

**ELIZABETH II**



**1982 CHAPTER v**

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

[22nd March 1982]

**WHEREAS—**

(1) By the Transport (London) Act 1969 the London Transport 1969 c. 35. Executive (in this Act referred to as “the Executive”) were established:

(2) It is the general duty of the Executive under the said Act of 1969 to exercise and perform their functions, in accordance with principles from time to time laid down or approved by the Greater London Council, in such manner as, in conjunction with the British Railways Board and the National Bus Company, and with due regard to efficiency, economy and safety of operation, to provide or secure the provision of such public passenger transport services as best meet the needs for the time being of Greater London:

(3) It is expedient that the Executive should be empowered to construct the works authorised by this Act and to acquire the lands referred to in this Act:

(4) It is expedient that the other powers in this Act contained should be conferred upon the Executive and that the other provisions in this Act contained should be enacted:

(5) 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 proper officers of the councils of Greater London, the county of Surrey and the county of Buckinghamshire, within which area and counties 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:

(6) 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 title.      1. This Act may be cited as the London Transport Act 1982.

Interpretation.      2.—(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—

|               |  |
|---------------|--|
| 1845 c. 20.   | “ the Act of 1845 ” means the Railways Clauses Consolidation Act 1845; |
| 1863 c. 92.   | “ the Act of 1863 ” means the Railways Clauses Act 1863;               |
| 1963 c. xxiv. | “ the Act of 1963 ” means the London Transport Act 1963;               |
| 1964 c. xxvi. | “ the Act of 1964 ” means the London Transport Act 1964                |
| 1965 c. xli.  | “ the Act of 1965 ” means the London Transport Act 1965;               |

- PART I  
—cont.
- “ the Act of 1966 ” means the London Transport Act 1966; 1966 c. xxxiii.
- “ the Act of 1969 ” means the London Transport Act 1969; 1969 c. 1.
- “ the Act of 1971 ” means the London Transport Act 1971; 1971 c. xl.
- “ the (No. 2) Act of 1971 ” means the London Transport (No. 2) Act 1971; 1971 c. lxii.
- “ the Act of 1975 ” means the London Transport Act 1975; 1975 c. xxxi.
- “ the Act of 1976 ” means the London Transport Act 1976; 1976 c. xxxvii.
- “ the Act of 1977 ” means the London Transport Act 1977; 1977 c. xii.
- “ the Act of 1978 ” means the London Transport Act 1978; 1978 c. xv.
- “ the Act of 1981 ” means the London Transport Act 1981; 1981 c. xxxii.
- “ the Executive ” means the London Transport Executive;
- “ the limits of deviation ” means the limits of deviation shown on the deposited plans;
- “ the works ” means the works authorised by Part II (Works) of this Act.

(2) Any reference to the London Transport Board in any of the provisions incorporated with this Act under section 8 (Incorporation of provisions relating to works), section 15 (Incorporation of provisions relating to lands) and section 16 (Incorporation of protective provisions) of this Act shall be construed as a reference to the Executive.

(3) All distances, lengths and directions stated in any description of works, powers or lands, shall be construed as if the words “ or thereabouts ” were inserted after each such distance, length and direction, 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.

3. The following Acts and Part of an Act, 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; 1845 c. 18.
- (b) the Act of 1845, except sections 7, 8, 9, 11, 12, 13, 17, 19, 20, 22, 23, 94 and 95 thereof; and
- (c) Part I (relating to construction of a railway) except sections 13, 18 and 19 of the Act of 1863;

PART I  
—cont.

Provided that—

(i) for the purposes of the provisions of the Act of 1845 and the Act of 1863, as incorporated with this Act—

(A) the expression “the company” where used in the said incorporated provisions means the Executive;

(B) Work No. 3 shall be deemed to be a railway authorised by the special Act;

(ii) the provisions of sections 18 and 21 of the Act of 1845, as incorporated with this Act, shall not extend to regulate the relations between the Executive 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 the Act of 1963, as incorporated with this Act.

1950 c. 39.

## PART II

## WORKS

Power to  
make works.

4. Subject to the provisions of this Act, the Executive 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 Greater London—

In the London borough of Harrow—

(New bridges  
at Rayners  
Lane).

