



Mersey Tunnel (Liverpool/Wallasey) Act 1968

CHAPTER xii

ARRANGEMENT OF SECTIONS

Section

1. Short and collective titles.
2. Interpretation.
3. Application of Part I of Compulsory Purchase Act 1965.
4. Incorporation of Railways Clauses Consolidation Act 1845.
5. Power to acquire lands.
6. Power to acquire easements only in certain cases.
7. Easements only to be acquired under certain lands.
8. Power to construct works.
9. Power to deviate.
10. Application of certain provisions of Acts of 1925, 1933, 1949 and 1965.
11. Application of protective provisions of Act of 1965.
12. Amendments of Acts of 1925, 1949 and 1965 and Liverpool Corporation Act 1936.

Section

13. Power to Liverpool Corporation or joint committee to borrow and repayment of borrowed moneys.
14. Power to suspend annual provision for repayment of borrowed moneys.
15. Amendment of section 10 of Act of 1933.
16. Amendment of section 11 of Act of 1933.
17. As to speed limit.
18. Crown rights.
19. Accommodation for telegraphic lines of Postmaster General.
20. Saving for town and country planning.
21. Costs of Act.

SCHEDULES:

Schedule 1—Describing lands in respect of which easements may be taken as provided by section 6 (Power to acquire easements only in certain cases) of this Act.

Schedule 2—Lands referred to in section 7 (Easements only to be acquired under certain lands) of this Act.

ELIZABETH II



1968 CHAPTER xii

An Act to authorise the construction of a tunnel under the river Mersey between Liverpool and Wallasey; and for other purposes. [30th May 1968]

WHEREAS by the Mersey Tunnel (Liverpool/Wallasey) &c. Act 1965 the lord mayor, aldermen and citizens of the city of Liverpool, the mayor, aldermen and burgesses of the county borough of Birkenhead and the mayor, aldermen and burgesses of the county borough of Wallasey (in this Act respectively referred to as "the Liverpool Corporation", "the Birkenhead Corporation" and "the Wallasey Corporation") were authorised to construct a tunnel for vehicular traffic under the river Mersey with approach roads at each end between the city of Liverpool and the county borough of Wallasey: 1965 c. xl.

And whereas the Mersey Tunnel Joint Committee, a joint committee of representatives of the Liverpool Corporation, the Birkenhead Corporation and the Wallasey Corporation, is authorised to exercise, for and on behalf of the said Corporations,

the powers conferred on them by the said Act of 1965 in respect of the construction and operation of the said tunnel and approach roads:

And whereas the said tunnel is now being constructed and, when completed, will provide accommodation for two lanes of vehicular traffic, but it is estimated that the volume of vehicular traffic on Merseyside will increase to such an extent that the construction of a further tunnel for such traffic under the river Mersey adjacent to the said tunnel would be of public and local advantage:

And whereas it is expedient that the Liverpool Corporation, the Birkenhead Corporation and the Wallasey Corporation should be empowered to construct the works authorised by this Act and to acquire the lands referred to in this Act:

And whereas it is expedient that the Mersey Tunnel Joint Committee should be authorised to exercise, for and on behalf of the Liverpool Corporation, the Birkenhead Corporation and the Wallasey Corporation, the powers in this Act contained in respect of the further tunnel and that the Liverpool Corporation, for and on behalf of the said Corporations, or for and on behalf of the Mersey Tunnel Joint Committee, or the said joint committee, should be empowered to borrow money for defraying capital expenditure to be incurred for the purposes of this Act:

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

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

The construction of the works in respect of which borrowing powers are authorised by this Act	£7,500,000
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And whereas the works included in such estimates are permanent works and it is expedient that the cost thereof should be spread over a term of years:

And whereas plans and sections showing the lines or situations and levels of the works to be constructed under the powers of this Act and a book of reference to such plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the

purposes or under the powers of this Act have been duly deposited in the office of the Clerk of the Parliaments and in the Private Bill Office of the House of Commons and with the town clerks of the county boroughs within which the said works will be constructed or the said lands are situated, which plans, sections and book of reference are respectively referred to in this Act as the deposited plans, the deposited sections and the deposited book of reference:

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

And whereas in relation to the promotion of the Bill for this Act the requirements of Part XIII of the Local Government Act 1933 c. 51. 1933 have been observed:

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.—(1) This Act may be cited as the Mersey Tunnel (Liverpool/Wallasey) Act 1968. Short and collective titles.

