont.

Power to deviate.

Provided that in the execution of Works Nos. 3 and 4 the Board shall not deviate upwards from the levels shown on the deposited sections to such extent as would result in any alteration of the level of Cloak Lane, or of Cannon Street.

7. Notwithstanding anything in section 46 of the Act of 1845 the Board shall not be liable to maintain the surface of any road or public highway under which the works shall be constructed or the immediate approaches thereto except so far as the level of such road, highway or approaches is permanently and prejudicially altered:

Repair of roads where level not permanently altered.

Provided that nothing in this section shall relieve the Board from any liability which they were under immediately before the passing of this Act for the maintenance of any such road, highway or approaches.

8. The following provisions shall apply to the construction of Work No. 1:—

General provisions as to mode of construction of Work No. 1.

(1) Work No. 1 shall be constructed in two tunnels for separate up and down traffic except at cross-overs and junctions where it may be constructed in single tunnels of enlarged diameter:

(2) Work No. 1 shall be approached by means of stairs, inclines, subways, electric or other lifts or escalators:

(3) (a) The tunnels of which Work No. 1 will consist (including those for the stations) shall be lined throughout with iron or other sufficient metal plates or with concrete or other suitable material;

(b) Every permanent shaft shall be constructed either by underpinning or by sinking and shall be lined with cast iron, brick, concrete or other equally suitable and durable material;

(c) The station tunnels of Work No. 1 shall not have an internal diameter exceeding thirty feet, the cross-over and junction tunnels shall not have an internal diameter exceeding forty feet and the tunnels between the stations shall not (except at cross-overs and junctions or where

PART II  
—cont.

necessary for adjustment at curves or for other constructional purposes) have an internal diameter exceeding fourteen feet and the internal diameter of the shafts shall not exceed forty feet;

- (d) Any space between the lining of the tunnels (including station, cross-over and junction tunnels) and the surrounding soil shall be properly filled up with lime or cement grouting placed therein under pressure:
- (4) If water is found to be present in the works on Work No. 1 in such quantity as to necessitate the employment of compressed air, the Board shall immediately stop all excavating work at the point where the same is so found and the further driving of the tunnels at the working face at that point until the Board shall have provided air-compressing machinery which will produce such a pressure of air as will prevent the inflow of any sand, water, gravel or soil and such machinery shall be maintained in full working order and the work at such working face carried on under compressed air as long as may be necessary:
- (5) Except in the case of unforeseen accident or for the purpose of removing rain-water or other trifling amounts of water, no use shall be made of pumping or of other like modes of removing water from the tunnels of Work No. 1 or from the shafts.

Plans, etc.,  
to be  
approved by  
Minister  
before  
Work No. 1  
commenced.

9. The Board shall as regards Work No. 1 from time to time submit for the approval of the Minister plans, sections and other details of their proposals with respect to—

- (a) permanent-way tunnels, platforms, stairs, lifts, escalators and other communications;
- (b) rolling stock;
- (c) lighting; and
- (d) ventilation;

and any rolling stock and work included in the said proposals shall be constructed and maintained only in accordance with plans, sections and other details as approved by the Minister.

Provisions  
as to use of  
electrical  
power.

10. The following provisions shall apply to the use of electrical power for the purposes of Work No. 1:—

- (1) The Board shall employ either insulated returns or uninsulated metallic returns of low resistance:
- (2) The Board shall take all reasonable precautions in constructing, placing and maintaining their electric lines and circuits and other works of all descriptions and also

in working the said works so as not injuriously to affect by fusion or electrolytic action any gas, water or hydraulic power pipes or other metallic pipes, structures or substances or to interfere with the working of any wire, line or apparatus from time to time used for the purpose of transmitting electrical power or of telegraphic, telephonic or electric signalling communication or the currents in such wire, line or apparatus:

- (3) The electrical power shall be used only in accordance with the regulations and in such regulations provision shall be made for preventing fusion or injurious electrolytic action of or on gas, water or hydraulic power pipes or other metallic pipes, structures or substances and for minimising as far as is reasonably practicable injurious interference with the electric wires, lines and apparatus of other parties and the currents therein whether such lines do or do not use the earth as a return:
- (4) The Board shall be deemed to take all reasonable and proper precautions against interference with the working of any wire, line or apparatus if and so long as they adopt and employ at the option of the Board either such insulated returns or such uninsulated metallic returns of low resistance and such other means of preventing injurious interference with the electric wires, lines and apparatus of other parties and the currents therein as may be prescribed by the regulations and in prescribing such means the Minister shall have regard to the expense involved in relation to the protection afforded:
- (5) The provisions of this section shall not operate to give any right of action in respect of injurious interference with any electric wire, line or apparatus or the currents therein unless in the construction, erection, maintaining and working of such wire, line and apparatus all reasonable and proper precautions including the use of an insulated return have been taken to prevent injurious interference therewith and with the currents therein by or from other electric currents:
- (6) If any difference arises between the Board and any other party with respect to anything hereinbefore in this section contained, the difference shall, unless the parties otherwise agree, be determined by the Minister or at his option by an arbitrator to be appointed by him, and the costs of such determination shall be in the discretion of the Minister or of the arbitrator, as the case may be:

PART II  
—cont.

- (7) When any department of Her Majesty's Government represents to the Minister that the use of electrical power under this Act injuriously affects or is likely to affect injuriously any instruments or apparatus, whether electrical or not, used in any observatory or laboratory belonging to or under the control of that department, the Minister, after such inspection or inquiry as he may think proper, may by the regulations require the Board to use such reasonable and proper precautions, including insulated returns, as the Minister may deem necessary for the prevention of such injurious affection. For the purposes of this paragraph, any inspector of the Minister may during his inspection of the Board's works and apparatus be accompanied by any person or persons appointed in that behalf by the government department concerned, and the Board shall give all due facilities for the inspection:

Provided that, in the case of any observatory or laboratory established after the passing of this Act or of any instruments or apparatus hereafter used in any existing observatory or laboratory which may be of greater delicacy than those used therein at the passing of this Act, the Minister shall consider to what extent (if any) it is expedient in the interests of the public that the powers of this paragraph should be exercised, regard being had to the site of the observatory or laboratory or the purposes of the instruments or apparatus, as the case may be:

- (8) In this section "the regulations" means any regulations made by the Minister which may for the time being be in force with respect to Work No. 1, which regulations the Minister is hereby authorised to make.

Compensation  
for damage  
by working.

11.—(1) In addition to the provisions of the Acts incorporated with this Act with respect to compensation for lands taken or injuriously affected, the Board shall make compensation to the owner, lessee and occupier of any land, house or building which shall be injuriously affected by reason of the working of Work No. 1 (including the working of lifts, escalators and any other works in connection with Work No. 1) notwithstanding that no part of the property of such owner, lessee or occupier is taken by the Board:

Provided that all claims for compensation under this section shall be made within two years from the date of the opening for public traffic of that portion of the works which is alleged to cause such injurious affection and, failing agreement, shall be settled by arbitration.



(2) An arbitrator under this section may, with the consent of all parties concerned, hear together any class or group of claims under this section.

PART II  
—cont.

12.—(1) Subject to the provisions of this Act, the Board may, for the purposes of constructing Works Nos. 3 and 4, or either of those works, enter upon, open, break up and interfere with so much of the surface of the streets known as Cannon Street, Cloak Lane and Dowgate Hill in the city of London as is within the limits of deviation. Power to open surface of streets.

(2) Before breaking up or interfering with any portion of the surface of the said streets under the powers of this section the Board shall give to the Minister not less than fourteen days' previous notice of their intention so to do.

13.—(1) The Board during, and for the purpose of, the execution of Work No. 3 may temporarily stop up and divert, and interfere with, so much of the street known as Cloak Lane in the city of London as is within the limits of deviation and may for any reasonable time divert the traffic therefrom and prevent all persons other than those bona fide going to or from any land, house or building abutting on the said part of the street from passing along and using the same. Temporary stoppage of street.

(2) The Board shall provide reasonable access for foot-passengers bona fide going to or from any such land, house or building.

14. The Board, at their own costs and charges, may, subject as hereinafter provided, underpin or otherwise strengthen any house or building within one hundred feet of any of the works, and the following provisions shall have effect:— Underpinning of houses near works.

