



CHAPTER xciv.

An Act to confer further powers upon the Middlesex County Council and the Metropolitan Electric Tramways Limited in reference to their light railways and tramways and to make further provision in regard to those light railways and tramways to empower the said Council to construct street improvements and tramways to make further provision in reference to roads in the county of Middlesex and for other purposes. A.D. 1925.

[7th August 1925.]

WHEREAS under the County of Middlesex Light Railways Orders 1901 to 1909 the Council have constructed an extensive system of light railways in their county and those light railways are worked by the Metropolitan Electric Tramways Limited under an agreement for a lease the term of which expires on the thirty-first day of December nineteen hundred and thirty :

And whereas under various Acts of Parliament and orders the said Company are the owners or lessees of tramways and light railways in the counties of Middlesex London and Hertford.

And whereas it is expedient to confer further powers upon the Council in regard to the granting of a lease or leases of any light railways or tramways belonging to them and upon the Council and the said Company for entering into agreements in reference to any of their light

A.D. 1925. railways and tramways and to make provision for securing the payment of any sums payable to the Council under any such lease or agreement :

And whereas the light railways in Hertfordshire which are leased to the said Company and worked by them in conjunction with the system in Middlesex belong to the Hertfordshire County Council and it is expedient to confer upon that council the powers contained in this Act in regard to their light railways :

And whereas it is expedient to make provision for postponing the dates at which the tramways of the said Company can be purchased by the local authorities for the districts in which they are situate :

And whereas it is expedient to empower the Council to construct the street improvements and tramways referred to in this Act :

And whereas it is expedient to make further provision for the widening and improvement of roads in the county and the acquisition of land in connection therewith and with reference to the frontage lines and building lines to be observed :

And whereas it is expedient that the other provisions contained in this Act be enacted :

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

And whereas estimates have been prepared by the Council for the purposes hereinafter mentioned and such estimates are as follows :—

	£
For the construction of the new street and street improvements authorised by this Act - - - - -	12,150
For the construction of the tramways authorised by this Act - - - - -	22,880
For the electrical equipment of those tramways - - - - -	6,630

And whereas the several works included in such estimates respectively are permanent works and it is expedient that the Council should be empowered to

borrow money for those purposes as provided by this Act : A.D. 1925.

And whereas in relation to the promotion of the Bill for this Act the requirements of the Borough Funds Act 1872 so far as the same are applicable have been observed :

And whereas plans and sections showing the lines and levels of the works authorised by this Act and also a book of reference containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the clerk of the peace for the county of Middlesex which plans sections and book of reference are in this Act respectively referred to as the deposited plans sections and book of reference :

May it therefore please Your Majesty that it may be enacted and be it enacted by the King'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.

1.—(1) This Act may be cited as the Middlesex County Council Act 1925. Short and collective titles.

(2) The Middlesex County Council Acts 1898 to 1921 and this Act may be cited as the Middlesex County Council Acts 1898 to 1925.

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

Part I.—Preliminary.

Part II.—Lands.

Part III.—Street improvements.

Part IV.—Light railways and tramways.

Part V.—Finance.

Part VI.—Frontage and building lines.

Part VII.—Miscellaneous.

Division of Act into Parts.

3. The following Acts (so far as the same are applicable for the purposes and are not inconsistent with the Incorporation of Acts.

A.D. 1925. provisions of this Act) are hereby incorporated with this Act namely:—

(1) The Lands Clauses Acts with the following exception and modification:—

(a) Section 127 of the Lands Clauses Consolidation Act 1845 (relating to the sale of superfluous lands) is not incorporated with this Act;

(b) The bond required by section 85 of the Lands Clauses Consolidation Act 1845 shall be under the common seal of the Council and shall be sufficient without the addition of the sureties mentioned in that section:

(2) The following provisions of the Tramways Act 1870:—

Section 3 (Interpretation of terms);

Part II.—Construction of tramways;

Part III.—General provisions except—

Section 43 (Future purchase of undertaking by local authority);

Section 46 (Byelaws by local authority Promoters may make certain regulations);

Section 47 (Penalties may be imposed in byelaws);

Section 48 (Power to local authority to license drivers conductors &c.).

Interpreta-
tion.

4.—(1) In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated therewith have the same respective meanings unless there be something in the subject or context repugnant to such construction.

(2) In this Act unless the subject or context otherwise requires—

(a) “The Council” means the county council of the administrative county of Middlesex;

(b) “The county” means the administrative county of Middlesex;

(c) “The clerk” means the clerk of the Council;

- (d) "The Company" means the Metropolitan Electric Tramways Limited; A.D. 1925.
- (e) "Lease" includes agreement for a lease;
- (f) "The Act of 1898" "the Act of 1906" "the Act of 1914" and "the Act of 1921" mean respectively the Middlesex County Council Act 1898 the County Council of Middlesex (General Powers) Act 1906 the Middlesex County Council (Great West Road and Finance) Act 1914 and the Middlesex County Council (General Powers) Act 1921.

PART II.

LANDS.

5. Subject to the provisions and for the purposes of this Act (including the provision of space for the erection of buildings adjoining or near to any street) the Council may enter on take appropriate and use all or any of the lands delineated on the deposited plans and described in the deposited book of reference. Power to acquire lands.

6. In estimating the amount of compensation or purchase money to be paid by the Council under this Act the benefits accruing to the person to whom the same shall be paid by reason of the construction of any new street or of the widening or improvement of any existing street shall be fairly estimated and shall be set off against the said compensation or purchase money. Benefits to be set off against compensation.

7. The powers of the Council for the compulsory purchase of lands under this Part of this Act shall cease after the expiration of three years from the first day of October nineteen hundred and twenty-five. Period for compulsory purchase of lands.

8.—(1) All private rights of way over any lands which the Council are authorised by this Act to acquire compulsorily shall as from the date of the acquisition of such lands by the Council be extinguished. Extinction of private rights of way.

(2) Provided that the Council shall make full compensation to all persons interested in respect of any such rights and such compensation shall be settled in manner provided by law with reference to the taking of lands otherwise than by agreement.

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Retention
and
disposal
of lands.

9.—(1) Notwithstanding anything in any other Act or Acts or otherwise to the contrary the Council may retain hold and use for such time and for such purpose as they may think fit or may sell lease (whether in possession or reversion) exchange or otherwise dispose of in such manner and for such consideration and purpose and on such terms and conditions as they may think fit and either in consideration of the execution of works or of the payment of a gross sum or of an annual rent or of any payment in any other form any lands or any interest therein acquired by them under this Act or any general or local Act for the time being in force in the county and may sell exchange or dispose of any rents reserved on the sale lease exchange or disposition of such lands or interest therein and may make do and execute any deed act or thing proper for effectuating any such sale lease exchange or other disposition and on any exchange may give or take any money for equality of exchange.

(2) Provided that nothing in this section shall be taken to dispense with the necessity for obtaining the consent of any Government department to any sale lease or other disposition of any lands of the Council in any case in which such consent would be required under any Act if this Act had not been passed.

PART III.

STREET IMPROVEMENTS.

Power to
make street
improvements.

10. Subject to the provisions of this Act the Council may in the lines and according to the levels shown upon the deposited plans and sections relating thereto make and maintain the street improvements hereinafter mentioned with all proper and necessary junctions connections approaches sewers drains works and conveniences in connection therewith (that is to say):—

In the urban district of Finchley—

Work No. 1 A new street commencing by a junction with the Great North Road and terminating by a junction with Ballards Lane;

Work No. 2 A widening of the Great North Road on the west side;

Work No. 3 A widening of Ballards Lane on the east side; A.D. 1925.

Work No. 4 A widening of Nether Street on the south side.

In the borough of Acton—

Work No. 5 A widening of Steyne Road on the south-easterly side;

Work No. 6 A widening of Steyne Road on the north-westerly side;

Work No. 7 A widening of Rectory Road on the north side.

11. The Council in constructing the works authorised by this Part of this Act may deviate laterally to any extent not exceeding the limits of deviation shown on the deposited plans and may deviate vertically from the levels shown on the deposited sections to any extent not exceeding five feet either upwards or downwards. Power to deviate in construction of street works.

12. When the new street authorised by this Act has been constructed and opened for public traffic the Council may stop up Old Ballards Lane and may appropriate and use the site of that lane as far as the same is bounded on both sides by lands of the Council. Stopping up of Old Ballards Lane.

13.—(1) The new street authorised by this Act shall be deemed to be a main road within the meaning of the Local Government Act 1888 and the enactments referred to in that Act. As to repair of street improvements.

(2) The widening of any street authorised by this Part of this Act shall when the same has been completed be vested in and maintained in repair as a public highway by the authority in whom the street is vested and by whom it is maintained in repair.

14. Before breaking up or otherwise interfering with any street or road situate in the metropolitan police district in connection with the execution of any works under the powers of this Part of this Act the Council shall (except in cases of emergency) give seven days' notice in writing to the commissioner of police of the metropolis and make such arrangements with the said commissioner as may be reasonably necessary so as to cause as little interference as may be reasonably practicable with the traffic in the street or road during the execution of such works. Notice to commissioner of police.

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PART IV.

LIGHT RAILWAYS AND TRAMWAYS.

Power
to make
tramways.