(2) The Mersey Tunnel Acts 1925 to 1965 and this Act may be cited together as the Mersey Tunnel Acts 1925 to 1968.

2.—(1) Unless the context otherwise requires, any reference in this Act to an Act of any of the years from 1925 to 1965 shall be construed as a reference to the Mersey Tunnel Act of that year. Interpretation.
1925 c. cx.
1927 c. xciii.
1928 c. iii.
1933 c. xxxix.
1949 c. xxxii.
1955 c. vii.
1961 c. vii.
1965 c. xl.

(2) Subject to the provisions of this section, in this Act the several words and expressions to which meanings are assigned by—

(a) the Act of 1965; or

(b) the Acts wholly or partly incorporated with the Act of 1965 or with this Act;

shall have the same respective meanings unless there be something in the subject or context repugnant to such construction.

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

(4) In this Act “the tunnel” means the tunnel authorised by section 8 (Power to construct works) of this Act, and “the works” means the tunnel together with the works subsidiary thereto authorised by this Act.

Application
of Part I of
Compulsory
Purchase Act
1965.

1965 c. 56.

1946 c. 49.

3.—(1) Part I of the Compulsory Purchase Act 1965 (except section 4, section 24 (5), section 27 and paragraph 3 (3) of Schedule 3 thereof), in so far as it is applicable for the purposes of this Act and is not inconsistent with the provisions thereof, shall apply to the compulsory acquisition of land under this Act as it applies to a compulsory purchase to which Schedule 1 to the Acquisition of Land (Authorisation Procedure) Act 1946 applies and as if this Act were a compulsory purchase order under the said Act of 1946.

(2) Section 11 (1) of the Compulsory Purchase Act 1965 (which empowers the acquiring authority to enter on and take possession of land the subject of a notice to treat after giving not less than fourteen days’ notice), as so applied, shall have effect as if for the words “fourteen days” there were substituted in respect of the lands referred to in Schedule 2 to this Act, the words “one month” and in respect of any other lands which may be acquired under the provisions of this Act, the words “three months”.

(3) In section 11 (3) of the Compulsory Purchase Act 1965 (which permits the acquiring authority to enter on land subject to compulsory purchase for the purpose of survey after giving not less than three nor more than fourteen days’ notice), as so applied, for the words “not less than three nor more than fourteen days’ notice” there shall be substituted the words “not less than seven days’ notice in the case of the first entry and not less than twenty-four hours’ notice in the case of a subsequent entry”.

1845 c. 18.

(4) The Lands Clauses Consolidation Act 1845 shall not apply to the acquisition of land under this Act.

Incorporation
of Railways
Clauses
Consolidation
Act 1845.

1845 c. 20.

4.—(1) The provisions of the Railways Clauses Consolidation Act 1845 with respect to the temporary occupation of lands near the railway during the construction thereof, so far as the same are applicable for the purposes of, and are not inconsistent with or varied by, the provisions of this Act, are hereby incorporated with and form part of this Act and this Act shall be deemed to be the special Act for the purposes of the said incorporated provisions.

(2) In the construction for the purposes of this Act of the provisions of the Railways Clauses Consolidation Act 1845—

the expression “the company” shall mean the Corporations:

the expression "the railway" shall mean the works; and

the expression "the centre of the railway" shall mean the centre line of the tunnel.

5.—(1) Subject to the provisions of this Act, the Corporations may enter upon, take and use such of the lands delineated on the deposited plans and described in the deposited book of reference as they may require for the purposes of the works or for other the purposes of the Mersey Tunnel Acts 1925 to 1968. Power to acquire lands.

