



CHAPTER clxii.

An Act to authorise the Baker Street and Waterloo Railway Company to acquire additional lands and for other purposes. [11th August 1903.]

[11th August 1903.]

WHEREAS the Baker Street and Waterloo Railway Company (hereinafter called “ the Company ”) was incorporated by the Baker Street and Waterloo Railway Act 1893 (hereinafter called “ the Act of 1893 ”) and was thereby and by Acts passed in 1896 1899 and 1900 (hereinafter called “ the Acts of 1896 1899 and 1900 ” respectively) authorised to construct the underground railways and subways and other works in those Acts described and to raise a share capital not exceeding two million three hundred and eighty-five thousand pounds and to borrow in respect thereof not exceeding seven hundred and ninety-four thousand pounds :

And whereas by the Baker Street and Waterloo Railway Act 1902 (hereinafter called “the Act of 1902”) the times limited by the Act of 1899 for the compulsory purchase of lands and by the Acts of 1893 1896 and 1899 for the completion of the railways and works by those Acts authorised were respectively extended and fresh borrowing powers were granted to the Company in substitution for their borrowing powers under their Acts of 1893 and 1900 :

And whereas the Company have raised by the creation and issue of share capital sums amounting to one million one hundred and forty-one thousand pounds but have not raised any loan capital :

And whereas the Company have nearly completed so much of their authorised railways as will give a through communication between Waterloo Station and Oxford Circus and have made considerable progress with the construction of other works and have expended thereon sums amounting to upwards of one million one hundred thousand pounds :

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And whereas it is expedient to empower the Company to acquire additional lands in the parish of St. Mary Lambeth :

And whereas plans showing the lands to be acquired under the authority 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 were duly deposited with the clerk of the peace for the county of London and are hereinafter respectively referred to as “ the deposited plans and book of reference ” :

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

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 (that is to say) :—

Short title.

1. This Act may be cited as the Baker Street and Waterloo Railway Act 1903.

Incorporation
of Lands
Clauses Acts.

2. The Lands Clauses Acts are hereby incorporated with and form part of this Act.

Interpreta-
tion.

3. In this Act unless the context otherwise requires—

The expression “ the Company ” means the Baker Street and Waterloo Railway Company ;

The expression “ the Company’s Acts ” means the Company’s Acts of 1893 1896 1899 1900 and 1902.

Power to
acquire
lands.

4. In addition to any other lands which they are authorised to acquire the Company may enter on take and use all or any of the lands situate in the parish of St. Mary Lambeth and delineated on the deposited plans and described in the deposited book of reference.

Period for
compulsory
purchase of
lands.

5. The powers of the Company for the compulsory purchase of lands for the purposes of this Act shall cease after the expiration of three years from the passing of this Act.

Restriction
on taking
houses of
labouring
class.

6.—(1) The Company shall not purchase acquire or appropriate under any of the powers of this Act or for any of the purposes of this Act twenty or more houses or sites of houses in the administrative county of London which at any time within five years before the passing of this Act have been or shall hereafter be occupied

either wholly or partially by persons belonging to the labouring class as tenants or lodgers. A.D. 1903.

(2) If the said Company purchase acquire or appropriate any house or site under the powers of this Act or for any of the purposes of this Act in contravention of the foregoing provision they shall be liable to a penalty of five hundred pounds for every such house or site which penalty shall be recoverable by the Secretary of State by action in the High Court and shall be carried to and form part of the Consolidated Fund of the United Kingdom Provided that the court may if it think fit reduce the penalty.

(3) For the purposes of this section—

The expression “ house ” means any house or part of a house occupied as a separate dwelling ; and

The expression “ labouring class ” means mechanics artizans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them.

7.—(1) The Company and the Underground Electric Railways Company of London Limited may subject to the approval of the Board of Trade enter into and carry into effect agreements for or with respect to the supply to the Company of electric power or current for their railways and works or any of them and as to the haulage by the said limited company of the trains on and the equipment and the electrical working and handling of the traffic of the said railways and works and the said limited company may apply their funds or revenues to or for the purposes of any such agreement.

Agreements
with Under-
ground Elec-
tric Railways
Company of
London
Limited.

(2) All provisions for the protection of the telegraphic lines of the Postmaster-General which are contained in the Company's Acts shall extend and apply to the said limited company and to the exercise by that company of any of the powers conferred by this Act or by any agreement made under this Act.

8. The Company shall deliver to the Registrar of Joint Stock Companies a printed copy of this Act and he shall retain and register the same and if such copy is not so delivered within three months from the passing of this Act the Company shall incur a penalty not exceeding two pounds for every day after the expiration

Copy of Act
to be regis-
tered.

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A.D. 1903. — of those three months during which the default continues and any director or manager of the Company who knowingly and wilfully authorises such default shall incur the like penalty. Every penalty under this section shall be recoverable summarily.

There shall be paid to the registrar by the Company on such copy being registered the like fee as is for the time being payable under the Companies Act 1862 on registration of any document other than a memorandum of association.

Application
of London
Building
Acts.

9. The provisions of the London Building Act 1894 and any Act or Acts amending the same shall (except so far as the same may be expressly varied by this Act) apply to the execution by the Company of any works on any lands in the administrative county of London which may be acquired by them under the powers of this Act and the Company shall save as aforesaid be entitled to the benefit of any special exemptions in favour of railway companies in the said London Building Act contained but no such exemptions shall be deemed to apply to such part of any building as shall be used or intended to be used for other than railway purposes.