Work No. 1 A bridge (25 metres in length) comprising a lengthening of the existing bridge carrying Rayners Lane over the Executive's Metropolitan and Piccadilly Line railways, commencing at a point 15 metres south-west of the junction of Imperial Drive and Rayners Lane and terminating at a point 18 metres south-east of the said junction.

Work No. 2 A bridge (25 metres in length) comprising a lengthening of the existing bridge carrying Rayners Lane over the Executive's Metropolitan and Piccadilly Line railways, commencing at a point 22 metres north-west of the junction of Alexandra Avenue and Rayners Lane and terminating at a point 26 metres north-east of the said junction.

In the county of Surrey—

In the borough of Spelthorne—

(Ventilation  
shaft and  
subway at  
Shoreham  
Road,  
Heathrow  
Airport).

Work No. 3 A ventilation shaft and subway (176 metres in length) commencing beneath a point 60

metres south of the junction of Shoreham Road East and Shoreham Road West at Heathrow Airport and terminating by a junction with the course of the centre line of Work No. 2 referred to in the Act of 1981 beneath a point 115 metres north-east of the said junction of those roads.

PART II  
—cont.

In Greater London—

In the city of Westminster—

Work No. 4 An additional staircase (15 metres in length) at the Executive's Piccadilly Circus station commencing at a point 35 metres south-east of the junction of Shaftesbury Avenue and Piccadilly and terminating by a junction with the centre line of Work No. 3C referred to in the Act of 1981 beneath a point 40 metres south-east of the said junction of those roads. (Additional staircase at Piccadilly Circus station).

5.—(1) Subject to the provisions of this Act, the Executive may— Power to open surface of streets.

(a) for the purpose of constructing the works hereinafter mentioned, enter upon, open, break up and interfere with so much of the surface of the following streets as is within the limits of deviation:—

Works Nos. 1 and 2—

In the London borough of Harrow—  
Rayners Lane.

Work No. 4—

In the city of Westminster—  
Piccadilly;

(b) for the purpose of providing an access to Work No. 4, make and maintain a permanent opening in so much of the street known as Piccadilly in the city of Westminster as is within the limits of deviation of that Work.

(2) The Executive shall, on completion of Works Nos. 1 and 2, restore the surface of Rayners Lane and, on completion of Work No. 4 but subject to the provisions of paragraph (b) of subsection (1) of this section, restore the surface of Piccadilly, to as good a condition as the same were in when first interfered with by the Executive, or as near thereto as may be.

6.—(1) The Executive may, during and for the purpose of the execution of the works hereinafter mentioned, temporarily stop up and interfere with so much of any of the following streets as Temporary stoppage of streets.

**PART II**  
—cont.

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 any part of a street so stopped up and interfered with, from passing along and using the same:—

Works Nos. 1 and 2—

In the London borough of Harrow—  
Rayners Lane.

Work No. 4—

In the city of Westminster—  
Piccadilly.

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

**Power to deviate.**

7. In the execution of any of the works shown on the deposited plans, the Executive 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 such extent upwards or downwards as may be found necessary or convenient.

**Incorporation of provisions relating to works.**

8. The following provisions of the undermentioned Acts are incorporated with, and form part of this Part of, this Act:—

The Act of 1963—

Section 15 (Power to make trial holes).

The Act of 1965—

Section 10 (Underpinning of houses near works) except the provisos to paragraphs (4) and (6) thereof.

The Act of 1978—

Section 10 (Use of sewers, etc., for removing water).

**PART III**

**LANDS**

**Power to acquire lands.**

9.—(1) Subject to the provisions of this Act, the Executive 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 Executive 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 mentioned in subsection (1) of this section without being required to purchase the same or any easement therein or thereunder or to make any payment therefor.

PART III  
—cont.

10.—(1) In this Part of this Act “new rights” in relation to any land means easements or other rights in, under or over such land, which are not in existence at the passing of this Act.

Power to acquire subsoil or new rights only in certain cases.

(2) Notwithstanding anything in this Act, the Executive may for the purposes of constructing, maintaining, protecting, renewing and using Works Nos. 3 and 4 enter upon, take and use so much of the subsoil and under-surface as they may require of or may acquire such new rights as they may require in, under or over any of the lands delineated on the deposited plans and described in the deposited book of reference and numbered 1 in the borough of Spelthorne and 1 in the city of Westminster 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 entry, taking and using or acquisition.