(1) At least fourteen days' notice shall, except in case of emergency, be given to the owners, lessees and occupiers of the house or building intended to be so underpinned or otherwise strengthened:

(2) Each such notice shall be served in manner prescribed by section 19 of the Lands Clauses Consolidation Act, 1845:

(3) If any owner or lessee or occupier of any such house or building shall, within seven days after the giving of such notice, give a counter-notice in writing that he disputes the necessity of such underpinning or strengthening, the question of the necessity shall be settled by arbitration:

(4) The Board shall be liable to compensate the owners, lessees and occupiers of every such house or building

PART II  
—cont.

for any loss or damage which may result to them by reason of the exercise of the powers granted by this section, provided that the claim for compensation in respect of such loss or damage is made within three months from the occurrence thereof:

- (5) In any case in which any house or building shall have been underpinned or strengthened under the powers of this section the Board may, from time to time after the completion of such underpinning or strengthening, and during the execution of the work in connection with which such underpinning or strengthening was done, or within twelve months after the opening for traffic of that work, enter upon and survey such house or building and do such further underpinning or strengthening thereof as they may deem necessary or expedient or, in case of dispute between the Board on the one hand and the owner, lessee or occupier of the house or building on the other hand, as shall be settled by arbitration:
- (6) If in any such case as is referred to in the last foregoing paragraph the underpinning or strengthening done by the Board shall at any time within five years from the opening for traffic of the work in connection with which such underpinning or strengthening was done prove inadequate for the support or protection of the house or building against further injury arising from the execution of such work the Board shall make compensation to the owner, lessee and occupier of the house or building for such injury, provided that the claim for compensation in respect thereof be made within three months from the discovery thereof:
- (7) Nothing in this section nor any dealing with any property in pursuance of this section shall relieve the Board from the liability to compensate under section 68 of the Lands Clauses Consolidation Act, 1845, or under any other enactment:
- (8) Every case of compensation to be ascertained under this section shall be determined under and in accordance with the Lands Clauses Acts.

Power to  
make trial  
holes.

**15.—(1)** The Board may make trial holes at such places within the limits of deviation as they may think fit, for the purpose of investigating the subsoil:

Provided that—

- (a) no land shall be entered for the purpose of making trial holes under this section unless the Board, not less than seven days before the first entry and not less than

twenty-four hours before any subsequent entry, have given notice in writing to the owner and occupier of the land in manner provided by section 285 of the Public Health Act, 1936; and

PART II  
—cont.

- (b) no trial holes shall be made under the powers of this section in the carriageway of any highway without the consent of the highway authority, but such consent shall not be unreasonably withheld and any question as to whether or not such consent has been unreasonably withheld shall be determined by the Minister.

(2) Where land is damaged in the exercise of the powers conferred by subsection (1) of this section, any person interested in the land may recover from the Board compensation for the damage to be determined in case of dispute by the tribunal, and, so far as compensation is properly to be calculated by reference to the depreciation of the value of his interest in the land, rules 2 to 4 of the rules set out in section 5 of the Land Compensation Act, 1961, shall apply.

16.—(1) The Board may use for the discharge of any water pumped or found by them during the construction of the works any available stream or watercourse, or any sewer or drain of any local authority in or through whose area the works may be constructed or pass, and for that purpose may lay down, take up and alter conduits, pipes and other works and make any convenient connections with any such stream, watercourse, sewer or drain within the limits of deviation:

Use of  
sewers, etc.,  
for removing  
water.

Provided that—

- (a) the Board shall not discharge any water into any sewer or drain vested in or under the control of a local authority except with the consent of the local authority and subject to such terms and conditions as the local authority may reasonably impose; and
- (b) the Board shall not make any opening into any such sewer or drain save in accordance with plans reasonably approved by, and under the superintendence (if given) of, the local authority in whom the sewer or drain shall be vested.

(2) (a) Notwithstanding anything in subsection (7) of section 11 of the Rivers (Prevention of Pollution) Act, 1951, the discharge of any water under the powers of this section into any stream as defined in subsection (1) of the said section 11 shall be subject to the provisions of section 2 of that Act.

(b) In the exercise of their powers under this section the Board shall not damage or interfere with the bed of any watercourse forming part of the main river of a river board or the banks thereof within the meaning of section 81 of the Land Drainage Act, 1930.

PART II  
—cont.

(3) The Board shall take all such steps as may reasonably be required to secure that any water discharged by them under the powers of this section shall be as free as may be reasonably practicable from any gravel, soil or other solid substance or oil or matter in suspension.

(4) Any difference arising between the Board and a local authority or a river board (as the case may be) under this section shall be settled by arbitration.

(5) In this section the expression "local authority" has the meaning assigned to it by section 144 of the Local Government Act, 1948, and the expression "river board" means any board established by an order made under section 1 of the River Boards Act, 1948, and shall include the conservators of the river Thames and the Lee Conservancy Catchment Board.

Abandonment of Work No. 14 and portion of Work No. 12 authorised by Act of 1955, and Work No. 17 authorised by Act of 1956.

17. The Board shall abandon the construction of Work No. 14 authorised by the Act of 1955, Work No. 17 authorised by the Act of 1956, and so much of Work No. 12 authorised by the Act of 1955 as lies between the commencement of Work No. 1 and the termination of the said Work No. 12.

PART III  
LANDS

Power to acquire lands.

18.—(1) Subject to the provisions of this Act, the Board may enter upon, take and use such of the lands delineated on the deposited plans and described in the deposited book of reference as they may require for the purposes of the works or for any purpose connected with or ancillary to their undertaking.

(2) Subject to the provisions of this Act, the Board may enter upon, use and appropriate so much of the subsoil and under-surface of any public street, road, footway or place delineated on the deposited plans and described in the deposited book of reference as shall be necessary for the purposes of the works without being required to purchase the same or any easement therein or thereunder or to make any payment therefor.

(3) The Board shall not under the powers of this section enter upon, take or use the lands delineated on the deposited plans and described in the deposited book of reference and therein numbered 7 and 9 in the city of London or any part of those lands.

Correction of errors in deposited plans and book of reference.

19.—(1) If the deposited plans or the deposited book of reference are inaccurate in their description of any land, or in their statement or description of the ownership or occupation of any land, the Board after giving not less than ten days' notice to the owner, lessee and occupier of the land in question, may apply, as regards land in the county of London, to a metropolitan stipendiary magistrate or, as regards land in the county of Essex, to two justices having jurisdiction in that county for the correction thereof.

(2) If on any such application it appears to the magistrate or the justices, as the case may be, that the misstatement or wrong description arose from mistake, he or they shall certify the fact accordingly and shall in his or their certificate state in what respect any matter is misstated or wrongly described.

(3) The certificate shall be deposited in the office of the Clerk of the Parliaments, and a copy thereof in the Private Bill Office, House of Commons, and with every clerk of a local authority with whom a copy of the deposited plans (or so much thereof as includes the land to which the certificate relates) has been deposited in accordance with the Standing Orders of the Houses of Parliament, or who has the custody of any such copy so deposited; and thereupon the deposited plans and the deposited book of reference shall be deemed to be corrected according to the certificate, and it shall be lawful for the Board to take the land and execute the works in accordance with the certificate.

(4) A person with whom a copy of a certificate is deposited under this section shall keep it with the other documents to which it relates.

20.—(1) Where a copy of this section is endorsed on, or annexed to, a notice to treat served under the Lands Clauses Consolidation Act, 1845, as incorporated with this Act, the following provisions of this section shall apply to the land affected by the notice instead of section 92 (Parties not to be required to sell part of a house, &c.) of that Act.

Acquisition  
of part  
only of  
certain  
properties.

(2) Where the land the subject of the notice is part only of a house, building or factory, or part only of land consisting of a house together with any park or garden belonging thereto, then if the person on whom the notice is served, within twenty-one days after the day on which the notice is served on him, serves on the Board a counter-notice objecting to the sale of the part and stating that he is willing and able to sell the whole, the question whether he shall be required to sell the part shall, unless the Board agree to take the whole, be referred to the tribunal.

(3) If the said person does not serve a counter-notice as mentioned in the last foregoing subsection within twenty-one days after the day on which the notice to treat is served on him, or, if on such a reference to the tribunal, the tribunal determine that the part subject to the notice to treat can be taken without material detriment to the remainder or, in the case of part of land consisting of a house together with a park or garden belonging thereto, without material detriment to the remainder and without seriously affecting the amenity and convenience of the house, the said person shall be required to sell the part.

(4) If the Board agree to take the whole, or if the tribunal determine that the said part cannot be taken as aforesaid, the notice to treat shall be deemed to be a notice to treat for the

PART III  
—cont.

whole of the land which the said person has in his counter-notice stated that he is willing and able to sell, whether or not the whole of the land is land which the Board are authorised to acquire compulsorily under this Act.

(5) If the tribunal determine that the said part cannot be taken as aforesaid, the Board may within six weeks after the day on which the tribunal so determine, withdraw the notice to treat, and if they do so, shall pay to the said person compensation for any loss or expenses occasioned to him by the giving and withdrawal of the notice, to be determined in default of agreement by the tribunal.

(6) Where a person is under subsection (3) of this section required to sell part only of a house, building or factory, or of land consisting of a house together with any park or garden belonging thereto, the Board shall pay him compensation for any loss sustained by him due to the severance of that part in addition to the value of his interest therein.