(2) The powers of the Corporations for the compulsory acquisition of land under this section shall cease after the expiration of three years from the 31st December, 1968.

(3) Subject to the provisions of this Act, the Corporations may enter upon, use and appropriate so much of the subsoil and under-surface of any street maintainable at the public expense within the limits of deviation as shall be necessary for the purposes of the works without being required to purchase the same or any easement therein or thereunder or to make any payment therefor.

6. Notwithstanding anything in this Act the Corporations may acquire such easements or rights as they may require for the purpose of constructing, maintaining, renewing and using the works in, under or over any of the lands described in Schedule 1 to this Act without being obliged or compellable to acquire any greater interest in, under or over such lands and may give notice to treat in respect of such easements or rights describing the nature thereof. Power to acquire easements only in certain cases.

7.—(1) In this section "the specified lands" means the lands referred to in Schedule 2 to this Act. Easements only to be acquired under certain lands.

(2) The Corporations shall not acquire compulsorily, under the powers of this Act, any part of the surface of the specified lands, but they may, within the limits of lateral and vertical deviation prescribed by this Act in respect of the works, acquire such easements or rights under the specified lands as they may require for the purpose of constructing, maintaining, renewing and using the works, without being obliged or compellable to acquire any greater interest in, under or over such lands, and may give notice to treat in respect of such easements or rights describing the nature thereof.

8. Subject to the provisions of this Act, the Corporations may, in the lines or situations shown on the deposited plans and Power to construct works.

according to the levels shown on the deposited sections, make and maintain the work hereinafter described with all necessary works and conveniences connected therewith—

In the city and in the borough—

A tunnel for vehicular traffic under the river Mersey commencing in the city by a junction with Work No. 2 authorised by the Act of 1965 at a point 195 yards or thereabouts east of the junction of Pall Mall with Chisenhale Street and terminating in the borough by a junction with the said work at a point 70 yards or thereabouts south-west of the junction of Belle Vue Road with Mark Street.

Power to deviate.

9. In executing the works the Corporations may deviate laterally from the lines or situations thereof to any extent within the limits of deviation and vertically from the levels thereof shown on the deposited sections to any extent not exceeding 25 feet upwards and to any extent downwards:

Provided that—

(a) in the execution of so much of the works as are situate under the bed of the river Mersey or under the docks adjacent to the said river, the Corporations shall not, without the consent of the Minister of Transport, deviate upwards to an extent exceeding 2 feet or so as to reduce the depth of cover of the works beneath the bed of the said river to less than 27 feet; and

(b) in the execution of so much of the works as are situate beneath the Great Howard Street Branch Railway of the British Railways Board, the Corporations shall not, without the consent of the said board, deviate upwards to an extent exceeding 10 feet.

Application of certain provisions of Acts of 1925, 1933, 1949 and 1965.

10.—(1) The provisions of the Acts of 1925, 1933 and 1949 specified in Schedule 2 to the Act of 1965, other than section 18 (Underpinning of houses near works) of the Act of 1925, so far as they are applicable in that behalf, shall apply and have effect for the purposes of this Act subject to the modifications set out in column (2) of the said Schedule as if the said provisions were in terms re-enacted in this Act and for that purpose—

(a) expressions used in the said applied provisions shall have the same meanings as in this Act; and

(b) any reference in the said applied provisions to “the tunnel and approaches” (however expressed) shall be construed as a reference to the tunnel.