(3) (a) If, in any case where the Executive enter upon, take and use the subsoil and under-surface of, or require a new right in or under, any of the lands described in subsection (2) of this section, 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 12 (Acquisition of part only of certain properties) of the Act of 1964, as incorporated with this Act, shall apply in respect of the acquisition by the Executive under this subsection of any cellar, vault, arch or other construction as if the same were a part of land to which section 92 of the Lands Clauses Consolidation Act 1845 applies.

1845 c. 18.

11.—(1) The Lands Clauses Acts, as incorporated with this Act, shall have effect with the modifications necessary to make them apply to the compulsory purchase of rights under section 10 (Power to acquire subsoil or new rights only in certain cases) of this Act as they apply to the compulsory purchase of land so that, in appropriate contexts, references in those Acts to land are read as referring, or as including references, to the rights or to land over which the rights are or are to be exercisable, according to the requirements of the particular context.

Application of Lands Clauses Acts to compulsory purchase of new rights.

PART III  
—cont.

(2) Without prejudice to the generality of subsection (1) of this section, in relation to the purchase of new rights in pursuance of section 10 (Power to acquire subsoil or new rights only in certain cases) of this Act—

1845 c. 18.

(a) the Lands Clauses Consolidation Act 1845 shall, subject to the provisions of subsection (3) of this section, have effect with the modifications specified in Schedule 1 (except paragraph 4) to the Act of 1976 and as if for the references in that schedule to the Act of 1976 there were substituted references to this Act;

(b) the enactments relating to compensation for the compulsory purchase of land shall apply with the necessary modifications as they apply to such compensation.

(3) Notwithstanding anything in this section, section 92 of the Lands Clauses Consolidation Act 1845 shall not apply to any compulsory acquisition or purchase by the Executive under section 10 (Power to acquire subsoil or new rights only in certain cases) of this Act.

Lands at  
Ruislip and  
Chesham.

**12.—**(1) Without prejudice to the generality of the powers conferred upon the Executive by subsection (1) of section 9 (Power to acquire lands) of this Act, the Executive may enter upon, take and use the lands delineated on the deposited plans and described in the deposited book of reference as follows:—

(a) At Ruislip in the London borough of Hillingdon—

The land numbered 1 for the purposes of constructing thereon a building for the maintenance and repair of miscellaneous railway vehicles;

(b) At Chesham in the district of Chiltern in the county of Buckinghamshire—

So much of the lands numbered 2, 5, 7, 9 and 11 as is required for the purposes of constructing thereon works needed to support two new bridges to carry the Executive's Metropolitan Line railway over the highways known as Moor Road and Waterside in place of the existing bridges, notwithstanding that some part of such works will occupy a part of Moor Road.

(2) (a) To enable the Executive to replace or partly reconstruct the bridge over Moor Road referred to in paragraph (b) of subsection (1) of this section the Executive may, subject to the provisions of paragraph (b) of this subsection, upon the land delineated on the deposited plans and thereon numbered 3 in the district of Chiltern temporarily divert the public footpath between the points marked "A" and "B" and temporarily substitute therefor a new footpath between the points marked "C", "D", "E" and "B" on the deposited plans;



(b) The public use of so much of the said footpath as is to be diverted under paragraph (a) of this subsection shall not be interfered with until a new length of footpath has been provided to the reasonable satisfaction of the highway authority and is open to public use;

(c) The public use of the new length of footpath substituted under paragraph (a) of this subsection shall not be interfered with until so much of the said footpath as has been diverted has been restored to as good a condition as the same was in before its diversion.

(3) The Executive may for the purposes specified in paragraph (b) of subsection (1) of this section enter upon, open, break up and interfere with so much of the surface of Moor Road as is within the limits of deviation in order to construct foundations for the new bridge over that road.

13.—(1) This section applies to the lands delineated on the deposited plans and numbered 1, 3, 4, 6, 7A, 8 and 10 in the town of Chesham in the district of Chiltern in the county of Buckinghamshire (hereinafter in this section referred to as “the said lands”).

Temporary possession of lands at Chesham.