Power to enter for survey or valuation.

21. Any person acting on behalf of the Board and duly authorised in that behalf may, on producing, if so required, some duly authenticated document showing his authority, at all reasonable times enter on any land that the Board are authorised by this Act to acquire compulsorily, or that may be affected by the construction of the works, for the purpose of surveying or valuing the land:

Provided that no land shall be entered under this section unless the Board not less than seven days before the date of the first entry and not less than twenty-four hours before any subsequent entry have given notice in writing to the owner and occupier of the land in manner provided by section 285 of the Public Health Act, 1936.

Disregard of recent improvements and interests.

22. In determining any question of disputed compensation or purchase money in respect of land or easements or rights in land acquired under this Act, the tribunal shall not take into account—

(a) any improvements or alteration made, building erected or work done after the fifth day of December, nineteen hundred and sixty-two; or

(b) any interest in the land created after the said date;

which in the opinion of the tribunal was not reasonably necessary and was made, erected, done or created with a view to obtaining or increasing the compensation or purchase money.

Extinction of private rights of way.

23.—(1) All private rights of way over any land that may be acquired compulsorily under this Act shall, as from the acquisition of the land, whether compulsorily or by agreement, be extinguished.

(2) Any person who suffers loss by the extinguishment of any right under this section shall be entitled to be paid by the Board compensation to be determined in case of dispute under and in accordance with the Lands Clauses Acts.

PART III  
—cont.

**24.**—(1) Notwithstanding anything in this Act the Board may acquire such easements or rights as they may require for the purpose of constructing, maintaining, renewing and using the works in, under or over—

Power to acquire easements only in certain cases.

(a) any railway, tramway, tramroad, river, canal, navigation, watercourse, aqueduct, drain, dyke or sewer; or

(b) any of the lands described in the First Schedule to this Act;

without being obliged or compellable to acquire any greater interest in, under or over the same respectively and may give notice to treat in respect of such easements or rights describing the nature thereof and (subject to the foregoing provisions of this section and to the other provisions of this Act) the provisions of the Lands Clauses Acts shall extend and apply in relation to the acquisition of such easements or rights as if they were lands within the meaning of those Acts.

(2) (a) If, in any case where the Board require an easement or right of using the subsoil of any of the lands described in the said schedule, they also require to take, use and pull down or open any cellar, vault, arch or other construction forming part of any such lands, they may enter upon, take and use such cellar, vault, arch or other construction for the purposes of the works and (subject to the provisions of this Act) the provisions of the Lands Clauses Acts shall extend and apply in relation to the purchase thereof as if such cellar, vault, arch or other construction were lands within the meaning of those Acts.

(b) Section 20 (Acquisition of part only of certain properties) of this Act shall apply in respect of the acquisition by the Board under this subsection of any cellar, vault, arch or other construction as if the same were a part of land to which that section applies.

**25.**—(1) In this section “the specified lands” means the lands referred to in the Second Schedule to this Act.

Easements only to be acquired under certain lands.

(2) The Board shall not acquire compulsorily, under the powers of this Act, any part of the specified lands but they may acquire, within the limits of lateral and vertical deviation prescribed by this Act in respect of Work No. 1, such easements or rights under the specified lands as they may require for the purpose of constructing, maintaining, renewing and using Work No. 1, and any necessary works and conveniences connected therewith, without being obliged or compellable to acquire any

PART III  
—cont.

greater interest in, under or over the specified lands and may give notice to treat in respect of such easements or rights describing the nature thereof and (subject to the foregoing provisions of this section and to the other provisions of this Act) the provisions of the Lands Clauses Acts shall extend and apply in relation to the acquisition of such easements or rights as if they were lands within the meaning of those Acts.

## Grant of easements by persons under disability.

26.—(1) Any person empowered by the Lands Clauses Acts to sell and convey or release lands may, if he thinks fit, subject to the provisions of those Acts, grant to the Board any easement or right required for the purposes of this Act in, under or over or affecting any such lands, not being an easement or right of water in which some person other than the grantor has an interest.

(2) The provisions of the said Acts with respect to lands and rentcharges so far as they are applicable shall extend and apply to any such grant and to any such easement or right as aforesaid.

## Power to expedite entry.

27. At any time after serving a notice to treat in respect of any land or in respect of any easement or right in, under or over land that may be acquired compulsorily under this Act, but not less than three months or, in the case of any such easement or right under any of the lands referred to in the Second Schedule to this Act, one month, after giving the owner and occupier of the land notice in writing of their intention to exercise the powers of this section, the Board may enter on and take possession of the land, or enter on the land in respect of which the easement or right is to be acquired (as the case may be), or such part thereof as is specified in the last-mentioned notice, without previous consent and without compliance with sections 84 to 90 of the Lands Clauses Consolidation Act, 1845:

Provided that the Board shall pay the like compensation for land of which possession is taken under this section, or for any easement or right acquired, and the like interest on the compensation awarded, as would have been payable if the provisions of those sections had been complied with.

## As to cellars under streets not referenced.

28. Nothing in this Act shall authorise the Board to enter upon, take or use (except by agreement) any cellar or vault in or under any street belonging to or connected with any building unless such cellar or vault or the building with which it is connected is described in the deposited book of reference.

## Period for compulsory purchase of lands and easements.

29.—(1) The powers of the Board for the compulsory purchase of the lands and easements which they are authorised to acquire by this Part of this Act for the purposes of Works Nos. 1 and 2 shall cease on the thirty-first day of December, nineteen hundred and sixty-seven.



(2) The powers of the Board for the compulsory purchase of the other lands and easements which they are authorised by this Act to acquire, shall cease on the thirty-first day of December, nineteen hundred and sixty-six.

PART III  
—cont.

#### PART IV

##### PROTECTIVE PROVISIONS

30. Nothing in this Act affects prejudicially any estate, right, power, privilege or exemption of the Crown, and in particular, and without prejudice to the generality of the foregoing, nothing in this Act authorises the Board to take, use or in any manner interfere with any land, hereditaments, subjects or rights of whatsoever description belonging to Her Majesty in right of Her Crown, and under the management of the Crown Estate Commissioners without the consent in writing of the said commissioners first had and obtained for that purpose. Crown rights.

31. The following provisions shall have effect in respect of Work No. 1:— For protection of Postmaster General.

- (1) The Board shall so construct their electric lines and works of all descriptions and shall so work that part of their undertaking which consists of such parts of Work No. 1 as are for the time being worked by electrical power in all respects as to prevent any interference, whether by induction or otherwise, with the telegraphic lines from time to time laid down or used by the Postmaster General or with telegraphic communication by means of such lines:

Provided that this paragraph shall not apply to any telegraphic line of the Postmaster General laid down or placed by him in or along Work No. 1 or in or along any underground railway of the Board immediately connected or communicating with Work No. 1:

- (2) If any telegraphic line of the Postmaster General situate within one mile of any portion of the works of the Board is injuriously affected and he is of opinion that such injurious affection is or may be due to the construction of the Board's works, or to the working of the same, the engineer-in-chief of the Post Office or any person appointed in writing by him may, at all times when electrical energy is being generated or used by or supplied to the Board, enter any of the Board's works for the purpose of inspecting the Board's plant and the working of the same, and the Board shall, in the presence of such

PART IV  
—cont.

engineer-in-chief or such appointed person as aforesaid, make any electrical tests required by the Postmaster General and shall produce for the inspection of the Postmaster General the records kept by the Board pursuant to any regulations made by the Minister which may for the time being be in force with respect to the said works:

- (3) If a telegraphic line of the Postmaster General situate within one mile of any portion of the works of the Board be injuriously affected and he is unable to ascertain whether such injurious affection is caused by the Board or by any other persons generating or using electrical currents for traction purposes the Postmaster General may give notice to the Board requiring them to make at such times as he may specify such experiments (by working their generating stations, running their carriages or cars, or otherwise working any part of their undertaking, or in case of continuous working by stopping the electricity generated for the purposes of their undertaking at such times as would not unduly interfere with the traffic) as he may deem necessary to enable him to discover which of the undertakings causes the disturbance and such experiments shall be carried out by the Board as and when required by the Postmaster General:
- (4) For the purposes of this section a telegraphic line of the Postmaster General shall be deemed to be injuriously affected by an act or work if telegraphic communication by means of such line is, whether through induction or otherwise, in any manner affected by such act or work or by any use made of such work:
- (5) In this section, the expression "electric line" has the same meaning as in the Electric Lighting Act, 1882, and the expression "telegraphic line" has the same meaning as in the Telegraph Act, 1878.

For further protection of Postmaster General.

**32.—**(1) Any electrical works or apparatus constructed, erected, laid or maintained in pursuance of section 16 of the Act of 1845 (as incorporated with this Act) shall be so constructed, erected or laid and so maintained, worked and used as to prevent interference with any telegraphic line belonging to or used by the Postmaster General or with telegraphic communication by means of any such line.