(2) (a) The following provisions of the Act of 1965 so far as they are applicable in that behalf shall apply and have effect for the purposes of this Act subject to the modifications specified in paragraph (b) of this subsection as if those provisions were in terms re-enacted in this Act:—

section 7 (Correction of errors in deposited plans and book of reference);

section 12 (Disregard of recent improvements and interests);

section 13 (Extinction of private rights of way);

section 14 (Grant of easements by persons under disability);

section 15 (Provision of substituted sites);

section 16 (Power to reinstate owners or occupiers of property);

section 17 (Agreements with adjoining owners);

section 18 (Acquisition of land for relocation of population or industry);

section 19 (Power to develop land for relocation of population or industry);

section 23 (Subsidiary works);

section 25 (Power to Corporations to stop up, etc., streets);

section 27 (Temporary stoppage of streets);

section 29 (Period for completion of tunnel and approaches);

section 58 (Application of provisions of Public Health Act, 1936 c. 49. 1936);

section 59 (Authentication and service of notices, etc.);

section 60 (Inquiries by Board of Trade, etc.); and

section 63 (Arbitration).

(b) (i) Any reference in the said applied provisions to “ the Lands Clauses Acts ” shall be construed as a reference to the Compulsory Purchase Act 1965 as applied by this Act. 1965 c. 56.

(ii) In section 12 (Disregard of recent improvements and interests) of the Act of 1965, as so applied, for the words “ 5th December, 1964 ” there shall be substituted the words “ 5th December, 1967 ”.

(iii) In section 27 (Temporary stoppage of streets) of the Act of 1965, as so applied, for the words "the Minister" there shall be substituted the words "the Minister of Transport".

(iv) In section 29 (Period for completion of tunnel and approaches) of the Act of 1965, as so applied, references to "the tunnel and approaches" shall be construed as references to the tunnel, for the words "1st October, 1965" there shall be substituted the words "1st October, 1968" and for the words "the Minister" there shall be substituted the words "the Minister of Transport".

(v) In subsection (2) of section 60 (Inquiries by Board of Trade, etc.) of the Act of 1965, as so applied, for the words "Mersey Tunnel Acts, 1925 to 1961" there shall be substituted the words "Mersey Tunnel Acts 1925 to 1965".

Application
of protective
provisions of
Act of 1965.

11.—(1) The following provisions of the Act of 1965 so far as they are applicable in that behalf shall apply and have effect for the purposes of this Act subject to the modifications specified in subsection (2) of this section as if those provisions were in terms re-enacted in this Act:—

section 42 (Saving rights of Duchy of Lancaster);

subsections (2) and (3) of section 43 (For protection of Postmaster General);

section 44 (For protection of British Railways Board) (except paragraphs (2), (3), (4), (5) and (16) thereof);

section 45 (For protection of Mersey Docks and Harbour Board) (except paragraphs (2), (9) and (10) thereof); and

section 47 (For protection of certain statutory undertakers) (except paragraphs (2), (11) and (12) thereof).

(2) (a) Any reference in the said applied provisions to an enactment of the Act of 1965, or of the Act of 1925 as applied by that Act, shall be construed as a reference to that enactment as applied by this Act.

(b) In section 45 (For protection of Mersey Docks and Harbour Board) of the Act of 1965, as so applied—

(i) in paragraphs (1), (8) and (13) the references to Work No. 2 shall be construed as references to the works;

- (ii) in paragraph (8) the reference to section 22 (Power to deviate) of the Act of 1965 shall be construed as a reference to section 9 (Power to deviate) of this Act;
- (iii) in paragraph (11) the reference to section 30 (Power to make trial borings) of the Act of 1965 shall be construed as a reference to section 11 of the Compulsory Purchase 1965 c. 56. Act 1965 as applied by this Act.

12.—(1) The following provisions of the undermentioned enactments, that is to say:—

Amendments
of Acts of
1925, 1949
and 1965 and
Liverpool
Corporation
Act 1936.

Act of 1925—

- section 65 (Tolls);
- section 69 (Regulations as to payment of tolls);
- section 71 (Power to compound for payment of tolls);
- section 79 (Accounts of Joint Committee);
- section 80 (Expenditure on capital account);
- section 81 (Expenditure on revenue account);

Liverpool Corporation Act 1936—

1936 c. cxxii.