(2) The Executive may for the purposes of enabling them to replace or partly reconstruct the existing bridges described in section 12 (Lands at Ruislip and Chesham) of this Act enter upon and take possession temporarily of the said lands after giving to the owners, lessees and occupiers thereof not less than one month's previous notice in writing and may remove any structures thereon and construct temporary works and structures thereon for such purposes:

Provided that the Executive shall not—

(a) occupy the said lands for more than two years; or

(b) be empowered to purchase compulsorily or be required to purchase the said lands.

(3) Before relinquishing possession of the said lands the Executive shall remove all works and structures erected by them thereon and shall restore the surface of the said lands to the reasonable satisfaction of the owners, lessees and occupiers thereof.

(4) During the occupation by the Executive of that part of the said lands comprising the land numbered 1 referred to in subsection (1) of this section for the purposes of this section any right or privilege to hold a fair upon such part of the said lands shall be suspended.

14. The powers of the Executive for the compulsory purchase of the lands and new rights which they are authorised by this Act to acquire for the purposes of Works Nos. 1, 2, 3 and 4 shall cease on 31st December 1987.

Period for compulsory purchase of lands and new rights.

PART III  
—cont.

**PART III**  
—cont.

Incorporation  
of provisions  
relating to  
lands.

**15.** The following provisions of the undermentioned Acts are incorporated with, and form part of this Part of, this Act:—

The Act of 1963—

Section 21 (Power to enter for survey or valuation).

The Act of 1964—

Section 12 (Acquisition of part only of certain properties);

Section 14 (Extinction of private rights of way).

The Act of 1965—

Section 13 (Correction of errors in deposited plans and book of reference).

The Act of 1966—

Section 14 (Power to expedite entry).

The Act of 1969—

Section 14 (Disregard of recent improvements and interests):

Provided that the provisions of the said section 21 of the Act of 1963, as so incorporated, shall have effect as if after the word “acquire” there were inserted the words “or use”.

**PART IV**

**PROTECTIVE PROVISIONS**

Incorporation  
of protective  
provisions.

**16.** The following provisions of the undermentioned Acts are incorporated with, and form part of this Part of, this Act:—

The Act of 1963—

Section 42 (For protection of gas, water and electricity undertakers).

The Act of 1965—

Section 25 (As to works within Metropolitan Police District).

The Act of 1969—

Section 18 (Crown rights).

The (No. 2) Act of 1971—

Section 21 (For protection of Post Office).

The Act of 1975—

Section 21 (As to metropolitan roads and road traffic, etc.).

The Act of 1976—

Section 13 (For protection of sewers of Thames Water Authority).

The Act of 1981—

Section 18 (For protection of certain oil companies):

Provided that—

PART IV  
—cont.

- (i) the provisions of the said section 18 of the Act of 1969, as so incorporated, shall have effect as if paragraph (b) of subsection (5) of that section were omitted;
- (ii) the provisions of the said section 21 of the (No. 2) Act of 1971, as so incorporated, shall have effect as if for the reference to the Post Office there were substituted a reference to British Telecommunications and as if for the reference to Works Nos. 1, 2 and 3 of the said Act there were substituted a reference to Works Nos. 1, 2, 3 and 4;
- (iii) the provisions of the said section 13 of the Act of 1976, as so incorporated, shall have effect as if—
  - (a) for the reference in paragraph (8) thereof to section 7 (Incorporation of provisions of Acts of 1963, 1965, 1969 and 1974 relating to works) of the Act of 1976 there were substituted a reference to section 8 (Incorporation of provisions relating to works) of this Act; and
  - (b) in the definition of “the specified works” in paragraph (1) for the reference to the works authorised by the Act of 1976 there were substituted a reference to the works;
- (iv) the provisions of the said section 18 of the Act of 1981, as so incorporated, shall have effect as if for the references to Work No. 2 authorised by the said Act there were substituted references to Work No. 3.

17. Notwithstanding anything in this Act, the Executive shall not exercise the powers of this Act in respect of Work No. 3 without the agreement of the British Airports Authority. For protection of British Airports Authority.

PART V

MISCELLANEOUS

18. The enactments specified in columns (1) and (2) of Schedule 1 to this Act are hereby repealed to the extent mentioned in column (3) thereof. Repeals.