(2) The exercise by the Board of the powers conferred by section 13 (Temporary stoppage of street) of this Act in relation

to the street known as Cloak Lane in the city of London shall not prejudice or affect the right of the Postmaster General—

PART IV  
—cont.

- (a) to maintain, inspect, repair, renew or remove any telegraphic line belonging to or used by him under, in, upon, over, along or across that street; or
- (b) for the purpose of such maintenance, inspection, repair, renewal or removal to enter upon or break open that street.

(3) In this section “telegraphic line” has the same meaning as in the Telegraph Act, 1878.

33. Before breaking up or otherwise interfering with any road in connection with the construction of any works under the powers of this Act within the city of London or within the area of the Metropolitan Police District the Board shall (except in case of emergency) give fourteen days’ notice in writing to the Commissioner of Police of the City of London or to the Commissioner of Police of the Metropolis, as the case may be, and make such arrangements with the Commissioner of Police as may be reasonably necessary so as to cause as little interference with the traffic in such road during the construction of such works as may be reasonably practicable.

As to works within city of London and Metropolitan Police District.

34. For the protection of the county council of Essex (in this section referred to as “the council”) and of the mayor, aldermen and burgesses of the borough of Walthamstow (in this section referred to as “the corporation”) the following provisions shall, unless otherwise agreed in writing between the Board and the council or the corporation (as the case may be), apply and have effect with reference to the exercise of the powers of this Act relating to the works to which this section applies:—

For protection of Essex County Council and Walthamstow Corporation.

- (1) (a) In this section “highway” means a highway vested in or repairable or maintained by the corporation;
- (b) The works to which this section applies are Work No. 1 and the works and conveniences connected therewith authorised by this Act:
- (2) Wherever in this section provision is made with respect to the consent of the council or the corporation such consent shall be in writing and may be given under the hand of the clerk of the council or town clerk (as the case may be) subject to such reasonable terms and conditions as the council or the corporation may require but shall not be unreasonably withheld:
- (3) Before commencing to construct any part of the works to which this section applies which will involve interference with a highway, the Board shall consult the corporation as to the time when such part shall be

PART IV  
—cont.

commenced, and as to the extent of the surface of the highway which it may be reasonably necessary for the Board to occupy in the construction of such part, and as to the conditions under which such part shall be constructed so as to reduce so far as possible inconvenience to the public and to ensure the safety of the public, and such part shall not be constructed and the surface of the highway shall not be occupied by the Board except at the time, to the extent and in accordance with conditions agreed between the Board and the corporation or in default of agreement settled by arbitration:

- (4) In the construction of any part of the works to which this section applies under a highway, no part thereof shall (except with the consent of the corporation) be so constructed as to interfere with the provision of proper means of drainage of the surface of any highway nor except with such consent as aforesaid be nearer than two feet six inches to the surface of any highway:
- (5) At least fourteen days before commencing any vertical borings from the surface of any part of any highway the Board shall serve notice in writing on the corporation of their intention to commence the same, and such notice shall describe the place or places at which such borings are intended to be made, and if within fourteen days after the receipt of such notice any objection is made by the corporation the matter shall (unless otherwise agreed) be settled by arbitration before the boring is commenced, but if no such objection is made the said borings may be proceeded with:
- (6) The works to which this section applies so far as they involve any serious interference with the movement of traffic in any highway shall after the commencement thereof be carried on so far as reasonably practicable continuously day and night and the Board shall take all such steps as may be reasonably necessary to reduce so far as possible the period of such interference:
- (7) The Board shall secure that so much of the works to which this section applies as is constructed under or so as to affect any highway shall be designed, constructed and maintained so as to carry the appropriate normal loading recommended by the Minister for highway bridges and the Board shall indemnify the corporation against, and make good to the corporation, all expenses which the corporation may reasonably incur or be put to in the maintenance or repair of any highway or any

tunnels, sewers, drains or apparatus therein by reason of any non-compliance by the Board with the provisions of this paragraph:

PART IV  
—cont.

- (8) It shall be lawful for the engineer or surveyor or other officer of the council or the corporation duly appointed for the purpose at all reasonable times to enter upon and inspect any part of the works to which this section applies in, under or affecting any highway or which may affect any property of the council or the corporation during the execution thereof, and the Board shall give to such engineer or surveyor or officer all reasonable facilities for such inspection and if he shall be of opinion that the construction of such works is attended with danger to any highway or to any sanitary convenience, refuge, sewer, drain, lamp column, traffic sign and apparatus connected therewith or work belonging to or under the jurisdiction or control of the council or the corporation the Board shall adopt such measures and precautions as may be reasonably necessary for the purpose of preventing any damage or injury thereto:
- (9) The Board shall not alter, disturb or in any way interfere with any sanitary convenience, refuge, sewer, drain, lamp column, traffic sign or apparatus connected therewith, or other property or work of the council or the corporation, or under the control of or repairable by either of them, or the access thereto, without the consent of the council or the corporation (as the case may be) and any alteration, diversion, replacement or reconstruction of any such sanitary convenience, refuge, sewer, drain, lamp column, traffic sign or apparatus connected therewith or other property or work which may be necessary shall be made by the council or the corporation or the Board, as the council or the corporation (as the case may be) shall think fit, and any costs and expenses reasonably incurred by the council or the corporation in so doing shall be repaid to the council or the corporation (as the case may be) by the Board:
- (10) The Board shall not remove any soil or material from any highway except such as must be excavated in the carrying out of the works to which this section applies:
- (11) If any extra expense be incurred by the corporation for the repair of any highway by reason of the diversion thereto of traffic from a road of a higher classification in consequence of the making or construction of the works to which this section applies the Board shall repay the amount of such expenses to the corporation:

PART IV  
—cont.

- (12) The Board shall not, except with the consent of the corporation, deposit any soil, subsoil or materials or stand any vehicle or plant on any highway so as to obstruct the use of such highway by any person or, except with the like consent, deposit any soil, subsoil or materials on any such highway except within a hoarding:
- (13) All reasonable costs, charges and expenses incurred by the corporation in removing any soil deposited on any highway in contravention of this section shall be a debt due to the corporation and shall on demand be paid by the Board to the corporation:
- (14) Where any part of any highway shall have been temporarily broken up or disturbed by the Board the Board shall make good the subsoil foundations and surface of such part of the highway to the reasonable satisfaction of the corporation:
- Provided that the reinstatement of such part of the highway shall in the first instance be of a temporary nature only and the permanent reinstatement thereof shall be carried out by the corporation and the reasonable cost incurred by the corporation in so doing shall be repaid by the Board to the corporation:
- (15) It shall not be lawful for the Board to place any hoardings on any part of any highway except for such period as may be necessary and then only in such manner as shall be reasonably necessary and no such hoarding shall be erected except under the provisions of the Metropolis Management Act, 1855, as if those provisions were applicable thereto and for the purposes of this paragraph those provisions shall apply outside the administrative county of London as they apply within that administrative county:
- (16) In the construction of the works to which this section applies the Board shall not without the consent of the corporation permit vehicles used for the purpose of or in connection with such construction to stand upon Hoe Street in the borough of Walthamstow whilst waiting to be loaded or unloaded:
- (17) The Board shall make compensation to the council or corporation (as the case may be) for any subsidence of, or damage to, any highway or any sanitary convenience, refuge, sewer, drain, lamp column, traffic sign and apparatus connected therewith, or other property or work of the council or the corporation, or under their control or repairable by them, which may be caused by, or in consequence of, any act or default of the Board,

their contractors, servants or agents and whether such damage or subsidence shall happen during the construction of the works to which this section applies or at any time thereafter:

PART IV  
—cont.

- (18) Within three months after the completion of any of the works to which this section applies or such longer period as the corporation may agree the Board shall remove or to the reasonable satisfaction of the corporation demolish or otherwise dispose of all temporary buildings and structures erected for the purposes of, or in connection with the construction of that work and shall remove all surplus materials, plant, machinery and appliances provided or approved in connection therewith and shall so far as is reasonably practicable to the like satisfaction restore and make good the surface of the ground on which any temporary buildings and structures or any surplus materials, plant, machinery and appliances as aforesaid have been placed or which may have been occupied for the purpose of or in connection with that work:
- (19) As soon as reasonably practicable after the completion of any part of the works to which this section applies, the Board shall furnish the council and the corporation with a plan and section showing the position and level of such part of the works as constructed:
- (20) Any difference arising between the Board and the council or the corporation under this section shall be settled by arbitration.

35. The Board shall carefully preserve and remove all objects of geological or antiquarian interest discovered by them in the execution of the works in the borough of Walthamstow and subject to the rights of the Crown and except so far as the same may be proved to be the property of any other person any such objects shall be deposited in the Vestry Road Museum, Walthamstow as the property of the council of the said borough.