15. Subject to the provisions of this Act the Council may lay down work use and maintain in the lines and situations and according to the levels shown on the deposited plans and sections the tramways hereinafter mentioned with all necessary and proper rails plates sleepers channels passages cables wires electric lines junctions turntables turnouts crossings passing-places works and conveniences connected therewith respectively

The tramways hereinbefore referred to and authorised by this Act will be situate in the county and are—

Tramway No. 1 (Double line 1 furlong 3·43 chains in length) in the borough of Acton commencing in Uxbridge Road by a junction with the tramway therein passing along Steyne Road and Rectory Road and terminating in Horn Lane by a junction with the light railway therein;

Tramway No. 2 (Double line 9·4 chains in length) in the urban district of Finchley commencing in Woodhouse Road by a junction with the light railway therein near to the Great North Road passing along the new street authorised by this Act and terminating in Ballards Lane by a junction with the light railway therein opposite to Dale Grove;

Tramway No. 3 (Double line 1·77 chains in length) in the urban district of Finchley commencing in the Great North Road by a junction with the light railway therein and terminating in the proposed new street authorised by this Act by a junction with Tramway No. 2.

Tramway
not to be
laid until
carriage-
ways
widened.

16. Tramway No. 1 authorised by this Act shall not be constructed unless and until the carriageways of Steyne Road and Rectory Road are where necessary so widened that a space of not less than nine feet six inches shall intervene between the outside of the footpath on either side of the road and the nearest rail of the tramway.

Period for
completion
of tram-
ways.

17. If the tramways authorised by this Act are not completed within five years from the first day of October nineteen hundred and twenty-five then on the expiration

of that period the powers granted by this Act for constructing the same or otherwise in relation thereto shall cease except as to so much of the tramways respectively as shall then be completed.

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18.—(1) The tramways authorised by this Act shall form part of the Council's light railway undertaking and the provisions hereinafter mentioned so far as the same are not inconsistent with the provisions of this Act shall with any necessary alterations extend and apply to and in relation to the tramways authorised by this Act and for that purpose those tramways shall be deemed to be railways.

Incorporation of provisions from Order of 1903.

The provisions hereinbefore referred to are the following sections of the County of Middlesex Light Railways Order 1903 (namely):—

So much of section 3 (Incorporation and exception of Acts) as incorporates the provisions of the Railways Clauses Consolidation Act 1845 with respect to the regulating of the use of the railway;

- Section 6 Power to make crossings &c.;
- Section 7 Power to generate electricity;
- Section 8 Power to lay down conductors &c.;
- Section 9 Gauge of railway;
- Section 22 Approval by Board of Trade of mode of construction &c. of railway;
- Section 24 Application of road materials excavated from roads;
- Section 27 Alteration of lines after construction;
- Section 28 As to rails of railway;
- Section 29 Liability of County Council to maintain rails &c.
- Section 30 County Council and road authority may contract for repairing &c. roads;
- Section 31 As to posts standards and brackets;
- Section 32 For the protection of owners of bridges and culverts;
- Section 51 Protection to railway companies against breaking or falling wires;

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- Section 55 As to man-holes;
- Section 56 Agreements with adjoining owners &c.;
- Section 59 Inspection by Board of Trade;
- Section 62 Traffic upon railway;
- Section 63 Service of passenger cars;
- Section 64 As to removal of snow &c.;
- Section 66 Local and road authorities may use railway for certain purposes;
- Section 67 Temporary railways may be made where necessary;
- Section 68 Running powers by agreement;
- Section 69 Power to enter into agreements with respect to traffic &c.;
- Section 70 Motive power;
- Section 71 Board of Trade Regulations;
- Section 72 Special provisions as to use of electric power as motive power;
- Section 73 Power of County Council to make byelaws;
- Section 74 Power of local authority to make byelaws;
- Section 75 General provisions as to byelaws;
- Section 76 For protection of the Postmaster-General;
- Section 77 Rates authorised;
- Section 78 Rates for passengers;
- Section 79 As to fares on Sundays and holidays;
- Section 80 Passengers' luggage;
- Section 81 Tolls for use of railway;
- Section 82 Cheap fares for labouring classes;
- Section 83 Rates for goods &c.;
- Section 84 Payment of rates and charges;
- Section 85 Periodical revision of rates and charges;
- Section 93 Returns and accounts;
- Section 95 Form and delivery of notices;

- Section 96 Orders &c. of the Board of Trade; A.D. 1925.
Section 98 Arbitration;
Section 99 Regulating certain inquiries before
referee appointed by the Board of
Trade;

The Schedule;

and the following section of the County of Middlesex
Light Railways (Extension of Time) Order 1909
(namely):—

Section 6 (As to use of posts by Postmaster-
General).

(2) Section 92 (Application of revenue) of the said
Order of 1903 shall apply to the whole of the Council's
light railways and tramways undertaking and shall
have effect as if the following paragraph were inserted
after paragraph (4) thereof:—

“In payment (if the Council think fit) to a general
reserve fund to be invested in securities by this
Order authorised for sinking funds and to be
applicable for such purposes of the said under-
taking as the Council may deem desirable.”

(3) Any byelaws and regulations made in pursuance
of the County of Middlesex Light Railways Order 1903
and now in force shall until they are altered or revoked
extend and apply to the tramways authorised by this
Act.

19.—(1) (a) The Council or with the consent of the Separate
tramway
tracks.
Council any company owning light railways or tramways
in the county may with the approval of the Minister of
Transport (in this section called “the Minister”) alter
the position of any light railway or tramway in a road
which with the footpaths is not less than one hundred
feet wide and reconstruct such railway or tramway so
that the track shall be separate from the carriageway.

The separate track except with the consent of the
Minister shall be constructed so that there is a carriage-
way on each side thereof and the width of each such
carriageway shall not be less than twenty-six feet
When the separate track is not so constructed the
width of the carriageway shall not be less than fifty-two
feet.

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(b) The powers of this subsection shall not be exercised in reference to any road in respect of which the Council are not the road authority except with the consent of the road authority but such consent shall not be unreasonably withheld and any question whether or not such consent has been unreasonably withheld shall be determined by the Minister.

(c) Any consent of the Council or a road authority under this subsection may be given upon and subject to such terms and conditions as may be agreed.

(2) (a) In any case in which the power of subsection (1) of this section is exercised and in any case in which before the passing of this Act a company with the consent of the Council and with the approval of the Minister has reconstructed a tramway on a separate track the separate track shall cease to form part of the highway to the extent that no person shall be entitled to pass with or without any horse or vehicle along or across the same and the provisions relating to roads contained in any light railway order or in the Tramways Act 1870 (other than section 41 of the Tramways Act 1870 and in the case of a company section 42 of that Act or in either case the corresponding provisions of any light railway order) and the provisions of any Act or order requiring a railway or tramway to be kept on the level of the surface of a road or imposing penalties for not maintaining rails and roads shall not apply to such track or to the light railway or tramway thereon:

Provided that the prohibition contained in this subsection of passing along or across the separate track shall not prejudice the exercise with respect to such separate track of the right of any person having statutory powers to open or break up the road in which the separate track is formed.

(b) The Council or such company (as the case may be) may with the consent of the Minister provide and maintain such fences to the separate track as they may deem desirable to exclude the public therefrom.

(c) This subsection shall not apply at such places where the separate track is crossed by a way to be provided in pursuance of this section.

(3) The Council or such company (as the case may be) shall at all times provide adequate ways across

such separate track to the satisfaction of the Minister and with his approval may vary the position of such ways as they may deem expedient but before expressing his satisfaction or approval under this subsection the Minister shall consider any representations that may be made by the local authority for the district in which the ways or proposed ways are situate or by the owner of any land abutting upon the road on which the separate track is formed. The Council or such company (as the case may be) shall at all times maintain and keep in good repair all ways provided under this subsection.

(4) Nothing in this section contained shall prejudice alter or affect any of the rights and powers of the Postmaster-General under the Telegraph Acts 1863 to 1924 and under section 6 (As to use of posts by Postmaster-General) of the County of Middlesex Light Railways (Extension of Time) Order 1909 and such separate track shall be deemed to be a "street" or "public road" for the purposes of the said Acts and the said section.

(5) On or before making application for the approval of the Minister of Transport under this section of the laying of a separate track the Council or such company (as the case may be) shall publish in the London Gazette and in a newspaper circulating in the county and shall serve upon the local authority for every district in which such separate track will be situate a notice—

- (a) stating that such application has been or is about to be made;
- (b) naming a place where a copy of the plan of the separate track may be inspected; and
- (c) naming a date (not being less than one month from the date of the notice) by which and stating the manner in which objections to the proposal may be presented to the Minister.

(6) The Minister shall consider any proposal for a separate track submitted to him by the Council or such company (as the case may be) and any representations thereon which may be duly made and may approve the same with or without modifications or may disallow the same.

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(7) Before approving any proposal for a separate track the Minister may direct a local inquiry to be held in accordance with the provisions of section 20 of the Ministry of Transport Act 1919 and of Part I. of the Board of Trade Arbitrations &c. Act 1874 as applied by this Act.

Power to
lease light
railways
and
tramways.