19.—(1) In this section—

Lost property.

“lost property” means any property found on or in any premises or vehicle belonging to or under the control of the Executive;

“lost property office” means any place for the time being designated by the Executive for the safe keeping of lost property;

PART V  
—cont.

“ the repealed legislation ” means the enactments (including the regulations made thereunder) repealed by section 18 (Repeals) of this Act.

(2) This section and Schedule 2 to this Act apply to the safe custody, redelivery and disposal of lost property whether handed or delivered to the Executive under the repealed legislation or under this Act.

(3) The Executive shall have power to fix the charges to be paid to them from time to time for the safe keeping and redelivery of lost property and the charges shall be of such amounts or at such rates as the Executive shall think fit:

Provided that—

(a) the total of the charges fixed under this subsection and estimated to be received in any year shall not exceed by an unreasonable proportion the cost to the Executive in that year of making provision for the safe keeping and redelivery of lost property; and

(b) until so fixed the charges shall be those exigible under the London Transport (Lost Property) (Amendment) Regulations 1978.

S.I. 1978/1791.

(4) The Executive shall not be entitled to make or vary any charges under this section until the day after that on which they have displayed in a prominent place at the lost property office at which the lost property is claimed a notice headed with the short title of this Act stating the amount or rate of the charges for the time being in force.

(5) The provisions of Schedule 2 to this Act shall have effect for the purpose of further regulating the Executive's powers and duties and imposing duties on other persons in respect of lost property.

Powers of  
police as to  
search and  
arrest.  
1969 c. 35.  
1949 c. xxix.

20. In its application to the Executive pursuant to the provisions of paragraph 1 (2) (g) of Schedule 3 to the Transport (London) Act 1969, subsection (3) of section 54 (Powers of police as to search and arrest) of the British Transport Commission Act 1949 in relation only to subsection (1) of that section, as amended by section 15 (Powers of police as to search and arrest) of the Act of 1977, shall have effect as if for the words “ one thousand nine hundred and eighty-two ” there were substituted “ one thousand nine hundred and eighty-five ”.

Planning  
Permission.

21.—(1) In this section “ Class XII development ” means development authorised by Article 3 of, and Class XII in Schedule 1 to, the Town and Country Planning General Development

Order 1977 (which permit development authorised by private Act designating specifically both the nature of the development thereby authorised and the land on which it may be carried out). S.I. 1977/289.

PART V  
—cont.

(2) Subject to the provisions of subsection (3) of this section, in its application to development authorised by this Act, the planning permission granted for Class XII development shall have effect as if the authority to develop given by this Act were limited to development begun within 12 years after the passing of this Act.

(3) Subsection (2) of this section shall not apply to the carrying out of any development consisting of the alteration, maintenance or repair of works authorised by this Act or the substitution of new works.

**22.** Where under this Act any difference (other than a difference to which the provisions of the Lands Clauses Acts, as applied by this Act, 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. Arbitration.

**23.** 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 Executive and may in whole or in part be defrayed out of revenue. Costs of Act.

## SCHEDULES

Section 18.

## SCHEDULE 1

## REPEALS

| Chapter<br>(1)                          | Short title<br>(2)  | Extent of repeal<br>(3)   |
|---|---|---|
| 23 & 24<br>Geo. 5. c. 14                | London Passenger Transport<br>Act 1933.                                 | Section 106 (Custody of lost<br>property).                                |
| 25 & 26<br>Geo. 5. c. cx<br>1969 c. 35. | London Passenger Transport<br>Act 1935.<br>Transport (London) Act 1969. | Section 88 (Custody of lost<br>property).<br>Schedule 3, paragraph 6 (1). |

Section 19

## SCHEDULE 2

## LOST PROPERTY

PROVISIONS FOR FURTHER REGULATION OF THE POWERS AND DUTIES OF  
THE EXECUTIVE, ETC.

Interpretation.

## 1. In this Schedule—

- (1) “ the appropriate sum ” means the charge payable under this Act for any lost property at the time such property is claimed;
- (2) “ delivered to a lost property office ” means delivered to an official at such an office in accordance with any relevant direction of the Executive;
- (3) “ the owner ” includes a person entitled to possession of lost property and “ belong ” shall be interpreted accordingly.