Objects of  
interest in  
Walthamstow.

36. For the protection of the council the following provisions shall, unless otherwise agreed in writing between the Board and the council, apply and have effect:—

For protection  
of London  
County  
Council

- (1) The Board shall not without the consent of the council construct under any highway in the administrative county of London (in this section referred to as "the county") any part of the works which will be within twenty-five feet of the surface of such highway except

PART IV  
—cont.

in accordance with plans and sections submitted to and approved by the council, but such approval shall not be unreasonably withheld:

- (2) Upon the submission of any plans and sections in pursuance of paragraph (1) of this section, and before approving the same, the council shall with all reasonable dispatch consult with the council of the city or metropolitan borough in which the works are or will be situate, and for this purpose the council shall afford to such city or metropolitan borough council reasonable facilities for inspecting the plans and sections relating to such works:
- (3) In the event of the council omitting to express their disapproval of any plans or sections within twenty-eight days after the same shall have been submitted to them in pursuance of paragraph (1) of this section they shall be deemed to have approved the same:
- (4) As soon as reasonably practicable after the completion of any part of the works under any highway in the county the Board shall at their expense furnish the council with a map or plan of such works as constructed:
- (5) The Board shall not without the consent of the council, which shall not be unreasonably withheld, make any communication between the works and the interior of any building, other than a building wholly used by the Board for transport purposes:
- (6) Any difference arising between the Board and the council under this section (other than a difference as to the construction of this section) shall be settled by arbitration.

For protection  
of sewers of  
London  
County  
Council.

37. For the protection of the sewers of the council the following provisions shall, unless otherwise agreed in writing between the Board and the council, apply and have effect:—

- (1) The Board shall not commence any part of Works Nos. 2, 3 and 4 which will or may pass over, under or by the side of, or so as to interfere with, any sewer of the council (in this section referred to as "the said works") until they shall have given to the council twenty-eight days' previous notice in writing of their intention to commence the same by leaving such notice at the principal office of the council with plans as described in paragraph (8) of this section (in this section referred to as "the said plans") and until the council shall have signified their approval of the same (unless the council do not signify their approval, disapproval or other directions within twenty-eight days after service of the said plans):



- (2) The Board shall comply with and conform to all reasonable orders, directions and regulations of the council in the execution of the said works and shall provide new, altered or substituted works in such manner as the council shall reasonably require for the proper protection of and for preventing injury or impediment to such sewer by reason of the said works and shall save harmless the council against all expenses to be occasioned thereby:
- (3) All such new, altered or substituted works shall, where so required by the council be done by or under the direction, superintendence and control of the engineer or other officer of the council at the costs, charges and expenses in all respects of the Board and all costs, charges and expenses to which the council may be put by reason of such works whether in the execution of works, the preparation or examination of plans or designs, superintendence or otherwise shall be paid to the council by the Board on demand:
- (4) When any such new, altered or substituted works or any works of defence connected therewith shall be completed by or at the costs, charges and expenses of the Board under the provisions of this section the same shall thereafter be as fully and completely under the direction, jurisdiction and control of the council as any sewers or works now or hereafter may be:
- (5) Nothing in this Act shall extend to prejudice, diminish, alter or take away any of the rights, powers or authorities vested or to be vested in the council in relation to sewers but all such rights, powers and authorities shall be as valid and effectual as if this Act had not been passed:
- (6) The council may require the Board in constructing the said works to make any reasonable deviation within the limits of deviation of the said works from the line or levels shown upon the said plans for the purpose of avoiding injury or risk of injury to the sewers of the council and the Board shall in constructing the said works deviate accordingly:
- (7) It shall not be lawful for the Board in the exercise of the powers of section 15 (Power to make trial holes) of this Act to make any trial hole so as to interfere with any sewer of the council:
- (8) The plans to be submitted to the council for the purposes of this section shall be detailed plans, drawings, sections and specifications which shall describe the exact position and manner in which and the level at which the said works are proposed to be constructed and shall accurately describe the position of all sewers of the council within

PART IV  
—cont.

the limits of deviation of the said works (for which purpose the council shall allow the Board access to plans in their possession and to any of their sewers in order to enable the Board to obtain reliable information) and shall comprise detailed drawings of every alteration which the Board may propose to make in any such sewer:

- (9) The council may require such modifications to be made in the said plans as may be reasonably necessary to secure the London main drainage system against interference or risk of damage and to provide and secure a proper and convenient means of access to the said sewers:
- (10) The Board shall be liable to make good all injury or damage caused by or resulting from the construction of the said works to any sewers, drains or works vested in the council and the council shall from time to time have power to recover the amount thereof from the Board in any court of competent jurisdiction:
- (11) The approval by the council of any plans or the superintendence by them of any work under the provisions of this section shall not exonerate the Board from any liability or affect any claim for damages under this section or otherwise.

For further protection of sewers of London County Council.

38. For the further protection of the Goswell Street (South Branch), Goswell Street (Reversion) and the Low Level No. 1 (Main Line) sewers of the council the following provisions shall, unless otherwise agreed in writing between the Board and the council, apply and have effect:—

If the Board in the construction of Works Nos. 3 and 4 alter, damage or in any way interfere with the existing sewers of the council known as the Goswell Street (South Branch), Goswell Street (Reversion) and the Low Level No. 1 (Main Line) sewers the Board shall—

(a) from time to time pay to the council any additional cost to which the council may be put in the maintenance, management or renewal of any new, altered or substituted sewer which may be necessary in consequence of the construction of Works Nos. 3 and 4; and

(b) give to the council full, free and uninterrupted access at all times to any such new, altered or

substituted sewer and every reasonable facility for the inspection, maintenance, alteration and repair thereof.

PART IV  
—cont.

39. It shall be lawful for the engineer or other officer of the council duly appointed for the purpose by the said engineer from time to time to enter upon and inspect any works of the Board constructed under the powers of this Act under or in the neighbourhood of any street or road or part of a street or road in or under which there are or may be any sewers or works of the council and any works which under the provisions of this Act are required to be constructed in accordance with plans, drawings, sections and specifications approved by the council.

Inspection of  
works by  
London  
County  
Council.

40. For the protection of the mayor and commonalty and citizens of the city of London (in this section referred to as "the corporation") the following provisions shall, unless otherwise agreed in writing between the Board and the corporation, apply and have effect:—

For protection  
of Corporation  
of London.

(1) In this section—

"construction" includes renewal and works of maintenance or repair involving disturbance of the soil or subsoil;

"highway" means a highway vested in the corporation;

"plans and particulars" means plans and particulars as described in paragraph (3) of this section;

"sewer" means a sewer vested in or under the jurisdiction or control of the corporation;

"the specified works" means so much of Works Nos. 3 and 4 and any works carried out, or to be carried out, for the purposes of, or in connection with, those works as is in or under a highway or may affect a highway or sewer:

(2) Notwithstanding anything in this Act, or shown on the deposited plans, or contained in the deposited book of reference, the Board shall not, under the powers of this Act, acquire any sewer:

(3) (a) Before commencing the construction of any part of the specified works the Board shall submit to the

PART IV  
—cont.

corporation for their reasonable approval plans and particulars relating thereto, including particulars as to the time when the construction thereof shall be commenced and the duration of the construction and as to the extent of the surface of any highway which the Board may occupy at any one time in the construction of such part of the specified works and the extent to which such part of the specified works may affect any sewer;

(b) The plans and particulars to be submitted to the corporation for the purposes of this section shall be plans, drawings, sections and particulars which shall describe the position and manner in which, and the level at which, the works to which they relate are proposed to be constructed and shall accurately describe the position of all sewers within the limits of deviation of the said works (for which purpose the corporation shall allow the Board access to plans in their possession and to any of their sewers to enable the Board to obtain information with respect thereto) and shall comprise detailed drawings of any alteration which the Board may propose to make in any sewer:

(4) No part of the specified works shall be constructed otherwise than in accordance with such plans and particulars as may be approved by the corporation under paragraph (3) of this section (or, if such approval be refused, as may be settled by arbitration) and in accordance with such reasonable conditions as may be imposed by the corporation:

Provided that if within twenty-eight days after the submission to them of plans and particulars under paragraph (3) of this section the corporation do not signify to the Board their approval thereof, with or without conditions, or their disapproval thereof they shall be deemed to have approved them unconditionally:

(5) The corporation may require such modifications to be made in the said plans and particulars as may be reasonably necessary to secure their drainage system against interference or risk of damage and to provide and secure proper and convenient means of access to the sewers:

(6) In the execution of the specified works the Board shall comply with and conform to all orders, directions and

regulations which the corporation may reasonably make and shall provide new, altered or substituted works in such manner as the corporation shall reasonably require for the proper protection of, and for preventing injury to, obstruction of, or obstruction of the access to, any sewer and shall indemnify the corporation against all expenses to be occasioned thereby:

- (7) All such new, altered or substituted works shall where so required by the corporation be done by or under the direction, superintendence and control of the engineer of the city of London, or other officer of the corporation, at the cost in all respects of the Board and all costs, charges and expenses to which the corporation may be put by reason of such works, whether in the execution of works, the preparation or examination of plans or designs, superintendence or otherwise shall be paid to the corporation by the Board on demand:
- (8) When any such new, altered or substituted works or any works for the protection of any sewer connected therewith shall be completed under provisions of this section the same shall thereafter be as fully and completely under the direction, jurisdiction and control of the corporation as their existing sewers:
- (9) Nothing in this Act shall extend to prejudice, diminish, alter or take away any of the rights, powers or authorities vested, or to be vested, in the corporation in relation to sewers but all such rights, powers and authorities shall be as valid and effectual as if this Act had not been passed:
- (10) The corporation may require the Board in constructing the specified works to make any reasonable deviations within the limits of deviation of such works from the line or levels proposed by the Board for the purpose of avoiding injury or risk of injury to the sewers of the corporation and the Board shall in constructing such works deviate accordingly:
- (11) Any highway occupied, opened, broken up or interfered with by the Board under the powers of this Act shall be reinstated by the Board in a manner reasonably approved by the corporation and to their reasonable satisfaction:
- (12) The Board shall, if reasonably so required by the corporation, provide and maintain to the reasonable

PART IV  
—cont.

satisfaction of the corporation, during such time as the Board may occupy any part of a highway for the purpose of the construction of any part of the specified works, temporary bridges and temporary ramps for vehicular traffic or pedestrian traffic, or both, over any part of the specified works or in such other position as may be necessary to prevent interference with the flow of traffic in any highway:

- (13) The corporation may carry out the removal and subsequent replacement in the same or a different place of traffic islands, police boxes and any other works and property in, on or under any highway rendered necessary by the construction of the specified works and the Board shall pay to the corporation the costs reasonably incurred by the corporation in so doing:
- (14) The Board shall not, without the consent of the corporation, alter, disturb or in any way interfere with any refuge, drain, lamp column, traffic sign or apparatus connected therewith, or other property or work of the corporation or under their control or repairable by them or the access thereto, under the powers of this Act, and any alteration, diversion, replacement or reconstruction of any such refuge, drain, lamp column, traffic sign or apparatus connected therewith, or other property or work which may be necessary shall be made by the corporation or the Board as the corporation shall think fit, and any costs and expenses reasonably incurred by the corporation in so doing shall be repaid to the corporation by the Board:
- (15) (a) The Board shall secure that so much of the specified works as is constructed under a highway shall be designed, constructed and maintained so as to carry normal loading and the Board shall pay to the corporation all costs that the corporation may reasonably incur in the maintenance or repair of any highway by reason of any non-compliance by the Board with the provisions of this paragraph;
- (b) In this paragraph "normal loading" means type HA normal unit loading as specified in British Standard 153, Part 3A, 1954, published by the British Standards Institution on the thirty-first day of December, nineteen hundred and fifty-four, or in any other standard which may be published by the said institution in substitution therefor before the commencement of the works of the Board referred to in this paragraph:

- (16) The Board shall at all reasonable times during the construction of the specified works afford to the engineer of the city of London or his duly authorised representatives access to any part of those works for the purposes of inspection:
- (17) It shall not be lawful for the Board in the exercise of the powers of section 15 (Power to make trial holes) of this Act to make any trial holes so as to interfere with any sewer of the corporation:
- (18) (a) The Board shall carefully preserve and remove all objects of geological or antiquarian interest discovered by them in the execution of the works within the city of London and, subject to the rights of the Crown and except so far as the same may be proved to be the property of any other person, any such objects discovered shall be deposited in the Guildhall Museum as the property of the corporation;
- (b) The Board shall afford to any officer of the corporation all facilities to inspect any objects discovered by them in the execution of the works within the city of London:
- 19) The Board shall be responsible for and make good to the corporation all costs, charges, damages and expenses not otherwise provided for in this section which may be occasioned to, or reasonably incurred by, the corporation (a) in respect of damage to property of the corporation by reason of the construction of the specified works, or the failure thereof, or (b) by reason of any act or omission of the Board or of any persons in their employ or of their contractors, agents or others whilst engaged upon the construction of the specified works, and the Board shall effectively indemnify and hold harmless the corporation from and against all claims and demands arising out of, or in connection with, the construction of the specified works, or any such act or omission as aforesaid, and the fact that any work or thing may have been done by the corporation on behalf of the Board, or in accordance with plans and particulars approved by the corporation, or in accordance with any requirement of, or condition, order, direction or regulation made by, the corporation, or under the superintendence of the engineer of the city of London or other officer of the corporation, shall not (if it was done without negligence on the part of the corporation

PART IV  
—cont.

or of any person in their employ or of their contractors or agents) excuse the Board from any liability under this section:

Provided that the corporation shall give to the Board reasonable notice of any claim or demand as aforesaid and no settlement or compromise thereof shall be made without the prior consent of the Board:

- (20) Any difference arising between the Board and the corporation under this section (other than a difference as to the construction of this section) shall be settled by arbitration.

For protection  
of British  
Railways  
Board.

**41.** For the protection of the British Railways Board (in this section referred to as “the railways board”) the following provisions shall, unless otherwise agreed in writing between the Board and the railways board, apply and have effect:—

- (1) In this section—

“railway property” means any railway of the railways board and any works connected therewith for the maintenance or operation of which the railways board are responsible and includes any lands held or used by the railways board for the purposes of such railway or works;

“the works” means so much of the works authorised by this Act as may be situated upon, across, under or over or may in any way affect railway property and includes the construction of such works;

“construction” includes reconstruction and for the purposes of paragraphs (7), (11) and (13) of this section includes maintenance and repair of the works;

“the engineer” means an engineer to be appointed by the railways board;

“plans” includes sections, drawings and particulars:

- (2) The Board shall not under the powers of this Act acquire compulsorily any property of the railways board but they may in accordance with the provisions of section 24 (Power to acquire easements only in certain cases) of this Act acquire such easements and rights as they may reasonably require for the purposes of the works in any such property delineated on the deposited plans other than in so much of the lands numbered on the deposited plans 14 in the city of London as is situate to the south



of the wall of the tunnel of the Board and a strip of land ten feet wide immediately adjoining the existing retaining wall of the railways board along the eastern and south-eastern boundaries of the land numbered on the deposited plans 1 in the metropolitan borough of Islington, being the strip of land shown hatched red on the plan signed in duplicate by Cedric Ethelwulf Dunton on behalf of the Board and by Alexander Key Terris on behalf of the railways board, one copy of which has been deposited with the Board and one with the railways board:

- (3) The Board shall, before commencing the works, furnish to the railways board proper and sufficient plans thereof for the reasonable approval of the engineer and shall not commence the works until plans thereof have been approved in writing by the engineer or settled by arbitration:

Provided that if within twenty-eight days after such plans have been furnished to the railways board the engineer shall not have intimated his disapproval thereof and the grounds of his disapproval he shall be deemed to have approved the same:

- (4) If within twenty-eight days after such plans have been furnished to the railways board the railways board shall give notice to the Board that the railways board desire themselves to construct any part of the works which in the opinion of the engineer will or may affect the stability of railway property and the safe operation of the railways board's railway, then if the Board desire such part of the works to be constructed the railways board shall construct it with all reasonable dispatch on behalf of and to the reasonable satisfaction of the Board in accordance with the plans approved or deemed to be approved or settled as aforesaid (hereafter in this section referred to as "the approved plans"):

- (5) Upon signifying his approval or disapproval of the plans the engineer may specify any protective works whether temporary or permanent which in his opinion should be carried out before the commencement of the works to ensure the safety or stability of railway property and such protective works as may be reasonably necessary for those purposes shall be constructed by the railways board with all reasonable dispatch and the Board shall not commence the construction of the works until the engineer shall have notified the Board that the protective works have been completed:

PART IV  
—cont.