20.—(1) The Council may with the consent of the Minister of Transport by lease under the seal of the Council demise to any company body or person the light railways and tramways for the time being of the Council or any of them and any lands buildings works materials plant and machinery belonging to the Council in connection therewith or the right of using the same and also the right of taking tolls fares and charges in respect of the said light railways and tramways not exceeding the tolls fares and charges authorised by the Acts and orders relating thereto and such other of the rights powers and authorities of the Council under the said Acts and orders as may be specified in the lease.

(2) Every such lease shall be for a term not exceeding thirty years.

(3) Any such lease may be made in consideration of the surrender of any existing lease or agreement for a lease of any of the said light railways and tramways and of such premiums rents and other sums of money or other consideration as may be agreed between the Council and the lessees.

(4) Any such lease may contain—

(a) Covenants by the lessees as to the working and maintenance of such light railways and tramways and the service of cars to be run thereon as to the payment to be made by the lessees to the Council in respect of the repair maintenance and reconstruction of such light railways and tramways and the roads on which the same are laid which may be undertaken by the Council as to the nature source and price of the motive power to be used on such light railways and tramways as to the making of byelaws and regulations in respect of such light railways and tramways as to the nature of the traffic to be carried on such light railways and tramways and the amount

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of the tolls fares and charges to be taken in respect thereof and prohibiting any assignment or underlease by the lessees of the demised premises or the grant of the use thereof to any other company body or person without the consent of the Council and such other covenants by the lessees as may be agreed between them and the Council;

- (b) Covenants by the Council for the repair maintenance and reconstruction by the Council of the light railways and tramways comprised in the lease or any of them for the repair and maintenance of the roads on which such light railways and tramways are laid or any of them or any part or parts thereof and for the performance by the Council of such of the obligations contained in the Acts and orders relating to the said light railways and tramways as are not by such lease imposed upon or to be performed by the lessees and such other covenants by the Council as may be agreed between the Council and the lessees;
- (c) Provisions requiring the lessees at the expiration or sooner determination of the lease to sell to the Council on such terms as may be specified in the lease all or any of the lands buildings works materials plant and machinery in the county suitable to and used by the lessees for the purpose of the light railways and tramways comprised in the lease or any of them;
- (d) Conditions of re-entry and determination of the lease in the event of the failure by the lessees to pay any rent or other sum of money payable under the lease or to perform or observe any of the covenants on their part or conditions contained in the lease;
- (e) Provisions creating a first or other charge on the undertaking or all or any of the property of the lessees and empowering the Council to enforce such charge by the appointment by them of a receiver and manager of such

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undertaking and property and such provisions may provide that such charge shall take effect notwithstanding any mortgage or charge previously created by the lessees of or upon the said undertaking and property or any part thereof. Provided that no such charge shall operate as to that part of the undertaking or other the property of the lessees as may be within the county of Hertford without the consent of the county council of that county;

(f) Such other conditions and provisions as may be agreed between the Council and the lessees.

(5) Every such lease shall entitle the lessees and their officers agents and servants during the continuance thereof to exercise and enjoy all the powers and privileges granted to and which might otherwise be exercised and enjoyed by the Council or their officers agents or servants by virtue of the Acts and orders relating to the light railways and tramways comprised therein but subject to the exceptions reservations conditions and restrictions contained in the lease and to the provisions of the said Acts and orders and of this Act.

21.—(1) The Council on the one part and the Company on the other part may enter into and carry into effect agreements for or with respect to—

(a) the repair maintenance and reconstruction by the Council of the tramways and light railways belonging or leased or agreed to be leased to the Company or any of them in the county or in the counties of Hertford or London;

(b) the repair and maintenance by the Council of such part or parts of the roads upon which the said tramways and light railways are laid or any of them as is or are repairable or maintainable by the Company;

(c) the payment by the Company to the Council of such sum or sums of money as may be agreed between the Council and the Company in respect of any of the matters aforesaid;

(d) the mode of the working by the Company of the said tramways and light railways and the

Agreements
as to the re-
pair of the
tramways
and light
railways of
the Metro-
politan
Electric
Tramways
Limited &c.

service of cars to be run thereon the nature source and price of the motive power to be used on the said tramways and light railways the making by the Company of byelaws and regulations in respect of the said tramways and light railways the nature of the traffic to be carried on such tramways and light railways and the amount of the tolls fares and charges to be taken in respect thereof not exceeding the tolls fares and charges authorised by the Acts and orders relating to such tramways and light railways;

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(e) any other matters relative to the said tramways and light railways.

(2) Provided that no agreement shall be entered into under this section with respect to any tramways and light railways in either of the counties of Hertford and London except with the consent of the county council of the county in which the same are situate.

22. In the event of the grant by the Council of a lease of any of their light railways and tramways to the Company or any company formed to acquire the undertaking of the Company or of the making of any agreement between the Council and the Company under the provisions of the section of this Act of which the marginal note is "Agreements as to the repair of the tramways and light railways of the Metropolitan Electric Tramways Limited &c." the London General Omnibus Company Limited may guarantee the due and punctual payment performance and observance by the Company or by any such company of the rent or rents and other payments covenants and conditions by or on the part of the Company or such company to be paid performed and observed under such lease or agreement or any of them.

Guarantee
by London
General
Omnibus
Company
Limited.

23. Notwithstanding anything contained in the several Acts and orders relating to the existing tramways of the Company in the several urban districts of Edmonton Tottenham Wood Green and Willesden in the county no part of the undertaking of the company within the said districts or any of them shall be purchaseable by the Council or by any local authority during the continuance of any existing lease granted by the Council to the Company of the existing light railways of the Council or of

Purchase of
tramways
of Metro-
politan
Electric
Tramways
Limited in
Edmonton
Tottenham
Wood Green
and Willes-
den.

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(a) any such existing lease if a new lease be not granted for a term commencing at or before the date of expiration of such existing lease; or

(b) any such new lease as aforesaid;

or within six months after each period of seven years from the date of such expiration or sooner determination the Council or local authority by whom the said portion of the undertaking of the company is purchaseable under the said Acts and orders may require the Company to sell to them the portion of the said undertaking purchaseable by them upon the terms upon which such portion would have been purchaseable under such Acts and orders if this present provision had not been made.

For protec-
tion of Hert-
fordshire
County
Council.

24. For the protection of the Hertfordshire County Council (in this section called "the Hertfordshire Council") the following provisions shall unless otherwise agreed between the Council and the Hertfordshire Council apply and have effect (that is to say) :—

(1) In the event of a grant by the Hertfordshire Council of a lease of any light railways of the Hertfordshire Council to the Company or to any company formed to acquire the undertaking of the Company the Hertfordshire Council on the one part and the Company and any such company on the other part may in respect of such light railways enter into any such agreements as the Council and the Company are authorised to enter into under the provisions of the section of this Act of which the marginal note is "Agreements as to the repair of the tramways and light railways of the Metropolitan Electric Tramways Limited &c." and on the grant of any such lease the London General Omnibus Company Limited may guarantee the due and punctual payment performance and observance by the Company or any such company of the rent or rents or other payments

covenants and conditions by or on the part of the Company or any such company to be paid performed and observed under any such lease or of any of them;

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- (2) Any of the purposes provided for by this section shall be deemed to be purposes of the County of Hertford Light Railways (No. 1) Order 1904 and the County of Hertford Light Railways Order 1906 or either of them and the provisions of those orders shall extend and apply accordingly.

25. For the protection of the Metropolitan Water Board (in this section referred to as "the board") the following provisions shall unless otherwise agreed in writing between the board and the Council have effect (that is to say):—

For protec-
tion of
Metropoli-
tan Water
Board.

- (1) Before commencing the construction of any tramway or the reconstruction of any light railway or tramway under the powers of this Act (hereinafter referred to as "the said works") in any road or place in which any mains pipes culverts valves hydrants syphons plugs and other works and appliances (hereinafter in this section referred to as "apparatus") of the board may be laid the Council shall whether they contemplate altering the position of any apparatus of the board or not give twenty-eight days' notice to the board of their intention to carry out the said works and shall at the same time deliver plans sections and specifications with detailed particulars of such works stating the day and hour at which the works are proposed to be commenced. If it should appear to the board that the said works as proposed would endanger or render less accessible any of the board's apparatus or interfere with or impede the supply of water the Board may give notice to the Council to lower or otherwise alter the position of the said apparatus in such manner as may be considered necessary and all alterations to be made under this section shall be made under the superintendence (at the expense of the Council) of the engineer or other officer of the board after receiving not less than seven

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days' notice for that purpose which notice the Council are hereby required to give :

- (2) The Council shall not remove or displace any apparatus of the board or do anything to impede the passage of water into or through such apparatus without the consent in writing of the board or in any other manner than the board shall approve until good and sufficient apparatus necessary or proper for continuing the supply of water as sufficiently as the same was supplied by the apparatus proposed to be removed or displaced shall at the expense of the Council have been first made and laid down in place thereof and ready for use and to the satisfaction of the board :
- (3) In altering any apparatus of the board the Council shall if so required by the board lay such apparatus at a depth not less than that at which it was previously laid and unless otherwise agreed between the Council and the board in every case so as to leave a covering of at least thirty-six inches from the surface of the road above such apparatus :
- (4) The Council shall make good all damage done by them to the property of the board and shall make full compensation to all parties for any loss or damage which they may sustain by reason of any interference with such property or with the private service pipes of any person supplied by the board with water :
- (5) If by any such operations as aforesaid the Council interrupt the supply of water in or through any apparatus they shall be liable to a penalty not exceeding twenty pounds for every day upon which such supply shall be so interrupted :
- (6) Any works to be executed pursuant to this section in relation to the lowering or altering the position of any apparatus of the board or the laying of new apparatus in substitution therefor shall if the board so desire be executed by them at the reasonable expense of the Council and in that case the board shall within twenty-eight days of receiving notice from the Council as