- section 105 (Mersey Tunnel Joint Committee may appoint special constables for Mersey Tunnel);

Act of 1949—

- section 13 (Inquiries by Minister of Transport);

Act of 1965—

- section 20 (Purchase of lands by agreement);
- subsection (3) of section 31 (Reconstitution of joint committee);
- section 36 (Application of tolls);
- section 40 (Agreements between Corporations and joint committee);
- section 49 (Byelaws);

section 50 (Power to stop persons refusing to pay tolls);
 section 61 (Protection of members of Corporations and
 officers from personal liability); and
 section 62 (Judges and justices not to be disqualified);

shall have effect as if—

- (a) any reference therein to “the tunnels” or to “the tunnel and approaches” as respectively defined in the Act of 1965 included a reference to the tunnel;
- (b) for the words “Mersey Tunnel Acts, 1925 to 1965” wherever those words occur, there were substituted the words “Mersey Tunnel Acts 1925 to 1968”;
- (c) in section 69 of the Act of 1925 for the words “either of the tunnels” and in section 71 of the Act of 1925 for the words “either of them” there were respectively substituted the words “any of the tunnels”; and
- (d) in section 50 of the Act of 1965 for the words “either of the tunnels” there were substituted the words “any of the tunnels” and at the end of that section there were added the words “or in the case of either of the tunnels authorised by this Act and the Mersey Tunnel (Liverpool Wallasey) Act 1968 to repass through the other of those tunnels”.

(2) In subsection (1) of section 62 (References to standing arbitrator) of the Act of 1925, after the words “under the Mersey Tunnel (Liverpool/Wallasey) &c. Act 1965 in relation to the tunnel and approaches as defined in that Act” there shall be inserted the words “or under the Mersey Tunnel (Liverpool Wallasey) Act 1968”.

Power to
 Liverpool
 Corporation
 or joint
 committee to
 borrow and
 repayment of
 borrowed
 moneys.

13.—(1) The Liverpool Corporation, for and on behalf of the Corporations, or for and on behalf of the joint committee, or the joint committee by way of loan from the Minister of Transport, may (in addition to any moneys which they are now authorised to borrow or which they may hereafter be authorised to borrow) borrow at interest without the consent of any sanctioning authority for the respective purposes set forth in column (1) of the following table any sums not exceeding in the aggregate for each such purpose the sum set forth in column (2) thereof in respect of that purpose and all moneys so borrowed shall be repaid within the respective periods set forth in column (3) of the said table, and any sums so borrowed may be applied for the said purposes respectively, and all moneys so borrowed by the

Liverpool Corporation shall be chargeable on the "revenues of the Corporation" as defined by the Liverpool Corporation Act 1921:—

1921 c. lxxiv

(1) Purpose for which money may be borrowed	(2) Amount	(3) Maximum period for repayment of loan
(a) For paying the costs, charges and expenses of this Act	The sum requisite	Five years.
(b) For the purchase of lands for the works	The sum requisite	Sixty years.
(c) For the construction of the works (except machinery, plant and equipment)	£5,900,000	Sixty years.
(d) For machinery, plant and equipment	£1,600,000	Twenty-five years.
(e) For the payment out of capital of interest on moneys borrowed for or in respect of purposes (b) and (c) of this table during the period of suspension referred to in section 14 (Power to suspend annual provision for repayment of borrowed moneys) of this Act	The sum requisite	Sixty years.
(f) Provision of housing accommodation for rehousing persons displaced and the exercise of the powers of section 18 (Acquisition of land for relocation of population or industry) and section 19 (Power to develop land for relocation of population or industry) of the Act of 1965 as applied by this Act	The sum requisite	Sixty years.

(2) The Liverpool Corporation, for and on behalf of the Corporations, or for and on behalf of the joint committee, may borrow such further moneys as may be necessary for any of the purposes aforesaid or the joint committee by way of loan from the Minister of Transport may borrow such further moneys as may be necessary for any of the said purposes or for purposes (c) and (d) referred to in subsection (1) of section 32 (Power to Liverpool Corporation or joint committee to borrow and repayment of borrowed moneys) of the Act of 1965:

Provided that the Liverpool Corporation shall not exercise the powers of this subsection without the sanction of the Minister of Housing and Local Government and any moneys borrowed

by the Liverpool Corporation under the powers of this subsection shall be repaid within such periods not exceeding sixty years as may be prescribed by the said Minister and the revenues chargeable for any moneys so borrowed shall be such as the said Minister shall prescribe.