Safe keeping  
and recording  
of lost  
property.

2.—(1) Any lost property delivered to a lost property office shall be held for safe keeping by the Executive for three months unless claimed before the expiry of that period by the owner thereof in accordance with paragraph 3 (2) of this Schedule.

(2) Where the name and address of the owner of any lost property are readily ascertainable and the address is within the United Kingdom, the Executive shall forthwith notify him that the lost property is in the possession of the Executive and may be claimed in accordance with this Schedule.

(3) The Executive shall keep for a period of not less than one year a record showing particulars of all lost property delivered to a lost property office or claimed before delivery and the circumstances in which it was found and such record shall at all reasonable times during the said period be available for inspection by a constable.

Return of lost  
property  
claimed on  
payment of  
charges.

3.—(1) If before any lost property has been delivered to a lost property office it is claimed by a claimant who gives his name and address and satisfies the Executive that he is the owner thereof, it shall thereupon be returned to him on payment to the Executive of the appropriate sum.

(2) If, while any lost property is held by the Executive for safe keeping at a lost property office, it is claimed there before the expiry of the said three month period by a claimant who gives his name and address and satisfies the Executive that he is the owner thereof, it shall thereupon be returned to him on payment to the Executive of the appropriate sum.

SCH. 2  
—cont.

4.—(1) If any lost property held by the Executive for safe keeping in accordance with this Schedule is not, within three months of the date of its delivery to a lost property office, claimed by a claimant who gives his name and address and satisfies the Executive that he is the owner thereof or if the claimant refuses or fails to pay to the Executive the appropriate sum and to take delivery of the lost property within the said three month period, the property (other than that described in sub-paragraph (3) of this paragraph) shall thereupon vest in the Executive.

Vesting of lost property in Executive, etc.

(2) If any lost property consisting of money is held by the Executive for safe keeping in accordance with this Schedule, the Executive shall, for a year from the date of its delivery to a lost property office, be accountable to any claimant who gives his name and address, satisfies the Executive that the money belonged to him and pays the appropriate sum.

(3) The property which is not to vest in the Executive at the end of the said three month period is as follows:—

- (a) any British official document, including any licence, passport or alien's identity book;
- (b) any foreign official document; and
- (c) any other property which for any reason in the opinion of the Executive should be retained for a longer period than three months, which property shall not vest in the Executive until the end of such longer period as the Executive think fit.

(4) On payment to the Executive of the appropriate sum, any British official document not claimed under paragraph 3 (2) of this Schedule shall be sent by the Executive to the government department, local authority or other public body or person responsible for issuing the document or for controlling or dealing with it and any foreign official document not so claimed shall be sent by the Executive to the embassy or consulate of the state which issued the document.

(5) Any property retained by the Executive under sub-paragraph (3) (c) of this paragraph may be claimed during the longer period mentioned in that sub-paragraph as if the three month period laid down by paragraph 2 of this Schedule had not expired.

(6) Any official document, whether British or foreign, for the return of which the appropriate sum has not been paid to the Executive, or which it has not been practicable to return in accordance with sub-paragraph (4) of this paragraph, shall be dealt with as the Executive think fit.

5. Notwithstanding the foregoing provisions of this Schedule, if any lost property held by the Executive under this Schedule appears to the Executive to be of a perishable nature and if, within 48 hours from the time it was found, it has not been claimed by a claimant who gives his

Perishable property.

SCH. 2  
—cont.

name and address, satisfies the Executive that he is the owner thereof, pays the appropriate sum and takes delivery of such property, it shall thereupon vest in the Executive:

Provided that any lost property which is or which becomes objectionable may be dealt with at any time in the discretion of the Executive.

Cost of  
packing and  
carriage.

6. The Executive shall not be bound to send or deliver any lost property to a claimant unless he has paid in advance the reasonable cost of packing and carriage.

Examination of  
lost property.

7. Where any lost property is contained in a package, bag or other receptacle, the Executive may cause such receptacle to be opened and the contents examined, if the Executive deem it necessary to do so for the purpose of—

- (a) identifying and tracing the owner of the lost property; or
- (b) satisfying the Executive that the lost property belongs to a claimant; or
- (c) removing money; or
- (d) ascertaining the nature of the contents.

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# London Transport Act 1982

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