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aforesaid give notice of their intention so to execute such work and shall commence execute and complete the same with all reasonable despatch :

- (7) The board may if they think fit employ such watchmen and inspectors as they may reasonably deem necessary to watch and inspect the execution of any works under the powers of this Act so far as they affect any apparatus of the board and the reasonable wages of such watchmen and inspectors shall be borne by the Council :
- (8) Notwithstanding the stopping up temporarily of any road or street under the powers of section 9 of the Act of 1914 as applied to this Act the board their engineers workmen and others in their employ shall at all times have all such rights of access to all or any of the apparatus of the board situate in or under any such road or street as they had immediately before the passing of this Act and shall be at liberty to do all such works in and upon such road or street as may be necessary for inspecting repairing maintaining removing replacing or extending such apparatus :
- (9) If any difference shall arise between the Council and the board under this section (other than a difference as to the construction or meaning of the said section) the same shall be referred to and settled by an arbitrator to be appointed on the application of either party by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such settlement by arbitration :
- (10) The provisions of this section shall be in addition to and not in substitution for or derogation of any other provisions of this Act to the benefit of which the board would otherwise be entitled.

26. The Council shall in every year within three months after the close of their financial year or such longer period as the Minister of Transport may allow

Accounts to be furnished to Minister of Transport.

A.D. 1925. furnish to the Minister of Transport a copy of the annual accounts of their light railway undertaking.

PART V.

FINANCE.

Power to borrow.

27.—(1) The Council may (in addition to the other sums which they are authorised to raise) borrow or raise at interest for and in connection with the purposes mentioned in the first column of the following table any sums of money not exceeding in the whole the respective sums mentioned in the second column thereof and shall repay all moneys so borrowed within the respective periods mentioned in the third column thereof (namely):—

1	2	3
Purpose.	Amount.	Period for repayment calculated (except where otherwise stated) from the date or dates of borrowing.
(a) The purchase of lands for the purposes of this Act.	The sum requisite. £	Sixty years.
(b) The construction of the new street and street improvements authorised by this Act.	12,150	Thirty years.
(c) The construction of the tramways authorised by this Act.	22,880	Twenty-five years.
(d) The electrical equipment of those tramways.	6,630	Twenty years.
(e) The payment of the costs charges and expenses of this Act.	The sum requisite.	Five years from the passing of this Act.

(2) (a) The Council may also with the consent of the Minister of Transport borrow such further money as may be necessary for any of the purposes of Part IV. (Light railways and tramways) of this Act and may with the consent of the Minister of Health borrow such further money as may be necessary for any purposes of this Act other than the purposes of that Part.

(b) Any money borrowed under this subsection shall be repaid within such period as may be prescribed by the Minister with whose consent it is borrowed.

(3) In calculating the amounts which the Council may borrow under the Local Government Act 1888 or

any other enactment the amounts borrowed under this Act shall not be reckoned but subject as aforesaid any money to be borrowed under this Act shall be borrowed under and subject to the provisions (so far as applicable) of section 69 of the Local Government Act 1888 but the consent of the Minister of Health shall not be required to the borrowing or to the period of repayment of moneys borrowed under this section except to the extent provided by subsection (2) of this section.

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28.—(1) The clerk shall if and when he is requested by the Minister of Health so to do transmit to the Minister a return showing the provision made for the repayment of any loans raised by the Council under any statutory borrowing power.

Return to
Minister of
Health with
respect to
repayment
of debt.

(2) The return shall show such particulars and shall be made up to such date and in such form as the Minister may require and shall if so required by him be verified by statutory declaration of the clerk or the chief accounting officer of the Council and shall be transmitted within one month after the making of the request and in the event of his failing to make such return the clerk shall for each offence be liable to a penalty not exceeding twenty pounds to be recovered by the Minister in a court of summary jurisdiction and notwithstanding the recovery of such penalty the making of the return shall be enforceable by writ of mandamus to be obtained by the Minister out of the High Court.

(3) If it appears to the Minister by such a return as aforesaid or otherwise that the Council have failed to pay any instalment or annual payment required to be paid or to appropriate any sum required to be appropriated or to set apart any sum required for any sinking fund (whether such instalment or annual payment or sum is required by any enactment relating to the statutory borrowing power or by the Minister in virtue thereof to be paid appropriated or set apart) or have applied any portion of any sinking fund to any purpose other than those authorised the Minister may by order direct that the sum in such order mentioned not exceeding the amount in respect of which default has been made shall be paid or applied in the manner and by the date in such order mentioned and the Council shall notify the Minister as soon as the order is complied with and any

A.D. 1925. such order shall be enforceable by writ of mandamus to be obtained by the Minister out of the High Court.

(4) The provisions of this section shall extend and apply to any annual returns required to be made to the Minister with regard to the repayment of debt by any provisions of any Acts or Orders now in force in the county or by any regulations made thereunder notwithstanding anything contrary to or inconsistent therewith in any such Act Order or regulation.

(5) In this section the expression "statutory borrowing power" means any power whether or not coupled with a duty of borrowing or continuing on loan or re-borrowing money or of redeeming or paying off or creating or continuing payment of or in respect of any annuity rentcharge rent or other security representing or granted in lieu of consideration money for the time being existing under any Act of Parliament public or local passed or to be passed or under any Provisional Order confirmed by Act of Parliament passed or to be passed or under any order or sanction of any Government department made or given or to be made or given by authority of any Act of Parliament passed or to be passed.

Extension
of borrowing
powers
under Local
Government
Act 1888.

29. The County of Middlesex Orders 1899 and 1905 which were respectively confirmed by the Local Government Board's Provisional Orders Confirmation (No. 7) Act 1899 and the Local Government Board's Provisional Orders Confirmation (No. 2) Act 1905 and whereby the limit of the borrowing powers of the Council under the Local Government Act 1888 was enlarged shall have effect as if for the words "seven hundred and fifty thousand pounds" in article I. of the said Order of 1899 there were substituted the words "one million five hundred thousand pounds."

Agreements
with Acton
Corporation
and Finch-
ley Urban
District
Council.

30.—(1) The Council on the one hand and the mayor aldermen and burgesses of the borough of Acton and the urban district council of Finchley (who are in this section referred to as "the local authorities") or either of them on the other hand may enter into and carry into effect agreements for the contribution by the local authorities respectively towards the cost of acquiring the land which the Council are by this Act authorised to acquire and of the execution and maintenance of the works authorised by Part III. (Street improvements) of this Act.

(2) The purposes of this section shall be deemed to be purposes of the Public Health Act 1875 and any expenditure incurred by either of the local authorities under this section or under any agreement entered into under the authority of this section shall be defrayed out of their district fund or out of money borrowed under that Act.

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31.—(1) The Council may so far as they consider necessary apply subject to the approval of the Minister of Health any capital moneys received by them on the re-sale or exchange of or by leasing any lands acquired under the authority of Part II. of this Act in the purchase of other lands but as to capital moneys so received and not so applied the Council shall apply the same in or towards the extinguishment of any loan raised by them under the powers of this Act or any other enactment relating to the Council and such application shall be in addition to and not in substitution for any other mode of extinguishment of such loan except to such extent and upon such terms as may be approved by the Minister of Health.

Proceeds
of sale of
surplus
lands.

(2) Any capital moneys received by the Council on the re-sale or exchange of or by leasing any lands acquired otherwise than under Part II. of this Act shall be applied in the same manner as capital moneys received under the Act in pursuance of which the land was acquired are applicable or in such other manner as may be approved by the Minister of Health.

PART VI.

FRONTAGE AND BUILDING LINES.

32. In this Part of this Act (except where otherwise provided)—

Definition
of road
authority.

(1) The expression "road" shall include any highway:

(2) The expression "road authority" shall mean—

(a) The Council in respect of any road which is or shall be either—

(i) a main road by virtue of subsection (2) of section 10 of the Development and Road Improvement Funds Act 1909; or

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(ii) constructed by the Minister of Transport under section 9 of the last mentioned Act; or

(iii) a main road situate in a borough or an urban district for the repair and maintenance of which the urban authority is not for the time being responsible by virtue of subsection (2) of section 11 of the Local Government Act 1888 as modified by section 27 (Power for district councils to give up management of main roads) of the Act of 1898; or

(iv) a main road in a rural district;

(b) In respect of any other road the council of the borough urban district or rural district in which it is situate:

(3) The expression "owner" has the same meaning as in the Public Health Act 1875.

Frontage
line.