- (6) The Board shall give to the engineer twenty-eight days' notice of their intention to commence the construction of any of the works and also, except in emergency (when they shall give such notice as may be reasonably practicable), of their intention to carry out any works for the repair or maintenance of the works in so far as such works of repair or maintenance affect or interfere with railway property:
- (7) The works shall when commenced be carried out with all reasonable dispatch in accordance with the approved plans and under the supervision (if given) and to the reasonable satisfaction of the engineer, and in such manner as to cause as little damage to railway property as may be and as little interference as may be with the conduct of traffic on the railways of the railways board and the use by passengers of railway property, and if any damage to railway property or any such interference shall be caused by the carrying out of the works the Board shall, notwithstanding any such approval as aforesaid, make good such damage and shall on demand pay to the railways board all reasonable expenses to which they may be put and compensation for any loss which they may sustain by reason of any such damage or interference:
- Provided that nothing in this paragraph shall impose any liability on the Board with respect to any damage, costs, expenses or loss which is attributable to the act, neglect or default of the railways board or their servants, contractors or agents:
- (8) The Board shall at all times afford reasonable facilities to the engineer for access to the works during their construction and shall supply him with all such information as he may reasonably require with regard to the works or the method of construction thereof:
- (9) The railways board shall at all times afford reasonable facilities to the Board and their agents for access to any works carried out by the railways board under this section during their construction and shall supply the Board with such information as they may reasonably require with regard to such works or the method of construction thereof:
- (10) If any alterations or additions, either permanent or temporary, to railway property shall be reasonably necessary during the construction of the works or during a period of twelve months after the completion thereof

in consequence of the construction of the works, such alterations and additions may be effected by the railways board after notice has been given to the Board and the Board shall pay to the railways board on demand the cost thereof as certified by the engineer including, in respect of permanent alterations and additions, a capitalised sum representing the increased or additional cost of maintaining, working and, when necessary, renewing any such alterations or additions:

Provided that if the cost of maintaining, working or renewing railway property is reduced in consequence of any such alterations or additions, a capitalised sum representing such saving may be set off against any sum payable by the Board to the railways board under this section:

- (11) The Board shall repay to the railways board all costs, charges and expenses reasonably incurred by the railways board—

(a) in constructing any part of the works on behalf of the Board as provided by paragraph (4) of this section or in constructing any protective works under the provisions of paragraph (5) of this section including, in respect of any permanent protective works, a capitalised sum representing the cost to the railways board of maintaining and renewing such works;

(b) in respect of the employment of any inspectors, signalmen, watchmen and other persons whom it shall be reasonably necessary to appoint for inspecting, watching, lighting and signalling railway property and for preventing, as far as may be reasonably practicable, interference, obstruction, danger or accident arising from the construction or failure of the works;

(c) in respect of any special traffic working resulting from any speed restrictions which may, in the opinion of the engineer, require to be imposed and which may be due to the construction or failure of the works or from the substitution or diversion of services which may be necessary for the same reason;

(d) in respect of any additional temporary lighting of railway property in the vicinity of the works, being lighting made reasonably necessary during and by reason of the construction or failure of the works;

(e) in respect of the supervision by the engineer of the works:

PART IV  
—cont.

(12) Any additional expense which the railways board shall reasonably incur after giving twenty-eight days' notice to the Board in altering, reconstructing or maintaining railway property in pursuance of any powers existing at the passing of this Act by reason of the existence of the works shall be repaid by the Board to the railways board:

(13) The Board shall be responsible for and make good to the railways board all costs, charges, damages and expenses not otherwise provided for in this section which may be occasioned to or reasonably incurred by the railways board—

(a) by reason of the works or the failure thereof; or

(b) by reason of any act or omission of the Board or of any persons in their employ or of their contractors or others whilst engaged upon the construction of the works;

and the Board shall effectively indemnify and hold harmless the railways board from and against all claims and demands arising out of or in connection with the construction of the works or any such failure, act or omission as aforesaid and the fact that any act or thing may have been done by the railways board on behalf of the Board, or in accordance with plans approved by the engineer, or in accordance with any requirement of the engineer or under his supervision shall not (if it was done without negligence on the part of the railways board or of any person in their employ or of their contractors or agents whilst engaged upon the construction of the works) excuse the Board from any liability under the provisions of this section:

Provided that the railways board shall give to the Board reasonable notice of any claim or demand as aforesaid and no settlement or compromise thereof shall be made without the prior consent of the Board:

(14) The Board shall not exercise the powers conferred by section 15 (Power to make trial holes) of this Act on any railway property without first obtaining the consent of the railways board but such consent shall not be unreasonably withheld and the railways board may attach thereto such reasonable terms and conditions as they think fit:

(15) Any difference arising between the Board and the railways board under this section (other than a difference as to the meaning or construction of this section) shall be settled by arbitration.

42. For the protection of the several undertakers referred to in this section, the following provisions shall, unless otherwise agreed in writing between the Board and the undertakers concerned, apply and have effect:—

PART IV  
—cont.  
For  
protection of  
gas, water and  
electricity  
undertakers.

(1) In this section—

“the undertakers” means any authority, board, company, society or other person authorised by any enactment to carry on an undertaking for the supply of gas, water or electricity within any area within which the Board are by this Act authorised to acquire lands or execute works;

“apparatus” means—

(a) in the case of electricity undertakers, electric lines or works (as respectively defined in the Electricity (Supply) Acts, 1882 to 1936) belonging to or lawfully laid or erected by such undertakers; or

(b) in the case of gas or water undertakers, any apparatus belonging to such undertakers or for the maintenance of which they are responsible;

(not being in either case apparatus in respect of which the relations between the Board and the undertakers are regulated by the provisions of Part II of the Public Utilities Street Works Act, 1950), and includes any structure for the lodging therein of apparatus;

“adequate alternative apparatus” means alternative apparatus adequate to enable the undertakers to fulfil their statutory functions in a manner not less efficient than previously;

“in” in a context referring to apparatus or alternative apparatus in land includes a reference to apparatus or alternative apparatus under, over or upon land:

(2) Notwithstanding anything in this Act or shown on the deposited plans, the Board shall not acquire any apparatus under the powers of this Act otherwise than by agreement:

(3) If the Board in the exercise of the powers of this Act acquire any interest in any lands in which any apparatus is placed, that apparatus shall not be removed under this section and any right of the undertakers to maintain, repair, renew or inspect that apparatus in those lands shall not be extinguished until adequate alternative apparatus shall have been constructed and be in operation to the reasonable satisfaction of the undertakers:

PART IV  
—cont.

- (4) If the Board, for the purpose of executing any works in, on or under any lands acquired, held, appropriated or used under this Act, require the removal of any apparatus placed in those lands, and shall give to the undertakers written notice of such requirement, together with a plan and section of the work proposed, and of the proposed position of the alternative apparatus to be provided or constructed so as to provide adequate alternative apparatus in lieu of the apparatus to be removed, or if in consequence of the exercise of any of the powers of this Act the undertakers shall reasonably require to remove any apparatus, the Board shall afford to the undertakers the necessary facilities and rights for the construction of such alternative apparatus in other lands of the Board and thereafter for the maintenance, repair, renewal and inspection of such apparatus:

Provided that if the alternative apparatus or any part thereof is to be constructed elsewhere than in other lands of the Board, and the Board are unable to afford such facilities and rights as aforesaid in the lands in which the alternative apparatus or such part thereof is to be constructed, the undertakers shall, on receipt of a written notice to that effect from the Board, forthwith use their best endeavours to obtain the necessary facilities and rights in such last-mentioned lands:

- (5) (a) Any alternative apparatus to be constructed in lands of the Board in pursuance of this section shall be constructed in such manner and in such line or situation as may be agreed between the undertakers and the Board or in default of agreement settled by arbitration;
- (b) The undertakers shall, after the alternative apparatus to be provided or constructed shall have been agreed or settled by arbitration as aforesaid and after the grant to the undertakers of any such facilities and rights as are referred to in the immediately preceding paragraph, proceed with all reasonable dispatch to construct and bring into operation the alternative apparatus and thereafter to remove any apparatus required by the Board to be removed under the provisions of this section:
- (6) Notwithstanding anything in the immediately preceding paragraph, if the Board give notice in writing to the undertakers that they desire themselves to execute any part of so much of the work necessary in connection with the construction of the alternative apparatus, or the removal of the apparatus required to be removed, as will be situate in any lands of the Board, such work in lieu

of being executed by the undertakers shall be executed by the Board with all reasonable dispatch under the superintendence (if given) and to the reasonable satisfaction of the undertakers:

PART IV  
—cont.