Station en-
trances and
exits.

10. The entrances and exits to and from the station buildings of the Company erected on any lands acquired under the powers of this Act in the administrative county of London and the booking offices waiting-rooms and conveniences to be provided therein for passengers shall be so designed and of such extent as to secure the least practicable inconvenience to the public traffic in the adjoining streets and all such works shall be executed only in accordance with plans thereof previously submitted to and approved by the London County Council and in case any question shall arise between the Company and the council as to such plans or the approval thereof such question shall be determined by an arbitrator to be appointed on the application of either party by the President of the Institution of Civil Engineers.

Buildings not
to be brought
beyond
general line
&c.

11. Notwithstanding anything contained in this Act or shown on the deposited plans it shall not be lawful for the Company to encroach upon any part of the surface of any street or footway in the administrative county of London or without the consent of the London County Council to erect or maintain any building or structure beyond the general line of buildings in any street part of a street place or row of houses in the said county or to erect any building or structure in such manner that any external wall thereof or the external fence or boundary of any forecourt or space in front

thereof shall be within the distances hereinafter prescribed from the centre of the roadway of any street or way (being a highway) upon which the same will abut that is to say where such street or way is used for the purposes of carriage traffic twenty feet and where such street or way is used for the purposes of foot traffic only ten feet. A.D. 1903.
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12. At all times after the opening of the railways of the Company or any part thereof for conveyance of passengers the Company shall on every morning of the week except Sundays Christmas day Good Friday and bank holidays run a sufficient number of trains which shall be timed to arrive at each terminus up to eight o'clock. Workmen's
trains.

The Company shall issue at all stations tickets for workmen available for any train and timed to arrive at or before eight o'clock a.m. at its terminus or at the station of the passenger's destination and such tickets shall be issued at fares which shall not exceed one penny for a single journey and twopence return for any distance on the railways of the Company.

A workman's return ticket issued in pursuance of this section shall entitle the holder to travel in a suitable carriage by any such train starting from the station at which such ticket is issued and to return in a like carriage by any train during the day and to leave the train at any station at which the train shall stop.

The Company shall publish and keep published in some conspicuous and convenient part of every station on the railway notice boards or placards setting forth the conditions on which workmen's tickets are issued the fares charged in respect thereof and the trains by which such tickets are available and shall also publish the like information in their book of time tables (if any).

On complaint being made to the Board of Trade by the London County Council or any other body or person with respect to the sufficiency convenience number or times of trains or the sufficiency of the accommodation provided thereby or the fares or tickets the Board of Trade may after inquiry make such order upon the Company as having regard to the circumstances may appear to the Board to be necessary to give effect to the purposes of this section.

Nothing in this or any former Act shall be deemed to confer on the Company any right to claim exemption from any requirements of the Board of Trade under the Cheap Trains Act 1883 or any

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A.D. 1903. — statutory modification thereof or from the provisions of any general Act or any special Act of Parliament which may be hereafter passed dealing with the subject of cheap trains.

Bank holiday fares. **13.** It shall not be lawful for the Company to take or demand on Sunday or on any bank or public holiday any higher rates or charges than those levied or made by them on working days.

Company to widen certain streets. **14.** If the Company acquire the lands in the metropolitan borough of Lambeth delineated on the deposited plans and numbered respectively 1 and 2 or any part of such lands they shall not utilise any part of the surface of such lands which may be in advance of the red line shown on the plan which has been signed in triplicate by the Right Honourable A. F. Jeffreys the Chairman of the Committee of the House of Commons to which the Bill for this Act was referred but the surface of such lands shall be thereupon deemed to form part of the highway of the street to which the same have been added and shall thereafter be maintained repaired cleansed and lighted by the council of the said metropolitan borough.

Objects of interest to be at disposal of London County Council. **15.** The Company shall carefully preserve and remove all objects of geological or antiquarian interest discovered by them in the execution of the works by this or any former Act authorised within the administrative county of London and subject to the rights of the Crown and except so far as the same may be proved to be the property of any other person any such objects shall be subject to the disposal of the London County Council in such manner as the said council may from time to time resolve and the Company shall use all reasonable means for securing compliance with the provisions of this section.

Exhibition of placards in county of London. **16.** The Company shall not affix or exhibit or permit to be affixed or exhibited upon any part of the lands acquired under the powers of this Act or upon any building or hoarding and whether during or after the construction of the works within view of any public street any placards or advertisements except such as shall have been approved in writing by the clerk or other officer of the London County Council and if any such placard or advertisement be affixed or exhibited without such approval the said council and their authorised officers may remove the same but this provision shall not prevent the Company from exhibiting on the outside of any station placards giving information to the public as to the traffic of the Company.

17. Section 38 of the Act of 1896 and section 46 of the Act of 1899 and section 45 of the Act of 1900 shall respectively be read as if in each of those sections the words “shall have deposited with the Board of Trade a statutory declaration by two of the directors and the secretary of the Company” were substituted for the words “shall have obtained a certificate from the Board of Trade.”

18. Nothing in this Act contained shall exempt the Company from the provisions of any general Act relating to railways or the better and more impartial audit of the accounts of railway companies passed before or after the passing of this Act or from any future revision or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels authorised to be taken.

Saving for
general Rail-
way Acts.

19. The costs charges and expenses of and incidental to Costs of Act. preparing obtaining and passing this Act shall be paid by the Company.

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