33. With respect to the roads which are mentioned in the First Schedule to this Act or with respect to the roads constructed by the Council under the Act of 1914 the following provisions shall in addition to and not in substitution for or in derogation of anything contained in any Act byelaw or regulation for the time being in force within the county or any district within the county have effect (that is to say):—

(1) Where any such road is in the opinion of the road authority narrow or inconvenient or insufficient for the traffic or without any sufficiently regular line of frontage the road authority may from time to time prescribe and define what shall thereafter be the line of frontage to be observed on either side of such road. The line which in any case the road authority propose to prescribe and define shall be distinctly marked and shown on plans to be signed by the surveyor of the road authority and deposited with the clerk and with the clerk to the local authority and such plans shall be at all reasonable times thereafter open for the inspection of the public without charge and one month at least before the road authority formally

prescribe and define the line they shall give notice in writing of the deposit of the said plans to every owner lessee and tenant interested whose name and address they can ascertain : A.D. 1925.
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- (2) No new building erection excavation or obstruction shall be made or placed nearer to the centre of the road than such line except with the consent in writing of the road authority which may be given for such period and upon and subject to such terms and conditions as they may deem expedient :
- (3) The road authority may purchase and the owner and all other persons interested shall if required so to do by the road authority sell any land lying between any line prescribed by the road authority under this section and the road authority shall if required to do so by the owner thereof (not being a person whose interest in the land is that of a lessee for a term of which twenty-one years do not remain unexpired) purchase the land for the time being unbuilt upon lying between such line and the road :
- (4) Until any land purchased under the last preceding subsection is added to the road the occupier of the land from which it is severed and other persons with his permission shall be entitled to reasonable access across the land so purchased to and from the road and shall have the same rights in regard to the laying down and maintenance in such land of drains gas and water pipes and electric lines as if it were part of the road :
- (5) Whenever in any of the above cases the road authority shall prescribe and define the said line to be observed they shall make full compensation to the owner and other persons interested in any land for any loss or damage they may sustain in consequence of the line of frontage being set back and the road authority shall also make to the owner of any adjoining land or building and to all other persons interested in any such adjoining

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land or building full compensation in respect thereof for all damage loss or injury (if any) sustained by them to such land or building by reason of the road authority prescribing and defining the said line to be observed.

Building
line.

34.—(1) If any road in the county shall be certified by the Minister of Transport to be an arterial road or a road as regards which provision should be made to facilitate the widening thereof (whether such widening be required immediately or is likely to be required in the future) to meet development of traffic and whether or not any such road be one of the roads mentioned in the First Schedule to this Act the road authority may with the consent of the said Minister given after consultation with the Minister of Health prescribe a building line (in this section called "the building line") in such road or any part thereof and the formalities referred to in the last preceding section with reference to the prescription by the road authority of a line of frontage shall apply to the prescription by the road authority of a building line.

(2) It shall not be lawful to bring forward any building structure construction or erection or any part thereof or any addition thereto other than boundary walls or fences nor to make any permanent excavation in front of the building line.

(3) The road authority may at any time after the building line has been prescribed on giving three months' notice in writing to the owner of any building structure or erection which or any part of which was beyond or in front of the building line at the date when the same was so prescribed require that such building or erection shall be pulled down set back or altered so that the same shall not project beyond or in front of the building line.

(4) The road authority may purchase and the owner and all other persons interested shall if required so to do by the road authority sell any land situate between the building line and the road.

(5) Until any land purchased under the last preceding subsection is added to the road the occupier of the land from which it is severed and other persons with his permission shall be entitled to reasonable access across

the land so purchased to and from the road, and shall have the same rights in regard to the laying down and maintenance in such land of drains gas and water pipes and electric lines as if it were part of the road.

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(6) In the event of—

(a) any building structure or erection being pulled down set back or altered in accordance with any requirement of the road authority under this section; or

(b) any building or erection being erected to the building line in any road (other than a street or part thereof in which at the time the building line is prescribed there is a regular building line already defined by the character and position of the buildings erected therein and in a position not nearer to the centre line of the street than the building line so prescribed); or

(c) the erection of a building being rendered impracticable on any land owing to the building line;

the road authority shall make compensation to the owner lessee and tenant of any such building structure erection or land or to any of them for any loss or damage sustained by such owner lessee or tenant by or in consequence of such building or erection being pulled down set back or altered or in consequence of any building or erection not being allowed to be erected in front of the building line as the case may be.

35. The amount of any compensation or purchase money payable under the foregoing provisions of this Part of this Act shall be ascertained under and in accordance with the provisions of the Acquisition of Land (Assessment of Compensation) Act 1919 and the provisions of the Lands Clauses Acts as incorporated with this Act (except sections 92 and 123 of the Lands Clauses Consolidation Act 1845) shall be incorporated with this Part of this Act and shall apply accordingly.

Ascertain-
ment of
compensa-
tion.

In determining the amount of any such compensation or purchase money as aforesaid the benefits accruing to the person to whom the same shall be paid by reason of the widening or improvement of the road shall be

A.D. 1925. — fairly estimated and shall be set off against the compensation or purchase money.

Service of
notices &c.

36. Every notice or other document for the purpose of this Part of this Act may be served either by delivering it or leaving it at the usual or last known place of abode of the person on whom it is to be served or by sending it by post as a registered letter addressed to that person at his usual or last known place of abode or by delivering it to some person on the premises or if there is no person on the premises it may be so served by affixing it on some conspicuous part of the premises and any such notice or document may be addressed by the description of the "owner" or the "occupier" of the premises (naming them) without further name or description.

Certified
plans.

37. Copies of any plan deposited with the clerk under this Part of this Act certified by him to be true shall be received in all courts of justice and elsewhere as *primâ facie* evidence of the contents of the plan so far as it relates to any line prescribed and defined under this Act and a copy (certified as aforesaid to be true) of so much of any such plan as relates to the district of any local authority shall on the request of the local authority or of the owner lessee or occupier of any property in the district and on payment of a reasonable fee to be determined by the Council be delivered to the local authority or person so applying and all fees so received shall be carried to the credit of the county fund.

Penalties.

38. Any person who shall contravene any of the foregoing provisions of this Part of this Act or shall fail to comply with any requirement made thereunder shall for every such offence be liable to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds for each day on which such offence is continued after conviction in respect thereof.

Contribu-
tion by
county
council.

39. Where the Council are not themselves the road authority the Council may (if they think fit) contribute towards the cost of any widening effected under this Part of this Act or the payment of any compensation payable thereunder as if the same in the case of a main road were an improvement of such road under subsection (2) of section 11 of the Local Government Act 1888 and in the case of any other road were an improvement of

such road under subsection (10) of section 11 of that Act. A.D. 1925.

40. The provisions of section 20 of the Act of 1906 section 15 of the Act of 1914 and section 64 of the Act of 1921 are hereby repealed and any line of frontage or any building line prescribed under any of those sections shall be deemed to have been duly prescribed under this Part of this Act and the provisions thereof shall apply to any such line of frontage or building line accordingly. Repeal of provisions.

41. Nothing in this Part of this Act shall apply to or affect any property occupied or used by a railway company for the purposes of their railway without the consent of the Company. Provided that such consent shall not be unreasonably withheld and any question whether or not such consent has been unreasonably withheld shall be determined by the Minister of Health. For protection of railway companies.

42. Nothing contained in this Part of this Act shall authorise the road authority to prescribe a frontage or building line over that part of the property of the Lee Conservancy Board which is now situate either on the north side of Ferry Lane at Tottenham Lock in the urban district of Tottenham or on the north side of the Lee Valley Road at Ponders End Lock in the urban district of Enfield. For protection of Lee Conservancy Board.

PART VII.

MISCELLANEOUS.

43. The powers of the Council for the purchase of lands by agreement shall be deemed to extend to and to authorise the purchase by the Council by agreement of any lands which they may think it desirable to purchase in order to provide substituted sites or facilities for any persons whose lands may be required by the Council for the purpose of or in connection with the construction or widening of any road. Purchase of lands for exchange.

44.—(1) The Council with the consent of the Minister of Transport may by agreement acquire any land which they may require in connection with or in consequence of any road improvement and which is situate on either side and within two hundred and Acquisition of land for main and arterial roads.

A.D. 1925.

twenty yards from the middle of any road in the county which for the time being is a main road within the meaning of the Local Government Act 1888 or is certified as an arterial road by the Minister of Transport.

(2) In any case in which the Council are unable to acquire by agreement on reasonable terms any land which they are authorised by this section to acquire they may apply to the Development Commissioners for an order empowering them to acquire the land compulsorily and thereupon the provisions of the Development and Road Improvement Funds Act 1909 shall apply as if the acquisition of the land had been authorised by subsection (5) of section 11 of that Act as amended by section 3 of the Development and Road Improvement Funds Act 1910.

Power to enter appeal for adjourned or intermediate sessions.

45. An appeal under section 31 of the Summary Jurisdiction Act 1879 (which regulates the procedure on appeals from courts of summary jurisdiction) may be entered for hearing at a court of quarter sessions in the county held by adjournment (not being a court held by adjournment for some particular area only not comprising the area in respect of which jurisdiction is exercised by the court from which the appeal is brought) or at an intermediate court of general sessions and the expression "the next practicable court of general or quarter sessions" in paragraph (1) of that section shall be construed accordingly.

Application of existing enactments.