(3) The annual provision from time to time required to be made by the Liverpool Corporation for interest on and redemption of any moneys borrowed or to be borrowed by them under this section, shall be provided by the joint committee, and all sums so provided shall be deemed to be, for all purposes, a debt of the joint committee and be chargeable to and paid out of the revenue account of the joint committee, and the joint committee shall be deemed to be the person by or through whom the interest is paid.

(4) The Liverpool Corporation shall, from time to time in a minute of the council of the city, estimate the amount of money required by them for the purposes of such provision and every such minute shall state the purpose or purposes for which such money is required and shall fix the time at which such money is to be paid to the treasurer of the city and a copy of every such minute, signed by the town clerk of the city, shall be sent to the clerk to the joint committee, addressed to his office.

(5) The amount specified in the minute shall, at or before the time so fixed, be paid by the joint committee to the treasurer of the city, and shall be deemed to be a debt due from the joint committee to the Liverpool Corporation as from the date fixed for the payment thereof.

(6) It shall not be lawful to exercise the powers of borrowing conferred by this section other than the power of borrowing to pay the costs, charges and expenses of this Act, except in compliance with any order for the time being in force under section 1 of the Borrowing (Control and Guarantees) Act 1946.

1946 c. 58.

Power to suspend annual provision for repayment of borrowed moneys.

14. Notwithstanding anything in any Act, it shall be lawful for the sums to be provided for the redemption of borrowed moneys for or in respect of purposes (b), (c) and (e) referred to in subsection (1) of section 13 (Power to Liverpool Corporation or joint committee to borrow and repayment of borrowed moneys) of this Act to be suspended until the opening of the tunnel for public traffic:

Provided that such suspension shall not be for a longer period than ten years from the date or dates of borrowing or such longer period as the Minister of Housing and Local Government may allow.

15. As from the opening of the tunnel for public traffic, section 10 (Renewals fund) of the Act of 1933 shall have effect as if for the words " the sum of £2,500,000 " there were substituted the words " the sum of £3,000,000 ". Amendment of section 10 of Act of 1933.

16. As from the opening of the tunnel for public traffic, section 11 (Reserve fund) of the Act of 1933 shall have effect as if for the words " the sum of £1,250,000 " there were substituted the words " the sum of £1,500,000 ". Amendment of section 11 of Act of 1933.

17.—(1) Without prejudice to the operation of section 33 of the Interpretation Act 1889, nothing in any byelaw made by the joint committee in pursuance of section 74 (Byelaws) of the Act of 1925 or of section 49 (Byelaws) of the Act of 1965, shall preclude the bringing of proceedings against, and the conviction of, any person with respect to an offence under Part I of the Road Traffic Act 1960 of driving a motor vehicle at a speed exceeding a statutory speed limit. As to speed limit. 1889 c. 63. 1960 c. 16.

(2) Sections 5 and 7 of and Schedule 1 to the Road Traffic Act 1962 (which relate to the disqualification from driving and the endorsement of licences of persons convicted of certain offences) shall have effect in relation to a person convicted of an offence of driving a motor vehicle in the tunnel, or in the tunnels as defined in the Act of 1965, at a speed exceeding the maximum speed prescribed by any byelaw made by the joint committee in pursuance of section 74 (Byelaws) of the Act of 1925 or of section 49 (Byelaws) of the Act of 1965, as if such offence were an offence mentioned in section 4 of the Road Traffic Act 1960. 1962 c. 59.

