



Board of Trade Arbitrations, &c. Act 1874

1874 CHAPTER 40

PART II

Reference to Hallway Commissioners

6 Power of Board of Trade to appoint Railway Commissioners to be arbitrators or umpire.

Where any difference to which a railway company or canal company is a party is required or authorised under the provisions of any general or special Act passed either before or after the passing of this Act, to be referred to the arbitration of or to be determined or settled by the Board of Trade, or some person or persons appointed by the Board of Trade, the Board of Trade may, if they think fit, by order in writing under the hand of the President or one of the Secretaries of the Board, refer the matter for the decision of the Railway Commissioners, and appoint them arbitrators or umpire, as the case may be, and thereupon the Commissioners for the time being shall have the same powers as if the matter had been referred to their decision in pursuance of the Regulation of Railways Act, 1873, and also any further powers which the Board of Trade, or an arbitrator or arbitrators, or umpire, appointed by the Board of Trade, would have had for the purpose of the arbitration, if the difference had not been referred to the Commissioners : Provided always, that this section shall not apply to any case' in which application is made to the Board of Trade for the appointment of an umpire under the twenty-eighth section of " The Lands Clauses Consolidation Act, 1845."

7 Declaration as to powers of Commissioners in arbitrations.

Where any difference is referred for the decision of the Commissioners in pursuance of the Regulation of Railways Act, 1873, as amended by this part of this Act, the Commissioners shall have the same power by their decision of rescinding, varying, or adding to any award or other decision previously made by any arbitrator or arbitrators (including therein the Board of Trade) with reference to the same subject-matter as

any arbitrator or arbitrators would have had if the difference had been referred to him or them.

8 Duration, &c. of part of Act, and construction with 36 & 37 Vict. c.48.

This part of this Act shall be construed as one with the Regulation of Railways Act, 1873, and shall continue in force for the same time as that Act and no longer, but the expiration of this part of this Act shall not affect the validity of anything done before such

The Regulation of Railways Act, 1873, together with this part of this Act, may be cited as the Regulation of Railways Acts 1873 and 1874.