46. The following enactments shall extend and apply to the purposes of this Act as if they were with all necessary modifications re-enacted in this Act namely:—

The Act of 1914—

- Section 7 Power to make subsidiary works;
- Section 8 Alteration of position of water gas and other pipes;
- Section 9 Power to temporarily stop up or interfere with streets &c.;
- Section 10 Sewers or drains to be removed arched over or filled up;
- Section 11 Council empowered to lay out carriage-ways and footways;

- Section 12 Power to Council to connect drains &c. with streams &c.; A.D. 1925.
- Section 13 Act not to affect obligations as to sewers or drains;
- Section 20 Power to sell materials;
- Section 37 Power to acquire additional lands by agreement;
- Section 38 Owners may be required to sell parts only of certain lands and buildings;
- Section 39 Persons under disability may grant easements &c.;
- Section 41 Errors and omissions in plans &c.;
- Section 42 Power to Council to enter upon property for survey and valuation;
- Section 44 Compensation in cases of recently altered buildings.

The Act of 1921—

- Section 65 Application of penalties;
- Section 66 Recovery of penalties &c.;
- Section 67 Expenses of execution of Act;
- Section 72 Crown rights:

Provided that—

- (1) In the application of the said section 38 that section shall have effect with the substitution of the Second Schedule to this Act for the schedule to that Act;
- (2) The said section 44 shall have effect as if the fourteenth day of November nineteen hundred and twenty-four were therein mentioned instead of the thirtieth day of November nineteen hundred and thirteen.

47. For the protection of the Company the following provisions shall unless otherwise agreed in writing between the Company and the Council have effect (that is to say):—

- (1) Notwithstanding anything contained in this Act or shown on the deposited plans or sections the Council shall not in or in connection with the making of any of the street improvements authorised by this Act alter the level of or otherwise interfere with any part of so much

For protec-
tion of
Metropoli-
tan Electric
Tramways
Limited.

A.D. 1925.
—

of any street in which a tramway or light railway belonging or leased to the Company is laid as forms the site of the track of such tramway or light railway or is situate within three feet on either side thereof except with the consent in writing of the Company (which shall not be unreasonably withheld) and upon and subject to such terms and conditions as the Company in giving any such consent may reasonably impose or except as aforesaid alter or interfere with any post pole cable wire or other work or apparatus belonging to the Company or used by them for any of the purposes of their undertaking :

- (2) The Council shall bear and on demand repay to the Company any reasonable expense incurred by the Company in making good any damage to their said tramways or light railways caused by or resulting from the making of the said street improvements and shall make compensation to the Company for any loss or injury which they may suffer by reason or in consequence of any such damage and shall indemnify the Company against all actions proceedings claims demands costs damages and expenses arising out of any such damage :
- (3) The Council shall not for the purposes of or in connection with the construction of the tramways by this Act authorised enter upon or interfere with any of the light railways belonging or leased to the Company but the Company shall when called upon by the Council so to do construct all such junctions and connections with the said light railways as may be necessary for providing through communication between the said tramways and the light railways with which they are by this Act authorised to form junctions Upon the completion by the Company of the construction of the said junctions and connections and all works in connection therewith the Council shall repay to the Company the amount of the expense reasonably incurred by them in connection with such construction :

(4) If any question shall arise between the Company and the Council under the provisions of this section such question shall be referred to and determined by an arbitrator to be agreed upon between them or failing such agreement to be appointed on the application of either party (after notice in writing to the other of them) by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such reference and determination.

A.D. 1925.
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48. The provisions of the section of this Act of which the marginal note is "For protection of Metropolitan Electric Tramways Limited" shall extend and apply for the benefit and protection of the London United Tramways Limited (in this section referred to as "the London United Company") as if the said provisions had been repeated in this Act with the substitution of references to the London United Company and to tramways and light railways of the London United Company for the references to the Company and to light railways belonging or leased to the Company.

For protec-
tion of
London
United
Tramways
Limited.

49. For the protection of the North Metropolitan Electric Power Supply Company (in this section referred to as "the company") the following provisions shall unless otherwise agreed in writing between the Council and the company have effect (that is to say):—

For protec-
tion of
North
Metro-
politan
Electric
Power
Supply
Company.

(1) When constructing the new street (Work No. 1) authorised by this Act the Council at the written request of the company shall construct along the said new street and across the Great North Road but within the limits of deviation shown on the deposited plans ducts or other accommodation of such capacity as may be agreed or settled by arbitration suitable for the laying by the company of electric mains and other works for connecting their existing high tension mains situate under Ballards Lane with those situate under Woodhouse Road: The said ducts or other accommodation shall where situate in Woodhouse Road be constructed under the footway thereof (unless otherwise agreed) and subject thereto shall be constructed in such

A.D. 1925.

position and at such depth as may be agreed or settled by arbitration :

- (2) (a) Before stopping up Old Ballards Lane the Council shall give to the company one month's notice of their intention so to do which notice shall not be given until after the completion of the ducts and other accommodation to be provided by the Council under subsection (1) hereof and on receipt of such notice the company may provide and lay in the ducts or other accommodation to be provided by the Council as aforesaid extra high tension mains and other works and apparatus in substitution for and of a size or capacity equal to that of the company's existing extra high tension mains and other works and apparatus situate under Old Ballards Lane and the Great North Road;

(b) The company shall complete the laying of the said mains works and apparatus before the expiration of six weeks from the giving of the said notice ;

(c) The reasonable costs incurred by the company in providing and laying down the said mains shall be repaid by the Council to the company on demand :

- (3) If through the execution of the Works Nos. 2 3 and 4 authorised by this Act or any works connected therewith or if in carrying into execution the powers of the section of this Act of which the marginal note is "Frontage line" or consequential on the exercise of those powers the carriageway of any road is widened so as to extend over any mains pipes or wires or other works or appliances (hereinafter referred to as "apparatus") of the company which prior to such widening were situate under the footway or at the side of the road the company may relay such apparatus under the footway or at the side of the widened road or may lower such apparatus so as to provide adequate protection against vehicular traffic and the Council shall repay to the company the reasonable costs of the company in so relaying or lowering such apparatus ;

- (4) If in executing the said Works Nos. 2 3 and 4 or the Tramways Nos. 2 and 3 by this Act authorised or any works connected therewith respectively the Council lower or raise any street or road so as to leave over any apparatus of the company a covering of less than two feet or more than four feet when the apparatus is situate under the carriageway or a covering of less than eighteen inches or more than three feet where the apparatus is situate under the footway of the street or road the company may relay such apparatus at such depth as may be agreed or settled by arbitration or may divert the same under the footway of such street or road and the Council shall repay to the company the reasonable costs of the company in so relaying or diverting the apparatus : A.D. 1925.
- (5) In constructing the Tramways Nos. 2 and 3 by this Act authorised or in reconstructing any tramway or light railway under the provisions of the section of this Act of which the marginal note is "Separate tramway tracks" in any street or road in or under which any apparatus of the company is situate the Council or any company shall not interfere with any such apparatus or obstruct the present access thereto by the company and if any alteration of any such apparatus is necessitated by the construction of any of the said tramways or the reconstruction of any tramway or light railway such alteration shall be executed by the company and the reasonable costs of executing such alterations shall be repaid by the Council to the company :
- (6) Any difference which shall arise between the company and the Council under the foregoing provisions of this section and any matter which by this section is required to be settled by arbitration shall be referred to a single arbitrator to be agreed or failing agreement to be appointed on the application of either party by the President of the Institution of Civil Engineers and the provisions of the Arbitration Act 1889 shall apply to the reference :

A.D. 1925.

(7) Subject as aforesaid nothing in this Act or in the provisions incorporated therewith shall extend to or authorise any interference with any works of the company to which the provisions of section 15 of the Electric Lighting Act 1882 apply except in accordance with and subject to the provisions of that section and the provisions of the schedule to the Electric Lighting (Clauses) Act 1899.

For
protection
of Brentford
Gas
Company.

50. For the protection of the Brentford Gas Company (in this section referred to as "the gas company") the following provisions shall unless otherwise agreed in writing between the gas company and the Council have effect (that is to say):—

- (1) Section 52 of the County of Middlesex Light Railways Order 1903 so far as the same affects the gas company shall with the necessary modifications extend and apply to the gas company in connection with the construction of Tramway No. 1 by this Act authorised in lieu of the provisions of section 30 of the Tramways Act 1870 as incorporated with this Act Provided that in the application of the said section 52 subsection (1) thereof shall be read and have effect as if fourteen days were substituted therein for seven days and that in addition to the powers of requiring alterations of any mains pipes works or apparatus (all of which are in this section referred to as "apparatus") exercisable by the gas company under that section the Company shall be entitled to require the execution of reasonable works for the protection of their apparatus or the supporting or strengthening thereof:
- (2) The gas company their engineers workmen or others in their employ may at all reasonable times enter upon any works of the Council or on any street road or footway temporarily stopped up by the Council under the powers of this Act in which any apparatus of the gas company is situate and do all such works as the gas company may consider necessary for repairing maintaining removing replacing or extending such apparatus:

- (3) The provisions of the sections of this Act of which the marginal notes are respectively "Frontage line" and "Building line" shall not apply to the lands of the gas company abutting upon Brentford High Street or upon the Greenford Road and the powers conferred by the said sections shall not be exercised with reference to any such lands : A.D. 1925.
—
- (4) Nothing in either of the sections of this Act referred to in the last preceding subsection of this section shall prevent or interfere with the right of the gas company to make in any road all such excavations for any of the purposes of their undertaking as they could have made if those sections had not been enacted :
- (5) The provisions of this section shall be in addition to and not in derogation of any other provisions of this Act or of any enactment incorporated with or applied by this Act to the benefit of which the gas company would otherwise have been entitled but if there shall be any inconsistency between the provisions of this section and any such other provision as aforesaid the provisions of this section shall prevail.