Provided that nothing in this paragraph shall authorise the Board to execute the actual placing, installation, bedding, packing, removal, connection or disconnection of any apparatus or any filling around the apparatus extending (where the apparatus is laid in a trench) to not less than twelve inches above the apparatus:

- (7) Where in accordance with the provisions of this section the Board afford to the undertakers facilities and rights for the construction, maintenance, repair, renewal and inspection in lands of the Board of alternative apparatus in substitution for apparatus to be removed as aforesaid, those facilities and rights shall be granted upon such terms and conditions as may be agreed between the Board and the undertakers or in default of agreement determined by arbitration:

Provided that in determining such terms and conditions as aforesaid in respect of alternative apparatus to be constructed across or along any railway of the Board the arbitrator shall—

(a) give effect to all reasonable requirements of the Board for ensuring the safety and efficient operation of the railway and for securing any subsequent alterations or adaptations of the alternative apparatus which may be required to prevent interference with any proposed works of the Board or the traffic on the railway; and

(b) so far as it may be reasonable and practicable to do so in the circumstances of the particular case, give effect to the terms and conditions applicable to the apparatus (if any) constructed across or along the railway for which the alternative apparatus is to be substituted:

Provided also that, if the facilities and rights to be afforded by the Board in respect of any alternative apparatus and the terms and conditions subject to which the same are to be granted are in the opinion of the arbitrator less favourable on the whole to the undertakers than the facilities and rights enjoyed by them in respect of the apparatus to be removed and the terms and conditions to which those facilities and rights are subject, the arbitrator shall make such provision for the

PART IV  
—cont.

payment of compensation by the Board to the undertakers in respect thereof as shall appear to him to be reasonable having regard to all the circumstances of the particular case:

- (8) (a) Not less than twenty-eight days before commencing to execute any such works as are referred to in paragraph (4) of this section and are near to or will or may affect any apparatus the removal of which has not been required by the Board under the said paragraph (4), the Board shall submit to the undertakers a plan, section and description of the works to be executed;
- (b) Such works shall be executed only in accordance with the plan, section and description submitted as aforesaid and in accordance with such reasonable requirements as may be made by the undertakers for the alteration or otherwise for the protection of the apparatus, or for securing access thereto, and the undertakers shall be entitled by their officer to watch and inspect the execution of such works:

Provided that, if the undertakers within fourteen days after the submission to them of any such plan, section and description shall, in consequence of the works proposed by the Board, reasonably require the removal of any apparatus and give written notice to the Board of such requirement, the foregoing provisions of this section shall apply and have effect as if the removal of such apparatus had been required by the Board under paragraph (4) thereof:

Provided also that nothing in this sub-paragraph shall preclude the Board from submitting at any time or from time to time, but in no case less than twenty-eight days before commencing the execution of any such works, a new plan, section and description thereof in lieu of the plan, section and description previously submitted, and thereupon the provisions of this paragraph shall apply to and in respect of such new plan, section and description;

- (c) The Board shall not be required to comply with sub-paragraph (a) of this paragraph in a case of emergency but in such a case they shall give to the undertakers notice as soon as reasonably practicable and a plan, section and description of the works as soon as reasonably practicable thereafter and shall comply with sub-paragraph (b) of this paragraph so far as reasonably practicable in the circumstances:
- (9) Where, in consequence of this Act, any part of any street, road or footpath in which any apparatus is situate



ceases to be part of a street, road or footpath the undertakers may exercise the same rights of access to such apparatus as they enjoyed immediately before the passing of this Act, but nothing in this paragraph shall prejudice or affect any right of the Board or of the undertakers to require removal of such apparatus under this section or the power of the Board to execute works in accordance with paragraph (8) of this section:

- (10) The Board shall pay to the undertakers the costs, charges and expenses reasonably incurred by the undertakers in or in connection with the inspection, removal, alteration or protection of any apparatus or the construction of any new apparatus which may be required in consequence of the execution of any such works as are referred to in paragraph (4) of this section, less the value of any apparatus removed in pursuance of the provisions of this section (such value being calculated after removal) and shall also make compensation to the undertakers—

(a) for any damage caused to any apparatus (other than apparatus the repair of which is not reasonably necessary in view of its intended removal in accordance with the provisions of this section); and

(b) for any other expenses, loss, damages, penalty or costs incurred by the undertakers;

by reason or in consequence of the execution, maintenance, user or failure of any such works or otherwise by reason or in consequence of the exercise by the Board of the powers of this Act:

- (11) Where, by reason or in consequence of the stopping up of any street, road or footpath under the powers of this Act, any apparatus belonging to the undertakers and laid or placed in such street, road or footpath or elsewhere is rendered derelict or unnecessary, the Board shall pay to the undertakers the then value of such apparatus (which shall thereupon become the property of the Board) and the reasonable cost of and incidental to the cutting off of such apparatus from any other apparatus, and of and incidental to the execution or doing of any works or things rendered necessary or expedient by reason or in consequence of such apparatus being so rendered derelict or unnecessary:

Provided that the Board shall not under the provisions of this paragraph be required to pay to the undertakers the value of any apparatus rendered derelict or unnecessary if, to the reasonable satisfaction of the undertakers,

PART IV  
—cont.

other apparatus shall at the expense of the Board have been provided and laid and made ready for use in substitution for the apparatus so rendered derelict or unnecessary:

- (12) Any difference arising between the Board and the undertakers under this section shall be settled by arbitration:
- (13) Nothing in this section shall be deemed to prejudice or affect the provisions of any enactment or agreement regulating the relations between the Board and the undertakers in respect of any apparatus laid or erected in land belonging to the Board at the date of the passing of this Act.

PART V

MISCELLANEOUS

Saving for town and country planning.

43. The provisions of the Town and Country Planning Act, 1962, and any restrictions or powers thereby imposed or conferred in relation to land shall apply and may be exercised in relation to any land notwithstanding that the development thereof is, or may be, authorised or regulated by or under this Act.

Arbitration.

44. Where under this Act any difference (other than a difference to which the provisions of the Lands Clauses Acts apply) is to be referred to or settled by arbitration, then, unless otherwise provided, such difference shall be referred to and settled by a single arbitrator to be agreed between the parties or, failing agreement, to be appointed, on the application of either party (after notice in writing to the other), by the President of the Institution of Civil Engineers.

Costs of Act.

45. 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 Board and may in whole or in part be defrayed out of revenue.

## SCHEDULES

## FIRST SCHEDULE

DESCRIBING PROPERTIES IN RESPECT OF WHICH EASEMENTS MAY BE TAKEN Section 24.  
AS PROVIDED BY SECTION 24 (POWER TO ACQUIRE EASEMENTS ONLY IN  
CERTAIN CASES) OF THIS ACT

Area (1)	No. on deposited plans (2)
	WORK No. 1
Borough of Walthamstow .. ..	396.
	WORK No. 2
Metropolitan borough of Islington	1, 2.
	WORKS NOS. 3 AND 4
City of London .. .. .	2 to 6, 10 to 12, 14 to 17.

## SECOND SCHEDULE

LANDS REFERRED TO IN SECTION 25 (EASEMENTS ONLY TO BE ACQUIRED Section 25.  
UNDER CERTAIN LANDS) OF THIS ACT

Area (1)	No. on deposited plans (2)
	WORK No. 1
Borough of Walthamstow ..	2 to 30, 32 to 44, 46 to 56, 58 to 70, 73 to 139, 141 to 162, 164 to 168, 170 to 171, 173 to 187, 189 to 228, 230 to 271A, 273 to 281, 283 to 301, 303 to 318, 320 to 334, 336 to 365, 367 to 390, 392, 394, 395, 397 to 409, 411 to 414, 416 to 439, 441 to 446, 448 to 476, 478 to 491.

*Table of Statutes referred to in this Act*

Short title	Session and chapter
Lands Clauses Consolidation Act, 1845 ...	8 & 9 Vict. c. 18.
Railways Clauses Consolidation Act, 1845	8 & 9 Vict. c. 20.
Metropolis Management Act, 1855 ...	18 & 19 Vict. c. 120.
Railways Clauses Act, 1863 ...	26 & 27 Vict. c. 92.
Telegraph Act, 1878 ...	41 & 42 Vict. c. 76.
Electric Lighting Act, 1882 ...	45 & 46 Vict. c. 56.
Land Drainage Act, 1930 ...	20 & 21 Geo. 5 c. 44.
Public Health Act, 1936 ...	26 Geo. 5 & 1 Edw. 8 c. 49.
Local Government Act, 1948 ...	11 & 12 Geo. 6 c. 26.
River Boards Act, 1948 ...	11 & 12 Geo. 6 c. 32.
Public Utilities Street Works Act, 1950 ...	14 Geo. 6 c. 39.
Rivers (Prevention of Pollution) Act, 1951	14 & 15 Geo. 6 c. 64.
British Transport Commission Act, 1955	4 Eliz. 2 c. xxx.
British Transport Commission Act, 1956	4 & 5 Eliz. 2 c. lxxiv.
Land Compensation Act, 1961 ...	9 & 10 Eliz. 2 c. 33.
Town and Country Planning Act, 1962 ...	10 & 11 Eliz. 2 c. 38.
Transport Act, 1962 ...	10 & 11 Eliz. 2 c. 46.

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# London Transport Act 1963

## CHAPTER xxiv

### ARRANGEMENT OF SECTIONS

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###### Section

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4. Incorporation of general Acts.

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9. Plans, etc., to be approved by Minister before Work No. 1 commenced.
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11. Compensation for damage by working.
12. Power to open surface of streets.
13. Temporary stoppage of street.
14. Underpinning of houses near works.
15. Power to make trial holes.
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41. For protection of British Railways Board.
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Second Schedule—Lands referred to in section 25 (Easements only to be acquired under certain lands) of this Act.