18.—(1) Nothing in this Act affects prejudicially any estate, right, power, privilege or exemption of the Crown and in particular and without prejudice to the generality of the foregoing nothing in this Act authorises the Corporations to take, use or in any manner interfere with any portion of the shore or bed of any river, channel, creek, bay or estuary or any land, hereditaments, subjects or rights of whatsoever description— Crown rights.

(a) belonging to Her Majesty in right of Her Crown and under the management of the Crown Estate Commissioners without the consent in writing of those Commissioners on behalf of Her Majesty first had and obtained for that purpose; or

(b) belonging to a government department or held in trust for Her Majesty for the purposes of a government department without the consent in writing of that government department.

(2) Nothing in this section shall prejudice or affect any statutory powers of the Corporations to carry out any works by

1878 c. 76.

Accommoda-
tion for
telegraphic
lines of
Postmaster
General.

reason only that such works involve or are likely to involve an alteration in any telegraphic line of the Postmaster General in relation to which paragraphs (1) to (8) of section 7 of the Telegraph Act 1878 apply.

19.—(1) The Corporations shall, in constructing the works, provide for the telegraphic lines of the Postmaster General such reasonable accommodation as may be sufficient for seven cables, each with an external diameter of three inches, and for any apparatus ancillary thereto, and shall also provide a means by which the Postmaster General may have access to the said telegraphic lines, after the same are laid or installed, without breaking up or interfering with the carriageways and footways of the tunnel or of the approach roads to such tunnel. The accommodation and means of access shall be provided in accordance with plans, sections and particulars previously submitted to and reasonably approved by the Postmaster General:

Provided that if within one month of the receipt of the said plans, sections and particulars the Postmaster General does not intimate to the Corporations his approval thereof or make any requirement with respect thereto he shall be deemed to have approved the same.

(2) The additional cost reasonably incurred by the Corporations in providing such accommodation and means of access shall be repaid to the Corporations by the Postmaster General in a single payment or in such other manner as may be agreed between the Corporations and the Postmaster General.

(3) For the purposes of this section the additional cost of providing accommodation or means of access shall be the difference between the cost of constructing the works designed with such accommodation and means of access and the cost of constructing the works designed without making provision for such accommodation and means of access.

(4) The Postmaster General shall conform with the reasonable requirements of the Corporations as to the time or times at which, and the manner in which, he is to lay down or instal in the accommodation provided the said telegraphic lines or carry out any other work in relation thereto and the Corporations shall be entitled to superintend such laying down, installation or other work. The costs reasonably incurred by the Corporations in such superintendence shall be repaid to them by the Postmaster General.

(5) Any question or difference which may arise between the Postmaster General and the Corporations under this section (other than a question or difference as to the meaning or construction of this section) shall be determined by arbitration.

20. The provisions of the Town and Country Planning Act 1962 and any restrictions or powers thereby imposed or conferred in relation to land shall apply and may be exercised in relation to any land notwithstanding that the development thereof is, or may be, authorised or regulated by or under this Act. Saving for town and country planning. 1962 c. 38.

21. The costs, charges and expenses preliminary to, and of and incidental to, the preparing, applying for, obtaining and passing of this Act, shall be paid by the joint committee out of revenue or out of their reserve fund in such amounts as the joint committee shall determine, or out of moneys to be borrowed by the Liverpool Corporation for the purposes of this Act. Costs of Act.

SCHEDULES

SCHEDULE 1

Section 6.

DESCRIBING LANDS IN RESPECT OF WHICH EASEMENTS MAY BE TAKEN AS PROVIDED BY SECTION 6 (POWER TO ACQUIRE EASEMENTS ONLY IN CERTAIN CASES) OF THIS ACT

(1) Area	(2) No. on deposited plans
The borough	46 to 50.

SCHEDULE 2

Section 7.

LANDS REFERRED TO IN SECTION 7 (EASEMENTS ONLY TO BE ACQUIRED UNDER CERTAIN LANDS) OF THIS ACT

(1) Area	(2) No. on deposited plans
The city	1 to 16.
The borough	1 to 45 and 51 to 84.

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