51. Nothing contained in this Act shall extend or operate to authorise the Council to take use enter upon or in any manner interfere with any land soil water or hereditaments or any land parcel of any manor or any manorial rights or any other rights of whatsoever description belonging to His Majesty in right of His duchy of Lancaster without the consent in writing of the chancellor for the time being of the said duchy first had and obtained (which consent the said chancellor is hereby authorised to give) or take away prejudice or diminish any estate right privilege power or authority vested in or enjoyed or exerciseable by His Majesty His heirs or successors in right of His said duchy. Saving rights of duchy of Lancaster.

52. In respect of the exercise of any powers or duties conferred on the Minister of Transport or the giving by him of any consents under this Act the provisions of Part I. of the Board of Trade Arbitrations &c. Act 1874 shall apply as if the Minister of Transport were referred to therein in lieu of the Board of Trade and as if in Inquiries by Minister of Transport.

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section 4 of that Act the words "under the seal of the Minister of Transport" were substituted for the words "by writing under the hand of the President or of one of the secretaries of the Board."

Costs of Act.

53. The costs charges and expenses of and incidental to preparing applying for and obtaining this Act as taxed by the taxing officer of one of the Houses of Parliament shall be paid by the Council out of the county fund or out of moneys to be borrowed under this Act.

The SCHEDULES referred to in the foregoing Act. A.D. 1925.

FIRST SCHEDULE.

MAIN ROADS (Classified).

Classi- fication No.	District.	Road.	Length in Miles.
A. 1	Hornsey - - -	Great North Road and Arch- way Road.	1.37
	Finchley - - -	Great North Road - - -	4.06
	South Mimms - - -	Great North Road - - -	2.82
A. 4	Chiswick - - -	Chiswick High Road to Great West Road.	1.58
	Heston and Isleworth	Bath Road (from Great West Road to Staines Rural District boundary).	0.90
	Staines Rural - - -	Bath Road - - -	5.00
A. 5	Willesden - - -	Edgware Road - - -	1.72
	Hendon Urban - - -	Edgware Road - - -	2.69
	Kingsbury and Hendon Urban.	Edgware Road - - -	0.54
	Hendon Urban and Hendon Rural.	Edgware Road - - -	0.42
	Hendon Rural - - -	Edgware Road (to Stanmore Corner).	1.13
	Hendon Rural - - -	Elstree Road - - -	1.75
A. 6	South Mimms - - -	St. Albans Road - - -	3.15
A. 10	Tottenham - - -	Hertford Road - - -	2.41
	Edmonton - - -	Hertford Road - - -	2.45
	Enfield - - -	Hertford Road - - -	3.03
A. 30	Staines Rural - - -	Staines Road - - -	1.80
	Staines Urban - - -	London Road High Street and Clarence Street.	1.34
A. 40	Acton - - -	Uxbridge Road - - -	1.75
	Ealing - - -	Uxbridge Road - - -	2.04
	Hanwell - - -	Uxbridge Road - - -	0.55
	Southall - - -	Uxbridge Road - - -	2.14
	Hayes - - -	Uxbridge Road - - -	2.36
	Uxbridge Rural - - -	Uxbridge Road - - -	1.35
	Uxbridge Urban - - -	Uxbridge Road - - -	1.30
A. 41	Hendon Rural - - -	Edgware Road (from Stan- more Corner to county boundary).	2.42

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Classification No.	District.	Road.	Length in Miles.
A. 105	Tottenham	Green Lanes	1.10
	Wood Green	Green Lanes	1.32
	Southgate	Green Lanes	2.15
	Enfield	Green Lanes	3.95
A. 108	Tottenham	Great Cambridge Road	1.32
	Edmonton	Great Cambridge Road	2.68
	Enfield	Great Cambridge Road	2.97
A. 110	Enfield	Southbury Road The Town Church Street East Barnet Road Cat Hill.	3.87
A. 111	Southgate	Chase Side (part)	0.19
	Enfield	Cockfosters Road and Southgate Road.	2.99
	South Mimms	Southgate Road	0.40
	Edmonton	Silver Street	0.13
A. 305	Twickenham	Richmond Road and King Street.	1.16
A. 308	Hampton Wick	Hampton Court Road	1.30
	Hampton	Kingston and Staines Road	2.28
	Staines Urban	Kingston and Staines Road	0.20
A. 309	Hampton	Park Road	0.16
	Teddington	Park Road	0.27
A. 310	Teddington	Kingston Road	1.35
	Twickenham	Kingston Road	1.82
	Hampton Wick	Upper Teddington Road and High Street.	0.50
	Heston and Isleworth	Kingston Road	1.66
A. 312	Hayes	Yeading Lane	1.10
	Hayes	Harrow Kingston	2.23
	Uxbridge Rural	Harrow Kingston	2.60
	Harrow	Northolt Road	1.12
	Harrow	Bessborough Road	0.47
	Harrow	Lower Road	0.29
A. 313	Teddington	High Street	0.40
A. 314	Heston and Isleworth	Hanworth Road	1.11
A. 315	Chiswick	From Great West Road to district boundary.	0.20
	Brentford		1.22
	Heston and Isleworth		4.09
	Staines Rural	(To Great West Road extension).	2.08
A. 332	Uxbridge Urban	Windsor Road	0.77
A. 403	Acton	Western Avenue	0.46
A. 404	Willesden	Harrow Road	2.38
	Wembley	Ditto (to Sheepcote Road)	2.52
	Ruislip-Northwood	Rickmansworth Road	2.38
	Harrow	Pinner Road	0.94
	Harrow	Pinner Road	0.49

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Classification No.	District.	Road.	Length in Miles.
A. 405	Wembley - - -	Vicars Bridge to Alperton -	0.35
A. 406	Willesden - - -	North Circular Road - - -	2.70
	Hendon - - -	North Circular Road - - -	1.68
	Southgate - - -	North Circular Road - - -	0.58
	Edmonton - - -	North Circular Road - - -	0.45
A. 407	Willesden - - -	Willesden Lane Light Rail- way (part).	1.05
A. 408	Uxbridge - - -	Cowley Road to Vine Street	0.88
	Uxbridge Rural - - -	Cowley Road to Vine Street (to boundary of the rural district of Staines).	2.38
	Yiewsley - - -	Cowley Road to Vine Street	0.63
A. 409	Harrow - - -	Station Road (commencing at Sheepcote Road).	0.15
	Harrow - - -	Sheepcote Road - - -	0.31
	Wealdstone - - -	Station Road High Street -	1.10
	Hendon Rural - - -	High Road Harrow Weald	0.13
	Hendon Rural - - -	Wealdstone-Bushey Road -	2.19
A. 410	Hendon Rural - - -	Uxbridge Road - - -	3.81
A. 500	Hendon Urban - - -	Finchley Road - - -	2.06
	Finchley - - -	Finchley Road - - -	2.10
A. 502	Hendon Urban - - -	North End Road Golders Green Road Brent Street Station Road.	3.42
A. 503	Hornsey - - -	Seven Sisters Road - - -	0.29
	Tottenham - - -	Seven Sisters Road - - -	0.81
	Tottenham - - -	Broad Lane and Ferry Lane	0.85
A. 1004	Southgate - - -	High Street Aldermans Hill	1.42
A. 1005	South Mimms - - -	Enfield Road - - -	0.86
	Enfield - - -	The Ridgway - - -	3.86
A. 3002	Brentford - - -	Boston Road - - -	1.32
	Hanwell - - -	Boston Road - - -	1.19
A. 3004	Heston and Isleworth	South Street Richmond Road and St. John's Road.	1.46
A. 3005	Heston and Isleworth	Heston Road - - -	1.91
A. 3006	Heston and Isleworth	Bath Road (from Hounslow to Great West Road).	1.15
A. 4000	Brentford - - -	Gunnery Lane - - -	0.68
A. 4001	Hanwell - - -	Upper Boston Road - - -	0.17
A. 4003	Willesden - - -	Willesden Lane (part) - - -	1.35
A. 4005	Wembley - - -	Harrow Road (from Sheep- cote Road).	0.77
	Harrow - - -	Sudbury Hill High Street and Station Road (to Sheepcote Road).	1.47
	Harrow - - -	Peterborough Road - - -	0.37

