

[32 & 33 VICT.] *The Belgravia and South Kensington* [Ch. clv.]
New Road Act, 1869.



CHAP. clv.

An Act to extend the time for the purchase of lands for and completion of the Belgravia and South Kensington New Road, and for other purposes. A.D. 1869.
[9th August 1869.]

WHEREAS by "The Belgravia and South Kensington New Road and Improvement Act, 1866," (herein-after called "the Act of 1866,") the Belgravia Road Company (herein-after called "the Company") were incorporated, and authorized to make and maintain a road from Westbourne Place in the parish of Saint George, Hanover Square, to Michael's Grove in the parish of Saint Mary Abbot, Kensington : 29 & 30 Vict. c. cccxxxviii.

And whereas by "The Belgravia and South Kensington New Road (Amendment) Act, 1868," further powers were granted to the company with reference to the borrowing of money and the making of the said road : 31 & 32 Vict. c. clxxxix.

And whereas it is expedient that the time granted by the Act of 1866 for the compulsory purchase of lands and completing the road should be extended :

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

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

1. This Act may be cited for all purposes as "The Belgravia and South Kensington New Road Act, 1869." Short title.

2. The powers granted to the company by the Act of 1866 for the compulsory purchase of lands are hereby extended, and may be exercised by the company for and during a period of two years from the passing of this Act, and on the expiration of that period those powers shall cease. Powers for compulsory purchase of lands extended.

[Local.-155.]

[Ch. clv.] *The Belgravia and South Kensington* [32 & 33 VICT.]
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A.D. 1869.

Extension of
time for
completion
of road.

Time limited
for comple-
tion of road.

Parties ag-
grieved by
extension of
time may
have com-
pensation for
additional
damage.

Existing
contracts
and notices
to take lands
not to be
affected.

Expenses of
Act.

3. The time limited by the Act of 1866 for the completion of the road thereby authorized shall be and the same is hereby extended and enlarged until the expiration of three years from the passing of this Act.

4. If the road shall not be completed within the period limited by this Act, then, on the expiration of such period, the powers by the Act of 1866 and this Act granted to the company for making and completing the road, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed: Provided always, that any land forming part of the charity estates of Henry Smith, Esquire, deceased, which may be acquired by the company, shall revert to and vest in the trustees of those estates in the event of the road not being completed within the extended time by this Act granted.

5. All justices, arbitrators, umpires, or juries, as the case may be, who award or assess the compensation to be made by the company to the owners or occupiers of or other persons interested in lands taken or used for the purposes of the road and works, or injuriously affected by the construction thereof, shall, in estimating the amount of such compensation, have regard to and assess compensation for the additional damage (if any) sustained by those owners, occupiers, or other persons by reason of the extension of time granted by this Act.

6. Such extension of time shall not affect any contract entered into or notice given by the company before the passing of this Act for purchasing, taking, or using any lands which the company was entitled to purchase, take, or use, but every such contract and notice shall be construed and take effect, and the same proceedings may be had thereunder, and all parties thereto shall be entitled to the same rights and remedies in respect thereof, at law and in equity, as if the extension of time had not been granted.

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