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Classi- fication No.	District.	Road.	Length in Miles.
A. 4006	Kingsbury - - -	Kingsbury and Kenton Road	1.67
	Wembley - - -	Kingsbury and Kenton Road	1.10
	Wealdstone - - -	Kingsbury and Kenton Road	1.04
A. 4088	Willesden - - -	Neasden Lane and Dudden Hill Lane.	1.48
	Kingsbury - - -	Kingsbury Lane and Forty Lane.	0.70
B. 154	Edmonton - - -	Enfield Road (as far as Light Railway Road).	1.38
B. 156	Enfield - - -	The Causeway - - -	0.40
	South Mimms - - -	Coopers Lane - - -	0.11
B. 358	Heston and Isleworth	Wellington Road Sutton Lane and Church Lane.	2.04
B. 358	Harrow - - -	Greenford Road - - -	0.37
B. 361	Heston and Isleworth	Whitton Road - - -	0.65
B. 362	Heston and Isleworth	Bell Road - - -	0.19
B. 363	Heston and Isleworth	Spring Grove Road - - -	0.93
B. 454	Kingsbury - - -	Church Road - - -	1.26
B. 455	Hanwell - - -	London Road - - -	0.61
	Greenford - - -	London Road - - -	0.88
	Ruislip-Northwood - - -	Northolt Road - - -	5.66
	Uxbridge Rural - - -	Northolt Road - - -	1.80
B. 456	Greenford - - -	Perivale Lane - - -	1.03
B. 457	Harrow - - -	Roxeth Road - - -	0.32
B. 458	Harrow - - -	College Road - - -	0.30
B. 459	Hendon Rural - - -	Boxtree Road and Elm Road	0.85
B. 460	Hendon Rural - - -	Oxhey Lane - - -	0.96
B. 464	Uxbridge Rural - - -	Harlington Road - - -	1.40
	Hayes - - -	Dawley Road - - -	0.198
B. 465	Yiewsley - - -	Falling Lane - - -	0.50
	Uxbridge Rural - - -	Falling Lane - - -	1.29
	Hayes - - -	West Drayton Road - - -	0.107
B. 466	Ruislip-Northwood - - -	Ickenham Road Ruislip Road High Street Ruislip Eastcote Road.	3.03
	Uxbridge Rural - - -	Long Lane - - -	2.69
	Hendon Rural - - -	Cuckoo Hill - - -	0.15
B. 467	Uxbridge Rural - - -	Back Lane and Uxbridge Common.	1.76
	Uxbridge Urban - - -	Harefield Road - - -	0.50
B. 468	Ruislip-Northwood - - -	Church Road Green Lane (part) Watford Road.	0.80
B. 469	Ruislip-Northwood - - -	Green Lane - - -	0.76
B. 470	Uxbridge Rural - - -	Iver Road - - -	0.32
B. 519	Hornsey - - -	High Street Great North Road.	0.39
B. 650	South Mimms - - -	Mimms Hall Road	2.60

MAIN ROADS (Unclassified).

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District.	Road.	Length in Miles.
Edmonton - - -	Green Lanes - - - - -	0·31
"	Enfield Road (Church Street) -	0·25
Harrow - - -	Grove Hill - - - - -	0·38
Hendon Rural - -	Church Lane - - - - -	0·08
Heston and Isleworth -	Isleworth Road - - - - -	0·75
Hornsey - - -	High Street (Great North Road) -	0·33
Staines Urban - -	Bridge Street - - - - -	0·05
Southgate - - -	Green Lanes - - - - -	0·50

HIGHWAYS not main roads towards which the County Council contributes under section 11 subsection (10) of the Local Government Act 1888.

No.	Name of Borough or District Council.	Name or Description of Road.	Total Length of Subsidised Roads in District.
1	Acton - - -	Churchfield Road from Horn Lane to Acton Station North and South-West Junction Railway.	·375
	"	Acton Lane from Uxbridge Road Acton leaving Acton Lane at the commencement of Beaconsfield Road through Beaconsfield Road and Acton Green and joining Acton Lane north of Fairlawn Grove to the High Road Chiswick at the boundary of the district near Acton Green railway station.	1·084
2	Brentford -	Ealing Road from High Street Brentford to the Ealing boundary exclusive of the railway bridge and approaches.	·666
3	Chiswick -	Acton Lane from High Road Chiswick to boundary of district in Acton Lane.	·049
	"	Bath Road from Turnham Green Terrace to level crossing L.N.W. and Midland Railway Companies joint line at county boundary.	·278

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No.	Name of Borough or District Council.	Name or Description of Road.	Total Length of Subsidised Roads in District.
	Chiswick -	Chiswick Lane from Chiswick Dock to Great Western Main Road.	.460
	"	Heathfield Terrace from High Road to Wellesley Road.	.303
	"	Turnham Green Terrace from the Great Western Main Road to Acton boundary.	.227
	"	Wellesley Road from Heathfield Terrace and Sutton Lane to boundary of district.	.714
4	Ealing -	High Road St. Mary's Road and Ealing Road South from the Broadway to the Brentford boundary including railway bridge and approaches.	1.338
5	Edmonton -	Angel Road from Hertford Main Road to the county boundary at the River Lea.	1.169
	"	Silver Street from Great Eastern (Silver Street) railway station to Firs Lane.	1.170
6	Enfield -	Ordnance Road from its junction with Hertford Main Road to the bridge over the Lea Navigation Canal near "Ordnance Arms" public house.	1.190
	"	South Street from the county boundary to the Hertford Main Road exclusive of the bridge over the Lea Navigation Cut and approaches and the portion repairable by the Great Eastern Railway Company at their level crossings and the approaches but including the bridge over the Mill Stream and approaches.	1.002
7	Feltham -	From junction with Staines Main Road to St. Dunstan's church.	1.665
8	Finchley -	East End Road from Regent's Park Road to the Great North Road exclusive of the railway bridge and approaches.	1.604
	"	Totteridge Lane from the Great North Road Whetstone to the boundary of the county at Dollis Brook exclusive of the railway bridge and approaches.	.219

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No.	Name of Borough or District Council.	Name or Description of Road.	Total Length of Subsidised Roads in District.
9	Friern Barnet	Friern Barnet Road from Southgate boundary Betstyle Road to Finchley boundary Workhouse Lane including over railway bridge and approaches.	·778
11	Hornsey -	Tottenham Lane The Broadway Crouch End Hill and Hornsey Lane.	1·903
12	Southall-Norwood.	South Road or Station Road from Uxbridge Main Road to Southall Railway Station.	·382
	"	Norwood Green Road from Southall Railway Station to the Heston and Isleworth boundary excluding the canal bridge and approaches.	1·325
13	Southgate -	Betstyle Road or High Street from Wood Green boundary to Friern Barnet boundary.	255
	"	Bowes Road - - - - -	1·450
	"	Palmerston Road - - - - -	·282
	"	Palmerston Crescent - - - - -	·233
14	Staines -	Staines and Kingston Road from the entrance to Staines L. and S.W. railway station near the Railway Hotel to the Staines Rural boundary in the Staines and Kingston Road exclusive of the railway bridge and approaches.	·526
15	Sunbury -	Staines and Kingston Road from Portlam Bridge to Staines Rural boundary near the Shears Hotel exclusive of the railway bridge and approaches.	1·844
16	Teddington -	Broad Street from its junction with High Road and Park Road to its junction with Hampton Road and Queen's Road.	·190
	"	Hampton Road from its junction with Broad Street to the boundary of the district with Hampton.	·543
	"	Waldegrave Road from High Street at foot of railway bridge to the Twickenham boundary.	·454
	"	Wolsey Road from its junction with Broad Street to its junction with Park Road.	·058

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No.	Name of Borough or District Council.	Name or Description of Road.	Total Length of Subsidised Roads in District.
17	Tottenham -	West Green Road from Hertford Main Road to Green Lanes (Main) Road exclusive of one railway bridge.	1.352
	"	Philip Lane from the High Road near High Cross to the West Green railway station including one railway bridge and part of another railway bridge.	.802
	"	St. Anne's Road from Hertford (Main) Road to the Green Lanes.	1.241
18	Twickenham -	Hampton Road the Green and Heath Road continuous road from Stanley Road to Cross Deep.	1.029
19	Twickenham -	Richmond and Isleworth Road or St. Margarets Road from Richmond Main Road to Heston and Isleworth boundary including the railway bridge and approaches.	.682
	"	Waldegrave Road from Teddington boundary to Kingston Main Road.	.537
20	Wembley -	Watford Road from Harrow Main Road near the Swan Inn to the Metropolitan Railway bridge on the Harrow and Wealdstone boundary.	1.625
	"	Ealing Road from Harrow Road to Grand Junction Canal Approach (Paddington Branch) excluding about 166 feet forming one of the approaches to L. and N.W. Railway bridge.	.897
21	Willesden -	Cambridge Road from Edgware Road to Malvern Road.	.625
	"	Old Harrow Road Church Road to Harrow Road.	.321
	"	Malvern Road from Kilburn Lane to Shirland Road.	.391
	"	Winchester Avenue and Salisbury Road continuous road from Willesden Lane to Canterbury Road including railway bridge.	.727
22	Willesden -	Brondesbury Road Harvist Road Mortimer Road and Hazel Road continuous road from county boundary High Road Kilburn to Harrow Road at Kensal Green.	1.603

No.	Name of Borough or District Council.	Name or Description of Road.	Total Length of Subsidised Roads in District.
23	Wood Green -	Finsbury Road and Palmerston Road from Bounds Green Road to boundary of district at Southgate.	.530
	„	Mayes Road from junction with Green Lanes Main Road Wood Green to junction with Station Road.	.369
	„	Park Avenue from Bounds Green Road to Station Road.	.270
24	Staines Rural	Staines and Kingston Road from Staines Urban District boundary to the Sunbury boundary excluding Ashford Ford bridge and approaches.	2.656

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SECOND SCHEDULE.

DESCRIPTION OF PROPERTIES OF WHICH PORTIONS ONLY MAY BE TAKEN.

Borough or district.	Numbers on deposited plans.
Borough of Acton - - -	7 16
Urban district of Finchley	2 3 10 11 12 13 18 25 26 27 28 29 30 31 32 33 34 35.

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